

## **EXECUTIVE DIRECTOR'S REPORT**

### **February 13, 2013**

#### **Important Note re: November, December and January Intake Numbers:**

The CCRB's phone system was damaged during Hurricane Sandy and as a result, the toll-free 800 # used for complaint intake became inoperative. An alternative, 212 number was established on November 7<sup>th</sup>. Despite having a replacement phone number, there was a sharp drop in the number of complaints filed by phone in November, December and January.

Since November 7<sup>th</sup>, the city's 311 service has been giving out the 212 number to people wanting to file complaints. However, before Hurricane Sandy – when the toll-free # was operational – 311 was able to transfer callers directly to the CCRB and they didn't have to make a second phone call. This appears to be a factor in the sharp decrease in complaints received in November, December and January.

(For additional information on complaint intake post-Sandy, see the January 2013 statistical report.)

**EXECUTIVE DIRECTOR'S REPORT  
FEBRUARY 2013**

---

**STATISTICAL REPORT: JANUARY 2013**

**A. CASES REACHING DISPOSITION**

FULL INVESTIGATIONS	119
TRUNCATED INVESTIGATIONS	424
MEDIATIONS	0
MEDIATION ATTEMPTED	0
<b>TOTAL</b>	<b>543</b>

**B. INTAKE**

CIVILIAN COMPLAINT REVIEW BOARD	194
REFERRALS - CHIEF OF DEPARTMENT'S OFFICE	224
OTHER REFERRALS	41

**C. DOCKET**

TOTAL CASELOAD AS OF JANUARY 31, 2012	3,693
TOTAL CASELOAD AS OF DECEMBER 31, 2012	4,109
<b>DECREASE IN TOTAL CASELOAD</b>	<b>416</b>

**D. AGE OF CCRB CASES BASED ON DATE OF REPORT**

	# COUNT THIS MONTH	% OF TOTAL	# COUNT LAST MONTH	% OF TOTAL	THIS MTH. vs. LAST MTH.	% CHANGE
CASES 0-4 MONTHS	1,776	48.1%	2,304	56.1%	-528	-22.9%
CASES 5-7 MONTHS	869	23.5%	784	19.1%	85	10.8%
CASES 8 MONTHS	176	4.8%	156	3.8%	20	12.8%
CASES 9 MONTHS	149	4.0%	163	4.0%	-14	-8.6%
CASES 10 MONTHS	146	4.0%	155	3.8%	-9	-5.8%
CASES 11 MONTHS	142	3.8%	131	3.2%	11	8.4%
CASES 12 MONTHS	112	3.0%	109	2.7%	3	2.8%
CASES 13 MONTHS	95	2.6%	76	1.8%	19	25.0%
CASES 14 MONTHS	70	1.9%	81	2.0%	-11	-13.6%
CASES 15 MONTHS	65	1.8%	56	1.4%	9	16.1%
CASES 16 MONTHS	42	1.1%	46	1.1%	-4	-8.7%
CASES 17 MONTHS	27	0.7%	28	0.7%	-1	-3.6%
CASES 18 MONTHS	12	0.3%	14	0.3%	-2	-14.3%
CASES OVER 18	12	0.3%	6	0.1%	6	100.0%
<b>TOTAL</b>	<b>3,693</b>	<b>100.0%</b>	<b>4,109</b>	<b>100.0%</b>	<b>-416</b>	<b>-10.1%</b>

**E. AGE OF CCRB CASES BASED ON DATE OF OCCURRENCE**

	# COUNT THIS MONTH	% OF TOTAL	# COUNT LAST MONTH	% OF TOTAL	THIS MTH. vs. LAST MTH.	% CHANGE
CASES 0-4 MONTHS	1,603	43.4%	2,105	51.2%	-502	-23.8%
CASES 5-7 MONTHS	906	24.5%	847	20.6%	59	7.0%
CASES 8 MONTHS	192	5.2%	166	4.0%	26	15.7%
CASES 9 MONTHS	159	4.3%	165	4.0%	-6	-3.6%
CASES 10 MONTHS	146	4.0%	148	3.6%	-2	-1.4%
CASES 11 MONTHS	138	3.7%	147	3.6%	-9	-6.1%
CASES 12 MONTHS	127	3.4%	107	2.6%	20	18.7%
CASES 13 MONTHS	93	2.5%	93	2.3%	0	0.0%
CASES 14 MONTHS	82	2.2%	91	2.2%	-9	-9.9%
CASES 15 MONTHS	75	2.0%	69	1.7%	6	8.7%
CASES 16 MONTHS	52	1.4%	51	1.2%	1	2.0%
CASES 17 MONTHS	41	1.1%	41	1.0%	0	0.0%
CASES 18 MONTHS	14	0.4%	20	0.5%	-6	-30.0%
CASES OVER 18	33	0.9%	21	0.5%	12	57.1%
UNDETERMINED	32	0.9%	38	0.9%	-6	-15.8%
<b>TOTAL</b>	<b>3,693</b>	<b>100.0%</b>	<b>4,109</b>	<b>100.0%</b>	<b>-416</b>	<b>-10.1%</b>

**F. STATUS OF OPEN CASES**

	NUMBER	% OF TOTAL
INVESTIGATIONS DIVISION	2,229	60.4%
MEDIATION UNIT	328	8.9%
PENDING BOARD REVIEW	1,136	30.8%
<b>TOTAL</b>	<b>3,693</b>	<b>100%</b>

List of Cases 18 months and older, by Status, as of January 31, 2013

Number	Date of incident	Date of report	Difference between report and incident (days)	SOL Month	Status
1	4/30/2010	5/12/2010	13	Oct-11	Officer on military leave
2	7/11/2010	7/30/2010	20	Jan-12	DA hold
3	8/8/2010	8/9/2010	1	Feb-12	DA hold/Investigative delay
4	4/30/2011	5/1/2011	1	Oct-12	Investigator delay
5	5/5/2011	5/11/2011	7	Nov-12	Case is currently pending board review
6	5/24/2011	5/25/2011	2	Nov-12	Investigator delay
7	6/3/2011	6/6/2011	3	Dec-12	complex investigation
8	6/15/2011	6/15/2011	1	Dec-12	Case is currently pending board review
9	6/18/2011	6/21/2011	3	Dec-12	Case is currently pending board review
10	6/18/2011	6/23/2011	5	Dec-12	Case is currently pending board review
11	6/26/2011	6/27/2011	1	Dec-12	Case is currently pending board review
12	6/25/2011	6/30/2011	6	Dec-12	Case is currently pending board review
13	6/7/2011	7/5/2011	29	Dec-12	Case is currently pending board review
14	6/30/2011	7/6/2011	6	Dec-12	Investigator delay
15	6/16/2011	7/11/2011	26	Dec-12	Case is currently pending board review
16	6/26/2011	7/11/2011	16	Dec-12	Case is currently pending board review
17	5/29/2011	9/14/2011	108	Nov-12	Investigator delay
18	3/26/2011	10/18/2011	207	Sep-12	Late filing
19	11/19/2010	11/1/2011	347	May-12	Late filing
20	6/7/2011	10/31/2011	146	Dec-12	Late filing, case is currently pending board review
21	12/25/2010	2/6/2012	408	Jun-12	Late filing
22	1/2/2011	2/13/2012	407	Jul-12	Late filing, case is currently pending board review
23	4/29/2011	2/21/2012	299	Oct-12	Late filing, case is currently pending board review
24	5/7/2011	4/5/2012	335	Nov-12	Late filing
25	3/28/2011	5/16/2012	416	Sep-12	Late filing
26	3/13/2011	8/9/2012	515	Sep-12	Late filing, case is currently pending board review
27	5/27/2011	10/5/2012	497	Nov-12	Late filing
28	7/6/2011	7/12/2011	7	Jan-13	Case is currently pending board review
29	7/16/2011	7/17/2011	1	Jan-13	Investigator delay
30	7/17/2011	7/20/2011	3	Jan-13	Case is currently pending board review
31	7/2/2011	7/26/2011	24	Dec-12	Case is currently pending board review
32	7/24/2011	7/28/2011	4	Jan-13	complex investigation
33	7/22/2011	7/29/2011	7	Jan-13	Case is currently pending board review
34	7/30/2011	7/31/2011	1	Jan-13	Case is currently pending board review
35	7/22/2011	8/1/2011	11	Jan-13	Case is currently pending board review
36	7/29/2011	7/30/2011	1	Jan-13	Case is currently pending board review
37	7/27/2011	8/5/2011	10	Jan-13	Case is currently pending board review
38	7/25/2011	9/16/2011	54	Jan-13	Case is currently pending board review
39	7/17/2011	1/12/2012	179	Jan-13	Case is currently pending board review
40	1/1/2011	1/19/2012	383	Jul-12	Late filing, case is currently pending board review
41	1/1/2011	3/27/2012	451	Jul-12	Late filing, case is currently pending board review
42	7/9/2011	5/2/2012	299	Jan-13	Late filing
43	7/9/2011	7/4/2012	361	Jan-13	Late filing
44	4/29/2011	8/20/2012	479	Oct-12	Late filing, case is currently pending board review
45	3/10/2011	11/3/2012	604	Sep-12	Late filing
46	5/28/2009	12/27/2012	1309	Nov-10	Late filing
47	5/14/2011	1/17/2013	614	Nov-12	Late filing

**CCRB COMPLAINT DATA  
JANUARY 2013**

**Total Allegations, Complaints, and Intake Received For Current Month  
January 2012 v. January 2013**

	January 2012		January 2013		CHANGE	
	Number	Percent of total	Number	Percent of total	Number difference	Percent difference
Force (F)	511	30.0%	167	32.7%	-344	-67.3%
Abuse of Authority (A)	850	49.9%	248	48.5%	-602	-70.8%
Discourtesy (D)	297	17.5%	82	16.0%	-215	-72.4%
Offensive Language (O)	44	2.6%	14	2.7%	-30	-68.2%
<b>Total Allegations</b>	<b>1,702</b>	<b>100.0%</b>	<b>511</b>	<b>100.0%</b>	<b>-1,191</b>	<b>-70.0%</b>
<b>Total Complaints</b>	<b>505</b>		<b>194</b>		<b>-311</b>	<b>-61.6%</b>
<b>Total Intake</b>	<b>1,311</b>		<b>459</b>		<b>-852</b>	<b>-65.0%</b>

**Total Allegations, Complaints and Intake Received Year-to-Date  
2011 v. 2012**

	2011		2012		CHANGE	
	Number	Percent of total	Number	Percent of total	Number difference	Percent difference
Force (F)	4,990	29.6%	5,172	29.5%	182	3.6%
Abuse of Authority (A)	8,172	48.4%	8,831	50.4%	659	8.1%
Discourtesy (D)	3,193	18.9%	3,016	17.2%	-177	-5.5%
Offensive Language (O)	528	3.1%	508	2.9%	-20	-3.8%
<b>Total Allegations</b>	<b>16,883</b>	<b>100.0%</b>	<b>17,527</b>	<b>100.0%</b>	<b>644</b>	<b>3.8%</b>
<b>Total Complaints</b>	<b>5,969</b>		<b>5,760</b>		<b>-209</b>	<b>-3.5%</b>
<b>Total Intake</b>	<b>16,081</b>		<b>14,600</b>		<b>-1,481</b>	<b>-9.2%</b>

**Types of Allegations in Complaints Received  
January 2012 v. January 2013**

	January 2012		January 2013		CHANGE	
	Number	Percent of total	Number	Percent of total	Number difference	Percent difference
Force (F)	243	48.1%	93	47.9%	-150	-61.7%
Abuse of Authority (A)	322	63.8%	108	55.7%	-214	-66.5%
Discourtesy (D)	223	44.2%	74	38.1%	-149	-66.8%
Offensive Language (O)	41	8.1%	10	5.2%	-31	-75.6%
<b>Total Complaints</b>	<b>505</b>		<b>194</b>		<b>-311</b>	<b>-61.6%</b>

**CCRB DISPOSITION DATA  
JANUARY 2013**

## CCRB Disposition of Cases

Percents Below are Percentages of all Cases Closed after Full Investigation

January 2013

YTD 2013

### Full Investigations - Dispositions

	<i>Number</i>	<i>Percent</i>	<i>Number</i>	<i>Percent</i>
One or more allegations substantiated	23	19.3%	23	19.3%
Allegations exonerated, unfounded, and/or Department employee unidentified	87	73.1%	87	73.1%
Miscellaneous	0	0.0%	0	0.0%
Refer to IAB	1	0.8%	1	0.8%
<b>Total - Full Investigations</b>	<b>119</b>	<b>100.0%</b>	<b>119</b>	<b>100.0%</b>

Percents Below are Percentages of all Closed Cases

January 2013

YTD 2013

### Alternative Dispute Resolution Closures

	<i>Number</i>	<i>Percent</i>	<i>Number</i>	<i>Percent</i>
Mediated	0	0.0%	0	0.0%
Mediation attempted	0	0.0%	0	0.0%
<b>Total - ADR Closures</b>	<b>0</b>	<b>0.0%</b>	<b>0</b>	<b>0.0%</b>

### Truncated Investigations

	January 2013		YTD 2013	
	<i>Number</i>	<i>Percent</i>	<i>Number</i>	<i>Percent</i>
Complaint withdrawn	98	18.0%	98	18.0%
Complainant/victim/witness uncooperative	203	37.4%	203	37.4%
Complainant/victim/witness unavailable	121	22.3%	121	22.3%
Victim unidentified	2	0.4%	2	0.4%
<b>Total - Truncated Investigations</b>	<b>424</b>	<b>78.1%</b>	<b>424</b>	<b>78.1%</b>

### Total Closed Cases

	<b>543</b>		<b>543</b>	
--	------------	--	------------	--



## CCRB Disposition of all Allegations

	Percents Below are Percentages of all Allegations Closed after Full Investigation			
	January 2013		YTD 2013	
	<i>Number</i>	<i>Percent</i>	<i>Number</i>	<i>Percent</i>
<b>Full Investigations - Dispositions and Disciplinary Recommendations</b>				
Substantiated - Charges	42	10.2%	42	10.2%
Substantiated - Command discipline	12	2.9%	12	2.9%
Substantiated - Instructions	5	1.2%	5	1.2%
Substantiated - No recommendations	0	0.0%	0	0.0%
Substantiated - Department employee unknown	0	0.0%	0	0.0%
<b>Subtotal - Substantiated Allegations</b>	<b>59</b>	<b>14.3%</b>	<b>59</b>	<b>14.3%</b>
Unfounded	38	9.2%	38	9.2%
Employee exonerated	105	25.5%	105	25.5%
<b>Subtotal - Findings on the Merits</b>	<b>202</b>	<b>49.0%</b>	<b>202</b>	<b>49.0%</b>
Unsubstantiated	170	41.3%	170	41.3%
Department employee unidentified	33	8.0%	33	8.0%
Miscellaneous	7	1.7%	7	1.7%
Refer to IAB	0	0.0%	0	0.0%
<b>Total - Full Investigations</b>	<b>412</b>	<b>100.0%</b>	<b>412</b>	<b>100%</b>

	Percents Below are Percentages of all Closed Allegations			
	January 2013		YTD 2013	
	<i>Number</i>	<i>Percent</i>	<i>Number</i>	<i>Percent</i>
<b>Alternative Dispute Resolution Closures</b>				
Mediated	0	0.0%	0	0.0%
Mediation attempted	0	0.0%	0	0.0%
<b>Total - Alternate Dispute Resolution Closures</b>	<b>0</b>	<b>0.0%</b>	<b>0</b>	<b>0.0%</b>

<b>Truncated Investigations</b>				
Complaint withdrawn	187	14.5%	187	14.5%
Complainant/victim/witness uncooperative	462	35.8%	462	35.8%
Complainant/victim/witness unavailable	211	16.4%	211	16.4%
Victim unidentified	18	1.4%	18	1.4%
<b>Total - Truncated Investigations</b>	<b>878</b>	<b>68.1%</b>	<b>878</b>	<b>68.1%</b>

<b>Total Closed Allegations</b>	<b>1,290</b>		<b>1,290</b>	
---------------------------------	--------------	--	--------------	--

**Disposition of Force Allegations, Year-to-Date 2013**

Type of Force Allegation	Substantiated		Exonerated		Unsubstantiated		Unfounded		Officer Unidentified		Miscellaneous	
	Number	Rate	Number	Rate	Number	Rate	Number	Rate	Number	Rate	Number	Rate
Gun fired	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%
Gun pointed	0	0.0%	3	42.9%	2	28.6%	2	28.6%	0	0.0%	0	0.0%
Nightstick as club (incl asp & baton)	0	0.0%	2	40.0%	2	40.0%	1	20.0%	0	0.0%	0	0.0%
Gun as club	0	0.0%	0	0.0%	1	100.0%	0	0.0%	0	0.0%	0	0.0%
Police shield	0	0.0%	0	0.0%	1	100.0%	0	0.0%	0	0.0%	0	0.0%
Vehicle	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%
Other blunt instrument as a club	0	0.0%	0	0.0%	1	33.3%	0	0.0%	1	33.3%	1	33.3%
Hit against inanimate object	0	0.0%	0	0.0%	2	66.7%	0	0.0%	0	0.0%	1	33.3%
Chokehold	0	0.0%	0	0.0%	4	0.8%	0	0.0%	0	0.0%	487	99.2%
Pepper spray	0	0.0%	2	25.0%	4	50.0%	0	0.0%	2	25.0%	0	0.0%
Physical force	1	1.2%	37	45.7%	23	28.4%	15	18.5%	4	4.9%	1	1.2%
Radio as club	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%
Flashlight as club	0	0.0%	1	100.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%
Handcuffs too tight	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%
Nonlethal restraining device	0	0.0%	1	100.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%
Animal	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%
Other	1	33.3%	1	33.3%	0	0.0%	1	33.3%	0	0.0%	0	0.0%
<b>Total</b>	<b>2</b>	<b>0.3%</b>	<b>47</b>	<b>7.8%</b>	<b>40</b>	<b>6.6%</b>	<b>19</b>	<b>3.1%</b>	<b>7</b>	<b>1.2%</b>	<b>490</b>	<b>81.0%</b>

\* "Physical force" includes: dragged/pulled, pushed/shoved/threw, punch/kicked/kneed, slapped and bit.

Disposition of Abuse of Authority Allegations, Year-to-Date 2013

Type of Abuse of Authority Allegation	Substantiated		Exonerated		Unsubstantiated		Unfounded		Officer Unidentified		Miscellaneous	
	Number	Rate	Number	Rate	Number	Rate	Number	Rate	Number	Rate	Number	Rate
Question	1	100.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%
Stop	6	24.0%	11	44.0%	6	24.0%	0	0.0%	2	8.0%	0	0.0%
Search	4	23.5%	2	11.8%	8	47.1%	0	0.0%	2	11.8%	1	5.9%
Frisk	7	41.2%	2	11.8%	7	41.2%	1	5.9%	0	0.0%	0	0.0%
Vehicle search	6	33.3%	5	27.8%	7	38.9%	0	0.0%	0	0.0%	0	0.0%
Vehicle stop	7	77.8%	0	0.0%	2	22.2%	0	0.0%	0	0.0%	0	0.0%
Premises entered and/or searched	3	13.0%	14	60.9%	3	13.0%	0	0.0%	2	8.7%	1	4.3%
strip-searched	0	0.0%	3	42.9%	4	57.1%	0	0.0%	0	0.0%	0	0.0%
Gun Drawn	0	0.0%	1	100.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%
Seizure of property	0	0.0%	1	100.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%
Property damaged	0	0.0%	3	42.9%	1	14.3%	0	0.0%	3	42.9%	0	0.0%
Threat to notify ACS	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%
Threat of force	1	6.7%	1	6.7%	8	53.3%	1	6.7%	3	20.0%	1	6.7%
Threat to damage/seize property	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%
Threat of arrest	1	6.7%	8	53.3%	6	40.0%	0	0.0%	0	0.0%	0	0.0%
Threat of summons	0	0.0%	1	100.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%
Retaliatory arrest	1	50.0%	1	50.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%
Retaliatory summons	1	100.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%
Refusal to process civilian complaint	0	0.0%	0	0.0%	0	0.0%	0	0.0%	1	100.0%	0	0.0%
Refusal to provide name/shield number	0	0.0%	0	0.0%	15	68.2%	6	27.3%	1	4.5%	0	0.0%
Refusal to obtain medical treatment	0	0.0%	0	0.0%	2	66.7%	0	0.0%	1	33.3%	0	0.0%
Failure to show search warrant	0	0.0%	0	0.0%	1	50.0%	0	0.0%	1	50.0%	0	0.0%
Improper dissemination of medical info	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%
Other	0	0.0%	0	0.0%	2	66.7%	0	0.0%	1	33.3%	0	0.0%
<b>Total</b>	<b>38</b>	<b>19.9%</b>	<b>53</b>	<b>27.7%</b>	<b>72</b>	<b>37.7%</b>	<b>8</b>	<b>4.2%</b>	<b>17</b>	<b>8.9%</b>	<b>3</b>	<b>1.6%</b>

Disposition of Discourtesy Allegations, Year-to-Date 2013

Type of Discourtesy Allegation	Substantiated		Exonerated		Unsubstantiated		Unfounded		Officer Unidentified		Miscellaneous	
	Number	Rate	Number	Rate	Number	Rate	Number	Rate	Number	Rate	Number	Rate
Word	8	11.3%	6	8.5%	43	60.6%	7	9.9%	7	9.9%	0	0.0%
Gesture	0	0.0%	0	0.0%	1	50.0%	0	0.0%	0	0.0%	1	50.0%
Demeanor/tone	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%
Action	0	0.0%	0	0.0%	2	50.0%	2	50.0%	0	0.0%	0	0.0%
Other	0	0.0%	0	0.0%	1	100.0%	0	0.0%	0	0.0%	0	0.0%
<b>Total</b>	<b>8</b>	<b>10.3%</b>	<b>6</b>	<b>7.7%</b>	<b>47</b>	<b>60.3%</b>	<b>9</b>	<b>11.5%</b>	<b>7</b>	<b>9.0%</b>	<b>1</b>	<b>1.3%</b>

Disposition of Offensive Language Allegations, Year-to-Date 2013

Type of Offensive Language Allegation	Substantiated		Exonerated		Unsubstantiated		Unfounded		Officer Unidentified		Miscellaneous	
	Number	Rate	Number	Rate	Number	Rate	Number	Rate	Number	Rate	Number	Rate
Race	0	0.0%	0	0.0%	3	60.0%	2	40.0%	0	0.0%	0	0.0%
Ethnicity	1	25.0%	0	0.0%	2	50.0%	0	0.0%	1	25.0%	0	0.0%
Religion	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%
Sex	0	0.0%	0	0.0%	1	100.0%	0	0.0%	0	0.0%	0	0.0%
Sexual Orientation	0	0.0%	0	0.0%	1	50.0%	0	0.0%	1	50.0%	0	0.0%
Physical Disability	0	0.0%	0	0.0%	2	100.0%	0	0.0%	0	0.0%	0	0.0%
Other	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%
<b>Total</b>	<b>1</b>	<b>7.1%</b>	<b>0</b>	<b>0.0%</b>	<b>9</b>	<b>64.3%</b>	<b>2</b>	<b>14.3%</b>	<b>2</b>	<b>14.3%</b>	<b>0</b>	<b>0.0%</b>

## Disposition of Force Allegations, Year-to-Date 2013

Type of Force Allegation	Withdrawn		Uncooperative		Unavailable		civilian unidentified	
	Number	Rate	Number	Rate	Number	Rate	Number	Rate
Gun fired	0	0.0%	0	0.0%	0	0.0%	1	100.0%
Gun pointed	1	6.7%	7	46.7%	3	20.0%	4	26.7%
Nightstick as club (incl asp & baton)	2	28.6%	1	14.3%	3	42.9%	1	14.3%
Gun as club	0	0.0%	0	0.0%	1	100.0%	0	0.0%
Police shield	0	0.0%	0	0.0%	0	0.0%	0	0.0%
Vehicle	0	0.0%	1	100.0%	0	0.0%	0	0.0%
Other blunt instrument as a club	0	0.0%	2	100.0%	0	0.0%	0	0.0%
Hit against inanimate object	2	33.3%	2	33.3%	0	0.0%	2	33.3%
Chokehold	3	0.6%	5	1.0%	1	0.2%	1	0.2%
Pepper spray	1	9.1%	5	45.5%	1	9.1%	4	36.4%
Physical force	44	25.3%	68	39.1%	42	24.1%	20	11.5%
Radio as club	1	33.3%	0	0.0%	0	0.0%	2	66.7%
Flashlight as club	0	0.0%	0	0.0%	0	0.0%	0	0.0%
Handcuffs too tight	2	66.7%	0	0.0%	1	33.3%	0	0.0%
Nonlethal restraining device	0	0.0%	0	0.0%	0	0.0%	0	0.0%
Animal	0	0.0%	0	0.0%	0	0.0%	0	0.0%
Other	0	0.0%	1	100.0%	0	0.0%	0	0.0%
<b>Total</b>	<b>56</b>	<b>7.8%</b>	<b>92</b>	<b>12.7%</b>	<b>52</b>	<b>7.2%</b>	<b>35</b>	<b>4.8%</b>

\* "Physical force" includes: dragged/pulled, pushed/shoved/threw, punch/kicked/kneed, slapped and bit.

**Disposition of Abuse of Authority Allegations, Year-to-Date 2013**

Type of Abuse of Authority Allegation	Withdrawn		Uncooperative		Unavailable		civilian unidentified	
	Number	Rate	Number	Rate	Number	Rate	Number	Rate
Question	2	28.6%	2	28.6%	2	28.6%	1	14.3%
Stop	13	21.3%	21	34.4%	20	32.8%	7	11.5%
Search	10	20.0%	26	52.0%	8	16.0%	6	12.0%
Frisk	6	21.4%	13	46.4%	6	21.4%	3	10.7%
Vehicle search	5	27.8%	10	55.6%	1	5.6%	2	11.1%
Vehicle stop	6	31.6%	11	57.9%	1	5.3%	1	5.3%
Premises entered and/or searched	8	20.5%	22	56.4%	8	20.5%	1	2.6%
strip-searched	2	18.2%	5	45.5%	2	18.2%	2	18.2%
Gun Drawn	3	0.6%	0	0.0%	1	0.2%	1	0.2%
Seizure of property	0	0.0%	2	100.0%	0	0.0%	0	0.0%
Property damaged	0	0.0%	7	70.0%	3	30.0%	0	0.0%
Threat to notify ACS	0	0.0%	0	0.0%	0	0.0%	0	0.0%
Threat of force	3	10.0%	15	50.0%	6	20.0%	6	20.0%
Threat to damage/seize property	2	66.7%	1	33.3%	0	0.0%	0	0.0%
Threat of arrest	12	31.6%	21	55.3%	5	13.2%	0	0.0%
Threat of summons	1	25.0%	3	75.0%	0	0.0%	0	0.0%
Retaliatory arrest	0	0.0%	0	0.0%	0	0.0%	1	100.0%
Retaliatory summons	0	0.0%	0	0.0%	0	0.0%	0	0.0%
Refusal to process civilian complaint	0	0.0%	2	50.0%	1	25.0%	1	25.0%
Refusal to provide name/shield number	13	27.7%	26	55.3%	5	10.6%	3	6.4%
Refusal to obtain medical treatment	0	0.0%	2	66.7%	1	33.3%	0	0.0%
Failure to show search warrant	0	0.0%	2	66.7%	1	33.3%	0	0.0%
Improper dissemination of medical info	0	0.0%	1	100.0%	0	0.0%	0	0.0%
Other	0	0.0%	6	75.0%	2	25.0%	0	0.0%
<b>Total</b>	<b>86</b>	<b>9.8%</b>	<b>198</b>	<b>22.5%</b>	<b>73</b>	<b>8.3%</b>	<b>35</b>	<b>4.0%</b>

### Disposition of Discourtesy Allegations, Year-to-Date 2013

Type of Discourtesy Allegation	Withdrawn		Uncooperative		Unavailable		civilian unidentified	
	<i>Number</i>	<i>Rate</i>	<i>Number</i>	<i>Rate</i>	<i>Number</i>	<i>Rate</i>	<i>Number</i>	<i>Rate</i>
Word	183	17.3%	694	65.7%	167	15.8%	13	1.2%
Gesture	2	15.4%	9	69.2%	2	15.4%	0	0.0%
Demeanor/tone	0	0.0%	1	100.0%	0	0.0%	0	0.0%
Action	5	10.4%	34	70.8%	9	18.8%	0	0.0%
Other	0	0.0%	0	0.0%	0	0.0%	0	0.0%
<b>Total</b>	<b>190</b>	<b>17.0%</b>	<b>738</b>	<b>66.0%</b>	<b>178</b>	<b>15.9%</b>	<b>13</b>	<b>1.2%</b>

### Disposition of Offensive Language Allegations, Year-to-Date 2013

Type of Offensive Language Allegation	Withdrawn		Uncooperative		Unavailable		civilian unidentified	
	<i>Number</i>	<i>Rate</i>	<i>Number</i>	<i>Rate</i>	<i>Number</i>	<i>Rate</i>	<i>Number</i>	<i>Rate</i>
Race	25	20.5%	77	63.1%	18	14.8%	2	1.6%
Ethnicity	5	22.7%	13	59.1%	4	18.2%	0	0.0%
Religion	0	0.0%	4	80.0%	1	20.0%	0	0.0%
Sex	2	6.7%	21	70.0%	5	16.7%	2	6.7%
Sexual Orientation	5	16.1%	21	67.7%	5	16.1%	0	0.0%
Physical Disability	2	100.0%	0	0.0%	0	0.0%	0	0.0%
Other	0	0.0%	5	100.0%	0	0.0%	0	0.0%
<b>Total</b>	<b>39</b>	<b>18.0%</b>	<b>141</b>	<b>65.0%</b>	<b>33</b>	<b>15.2%</b>	<b>4</b>	<b>1.8%</b>

**OFFICERS AGAINST WHOM THE CCRB SUBSTANTIATED ALLEGATIONS**  
**January 2013**

From January 1, 2013 through January 31, 2013, the board substantiated 26 cases involving 36 identified subject officers.

<b>Case number</b>	<b>Officer ID</b>	<b>Command</b>	<b>Board Recommendation</b>	<b>Allegation</b>
20130101	2013010101	PBBX	Charges	A - Search
20130101	2013010101	PBBX	Charges	A - Frisk
20130101	2013010101	PBBX	Charges	A - Frisk
20130102	2013010201	010 PCT	Charges	A - Questioned
20130102	2013010201	010 PCT	Charges	A - Retaliatory summons
20130103	2013010301	112 PCT	Charges	A - Frisk
20130104	2013010401	112 PCT	Charges	A - Search (of person)
20130104	2013010401	112 PCT	Charges	F - Physical force
20130104	2013010401	112 PCT	Charges	D - Word
20130105	2013010501	120 PCT	Command Discipline	A - Vehicle searched
20130105	2013010501	120 PCT	Command Discipline	A - Frisk
20130105	2013010502	120 PCT	Command Discipline	A - Search
20130105	2013010502	120 PCT	Command Discipline	A - Frisk
20130106	2013010601	067 PCT	Charges	A - Threat of arrest
20130106	2013010601	067 PCT	Charges	A - Threat of force
20130106	2013010601	067 PCT	Charges	A - Stopped
20130106	2013010601	067 PCT	Charges	D - Word
20130106	2013010601	067 PCT	Charges	D - Word
20130107	2013010701	068 PCT	Charges	E - Ethnicity
20130108	2013010801	070 PCT	Charges	F - Other
20130109	2013010901	032 PCT	Charges	A - Vehicle searched



**OFFICERS AGAINST WHOM THE CCRB SUBSTANTIATED ALLEGATIONS  
January 2013**

20130109	2013010901	032 PCT	Charges	A - Stopped
20130109	2013010901	032 PCT	Charges	A - Frisk
20130110	2013011001	NARCBBX	Instructions	A - Vehicle stopped
20130110	2013011002	NARCBBX	Instructions	A - Vehicle stopped
20130111	2013011101	NARCBBS	Instructions	D - Word
20130112	2013011201	075 PCT	Charges	A - Stopped
20130112	2013011201	075 PCT	Charges	A - Frisk
20130112	2013011202	075 PCT	Charges	A - Stopped
20130112	2013011202	075 PCT	Charges	A - Frisk
20130113	2013011301	075 PCT	Command Discipline	A - Premises entered and/or searched
20130113	2013011302	075 PCT	Command Discipline	A - Premises entered and/or searched
20130113	2013011303	075 PCT	Command Discipline	A - Premises entered and/or searched
20130114	2013011401	PBQ/S	Instructions	A - Vehicle stopped
20130114	2013011401	PBQ/S	Instructions	A - Vehicle searched
20130115	2013011501	046 PCT	Command Discipline	D - Word
20130116	2013011601	108 PCT	Command Discipline	A - Search
20130117	2013011701	041 PCT	Command Discipline	D - Word
20130118	2013011801	NARCBBN	Charges	A - Retaliatory arrest
20130118	2013011802	NARCBBN	Charges	A - Search
20130118	2013011802	NARCBBN	Charges	A - Vehicle searched
20130119	2013011901	PBQ/S	Command Discipline	A - Vehicle stopped
20130119	2013011902	PBQ/S	Command Discipline	A - Vehicle stopped
20130120	2013012001	NARCBQN	Charges	A - Stopped

**OFFICERS AGAINST WHOM THE CCRB SUBSTANTIATED ALLEGATIONS**  
**January 2013**

20130120	2013012001	NARCBQN	Charges	A - Frisk
20130120	2013012002	NARCBQN	Charges	A - Stopped
20130121	2013012101	062 PCT	Charges	A - Vehicle stopped
20130121	2013012102	062 PCT	Charges	A - Vehicle stopped
20130121	2013012102	062 PCT	Charges	A - Vehicle searched
20130122	2013012201	PBBX	Charges	D - Word
20130123	2013012301	072 PCT	Charges	A - Stopped
20130123	2013012302	072 PCT	Charges	A - Stopped
20130124	2013012401	122 PCT	Charges	A - Vehicle searched
20130124	2013012402	122 PCT	Charges	D - Word
20130124	2013012402	122 PCT	Charges	A - Frisk
20130125	2013012501	NAR DIV	Charges	A - Vehicle searched
20130125	2013012501	NAR DIV	Charges	A - Frisk
20130126	2013012601	120 PCT	Charges	A - Search
20130126	2013012601	120 PCT	Charges	A - Vehicle searched

**POLICE DEPARTMENT DISPOSITIONS  
OF SUBSTANTIATED CASES  
DECEMBER 2012**

**Police Department Dispositions of Substantiated Cases by Year of NYPD Closure\***

<b>Police Department Disposition</b>	<b>December</b>	<b>2012</b>
Guilty after trial	5	15
Pleaded guilty		
To charges and specifications	1	13
To charges and specifications as command discipline	0	0
To command discipline	11	42
Instructions	17	159
<b>Subtotal: Disciplinary Action</b>	<b>34</b>	<b>229</b>
Not guilty after trial	2	6
Dismissed	0	0
Department Declined to Prosecute	16	70
Statute of limitations expired	0	17
Department employee unidentified	0	0
<b>Subtotal: No Disciplinary Action</b>	<b>18</b>	<b>93</b>
Filed**	1	4
<b>Total Closed Cases</b>	<b>53</b>	<b>326</b>
<b>Discipline rate</b>	<b>65.4%</b>	<b>71.1%</b>
<b>DUP rate</b>	<b>30.2%</b>	<b>21.5%</b>

\* Cases resolved by the police department in a particular year often stem from CCRB referrals from earlier years.

\*\* "Filed" is a term used when the police department is not required to take action against the subject officer because the officer has resigned or retired from the department, or has been terminated.

**Police Department Disciplinary Penalties Imposed by Year of NYPD Closure\***

<b>Penalty</b>	<b>December</b>	<b>2012</b>
Terminated	0	1
Loss of time of 31 or more days and/or 1-year of probation	0	3
Loss time of 21 to 30 days and/or time 1-year of probation	0	2
Loss of time of 11 to 20 days	2	9
Loss of time of 1 to 10 days	3	12
Command discipline A	0	0
Command discipline B	11	42
Instructions	17	159
Warned and admonished	1	1
<b>Total</b>	<b>34</b>	<b>229</b>

\* Cases resolved by the police department in a particular year often stem from CCRB referrals from earlier years.

**CCRB SUBSTANTIATED CASES DISPOSITIONED BY THE POLICE DEPARTMENT**

**December 2012**

**From December 1, 2012 through December 31, 2012, the Police Department closed 28 substantiated CCRB cases involving 48 identified subject officers.**

<b>Case number</b>	<b>Officer ID</b>	<b>Command</b>	<b>Board Recommendation</b>	<b>PD Disposition</b>	<b>FADO</b>
20121201	2012120101	060 PCT	Charges	DCT Trial - Not Guilty	A - Strip-searched
20121202	2012120201	048 PCT	Charges	DCT Trial - Not Guilty	A - Stop
20121203	2012120301	049 PCT	Charges	DCT Trial Guilty – Warned and Admonished	A - Retaliatory summons
20121203	2012120301	049 PCT	Charges	DCT Trial - Not Guilty	D - Word
20121203	2012120301	049 PCT	Charges	DCT Trial - Not Guilty	F - Physical force
20121204	2012120401	NARCBBN	Charges	DCT Trial Guilty – Loss of 10 days	F - Physical force
20121204	2012120401	NARCBBN	Charges	DCT Trial Guilty – Loss of 10 days	A - Premises entered and/or searched
20121204	2012120401	NARCBBN	Charges	DCT Trial Guilty – Loss of 10 days	A - Retaliatory arrest
20121204	2012120402	NARCBBN	Charges	DCT Trial Guilty – Loss of 5 days	A - Premises entered and/or searched
20121204	2012120403	NARCBBN	Charges	DCT Trial Guilty – Loss of 5 days	A - Premises entered and/or searched
20121205	2012120501	044 PCT	Charges	DCT Trial Guilty – Loss of 15 days	A - Retaliatory summons

**CCRB SUBSTANTIATED CASES DISPOSITIONED BY THE POLICE DEPARTMENT**

**December 2012**

20121205	2012120501	044 PCT	Charges	DCT Trial - Not Guilty	A - Threat of arrest
20121206	2012120601	043 PCT	Charges	DCT Negotiation Guilty – Loss of 15 vacation days	A - Frisk
20121206	2012120602	043 PCT	Charges	Department unable to prosecute	A - Search
20121207	2012120701	046 PCT	Charges	Department unable to prosecute	A - Stopped
20121207	2012120701	046 PCT	Charges	Department unable to prosecute	A - Questioned
20121207	2012120702	046 PCT	Charges	Department unable to prosecute	A - Stopped
20121207	2012120702	046 PCT	Charges	Department unable to prosecute Action	A - Questioned
20121208	2012120801	106 PCT	Command Discipline	Instructions	A - Premises entered and/or searched
20121209	2012120901	046 PCT	Charges	Department unable to prosecute	A - Frisk
20121209	2012120901	046 PCT	Charges	Department unable to prosecute	A - Stopped
20121209	2012120902	046 PCT	Charges	Department unable to prosecute	A - Questioned
20121210	2012121001	GANG BN	Command Discipline	Department unable to prosecute	A – Questioned

**CCRB SUBSTANTIATED CASES DISPOSITIONED BY THE POLICE DEPARTMENT**

**December 2012**

20121210	2012121002	GANG BN	Command Discipline	Instructions	A – Questioned
20121210	2012121002	GANG BN	Command Discipline	Department unable to prosecute	A - Stopped
20121210	2012121003	GANG BN	Command Discipline	Instructions	A - Frisk
20121211	2012121101	103 PCT	Command Discipline	Department unable to prosecute	A - Refusal to provide name/shield number
20121211	2012121102	103 PCT	Command Discipline	Instructions	A - Retaliatory summons
20121211	2012121102	103 PCT	Command Discipline	Department unable to prosecute	A - Refusal to provide name/shield number
20121212	2012121201	GANG Q	Charges	Department unable to prosecute	A - Questioned
20121212	2012121202	GANG Q	Charges	Instructions	A - Frisk
20121212	2012121202	GANG Q	Charges	Instructions	A - Search
20121212	2012121202	GANG Q	Charges	Instructions	A - Stopped
20121212	2012121203	GANG Q	Charges	Instructions	A - Frisk
20121212	2012121203	GANG Q	Charges	Instructions	A - Search
20121212	2012121203	GANG Q	Charges	Instructions	A - Stopped
20121213	2012121301	PSA 8	Charges	Department unable to prosecute	A - Stopped
20121213	2012121302	PSA 8	Charges	Instructions	D – Action

**CCRB SUBSTANTIATED CASES DISPOSITIONED BY THE POLICE DEPARTMENT**

**December 2012**

20121213	2012121302	PSA 8	Charges	Department unable to prosecute	A - Stopped
20121214	2012121401	046 PCT	Charges	Instructions	A - Questioned
20121214	2012121402	046 PCT	Charges	Department unable to prosecute	A - Vehicle searched
20121214	2012121402	PBBX	Charges	Instructions	A - Frisk
20121215	2012121501	042 PCT	Command Discipline	Instructions	A - Stopped
20121215	2012121502	042 PCT	Command Discipline	Instructions	A - Stopped
20121216	2012121601	044 PCT	Charges	Instructions	A - Frisk
20121216	2012121602	PBBX	Charges	Instructions	A - Frisk
20121217	2012121701	020 PCT	Command Discipline	Command Discipline B	D - Word
20121217	2012121702	PBBN	Charges	Instructions	A - Questioned
20121217	2012121702	PBBN	Charges	Department unable to prosecute	A - Frisk
20121217	2012121702	PBBN	Charges	Department unable to prosecute	A - Search
20121218	2012121801	009 PCT	Charges	Command Discipline B	D - Action
20121218	2012121801	009 PCT	Charges	Command Discipline B	A - Threat of force
20121218	2012121801	009 PCT	Charges	Command Discipline B	A - Refusal to provide name/shield number
20121218	2012121801	009 PCT	Charges	Command Discipline B	A - Retaliatory summons
20121218	2012121801	009 PCT	Charges	Command Discipline B	D - Word



**CCRB SUBSTANTIATED CASES DISPOSITIONED BY THE POLICE DEPARTMENT**

**December 2012**

20121219	2012121801	PBBX	Charges	Instructions	A - Vehicle searched
20121219	2012121802	PBBX	Charges	Instructions	A - Frisk
20121220	2012122001	PBSI TF	Command Discipline	Instructions	A - Frisk
20121220	2012122001	PBSI TF	Command Discipline	Instructions	A - Vehicle searched
20121220	2012122001	PBSI TF	Command Discipline	Instructions	A - Other
20121221	2012122101	NARCBBX	Charges	Command Discipline B	A - Frisk
20121221	2012122101	NARCBBX	Charges	Command Discipline B	A - Frisk
20121221	2012122101	NARCBBX	Charges	Command Discipline B	A - Search
20121221	2012122101	NARCBBX	Charges	Command Discipline B	A - Stopped
20121221	2012122102	NARCBBX	Charges	Command Discipline B	A - Frisk
20121221	2012122102	NARCBBX	Charges	Command Discipline B	A - Search
20121222	2012122201	001 PCT	Charges	Command Discipline B	F - Physical force
20121223	2012122301	DBBN OP	Charges	Filed	A - Premises entered and/or searched
20121223	2012122302	DBBN OP	Charges	Department unable to prosecute	A - Premises entered and/or searched
20121223	2012122302	DBBN OP	Charges	Department unable to prosecute	A - Threat to notify ACS
20121223	2012122302	DBBN OP	Charges	Department unable to prosecute	A - Threat of force

**CCRB SUBSTANTIATED CASES DISPOSITIONED BY THE POLICE DEPARTMENT**

**December 2012**

20121223	2012122303	090 DET	Charges	Department unable to prosecute	A - Threat of force
20121224	2012122401	077 PCT	Charges	Department unable to prosecute	A - Stopped
20121224	2012122401	077 PCT	Charges	Department unable to prosecute	F - Hit against inanimate object
20121225	2012122501	PSA 7	Charges	Department unable to prosecute	A - Stopped
20121225	2012122501	PSA 7	Charges	Department unable to prosecute	A - Vehicle searched
20121226	2012122601	PBBX	Charges	Department unable to prosecute	A - Refusal to provide name/shield number
20121226	2012122602	PBBX	Charges	Department unable to prosecute	A - Stopped
20121226	2012122602	PBBX	Charges	Department unable to prosecute	A - Retaliatory summons
20121226	2012122602	PBBX	Charges	Command Discipline	A - Refusal to provide name/shield number
20121226	2012122603	PBBX	Charges	Department unable to prosecute	A - Refusal to provide name/shield number
20121227	2012122701	PBMN	Charges	Department unable to prosecute	A - Retaliatory arrest

**CCRB SUBSTANTIATED CASES DISPOSITIONED BY THE POLICE DEPARTMENT**

**December 2012**

20121227	2012122701	PBMN	Charges	Department unable to prosecute	A - Stopped
20121227	2012122701	PBMN	Charges	Command Discipline	A - Strip-searched