



OFFICE OF PROFESSIONAL ACCOUNTABILITY

Closed Case Summary

Complaint Number OPA#2015-1155

Issued Date: 03/11/2016

Named Employee #1	
Allegation #1	<u>Seattle Police Department Manual</u> 5.001 (9) Professionalism (Policy that was issued 04/01/2015)
OPA Finding	Not Sustained (Training Referral)
Allegation #2	<u>Seattle Police Department Manual</u> 16.090 (6) In-Car Video System: Employees Will Log in and Perform a Systems Check (Policy that was issued 02/01/2015)
OPA Finding	Sustained
Allegation #3	<u>Seattle Police Department Manual</u> 16.090 (6) In-Car Video System: Employees Will Record Police Activity (Policy that was issued 02/01/2015)
OPA Finding	Sustained
Final Discipline	No discipline, employee no longer with the Department

INCIDENT SYNOPSIS

The named employee was working a traffic post at a special event.

COMPLAINT

The complainant reported that she drove down a closed road and was approached by the named employee. She alleged that the named employee acted “aggressively” in speaking to her about driving down the closed road. The named employee reportedly asked her if she wanted to impede his pursuit of murderers and rapists. The complainant reported that her children were also in the car at the time.

INVESTIGATION

The OPA investigation included the following actions:

1. Review of the complaint email
2. Interview of the complainant
3. Search for and review of all relevant records and other evidence
4. Interview of SPD employee

ANALYSIS AND CONCLUSION

The only known witnesses to this event (other than the complainant’s children) were the complainant and the named employee. The complainant provided a specific and detailed description of her interaction with the named employee. The named employee did not recall the interaction as described by the complainant, but did recall asking a driver to wait for him to remove the “Road Closed” sign. The complainant did not know who the officer was, received no citation or other negative consequence from the interaction and has no known reason for either being untruthful or incorrectly remembering her interaction with the named employee. The named employee at the time of this complaint was the subject of four other complaints that allege some form of rudeness, anger, verbal aggression or intimidating behavior. The named employee did not use the In-Car Video (ICV) system to record the interaction.

FINDINGS

Named Employee #1

Allegation #1

The evidence supports that the named employee should be provided with additional training. Therefore a finding of **Not Sustained** (Training Referral) was issued for *Professionalism*.

Allegation #2

The evidence showed that the named employee failed to perform a proper systems check of the In-Car Video system. Therefore a **Sustained** finding was issued for *In-Car Video System: Employees Will Log in and Perform a Systems Check*.

Allegation #3

The evidence showed that the named employee failed to record law enforcement activity. Therefore a **Sustained** finding was issued for *In-Car Video System: Employees Will Record Police Activity*.

Discipline imposed: No discipline, employee no longer with the Department

NOTE: The Seattle Police Department Manual policies cited for the allegation(s) made for this OPA Investigation are policies that were in effect during the time of the incident. The issued date of the policy is listed.