



OFFICE OF PROFESSIONAL STANDARDS
205 West St. Clair Avenue, Suite 301, Cleveland, Ohio 44113
CIVILIAN POLICE REVIEW BOARD

****Meeting Location: 601 Lakeside Avenue, Room 514, Cleveland, Ohio 44114****

Tuesday, November 12, 2019
MEETING AGENDA

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| I. CALL TO ORDER | Michael Graham, Chair |
| II. ROLL CALL & INTRODUCTIONS | |
| III. APPROVAL OF MINUTES | CPRB |
| IV. PUBLIC COMMENT | |
| V. SUBPOENA | Roger Smith, Administrator |
| VI. ADMINISTRATIVE DISMISSAL APPEAL | Roger Smith, Administrator |
| VII. PRESENTATION OF INVESTIGATIONS | Roger Smith, Administrator
OPS Investigative Staff |
| VIII. HILLARD HEINTZE CASES | |
| IX. HILLARD HEINTZE FINDINGS LETTERS | |
| X. ANNOUNCEMENTS AND COMMUNICATIONS | |
| XI. OPS REPORT | Roger Smith, Administrator |
| A. REVIEW OF CDP DISCIPLINARY DECISIONS | |
| XII. POLICY UPDATES | Michael Graham, Chair |
| XIII. COMMITTEE REPORTS | |
| XIV. UNFINISHED BUSINESS | |
| XV. NEW BUSINESS | |
| XVI. ADJOURNMENT | |

Next Meeting Date: Tuesday, December 10, 2019, 10:00am



Tuesday, November 12, 2019

VI: ADMINISTRATIVE DISMISSAL APPEAL

COUNT	OPS#	COMPLAINANT	INVESTIGATOR	ALLEGATION	CPRB DISPOSITION
1	19-133	Burgess	Richardson	Improper Citation	P.O. Moyano #2085 Improper Citation Recommendation: _____ Motion: _____ Second: _____ P.O. Piper #1113 Improper Citation Recommendation: _____ Motion: _____ Second: _____



VII: PRESENTATION OF INVESTIGATIONS

COUNT	OPS#	COMPLAINANT	INVESTIGATOR	ALLEGATION	CPRB DISPOSITION
1	15-029	Rice	Hammons	Improper Detention	Sgt. Rutherford #9017 Improper Detention Recommendation: _____ Motion: _____ Second: _____
2	19-025	Collins	Wynne	Unprofessional Conduct	P.O. Brown #1844 Unprofessional Conduct Recommendation: _____ Motion: _____ Second: _____ P.O. Woods #1989 Unprofessional Conduct Recommendation: _____ Motion: _____ Second: _____
3	19-034	Kahn	Wynne	Lack of Service	Det. Kaufmann #893 Lack of Service Recommendation: _____ Motion: _____ Second: _____



4	19-036	Naffah	Oliver	Lack of Service Unprofessional Conduct	P.O. Sabala #853 Lack of Service Recommendation: _____ Motion: _____ Second: _____ Unprofessional Conduct Recommendation: _____ Motion: _____ Second: _____
5	19-049	King	Delaney	Lack of Service Harassment	Lt. DeFranco #8509 Lack of Service Recommendation: _____ Motion: _____ Second: _____ Sgt. Bryant #9174 Harassment Recommendation: _____ Motion: _____ Second: _____



6	19-050	Davis	Bowker	Improper Stop Improper Citation Biased Policing Unprofessional Conduct	P.O. Webb #2064 Improper Stop Recommendation: _____ Motion: _____ Second: _____ Improper Citation Recommendation: _____ Motion: _____ Second: _____ Biased Policing Recommendation: _____ Motion: _____ Second: _____ Unprofessional Conduct Recommendation: _____ Motion: _____ Second: _____ P.O. Corea #2597 Improper Stop Recommendation: _____ Motion: _____ Second: _____ Biased Policing Recommendation: _____ Motion: _____ Second: _____ Unprofessional Conduct Recommendation: _____ Motion: _____ Second: _____
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7	19-054	Mack	Wynne	Unprofessional Conduct	P.O. Potchatek #2016 Unprofessional Conduct Recommendation: _____ Motion: _____ Second: _____
8	19-102	Olson	Funari	Unprofessional Conduct	P.O. VonMayhem #2396 Unprofessional Conduct Recommendation: _____ Motion: _____ Second: _____
9	19-107	Jernigan	Delaney	Unprofessional Conduct	Dispatcher Mainor #2 Unprofessional Conduct Recommendation: _____ Motion: _____ Second: _____ P.O. Zarefoss #1238 Unprofessional Conduct Recommendation: _____ Motion: _____ Second: _____ P.O. Rivera #1704 Recommendation: _____ Motion: _____ Second: _____
10	19-109	Lopez	Merritt	Lack of Service	P.O. Rodriguez #1353 Lack of Service Recommendation: _____ Motion: _____ Second: _____



11	19-115	Miller	Richardson	Improper Tow	P.O. Lyons #1022 Improper Tow Recommendation: _____ Motion: _____ Second: _____ Sgt. Weaver #9172 Improper Tow Recommendation: _____ Motion: _____ Second: _____
12	19-117	Nulph	Merritt	Unprofessional Conduct	Phone Operator Torres #105 Unprofessional Conduct Recommendation: _____ Motion: _____ Second: _____



13	19-124	Turner	Richardson	Lack of Service	<p>P.O. Kitko #553</p> <p>Lack of Service Recommendation: _____ Motion: _____ Second: _____</p> <p>P.O. Williams #2155</p> <p>Lack of Service Recommendation: _____ Motion: _____ Second: _____</p> <p>P.O. Bowser #262</p> <p>Lack of Service Recommendation: _____ Motion: _____ Second: _____</p> <p>P.O. Farley #409</p> <p>Lack of Service Recommendation: _____ Motion: _____ Second: _____</p>
14	19-151	Allison	Richardson	Lack of Service	<p>P.O. Petitti #1932</p> <p>Lack of Service Recommendation: _____ Motion: _____ Second: _____</p>



15	19-160	Eichele	Richardson	Lack of Service Unprofessional Conduct	P.O. Haburjak #1145 Lack of Service Recommendation: _____ Motion: _____ Second: _____ Unprofessional Conduct Recommendation: _____ Motion: _____ Second: _____ P.O. Farra #1182 Lack of Service Recommendation: _____ Motion: _____ Second: _____ Unprofessional Conduct Recommendation: _____ Motion: _____ Second: _____ P.O. Truxel #386 Lack of Service Recommendation: _____ Motion: _____ Second: _____ Unprofessional Conduct Recommendation: _____ Motion: _____ Second: _____
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15	19-160 (con'd)	Eichele	Richardson	Lack of Service Unprofessional Conduct	P.O. Parente #1221 Lack of Service Recommendation: _____ Motion: _____ Second: _____ Unprofessional Conduct Recommendation: _____ Motion: _____ Second: _____
16	19-169	Henderson	Richardson	Improper Procedure	Sgt. Allen #9167 Improper Procedure Recommendation: _____ Motion: _____ Second: _____



17	19-175	Thomas	Delaney	Unprofessional Conduct	<p>P.O. Johnson #305</p> <p>Unprofessional Conduct Recommendation: _____</p> <p>Motion: _____</p> <p>Second: _____</p> <p>P.O. Cozart #552</p> <p>Unprofessional Conduct Recommendation: _____</p> <p>Motion: _____</p> <p>Second: _____</p> <p>Sgt. Pirinelli #9046</p> <p>Unprofessional Conduct Recommendation: _____</p> <p>Motion: _____</p> <p>Second: _____</p> <p>P.O. Foster #1863</p> <p>Unprofessional Conduct Recommendation: _____</p> <p>Motion: _____</p> <p>Second: _____</p> <p>P.O. Petkac #1821</p> <p>Unprofessional Conduct Recommendation: _____</p> <p>Motion: _____</p> <p>Second: _____</p>
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VIII. Hillard Heintze Cases

COUNT	OPS #	COMPLAINANT	ALLEGATION	RECOMMENDATION	MOTION
1	15-050	Colon	Excessive Force Unprofessional	Unfounded Unfounded	Approved _____ Not Approved _____
2	16-033	Williamson	Unprofessional	Unfounded	Approved _____ Not Approved _____
3	16-039	DeFreeze	Harassment	Unfounded	Approved _____ Not Approved _____
4	16-051	Owens	Unprofessional	Unfounded	Approved _____ Not Approved _____
5	16-068	Karim	Unprofessional Biased Policing	Unfounded Unfounded	Approved _____ Not Approved _____
6	16-070	Robinson	Lack of Service Unprofessional	Unfounded Unfounded	Approved _____ Not Approved _____
7	16-074	Pinter	Unprofessional	Insufficient Evidence	Approved _____ Not Approved _____
8	16-155	Fesby	Lack of Service	Unfounded	Approved _____ Not Approved _____
9	16-199	Estergall	Lack of Service Unprofessional	Unfounded Unfounded	Approved _____ Not Approved _____
10	16-207	Whitley	Excessive Force Unprofessional	Unfounded Unfounded	Approved _____ Not Approved _____

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11	16-257	White	Harassment	Unfounded	Approved _____ Not Approved _____
12	17-004	Pullom	Lack of Service	Unfounded	Approved _____ Not Approved _____
13	17-007	McQueen	Damaged Property	Unfounded	Approved _____ Not Approved _____
14	17-051	Hawkins	Unprofessional	Unfounded	Approved _____ Not Approved _____
15	17-057	Halfen	Unprofessional	Unfounded	Approved _____ Not Approved _____
16	17-061	Braden	Excessive Force WCS Violation	Unfounded Exonerated	Approved _____ Not Approved _____
17	17-076	Krapes	Improper Citation Unprofessional	Unfounded Unfounded	Approved _____ Not Approved _____
18	17-078	Hernandez / Glover	Unprofessional	Insufficient Evidence	Approved _____ Not Approved _____
19	17-093	Liddell	Harassment Improper Arrest	Unfounded Unfounded	Approved _____ Not Approved _____
20	17-100	Nelson	Lack of Service	Unfounded	Approved _____ Not Approved _____
21	17-106	Daniel	Lack of Service	Unfounded	Approved _____ Not Approved _____

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22	17-107	Dailey	Improper Stop Biased Policing Unprofessional	Unfounded Unfounded Unfounded	Approved _____ Not Approved _____
23	17-108	Johnston	Excessive Force Improper Arrest Unprofessional	Unfounded Exonerated Unfounded	Approved _____ Not Approved _____
24	17-109	Petriella	Lack of Service	Unfounded	Approved _____ Not Approved _____



IX. HILLARD HEINTZE FINDINGS LETTERS

COUNT	OPS#	COMPLAINANT	INVESTIGATOR	ALLEGATION	HH DISPOSITION
1	16-008	Belcher	HH	Lack of Service Unprofessional Conduct	P.O. King #2131 Lack of Service Recommendation: _____ Motion: _____ Second: _____ Unprofessional Conduct Recommendation: _____ Motion: _____ Second: _____
2	16-033	Williamson	HH	Improper Search	Lt. Baeppler #8502 Improper Search Recommendation: _____ Motion: _____ Second: _____
3	16-039	DeFreeze	HH	Unprofessional Conduct	P.O. Lynch #730 Unprofessional Conduct Recommendation: _____ Motion: _____ Second: _____
4	16-127	Shutes	HH	Lack of Service	P.O. Corrigan #840 Lack of Service Recommendation: _____ Motion: _____ Second: _____ P.O. Soucek #119 Lack of Service Recommendation: _____ Motion: _____ Second: _____



5	16-157	Tuggle	HH	Unprofessional Conduct	<p>P.O. Hagy #268</p> <p>Unprofessional Conduct Recommendation: _____</p> <p>Motion: _____</p> <p>Second: _____</p> <p>P.O. Zeitz #1174</p> <p>Unprofessional Conduct Recommendation: _____</p> <p>Motion: _____</p> <p>Second: _____</p>
6	16-193	Mitchell	HH	Unprofessional Conduct	<p>P.O. Adams #12</p> <p>Unprofessional Conduct Recommendation: _____</p> <p>Motion: _____</p> <p>Second: _____</p>
7	16-216	Angel	HH	<p>Unprofessional Conduct</p> <p>Improper Procedure</p>	<p>P.O. Ruma #842</p> <p>Unprofessional Conduct Recommendation: _____</p> <p>Motion: _____</p> <p>Second: _____</p> <p>Improper Procedure Recommendation: _____</p> <p>Motion: _____</p> <p>Second: _____</p>
8	16-257	White	HH	Unprofessional Conduct	<p>Det. Smith #1712</p> <p>Unprofessional Conduct Recommendation: _____</p> <p>Motion: _____</p> <p>Second: _____</p>



9	17-037	Pugh	HH	Lack of Service	<p>P.O. Soucek #119</p> <p>Lack of Service Recommendation: _____ Motion: _____ Second: _____</p> <p>P.O. Corrigan #840</p> <p>Lack of Service Recommendation: _____ Motion: _____ Second: _____</p>
10	17-040	Crosby	HH	Lack of Service	<p>P.O. Lane #1661</p> <p>Lack of Service Recommendation: _____ Motion: _____ Second: _____</p>
11	17-051	Hawkins	HH	Improper Procedure	<p>P.O. Gasiewski #648</p> <p>Improper Procedure Recommendation: _____ Motion: _____ Second: _____</p>



XI (A). Review of CDP Decisions

COUNT	OPS #	COMPLAINANT	INVESTIGATOR	Allegation	Chief Decision
1	18-181	Jones	Delaney	<p>Improper Citation – CPRB sustained this allegation with a Group I recommendation.</p> <p>Duty Report Violation – CPRB sustained this allegation with a Group I recommendation.</p>	<p>Improper Citation – Chief Williams departed from the CPRB recommendation, citing that the divisional notice referencing interaction with the Division of Animal Care and Control was not relevant to the investigation.</p> <p>Duty Report Violation – Chief Williams will issue a written reprimand to P.O. Levert #2225 if the CPRB declines to appeal this decision.</p>
2	18-183	Rogers	Bowker	<p>Lack of Service – CPRB sustained this allegation with a recommendation for a Letter of Reinstruction.</p>	<p>Lack of Service – Chief Williams concurred with the CPRB recommendation and issued P.O. Lozinak a Letter of Reinstruction.</p>
3	18-198	Ewais	Funari	<p>Lack of Service – CPRB sustained this allegation with a recommendation for a Letter of Reinstruction.</p>	<p>Lack of Service – Chief Williams concurred with the CPRB recommendation and issued P.O. Seroka #2523 a Letter of Reinstruction.</p>
4	18-208	Hill	Wynne	<p>Excessive Force – CPRB sustained this allegation with a Group III recommendation.</p> <p>Failure to Complete Use of Less Lethal Force Report – CPRB sustained this allegation with a Group I recommendation.</p>	<p>Excessive Force – Chief Williams departed from CPRB recommendation, citing that the use of force was within policy.</p> <p>Failure to Complete Use of Less Lethal Report – Chief Williams departed from CPRB recommendation, citing that a supervisor responded to the scene.</p> <p>Chief Williams dismissed these allegations.</p>

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5	19-023	Salameh	Oliver	Unprofessional Conduct – CPRB sustained this allegation with a Group II recommendation.	Chief Williams departed from CPRB recommendation, citing that P.O. Davis #561's behavior does not rise to the level of a Group II discipline level. Chief Williams amended the allegation from a Group II to a Group I and will issue P.O. Davis a written reprimand and re-training if the CPRB declines to appeal this decision.
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