

OFFICE OF CITIZEN COMPLAINTS

CITY AND COUNTY OF SAN FRANCISCO



Joyce M. Hicks
Executive Director

March 9, 2016

President Suzy Loftus and Members of the San Francisco Police Commission

Re: Office of Citizen Complaints Statistical Reports, Summary of Cases Received in February 2016, Mediation of Complaints in February 2016, Adjudication of Sustained Complaints in February 2016, and Companion Reports

Dear President Loftus and San Francisco Police Commissioners,

Statistical reports, Summary of Complaints Received in February 2016 and Companion Reports

In compliance with San Francisco City Charter section 4.127 and Police Commission Resolution number 97-04 that require the Office of Citizen Complaints (OCC) to provide the Police Commission with a monthly summary of complaints received including the number and type of complaints filed, attached please find a summary of cases received in February 2016, a comprehensive statistical report, a pending case list, and a how complaints were received report for the period January 1, 2016 through February 29, 2016 and for comparison purposes, the same reports for the period January 1, 2015 through February 28, 2015.

Mediation of Complaints in February 2016

The OCC mediated three cases in February 2016 with a total of ten cases mediated year to date through the end of February 2016. The OCC mediated three cases in February 2015 with a total of nine cases mediated year to date through the end of February 2015.

Chief's Proposed Discipline on OCC Sustained Complaints in February 2016

In February 2016, Chief Gregory P. Suhr made findings and proposed discipline in three cases investigated by the OCC and determined by the OCC Director Joyce M. Hicks to have sustainable allegations. The OCC's findings and the Chief's proposed discipline are as follows:

1. In violation of DGO 1.03 (l) (A) (5)(d), Duties of Patrol Officers, Attention to Duty, DGO 2.01 Rule 25, General Rules of Conduct, On-Duty Written Reports, DGO 5.04(II)(8), Arrests by Private Persons, an officer failed to prepare an incident report when the complainant requested a private person's arrest and the officer denied the request. **The officer received a written reprimand and retraining.**

In the same matter, and in violation of DGO 1.03, (l) (A) (1) (b), Duties of Patrol Officers, Radio Contact and Notification, DGO 2.01 Rule 18, General Rules of Conduct, Responsibility of Higher

Rank, a back-up officer who responded to the complainant's residence failed to notify the Department of Emergency Management (DEM) that he and his partner had arrived at the scene. **The officer was admonished and retrained.**

2. In violation of Department Bulletin 14-059, an officer failed to collect traffic stop data. **The officer was admonished and retrained.**
3. In violation of DGO 1.03 (l) (A) (5)(d), Duties of Patrol Officers, Attention to Duty, DGO 2.01 Rule 25, General Rules of Conduct, On-Duty Written Reports, DGO 5.04(II)(8), Arrests by Private Persons, an officer failed to prepare an incident report when the complainant requested a private person's arrest and the officer denied the request. **The officer received a one-day suspension.**

Joyce M. Hicks



Executive Director
Office of Citizen Complaints

Attachments

CASES RECEIVED
February 2016

THE POLICE COMMISSION
OFFICE OF CITIZEN COMPLAINTS
CITY AND COUNTY OF SAN FRANCISCO



Case #	Received	Synopsis of Case
0043-16	02/01/2016	HARASSMENT/THREATS ILLEGAL SEARCH
0044-16	02/01/2016	INAPPROPRIATE COMMENTS
0045-16	02/02/2016	TOWING A BOAT/TREASURE ISLAND
0046-16	02/02/2016	INAPPROPRIATE BEHAVIOR
0047-16	02/02/2016	INAPPROPRIATE BEHAVIOR
0048-16	02/02/2016	CITATION W-O JUSTIFICATION AND AGGRESSIVENESS
0049-16	02/03/2016	INAPPROPRIATE BEHAVIOR
0050-16	02/02/2016	INAPPROPRIATE BEHAVIOR
0051-16	02/03/2016	INAPPROPRIATE BEHAVIOR
0052-16	02/03/2016	DISPLAYING A WEAPON W-O JUSTIFICATION
0053-16	02/04/2016	UF//PROFANITY//INAPPROPRIATE COMMENTS//INTIMIDATION
0054-16	02/05/2016	INAPPROPRIATE BEHAVIOR
0055-16	02/05/2016	UF DURING A CONTACT
0056-16	02/08/2016	SEXUAL SLUR//INAPPROPRIATE CONDUCT
0057-16	02/09/2016	FAILURE TO TAKE REQUIRED ACTION
0058-16	02/10/2016	FAILURE TO TAKE REQUIRED ACTION/ DETENTION
0059-16	02/10/2016	FAILURE TO TAKE REQUIRED ACTION
0060-16	02/08/2016	INFORMATION ONLY
0061-16	02/08/2016	UNNECESSARY FORCE
0062-16	02/06/2016	INFORMATION ONLY
0063-16	02/11/2016	HARASSING THE COMPLAINANT
0064-16	02/12/2016	DETENTION/TOW WITHOUT CAUSE//INAPPROPRIATE BEHAVIOR
0065-16	02/12/2016	DETENTION W-O CAUSE//CITATION W-O CAUSE//ARREST W-O CAUSE//UF

Case #	Received	Synopsis of Case
0066-16	02/10/2016	UNLAWFUL DETENTION/USE OF FORCE
0067-16	02/10/2016	DETENTION/SEARCH/RACIAL SLUR/TOW
0068-16	02/13/2016	UA
0069-16	02/16/2016	UA
0070-16	02/16/2016	INAPPROPRIATE BEHAVIOR AND COMMENTS
0071-16	02/14/2016	INFORMATION ONLY
0072-16	02/16/2016	FAILURE TO INVESTIGATE
0073-16	02/16/2016	BIAS BY JUDGE
0074-16	02/15/2016	VEHICLE KEY LEFT IN TOWED CAR
0075-16	02/16/2016	ARREST/FORCE/TIGHT CUFFS
0076-16	02/16/2016	INFORMATION ONLY
0077-16	02/17/2016	UF/ISSUED CITATION/INAPPROPRIATE COMMENTS AND BEHAVIOR
0078-16	02/18/2016	FAILURE TO TAKE REQUIRED ACTION/BIASED POLICING
0079-16	02/18/2016	ARREST WITHOUT CAUSE
0080-16	02/18/2016	ARREST W-O CAUSE/FAILURE TO TAKE REQUIRED ACTION/UF/FALSE CHARGE
0081-16	02/18/2016	DETENTION/SEARCH/INAPP BEHAVIOR
0082-16	02/18/2016	DETENTION/PROPERTY SEARCH/BIAS/INAP COMMENTS/FAILURE TO ID
0083-16	02/12/2016	FORCE
0084-16	02/23/2016	FAILURE TO INVESTIGATE
0085-16	02/24/2016	FAILURE TO TAKE REQUIRED ACTION
0086-16	02/24/2016	RETALIATORY ARREST/VANDALIZED COMP'S PROPERTY/DISOURTESY
0087-16	02/22/2016	FAILED TO NOTIFY OWNER BEFORE TOW
0088-16	02/22/2016	HARASSING THE COMPLAINANT
0089-16	02/25/2016	UF FOLLOWING SHOPLIFTING ARREST
0090-16	02/25/2016	UNWARRANTED CITE/INAPPROPRIATE BEHAVIOR
0091-16	02/24/2016	DETENTION WITHOUT JUSTIFICATION/ARREST/UF/SEARCH WITHOUT CAUSE

Case #	Received	Synopsis of Case
0092-16	02/24/2016	TOLD COMP HE WOULD NOT CITE, THEN DENIED, UF/DV. COMP IN STATION
0093-16	02/26/2016	CITATION WITHOUT JUSTIFICATION
0094-16	02/26/2016	OFFICER ISSUED A CITATION W/O JUSTIFICATION
0095-16	02/26/2016	5150'd W/O JUSTIFICATION/MISSING ID FROM INCIDENT, INAPP COMMENT
0096-16	02/29/2016	FAILURE TO PROPERLY INVESTIGATE
0097-16	02/29/2016	FAILURE TO PROPERLY PROCESS PROPERTY
0098-16	02/29/2016	UNNECESSARY FORCE
0099-16	02/26/2016	IO-2

