



**CIVILIAN POLICE REVIEW BOARD**  
**OFFICE OF PROFESSIONAL STANDARDS**

June 20, 2018

**MEETING MINUTES**

- |   |   |
|---|---|
| <b>I. CALL TO ORDER – 10:00</b>   | <b>Roslyn Quarto, Chair</b>   |
| <b>II. ROLL CALL</b>  | Chairperson Quarto  |
| <b><u>CPRB MEMBERS</u></b>  | <b><u>OPS STAFF</u></b>   |
| <b>ATTENDANCE</b><br>Roslyn Quarto<br>Stephanie Scalise<br>Michael Graham<br>Edwin Santos<br>Michael Walker<br>Ernest Turner<br>Michael Hess<br>Mary Clark<br>LeeAnn Hanlon, Secretary<br>Gerri Butler, Staff Counsel | <b>ATTENDANCE</b><br>Roger Smith, Administrator<br>Tony Scott, General Manager<br>Dave Hammons, Investigator<br>Barbara Williams-Bennett, Inv.<br>Eric Richardson, Investigator<br>Art Bowker, Investigator<br>Keith Oliver, Investigator<br>Shaunita Lee, Investigator<br>Anitra Merritt, Investigator |
| <b>III. PUBLIC COMMENT</b>  |   |
| <b>IV. PRESENTATION OF INVESTIGATIONS</b>   | OPS Investigative Staff   |
| <b>V. ANNOUNCEMENTS AND COMMUNICATIONS</b>  |   |
| <b>VI. OPS REPORT</b>   |   |
| <b>VII. COMMITTEE REPORTS</b>   |   |
| <b>VIII. NEW BUSINESS</b>   |   |
| <b>IX. ADJOURNMENT</b>  |   |



### III. Public Comment – Ms. Quarto reminds every one of the three (3) minute time limit

Dave Lima, **SURJ**, read a statement, which is as follows:

In the March meeting of the Board, I commented on the importance of keeping track of repetitive behaviors of police officers. Repetitive patterns of behavior may reveal implicit biases, especially those biases held about black men, which often lead to exaggerated levels of anxiety and fear, the excessive use of force and sometimes deadly use of force. When facts about the current complaint match previous complaints and involve the same officers, the Board should communicate their findings to the CDP. By engaging proactively in this process, the Civilian Police Review Board may have a positive impact on future officer misconduct.

Personnel records of officers in question may provide additional information to the Board concerning these repetitive behaviors. It is my understanding that the Board can request the personnel records from the CDP to further confirm their concerns. In the event of the CDP's refusal, the Board could use its subpoena power. I quote from the Board's Operating Manual and Procedures – "Upon majority vote, and at the request of the OPS Administrator or his or her designee, the Board has the power to subpoena and require the attendance of witnesses, the production of documents, and/or the production of other papers pertinent to its adjudications, and shall have the power to administer oaths."

This suggested process appears to be well within the jurisdiction of the Board's authority. Failure of the officer to have a supervisor respond to the scene when the subject wants to make a complaint.

For the record, Ms. Quarto is not aware of any time where the CDP has refused to give the CPRB information – the bigger problem for the Board and the Investigators is figuring out how you prove out a case of bias when the Monitoring Team has, in fact, directed us not to look at past behavior as indicative of possible wrongdoing in the present. The Board has asked the Monitoring Team to provide both the Board and the Investigators with training on how they think it's possible to prove out a bias case. The Board is waiting for follow up from the Monitoring Team on that specific training.

Mr. Lima states that he believed that he pointed out in the last meeting that although each individual complaint get evaluated, investigated, and adjudicated on the basis of that specific complaint, that should not prevent the Board from noting the repetitive pattern.

Next Meeting Date: Wednesday, July 18, 2018 at 10:00 am



Ms. Quarto stated that the last time, in reference to the cases with the cab drivers, there were questions as to whether the officer's duty was to go and try and break up a ring of Nigerian cab drivers and then for him to be put up on charges for arresting Nigerian cab drivers, that's also the other side of that issue, and so hopefully there will be some training in the next couple of months that will allow the Board to dig deeper in figuring out all the different sides of a bias investigation.

#### **IV. Vote**

##### **a. 15-160: Daniel**

P.O. Andrekovic #1829

Allegation: Unprofessional Conduct

Recommendation: Unfounded

Motion: Quarto

Second: Scalise

*Motion passes*

P.O. Barnhart #1987

Allegation: Unprofessional Conduct

Recommendation: Unfounded

Motion: Quarto

Second: Scalise

*Motion passes*

Allegation: Missing Property

Recommendation: Unfounded

Motion: Quarto

Second: Scalise

*Motion passes*



**b. 16-015: McNulty**

Traffic Controller Shaw #7060

Allegation: Unprofessional Conduct  
Recommendation: Insufficient Evidence  
Motion: Quarto  
Second: Santos  
*Motion passes, one abstention*

**c. 16-016: Graubard**

P.O. Gasiewski #648

Allegation: Improper Citation  
Recommendation: Insufficient Evidence  
Motion: Quarto  
Second: Walker  
*Motion passes*

Allegation: Unprofessional Conduct  
Recommendation: Insufficient Evidence  
Motion: Quarto  
Second: Clark  
*Motion passes*

**d. 16-064: March**

P.O. Madison #612

Allegation: Improper Arrest  
Recommendation: Exonerated  
Motion: Scalise  
Second: Turner  
*Motion passes, one abstention*

Allegation: Unlawful Confiscation  
Recommendation: Exonerated  
Motion: Scalise  
Second: Clark  
*Motion passes, one abstention*



Allegation: Damage to Property  
Recommendation: Exonerated  
Motion: Scalise  
Seconded: Santos  
*Motion passes, one abstention*

P.O. Heater #52

Allegation: Improper Arrest  
Recommendation: Exonerated  
Motion: Scalise  
Second: Clark  
*Motion passes, one abstention*

Allegation: Unlawful Confiscation  
Recommendation: Exonerated  
Motion: Scalise  
Second: Turner  
*Motion passes, one abstention*

P.O. Varndell #2554

Allegation: Damage to Property  
Recommendation: Exonerated  
Motion: Scalise  
Second: Clark  
*Motion passes, one abstention*

Sgt. Bryant #9174

Allegation: Unprofessional Conduct  
Recommendation: Exonerated  
Motion: Scalise  
Second: Quarto  
*Motion passes, one abstention*

Sgt. Harhay #9136

Allegation: Improper Arrest  
Recommendation: Exonerated  
Motion: Scalise  
Second: Quarto  
*Motion passes, one abstention*



**e. 16-117: Hurd**

P.O. Walter #1683

Allegation: Improper Citation  
Recommendation: Exonerated  
Motion: Quarto  
Second: Santos  
*Motion passes*

Allegation: Improper Arrest  
Recommendation: Exonerate  
Motion: Quarto  
Second: Clark  
*Motion passes*

P.O. Stuhm #425

Allegation: Improper Citation  
Recommendation: Exonerated  
Motion: Quarto  
Second: Turner  
*Motion passes*

Allegation: Improper Arrest  
Recommendation: Exonerated  
Motion: Quarto  
Second: Scalise  
*Motion passes*

**f. 16-182: Wohlgemuth**

P.O. Slatkovsky #1801

Allegation: Improper Stop  
Recommendation: Exonerated  
Motion: Scalise  
Second: Graham  
*Motion passes*



P.O. Guerra #569

Allegation: Improper Stop  
Recommendation: Exonerated  
Motion: Scalise  
Second: Walker  
*Motion passes*

P.O. White #1914

Allegation: Improper Stop  
Recommendation: Exonerated  
Motion: Scalise  
Second: Clark  
*Motion passes*

Sgt. Graham #9954

Allegation: Improper Stop  
Recommendation: Exonerated  
Motion: Scalise  
Second: Santos  
*Motion passes*

**g. 16-232: Skulina – tabled for the July 18 meeting upon further review of General Police Order (GPO) 8.2.01**

Sgt. Montague #9217

Allegation: Improper Citation

Allegation: Improper Tow

Allegation: Harassment

Allegation: Unprofessional Conduct



**h. 16-251: Petko**

P.O. Gonzalez #1150

Allegation: Lack of Service  
Recommendation: Exonerated  
Motion: Scalise  
Second: Clark  
*Motion passes*

P.O. Williams #2120

Allegation: Lack of Service  
Recommendation: Exonerated  
Motion: Scalise  
Second: Santos  
*Motion passes*

**i. 16-255: Hollins**

Det. Reese #591

Allegation: Harassment  
Recommendation: Exonerated  
Motion: Scalise  
Second: Turner  
*Motion passes*

Allegation: Unprofessional Conduct  
Recommendation: Unfounded  
Motion: Scalise  
Second: Quarto  
*Motion passes*

Allegation: Improper Search  
Recommendation: Exonerated  
Motion: Scalise  
Second: Hess  
*Motion passes*





**j. 16-263: Juvan**

P.O. Feldman #1747

Allegation: Unprofessional Conduct

Recommendation: Exonerated

Motion: Scalise

Second: Clark

*Motion passes*

**k. 17-166: Mugler**

P.O. Francel #2125

Allegation: Missing Property

Recommendation: Exonerated

Motion: Scalise

Second: Walker

*Motion passes*

**l. 17-219: Baker**

P.O. Bronish #148

Allegation: Excessive Force

Recommendation: Unfounded

Motion: Scalise

Second: Walker

*Motion passes*

Allegation: Missing Property

Recommendation: Unfounded

Motion: Scalise

Second: Quarto

*Motion passes*

P.O. Robles #2283

Allegation: Excessive Force

Recommendation: Unfounded

Motion: Scalise

Second: Santos

*Motion passes*



Allegation: Missing Property  
Recommendation: Unfounded  
Motion: Scalise  
Second: Santos  
*Motion passes*

**m. 18-033: Haywood**

P.O. Haggerty #2014

Allegation: Unprofessional Conduct  
Recommendation: Unfounded  
Motion: Scalise  
Second: Quarto  
*Motion passes*

Allegation: Lack of Service  
Recommendation: Exonerated  
Motion: Scalise  
Second: Quarto  
*Motion passes*

**n. 18-034: Russell**

P.O. Koney #744

Allegation: Lack of Service  
Recommendation: Exonerated  
Motion: Scalise  
Second: Clark  
*Motion passes*