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Executive Director's Monthly Report
June 2022
(Statistics for May 2022)

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Executive Summary

The Civilian Complaint Review Board (“CCRB”) is an independent municipal Agency that investigates complaints of NYPD misconduct. Every month, the CCRB prepares an Executive Director report for its public meeting. Data for May 2022 included the following highlights:

- 1) Of the cases in the CCRB active investigations docket, 40% have been open for 4 months or fewer, and 56% have been open for 7 months or fewer (page 10). In May, the CCRB opened 338 new cases (page 4), and currently has a total open docket of 3,119 cases (page 11).
- 2) The CCRB substantiated allegations in 44% of its fully investigated cases (page 16).
- 3) The CCRB fully investigated 61% of the cases it closed in May (page 13) and resolved (fully investigated, mediated or attempted mediation) 63% of the cases it closed (page 17). The Agency was unable to investigate /withdrawn 31% of the cases closed (page 13).
- 4) For May, investigations using video evidence resulted in substantiated allegations in 47% of cases - compared to 11% of cases in which video was not available (page 21-22).
- 5) The Monthly Report includes a breakdown of complaints and substantiations by NYPD precinct and borough of occurrence (pages 5-6, 25-30).
- 6) In May the Police Commissioner finalized 3 decision(s) against police officers in Administrative Prosecution Unit (APU) cases (page 36). The CCRB's APU prosecutes the most serious allegations of misconduct. The APU conducted 11 trials against members of the NYPD year-to-date; 3 trials were conducted against respondent officers in May.

The CCRB is committed to producing monthly reports that are valuable to the public, and welcomes feedback on how to make its data more accessible.

Glossary

In this glossary we have included a list of terms that regularly appear in our reports.

Allegation: An allegation is a specific act of misconduct. The same “complaint” can have multiple allegations – excessive force and discourteous language, for example. Each allegation is reviewed separately during an investigation.

APU: The Administrative Prosecution Unit is the division of the CCRB that has prosecuted “charges” cases since April 2013, after the signing of a 2012 Memorandum of Understanding between the CCRB and NYPD.

Board Panel: The “Board” of the CCRB has 15 members. Following a completed investigation by the CCRB staff, three Board members, sitting as a Board Panel, will make a finding on whether misconduct occurred and will make a recommendation on what level of penalty should follow.

Case/Complaint: For the purposes of CCRB data, a “case” or “complaint” is defined as any incident within the Agency’s jurisdiction, brought to resolution by the CCRB.

Disposition: The Board’s finding as to the outcome of a case (i.e. if misconduct occurred).

FADO: Under the City Charter, the CCRB has jurisdiction to investigate the following categories of police misconduct: Force, Abuse of Authority, Discourtesy, and Offensive Language, collectively known as “FADO”.

Intake: CCRB’s intake team initially handles complaints from the public. Intake takes complaints that come via live phone calls, voicemails, an online complaint form, or in-person.

Investigation: CCRB investigators gather evidence and interview witnesses to prepare reports on misconduct allegations. An investigation ends when a closing report is prepared detailing the evidence and legal analysis, and the case is given to the Board for disposition.

Mediation: A complainant may mediate his or her case with the subject officer, in lieu of an investigation, with the CCRB providing a neutral, third-party mediator.

Unable to Investigate / Withdrawn: When the CCRB is unable to obtain a sworn statement from the complainant/alleged victim, the case is closed as unable to investigate. When the complainant/alleged victim asks that their complaint be withdrawn, the case is closed as withdrawn.

Closed Pending Litigation: Sometimes when a complainant is involved in criminal or civil litigation, their attorney advises against making sworn statements until the conclusion of the court case. When a complainant declines to cooperate with an investigation on the advice of their attorney, the complaint disposition is "Closed Pending Litigation."

Complaints Received

The CCRB’s Intake team processes misconduct complaints from the public and referrals from the NYPD. Under the New York City Charter, the CCRB’s jurisdiction is limited to allegations of misconduct related to Force, Abuse of Authority, Discourtesy and Offensive Language. All other complaints are referred to the appropriate agency. Figure 1 refers to all complaints that the CCRB receives and Figures 2 and 3 refer to new cases that remain with the Agency. In May 2022, the CCRB initiated 338 new complaints.

Figure 1: Total Intake by Month (January 2021 - May 2022)

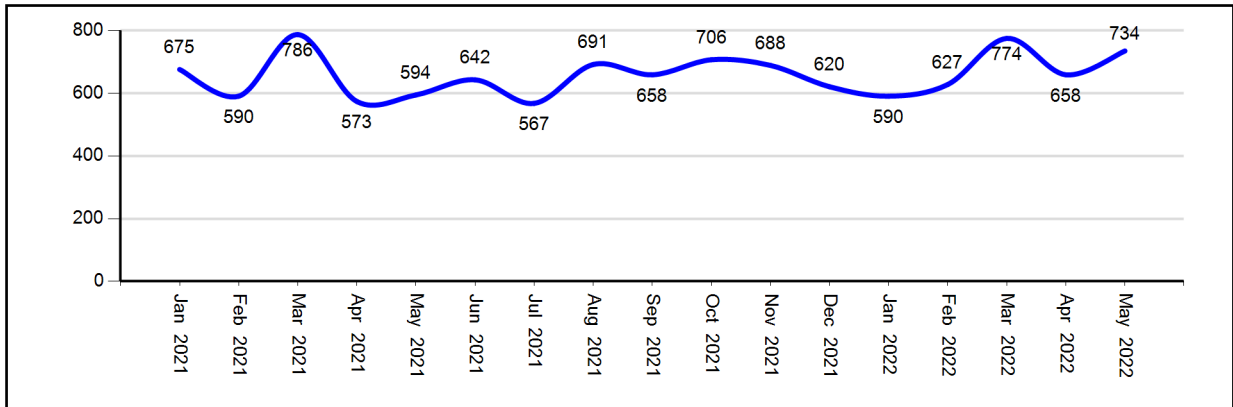


Figure 2: New CCRB Complaints by Month (January 2021 - May 2022)

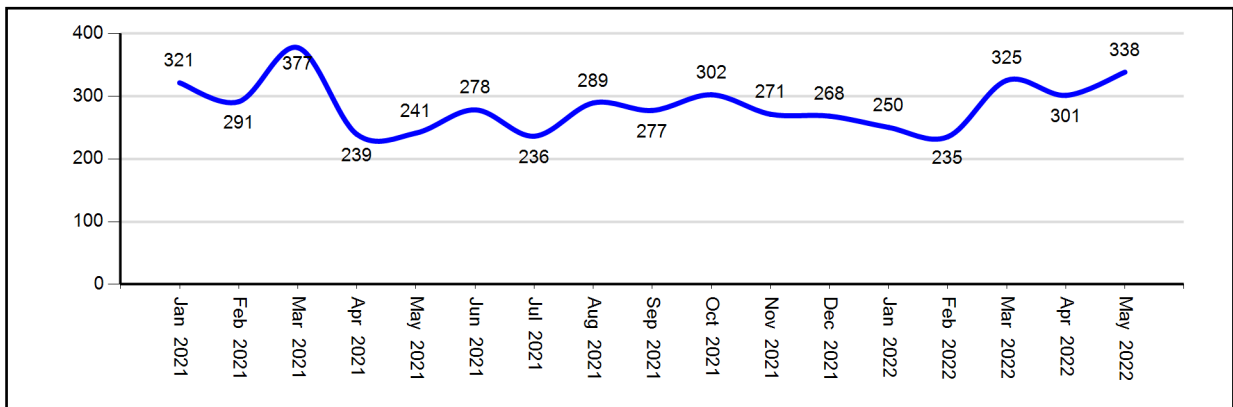
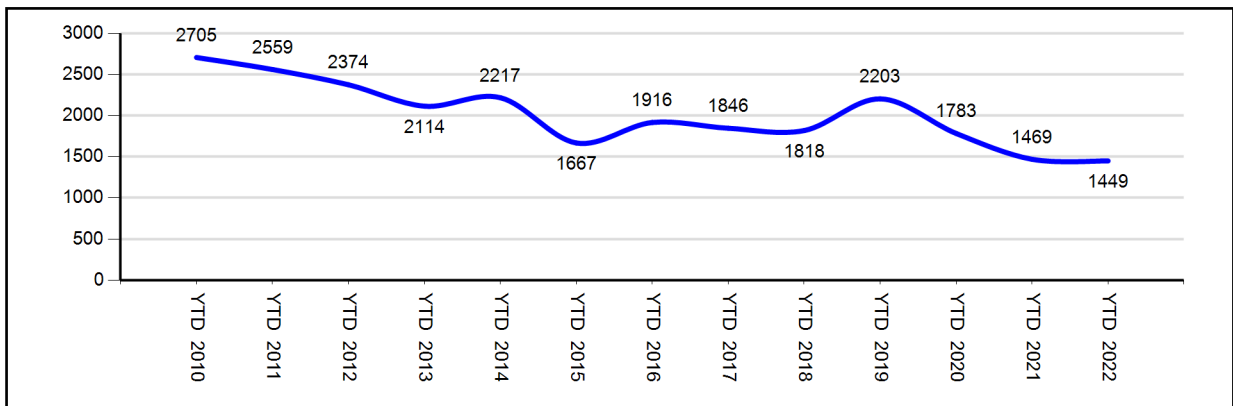


Figure 3: New CCRB Complaints by Year (YTD 2010 - YTD 2022)



CCRB Cases Received by Borough and Precinct

Of the five boroughs, the largest number of misconduct complaints stemmed from incidents occurring in Brooklyn, followed by Manhattan. The 75th Precinct had the highest number at 12 incidents.

Figure 4: CCRB Complaints Received By Borough of Occurrence (May 2022)

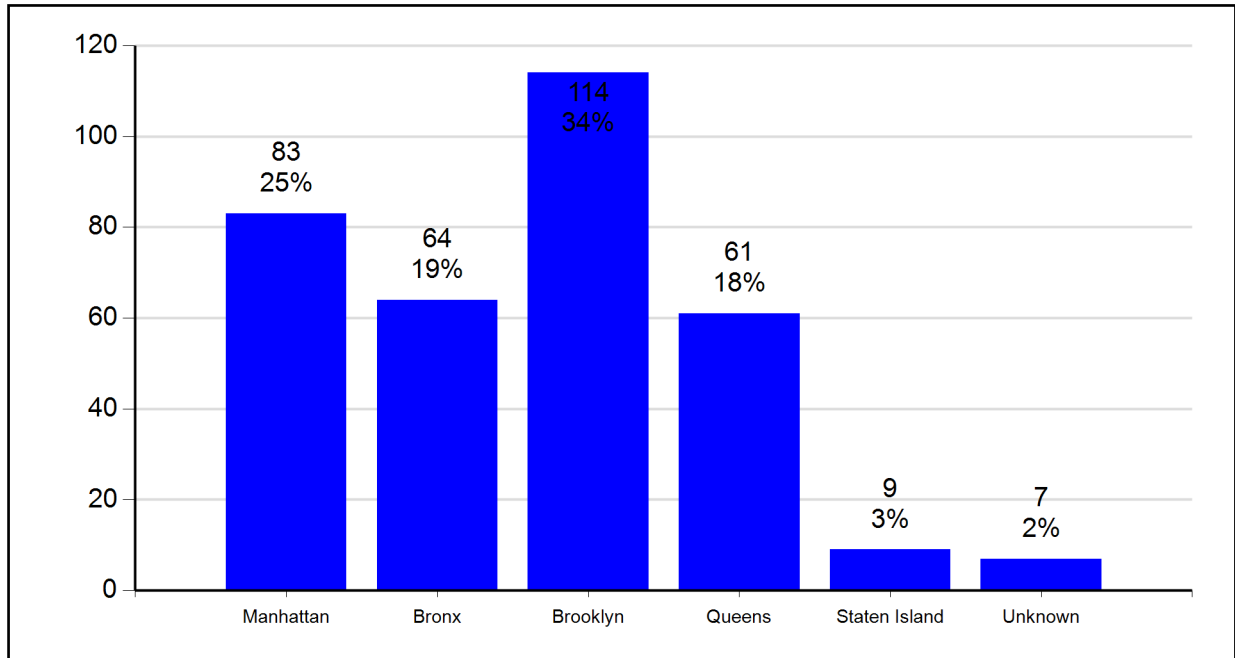


Figure 5: CCRB Complaints Received By Borough of Occurrence (YTD 2022)

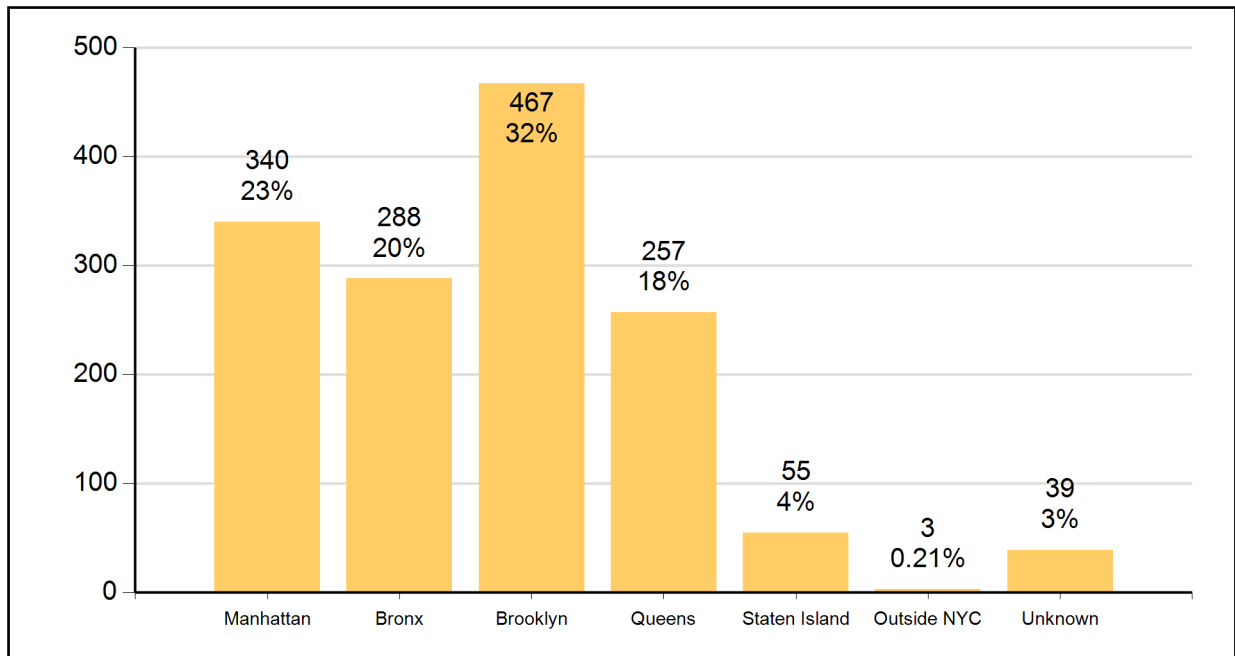


Figure 6: CCRB Complaints Received By Precinct of Occurrence (May 2022)

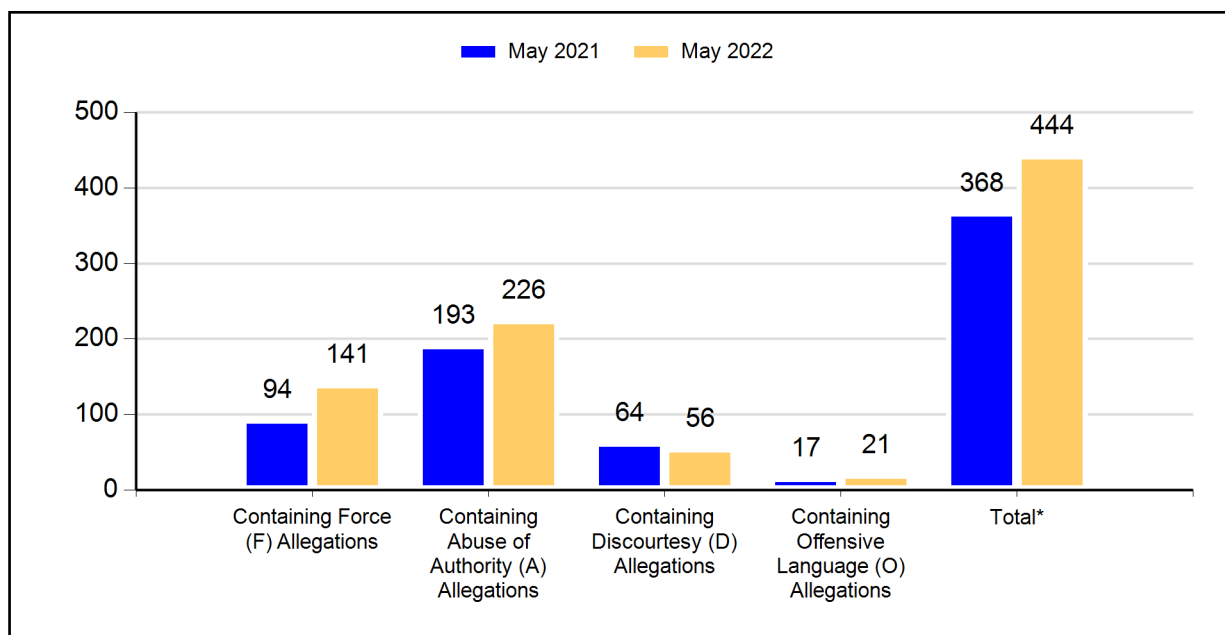
NYPD Precinct of Occurrence*	Number of Complaints	NYPD Precinct of Occurrence*	Number of Complaints
0	3	67	7
1	5	68	2
5	1	69	3
6	2	70	5
7	3	71	6
9	3	72	4
10	2	73	11
13	3	75	12
14	6	76	1
18	3	77	2
19	4	78	3
20	4	79	6
23	6	81	3
24	3	83	1
25	9	84	7
28	2	88	6
30	2	90	8
32	5	94	1
33	8	100	2
34	2	101	7
40	11	102	2
41	3	103	5
42	9	104	3
43	4	105	6
44	8	106	2
45	2	107	3
46	8	108	4
47	3	109	6
48	6	110	3
49	2	111	2
50	1	112	4
52	6	113	4
60	11	114	5
61	1	115	2
62	1	121	1
63	7	122	5
66	2	123	3
		Unknown	20

*These figures track where an incident occurred, not necessarily the Command of the officer.

Allegations Received

As described in the previous section, the CCRB has jurisdiction over four categories of NYPD misconduct. In comparing May 2021 to May 2022, the number of complaints containing an allegation of Force is up, Abuse of Authority complaints are up, Discourtesy are down and Offensive Language are up. Figures for the year-to-date comparison show that in 2022, complaints containing an allegation of Force are up, Abuse of Authority are down, Discourtesy are down and Offensive Language are down.

Figure 7: CCRB Complaints Received By Type of Allegation (May 2021 vs. May 2022)



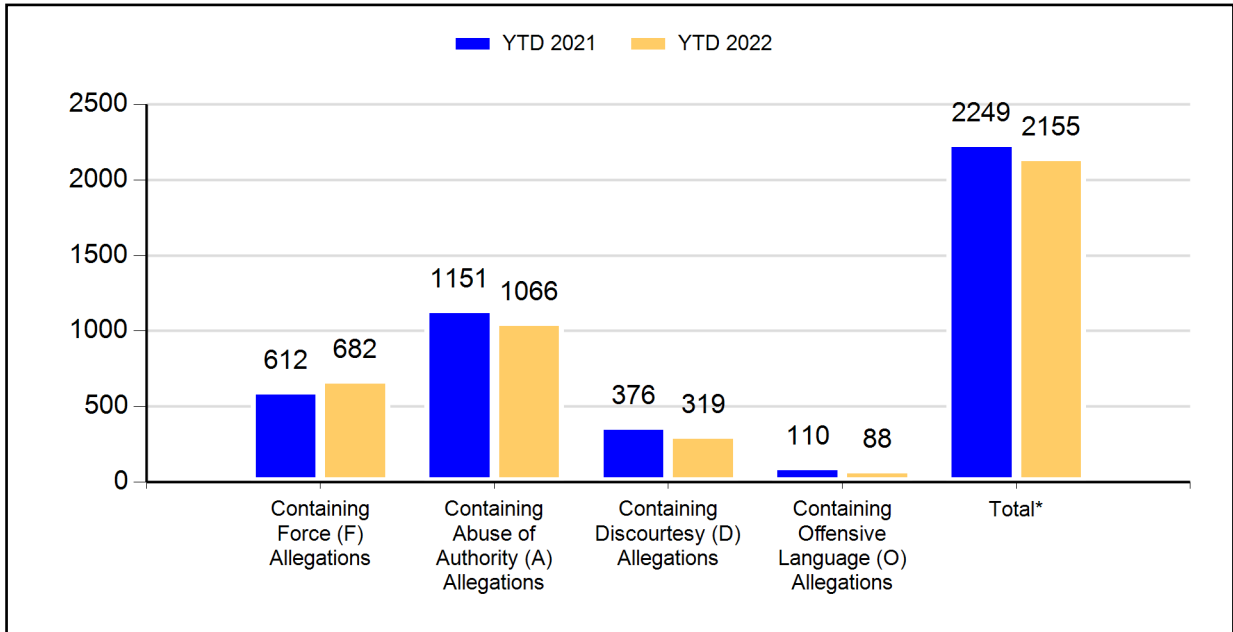
*This is the total of distinct FADO allegation types in complaints received.

Figure 8: CCRB Complaints Received By Type of Allegation (% of Complaints)

	May 2021		May 2022		Change	% Change
	Count	% of Total Complaints	Count	% of Total Complaints		
Force (F)	94	39%	141	42%	47	50%
Abuse of Authority (A)	193	80%	226	67%	33	17%
Discourtesy (D)	64	27%	56	17%	-8	-13%
Offensive Language (O)	17	7%	21	6%	4	24%
Total FADO Allegations	368		444		76	21%
Total Complaints	241		338		97	40%

Note: the number of allegations in recently received complaints typically grows somewhat as the complaints are investigated.

Figure 9: CCRB Complaints Received By Type of Allegation (YTD 2021 vs. YTD 2022)



*This is the total of distinct FADO allegation types in complaints received.

Figure 10: CCRB Complaints Received By Type of Allegation YTD (% of Complaints)

	YTD 2021		YTD 2022		Change	% Change
	Count	% of Total Complaints	Count	% of Total Complaints		
Force (F)	612	42%	682	47%	70	11%
Abuse of Authority (A)	1151	78%	1066	74%	-85	-7%
Discourtesy (D)	376	26%	319	22%	-57	-15%
Offensive Language (O)	110	7%	88	6%	-22	-20%
Total FADO Allegations	2249		2155		-94	-4%
Total Complaints	1469		1449		-20	-1%

Note: the number of allegations in recently received complaints typically grows somewhat as the complaints are investigated.

Figure 11: Total Allegations (% of Total Allegations)

	May 2021		May 2022		Change	% Change
	Count	% of Total Allegations	Count	% of Total Allegations		
Force (F)	227	22%	302	31%	75	33%
Abuse of Authority (A)	653	64%	556	57%	-97	-15%
Discourtesy (D)	106	10%	84	9%	-22	-21%
Offensive Language (O)	40	4%	25	3%	-15	-38%
Total Allegations	1026		967		-59	-6%
Total Complaints	241		338		97	40%

Figure 12: Total Allegations YTD (% of Total Allegations)

	YTD 2021		YTD 2022		Change	% Change
	Count	% of Total Allegations	Count	% of Total Allegations		
Force (F)	1549	24%	1471	30%	-78	-5%
Abuse of Authority (A)	4150	64%	2932	59%	-1218	-29%
Discourtesy (D)	601	9%	457	9%	-144	-24%
Offensive Language (O)	159	2%	107	2%	-52	-33%
Total Allegations	6459		4967		-1492	-23%
Total Complaints	1469		1449		-20	-1%

The number of allegations in recently received complaints typically grows as the complaints are investigated.

CCRB Docket

As of the end of May 2022, 40% of active CCRB cases are fewer than five months old, and 56% active cases have been open for fewer than eight months.

Figure 13: Age of Active Cases Based on Received Date (May 2022)

Case Age Group	Count	% of Total
Cases 0-4 Months	1236	39.9%
Cases 5-7 Months	512	16.5%
Cases 8-11 Months	579	18.7%
Cases 12-18 Months*	714	23.0%
Cases Over 18 Months**	60	1.9%
Total	3101	100%

*12-18 Months: 12 cases that were reopened; 2 cases that were on DA Hold.

**Over18 Months: 6 cases that were reopened; 3 cases that were on DA Hold.

Figure 14: Age of Active Cases Based on Incident Date (May 2022)

	Count	% of Total
Cases 0-4 Months	1099	35.4%
Cases 5-7 Months	496	16.0%
Cases 8-11 Months	574	18.5%
Cases 12-18 Months*	837	27.0%
Cases Over 18 Months**	95	3.1%
Total	3101	100%

*12-18 Months: 9 cases that were reopened; 2 cases that were on DA Hold.

**Over18 Months: 9 cases that were reopened; 3 cases that were on DA Hold.

An active case is here defined as an investigation; cases in mediation are excluded.

Figure 15: Number of Active Investigations (January 2021 - May 2022)

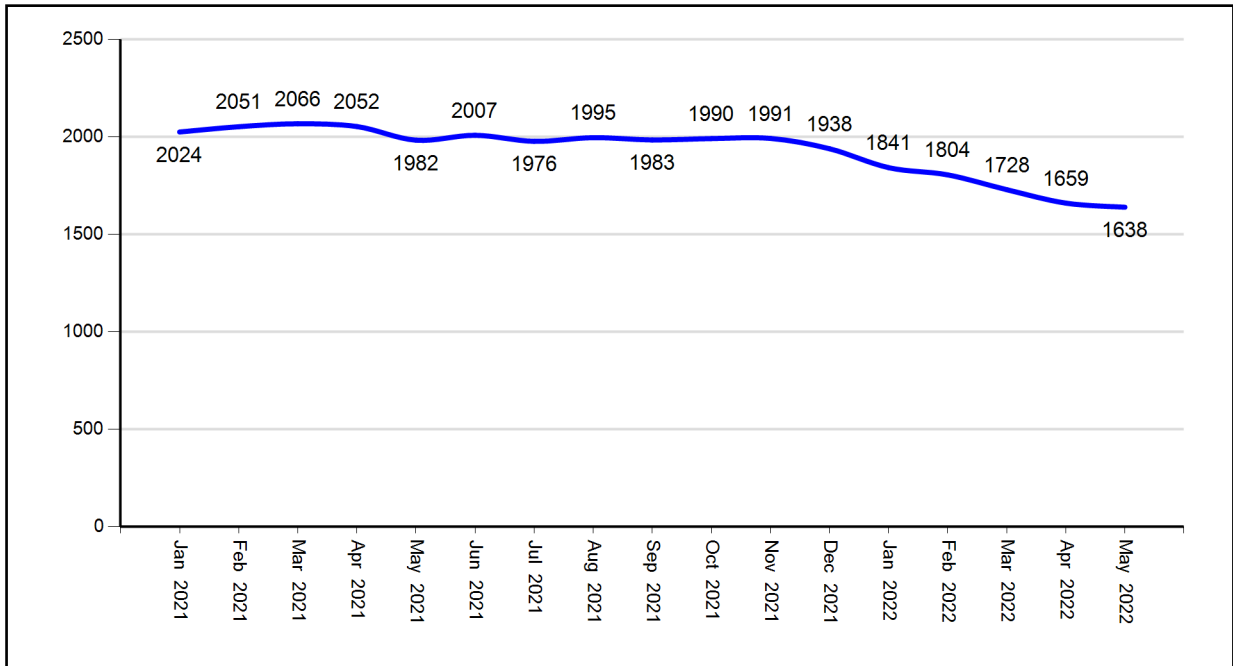


Figure 16: Open Docket Analysis

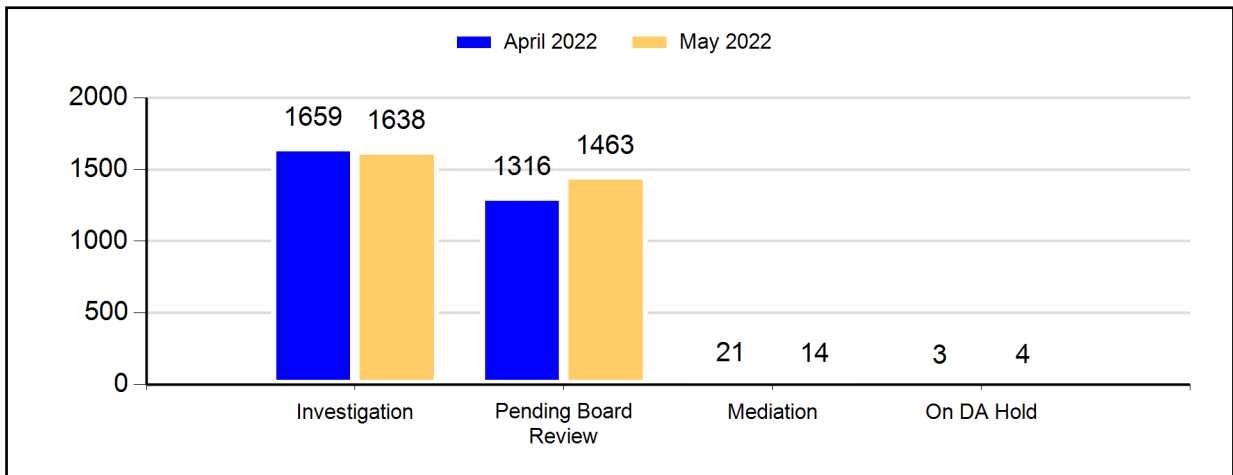


Figure 17: Open Docket Analysis with % Change

	April 2022		May 2022		Change	% Change
	Count	% of Total	Count	% of Total		
Investigations	1659	55%	1638	53%	-21	-1%
Pending Board Review	1316	44%	1463	47%	147	11%
Mediation	21	1%	14	0%	-7	-33%
On DA Hold	3	0%	4	0%	1	33%
Total	2999		3119		120	4%

Body Worn Camera Footage Requests

Since the widespread roll out of body worn cameras in 2018, the collection of footage from these cameras has become an integral part of CCRB investigations.

The timeliness of the response to BWC footage requests has a direct impact on the length of time it takes to complete an investigation. The longer it takes to fulfill BWC requests, the longer CCRB investigations remain on the open docket.

Figure 18: Average Days To Recieve Positive Return on BWC Requests (January 2021 - May 2022)

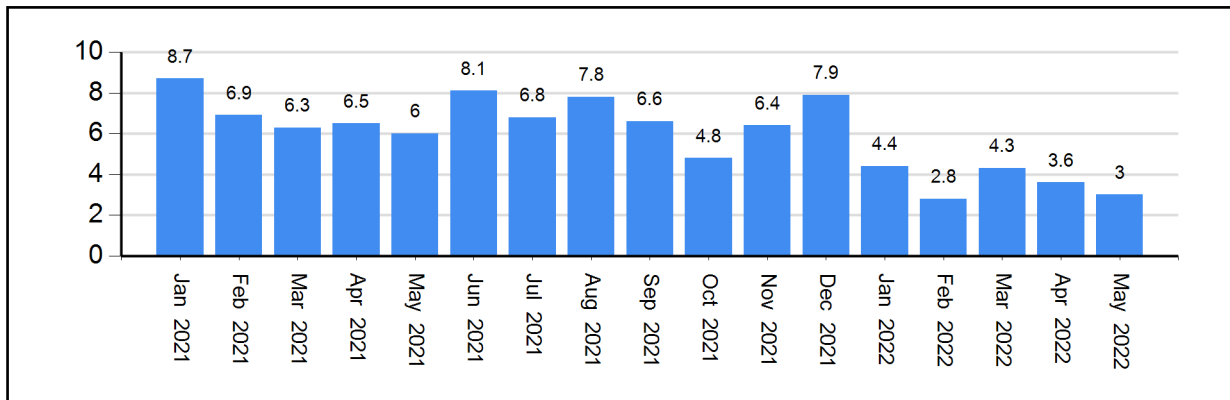
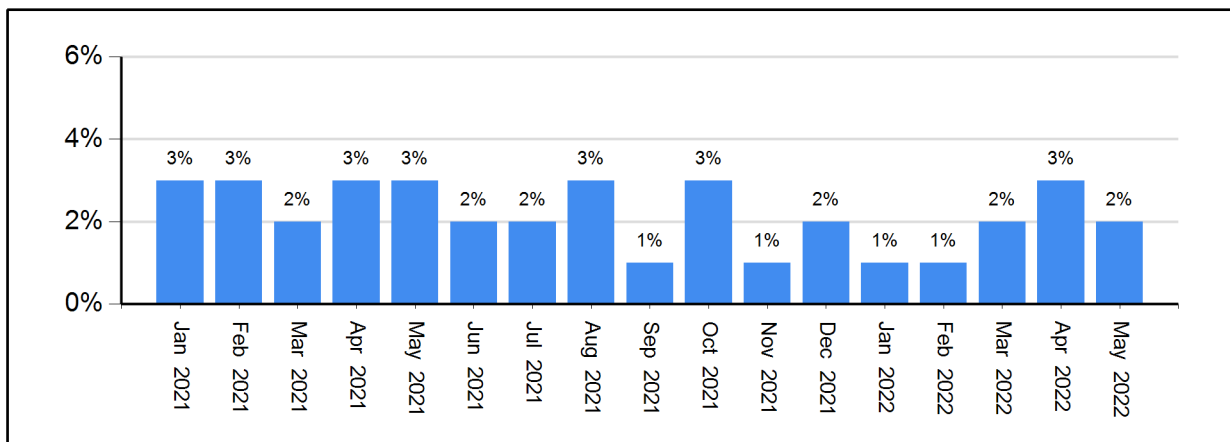


Figure 19: Pending Requests for BWC Footage

Days Pending	BWC Requests	% of Total
00 <= Days < 30	37	57.8%
30 <= Days < 60	5	7.8%
60 <= Days < 90	2	3.1%
90 >= Days	20	31.3%
Total	64	100%

Figure 20: Percentage of Open Investigations Docket with Pending BWC Requests (January 2021 - May 2022)

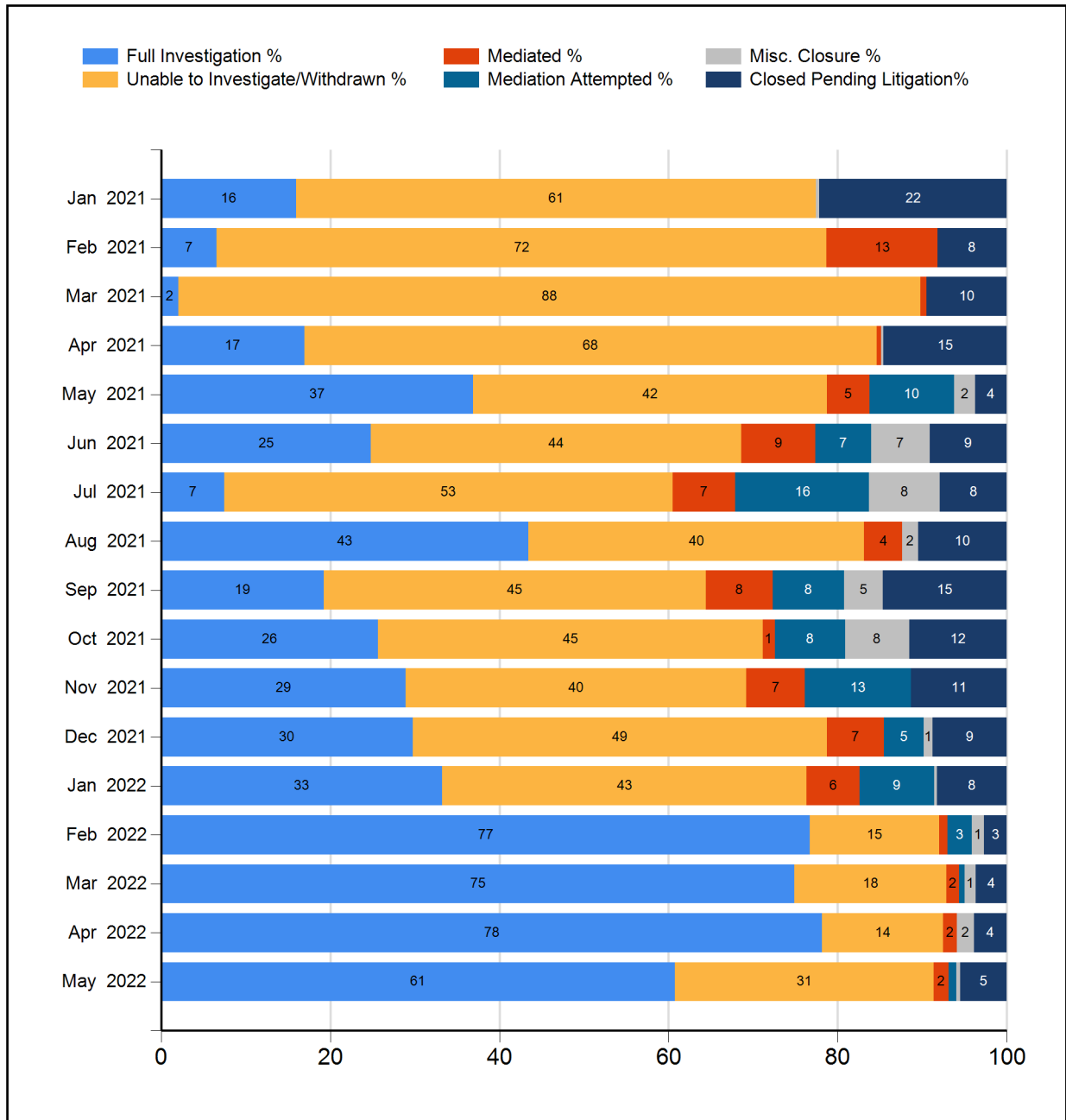


Closed Cases

Resolving Cases

In May 2022, the CCRB fully investigated 61% of the cases it closed, and resolved (fully investigated, mediated or mediation attempted) 63% of the cases it closed.

Figure 21: Case Resolutions (January 2021 - May 2022) (%)



Dispositions

Cases fully investigated by the CCRB generally receive one of five outcomes:

- If the alleged misconduct is found to have occurred, based on the preponderance of the evidence, the allegation is closed as **substantiated**.
- If there is not enough evidence to determine whether or not the alleged misconduct occurred, the allegation is closed as **unable to determine**.*
- If the preponderance of the evidence suggests that the event or alleged act did not occur, the allegation is closed as **unfounded**.
- If the event did occur, but was not improper by a preponderance of evidence, the allegation is closed as **within NYPD guidelines**.**
- If the CCRB was unable to identify any of the officers accused of misconduct, the case is closed as **officer unidentified**.

Additionally, a case might be **mediated**, with the subject officer and complainant discussing the incident in the presence of a neutral third-party moderator, or closed as **mediation attempted**, the designation for a case in which both the officer and the civilian agree to mediate, but the civilian fails to appear twice for the scheduled mediation session or fails to respond to attempts to schedule a mediation session. Finally, a case that cannot be fully investigated because the CCRB was unable to obtain a sworn statement from the complainant/victim is closed as **unable to investigate**.

Case Abstracts

The following case abstracts are taken from complaints closed this month and serve as examples of what the different CCRB dispositions mean in practice:

1. Substantiated

An individual was unconscious in front of a restaurant and EMS along with the 4 subject officers responded to the 911 call and found the conscious individual. While EMS treated the individual, the subject officers searched through the unconscious individual's pockets to ascertain his identity. They found his address and a set of house keys. The subject officers used the keys to open the apartment which belonged to the individual's mother and searched several rooms in it, coming upon the individual's mother who was at the back of the apartment.

For an "emergency" doctrine exception to apply to a warrantless entry, the police must have reasonable grounds to believe that there is an emergency at hand and an immediate need for their assistance for the protection of life or property. People v. Mitchell, 39 N.Y.2d 173. The subject officers were captured on surveillance video entering and searching the home. They stated that they entered the home because they needed to search for any babies or elderly people related to the unconscious individual and to notify a family member of the unconscious individual being treated by EMS. They admitted that they did not have a warrant to enter the apartment. The investigation determined that the subject officers could not articulate any reason to believe that the unconscious person had left any high-risk individuals unattended; contacting the unconscious individual's family was not an emergency that required immediate entry into the unconscious person's home. The Board substantiated the Abuse of Authority allegations.

2. Unable to Determine

An individual received a text message from the subject officer asking to speak to her. She called the subject officer who told her that she had an open complaint that could only be resolved by turning herself in or being arrested whenever she had an interaction with an officer. The subject

officer stated that he made the statement to the individual. The investigation found that a warrant for the individual had existed but could not determine if it was active in the system on the day that the subject officer made the statement to the individual. The Board closed the Abuse of Authority allegations as Unable to Determine.

3. Unfounded

An individual stated that she had a history of mental health issues which included attempting suicide on two separate occasions. She stated that she was on medication and receiving therapy for her health issues and was not currently experiencing suicidal ideation. EMTs had come to her home and knocked on her door and asked her to come outside. She told them through the door that she was not suicidal and would not come outside. The individual stated that a male individual that lived in her home went outside and talk to the officers, and they pointed a gun at him. The individual stated that a remote-controlled car with a camera mounted to it entered her home and officers entered the house and pulled her off her couch. The investigation found that a 911 call had been placed stating that the individual was suicidal, so they went to the individual's home. BWC footage showed that officers arrived to meet EMTs at the scene and informed them that the individual's therapist informed them that the individual was currently suicidal and that the individual's mother reported that she had been acting oddly. The male individual who lived with the individual approached the officers and spoke to the officers. No gun was pointed at him during his interaction with the officers. Officers then ask the individual to open to the door multiple times. The officers eventually entered the home and helped the individual to her feet and escorted her out of her home. The Board closed the Use of Force allegations as Unfounded.

4. Within NYPD Guidelines

The subject officer along with officers from the precinct and Emergency Services Unit (ESU) entered and searched the individuals' home. The investigation found that the subject officer had a validly issued no-knock search warrant that authorized the entry of the individual's home without prior notice and permission search the individual's home – specifically the first floor and basement for firearms, ammunition, US currency, records ownership, and firearm paraphernalia. The warrant did not require that the individual be notified before the search warrant was executed. The Board found the subject officer's conduct to be within the Department's guidelines and closed the Abuse of Authority allegations as being Within NYPD Guidelines.

5. Officer Unidentified

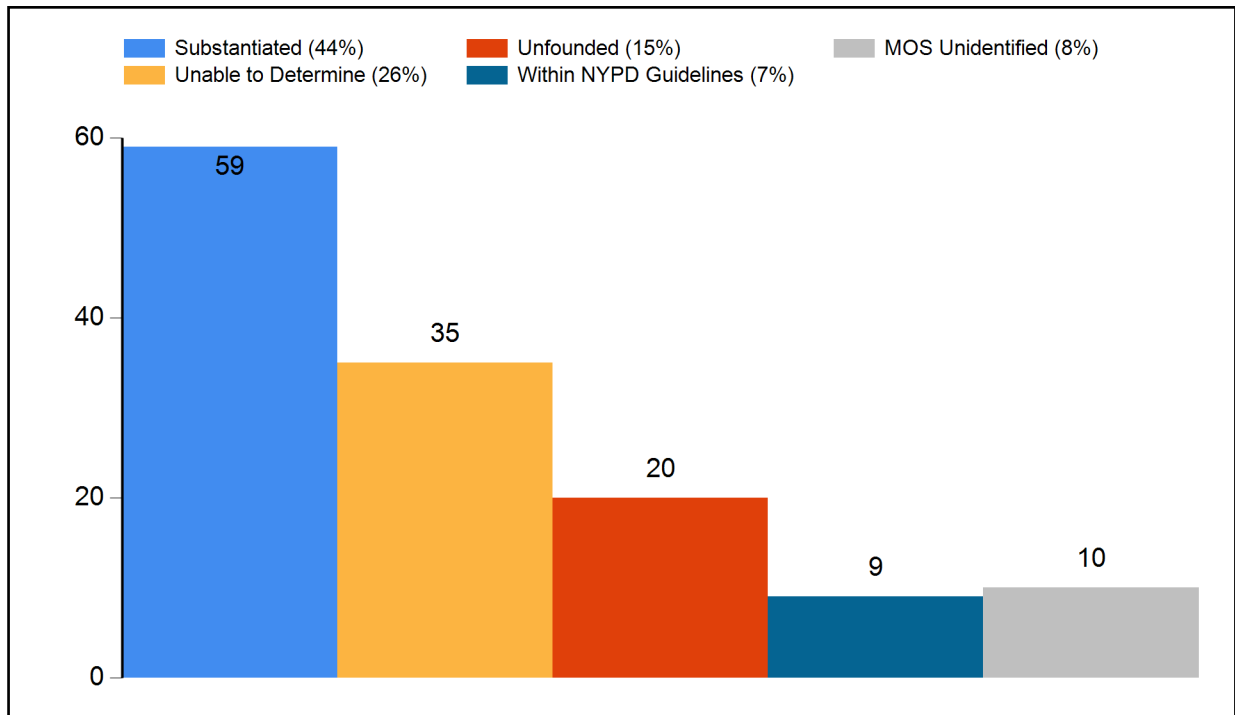
An individual was driving when he was pulled over by four uniformed police officers in an unmarked sedan. The individual identified three of them as male, and one as female. One of them informed him that he had been pulled over for heavy tints in his window. The same subject officer had him step put of his vehicle and searched him. The subject officer led him to the rear of the vehicle and the remaining three officers searched the individual's vehicle. The individual was released without being arrested or issued a summons. The investigation found BWC footage for vehicle searches around the time of the incident which featured officers who did not match the physical description given by the individual. Police records could also not track the vehicle that the subject officers were in. Without pertinent video footage and responsive police documents, the investigation could not identify the subject officers. The Board closed the Abuse of Authority allegations as Officer Unidentified.

* Unable to determine is reported to the Commissioner as Unsubstantiated, meaning that there was insufficient evidence to establish whether or not there was an act of misconduct.

** Within NYPD Guidelines is reported to the Commissioner as Exonerated, meaning there was a preponderance of the evidence that the acts alleged occurred but did not constitute misconduct.

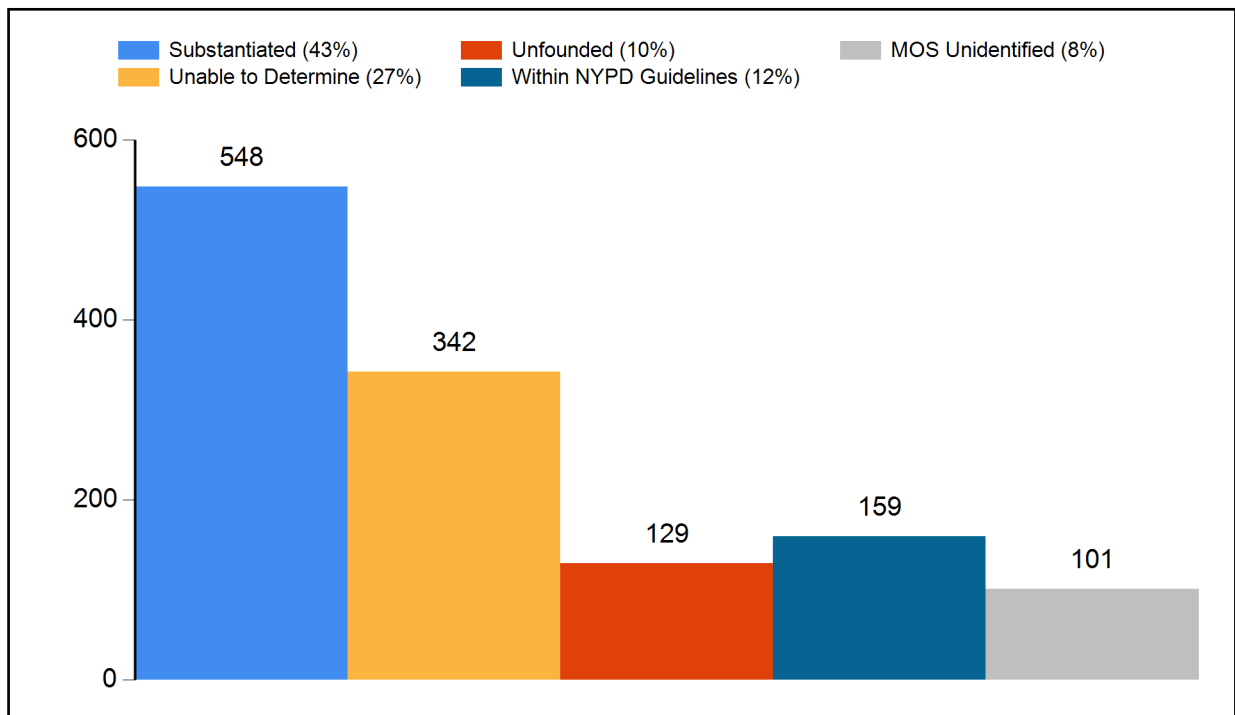
Dispositions - Full Investigations

Figure 22: Disposition Counts of Full Investigations (May 2022)



Due to the reconsideration process, counts are subject to change.

Figure 23: Disposition Counts of Full Investigations (YTD 2022)



Due to the reconsideration process, counts are subject to change.

Dispositions - All CCRB Cases

The following table lists all the CCRB case closures for the current month and year-to-date.

Figure 24: Disposition of Cases (2021 vs 2022)

	May 2021		May 2022		YTD 2021		YTD 2022	
	Count	% of Total	Count	% of Total	Count	% of Total	Count	% of Total
Full Investigations								
Substantiated	15	25%	59	44%	47	27%	548	43%
Within NYPD Guidelines	16	27%	9	7%	32	18%	159	12%
Unfounded	4	7%	20	15%	15	9%	129	10%
Unable to Determine	18	31%	35	26%	56	32%	342	27%
MOS Unidentified	6	10%	10	8%	23	13%	101	8%
Total - Full Investigations	59		133		173		1279	
Mediation Closures	Count	% of Total	Count	% of Total	Count	% of Total	Count	% of Total
Mediated	8	33%	4	67%	19	54%	42	49%
Mediation Attempted	16	67%	2	33%	16	46%	44	51%
Total - ADR Closures	24		6		35		86	
Resolved Case Total	83	52%	139	63%	208	20%	1365	72%
Unable to Investigate / Other Closures	Count	% of Total	Count	% of Total	Count	% of Total	Count	% of Total
Complaint withdrawn	45	58%	17	21%	179	22%	90	17%
Unable to Investigate	22	29%	50	62%	483	60%	324	62%
Closed - Pending Litigation	6	8%	12	15%	139	17%	84	16%
Miscellaneous	3	4%	1	1%	4	0%	23	4%
Administrative closure*	1	1%	0	0%	2	0%	1	0%
Total - Other Case Dispositions	77		80		807		522	
Total - Closed Cases	160		219		1015		1887	

*Administrative closure is a special category that deals with NYPD's Internal Affairs Bureau-referred cases or spin off cases with no complainant/alleged victim, and in which CCRB attempts to locate or identify a complainant/alleged victim has yielded no results.

Dispositions - FADO Allegations

“Allegations” are different than “cases.” A case or complaint is based on an incident and may contain one or more allegations of police misconduct. The allegation substantiation rate is 20% for the month of May 2022, and the allegation substantiation rate is 21% year-to-date.

Figure 25: Disposition of Allegations (2021 vs 2022)

	May 2021		May 2022		YTD 2021		YTD 2022	
	Count	%of Total	Count	%of Total	Count	%of Total	Count	%of Total
Fully Investigated Allegations								
Substantiated	36	14%	178	20%	120	18%	1823	21%
Unable to Determine	74	30%	182	20%	192	28%	2102	25%
Unfounded	19	8%	164	18%	52	8%	974	11%
Within NYPD Guidelines	96	39%	266	30%	233	35%	2638	31%
MOS Unidentified	24	10%	107	12%	78	12%	992	12%
Total - Full Investigations	249		897		675		8529	
Mediation Closures	Count	%of Total	Count	%of Total	Count	%of Total	Count	%of Total
Mediated	20	32%	13	57%	40	49%	125	45%
Mediation Attempted	42	68%	10	43%	42	0%	153	55%
Total - ADR Closures	62		23		82		278	
Unable to Investigate / Other Closures	Count	%of Total	Count	%of Total	Count	%of Total	Count	%of Total
Complaint withdrawn	121	45%	45	19%	474	20%	182	11%
Unable to Investigate	90	34%	117	49%	1328	56%	830	48%
Closed - Pending Litigation	30	11%	37	16%	543	23%	260	15%
Miscellaneous	18	7%	39	16%	35	1%	441	26%
Administrative closure	8	3%	0	0%	11	0%	1	0%
Total - Other Case Dispositions	267		238		2391		1714	
Total - Closed Allegations	578		1250		3149		11608	

Figure 26: Disposition of Allegations By FADO Category (May 2022)

	Substantiated	Unable to Determine	Within NYPD Guidelines	Unfounded	Officers Unidentified	Total
Force	12 7%	27 16%	56 34%	47 28%	24 14%	166 100%
Abuse of Authority	131 21%	126 21%	198 32%	94 15%	62 10%	611 100%
Discourtesy	29 29%	21 21%	12 12%	20 20%	19 19%	101 100%
Offensive Language	4 24%	8 47%	0 0%	3 18%	2 12%	17 100%
Total	176 20%	182 20%	266 30%	164 18%	107 12%	895 100%

Figure 27: Disposition of Allegations By FADO Category (YTD 2022)

	Substantiated	Unable to Determine	Within NYPD Guidelines	Unfounded	Officers Unidentified	Total
Force	244 12%	412 21%	724 37%	302 15%	287 15%	1969 100%
Abuse of Authority	1095 21%	1377 26%	1761 34%	519 10%	497 9%	5249 100%
Discourtesy	358 34%	234 23%	150 14%	130 13%	168 16%	1040 100%
Offensive Language	61 30%	74 37%	3 1%	23 11%	40 20%	201 100%
Total	1758 21%	2097 25%	2638 31%	974 12%	992 12%	8459 100%

Dispositions - Untruthful Statement Allegations

Following the 2019 passage of Ballot Question #2 and the subsequent City Charter Revision, CCRB’s jurisdiction was expanded to include untruthful material statements made by police officers. As a result, CCRB added a new “Untruthful Statement” category of allegations.

There are four specific allegations in the new “Untruthful Statement” category: 1) False official statement, 2) Misleading official statement, 3) Inaccurate official statement and 4) Impeding an investigation.

Figure 28: Disposition of Untruthful Statement Allegations (May 2022)

Untruthful Statement Allegation	Substantiated		Within NYPD Guidelines		Unable to Determine		Unfounded		Administrative Closure		Other	
	Count	%	Count	%	Count	%	Count	%	Count	%	Count	%
False official statement	2	100%	0	0%	0	0%	0	0%	0	0%	0	0%
Misleading official statement	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%
Inaccurate official statement	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%
Impeding an investigation	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%
Total	2	100%	0	0%	0	0%	0	0%	0	0%	0	0%

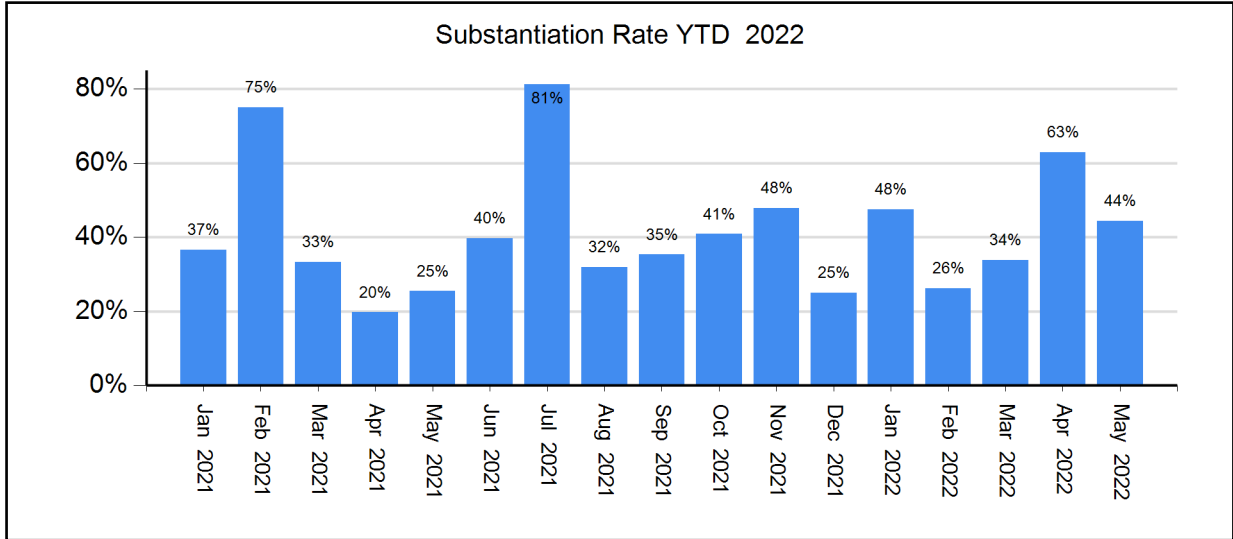
Figure 29: Disposition of Untruthful Statement Allegations (YTD 2022)

Untruthful Statement Allegation	Substantiated		Within NYPD Guidelines		Unable to Determine		Unfounded		Administrative Closure		Other	
	Count	%	Count	%	Count	%	Count	%	Count	%	Count	%
False official statement	33	86.8%	0	0%	5	13.2%	0	0%	0	0%	0	0%
Misleading official statement	31	100%	0	0%	0	0%	0	0%	0	0%	0	0%
Inaccurate official statement	1	100%	0	0%	0	0%	0	0%	0	0%	0	0%
Impeding an investigation	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%
Total	65	92.9%	0	0%	5	7.1%	0	0%	0	0%	0	0%

Substantiation Rates

The May 2022 case substantiation rate was 44%.

Figure 30: Percentage of Cases Substantiated (January 2021 - May 2022)

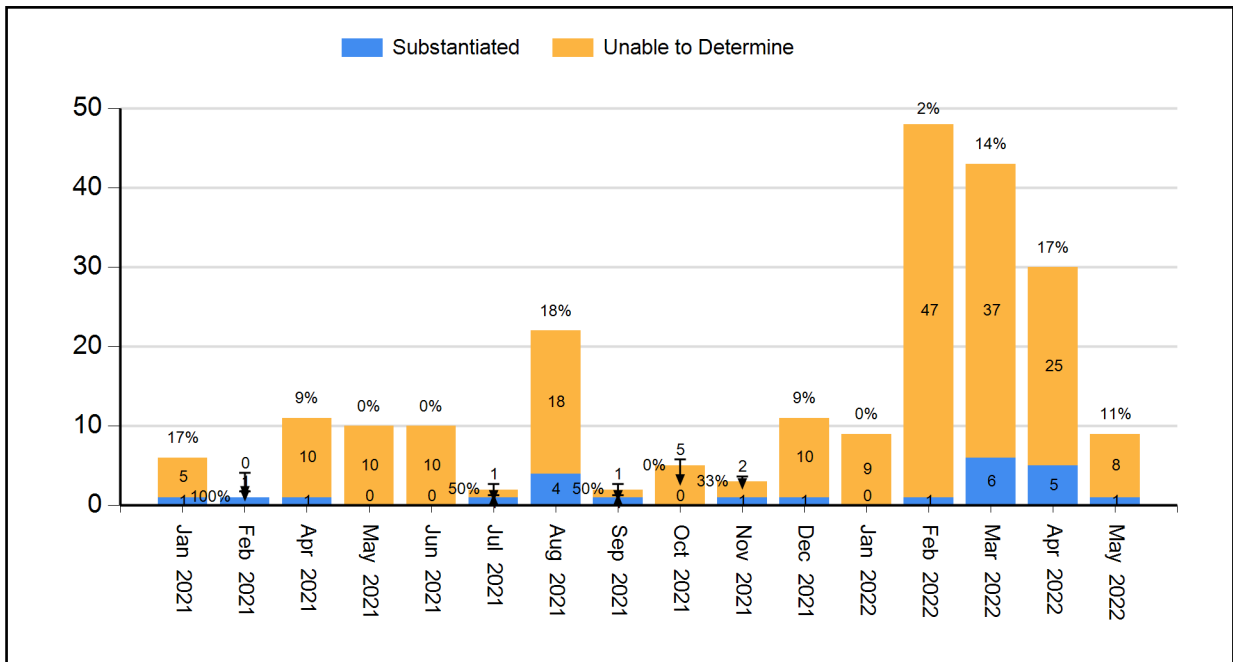


Due to the reconsideration process, counts are subject to change.

Substantiation Rates and Video

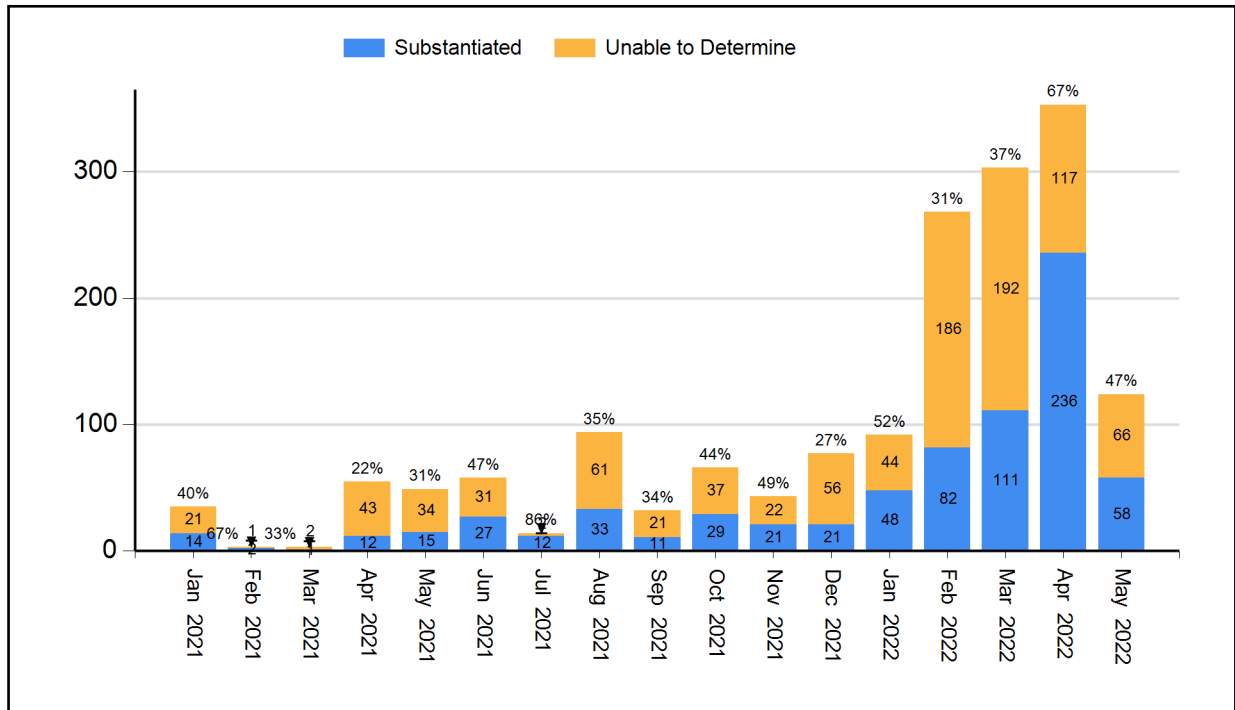
In general, investigations relying on video evidence result in much higher substantiation rates.

Figure 31: Substantiation Rates for Full Investigations without Video (Jan 2022 - May 2022) (% substantiated shown)



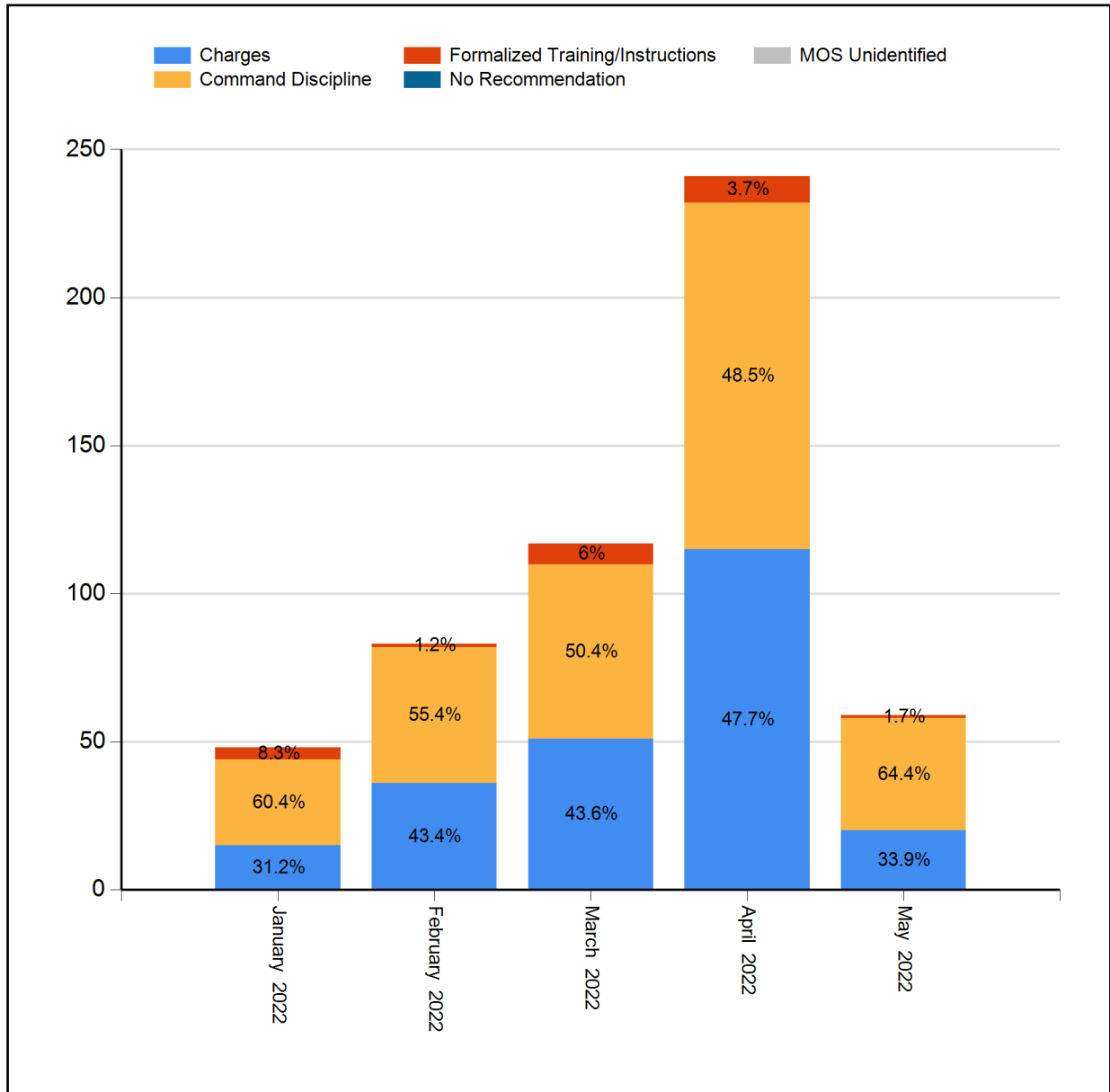
Due to the reconsideration process, counts are subject to change.

**Figure 32: Substantiation Rates for Full Investigations with Video (Jan 2022 - May 2022)
(% substantiated shown)**



Due to the reconsideration process, counts are subject to change.

Figure 33: Disposition of Substantiated Complaints* (2022)



Due to the reconsideration process, counts are subject to change.

* A substantiated complaint may contain a number of substantiated allegations with different dispositions. To determine the disposition associated with the complaint as a whole, the CCRB uses the most severe of the substantiated allegation dispositions. The order of severity is: 1) Charges 2) Command Discipline 3) Formalized Training 4) Instructions.

Board Discipline Recommendations for Substantiated Officers

After a CCRB investigative team has completed its investigation, a panel of Board members determines whether to substantiate the allegation(s) and make a disciplinary recommendation against the officer(s).

- “Charges and Specifications” are the most severe form of discipline. A decision to assign Charges commences a process that may result in an administrative trial in the NYPD Trial Room. An officer may lose vacation days, be suspended, or be terminated if the officer is found guilty.
- “Command Discipline B” and "Command Discipline A" are recommended for misconduct that is moderately serious. An officer can lose up to ten vacation days as a result of Command Discipline B and up to five vacation days as a result of Command Discipline A.
- “Formalized Training” and “Instructions*” are the least severe discipline, often recommended for officers who misunderstand a policy. This determination results in training at the Police Academy or NYPD Legal Bureau (Formalized Training) or training at the command level (Instructions*).
- When the Board has recommended Instructions*, Formalized Training or Command Discipline, the case is sent to the NYPD Commissioner to impose training and/or other penalties. Cases where the Board recommends charges are prosecuted by the CCRB’s Administrative Prosecution Unit.

Figure 34: Board Discipline Recommendations for Officers with Substantiated Allegations
(May 2021, May 2022, YTD 2021, YTD 2022)**

Disposition	May 2021		May 2022		YTD 2021		YTD 2022	
	Count	%	Count	%	Count	%	Count	%
Charges	12	55%	26	27%	31	46%	325	35%
Command Discipline B	7	32%	28	29%	11	16%	226	24%
Command Discipline A	2	9%	39	41%	12	18%	344	37%
Formalized Training	1	5%	3	3%	8	12%	47	5%
Instructions	0	0%	0	0%	6	9%	0	0%
Total	22		96		68		942	

Due to the reconsideration process, counts are subject to change.

*With the adoption of the NYPD Disciplinary Matrix on 03/15/2021, the CCRB no longer issues Instructions as a Board Discipline Recommendation.

** The Board issues a separate Board Discipline Recommendation for each officer in a complaint against whom an allegation is substantiated.

Prior to the CCRB's adoption of the NYPD's Disciplinary Matrix on 03/15/2021, the Board Discipline Recommendation for each officer was determined by the most severe disposition of the allegation(s) substantiated against the officer, with the order of severity as follows: 1. Charges 2. Command Discipline B 3. Command Discipline A 4. Formalized Training 5. Instructions.

Following the adoption of the NYPD Disciplinary Matrix on 03/15/2021, the Board Discipline Recommendation for each officer is determined by the sum of the Matrix penalty days associated with the allegation(s) substantiated against the officer as follows: 1. Charges (penalty days >= 11) 2. Command Discipline B (6 <= penalty days <= 10) 3. Command Discipline A (1 <= penalty days <= 5) 4. Formalized Training (0 < penalty days < 1)

Figure 35: Substantiated Allegations By Borough and NYPD Precinct (May 2022)

The figures in this table reflect all substantiated allegations for each MOS.

Board Disposition	Officer	FADOU Category	Allegation	Precinct of Occurrence	Borough of Occurrence
Substantiated (Charges)	POM JAMES WECK	Abuse of Authority	Interference with recording		Bronx
Substantiated (Charges)	POM MICHAEL VISINTIN	Abuse of Authority	Interference with recording		Bronx
Substantiated (Charges)	POM JAYTHER LIRIANO	Abuse of Authority	Failure to provide RTKA card		Bronx
Substantiated (Charges)	POM JAMES WECK	Abuse of Authority	Failure to provide RTKA card		Bronx
Substantiated (Charges)	POM JAMES WECK	Abuse of Authority	Failure to provide RTKA card		Bronx
Substantiated (Charges)	POM MICHAEL VISINTIN	Abuse of Authority	Failure to provide RTKA card		Bronx
Substantiated (Charges)	POM JOSE TEJADA	Abuse of Authority	Failure to provide RTKA card		Bronx
Substantiated (Charges)	POM JAYTHER LIRIANO	Abuse of Authority	Failure to provide RTKA card		Bronx
Substantiated (Charges)	POM MICHAEL VISINTIN	Abuse of Authority	Failure to provide RTKA card		Bronx
Substantiated (Charges)	POM JOSE TEJADA	Abuse of Authority	Failure to provide RTKA card		Bronx
Substantiated (Charges)	POM NESTOR AMARANTEPOLANCO	Abuse of Authority	Failure to provide RTKA card		Bronx
Substantiated (Charges)	POM NESTOR AMARANTEPOLANCO	Abuse of Authority	Failure to provide RTKA card		Bronx
Substantiated (Formalized Training)	POM SEAN CORBETT	Abuse of Authority	Entry of Premises	9	Manhattan
Substantiated (Formalized Training)	POM LIAM MURPHY	Abuse of Authority	Entry of Premises	9	Manhattan
Substantiated (Formalized Training)	PO JOAQUIN SEPULVEDA	Abuse of Authority	Search of recording device	9	Manhattan
Substantiated (Formalized Training)	POM SEAN CORBETT	Abuse of Authority	Search of Premises	9	Manhattan
Substantiated (Formalized Training)	POM LIAM MURPHY	Abuse of Authority	Search of Premises	9	Manhattan
Substantiated (Command Discipline B)	POM VINICIO VINCENTY	Abuse of Authority	Threat of arrest	14	Manhattan
Substantiated (Charges)	POM JAMES PHOTOS	Abuse of Authority	Refusal to provide shield number	14	Manhattan
Substantiated (Command Discipline A)	POM RYAN MALONEY	Discourtesy	Word	14	Manhattan
Substantiated (Command Discipline B)	POM VINICIO VINCENTY	Discourtesy	Word	14	Manhattan
Substantiated (Charges)	POM JAMES PHOTOS	Untruthful Statement	False official statement	14	Manhattan
Substantiated (Charges)	POM VINCENT BRACCO	Abuse of Authority	Frisk	23	Manhattan
Substantiated (Charges)	POM ANDREW AIELLO	Abuse of Authority	Frisk	23	Manhattan
Substantiated (Charges)	POM VINCENT BRACCO	Abuse of Authority	Stop	23	Manhattan
Substantiated (Charges)	POM MICHAEL COMPARATO	Discourtesy	Word	23	Manhattan
Substantiated (Charges)	POM JESSE ZALEWSKI	Discourtesy	Word	23	Manhattan
Substantiated (Charges)	POM ANDREW AIELLO	Force	Physical force	23	Manhattan
Substantiated (Charges)	POM ANDREW AIELLO	Force	Physical force	23	Manhattan
Substantiated (Charges)	POM MICHAEL COMPARATO	Untruthful Statement	False official statement	23	Manhattan
Substantiated (Command Discipline B)	SGT AMADEO OKTROVA	Abuse of Authority	Frisk	25	Manhattan
Substantiated (Command Discipline B)	SGT AMADEO OKTROVA	Abuse of Authority	Stop	25	Manhattan
Substantiated (Command Discipline B)	DT3 JOEL AYALA	Abuse of Authority	Stop	25	Manhattan

Board Disposition	Officer	FADOU Category	Allegation	Precinct of Occurrence	Borough of Occurrence
Substantiated (Command Discipline B)	PO DANIEL VARGAS	Abuse of Authority	Stop	25	Manhattan
Substantiated (Charges)	POM DANIEL COY	Abuse of Authority	Threat of arrest	26	Manhattan
Substantiated (Charges)	POM DANIEL COY	Abuse of Authority	Interference with recording	26	Manhattan
Substantiated (Charges)	POM TIMOTHY JACQUEZ	Discourtesy	Word	26	Manhattan
Substantiated (Charges)	POM DAMIAN WEBER	Abuse of Authority	Gun Drawn	28	Manhattan
Substantiated (Charges)	POM DAMIAN WEBER	Abuse of Authority	Stop	28	Manhattan
Substantiated (Command Discipline B)	LT DUVAUGHN CLACKEN	Abuse of Authority	Forcible Removal to Hospital	28	Manhattan
Substantiated (Command Discipline B)	POM SUTHOM UNGCHAROEN	Force	Physical force	28	Manhattan
Substantiated (Charges)	POM MOISES MARTINEZ	Abuse of Authority	Threat of force (verbal or physical)	40	Bronx
Substantiated (Charges)	POM MOISES MARTINEZ	Abuse of Authority	Threat of force (verbal or physical)	40	Bronx
Substantiated (Command Discipline B)	SGT MABEL JOSEPH	Abuse of Authority	Refusal to process civilian complaint	40	Bronx
Substantiated (Command Discipline B)	PO DINA RAMOS	Abuse of Authority	Refusal to process civilian complaint	40	Bronx
Substantiated (Command Discipline B)	SGT BRIAN RAMIREZ	Abuse of Authority	Failure to provide RTKA card	40	Bronx
Substantiated (Command Discipline B)	SGT BRIAN RAMIREZ	Abuse of Authority	Failure to provide RTKA card	40	Bronx
Substantiated (Command Discipline B)	SGT BRIAN RAMIREZ	Abuse of Authority	Failure to provide RTKA card	40	Bronx
Substantiated (Charges)	POM MOISES MARTINEZ	Discourtesy	Word	40	Bronx
Substantiated (Command Discipline B)	PO HARRYNSON LOPEZ	Offensive Language	Other	40	Bronx
Substantiated (Command Discipline B)	PO BISMAL TINEO	Offensive Language	Other	40	Bronx
Substantiated (Command Discipline A)	DT3 ANTHONY LOFARO	Discourtesy	Word	41	Bronx
Substantiated (Command Discipline A)	POF NYIA PHOENIX	Abuse of Authority	Refusal to process civilian complaint	43	Bronx
Substantiated (Command Discipline A)	POM FEDERICO RIVERA	Abuse of Authority	Refusal to process civilian complaint	43	Bronx
Substantiated (Command Discipline B)	SGT DECLAN LUDINGTON	Abuse of Authority	Entry of Premises	44	Bronx
Substantiated (Command Discipline B)	SGT DECLAN LUDINGTON	Abuse of Authority	Search of Premises	44	Bronx
Substantiated (Command Discipline B)	SGT DECLAN LUDINGTON	Abuse of Authority	Failure to provide RTKA card	44	Bronx
Substantiated (Command Discipline A)	POM MICHAEL PHIPPS	Discourtesy	Word	46	Bronx
Substantiated (Command Discipline A)	SGT ANTHONY VAZQUEZ	Abuse of Authority	Failure to provide RTKA card	47	Bronx
Substantiated (Command Discipline A)	SGT ANTHONY VAZQUEZ	Discourtesy	Word	47	Bronx
Substantiated (Charges)	PO DANILO MCLEISH	Discourtesy	Word	48	Bronx
Substantiated (Charges)	PO JASON GARCIA	Force	Chokehold	48	Bronx
Substantiated (Charges)	LT TIMOTHY BROVAKOS	Abuse of Authority	Threat of arrest	60	Brooklyn
Substantiated (Charges)	PO MUBBASHAR ZAHID	Abuse of Authority	Frisk	60	Brooklyn
Substantiated (Charges)	LT TIMOTHY BROVAKOS	Abuse of Authority	Frisk	60	Brooklyn
Substantiated (Charges)	LT TIMOTHY BROVAKOS	Abuse of Authority	Stop	60	Brooklyn
Substantiated (Charges)	PO MUBBASHAR ZAHID	Abuse of Authority	Stop	60	Brooklyn

Board Disposition	Officer	FADOU Category	Allegation	Precinct of Occurrence	Borough of Occurrence
Substantiated (Charges)	LT TIMOTHY BROVAKOS	Abuse of Authority	Failure to provide RTKA card	60	Brooklyn
Substantiated (Command Discipline B)	POM FRANK BULZONI	Discourtesy	Word	60	Brooklyn
Substantiated (Command Discipline B)	POM FRANK BULZONI	Discourtesy	Word	60	Brooklyn
Substantiated (Command Discipline A)	POM GREGORY MARKOV	Discourtesy	Word	60	Brooklyn
Substantiated (Command Discipline A)	SGT KEVIN CASCONI	Abuse of Authority	Refusal to provide name	61	Brooklyn
Substantiated (Charges)	POM DAVID MEYTIN	Abuse of Authority	Entry of Premises	67	Brooklyn
Substantiated (Charges)	POM JESSE HARD	Abuse of Authority	Entry of Premises	67	Brooklyn
Substantiated (Charges)	POF JENNIFER ACOSTA	Abuse of Authority	Entry of Premises	67	Brooklyn
Substantiated (Charges)	POM MACAULAY MALDARELLI	Abuse of Authority	Entry of Premises	67	Brooklyn
Substantiated (Charges)	POM ALEX CHEN	Abuse of Authority	Entry of Premises	67	Brooklyn
Substantiated (Charges)	POM DAVID MEYTIN	Abuse of Authority	Threat of arrest	67	Brooklyn
Substantiated (Command Discipline A)	POM ERIC STOLL	Abuse of Authority	Obstructed Shield Number	67	Brooklyn
Substantiated (Charges)	POM MACAULAY MALDARELLI	Force	Physical force	67	Brooklyn
Substantiated (Charges)	POM DAVID MEYTIN	Force	Physical force	67	Brooklyn
Substantiated (Command Discipline A)	DT3 JASON ROEMER	Abuse of Authority	Failure to provide RTKA card	71	Brooklyn
Substantiated (Charges)	POM ANTHONY FINNO	Discourtesy	Other	71	Brooklyn
Substantiated (Charges)	POM ANTHONY FINNO	Offensive Language	Other	71	Brooklyn
Substantiated (Command Discipline B)	PO BIKO HARVEY	Abuse of Authority	Refusal to provide name	73	Brooklyn
Substantiated (Command Discipline B)	PO BIKO HARVEY	Abuse of Authority	Refusal to provide shield number	73	Brooklyn
Substantiated (Command Discipline A)	POM TRINITY FIELDS	Abuse of Authority	Failure to provide RTKA card	73	Brooklyn
Substantiated (Command Discipline A)	SGT ARTHUR MCCARTHY	Abuse of Authority	Failure to provide RTKA card	73	Brooklyn
Substantiated (Command Discipline B)	SGT RICARDO LEWIS	Abuse of Authority	Failure to provide RTKA card	73	Brooklyn
Substantiated (Command Discipline B)	SGT RICARDO LEWIS	Abuse of Authority	Failure to provide RTKA card	73	Brooklyn
Substantiated (Command Discipline B)	LT FAVIO QUIZHPI	Abuse of Authority	Failure to provide RTKA card	73	Brooklyn
Substantiated (Command Discipline A)	PO JAMES FOWLER	Abuse of Authority	Failure to provide RTKA card	73	Brooklyn
Substantiated (Command Discipline B)	PO BIKO HARVEY	Abuse of Authority	Failure to provide RTKA card	73	Brooklyn
Substantiated (Command Discipline B)	POM GODWIN NGAI	Abuse of Authority	Failure to provide RTKA card	73	Brooklyn
Substantiated (Command Discipline B)	POM GODWIN NGAI	Abuse of Authority	Failure to provide RTKA card	73	Brooklyn
Substantiated (Command Discipline A)	PO JAMES HAMILTON	Discourtesy	Word	73	Brooklyn
Substantiated (Command Discipline B)	LT FAVIO QUIZHPI	Abuse of Authority	Entry of Premises	75	Brooklyn
Substantiated (Command Discipline B)	POM CHRISTOPHER DESIMONE	Abuse of Authority	Threat of arrest	75	Brooklyn
Substantiated (Command Discipline A)	POF ASHLEY SLATER	Abuse of Authority	Refusal to obtain medical treatment	75	Brooklyn
Substantiated (Command Discipline A)	POM KURLON PARRIS	Abuse of Authority	Refusal to obtain medical treatment	75	Brooklyn
Substantiated (Command Discipline A)	PO MARK KOSAREK	Abuse of Authority	Refusal to obtain medical treatment	75	Brooklyn

Board Disposition	Officer	FADOU Category	Allegation	Precinct of Occurrence	Borough of Occurrence
Substantiated (Command Discipline B)	POM ABIR NOOR	Abuse of Authority	Search (of person)	75	Brooklyn
Substantiated (Command Discipline B)	LT FAVIO QUIZHPI	Abuse of Authority	Search of Premises	75	Brooklyn
Substantiated (Command Discipline B)	POM JASON KWAN	Abuse of Authority	Refusal to provide name	75	Brooklyn
Substantiated (Command Discipline B)	POM JASON KWAN	Abuse of Authority	Refusal to provide shield number	75	Brooklyn
Substantiated (Command Discipline B)	POM ABIR NOOR	Abuse of Authority	Failure to provide RTKA card	75	Brooklyn
Substantiated (Command Discipline A)	PO JOSEPH REYES	Abuse of Authority	Failure to provide RTKA card	75	Brooklyn
Substantiated (Charges)	LT ALEXANDER BOBO	Abuse of Authority	Entry of Premises	77	Brooklyn
Substantiated (Charges)	DTS NICKI CANADY	Abuse of Authority	Frisk	77	Brooklyn
Substantiated (Charges)	PO JOSHUA NAVARRO	Abuse of Authority	Frisk	77	Brooklyn
Substantiated (Charges)	DTS NICKI CANADY	Abuse of Authority	Search (of person)	77	Brooklyn
Substantiated (Charges)	PO JOSHUA NAVARRO	Abuse of Authority	Search (of person)	77	Brooklyn
Substantiated (Charges)	PO JOSHUA NAVARRO	Abuse of Authority	Stop	77	Brooklyn
Substantiated (Charges)	DTS NICKI CANADY	Abuse of Authority	Stop	77	Brooklyn
Substantiated (Charges)	LT ALEXANDER BOBO	Abuse of Authority	Search of Premises	77	Brooklyn
Substantiated (Charges)	PO JOSHUA NAVARRO	Abuse of Authority	Failure to provide RTKA card	77	Brooklyn
Substantiated (Charges)	DTS NICKI CANADY	Abuse of Authority	Failure to provide RTKA card	77	Brooklyn
Substantiated (Charges)	LT ALEXANDER BOBO	Abuse of Authority	Failure to provide RTKA card	77	Brooklyn
Substantiated (Charges)	LT ALEXANDER BOBO	Discourtesy	Word	77	Brooklyn
Substantiated (Command Discipline B)	SGT DONALD EVANS	Abuse of Authority	Threat of arrest	78	Brooklyn
Substantiated (Command Discipline B)	POM SHON SIMMONS	Abuse of Authority	Threat of force (verbal or physical)	78	Brooklyn
Substantiated (Charges)	SGT BILAL ATEES	Force	Hit against inanimate object	78	Brooklyn
Substantiated (Charges)	SGT BILAL ATEES	Force	Physical force	78	Brooklyn
Substantiated (Charges)	DT3 ALFRED DAVIDSON	Force	Physical force	78	Brooklyn
Substantiated (Charges)	DT3 ALFRED DAVIDSON	Force	Physical force	78	Brooklyn
Substantiated (Command Discipline A)	PO DANNY SU	Discourtesy	Word	79	Brooklyn
Substantiated (Charges)	POM ARTEM PRUSAYEV	Abuse of Authority	Gun Drawn	84	Brooklyn
Substantiated (Charges)	POM ARTEM PRUSAYEV	Discourtesy	Action	84	Brooklyn
Substantiated (Command Discipline B)	POM RODNEY FERNANDEZ	Abuse of Authority	Frisk	90	Brooklyn
Substantiated (Command Discipline B)	POM RODNEY FERNANDEZ	Abuse of Authority	Search (of person)	90	Brooklyn
Substantiated (Command Discipline A)	POM PHILIPPE VUKOSA	Discourtesy	Gesture	90	Brooklyn
Substantiated (Charges)	POM JOHN RAMALHO	Abuse of Authority	Entry of Premises	101	Queens
Substantiated (Charges)	POM STEVEN HUMBURG	Abuse of Authority	Entry of Premises	101	Queens
Substantiated (Charges)	POM STEVEN HUMBURG	Abuse of Authority	Vehicle search	101	Queens
Substantiated (Charges)	POM JOHN RAMALHO	Abuse of Authority	Threat of summons	101	Queens
Substantiated (Charges)	POM JOHN RAMALHO	Abuse of Authority	Threat of summons	101	Queens
Substantiated (Charges)	POM JOHN RAMALHO	Abuse of Authority	Threat of summons	101	Queens
Substantiated (Charges)	SGT JUAN QUIROZ	Abuse of Authority	Frisk	101	Queens
Substantiated (Charges)	SGT JUAN QUIROZ	Abuse of Authority	Frisk	101	Queens

Board Disposition	Officer	FADOU Category	Allegation	Precinct of Occurrence	Borough of Occurrence
Substantiated (Charges)	POM STEVEN HUMBURG	Abuse of Authority	Stop	101	Queens
Substantiated (Charges)	POM STEVEN HUMBURG	Abuse of Authority	Stop	101	Queens
Substantiated (Charges)	POM JOHN RAMALHO	Abuse of Authority	Stop	101	Queens
Substantiated (Charges)	POM JOHN RAMALHO	Abuse of Authority	Stop	101	Queens
Substantiated (Charges)	POM JOHN RAMALHO	Abuse of Authority	Stop	101	Queens
Substantiated (Charges)	POM STEVEN HUMBURG	Abuse of Authority	Stop	101	Queens
Substantiated (Charges)	SGT JUAN QUIROZ	Abuse of Authority	Question	101	Queens
Substantiated (Charges)	SGT JUAN QUIROZ	Abuse of Authority	Question	101	Queens
Substantiated (Charges)	POM STEVEN HUMBURG	Abuse of Authority	Failure to provide RTKA card	101	Queens
Substantiated (Command Discipline A)	POM ROBERTO NAPOLI	Abuse of Authority	Failure to provide RTKA card	101	Queens
Substantiated (Charges)	POM JOHN RAMALHO	Abuse of Authority	Failure to provide RTKA card	101	Queens
Substantiated (Charges)	POM STEVEN HUMBURG	Abuse of Authority	Failure to provide RTKA card	101	Queens
Substantiated (Charges)	POM JOHN RAMALHO	Abuse of Authority	Failure to provide RTKA card	101	Queens
Substantiated (Command Discipline A)	POF JACQUELINE DEMEREST	Abuse of Authority	Failure to provide RTKA card	101	Queens
Substantiated (Charges)	POM JOHN RAMALHO	Abuse of Authority	Failure to provide RTKA card	101	Queens
Substantiated (Charges)	POM STEVEN HUMBURG	Abuse of Authority	Failure to provide RTKA card	101	Queens
Substantiated (Charges)	POM MICHAEL DUNN	Abuse of Authority	Search of Premises	103	Queens
Substantiated (Charges)	POM MICHAEL DUNN	Abuse of Authority	Failure to provide RTKA card	103	Queens
Substantiated (Charges)	DTS ANTHONY WRIGHT	Force	Other blunt instrument as a club	104	Queens
Substantiated (Charges)	DTS ANTHONY WRIGHT	Force	Physical force	104	Queens
Substantiated (Command Discipline A)	POM JOSEPH CHAMPION	Abuse of Authority	Threat of arrest	105	Queens
Substantiated (Command Discipline A)	POM NICHOLAS DERLETH	Discourtesy	Word	105	Queens
Substantiated (Command Discipline A)	POM CHARLES MCALEAVEY	Discourtesy	Word	105	Queens
Substantiated (Command Discipline A)	PO JOSEPH SCHNEIDER	Discourtesy	Word	105	Queens
Substantiated (Charges)	PO SERGIO MUSSO	Discourtesy	Word	110	Queens
Substantiated (Charges)	PO SERGIO MUSSO	Discourtesy	Word	110	Queens
Substantiated (Charges)	PO SERGIO MUSSO	Discourtesy	Word	110	Queens
Substantiated (Charges)	SGT STEVEN BETTS	Discourtesy	Word	110	Queens
Substantiated (Command Discipline A)	POM VICTOR DANIELS	Abuse of Authority	Failed to Obtain Language Interpretation	111	Queens
Substantiated (Command Discipline A)	POM WALTER FEIT	Discourtesy	Word	111	Queens
Substantiated (Command Discipline B)	PO KEVIN DONOHUE	Abuse of Authority	Failure to provide RTKA card	113	Queens
Substantiated (Command Discipline B)	PO KEVIN DONOHUE	Abuse of Authority	Failure to provide RTKA card	113	Queens
Substantiated (Command Discipline B)	PO DANIEL MENDEZ	Abuse of Authority	Failure to provide RTKA card	113	Queens
Substantiated (Command Discipline B)	PO KEVIN DONOHUE	Abuse of Authority	Failure to provide RTKA card	113	Queens
Substantiated (Command Discipline B)	PO DANIEL MENDEZ	Abuse of Authority	Failure to provide RTKA card	113	Queens
Substantiated (Command Discipline B)	PO DANIEL MENDEZ	Abuse of Authority	Failure to provide RTKA card	113	Queens
Substantiated (Charges)	SGT PEARCE MARTINEZ	Discourtesy	Word	114	Queens

Board Disposition	Officer	FADOU Category	Allegation	Precinct of Occurrence	Borough of Occurrence
Substantiated (Charges)	SGT PEARCE MARTINEZ	Offensive Language	Race	114	Queens
Substantiated (Command Discipline A)	PO NIGEL WALTERS	Discourtesy	Word	121	Staten Island

Unable to Investigate and Withdrawn Complaints

When the CCRB is unable to obtain a sworn statement from the complainant/alleged victim, the case is closed as unable to investigate. When the complainant/alleged victim asks that their complaint be withdrawn, the case is closed as withdrawn.

Figure 36: Unable to Investigate and Withdrawn Allegations (May 2022)

	Withdrawn	Unable to Investigate	Total
Untruthful Statement	0	0	0
Force	11	32	43
Abuse of Authority	32	64	96
Discourtesy	2	14	16
Offensive Language	0	7	7
Total	45	117	162

Figure 37: Unable to Investigate and Withdrawn CCRB Complaints (May 2022)

	Withdrawn	Unable to Investigate	Total
Total	17	50	67

Figure 38: Unable to Investigate and Withdrawn Allegations (YTD 2022)

	Withdrawn	Unable to Investigate	Total
Untruthful Statement	0	0	0
Force	42	251	293
Abuse of Authority	111	467	578
Discourtesy	26	83	109
Offensive Language	3	29	32
Total	182	830	1012

Figure 39: Unable to Investigate and Withdrawn CCRB Complaints (YTD 2022)

	Withdrawn	Unable to Investigate	Total
Total	90	324	414

Complaints Against Officers Assigned to Police Service Areas

The Police Service Areas (PSA) are commands that police New York City Housing Developments throughout the five boroughs. PSA complaints are defined as complaints that contain at least one FADO allegation against an officer assigned to a PSA command.

Figure 40: PSA Complaints Closed as % of Total Complaints Closed

	May 2021	May 2022	YTD 2021	YTD 2022
PSA Complaints	6	13	43	124
Total Complaints	160	219	1015	1887
PSA Complaints as % of Total	3.8%	5.9%	4.2%	6.6%

A single PSA complaint may contain allegations against multiple officers assigned to multiple PSA commands. The following table breaks out the different PSAs and shows the number of officers assigned to each PSA against whom FADO allegations have been made.

Figure 41: Closed Complaints Against Officers Assigned to a PSA

	May 2021	May 2022	YTD 2021	YTD 2022
PSA 1	1	1	7	12
PSA 2	2	17	22	52
PSA 3	0	3	2	29
PSA 4	0	3	3	11
PSA 5	2	0	10	19
PSA 6	0	0	1	7
PSA 7	4	6	26	111
PSA 8	0	0	11	32
PSA 9	0	6	2	22
Total	9	36	84	295

Complaints typically contain more than one allegation. The following table shows the allegations made against officers assigned to PSA commands broken out by FADO type.

Figure 42: Closed Allegations Against Officers Assigned to a PSA by FADOU Type

	May 2021		May 2022		YTD 2021		YTD 2022	
	Count	% of Total	Count	% of Total	Count	% of Total	Count	% of Total
Untruthful Statement (U)	0	0%	0	0%	0	0%	8	2%
Force (F)	2	17%	15	27%	47	47%	119	29%
Abuse of Authority (A)	8	67%	27	49%	46	46%	195	48%
Discourtesy (D)	2	17%	9	16%	4	4%	68	17%
Offensive Language (O)	0	0%	4	7%	2	2%	14	3%
Total	12	101%	55	99%	99	99%	404	99%

Dispositions of Officers Assigned to PSAs

The following tables show the Board disposition of officers assigned to a PSA with a FADO allegation made against them.

Figure 43: Disposition of PSA Officers (2021 vs 2022)

	May 2021		May 2022		YTD 2021		YTD 2022	
	Count	%of Total	Count	%of Total	Count	%of Total	Count	%of Total
Full Investigations								
Substantiated	0	0%	13	43%	2	22%	99	46%
Within NYPD Guidelines	1	100%	8	27%	6	67%	44	20%
Unfounded	0	0%	2	7%	0	0%	19	9%
Unable to Determine	0	0%	6	20%	1	11%	51	24%
MOS Unidentified	0	0%	1	3%	0	0%	4	2%
Total - Full Investigations	1		30		9		217	
Mediation Closures	Count	%of Total	Count	%of Total	Count	%of Total	Count	%of Total
Mediated	0	0%	0	0%	0	0%	2	15%
Mediation Attempted	0	0%	0	0%	0	0%	11	85%
Total - ADR Closures	0		0		0		13	
Resolved Case Total	1	11%	30	83%	9	11%	230	78%
Unable to Investigate / Other Closures	Count	%of Total	Count	%of Total	Count	%of Total	Count	%of Total
Complaint withdrawn	2	25%	3	50%	8	11%	5	9%
Unable to Investigate	6	75%	2	33%	55	73%	27	51%
Closed - Pending Litigation	0	0%	0	0%	11	15%	3	6%
Miscellaneous	0	0%	1	17%	1	1%	18	34%
Administrative closure*	0	0%	0	0%	0	0%	0	0%
Total - Other Case Dispositions	8		6		75		53	
Total - Closed Cases	9		36		84		295	

*Administrative closure is a special category that deals with NYPD's Internal Affairs Bureau-referred cases or spin off cases with no complainant/alleged victim, and in which CCRB attempts to locate or identify a complainant/alleged victim has yielded no results.

Mediation Unit

Whenever mediation between a complainant/alleged victim and subject officer is suitable, it is offered by CCRB investigators. If the complainant/alleged victim and subject officer both agree to participate, a neutral, third-party mediator facilitates a conversation between the parties. “Mediation Attempted” refers to a situation in which an officer agrees to mediate and the complainant becomes unavailable (after the complainant initially agreed to mediation). The chart below indicates the number of mediations and attempted mediations in May and this year.

Figure 44: Mediated Complaints Closed

	May 2022			YTD 2022		
	Mediated	Mediation Attempted	Total	Mediated	Mediation Attempted	Total
Mediated Complaints	4	2	6	42	44	86

Figure 45: Mediated FADO Allegations Closed

	May 2022			YTD 2022		
	Mediated	Mediation Attempted	Total	Mediated	Mediation Attempted	Total
Force	0	0	0	6	19	25
Abuse of Authority	9	8	17	99	116	215
Discourtesy	4	1	5	20	12	32
Offensive Language	0	1	1	0	6	6
Total	13	10	23	125	153	278

Figure 46: Mediated Complaints By Borough (May 2022)

	Mediations
	0
Bronx	0
Brooklyn	1
Manhattan	1
Queens	1
Staten Island	1

Figure 47: Mediated Allegations By Borough (May 2022)

	Mediations
Bronx	0
Brooklyn	5
Manhattan	5
Queens	2
Staten Island	1

**Figure 48: Mediated Complaints By Precinct
(May 2022 - YTD 2022)**

Precinct	May 2022	YTD 2022	Precinct	May 2022	YTD 2022
9	0	1	68	0	1
13	1	1	69	0	1
17	0	1	70	0	1
23	0	1	71	0	2
24	0	1	75	0	1
25	0	1	81	1	1
32	0	1	83	0	1
40	0	1	84	0	1
42	0	1	90	0	1
43	0	1	103	0	2
44	0	1	108	0	2
47	0	1	109	0	2
49	0	3	111	0	1
52	0	1	113	0	3
62	0	1	114	1	3
67	0	1	120	1	1

**Figure 49: Mediated Allegations By Precinct
(May 2022 - YTD 2022)**

Precinct	May 2022	YTD 2022	Precinct	May 2022	YTD 2022
9	0	2	68	0	3
13	5	5	69	0	5
17	0	5	70	0	1
23	0	4	71	0	3
24	0	1	75	0	2
25	0	9	81	5	5
32	0	10	83	0	3
40	0	2	84	0	3
42	0	1	90	0	2
43	0	3	103	0	5
44	0	1	108	0	3
47	0	3	109	0	7
49	0	13	111	0	5
52	0	2	113	0	4
62	0	2	114	2	7
67	0	3	120	1	1

Administrative Prosecution Unit

The CCRB’s Administrative Prosecution Unit (APU) prosecutes police misconduct cases when the Board has recommended charges, in the NYPD Trial Room. The APU is also able to offer pleas to officers who admit guilt rather than going to trial. Following a plea agreement or the conclusion of a disciplinary trial, cases are sent to the Police Commissioner for final penalties.

Figure 50: Administrative Prosecution Unit Case Closures

Disposition Category	Prosecution Disposition	May 2022	YTD 2022
Disciplinary Action	Not guilty after trial but Discipline Imposed	0	0
	Guilty after trial	1	3
	Trial verdict dismissed by PC, Comm. Disc. A imposed	0	0
	Trial verdict dismissed by PC, Comm. Disc. B imposed	0	0
	Trial verdict dismissed by PC, Formalized Training imposed	0	0
	Trial verdict dismissed by PC, Instructions imposed	0	0
	Trial verdict reversed by PC, Final verdict Guilty	0	0
	Resolved by plea	1	3
	Plea set aside, Comm. Disc. B	0	0
	Plea set aside, Comm. Disc. A	0	0
	Plea set aside, Formalized Training	0	0
	Plea set aside, Instructions	0	0
	*Retained, with discipline	0	0
	Disciplinary Action Total		2
No Disciplinary Action	Not guilty after trial	0	1
	Trial verdict reversed by PC, Final verdict Not Guilty	0	0
	Plea set aside, Without discipline	0	0
	**Retained, without discipline	1	2
	Dismissed by Police Commissioner	0	1
	Dismissed by APU	0	0
	SOL Expired in APU	0	0
No Disciplinary Action Total		1	4
Not Adjudicated	Charges not served	0	0
	Deceased	0	0
	Other	0	4
	***Previously adjudicated, with discipline	0	0
	***Previously adjudicated, without discipline	0	0
	†Reconsidered by CCRB Board	0	0
	Retired	0	2
	SOL Expired prior to APU	0	0
	Not Adjudicated Total		0
Total Closures		3	16

*Retained cases are those in which the Department kept jurisdiction pursuant to Section 2 of the April 2, 2012 Memorandum of Understanding between the NYPD and the CCRB.

** When the Department keeps jurisdiction pursuant to Section 2 and does not impose any discipline on the officer, it is the equivalent of a category referred to as "Department Unable to Prosecute" (DUP). Cases are referred to as DUP when the department decides that it will not discipline an officer against whom the Board recommended discipline other than charges.

*** In some cases, the Department conducts its own investigation and prosecution prior to the completion of the CCRB's investigation. In those cases, the APU does not conduct a second prosecution.

† Under the Board's reconsideration process, an officer who has charges recommended as the penalty for a substantiated allegation may have the recommended penalty changed to something other than charges or have the disposition changed to something other than substantiated. In those cases, the APU ceases its prosecution.

NYPD Discipline

Under the New York City Charter, the Police Commissioner makes the final decision regarding discipline and the outcome of disciplinary trials.

The first chart reflects NYPD-imposed discipline for cases brought by the APU (Charges).

The chart on the following page reflects cases referred to the Police Commissioner where the Board recommended Command Discipline, Formalized Training or Instructions.

Figure 51: NYPD Discipline Imposed for Adjudicated APU Cases

Discipline*	May 2022	YTD 2022
Terminated	0	0
Suspension for or loss of vacation time of 31 or more days and/or Dismissal Probation	0	1
Suspension for or loss of vacation time of 21 to 30 days	0	1
Suspension for or loss of vacation time of 11 to 20 days	1	2
Suspension for or loss of vacation time of 1 to 10 days	1	2
Command Discipline B	0	0
Command Discipline A	0	0
Formalized Training**	0	0
Instructions***	0	0
Warned & Admonished/Reprimanded	0	0
Disciplinary Action† Total	2	6
No Disciplinary Action†	1	4
Adjudicated Total	3	10
Discipline Rate	67%	60%
Not Adjudicated† Total	0	6
Total Closures	3	16

*Where more than one penalty is imposed on a respondent, it is reported under the more severe penalty.

** Formalized training is conducted by the Police Academy, the NYPD Legal Bureau, or other NYPD Unit.

*** Instructions are conducted at the command level.

† The case closure types that define the "Disciplinary Action", "No Disciplinary Action" and "Not Adjudicated" categories are listed in Figure 49 on the previous page.

NYPD Penalty Departure Letters are posted on the CCRB website at: <https://www1.nyc.gov/site/ccrb/complaints/complaint-outcomes.page>

Figure 52: NYPD Discipline Imposed for Non-APU Cases

Disposition	Disposition Type*	April 2022	YTD 2022
Disciplinary Action	Terminated	0	0
	Suspension for or loss of vacation time of 31 or more days and/or Dismissal Probation	0	0
	Suspension for or loss of vacation time of 21 to 30 days	0	0
	Suspension for or loss of vacation time of 11 to 20 days	0	0
	Suspension for or loss of vacation time of 1 to 10 days	0	0
	Command Discipline B	6	13
	Command Discipline A	19	50
	Formalized Training**	2	9
	Instructions***	0	0
	Warned & admonished/Reprimanded	0	0
	Total	27	72
No Disciplinary Action	Not Guilty †	0	1
	Filed ††	2	3
	SOL Expired	0	10
	Department Unable to Prosecute†††	34	74
	No Finding ††††	0	3
	Total	36	91
	Discipline Rate	43%	44%
	DUP Rate	54%	45%

*Where the respondent is found guilty of charges, and the penalty imposed would fall into more than one of the above listed categories, it is reported under the more severe penalty.

** Formalized training is conducted by the Police Academy, the NYPD Legal Bureau, or other NYPD Unit.

*** Instructions are conducted at the command level.

† Trial outcomes in non-APU cases typically involve MOS who turned down command discipline, prompting the police department to proceed with charges.

†† "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.

††† When the department decides that it will not discipline an officer against whom the Board recommended discipline other than charges, those cases are referred to as "Department Unable to Prosecute," or DUP.

†††† "No Finding" refers to cases which the department reports as "Administratively Closed."

NYPD Penalty Departure Letters are posted on the CCRB website at: <https://www1.nyc.gov/site/ccrb/complaints/complaint-outcomes.page>

Figure 53: NYPD Discipline Imposed for Allegations - Non-APU Cases (April 2022)

Board Disposition	FADO Type	Allegation	Precinct	Borough	NYPD Discipline
Substantiated (Command Discipline A)	A	Refusal to provide shield number		Staten Island	Command Discipline - A
Substantiated (Command Discipline B)	F	Physical force	1	Manhattan	No Discipline
Substantiated (Command Discipline B)	F	Physical force	1	Manhattan	Command Discipline - B
Substantiated (Command Discipline A)	D	Word	1	Manhattan	No Discipline
Substantiated (Command Discipline A)	A	Failure to provide RTKA card	1	Manhattan	Command Discipline - A
Substantiated (Command Discipline A)	A	Failure to provide RTKA card	1	Manhattan	Command Discipline - A
Substantiated (Command Discipline A)	A	Failure to provide RTKA card	1	Manhattan	Command Discipline - A
Substantiated (Command Discipline B)	F	Physical force	6	Manhattan	No Discipline
Substantiated (Command Discipline B)	F	Physical force	6	Manhattan	No Discipline
Substantiated (Command Discipline B)	F	Physical force	6	Manhattan	No Discipline
Substantiated (Command Discipline B)	F	Physical force	6	Manhattan	No Discipline
Substantiated (Command Discipline A)	A	Refusal to provide name	6	Manhattan	Command Discipline - A
Substantiated (Command Discipline A)	A	Refusal to provide shield number	6	Manhattan	Command Discipline - A
Substantiated (Command Discipline A)	A	Failure to provide RTKA card	7	Manhattan	Command Discipline - A
Substantiated (Command Discipline A)	A	Failure to provide RTKA card	7	Manhattan	Command Discipline - A
Substantiated (Command Discipline B)	E	Gender Identity	9	Manhattan	No Discipline
Substantiated (Command Discipline A)	A	Vehicle stop	10	Manhattan	Command Discipline - B
Substantiated (Command Discipline A)	D	Word	10	Manhattan	Command Discipline - B
Substantiated (Command Discipline A)	D	Word	13	Manhattan	Command Discipline - A
Substantiated (Command Discipline A)	D	Word	23	Manhattan	No Discipline
Substantiated (Command Discipline A)	D	Word	23	Manhattan	No Discipline
Substantiated (Command Discipline A)	D	Action	26	Manhattan	Command Discipline - A
Substantiated (Command Discipline A)	D	Word	28	Manhattan	No Discipline
Substantiated (Command Discipline A)	A	Refusal to process civilian complaint	44	Bronx	No Discipline
Substantiated (Command Discipline A)	D	Word	44	Bronx	Command Discipline - A
Substantiated (Command Discipline A)	D	Word	44	Bronx	Command Discipline - A
Substantiated (Command Discipline A)	D	Word	44	Bronx	Command Discipline - B
Substantiated (Command Discipline A)	D	Word	44	Bronx	Command Discipline - B
Substantiated (Command Discipline A)	A	Failure to provide RTKA card	44	Bronx	Resigned
Substantiated (Command Discipline A)	A	Failure to provide RTKA card	44	Bronx	Resigned
Substantiated (Command Discipline A)	A	Failure to provide RTKA card	44	Bronx	No Discipline

Board Disposition	FADO Type	Allegation	Precinct	Borough	NYPD Discipline
Substantiated (Command Discipline A)	A	Failure to provide RTKA card	44	Bronx	No Discipline
Substantiated (Command Discipline A)	A	Failure to provide RTKA card	44	Bronx	No Discipline
Substantiated (Command Discipline A)	A	Failure to provide RTKA card	44	Bronx	No Discipline
Substantiated (Command Discipline A)	D	Word	46	Bronx	Command Discipline - A
Substantiated (Command Discipline A)	A	Refusal to provide shield number	46	Bronx	No Discipline
Substantiated (Command Discipline A)	A	Refusal to provide shield number	46	Bronx	No Discipline
Substantiated (Command Discipline A)	A	Search (of person)	47	Bronx	Command Discipline - B
Substantiated (Command Discipline A)	A	Search (of person)	47	Bronx	Command Discipline - B
Substantiated (Command Discipline B)	F	Physical force	52	Bronx	No Discipline
Substantiated (Command Discipline A)	D	Word	52	Bronx	No Discipline
Substantiated (Command Discipline A)	D	Word	60	Brooklyn	Command Discipline - A
Substantiated (Command Discipline B)	F	Pepper spray	67	Brooklyn	No Discipline
Substantiated (Command Discipline B)	F	Pepper spray	67	Brooklyn	No Discipline
Substantiated (Command Discipline A)	A	Vehicle search	67	Brooklyn	No Discipline
Substantiated (Command Discipline B)	A	Threat of arrest	67	Brooklyn	Formalized Training
Substantiated (Command Discipline A)	D	Word	67	Brooklyn	Command Discipline - A
Substantiated (Command Discipline A)	A	Refusal to provide name	67	Brooklyn	No Discipline
Substantiated (Command Discipline A)	A	Refusal to provide name	67	Brooklyn	No Discipline
Substantiated (Command Discipline A)	A	Refusal to provide shield number	67	Brooklyn	No Discipline
Substantiated (Command Discipline A)	A	Refusal to provide shield number	67	Brooklyn	No Discipline
Substantiated (Command Discipline A)	A	Failure to provide RTKA card	70	Brooklyn	No Discipline
Substantiated (Command Discipline B)	A	Retaliatory summons	72	Brooklyn	Command Discipline - B
Substantiated (Formalized Training)	A	Search (of person)	73	Brooklyn	Formalized Training
Substantiated (Command Discipline B)	A	Refusal to process civilian complaint	75	Brooklyn	No Discipline
Substantiated (Command Discipline A)	A	Failure to provide RTKA card	77	Brooklyn	No Discipline
Substantiated (Command Discipline A)	A	Failure to provide RTKA card	77	Brooklyn	No Discipline
Substantiated (Command Discipline B)	F	Pepper spray	78	Brooklyn	No Discipline
Substantiated (Command Discipline A)	D	Action	78	Brooklyn	Command Discipline - A
Substantiated (Command Discipline B)	A	Threat of force (verbal or physical)	83	Brooklyn	No Discipline
Substantiated (Command Discipline B)	A	Refusal to process civilian complaint	83	Brooklyn	Command Discipline - B
Substantiated (Command Discipline A)	D	Word	83	Brooklyn	No Discipline

Board Disposition	FADO Type	Allegation	Precinct	Borough	NYPD Discipline
Substantiated (Command Discipline A)	D	Word	83	Brooklyn	Command Discipline - A
Substantiated (Command Discipline A)	D	Action	84	Brooklyn	No Discipline
Substantiated (Command Discipline A)	A	Refusal to provide shield number	84	Brooklyn	Command Discipline - A
Substantiated (Command Discipline A)	A	Refusal to provide shield number	84	Brooklyn	Command Discipline - A
Substantiated (Command Discipline A)	A	Refusal to provide shield number	84	Brooklyn	Command Discipline - A
Substantiated (Command Discipline A)	A	Refusal to provide shield number	84	Brooklyn	Command Discipline - A
Substantiated (Command Discipline A)	D	Other	103	Queens	Resigned
Substantiated (Command Discipline A)	A	Failure to provide RTKA card	103	Queens	No Discipline
Substantiated (Command Discipline A)	A	Failure to provide RTKA card	103	Queens	No Discipline
Substantiated (Command Discipline A)	A	Forcible Removal to Hospital	109	Queens	Command Discipline - A
Substantiated (Command Discipline B)	F	Physical force	113	Queens	No Discipline
Substantiated (Command Discipline A)	A	Failure to provide RTKA card	113	Queens	No Discipline
Substantiated (Command Discipline A)	A	Failure to provide RTKA card	113	Queens	No Discipline
Substantiated (Command Discipline A)	A	Failure to provide RTKA card	113	Queens	No Discipline
Substantiated (Command Discipline A)	A	Failure to provide RTKA card	113	Queens	No Discipline

Figure 54: NYPD Discipline Imposed for Allegations - APU Adjudicated Cases (May 2022)

Board Disposition	FADO Type	Allegation	Precinct	Borough	NYPD Discipline
Substantiated (Charges)	F	Physical force	48	Bronx	Suspension
Substantiated (Charges)	A	Stop	48	Bronx	Suspension
Substantiated (Charges)	D	Action	73	Brooklyn	Forfeit vacation 15 day(s)
Substantiated (Charges)	O	Sexual orientation	73	Brooklyn	Forfeit vacation 15 day(s)