

To:	Gino Betts, OPA Director
CC:	Dan Okada, OPA Assistant Director of Investigations
From:	Nicolette Lattanzio, OIG Public Safety Audit and Investigation Specialist
Date:	January 30, 2023
Re:	Partial Certification Memo for Case Number: 2022OPA-0276

## **Partial Certification Memo**

OIG has reviewed the investigation for case number <u>2022OPA-0276</u>. OIG can certify this case as thorough and objective. This case cannot be certified as timely.

Under Article 3.6 (A) of the SPOG CBA, "the OPA shall furnish the 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 9/25/22. It was sent 9/26/22. While this may have been related to the fact that the 30-day classification notice was due on a Sunday, the CBA makes no distinction between business days or any other as it applies to the classification notice requirements.

Too, such untimeliness, according to SPOG, is taken into consideration in cases where discipline is being considered.

Therefore, while this case can be certified as thorough and objective, it cannot be certified as timely.

Respectfully,

Nicolette Lattanzio, OIG Public Safety and Investigation Specialist