



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

****ONLINE WEBEX MEETING****

Tuesday, September 14, 2021

MEETING AGENDA

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| I. CALL TO ORDER | Michael Hess, Chair |
| II. ROLL CALL & INTRODUCTIONS | |
| III. APPROVAL OF MINUTES | CPRB |
| IV. PUBLIC COMMENT | |
| V. PRESENTATION OF INVESTIGATIONS | Roger Smith, Administrator
OPS Investigative Staff |
| VI. ANNOUNCEMENTS AND COMMUNICATIONS | |
| VII. OPS REPORT | Roger Smith, Administrator |
| A. REVIEW OF CHIEF DISCIPLINARY DECISIONS | |
| B. REVIEW OF DIRECTOR DISCIPLINARY DECISIONS | |
| VIII. POLICY UPDATES | Michael Hess, Chair |
| IX. COMMITTEE REPORTS | |
| X. UNFINISHED BUSINESS | |
| XI. NEW BUSINESS | Michael Hess, Chair |
| XII. ADJOURNMENT | |



Tuesday, September 14, 2021

V: PRESENTATION OF INVESTIGATIONS

COUNT	OPS#	COMPLAINANT	INVESTIGATOR	ALLEGATION	CPRB DISPOSITION
1	19-095	Maxwell	Hammons	Improper Stop Improper Search Improper Arrest Improper Tow Missing Property	P.O. Sabolik #1021 Improper Stop Recommendation: _____ Motion: _____ Second: _____ Improper Search Recommendation: _____ Motion: _____ Second: _____ Improper Arrest Recommendation: _____ Motion: _____ Second: _____ Improper Tow Recommendation: _____ Motion: _____ Second: _____ Missing Property Recommendation: _____ Motion: _____ Second: _____



1	19-095 (cnt'd)	Maxwell	Hammons	Improper Stop Improper Search Improper Arrest Improper Tow Missing Property	P.O. Angelo #2505 Improper Stop Recommendation: _____ Motion: _____ Second: _____ Improper Search Recommendation: _____ Motion: _____ Second: _____ Improper Arrest Recommendation: _____ Motion: _____ Second: _____ Improper Tow Recommendation: _____ Motion: _____ Second: _____ Missing Property Recommendation: _____ Motion: _____ Second: _____
2	19-166	Kosarik	Oliver	Unprofessional Conduct	P.O. Strehle #658 Unprofessional Conduct Recommendation: _____ Motion: _____ Second: _____



3	19-217	Ruiz-Velez	Hammons	Improper Search Improper Stop/Detention Excessive Force	<p>P.O. Leonardi #1965</p> Improper Search Recommendation: _____ Motion: _____ Second: _____
					Improper Stop/Detention Recommendation: _____ Motion: _____ Second: _____
					<p>P.O. Smiley #1138</p> Improper Search Recommendation: _____ Motion: _____ Second: _____
					Improper Stop/Detention Recommendation: _____ Motion: _____ Second: _____
					<p>P.O. Gonzalez #2001</p> Improper Search Recommendation: _____ Motion: _____ Second: _____
					Improper Stop/Detention Recommendation: _____ Motion: _____ Second: _____
					Excessive Force Recommendation: _____ Motion: _____ Second: _____



3	19-217 (cnt'd)	Ruiz-Velez	Hammons	Improper Search Improper Stop/Detention Excessive Force	P.O. Soros #1852 Excessive Force Recommendation: _____ Motion: _____ Second: _____
4	20-069	Nader	Bowker	Unprofessional Conduct	P.O. Sowders #1103 Unprofessional Conduct Recommendation: _____ Motion: _____ Second: _____ P.O. Estergall #1986 Unprofessional Conduct Recommendation: _____ Motion: _____ Second: _____
5	20-159	Denson	Hammons	Lack of Service	Det. Smith #1622 Lack of Service Recommendation: _____ Motion: _____ Second: _____
6	20-191	McLoyd	Wynne	Unprofessional Conduct	Det. Cunningham #1724 Unprofessional Conduct Recommendation: _____ Motion: _____ Second: _____



7	21-005	Pendergrass	Delaney	Lack of Service Unprofessional Conduct WCS Violation Failure to Supervise	<p>P.O. McCandless #644</p> Lack of Service Recommendation: _____ Motion: _____ Second: _____
					Unprofessional Conduct Recommendation: _____ Motion: _____ Second: _____
					<p>P.O. Jackson #824</p> Lack of Service Recommendation: _____ Motion: _____ Second: _____
					Unprofessional Conduct Recommendation: _____ Motion: _____ Second: _____
					<p>P.O. Lynch #730</p> Lack of Service Recommendation: _____ Motion: _____ Second: _____
					Unprofessional Conduct Recommendation: _____ Motion: _____ Second: _____
					WCS Violation Recommendation: _____ Motion: _____ Second: _____



7	21-005 (cnt'd)	Pendergrass	Delaney	Lack of Service Unprofessional Conduct WCS Violation Failure to Supervise	Sgt. Reilly #9145 Failure to Supervise Recommendation: _____ Motion: _____ Second: _____
8	21-017	Bridges	Merritt	Harassment Unprofessional Conduct	<p>P.O. Corrigan #840</p> <p>Harassment Recommendation: _____ Motion: _____ Second: _____</p> <p>Unprofessional Conduct Recommendation: _____ Motion: _____ Second: _____</p> <p>P.O. Schmitz #1875</p> <p>Harassment Recommendation: _____ Motion: _____ Second: _____</p> <p>Unprofessional Conduct Recommendation: _____ Motion: _____ Second: _____</p> <p>P.O. Trinh #505</p> <p>Harassment Recommendation: _____ Motion: _____ Second: _____</p> <p>Unprofessional Conduct Recommendation: _____ Motion: _____ Second: _____</p>



9	21-027	Clark	Oliver	Improper Arrest Missing Property	<p>P.O. Corrigan #840</p> Improper Arrest Recommendation: _____ Motion: _____ Second: _____
					Missing Property Recommendation: _____ Motion: _____ Second: _____
					<p>P.O. Coffee #748</p> Improper Arrest Recommendation: _____ Motion: _____ Second: _____
					Missing Property Recommendation: _____ Motion: _____ Second: _____
10	21-120	Barnes	Delaney	Lack of Service	<p>P.O. Hammond #1665</p> Lack of Service Recommendation: _____ Motion: _____ Second: _____
					<p>P.O. Romain #2409</p> Lack of Service Recommendation: _____ Motion: _____ Second: _____
11	21-139	Robertson	Merritt	Lack of Service	<p>P.O. Brogan #491</p> Lack of Service Recommendation: _____ Motion: _____ Second: _____



12	21-143	Hayes	Richardson	Lack of Service Missing Property	<p>P.O. McNatt #1551</p> <p>Lack of Service Recommendation: _____ Motion: _____ Second: _____</p> <p>Missing Property Recommendation: _____ Motion: _____ Second: _____</p> <p>P.O. Nagy #1252</p> <p>Lack of Service Recommendation: _____ Motion: _____ Second: _____</p> <p>Missing Property Recommendation: _____ Motion: _____ Second: _____</p>
13	21-152	Fisher	Richardson	Improper Search Improper Arrest	<p>Sgt. Beitel #9014</p> <p>Improper Search Recommendation: _____ Motion: _____ Second: _____</p> <p>Sgt. Urbania #9207</p> <p>Improper Arrest Recommendation: _____ Motion: _____ Second: _____</p>



14	21-159	Whitney	Merritt	Lack of Service	<p>P.O. Duplaga #1288</p> <p>Lack of Service Recommendation: _____ Motion: _____ Second: _____</p>
15	21-170	Link	Richardson	Lack of Service	<p>P.O. Bellomy #2251</p> <p>Lack of Service Recommendation: _____ Motion: _____ Second: _____</p> <p>P.O. Blasco #755</p> <p>Lack of Service Recommendation: _____ Motion: _____ Second: _____</p> <p>P.O. Maletic #270</p> <p>Lack of Service Recommendation: _____ Motion: _____ Second: _____</p> <p>Sgt. Posante #9295</p> <p>Lack of Service Recommendation: _____ Motion: _____ Second: _____</p> <p>Lt. Tucker #8548</p> <p>Lack of Service Recommendation: _____ Motion: _____ Second: _____</p>



IX (A). REVIEW OF CHIEF DISCIPLINARY DECISIONS

COUNT	OPS#	COMPLAINANT	INVESTIGATOR	RECOMMENDATION	CHIEF DECISION
1	19-212	Mishka	Bowker	WCS Violation – The CPRB recommended a Group I violation for P.O. Latson’s #2309 failure to activate her WCS during her encounter with a citizen who was seeking a report, and that her WCS placement for subsequent calls did not capture her field of vision while working the lobby desk.	Chief Williams concurred with the CPRB recommendation and issued P.O. Latson a one-day suspension .
2	20-094	Heckman	Hammons	Social Media Policy Violation – the CPRB recommended a Group II violation for P.O. Angelone’s #2333 when he made the comment that “lead, lots of lead” should be used against protestors during the May 30 and May 31, 2020 demonstrations and when he told the Complainant that he would have the CDP Narcotics raid his house.	Chief Williams departed from CPRB recommendation and amended the Group II violation to a Group I violation , and issued P.O. Angelone a written reprimand .
3	20-202	McClendon	Delaney	Lack of Service – the CPRB recommended a Group I violation for P.O. Riolo’s #2375 failure to generate an OH-1 accident report for the Complainant and failure to issue a citation to the at-fault driver.	Chief Williams concurred with the CPRB recommendation and issued P.O. Riolo a one-day suspension .



4	20-244	Elliott	Delaney	<p>Retaliation – the CPRB recommended a Group II violation for Sgt. Williams’ #9252 when Sgt. Williams made an adverse report to the Complainant’s supervisor and his personal contact at the Sheriff’s Department on the next business day after he became aware that the Complainant had requested documentation to file a complaint against him.</p> <p>Unprofessional Conduct – the CPRB recommended a Group I violation for Sgt. Williams’ failure to cooperate with the Complainant as she performed her authorized security duties, was unresponsive to the Complainant when she tried to engage him, engaged in a needless confrontation with a fellow law enforcement officer and failed to identify himself when questioned.</p>	<p>Chief Williams departed from CPRB recommendation and dismissed the allegation of retaliation, citing that Sgt. Williams’ intentions in reaching out to the Sheriff’s Department was not to make a formal complaint against the Complainant, but to advise the Department of the events that actually took place in the Walmart parking lot via security cameras from the parking lot on the date in question.</p> <p>Chief Williams concurred with the CPRB recommendation for unprofessional conduct, citing that the heated verbal exchange could have been avoided if either party simply identified themselves, and issued Sgt. Williams a letter of reinstruction.</p>
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5	21-028	Pinkney Butts	Richardson	<p>Unprofessional Conduct – the CPRB recommended a Group I violation for Dispatcher Vega’s #143 violation of the Community Control Section Policy and Procedures when he spoke to the Complainant in a loud, aggressive tone, told the Complainant that “police don’t fall out of the sky,” and hung up on the Complainant when the Complainant called for service.</p>	<p>Chief Williams concurred with the CPRB recommendation and issued Dispatcher Vega a written reprimand.</p>
6	21-045	Rowan	Hammons	<p>Unprofessional Conduct – the CPRB recommended a Group I violation for P.O. Taylor #2067 speaking to the Complainant in a very rude tone and asking the Complainant if he was done while waiting to escort him from the laundromat.</p> <p>Unprofessional Conduct and Improper Detention – the CPRB recommended a Group I violation for Sgt. Maxel #9210 telling the Complainant that he had quite the history and that was why he was on scene when it was the Complainant who made the request for a supervisor, and for Sgt. Maxel making the Complainant stay at the laundromat until he checked clear on the warrant channel, without any reasonable suspicion that the Complainant had a warrant.</p>	<p>Chief Williams departed from CPRB recommendation and dismissed the allegation of Unprofessional Conduct.</p> <p>Chief Williams departed from CPRB recommendation and dismissed the allegations of Unprofessional Conduct and Improper Detention.</p>



IX (B). REVIEW OF DIRECTOR DISCIPLINARY DECISIONS

COUNT	OPS#	COMPLAINANT	INVESTIGATOR	RECOMMENDATION	DIRECTOR DECISION
1	19-147	Blanche	Delaney	<p>Sgt. Keane #9198 – Improper Arrest, Group II; Lack of Service, Failure to Properly Investigate, Group II; Lack of Service, Failure to Report, Group II; Improper Procedure, Group II; Unprofessional Conduct, Group II; Biased Policing, Group III</p> <p>P.O. Turchon #774 – Lack of Service, Failure to Report, Group II; Improper Procedure, Failure to Report a Controversial Incident, Group II.</p> <p>P.O. Makris #2180 – Improper Procedure, Failure to Report a Controversial Incident, Group II</p>	<p>Director Howard dismissed the allegations of Improper Arrest, Unprofessional Conduct, and Biased Policing, stating that the officers made a real-time judgment call in determining that the girlfriend/child’s mother was the primary aggressor in the domestic violence call, and that there were insufficient evidence to support the allegations of unprofessional conduct and biased policing.</p> <p>Director Howard concurred with the CPRB recommendation on the allegations for Lack of Service, Failure to Properly Investigate; Lack of Service, Failure to Report; and Improper Procedure and issued Sgt. Keane a seven-day suspension.</p> <p>Director Howard departed from CPRB recommendation and amended the Group II violations to Group I, and issued P.O. Turchon a two-day suspension and re-instruction on GPO 1.1.23 and DN 16-295.</p> <p>Director Howard departed from CPRB recommendation and amended the Group II violation to a Group I, and issued P.O. Makris a one-day suspension.</p>



2	20-135	Anonymous / Pettersen	Delaney	Social Media Policy Violation – the CPRB recommended a Group II violation for Det. Loomis’ #2416 Facebook posts that were offensive to the African-American community and the Black Shield Police Association, and ultimately impaired discipline by superiors and harmony among his co-workers, had a detrimental impact of his close working relationships, impeded the performance of his duties, and undermined the mission of the CDP.	Director Howard departed from the CPRB recommendation and amended the Group II violation to a Group I. Director Howard stated that the amendment occurred because the extent to which the Division’s community relations were adversely impacted was unknown. Director Howard issued Det. Loomis a one-day suspension.
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