



OFFICE OF PROFESSIONAL ACCOUNTABILITY

Closed Case Summary

Complaint Number OPA#2016-1165

Issued Date: 04/03/2017

Named Employee #1	
Allegation #1	<u>Seattle Police Department Manual</u> 16.090 (8) In-Car Video System: Once Recording Has Begun, Employees Shall Not Stop Recording Until the Event Has Concluded (Policy that was issued March 1, 2016)
OPA Finding	Not Sustained (Lawful and Proper)
Final Discipline	N/A

INCIDENT SYNOPSIS

The Named Employee responded to the same park three times during his shift.

COMPLAINT

During the Force Review Unit's review of an incident, a potential In-Car Video (ICV) violation by the Named Employee was discovered.

INVESTIGATION

The OPA investigation included the following actions:

1. Review of the complaint memo
2. Review of In-Car Videos (ICV)
3. Search for and review of all relevant records and other evidence
4. Review of s SPD employee statement

ANALYSIS AND CONCLUSION

The preponderance of the evidence showed that the Named Employee did not fail to record any portion of his police activity. What appeared to be an eleven-minute gap in ICV for his continuous activity associated with a single incident was actually two separate activities by the Named Employee associated with the same incident, but separated by a different and unrelated task in between. The OPA investigation showed that the Named Employee drove away from the scene, turned off the ICV and parked to talk with another officer on an unrelated matter. However, the Named Employee did not log off the call, so it appeared he was still engaged in police activity related to the same incident for the eleven minutes the Named Employee was talking with another officer. When the Named Employee was summoned back to the scene, he re-started his ICV to comply with policy.

FINDINGS

Named Employee #1

Allegation #1

A preponderance of the evidence showed that the Named Employee did not fail to record any portion of his police activity. Therefore a finding of **Not Sustained** (Lawful and Proper) was issued for *In-Car Video System: Once Recording Has Begun, Employees Shall Not Stop Recording Until the Event Has Concluded*.

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.