



OFFICE OF PROFESSIONAL ACCOUNTABILITY

Closed Case Summary

Complaint Number OPA#2016-1072

Issued Date: 07/20/2017

Named Employee #1	
Allegation #1	<u>Seattle Police Department Manual</u> 5.001 (2) Standards and Duties: Employees Must Adhere to Laws, City Policy and Department Policy (Policy that was issued April 1, 2015)
OPA Finding	Not Sustained (Unfounded)
Allegation #2	<u>Seattle Police Department Manual</u> 5.120 (II. B.) Secondary Employment: Responsibilities: Sworn officers and sergeants can work no longer than 18 consecutive hours in a 24-hour period [...] (Policy that was issued March 19, 2014)
OPA Finding	Not Sustained (Inconclusive)
Final Discipline	N/A

INCIDENT SYNOPSIS

Officers responded to the Named Employee's residence to investigate a possible 'Domestic Violence (DV) in progress'.

COMPLAINT

It was alleged that the Named Employee may have engaged in possible DV, child abuse and violation of SPD secondary employment rules.

INVESTIGATION

The OPA investigation included the following actions:

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

ANALYSIS AND CONCLUSION

The preponderance of the evidence did not support the allegation that the Named Employee committed any of the alleged criminal acts for which he was investigated by the other police agency.

The OPA investigations showed that the Named Employee worked a significant number of hours in various secondary employment jobs over the past year. While the evidence strongly pointed to the possibility that the Named Employee worked more than 18 hours in a 24-hour period on more than one occasion, SPD's lax record-keeping and virtually non-existent management oversight of off-duty police work by its officers made it extremely difficult to identify and prove the precise times when the Named Employee worked more than 18 hours.

FINDINGS

Named Employee #1

Allegation #1

The preponderance of the evidence did not support this allegation. Therefore a finding of **Not Sustained** (Unfounded) was issued for *Standards and Duties: Employees Must Adhere to Laws, City Policy and Department Policy*.

Allegation #2

There was not a preponderance of the evidence either supporting or refuting the allegation. Therefore a finding of **Not Sustained** (Inconclusive) was issued for *Secondary Employment: Responsibilities: Sworn officers and sergeants can work no longer than 18 consecutive hours in a 24-hour period [...]*.

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.