



To: Andrew Myerberg - OPA Director
CC: Gráinne Perkins - OPA Assistant Director
From: Matthias Gydé - OIG Investigations Supervisor
Date: November 23 2021
Re: 2021OPA-0456

Non-Certification

OIG has reviewed the Expedited Investigation for Case Number 2021OPA-0456 and is unable to certify the investigation for the following reasons:

- No Investigation Plan is present in IAPro.
- The investigator states they viewed the BWV for two of the three officers present, but did not review all three videos. OIG believes if an investigation is to be considered for expedition, all available video should be reviewed. It should not be assumed that the third available video would yield no additional information.
- The complainant alleges potential bias on the part of the female officer and an individual she calls the Asian officer. OPA found no evidence whatsoever to support this allegation. However, OIG finds that on Axon Body 3 Video 2021-10-05 1827 X6039A4VS at approximately the 35:08 mark, the female officer can be heard using the name of the complainant's minor child in what could be interpreted as a demeaning or pejorative tone. OIG believes this could indicate bias on the part of the officer and OPA should investigate this further.

OIG would request that OPA create an investigation plan, review all available video, and investigate the bias allegation further to potentially include employee interviews.

Sincerely,

A handwritten signature in black ink, appearing to read 'Matthias Gydé'.

Matthias Gydé - OIG Investigations Supervisor