



OFFICE OF PROFESSIONAL ACCOUNTABILITY

Closed Case Summary

Complaint Number OPA#2016-0081

Issued Date: 07/26/2016

Named Employee #1	
Allegation #1	<u>Seattle Police Department Manual</u> 5.001 (5) Employees May Use Discretion (Policy that was issued 04/01/2015)
OPA Finding	Not Sustained (Lawful and Proper)
Final Discipline	N/A

Named Employee #2	
Allegation #1	<u>Seattle Police Department Manual</u> 5.001 (5) Employees May Use Discretion (Policy that was issued 04/01/2015)
OPA Finding	Not Sustained (Lawful and Proper)
Final Discipline	N/A

INCIDENT SYNOPSIS

The Named Employees responded to call where a female subject was reported to be in crisis. The Named Employee contacted the female subject and determined that she did not meet the criteria for an emergent detention, and therefore did not take further action.

COMPLAINT

The complainant alleged that the Named Employees did not take action to assist his sister who was in crisis.

INVESTIGATION

The OPA investigation included the following actions:

1. Review of the complaint
2. Review of In-Car Video (ICV)
3. Search for and review of all relevant records and other evidence
4. Interview of SPD employees

ANALYSIS AND CONCLUSION

Based on the preponderance of evidence from the OPA investigation, it is clear that both Named Employee #1 and Named Employee #2 appropriately applied sound judgment and reason based on their training and experience to the information they had available at the time to decide not to take the female subject into protective custody for an involuntary commitment. This was an appropriate and reasonable exercise of the discretion given to both Named Employees as SPD officers.

FINDINGS

Named Employee #1 and #2

Allegation #1

The evidence supports that Named Employee #1 and Named Employee #2 used appropriate and reasonable discretion. Therefore a finding of **Not Sustained** (Lawful and Proper) was issued for *Employees May Use Discretion*.

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.