

To: Gino Betts, OPA Director

CC: Daniel Okada, OPA Assistant Director of InvestigationsFrom: Payton Schenck, OIG Lead Investigative Specialist

Date: September 12, 2023

Re: Partial Certification Memo for 2023OPA-0190

## **Partial Certification Memo**

OIG has reviewed the investigation for case 2023OPA-0190.

Under Article 3.6 (A) of the SPOG CBA, "the OPA shall furnish the [named] employee and the Guild with a classification report no later than thirty (30) days after receipt of the complaint by the OPA."

In this case, the 30-day classification notice was due to be sent to the Named Employees on May 24, 2023. It was sent two business days beyond the CBA requirement, in part due to an error in calculating the date the complaint was received. However, this untimeliness, which according to SPOG, is taken into consideration in cases where discipline is being considered, cannot be certified by OIG.

Accordingly, OIG can certify this case as thorough and objective, but not timely.

Respectfully,

Payton Schenck

Payton Schenck, OIG Lead Investigative Specialist