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Executive Director's Monthly Report
March 2022
(Statistics for February 2022)

Contents

Executive Summary	2
Glossary	3
Complaints Received	4
CCRB Cases Received By Borough and Precinct	5
Allegations Received	7
CCRB Docket	10
Body Worn Camera Footage Requests	12
Closed Cases	13
Resolving Cases	13
Dispositions / Case Abstracts	14
Dispositions - Full Investigations	16
Dispositions - All CCRB Cases	17
Dispositions - Allegations	18
Substantiation Rates	21
Substantiation Rates and Video	21
Disposition of Substantiated Complaints	23
Board Discipline Recommendations for Substantiated Officers	24
Unable to Investigate and Withdrawn Complaints	30
Complaints by PSA	31
Mediation Unit	33
Administrative Prosecution Unit	35
NYPD Discipline	36

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 February 2022 included the following highlights:

- 1) Of the cases in the CCRB active investigations docket, 33% have been open for 4 months or fewer, and 46% have been open for 7 months or fewer (page 10). In February, the CCRB opened 249 new cases (page 4), and currently has a total open docket of 3,336 cases (page 11).
- 2) The CCRB substantiated allegations in 26% of its fully investigated cases (page 16).
- 3) The CCRB fully investigated 77% of the cases it closed in February (page 13) and resolved (fully investigated, mediated or attempted mediation) 81% of the cases it closed (page 17). The Agency was unable to investigate /withdrawn 15% of the cases received (page 13).
- 4) For February, investigations using video evidence resulted in substantiated allegations in 31% of cases - compared to 2% 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, 25-29).
- 6) In February the Police Commissioner finalized 1 decision(s) against police officers in Administrative Prosecution Unit (APU) cases (page 35). The CCRB's APU prosecutes the most serious allegations of misconduct. The APU conducted 1 trial against members of the NYPD year-to-date; 1 trial was conducted against respondent officers in February.

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 February 2022, the CCRB initiated 249 new complaints.

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

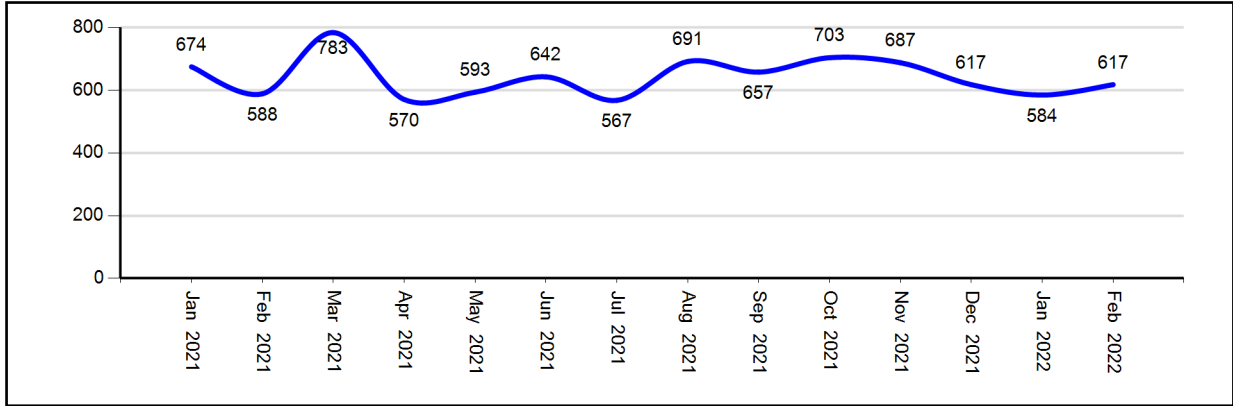


Figure 2: New CCRB Complaints by Month (January 2021 - February 2022)

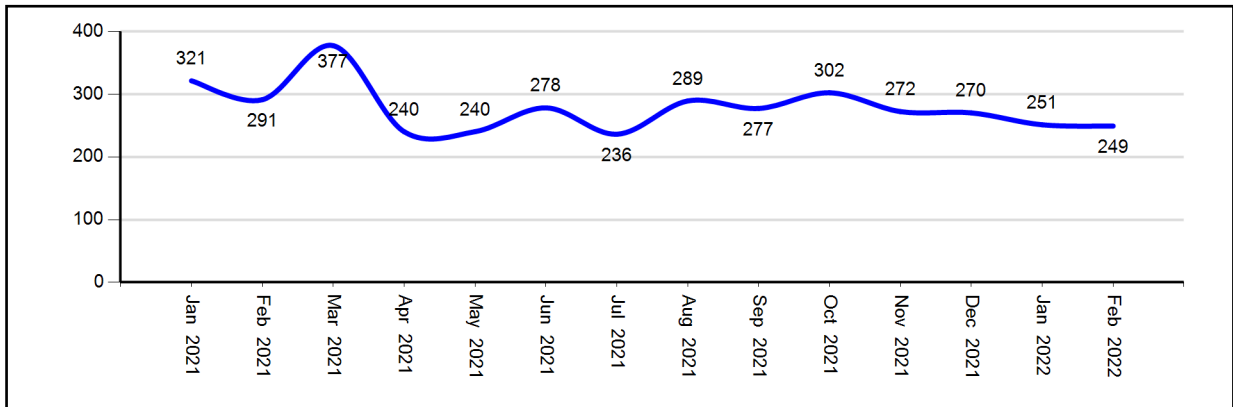
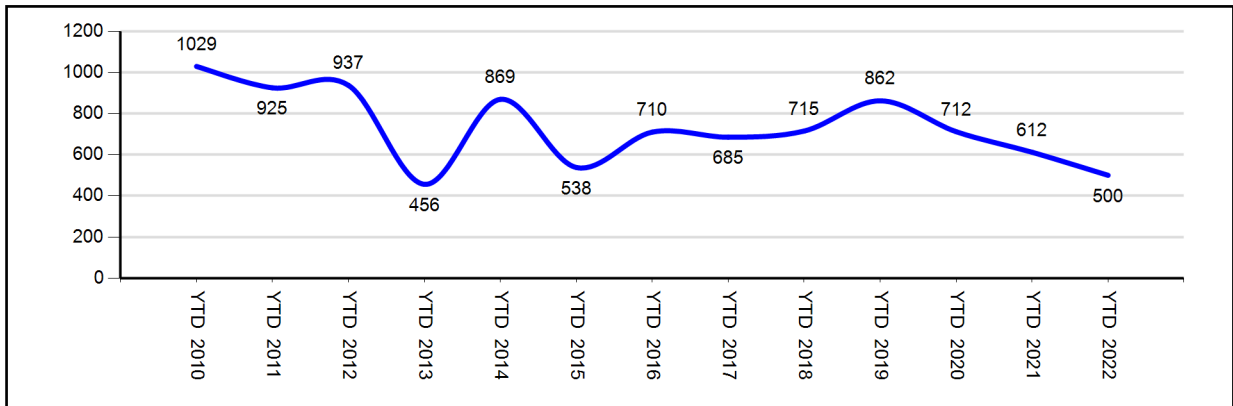


Figure 3: New CCRB Complaints by Year (YTD 2010 - YTD 2022)



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 67th Precinct had the highest number at 9 incidents.

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

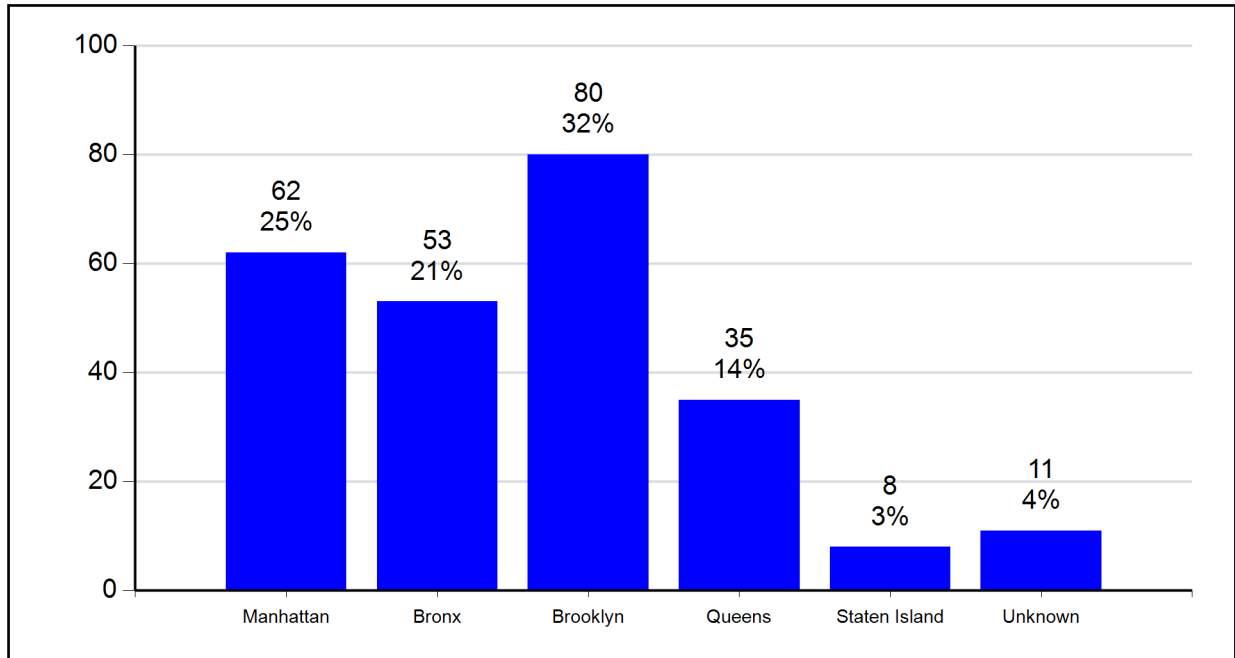


Figure 5: CCRB Complaints Received By Borough of Occurrence (YTD 2022)

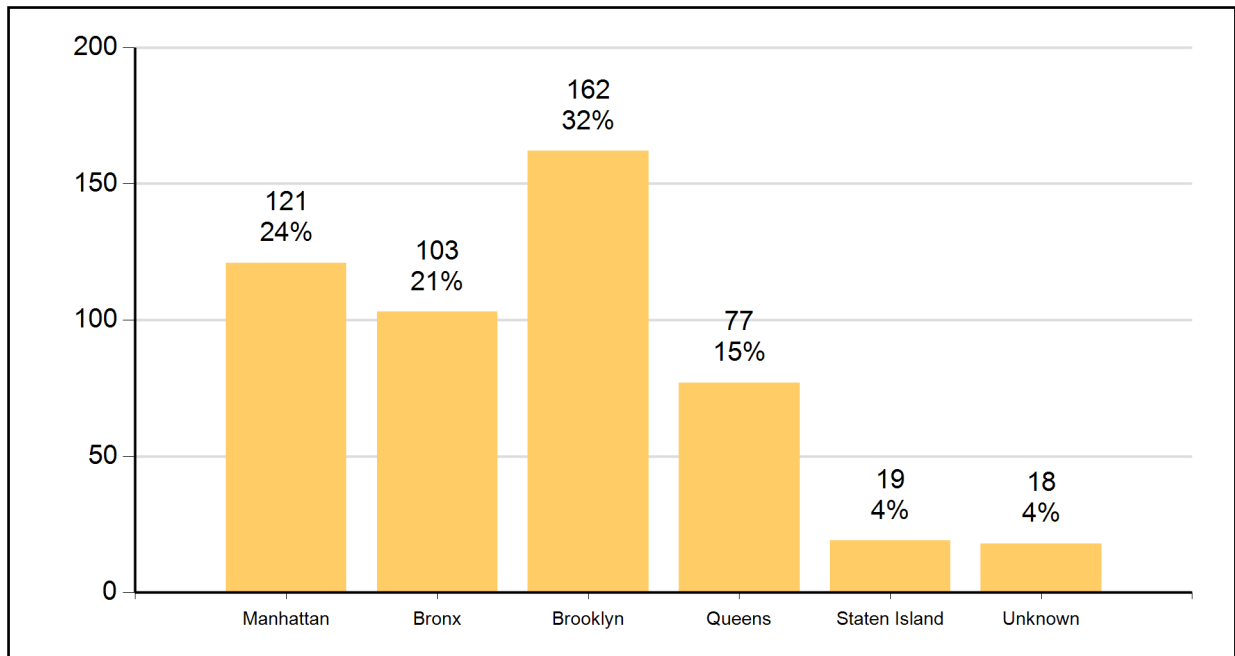


Figure 6: CCRB Complaints Received By Precinct of Occurrence (February 2022)

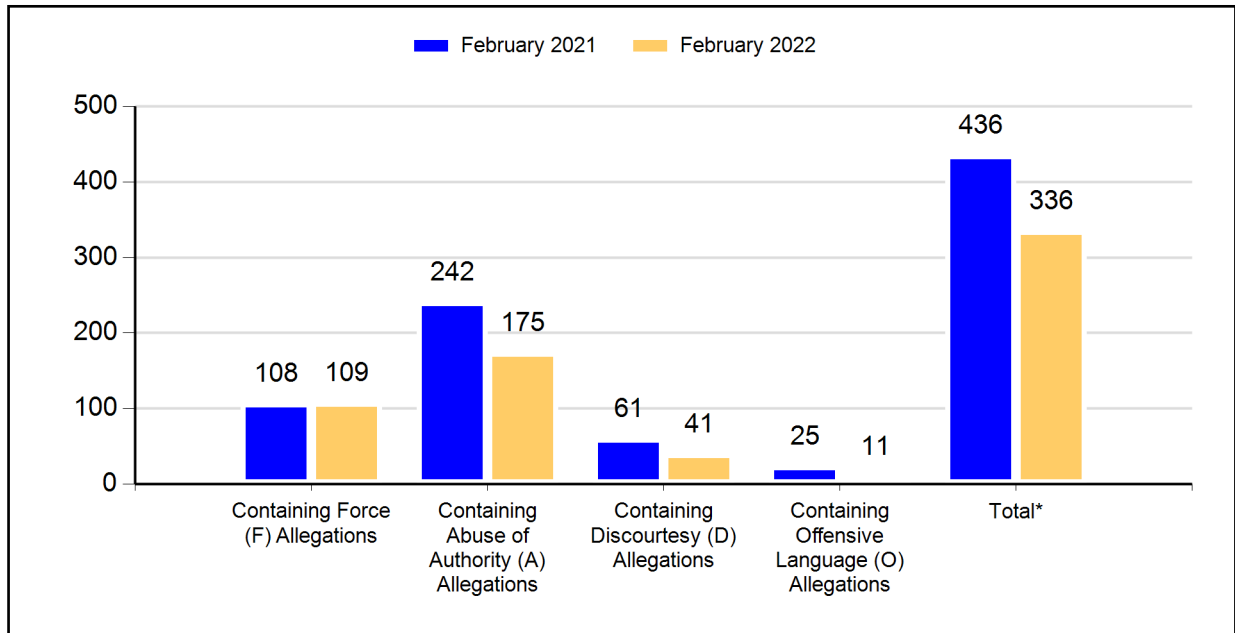
NYPD Precinct of Occurrence*	Number of Complaints	NYPD Precinct of Occurrence*	Number of Complaints
0	4	67	9
1	4	68	1
5	4	69	4
6	1	70	1
7	3	71	3
9	1	72	3
10	4	73	5
13	2	75	7
14	7	77	3
18	5	78	3
20	3	79	3
23	2	81	1
25	3	84	6
26	2	88	1
28	2	90	5
30	3	94	2
32	2	101	1
33	3	102	1
34	4	103	2
40	8	104	3
41	3	105	4
42	3	106	4
43	5	108	2
44	5	109	1
45	2	110	5
46	5	111	1
47	2	112	2
48	5	113	2
49	1	114	2
50	3	115	3
52	7	120	1
60	3	121	2
61	3	122	4
62	4	123	1
63	7	1000	1
66	2	Unknown	23

*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 February 2021 to February 2022, the number of complaints containing an allegation of Force is up, Abuse of Authority complaints are down, Discourtesy are down and Offensive Language are down. Figures for the year-to-date comparison show that in 2022, complaints containing an allegation of Force are down, Abuse of Authority are down, Discourtesy are down and Offensive Language are down.

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



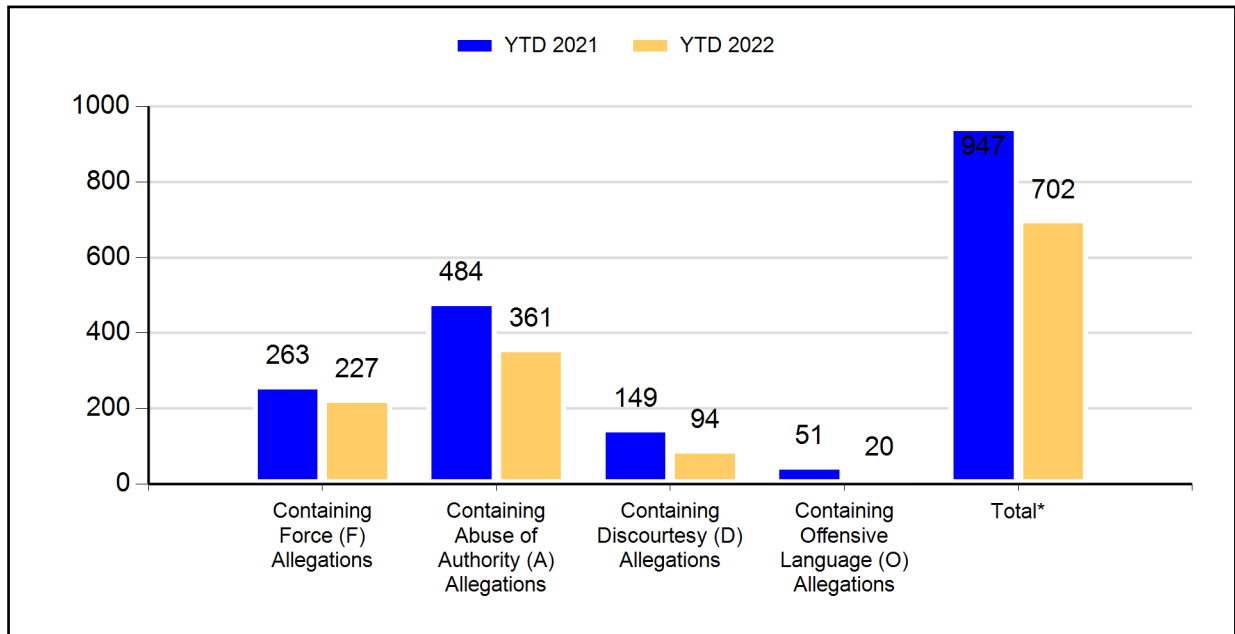
*This is the total of distinct FADO allegation types in complaints received.

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

	February 2021		February 2022		Change	% Change
	Count	% of Total Complaints	Count	% of Total Complaints		
Force (F)	108	37%	109	44%	1	1%
Abuse of Authority (A)	242	83%	175	70%	-67	-28%
Discourtesy (D)	61	21%	41	16%	-20	-33%
Offensive Language (O)	25	9%	11	4%	-14	-56%
Total FADO Allegations	436		336		-100	-23%
Total Complaints	291		249		-42	-14%

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)	263	43%	227	45%	-36	-14%
Abuse of Authority (A)	484	79%	361	72%	-123	-25%
Discourtesy (D)	149	24%	94	19%	-55	-37%
Offensive Language (O)	51	8%	20	4%	-31	-61%
Total FADO Allegations	947		702		-245	-26%
Total Complaints	612		500		-112	-18%

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

Figure 11: Total Allegations (% of Total Allegations)

	February 2021		February 2022		Change	% Change
	Count	% of Total Allegations	Count	% of Total Allegations		
Force (F)	282	22%	212	31%	-70	-25%
Abuse of Authority (A)	856	68%	408	59%	-448	-52%
Discourtesy (D)	94	7%	56	8%	-38	-40%
Offensive Language (O)	32	3%	15	2%	-17	-53%
Total Allegations	1264		691		-573	-45%
Total Complaints	291		249		-42	-14%

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

	YTD 2021		YTD 2022		Change	% Change
	Count	% of Total Allegations	Count	% of Total Allegations		
Force (F)	675	24%	440	29%	-235	-35%
Abuse of Authority (A)	1784	65%	915	61%	-869	-49%
Discourtesy (D)	233	8%	129	9%	-104	-45%
Offensive Language (O)	69	2%	25	2%	-44	-64%
Total Allegations	2761		1509		-1252	-45%
Total Complaints	612		500		-112	-18%

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

CCRB Docket

As of the end of February 2022, 33% of active CCRB cases are fewer than five months old, and 46% active cases have been open for fewer than eight months.

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

Case Age Group	Count	% of Total
Cases 0-4 Months	1089	32.8%
Cases 5-7 Months	438	13.2%
Cases 8-11 Months	608	18.3%
Cases 12-18 Months*	726	21.9%
Cases Over 18 Months**	456	13.7%
Total	3317	100%

*12-18 Months: 13 cases that were reopened; 2 cases that were on DA Hold.

**Over18 Months: 21 cases that were reopened; 6 cases that were on DA Hold.

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

	Count	% of Total
Cases 0-4 Months	948	28.6%
Cases 5-7 Months	434	13.1%
Cases 8-11 Months	581	17.5%
Cases 12-18 Months*	808	24.4%
Cases Over 18 Months**	546	16.5%
Total	3317	100%

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

**Over18 Months: 27 cases that were reopened; 6 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 - February 2022)

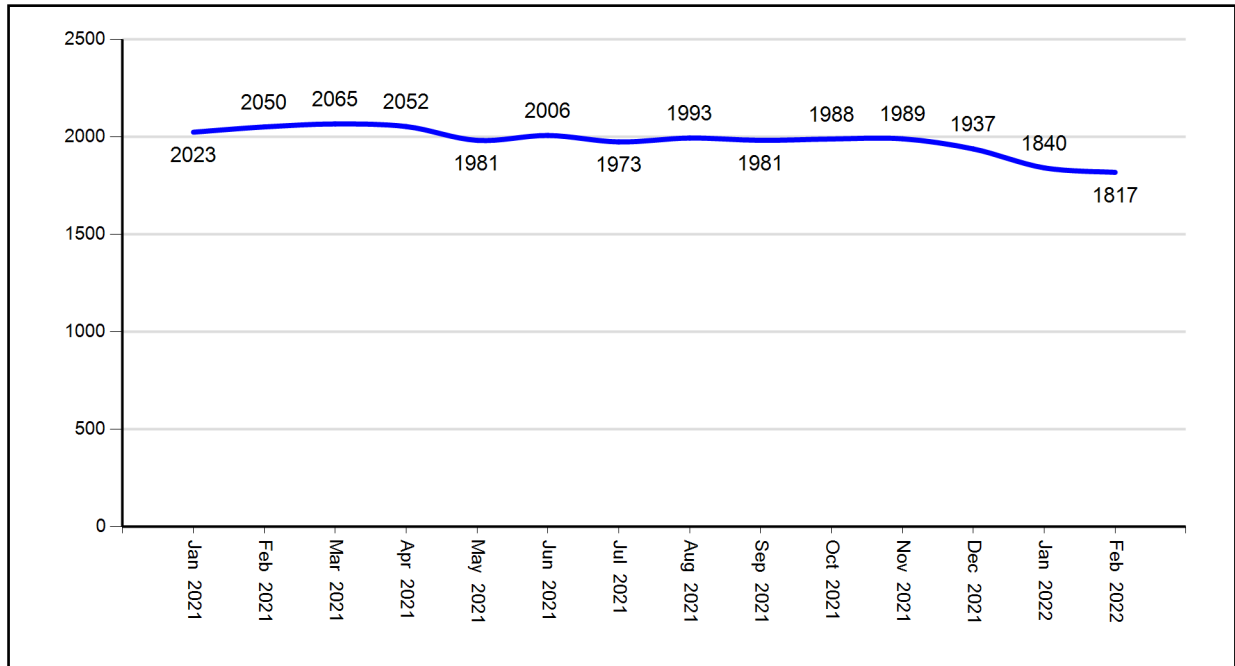


Figure 16: Open Docket Analysis

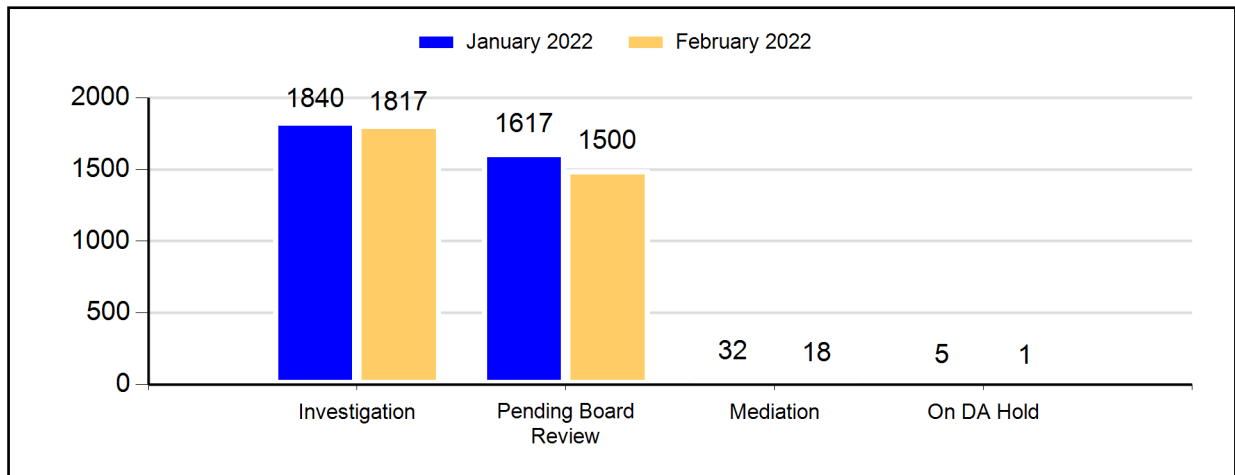


Figure 17: Open Docket Analysis with % Change

	January 2022		February 2022		Change	% Change
	Count	% of Total	Count	% of Total		
Investigations	1840	53%	1817	54%	-23	-1%
Pending Board Review	1617	46%	1500	45%	-117	-7%
Mediation	32	1%	18	1%	-14	-44%
On DA Hold	5	0%	1	0%	-4	-80%
Total	3494		3336		-158	-5%

Body Worn Camera Footage Requests

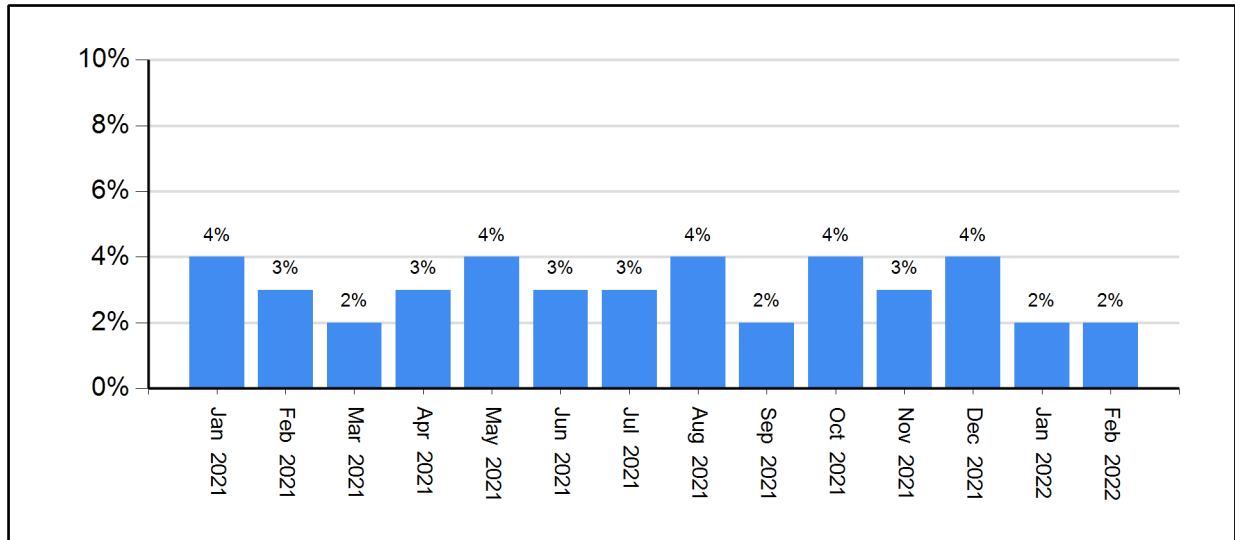
Since the widespread roll out of body worn cameras in 2018, the collection of footage from these cameras has become an integral part of CCRB investigations.

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: Pending Requests for BWC Footage

Days Pending	BWC Requests	% of Total
00 <= Days < 30	30	37.5%
30 <= Days < 60	3	3.8%
60 <= Days < 90	6	7.5%
90 >= Days	41	51.3%
Total	80	100%

Figure 19: Percentage of Open Investigations Docket with Pending BWC Requests (January 2021 - February 2022)

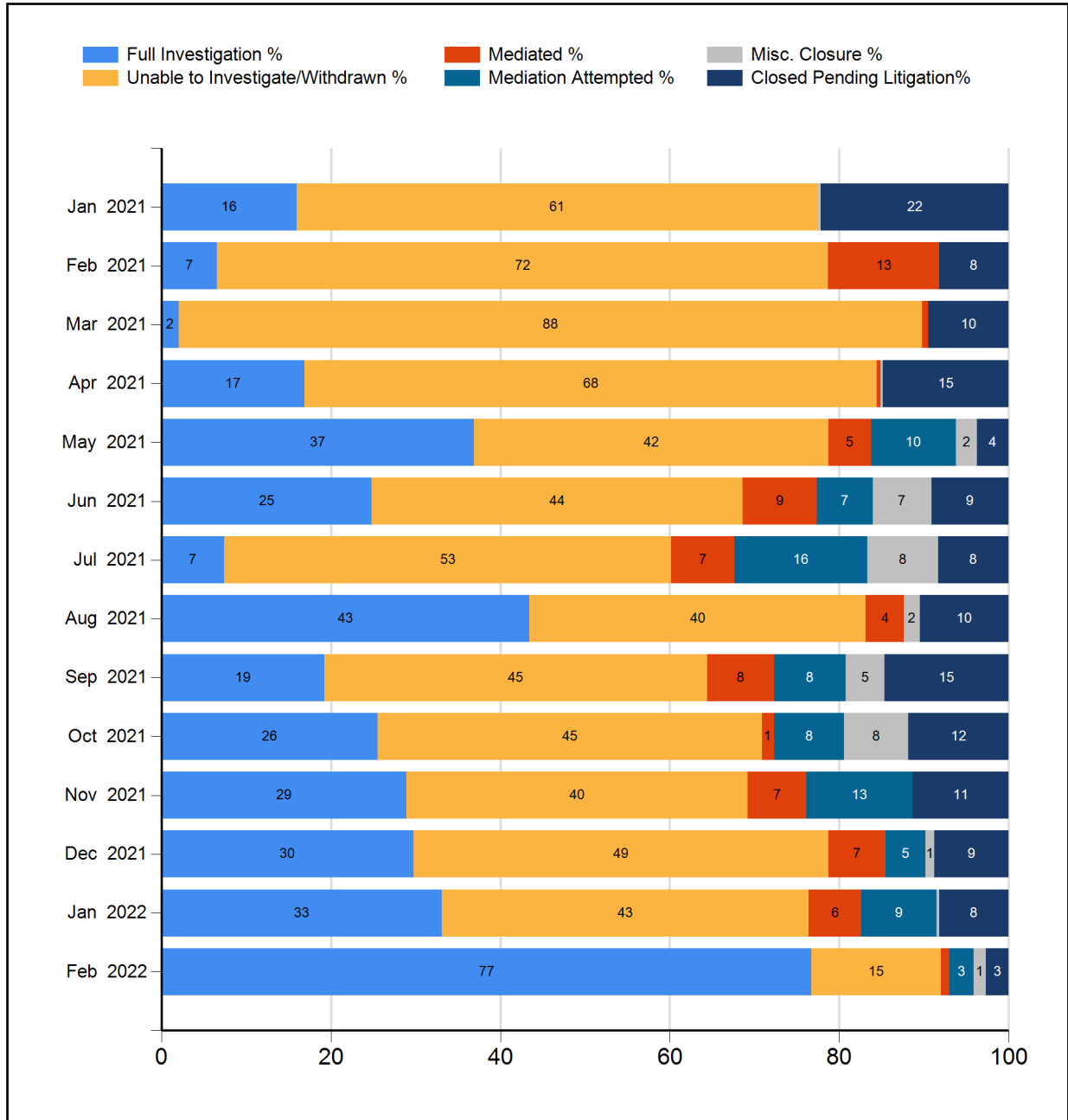


Closed Cases

Resolving Cases

In February 2022, the CCRB fully investigated 77% of the cases it closed, and resolved (fully investigated, mediated or mediation attempted) 81% of the cases it closed.

Figure 20: Case Resolutions (January 2021 - February 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 driving when he was stopped by Subject officer 1, Subject officer 2, and Subject officer 3. Subject officer 1 approached the individual's driver side door and requested his license and registration. The individual complied and Subject officer 1 told him to get out of the vehicle. The individual asked why, and he was told again to exit the vehicle. The individual told him that it would take him longer than usual to exit the vehicle because his left arm and leg had mobility issues due to an old gunshot injury. As the individual took off his seat belt, Subject officer 1, Subject officer 2 and other officers opened his car door and pulled him out of the vehicle by grabbing onto his torso. Subject officer 3 and Subject officer 4 searched the individual's vehicle.

NYPD Patrol Guide 221-01 states that force may be used when it is reasonable to ensure the safety of a member of service or a third person. In all circumstances, any application or use of force must be reasonable under the circumstances. In People v. Mundo, 99 N.Y.2d 55 the court held that absent probable cause, it is unlawful for a police officer to invade the interior of a stopped vehicle once the suspects have been removed and patted down without incident, as any immediate threat to the officers; safety has consequently been eliminated.

The investigation determined that it was undisputed that Subject officer 1 did not give the individual sufficient time to exit the vehicle and the force used by Subject officer 1 and Subject officer 2 to remove the individual from the vehicle was not appropriate due to the fact that the individual was complying with their orders and was not resisting. The investigation also determined that based on the case law, Subject officer 3 and Subject officer 4 did not have a protective basis to search the entire vehicle since the threat to their safety was eliminated by the individual's removal from the vehicle as well as the frisk for weapons that was performed on him outside the vehicle. The Board substantiated the Use of Force and Abuse of Authority allegations.

2. Unable to Determine

An individual stated that when she was restrained in an ambulance, the subject officer squeezed her handcuffs multiple times to make them tighter. The subject officer stayed in the ambulance as it transported the individual to the hospital. The individual stated that she told the subject officer that what he was doing was “murder to society.” The individual stated that the subject officer replied that he wasn’t a murderer and said, “but if you want to be the first, let me know.” The individual stated that she found the remark to be a threat of force against her.

Per police policy, recording devices are not prohibited inside of medical facilities thus no BWC footage was recorded inside the ambulance. The subject officer stated that he did not recall tightening the individual’s handcuffs and noted that handcuffs can generally tighten if a restrained person moves around – he stated that the individual had moved around while in the ambulance. The subject officer also stated that he recalled the individual making the “murder to society” remark but stated that he did not respond. The investigation found that the individual had been experiencing auditory hallucinations at the time of the incident. Without further independent evidence, the investigation could not determine if the subject officer tightened the individual’s handcuffs or made the remark to her. The Board closed the Use of Force and Abuse of Authority allegations as Unable to Determine.

3. Unfounded

An individual was driving in his vehicle and was pulled over. The individual stated that he had a white auxiliary cable permanently affixed to the stereo in the center console of his vehicle. The cable extended past the trunk of the car and coiled in front of the vehicle. The individual stated that the subject officer was acting fidgety as another officer spoke to him. Once the stop was completed, the individual drove away and noticed that the cable was missing. He believed that the subject officer broke the cable and took it. The incident was captured on BWC. BWC footage showed that the subject officer did not come into contact with the cable, and it remained in place for the entirety of the stop. The Board closed the Abuse of Authority allegations as Unfounded.

4. Within NYPD Guidelines

An individual was arrested and taken to a police precinct. While she was in custody, the subject officer entered and searched her home. The investigation determined that court records showed that the subject officer obtained a valid search warrant from a criminal court which gave authorization of the search of the individual’s home to retrieve firearm related evidence that was directly connected to the subject of the individual’s arrest for threatening another individual with a firearm. The entry and search were also captured on BWC. 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

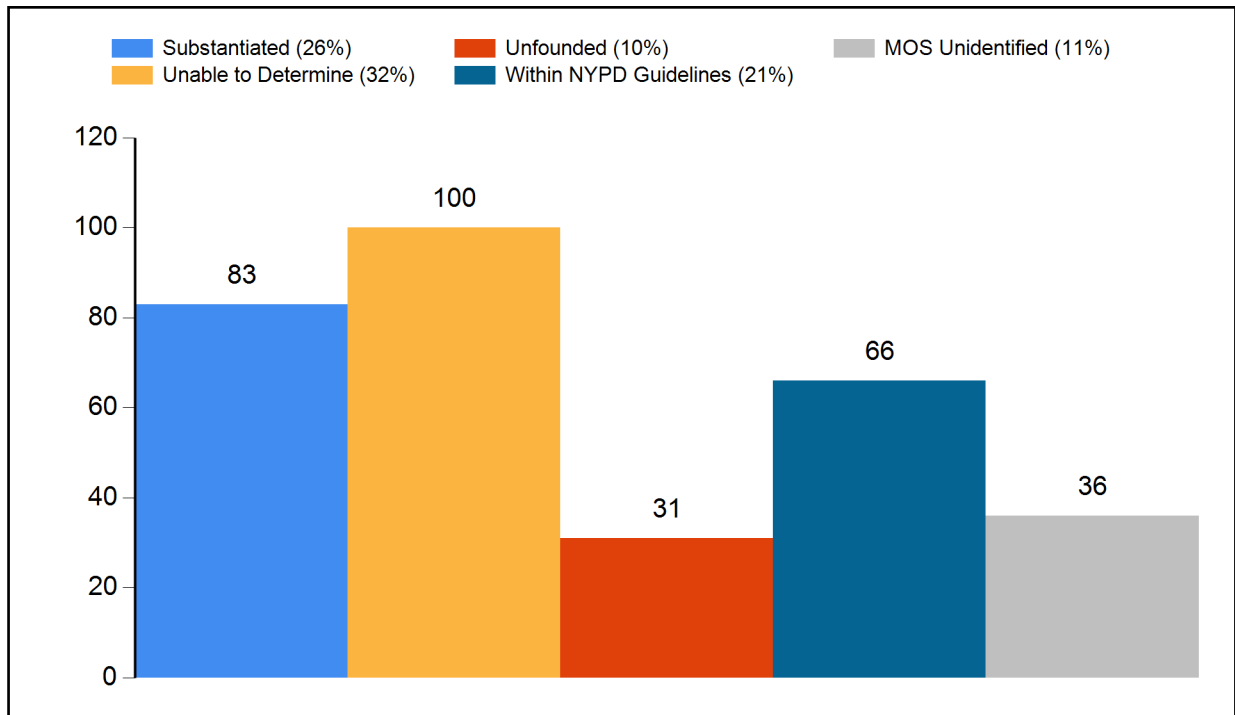
An individual called a precinct to get information for a client. The individual placed several phone calls over a one-hour span to the precinct. The phone was answered twice by two different individuals identifying themselves as detectives but not providing their names to the individual. The investigation pulled police records of detectives on duty at the precinct at the time of the incident and only one admitted to answering phones on the incident date and did not recall having a conversation with the individual. Police records showed that detectives were moving in and out of the precinct during the day and could not pin down anyone else who may have answered phone calls. The investigation was unable to identify the officers that spoke to the individual. The Board closed the Abuse of Authority allegation 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.

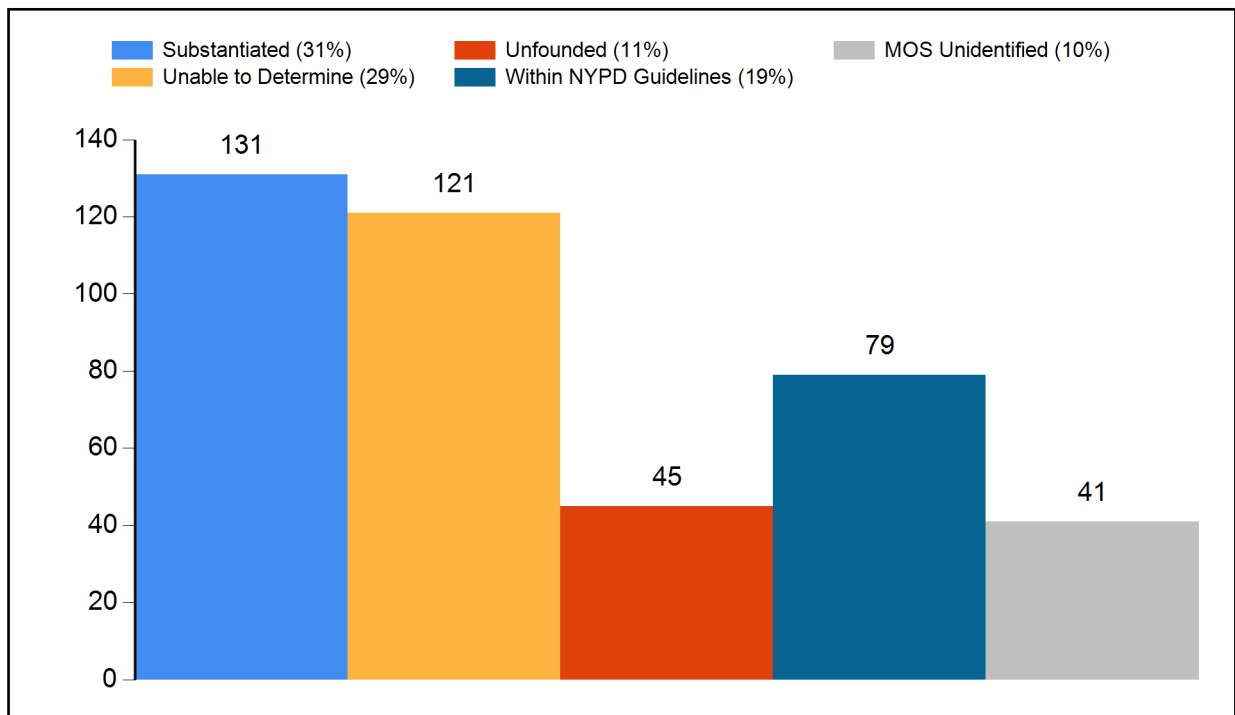
Dispositions - Full Investigations

Figure 21: Disposition Counts of Full Investigations (February 2022)



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

Figure 22: 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 23: Disposition of Cases (2021 vs 2022)

	Feb 2021		Feb 2022		YTD 2021		YTD 2022	
	Count	% of Total	Count	% of Total	Count	% of Total	Count	% of Total
Full Investigations								
Substantiated	3	75%	83	26%	18	40%	131	31%
Within NYPD Guidelines	0	0%	66	21%	5	11%	79	19%
Unfounded	0	0%	31	10%	4	9%	45	11%
Unable to Determine	1	25%	100	32%	12	27%	121	29%
MOS Unidentified	0	0%	36	11%	6	13%	41	10%
Total - Full Investigations	4		316		45		417	
Mediation Closures	Count	% of Total	Count	% of Total	Count	% of Total	Count	% of Total
Mediated	8	100%	4	25%	8	100%	23	37%
Mediation Attempted	0	0%	12	75%	0	0%	39	63%
Total - ADR Closures	8		16		8		62	
Resolved Case Total	12	20%	332	81%	53	17%	479	67%
Unable to Investigate / Other Closures	Count	% of Total	Count	% of Total	Count	% of Total	Count	% of Total
Complaint withdrawn	10	20%	14	18%	49	18%	42	18%
Unable to Investigate	34	69%	49	61%	153	58%	153	64%
Closed - Pending Litigation	5	10%	11	14%	62	23%	36	15%
Miscellaneous	0	0%	6	8%	0	0%	7	3%
Administrative closure*	0	0%	0	0%	1	0%	0	0%
Total - Other Case Dispositions	49		80		265		238	
Total - Closed Cases	61		412		318		717	

*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 14% for the month of February 2022, and the allegation substantiation rate is 16% year-to-date.

Figure 24: Disposition of Allegations (2021 vs 2022)

	Feb 2021		Feb 2022		YTD 2021		YTD 2022	
	Count	%of Total	Count	%of Total	Count	%of Total	Count	%of Total
Fully Investigated Allegations								
Substantiated	3	60%	237	14%	43	27%	359	16%
Unable to Determine	1	20%	422	25%	34	22%	569	25%
Unfounded	0	0%	164	10%	13	8%	246	11%
Within NYPD Guidelines	0	0%	580	35%	49	31%	791	35%
MOS Unidentified	1	20%	278	17%	18	11%	322	14%
Total - Full Investigations	5		1681		157		2287	
Mediation Closures	Count	%of Total	Count	%of Total	Count	%of Total	Count	%of Total
Mediated	14	100%	8	14%	14	0%	68	34%
Mediation Attempted	0	0%	51	86%	0	0%	133	66%
Total - ADR Closures	14		59		14		201	
Unable to Investigate / Other Closures	Count	%of Total	Count	%of Total	Count	%of Total	Count	%of Total
Complaint withdrawn	41	25%	26	10%	123	16%	79	12%
Unable to Investigate	86	53%	110	44%	380	50%	380	57%
Closed - Pending Litigation	36	22%	30	12%	236	31%	113	17%
Miscellaneous	0	0%	84	34%	12	2%	99	15%
Administrative closure	0	0%	0	0%	3	0%	0	0%
Total - Other Case Dispositions	163		250		754		671	
Total - Closed Allegations	182		2115		925		3333	

Figure 25: Disposition of Allegations By FADO Category (February 2022)

	Substantiated	Unable to Determine	Within NYPD Guidelines	Unfounded	Officers Unidentified	Total
Force	50 12%	90 22%	152 37%	39 10%	79 19%	410 100%
Abuse of Authority	130 12%	266 26%	393 38%	102 10%	152 15%	1043 100%
Discourtesy	45 26%	45 26%	33 19%	16 9%	36 21%	175 100%
Offensive Language	4 10%	18 43%	2 5%	7 17%	11 26%	42 100%
Total	229 14%	419 25%	580 35%	164 10%	278 17%	1670 100%

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

	Substantiated	Unable to Determine	Within NYPD Guidelines	Unfounded	Officers Unidentified	Total
Force	66 12%	109 20%	209 38%	75 14%	94 17%	553 100%
Abuse of Authority	189 13%	382 27%	537 38%	138 10%	172 12%	1418 100%
Discourtesy	81 32%	55 22%	43 17%	26 10%	45 18%	250 100%
Offensive Language	12 23%	20 38%	2 4%	7 13%	11 21%	52 100%
Total	348 15%	566 25%	791 35%	246 11%	322 14%	2273 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 27: Disposition of Untruthful Statement Allegations (February 2022)

Untruthful Statement Allegation	Substantiated		Within NYPD Guidelines		Unable to Determine		Unfounded		Administrative Closure		Other	
	Count	%	Count	%	Count	%	Count	%	Count	%	Count	%
False official statement	5	62.5%	0	0%	3	37.5%	0	0%	0	0%	0	0%
Misleading official statement	3	100%	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	8	72.7%	0	0%	3	27.3%	0	0%	0	0%	0	0%

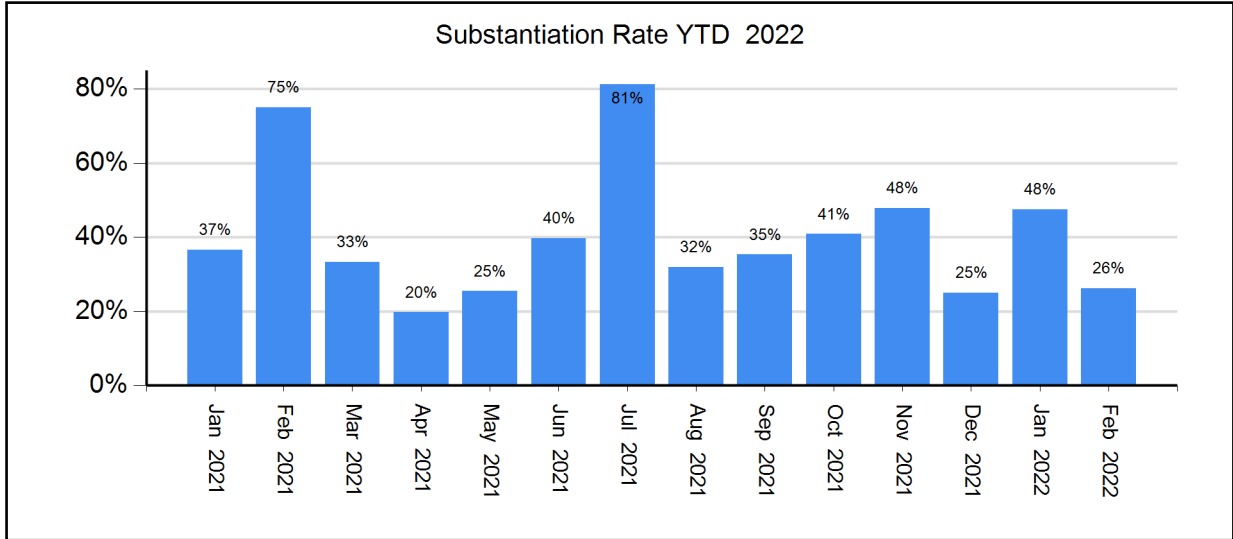
Figure 28: Disposition of Untruthful Statement Allegations (YTD 2022)

Untruthful Statement Allegation	Substantiated		Within NYPD Guidelines		Unable to Determine		Unfounded		Administrative Closure		Other	
	Count	%	Count	%	Count	%	Count	%	Count	%	Count	%
False official statement	7	70%	0	0%	3	30%	0	0%	0	0%	0	0%
Misleading official statement	4	100%	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	11	78.6%	0	0%	3	21.4%	0	0%	0	0%	0	0%

Substantiation Rates

The February 2022 case substantiation rate was 26%.

Figure 29: Percentage of Cases Substantiated (January 2021 - February 2022)

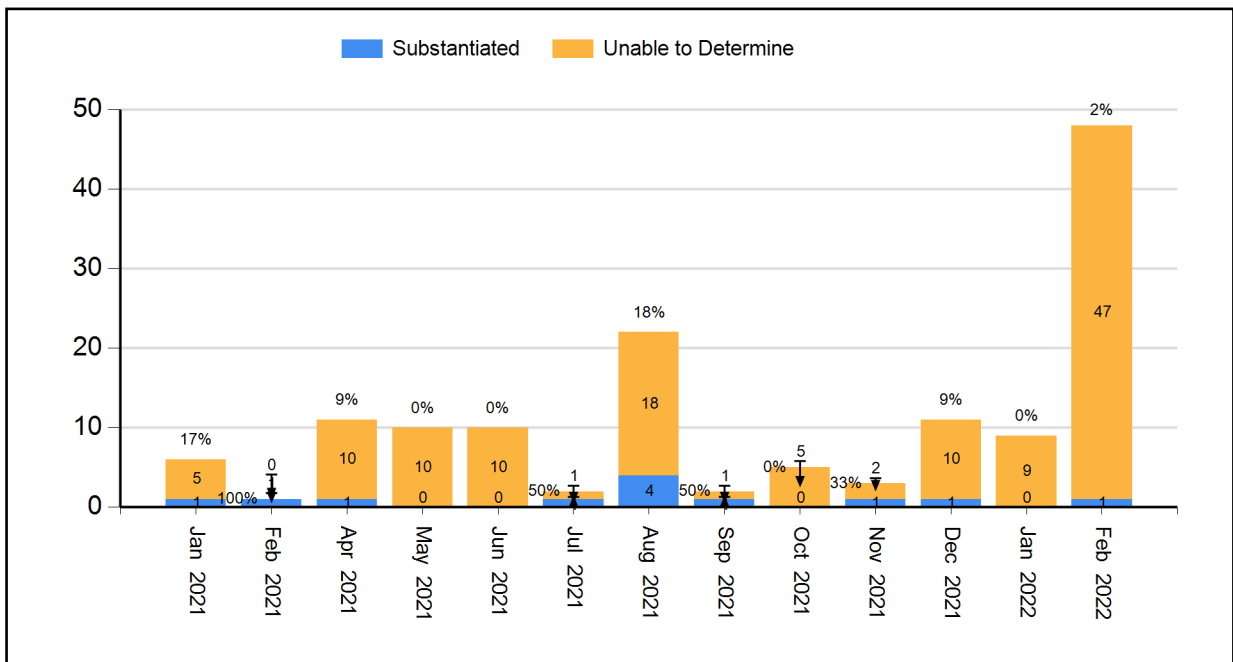


Due to the reconsideration process, counts are subject to change.

Substantiation Rates and Video

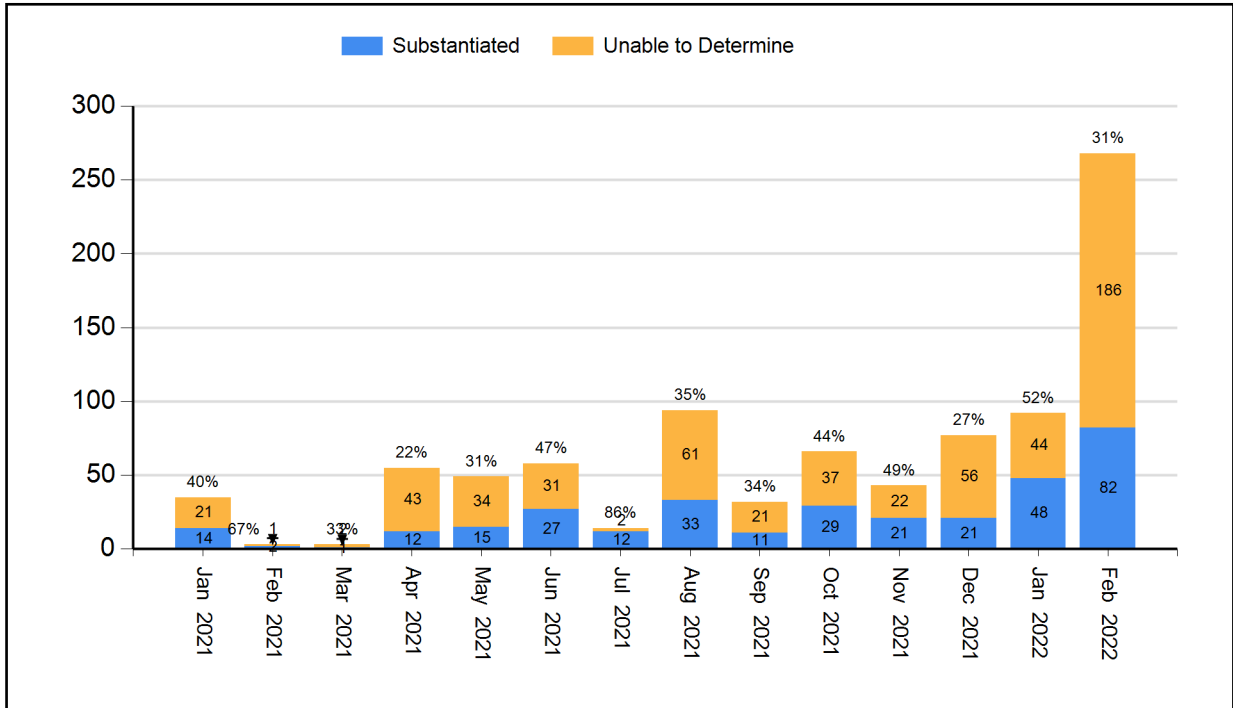
In general, investigations relying on video evidence result in much higher substantiation rates.

Figure 30: Substantiation Rates for Full Investigations without Video (Jan 2022 - Feb 2022) (% substantiated shown)



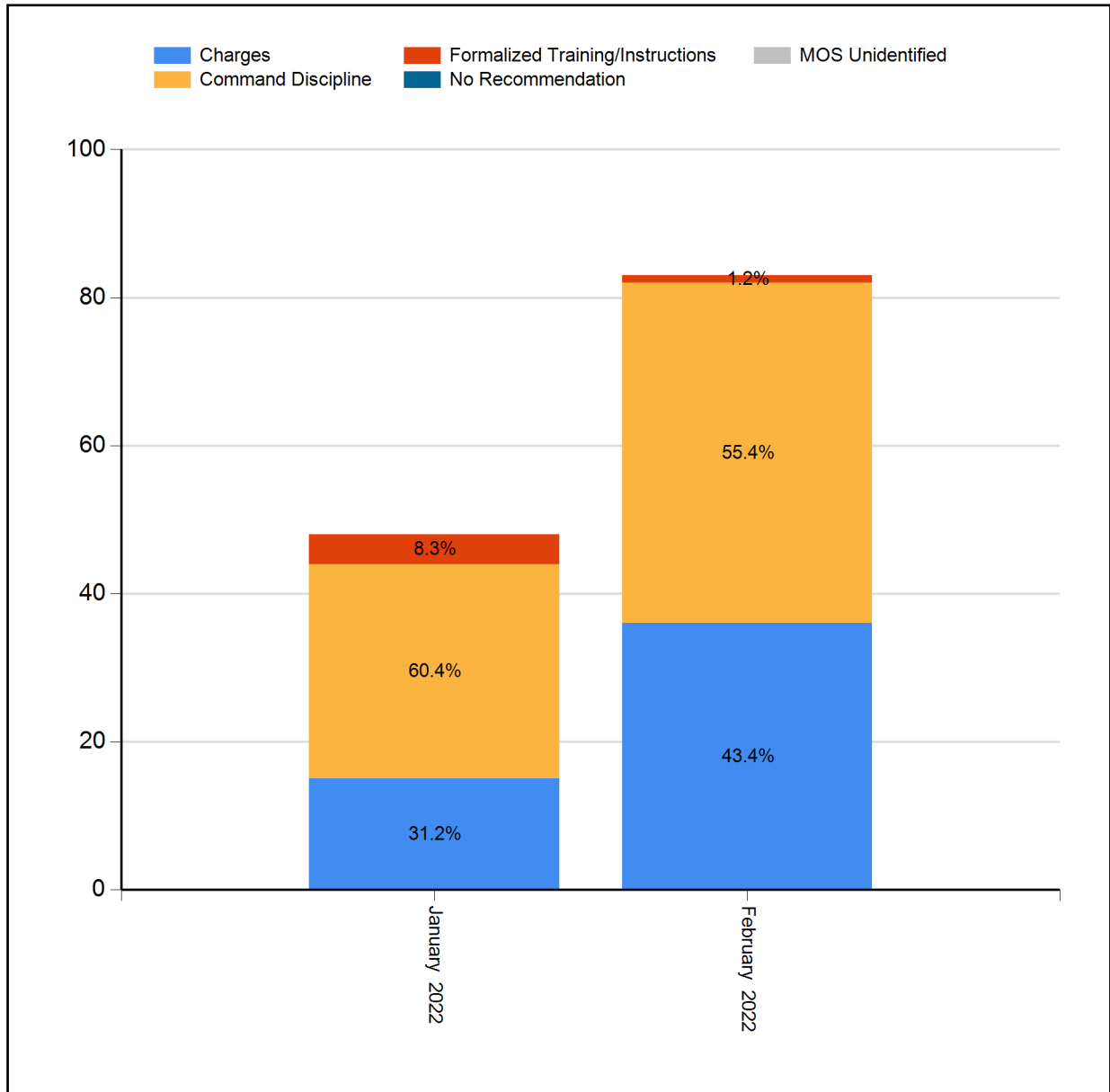
Due to the reconsideration process, counts are subject to change.

**Figure 31: Substantiation Rates for Full Investigations with Video (Jan 2022 - Feb 2022)
(% substantiated shown)**



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

Figure 32: 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 33: Board Discipline Recommendations for Officers with Substantiated Allegations
(Feb 2021, Feb 2022, YTD 2021, YTD 2022)**

Disposition	February 2021		February 2022		YTD 2021		YTD 2022	
	Count	%	Count	%	Count	%	Count	%
Charges	3	100%	51	36%	4	17%	69	33%
Command Discipline B	0	0%	34	24%	2	8%	47	22%
Command Discipline A	0	0%	51	36%	7	29%	83	39%
Formalized Training	0	0%	7	5%	6	25%	12	6%
Instructions	0	0%	0	0%	5	21%	0	0%
Total	3		143		24		211	

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 34: Substantiated Allegations By Borough and NYPD Precinct (February 2022)

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

Board Disposition	FADO Category	Allegation	Precinct of Occurrence	Borough of Occurrence
Substantiated (Command Discipline A)	Abuse of Authority	Refusal to provide shield number		Staten Island
Substantiated (Command Discipline A)	Abuse of Authority	Failure to provide RTKA card	1	Manhattan
Substantiated (Command Discipline A)	Abuse of Authority	Failure to provide RTKA card	1	Manhattan
Substantiated (Command Discipline A)	Abuse of Authority	Failure to provide RTKA card	1	Manhattan
Substantiated (Charges)	Force	Nightstick as club (incl asp & baton)	1	Manhattan
Substantiated (Charges)	Force	Nightstick as club (incl asp & baton)	1	Manhattan
Substantiated (Charges)	Force	Nightstick as club (incl asp & baton)	1	Manhattan
Substantiated (Command Discipline B)	Abuse of Authority	Refusal to provide name	6	Manhattan
Substantiated (Command Discipline B)	Abuse of Authority	Refusal to provide shield number	6	Manhattan
Substantiated (Charges)	Force	Pepper spray	7	Manhattan
Substantiated (Charges)	Force	Pepper spray	7	Manhattan
Substantiated (Charges)	Force	Pepper spray	7	Manhattan
Substantiated (Charges)	Force	Pepper spray	7	Manhattan
Substantiated (Charges)	Force	Pepper spray	7	Manhattan
Substantiated (Charges)	Force	Nonlethal restraining device	7	Manhattan
Substantiated (Charges)	Force	Restricted Breathing	7	Manhattan
Substantiated (Command Discipline B)	Abuse of Authority	Vehicle stop	10	Manhattan
Substantiated (Charges)	Abuse of Authority	Interference with recording	10	Manhattan
Substantiated (Charges)	Discourtesy	Word	10	Manhattan
Substantiated (Charges)	Discourtesy	Word	10	Manhattan
Substantiated (Command Discipline B)	Discourtesy	Word	10	Manhattan
Substantiated (Charges)	Abuse of Authority	Threat of force (verbal or physical)	18	Manhattan
Substantiated (Charges)	Abuse of Authority	Retaliatory summons	18	Manhattan
Substantiated (Command Discipline A)	Abuse of Authority	Threat re: removal to hospital	18	Manhattan
Substantiated (Command Discipline B)	Force	Physical force	19	Manhattan
Substantiated (Charges)	Discourtesy	Word	20	Manhattan
Substantiated (Charges)	Discourtesy	Word	20	Manhattan
Substantiated (Charges)	Discourtesy	Action	20	Manhattan
Substantiated (Charges)	Force	Restricted Breathing	20	Manhattan
Substantiated (Command Discipline B)	Discourtesy	Word	23	Manhattan
Substantiated (Command Discipline B)	Discourtesy	Word	23	Manhattan
Substantiated (Charges)	Abuse of Authority	Threat to damage/seize property	24	Manhattan
Substantiated (Charges)	Abuse of Authority	Threat to damage/seize property	24	Manhattan
Substantiated (Charges)	Abuse of Authority	Threat to damage/seize property	24	Manhattan
Substantiated (Command Discipline B)	Abuse of Authority	Other	24	Manhattan
Substantiated (Charges)	Abuse of Authority	Stop	24	Manhattan
Substantiated (Charges)	Abuse of Authority	Stop	24	Manhattan
Substantiated (Charges)	Abuse of Authority	Stop	24	Manhattan
Substantiated (Charges)	Abuse of Authority	Failure to provide RTKA card	24	Manhattan
Substantiated (Charges)	Abuse of Authority	Failure to provide RTKA card	24	Manhattan
Substantiated (Charges)	Abuse of Authority	Failure to provide RTKA card	24	Manhattan
Substantiated (Charges)	Discourtesy	Word	24	Manhattan
Substantiated (Charges)	Force	Physical force	24	Manhattan
Substantiated (Charges)	Force	Restricted Breathing	24	Manhattan
Substantiated (Command Discipline A)	Discourtesy	Action	26	Manhattan
Substantiated (Command Discipline A)	Discourtesy	Word	28	Manhattan
Substantiated (Formalized Training)	Force	Pepper spray	28	Manhattan
Substantiated (Command Discipline B)	Force	Physical force	28	Manhattan

Board Disposition	FADO Category	Allegation	Precinct of Occurrence	Borough of Occurrence
Substantiated (Formalized Training)	Force	Nonlethal restraining device	28	Manhattan
Substantiated (Command Discipline A)	Abuse of Authority	Failure to provide RTKA card	30	Manhattan
Substantiated (Charges)	Offensive Language	Gender Identity	32	Manhattan
Substantiated (Command Discipline A)	Discourtesy	Word	34	Manhattan
Substantiated (Command Discipline A)	Discourtesy	Word	34	Manhattan
Substantiated (Charges)	Abuse of Authority	Vehicle search	40	Bronx
Substantiated (Charges)	Abuse of Authority	Property damaged	40	Bronx
Substantiated (Charges)	Abuse of Authority	Property damaged	40	Bronx
Substantiated (Charges)	Abuse of Authority	Property damaged	40	Bronx
Substantiated (Charges)	Abuse of Authority	Property damaged	40	Bronx
Substantiated (Charges)	Abuse of Authority	Interference with recording	40	Bronx
Substantiated (Charges)	Abuse of Authority	Search of recording device	40	Bronx
Substantiated (Charges)	Abuse of Authority	Electronic device information deletion	40	Bronx
Substantiated (Charges)	Abuse of Authority	Refusal to provide shield number	40	Bronx
Substantiated (Charges)	Abuse of Authority	Failure to provide RTKA card	40	Bronx
Substantiated (Charges)	Abuse of Authority	Failure to provide RTKA card	40	Bronx
Substantiated (Charges)	Abuse of Authority	Failure to provide RTKA card	40	Bronx
Substantiated (Command Discipline A)	Abuse of Authority	Failure to provide RTKA card	40	Bronx
Substantiated (Command Discipline A)	Abuse of Authority	Failure to provide RTKA card	40	Bronx
Substantiated (Charges)	Discourtesy	Word	40	Bronx
Substantiated (Command Discipline A)	Discourtesy	Word	40	Bronx
Substantiated (Charges)	Discourtesy	Action	40	Bronx
Substantiated (Charges)	Force	Nightstick as club (incl asp & baton)	40	Bronx
Substantiated (Charges)	Force	Nightstick as club (incl asp & baton)	40	Bronx
Substantiated (Charges)	Force	Nightstick as club (incl asp & baton)	40	Bronx
Substantiated (Charges)	Force	Nightstick as club (incl asp & baton)	40	Bronx
Substantiated (Charges)	Force	Nightstick as club (incl asp & baton)	40	Bronx
Substantiated (Charges)	Force	Hit against inanimate object	40	Bronx
Substantiated (Charges)	Force	Hit against inanimate object	40	Bronx
Substantiated (Charges)	Force	Pepper spray	40	Bronx
Substantiated (Charges)	Force	Pepper spray	40	Bronx
Substantiated (Charges)	Force	Pepper spray	40	Bronx
Substantiated (Charges)	Force	Pepper spray	40	Bronx
Substantiated (Charges)	Untruthful Statement	False official statement	40	Bronx
Substantiated (Command Discipline A)	Abuse of Authority	Stop	42	Bronx
Substantiated (Command Discipline A)	Discourtesy	Word	43	Bronx
Substantiated (Charges)	Untruthful Statement	Misleading official statement	43	Bronx
Substantiated (Charges)	Abuse of Authority	Entry of Premises	44	Bronx
Substantiated (Charges)	Abuse of Authority	Strip-searched	44	Bronx
Substantiated (Charges)	Abuse of Authority	Strip-searched	44	Bronx
Substantiated (Command Discipline B)	Abuse of Authority	Threat of force (verbal or physical)	44	Bronx
Substantiated (Charges)	Abuse of Authority	Property damaged	44	Bronx
Substantiated (Command Discipline B)	Abuse of Authority	Refusal to process civilian complaint	44	Bronx
Substantiated (Command Discipline B)	Abuse of Authority	Failure to provide RTKA card	44	Bronx
Substantiated (Command Discipline B)	Abuse of Authority	Failure to provide RTKA card	44	Bronx
Substantiated (Command Discipline B)	Abuse of Authority	Failure to provide RTKA card	44	Bronx
Substantiated (Command Discipline B)	Abuse of Authority	Failure to provide RTKA card	44	Bronx
Substantiated (Command Discipline B)	Abuse of Authority	Failure to provide RTKA card	44	Bronx
Substantiated (Command Discipline B)	Abuse of Authority	Failure to provide RTKA card	44	Bronx
Substantiated (Command Discipline B)	Abuse of Authority	Unlawful Arrest	44	Bronx
Substantiated (Command Discipline B)	Discourtesy	Word	44	Bronx

Board Disposition	FADO Category	Allegation	Precinct of Occurrence	Borough of Occurrence
Substantiated (Charges)	Discourtesy	Word	44	Bronx
Substantiated (Charges)	Discourtesy	Word	44	Bronx
Substantiated (Charges)	Force	Physical force	44	Bronx
Substantiated (Charges)	Force	Physical force	44	Bronx
Substantiated (Command Discipline A)	Abuse of Authority	Refusal to provide shield number	46	Bronx
Substantiated (Command Discipline A)	Abuse of Authority	Refusal to provide shield number	46	Bronx
Substantiated (Command Discipline B)	Abuse of Authority	Threat of force (verbal or physical)	47	Bronx
Substantiated (Command Discipline B)	Abuse of Authority	Threat of force (verbal or physical)	47	Bronx
Substantiated (Command Discipline B)	Abuse of Authority	Search (of person)	47	Bronx
Substantiated (Command Discipline B)	Abuse of Authority	Search (of person)	47	Bronx
Substantiated (Charges)	Force	Hit against inanimate object	47	Bronx
Substantiated (Command Discipline A)	Abuse of Authority	Forcible Removal to Hospital	49	Bronx
Substantiated (Command Discipline B)	Abuse of Authority	Search (of person)	50	Bronx
Substantiated (Command Discipline B)	Abuse of Authority	Failure to provide RTKA card	50	Bronx
Substantiated (Command Discipline A)	Discourtesy	Word	60	Brooklyn
Substantiated (Charges)	Abuse of Authority	Vehicle search	67	Brooklyn
Substantiated (Command Discipline B)	Abuse of Authority	Threat of arrest	67	Brooklyn
Substantiated (Charges)	Abuse of Authority	Refusal to process civilian complaint	67	Brooklyn
Substantiated (Charges)	Abuse of Authority	Refusal to provide name	67	Brooklyn
Substantiated (Charges)	Abuse of Authority	Refusal to provide name	67	Brooklyn
Substantiated (Charges)	Abuse of Authority	Refusal to provide name	67	Brooklyn
Substantiated (Charges)	Abuse of Authority	Refusal to provide shield number	67	Brooklyn
Substantiated (Charges)	Abuse of Authority	Refusal to provide shield number	67	Brooklyn
Substantiated (Command Discipline B)	Force	Pepper spray	67	Brooklyn
Substantiated (Command Discipline B)	Force	Pepper spray	67	Brooklyn
Substantiated (Charges)	Abuse of Authority	Threat of arrest	68	Brooklyn
Substantiated (Charges)	Abuse of Authority	Threat of arrest	68	Brooklyn
Substantiated (Charges)	Abuse of Authority	Threat of arrest	68	Brooklyn
Substantiated (Charges)	Abuse of Authority	Threat of arrest	68	Brooklyn
Substantiated (Charges)	Discourtesy	Word	68	Brooklyn
Substantiated (Charges)	Discourtesy	Word	68	Brooklyn
Substantiated (Charges)	Discourtesy	Word	68	Brooklyn
Substantiated (Command Discipline A)	Abuse of Authority	Failure to provide RTKA card	70	Brooklyn
Substantiated (Charges)	Force	Pepper spray	70	Brooklyn
Substantiated (Charges)	Force	Pepper spray	70	Brooklyn
Substantiated (Charges)	Abuse of Authority	Sexual Misconduct (Sexual Humiliation)	71	Brooklyn
Substantiated (Charges)	Discourtesy	Word	71	Brooklyn
Substantiated (Command Discipline A)	Abuse of Authority	Vehicle search	72	Brooklyn
Substantiated (Charges)	Abuse of Authority	Entry of Premises	73	Brooklyn
Substantiated (Charges)	Abuse of Authority	Property damaged	73	Brooklyn
Substantiated (Charges)	Discourtesy	Word	73	Brooklyn
Substantiated (Charges)	Discourtesy	Word	73	Brooklyn
Substantiated (Command Discipline A)	Discourtesy	Word	73	Brooklyn
Substantiated (Charges)	Force	Chokehold	73	Brooklyn
Substantiated (Charges)	Force	Physical force	73	Brooklyn
Substantiated (Charges)	Force	Physical force	73	Brooklyn
Substantiated (Charges)	Force	Physical force	73	Brooklyn
Substantiated (Command Discipline B)	Abuse of Authority	Refusal to process civilian complaint	75	Brooklyn
Substantiated (Charges)	Abuse of Authority	Frisk	75	Brooklyn
Substantiated (Charges)	Abuse of Authority	Search (of person)	75	Brooklyn
Substantiated (Charges)	Abuse of Authority	Failure to provide RTKA card	75	Brooklyn

Board Disposition	FADO Category	Allegation	Precinct of Occurrence	Borough of Occurrence
Substantiated (Charges)	Abuse of Authority	Failure to provide RTKA card	75	Brooklyn
Substantiated (Charges)	Discourtesy	Word	75	Brooklyn
Substantiated (Charges)	Discourtesy	Word	75	Brooklyn
Substantiated (Charges)	Abuse of Authority	Retaliatory summons	77	Brooklyn
Substantiated (Command Discipline A)	Abuse of Authority	Failure to provide RTKA card	77	Brooklyn
Substantiated (Command Discipline A)	Abuse of Authority	Failure to provide RTKA card	77	Brooklyn
Substantiated (Command Discipline A)	Abuse of Authority	Failure to provide RTKA card	77	Brooklyn
Substantiated (Command Discipline A)	Abuse of Authority	Failure to provide RTKA card	77	Brooklyn
Substantiated (Command Discipline A)	Abuse of Authority	Failure to provide RTKA card	77	Brooklyn
Substantiated (Command Discipline A)	Discourtesy	Word	77	Brooklyn
Substantiated (Command Discipline A)	Discourtesy	Action	78	Brooklyn
Substantiated (Command Discipline B)	Force	Pepper spray	78	Brooklyn
Substantiated (Command Discipline B)	Force	Pepper spray	78	Brooklyn
Substantiated (Command Discipline A)	Abuse of Authority	Failure to provide RTKA card	79	Brooklyn
Substantiated (Command Discipline A)	Discourtesy	Word	79	Brooklyn
Substantiated (Charges)	Abuse of Authority	Strip-searched	83	Brooklyn
Substantiated (Charges)	Abuse of Authority	Strip-searched	83	Brooklyn
Substantiated (Charges)	Abuse of Authority	Threat of force (verbal or physical)	83	Brooklyn
Substantiated (Charges)	Abuse of Authority	Threat of force (verbal or physical)	83	Brooklyn
Substantiated (Command Discipline B)	Abuse of Authority	Threat of force (verbal or physical)	83	Brooklyn
Substantiated (Charges)	Abuse of Authority	Threat of force (verbal or physical)	83	Brooklyn
Substantiated (Command Discipline B)	Abuse of Authority	Refusal to process civilian complaint	83	Brooklyn
Substantiated (Charges)	Abuse of Authority	Body Cavity Searches	83	Brooklyn
Substantiated (Charges)	Abuse of Authority	Unlawful Arrest	83	Brooklyn
Substantiated (Charges)	Abuse of Authority	Unlawful Arrest	83	Brooklyn
Substantiated (Charges)	Abuse of Authority	Unlawful Arrest	83	Brooklyn
Substantiated (Charges)	Discourtesy	Word	83	Brooklyn
Substantiated (Charges)	Discourtesy	Word	83	Brooklyn
Substantiated (Charges)	Discourtesy	Word	83	Brooklyn
Substantiated (Command Discipline B)	Discourtesy	Word	83	Brooklyn
Substantiated (Charges)	Discourtesy	Word	83	Brooklyn
Substantiated (Command Discipline B)	Discourtesy	Word	83	Brooklyn
Substantiated (Charges)	Discourtesy	Action	83	Brooklyn
Substantiated (Charges)	Force	Physical force	83	Brooklyn
Substantiated (Charges)	Untruthful Statement	False official statement	83	Brooklyn
Substantiated (Charges)	Untruthful Statement	Misleading official statement	83	Brooklyn
Substantiated (Command Discipline A)	Abuse of Authority	Refusal to provide name	84	Brooklyn
Substantiated (Command Discipline A)	Abuse of Authority	Refusal to provide name	84	Brooklyn
Substantiated (Charges)	Force	Chokehold	84	Brooklyn
Substantiated (Charges)	Force	Physical force	84	Brooklyn
Substantiated (Charges)	Force	Less Than Lethal Force/Device	84	Brooklyn
Substantiated (Charges)	Untruthful Statement	False official statement	84	Brooklyn
Substantiated (Charges)	Untruthful Statement	False official statement	84	Brooklyn
Substantiated (Command Discipline B)	Abuse of Authority	Vehicle search	101	Queens
Substantiated (Command Discipline B)	Abuse of Authority	Vehicle search	101	Queens
Substantiated (Charges)	Abuse of Authority	Refusal to process civilian complaint	101	Queens
Substantiated (Charges)	Abuse of Authority	Refusal to process civilian complaint	101	Queens
Substantiated (Charges)	Abuse of Authority	Failure to provide RTKA card	101	Queens
Substantiated (Charges)	Abuse of Authority	Failure to provide RTKA card	101	Queens
Substantiated (Command Discipline B)	Force	Physical force	101	Queens
Substantiated (Command Discipline B)	Force	Physical force	101	Queens

Board Disposition	FADO Category	Allegation	Precinct of Occurrence	Borough of Occurrence
Substantiated (Charges)	Untruthful Statement	Misleading official statement	101	Queens
Substantiated (Command Discipline A)	Abuse of Authority	Failure to provide RTKA card	103	Queens
Substantiated (Command Discipline A)	Abuse of Authority	Failure to provide RTKA card	103	Queens
Substantiated (Command Discipline A)	Abuse of Authority	Search (of person)	105	Queens
Substantiated (Command Discipline A)	Abuse of Authority	Search (of person)	105	Queens
Substantiated (Command Discipline B)	Abuse of Authority	Threat re: removal to hospital	105	Queens
Substantiated (Charges)	Force	Chokehold	106	Queens
Substantiated (Charges)	Force	Restricted Breathing	106	Queens
Substantiated (Charges)	Abuse of Authority	Forcible Removal to Hospital	109	Queens
Substantiated (Charges)	Discourtesy	Word	109	Queens
Substantiated (Charges)	Untruthful Statement	False official statement	109	Queens
Substantiated (Command Discipline A)	Abuse of Authority	Search (of person)	112	Queens
Substantiated (Command Discipline A)	Abuse of Authority	Refusal to provide shield number	112	Queens
Substantiated (Command Discipline A)	Abuse of Authority	Refusal to provide shield number	112	Queens
Substantiated (Command Discipline A)	Abuse of Authority	Refusal to provide shield number	112	Queens
Substantiated (Command Discipline A)	Abuse of Authority	Refusal to provide shield number	112	Queens
Substantiated (Command Discipline A)	Abuse of Authority	Refusal to provide shield number	112	Queens
Substantiated (Command Discipline A)	Abuse of Authority	Refusal to provide shield number	112	Queens
Substantiated (Command Discipline A)	Abuse of Authority	Refusal to provide shield number	112	Queens
Substantiated (Charges)	Abuse of Authority	Threat of force (verbal or physical)	113	Queens
Substantiated (Charges)	Abuse of Authority	Threat of force (verbal or physical)	113	Queens
Substantiated (Command Discipline B)	Abuse of Authority	Failure to provide RTKA card	113	Queens
Substantiated (Command Discipline B)	Abuse of Authority	Failure to provide RTKA card	113	Queens
Substantiated (Command Discipline B)	Abuse of Authority	Failure to provide RTKA card	113	Queens
Substantiated (Command Discipline B)	Abuse of Authority	Failure to provide RTKA card	113	Queens
Substantiated (Charges)	Discourtesy	Word	113	Queens
Substantiated (Charges)	Discourtesy	Word	113	Queens
Substantiated (Command Discipline B)	Force	Physical force	113	Queens
Substantiated (Charges)	Offensive Language	Other	113	Queens
Substantiated (Charges)	Offensive Language	Other	113	Queens
Substantiated (Charges)	Abuse of Authority	Threat of arrest	121	Staten Island
Substantiated (Charges)	Abuse of Authority	Retaliatory summons	121	Staten Island
Substantiated (Charges)	Abuse of Authority	Failure to provide RTKA card	121	Staten Island
Substantiated (Charges)	Discourtesy	Word	121	Staten Island
Substantiated (Charges)	Discourtesy	Word	121	Staten Island
Substantiated (Charges)	Offensive Language	Other	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 35: Unable to Investigate and Withdrawn Allegations (February 2022)

	Withdrawn	Unable to Investigate	Total
OPMN	0	0	0
Untruthful Statement	0	0	0
Force	8	38	46
Abuse of Authority	13	57	70
Discourtesy	5	9	14
Offensive Language	0	6	6
Total	26	110	136

Figure 36: Unable to Investigate and Withdrawn CCRB Complaints (February 2022)

	Withdrawn	Unable to Investigate	Total
Total	14	49	63

Figure 37: Unable to Investigate and Withdrawn Allegations (YTD 2022)

	Withdrawn	Unable to Investigate	Total
OPMN	0	0	0
Untruthful Statement	0	0	0
Force	26	112	138
Abuse of Authority	38	213	251
Discourtesy	14	40	54
Offensive Language	1	15	16
Total	79	380	459

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

	Withdrawn	Unable to Investigate	Total
Total	42	153	195

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 39: PSA Complaints Closed as % of Total Complaints Closed

	Feb 2021	Feb 2022	YTD 2021	YTD 2022
PSA Complaints	1	32	10	48
Total Complaints	61	412	318	717
PSA Complaints as % of Total	1.6%	7.8%	3.1%	6.7%

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 40: Closed Complaints Against Officers Assigned to a PSA

	Feb 2021	Feb 2022	YTD 2021	YTD 2022
PSA 1	0	4	0	7
PSA 2	0	10	6	13
PSA 3	0	12	2	17
PSA 4	0	2	0	3
PSA 5	0	11	0	15
PSA 6	0	2	0	3
PSA 7	4	24	12	24
PSA 8	0	1	0	4
PSA 9	0	0	0	7
Total	4	66	20	93

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 41: Closed Allegations Against Officers Assigned to a PSA by FADO Type

	Feb 2021		Feb 2022		YTD 2021		YTD 2022	
	Count	% of Total	Count	% of Total	Count	% of Total	Count	% of Total
Untruthful Statement (U)	0	0%	2	2%	0	0%	3	3%
Force (F)	0	0%	23	28%	10	40%	34	29%
Abuse of Authority (A)	3	75%	44	53%	13	52%	61	52%
Discourtesy (D)	1	25%	11	13%	2	8%	14	12%
Offensive Language (O)	0	0%	3	4%	0	0%	5	4%
Total	4	100%	83	100%	25	100%	117	100%

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 42: Disposition of PSA Officers (2021 vs 2022)

	Feb 2021		Feb 2022		YTD 2021		YTD 2022	
	Count	%of Total	Count	%of Total	Count	%of Total	Count	%of Total
Full Investigations								
Substantiated	0	0%	14	30%	0	0%	18	31%
Within NYPD Guidelines	0	0%	11	23%	3	75%	17	29%
Unfounded	0	0%	6	13%	0	0%	8	14%
Unable to Determine	0	0%	16	34%	1	25%	16	27%
MOS Unidentified	0	0%	0	0%	0	0%	0	0%
Total - Full Investigations	0		47		4		59	
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%	4	100%	0	0%	11	85%
Total - ADR Closures	0		4		0		13	
Resolved Case Total	0	0%	51	77%	4	20%	72	77%
Unable to Investigate / Other Closures	Count	%of Total	Count	%of Total	Count	%of Total	Count	%of Total
Complaint withdrawn	0	0%	0	0%	0	0%	1	6%
Unable to Investigate	4	100%	9	82%	9	56%	13	76%
Closed - Pending Litigation	0	0%	0	0%	7	44%	0	0%
Miscellaneous	0	0%	2	18%	0	0%	3	18%
Administrative closure*	0	0%	0	0%	0	0%	0	0%
Total - Other Case Dispositions	4		11		16		17	
Total - Closed Cases	4		66		20		93	

*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 February and this year.

Figure 43: Mediated Complaints Closed

	February 2022			YTD 2022		
	Mediated	Mediation Attempted	Total	Mediated	Mediation Attempted	Total
Mediated Complaints	4	12	16	23	39	62

Figure 44: Mediated FADO Allegations Closed

	February 2022			YTD 2022		
	Mediated	Mediation Attempted	Total	Mediated	Mediation Attempted	Total
Force	1	4	5	2	19	21
Abuse of Authority	4	43	47	54	103	157
Discourtesy	3	4	7	12	9	21
Offensive Language	0	0	0	0	2	2
Untruthful Statement	0	0	0	0	0	0
OPMN	0	0	0	0	0	0
Total	8	51	59	68	133	201

Figure 45: Mediated Complaints By Borough (February 2022)

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

Figure 46: Mediated Allegations By Borough (February 2022)

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

**Figure 47: Mediated Complaints By Precinct
(Feb 2022 - YTD 2022)**

Precinct	Feb 2022	YTD 2022	Precinct	Feb 2022	YTD 2022
9	0	1	67	0	1
25	0	1	68	0	1
40	0	1	69	0	1
42	0	1	71	0	1
43	0	1	75	1	1
44	1	1	84	0	1
47	0	1	90	0	1
49	0	2	103	1	2
52	0	1	109	0	2
			113	1	2

**Figure 48: Mediated Allegations By Precinct
(Feb 2022 - YTD 2022)**

Precinct	Feb 2022	YTD 2022	Precinct	Feb 2022	YTD 2022
9	0	2	67	0	3
25	0	9	68	0	3
40	0	2	69	0	5
42	0	1	71	0	1
43	0	3	75	2	2
44	1	1	84	0	3
47	0	3	90	0	2
49	0	12	103	4	5
52	0	2	109	0	7
			113	1	2

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 49: Administrative Prosecution Unit Case Closures

Disposition Category	Prosecution Disposition	Feb 2022	YTD 2022
Disciplinary Action	Not guilty after trial but Discipline Imposed	0	0
	Guilty after trial	0	0
	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	1
	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	1	1
No Disciplinary Action	Not guilty after trial	0	0
	Trial verdict reversed by PC, Final verdict Not Guilty	0	0
	Plea set aside, Without discipline	0	0
	**Retained, without discipline	0	0
	Dismissed by APU	0	0
	SOL Expired in APU	0	0
	No Disciplinary Action Total	0	0
Not Adjudicated	Charges not served	0	0
	Deceased	0	0
	Other	0	0
	***Previously adjudicated, with discipline	0	0
	***Previously adjudicated, without discipline	0	0
	†Reconsidered by CCRB Board	0	0
	Retired	0	0
	SOL Expired prior to APU	0	0
	Not Adjudicated Total	0	0
Total Closures	1	1	

*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 50: NYPD Discipline Imposed for Adjudicated APU Cases

Discipline*	February 2022	YTD 2022
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	1	1
Suspension for or loss of vacation time of 1 to 10 days	0	0
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	1	1
No Disciplinary Action†	0	0
Adjudicated Total	1	1
Discipline Rate	100%	100%
Not Adjudicated† Total	0	0
Total Closures	1	1

*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.

Figure 51: NYPD Discipline Imposed for Non-APU Cases

Disposition	Disposition Type*	January 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	2	2
	Command Discipline B	1	1
	Command Discipline A	6	6
	Formalized Training**	1	1
	Instructions***	0	0
	Warned & admonished/Reprimanded	0	0
	Total	10	10
No Disciplinary Action	Not Guilty †	1	1
	Filed ††	0	0
	SOL Expired	0	0
	Department Unable to Prosecute†††	10	10
	Total	11	11
	Discipline Rate	48%	48%
	DUP Rate	48%	48%

*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."

Figure 52: NYPD Discipline Imposed for Allegations - Non-APU Cases (January 2022)

Board Disposition	FADO Type	Allegation	Precinct	Borough	NYPD Discipline
Substantiated (Command Discipline A)	A	Refusal to provide shield number	5	Manhattan	Command Discipline A
Substantiated (Command Discipline B)	A	Retaliatory summons	18	Manhattan	Forfeit vacation
Substantiated (Command Discipline B)	A	Interference with recording	18	Manhattan	Forfeit vacation
Substantiated (Command Discipline A)	A	Interference with recording	18	Manhattan	No Discipline
Substantiated (Command Discipline B)	A	Entry of Premises	23	Manhattan	No Discipline
Substantiated (Command Discipline A)	A	Threat of force (verbal or physical)	25	Manhattan	No Discipline
Substantiated (Command Discipline A)	D	Word	25	Manhattan	No Discipline
Substantiated (Command Discipline A)	D	Word	25	Manhattan	No Discipline
Substantiated (Command Discipline A)	A	Seizure of property	32	Manhattan	No Discipline
Substantiated (Command Discipline A)	D	Action	44	Bronx	No Discipline
Substantiated (Command Discipline B)	A	Refusal to process civilian complaint	45	Bronx	No Discipline
Substantiated (Formalized Training)	A	Entry of Premises	46	Bronx	No Discipline
Substantiated (Formalized Training)	A	Entry of Premises	46	Bronx	No Discipline
Substantiated (Formalized Training)	A	Entry of Premises	46	Bronx	No Discipline
Substantiated (Formalized Training)	A	Entry of Premises	46	Bronx	No Discipline
Substantiated (Command Discipline A)	A	Threat of arrest	46	Bronx	No Discipline
Substantiated (Formalized Training)	A	Search of Premises	46	Bronx	No Discipline
Substantiated (Formalized Training)	A	Search of Premises	46	Bronx	No Discipline
Substantiated (Formalized Training)	A	Search of Premises	46	Bronx	No Discipline
Substantiated (Formalized Training)	A	Search of Premises	46	Bronx	No Discipline
Substantiated (Formalized Training)	A	Search of Premises	46	Bronx	No Discipline
Substantiated (Command Discipline B)	A	Refusal to process civilian complaint	52	Bronx	Forfeit vacation
Substantiated (Command Discipline A)	D	Word	60	Brooklyn	No Discipline
Substantiated (Command Discipline A)	A	Failure to provide RTKA card	60	Brooklyn	No Discipline
Substantiated (Command Discipline A)	D	Word	67	Brooklyn	No Discipline
Substantiated (Command Discipline A)	F	Physical force	71	Brooklyn	Command Discipline A
Substantiated (Command Discipline A)	A	Search of Premises	72	Brooklyn	No Discipline
Substantiated (Command Discipline A)	A	Frisk	73	Brooklyn	Command Discipline A
Substantiated (Command Discipline A)	A	Refusal to process civilian complaint	75	Brooklyn	Command Discipline A
Substantiated (Command Discipline A)	A	Refusal to obtain medical treatment	90	Brooklyn	Command Discipline A
Substantiated (Command Discipline A)	D	Word	90	Brooklyn	Command Discipline A
Substantiated (Formalized Training)	A	Failure to provide RTKA card	103	Queens	Formalized Training

Board Disposition	FADO Type	Allegation	Precinct	Borough	NYPD Discipline
Substantiated (Command Discipline B)	A	Seizure of property	121	Staten Island	Command Discipline B

Figure 53: NYPD Discipline Imposed for Allegations - APU Adjudicated Cases (February 2022)

Board Disposition	FADO Type	Allegation	Precinct	Borough	NYPD Discipline
Substantiated (Charges)	A	Entry of Premises	34	Manhattan	Forfeit vacation 18 day(s)
Substantiated (Charges)	A	Entry of Premises	34	Manhattan	Forfeit vacation 18 day(s)
Substantiated (Charges)	A	Property damaged	34	Manhattan	Forfeit vacation 18 day(s)
Substantiated (Charges)	A	Property damaged	34	Manhattan	Forfeit vacation 18 day(s)
Substantiated (Charges)	A	Seizure of property	34	Manhattan	Forfeit vacation 18 day(s)
Substantiated (Charges)	A	Frisk	34	Manhattan	Forfeit vacation 18 day(s)
Substantiated (Charges)	A	Frisk	34	Manhattan	Forfeit vacation 18 day(s)
Substantiated (Charges)	A	Search (of person)	34	Manhattan	Forfeit vacation 18 day(s)
Substantiated (Charges)	A	Stop	34	Manhattan	Forfeit vacation 18 day(s)
Substantiated (Charges)	A	Stop	34	Manhattan	Forfeit vacation 18 day(s)
Substantiated (Charges)	A	Search of Premises	34	Manhattan	Forfeit vacation 18 day(s)
Substantiated (Charges)	A	Search of Premises	34	Manhattan	Forfeit vacation 18 day(s)