



OFFICE OF PROFESSIONAL ACCOUNTABILITY

Closed Case Summary

Complaint Number OPA#2016-1237

Issued Date: 04/18/2017

Named Employee #1	
Allegation #1	<u>Seattle Police Department Manual</u> 12.050 (2) Criminal Justice Information Systems: Inquiries Through ACCESS, or Any Other Criminal Justice Record System, Are Only to Be Made for Legitimate Law Enforcement Purposes (Policy that was issued April 4, 2015)
OPA Finding	Not Sustained (Unfounded)
Final Discipline	N/A

INCIDENT SYNOPSIS

The Named Employee responded to a disturbance.

COMPLAINT

The complainant called 911 to report that her ex-boyfriend and father of her child was causing a disturbance and threatening the complainant's new boyfriend. The complainant alleged her ex-boyfriend was able to locate her new boyfriend's house because the Named Employee accessed the law enforcement databases and gave that information to the ex-boyfriend.

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. Interview of SPD employee

ANALYSIS AND CONCLUSION

The preponderance of the evidence from this investigation showed that the Named Employee did not improperly access any Criminal Justice Information Service (CJIS) information concerning the new boyfriend of the complainant. A computer check by OPA found that the Named Employee had not run the subject's name. Furthermore, the former boyfriend who allegedly received unauthorized information from the Named Employee told OPA he did not get the information from a SPD officer, but had conducted a paid on-line records check himself. Finally, the Named Employee denied accessing CJIS to obtain information about the subject.

FINDINGS

Named Employee #1

Allegation #1

A preponderance of the evidence did not support this allegation. Therefore a finding of **Not Sustained** (Unfounded) was issued for *Criminal Justice Information Systems: Inquiries Through ACCESS, or Any Other Criminal Justice Record System, Are Only to Be Made for Legitimate Law Enforcement Purposes*.

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.