



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

**\*\*ONLINE WEBEX MEETING\*\***

Tuesday, April 12, 2022

**MEETING AGENDA**

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|---|-----------------------------------|
| <b>I. CALL TO ORDER</b>                             | Michael Hess, Chair               |
| <b>II. ROLL CALL &amp; INTRODUCTIONS</b>            |                                   |
| <b>III. APPROVAL OF MINUTES</b>                     | CPRB                              |
| <b>IV. PUBLIC COMMENT</b>                           |                                   |
| <b>V. NEW BUSINESS</b>                              | Michael Hess, Chair               |
| <b>VI. CPRB INITIATED INVESTIGATION – VOTE ONLY</b> | OPS Investigative Staff           |
| <b>VII. PRESENTATION OF INVESTIGATIONS</b>          | OPS Investigative Staff           |
| <b>VIII. ANNOUNCEMENTS AND COMMUNICATIONS</b>       |                                   |
| <b>IX. OPS REPORT</b>                               | Henry Roney, Acting Administrator |
| <b>A. REVIEW OF CHIEF DISCIPLINARY DECISIONS</b>    |                                   |
| <b>B. REVIEW OF DIRECTOR DISCIPLINARY DECISIONS</b> |                                   |
| <b>X. POLICY UPDATES</b>                            | Michael Hess, Chair               |
| <b>XI. COMMITTEE REPORTS</b>                        |                                   |
| <b>XII. UNFINISHED BUSINESS</b>                     |                                   |
| <b>XIII. ADJOURNMENT</b>                            |                                   |



**Tuesday, April 12, 2022**

**VI: CPRB INITIATED INVESTIGATION – VOTE ONLY**

COUNT	OPS#	COMPLAINANT	INVESTIGATOR	ALLEGATION	CPRB DISPOSITION
1	20-098	Dowdley	Bowker	Unprofessional Conduct	<p><b>P.O. Munko #1159</b></p> <p>Unprofessional Conduct            Recommendation: _____            Motion: _____            Second: _____</p> <p><b>P.O. Trinh #505</b></p> <p>Unprofessional Conduct            Recommendation: _____            Motion: _____            Second: _____</p> <p><b>P.O. Poole #1799</b></p> <p>Unprofessional Conduct            Recommendation: _____            Motion: _____            Second: _____</p> <p><b>P.O. Brown #1393</b></p> <p>Unprofessional Conduct            Recommendation: _____            Motion: _____            Second: _____</p>



## VII: PRESENTATION OF INVESTIGATIONS

COUNT	OPS#	COMPLAINANT	INVESTIGATOR	ALLEGATION	CPRB DISPOSITION
1	20-082	Burrage	Wynne	Improper Stop  Improper Citation  Improper Search  WCS Violation	<p><b>Det. Hourihan #250</b></p> Improper Stop Recommendation: _____ Motion: _____ Second: _____
					Improper Citation Recommendation: _____ Motion: _____ Second: _____
					Improper Search Recommendation: _____ Motion: _____ Second: _____
					<p><b>Det. Hess #4</b></p> Improper Search Recommendation: _____ Motion: _____ Second: _____
					<p><b>P.O. Walter #1683</b></p> WCS Violation Recommendation: _____ Motion: _____ Second: _____



2	20-114	Lowery	Wynne	Unprofessional Conduct	<p><b>P.O. Robles #2238</b></p> <p>Unprofessional Conduct Recommendation: _____          Motion: _____          Second: _____</p> <p><b>P.O. Colon-Feliciano #84</b></p> <p>Unprofessional Conduct Recommendation: _____          Motion: _____          Second: _____</p> <p><b>P.O. Collier #237</b></p> <p>Unprofessional Conduct Recommendation: _____          Motion: _____          Second: _____</p>
3	20-124	Walters	Funari	Lack of Service Unprofessional Conduct	<p><b>P.O. Leonardi #1965</b></p> <p>Lack of Service Recommendation: _____          Motion: _____          Second: _____</p> <p>Unprofessional Conduct Recommendation: _____          Motion: _____          Second: _____</p>
4	20-213	Ailer	Funari	Unprofessional Conduct	<p><b>P.O. Torres #10</b></p> <p>Unprofessional Conduct Recommendation: _____          Motion: _____          Second: _____</p>



5	20-243	Tisdale	Bowker	Lack of Service	<p><b>P.O. Asfour #905</b></p> <p>Lack of Service Recommendation: _____ Motion: _____ Second: _____</p> <p><b>P.O. Herrin #2173</b></p> <p>Lack of Service Recommendation: _____ Motion: _____ Second: _____</p> <p><b>P.O. Schinke #2448</b></p> <p>Lack of Service Recommendation: _____ Motion: _____ Second: _____</p> <p><b>P.O. Kvach #254</b></p> <p>Lack of Service Recommendation: _____ Motion: _____ Second: _____</p>
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6	20-273	Strickland	Bowker	Lack of Service	<p><b>P.O. Johnson #595</b></p> <p>Lack of Service  Recommendation: _____  Motion: _____  Second: _____</p> <p><b>P.O. Wells #556</b></p> <p>Lack of Service  Recommendation: _____  Motion: _____  Second: _____</p> <p><b>P.O. Doctor #2257</b></p> <p>Lack of Service  Recommendation: _____  Motion: _____  Second: _____</p> <p><b>P.O. Perkarski #512</b></p> <p>Lack of Service  Recommendation: _____  Motion: _____  Second: _____</p>
7	21-012	Carter	Hammons	Lack of Service	<p><b>P.O. English #1982</b></p> <p>Lack of Service  Recommendation: _____  Motion: _____  Second: _____</p> <p><b>P.O. Bachman #1996</b></p> <p>Lack of Service  Recommendation: _____  Motion: _____  Second: _____</p>



8	21-030	Gremonger	Hammons	Unprofessional Conduct	<p><b>Sgt. Stoudmire #9168</b></p> <p>Unprofessional Conduct Recommendation: _____</p> <p>Motion: _____</p> <p>Second: _____</p>
9	21-095	Kitts	Hammons	Improper Arrest	<p><b>P.O. Robinson #408</b></p> <p>Improper Arrest Recommendation: _____</p> <p>Motion: _____</p> <p>Second: _____</p> <p><b>P.O. Gaston #2294</b></p> <p>Improper Arrest Recommendation: _____</p> <p>Motion: _____</p> <p>Second: _____</p>
10	21-129	Spates	Delaney	<p>Improper Stop</p> <p>Improper Detainment</p> <p>Improper Search</p> <p>Biased Policing</p> <p>WCS Violation</p>	<p><b>P.O. Donnellan #633</b></p> <p>Improper Stop Recommendation: _____</p> <p>Motion: _____</p> <p>Second: _____</p> <p>Improper Detainment Recommendation: _____</p> <p>Motion: _____</p> <p>Second: _____</p> <p>Improper Search Recommendation: _____</p> <p>Motion: _____</p> <p>Second: _____</p> <p>Biased Policing Recommendation: _____</p> <p>Motion: _____</p> <p>Second: _____</p>



10	21-129 (cnt'd)	Spates	Delaney	Improper Stop Improper Detainment Improper Search Biased Policing WCS Violation	<p><b>P.O. Kloock #1033</b></p> <p>Improper Stop          Recommendation: _____          Motion: _____          Second: _____</p> <p>Improper Detainment          Recommendation: _____          Motion: _____          Second: _____</p> <p>Improper Search          Recommendation: _____          Motion: _____          Second: _____</p> <p>Biased Policing          Recommendation: _____          Motion: _____          Second: _____</p> <p><b>P.O. Meehan #2439</b></p> <p>WCS Violation          Recommendation: _____          Motion: _____          Second: _____</p>
11	21-184	Jones	Delaney	Biased Policing	<p><b>Sgt. Chapman #9232</b></p> <p>Biased Policing          Recommendation: _____          Motion: _____          Second: _____</p>





12	21-192	Starr	Delaney	Lack of Service	<p><b>Det. Loomis #2416</b></p> <p>Lack of Service Recommendation: _____ Motion: _____ Second: _____</p> <p><b>Det. Schultz #508</b></p> <p>Lack of Service Recommendation: _____ Motion: _____ Second: _____</p>
13	21-236	Blaginykh	Merritt	Lack of Service	<p><b>P.O. Ross #2429</b></p> <p>Lack of Service Recommendation: _____ Motion: _____ Second: _____</p>
14	21-265	Whitaker	Harris	Lack of Service	<p><b>Det. Smith #1622</b></p> <p>Lack of Service Recommendation: _____ Motion: _____ Second: _____</p>
15	21-267	Jones	Merritt	Unprofessional Conduct	<p><b>P.O. Sudberry #1703</b></p> <p>Unprofessional Conduct Recommendation: _____ Motion: _____ Second: _____</p>
16	21-289	Fomby	Merritt	<p>Unprofessional Conduct</p> <p>Improper Citation</p>	<p><b>Sgt. Allen #9167</b></p> <p>Unprofessional Conduct Recommendation: _____ Motion: _____ Second: _____</p> <p>Improper Citation Recommendation: _____ Motion: _____ Second: _____</p>



17	21-290	Jenkins/Hooks	Harris	Lack of Service  Unprofessional Conduct	<b>P.O. Robinson #408</b>  Lack of Service Recommendation: _____ Motion: _____ Second: _____  Unprofessional Conduct Recommendation: _____ Motion: _____ Second: _____
18	21-311	Friedman	Delaney	Lack of Service  Unprofessional Conduct	<b>P.O. Muniz #1568</b>  Lack of Service Recommendation: _____ Motion: _____ Second: _____  Unprofessional Conduct Recommendation: _____ Motion: _____ Second: _____
19	22-003	Cox	Harris	Lack of Service  Unprofessional Conduct	<b>Det. Orr #2320</b>  Lack of Service Recommendation: _____ Motion: _____ Second: _____  Unprofessional Conduct Recommendation: _____ Motion: _____ Second: _____



**IX (A). REIVEW OF CHIEF DISCIPLINARY DECISIONS**

COUNT	OPS#	COMPLAINANT	INVESTIGATOR	RECOMMENDATION	CHIEF DECISION
1	20-085	McCree-Wilson	Hammons	<p>Lack of Service – the CPRB recommended a <b>Group II</b> discipline level for P.O. Claudio #1563 for his failure to arrest the primary aggressor even after the Complainant stated she had been punched in the face and was in pain. P.O. Claudio also determined that it was a misdemeanor assault before interviewing the Complainant’s assailant.</p>	<p>Chief Drummond <b>departed</b> from the CPRB recommendation and <b>dismissed</b> the allegation of Lack of Service against P.O. Claudio, stating that P.O. Claudio correctly determined that the relationship of the suspect and Complainant (cousins) did not rise to the level of consanguinity as it relates to the crime of Domestic Violence, and therefore P.O. Claudio did not violate the Domestic Violence enforcement rule. Chief Drummond further stated that there is no duty to arrest the primary physical aggressor in misdemeanor assault cases, especially when an officer is not present at the time of the assault.</p>



2	20-201	Thaxton	Hammons	<p><u>P.O. Schmitz #1875</u> – the CPRB recommended a <b>Group I</b> discipline level for Lack of Service when, upon learning that the Complainant’s driver’s license was suspended, ceased in assisting the Complainant in obtaining her legal property, ordered her vehicle to be towed, refused her request that a licensed driver be allowed to take possession of the vehicle, and failed to provide minimal protection for the Complainant’s safety when he ordered her off the scene on foot, leaving her vulnerable to the aggressions of her boyfriend; <b>AND</b> a <b>Group I</b> discipline level for Unprofessional Conduct, for allowing the Complainant’s agitated ex-boyfriend to approach and yell at the Complainant as she was seated in her vehicle a few houses down from the ex-boyfriend’s residence and again when he ordered the Complainant away from the scene after calling for the tow of her personal vehicle and instructing her to walk to the gas station at the end of the street alone.</p>	<p>Chief Drummond <b>concurred</b> with CPRB recommendation for the allegation of Lack of Service and issued P.O. Schmitz a <b>Written Reprimand</b>, citing that the tow of the vehicle was legal but that he did cease in assisting the Complainant to obtain her legal property.</p> <p>Chief Drummond <b>departed</b> from CPRB recommendation and <b>dismissed</b> the allegation of Unprofessional Conduct, citing that P.O. Schmitz and his partner were on scene for approximately 60 minutes and during that time there was always an officer on scene to intervene had the ex-boyfriend attempted to harm the Complainant.</p>
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3	20-212	Fitzgerald	Delaney	<p><u>P.O. Nussbaum #325</u>          – the CPRB recommended a <b>Group I</b> discipline level for a WCS Violation, a <b>Group II</b> discipline level for Failure to Provide Medical Assistance for his failure to contact emergency medical services for the Complainant and her boyfriend after they requested it <b>AND</b> a <b>Group II</b> discipline level for Failure to Investigate for P.O. Nussbaum’s failure to investigate the Complainant’s claims that the Complainant was intoxicated before giving the Complainant vehicle keys and ordering her to drive away.</p>	<p>Chief Drummond <b>concurred</b> with the CPRB recommendation and issued P.O. Nussbaum a <b>Letter of Reinstruction</b> for the WCS Violation and a <b>six-day suspension</b> for the allegation of Failure to Provide Medical Attention.</p> <p>Chief Drummond <b>departed</b> from CPRB recommendation and <b>dismissed</b> the allegation Failure to Investigate for P.O. Nussbaum, citing that P.O. Nussbaum was on scene for 30 minutes and determined that the Complainant was not intoxicated when they returned her keys and ordered her to drive from the scene. Further, P.O. Woods’ WCS captured P.O. Woods saying, “I don’t smell anything.”</p>
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3	20-212 (cnt'd)	Fitzgerald	Delaney	<p><i>P.O. Woods #1784</i> – the CPRB recommended a <b>Group II</b> discipline level for Improper Procedure – Failure to Enforce Domestic Violence Statute for P.O. Woods’ failure to effect the arrest of the Complainant after his trainee officer informed him that the Complainant was the primary aggressor in the domestic violence call and instead chose to mediate an agreement between the Complainant and her boyfriend; a <b>Group II</b> discipline level for Failure to Provide Medical Attention for his failure to be proactive in his assistance and supervision of P.O. Nussbaum and failed to ensure P.O. Nussbaum contacted EMS; <b>AND</b> a <b>Group II</b> discipline level for the allegation of Failure to Investigate for P.O. Woods’ failure to investigate the Complainant’s boyfriend’s claims that the Complainant was intoxicated before giving the Complainant vehicle keys and ordering her to drive away.</p>	<p>Chief Drummond <b>concurred</b> with CPRB recommendation and issued P.O. Woods a <b>seven-day suspension</b> for the allegations of Improper Procedure – Failure to Enforce Domestic Violence Statute and Failure to Provide Medical Attention.</p> <p>Chief Drummond <b>departed</b> from CPRB recommendation and <b>dismissed</b> the allegation of Failure to Investigate, citing that P.O. Woods was on scene for 30 minutes and determined that the Complainant was not intoxicated when they returned her keys and ordered to drive home.</p>
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4	20-255	Riggins	Delaney	<p>Improper Procedure – the CPRB recommended a <b>Group I</b> discipline level for Sgt. Ciritovic #9107 for notarizing an affidavit that declared the Complainant’s brother’s vehicle was disposed of in accordance with ORC 4513.63 despite the vehicle not meeting the statutory requirements of this law.</p>	<p>Chief Drummond <b>departed</b> from CPRB recommendation and <b>dismissed</b> the allegation against Sgt. Ciritovic, citing that Sgt. Ciritovic did not violate ORC 4513.63 when she notarized the Ohio Bureau of Motor Vehicles Unclaimed and Abandoned Junk Motor Vehicle Affidavit and that Sgt. Ciritovic only notarized the signature of the person that had completed the affidavit and not the information contained in the affidavit.</p>
5	21-101	Barnes	Merritt	<p><i>P.O. Blade #1129</i> – the CPRB recommended a <b>Group II</b> discipline level for the allegation of Lack of Service and P.O. Blade’s failure to timely communicate with the Complainant regarding his intentions to tow her vehicle and failing to ensure the safety of the Complainant and her passengers and not allowing someone else to take possession of the Complainant’s vehicle in lieu of a tow due to being unaware that conditions existed wherein he could release the Complainant’s vehicle to a licensed driver <b>AND</b> a <b>Group I</b> discipline level for Improper Tow for failing to release the Complainant’s vehicle to a licensed driver instead of towing the vehicle.</p>	<p>Chief Drummond <b>departed</b> from CPRB recommendation and <b>amended</b> the discipline level of Lack of Service from a <b>Group II to a Group I</b>. Chief Drummond cited that P.O. Blade being “unaware” of the Vehicle Tow or Release Policy and his failure to properly communicate with the Complainant, combined with no demonstrable serious risk to the Complainant or her passengers comported more with a Group I violation.</p> <p>Chief Drummond issued P.O. Blade a <b>Written Reprimand</b> for Lack of Service and a <b>Letter of Reinstruction</b> for the Improper Tow.</p>



**IX (B). REVIEW OF DIRECTOR DISCIPLINARY DECISIONS**

COUNT	OPS#	COMPLAINANT	INVESTIGATOR	RECOMMENDATION	DIRECTOR DECISION
1	20-196	Allen	Delaney	<p><u>Failure to Report</u> – the CPRB recommended a <b>Group I</b> discipline level for P.O. Gaston #2294 when she failed to complete a crisis intervention report and stat sheet after her interaction with the Complainant’s tenant.</p> <p><u>Lack of Service</u> – the CPRB recommended a <b>Group II</b> discipline level for P.O. Sanchez #2503 when he failed to properly assess the scene and gather necessary information to determine if the Complainant’s tenant was a danger to himself or others <b>AND</b> a <b>Group I</b> discipline level for his <u>Failure to Report</u> when, after learning that the Complainant’s tenant was hallucinating that people were inside his mattress threatening him, took no action and failed to generate any reports about the tenant’s mental health crisis.</p>	<p>Director Howard <b>concurred</b> with the CPRB recommendation and issued P.O. Gaston a <b>seven-day suspension</b> for her Failure to Report, as well as ordering her to read GPO 5.11.03 and be instructed on that GPO by a superior officer within five days of returning from suspension.</p> <p>Director Howard <b>concurred</b> with the CPRB recommendation and issued P.O. Gaston an <b>eight-day suspension</b> for his Lack of Service and Failure to Report, as well as ordering him to read GPO 5.11.03 and be instructed on that GPO by a superior officer within five days of returning from suspension.</p>





1	20-196 (cnt'd)	Allen	Delaney	<p><u>Lack of Service</u> – the CPRB recommended a <b>Group II</b> discipline level for P.O. Taylor #1090 <b>AND</b> a <b>Group I</b> discipline level for his <u>Failure to Report</u>, same rationale as above for P.O. Sanchez.</p> <p><u>Failure to Report</u> – The CPRB recommended a <b>Group I</b> discipline level for Sgt. Boddy #9254 for his failure to ensure that crisis intervention and stat sheet reports were completed and forwarded, especially after providing guidance to P.O. Gaston during her interaction with the Complainant’s tenant on scene.</p>	<p>Director Howard <b>concurred</b> with the CPRB recommendation and issued P.O. Taylor an <b>eight-day suspension</b> for his Lack of Service and Failure to report, as well as ordering him to read GPO 5.11.03 and be instructed on that GPO by a superior officer within five days of returning from suspension.</p> <p>Director Howard <b>concurred</b> with CRPB recommendation and issued Sgt. Boddy a <b>ten-day suspension</b> for his Failure to Report, as well as ordering him to read GPO 5.11.03 and be instructed on that GPO by a superior officer within five days of returning from suspension.</p>
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