

# EXECUTIVE DIRECTOR'S REPORT TO THE BOARD

(Remarks as written for delivery)

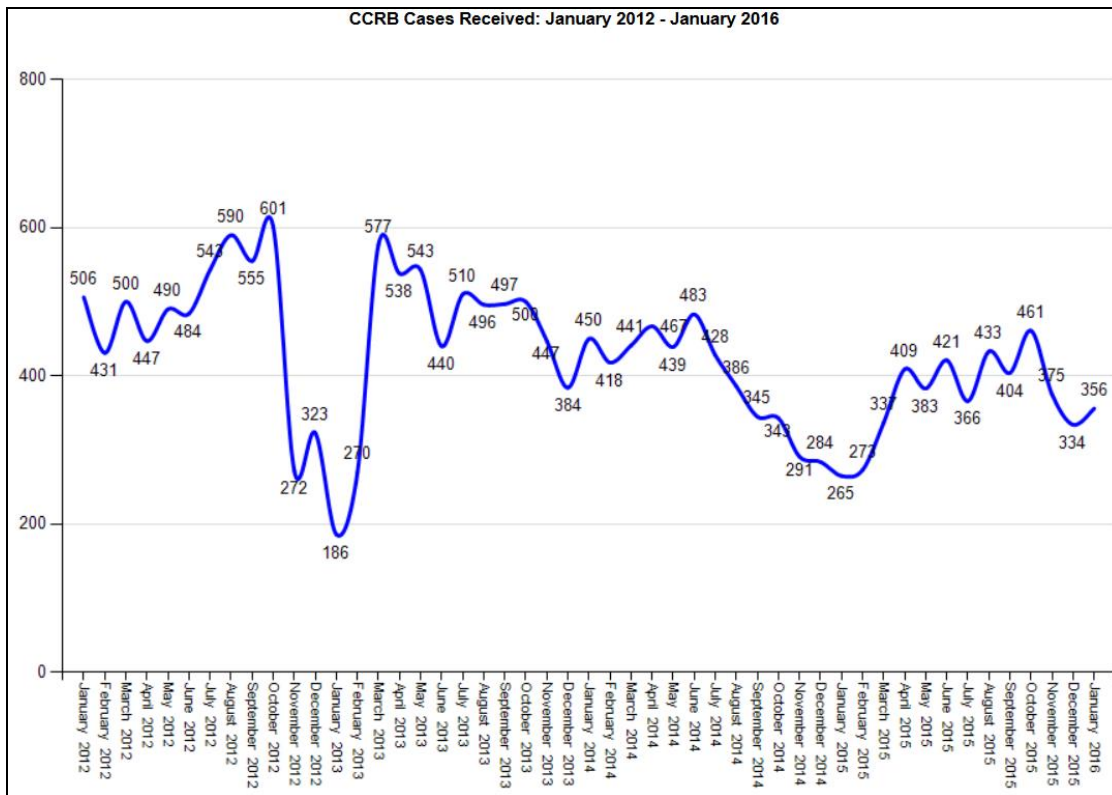
February 10, 2016

(Statistics for January 2016)

Good evening. My name is Mina Malik and I am the Executive Director of the Civilian Complaint Review Board (CCRB). I would like to thank Hugh Hamilton, Director of Program Development, Maureen Johnson, Director of Educational Services, and Vaughan Toney, President and CEO of the Friends of Crown Heights Educational Centers for assisting us in being here tonight. Please note that the next Board meeting on March 9<sup>th</sup> will be held in the East Dining Room/Music Building MU-330 in Lehman College located at 250 Bedford Park Boulevard in the West Bronx.

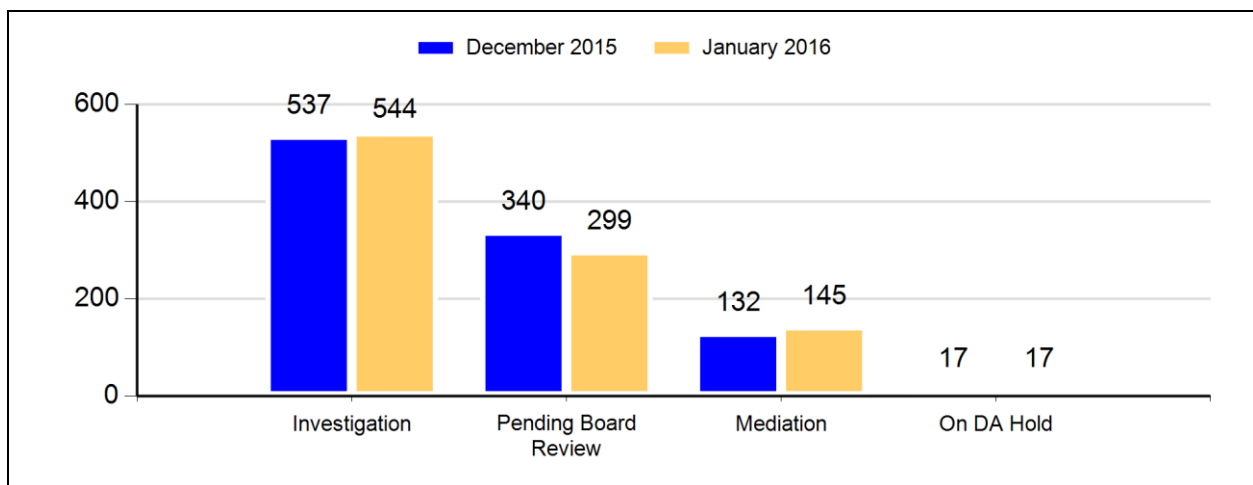
I will discuss matters pertaining to the operations of our agency, and provide you with highlights from our monthly statistical report. Note that the monthly and year-to-date statistics are the same for this month. For a full review of the Agency's monthly statistics, please visit our website.

**Figure 1: In January 2016, the CCRB initiated 356 new complaints (#)**



In January 2016, the CCRB initiated 356 new complaints, which reflects an increase from 334 in December and 265 in January 2015. It is important to note that New York City experienced extremely bad weather during December 2014 to mid-January 2015, around the time of the officer slowdown which continued to be noticeable into February 2015. The January 2016 complaint number is a decrease from 384 in January 2014. By category of allegation, when comparing January 2016 to January 2015 during the officer slowdown, discourtesy complaints have increased by 32%, force complaints by 4%, offensive language complaints by 18%, and abuse of authority complaints by 52%. When comparing January 2016 to December 2015, discourtesy complaints have increased by 10%, force complaints by 4%, abuse of authority complaints by 10%, and offensive language complaints have decreased by 26%.

**Figure 2: Open Docket Analysis (#)**



In January, the CCRB’s total open docket was 1,005 cases. By the end of January, 544 of these cases were in the Investigations Division representing 54% of the total – up from 537 in December. Of the total docket, 299 cases were pending Board and/or Executive Staff review representing 30% - down from 340 cases pending review in December. The Mediation Program handled 145 cases representing 14% of the open docket – up from 132 cases in December. There were an additional 17 cases on DA hold in January. The January 2016 docket includes 12 reopened cases: 8 of these cases are active investigations, and 4 are pending board review.

The CCRB continues to close its cases more efficiently. Of the cases that remain in the CCRB active docket, 94% have been open for four months or less, and 99% have been open for seven months or less. These docket numbers continue to represent the best docket numbers in the Agency’s 23-year history.

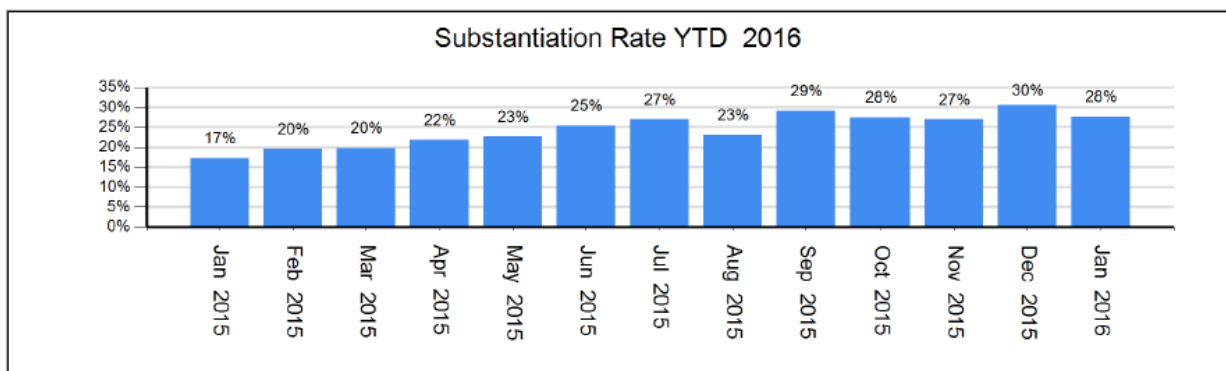
Investigators closed 134 full investigations for the month of January, compared to 139 for the same period last year, which resulted in 3.6% fewer full investigations. Year to date, meaning

for the month of January, the average days to close a full investigation has decreased 56% from 2014, before the reforms.

In January 2016, the CCRB fully investigated 35% of the cases it closed, and resolved (fully investigated, mediated or mediation attempted) 41% of the cases it closed. The Agency continues to face the challenge of truncations with a rate of 58% for the month of January.

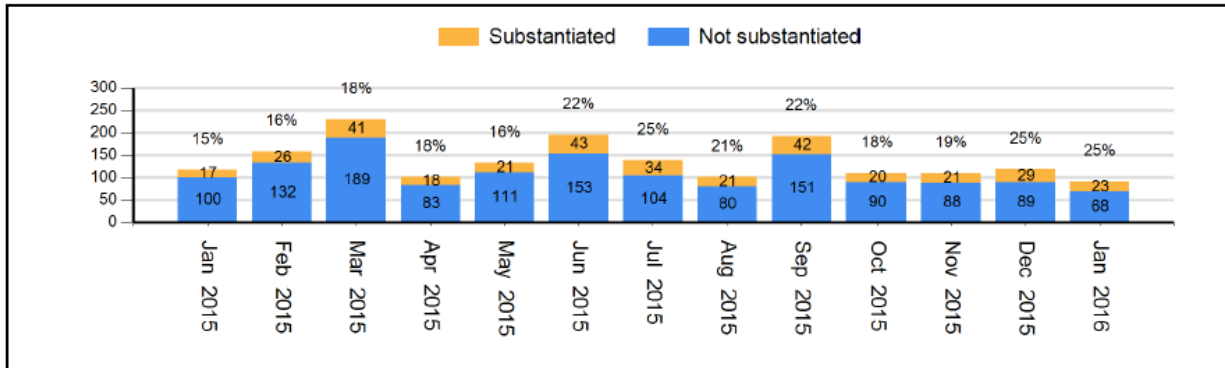
Now I would like to highlight other key statistics for the month of January:

**Figure 3: Percentage of Cases Substantiated Year-to-Date (January 2015 – January 2016)**

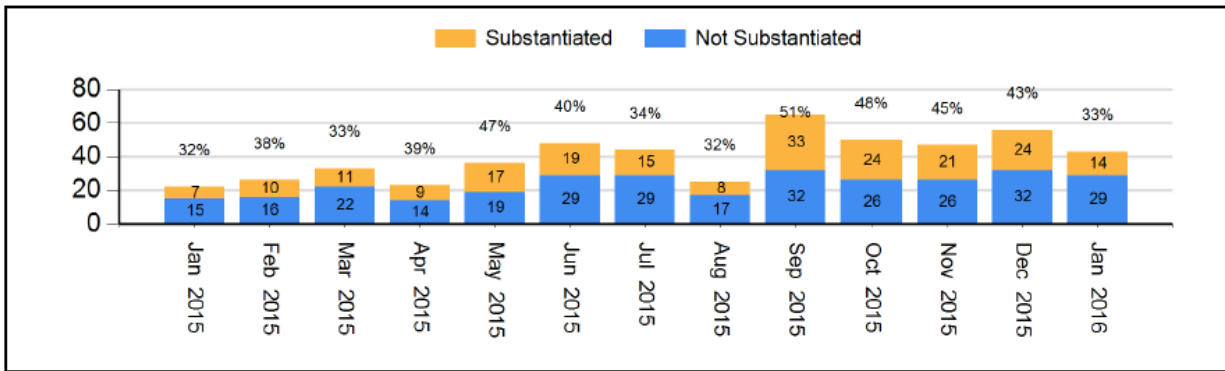


1. Although down 2% from December 2015, the January 2016 case substantiation rate of 28% marks the tenth straight month that the CCRB has substantiated more than 20% of cases it fully investigates. The CCRB also substantiated 16% of its allegations in January.
2. With regard to fully investigated allegations in January, the Board substantiated 4% of Force allegations, 26% of Abuse of Authority allegations, 11% of Discourtesy allegations, and 7% Offensive Language allegations.

**Figure 4: Substantiation Rates for Full Investigations without Video (January 2016) (% Substantiated shown)**

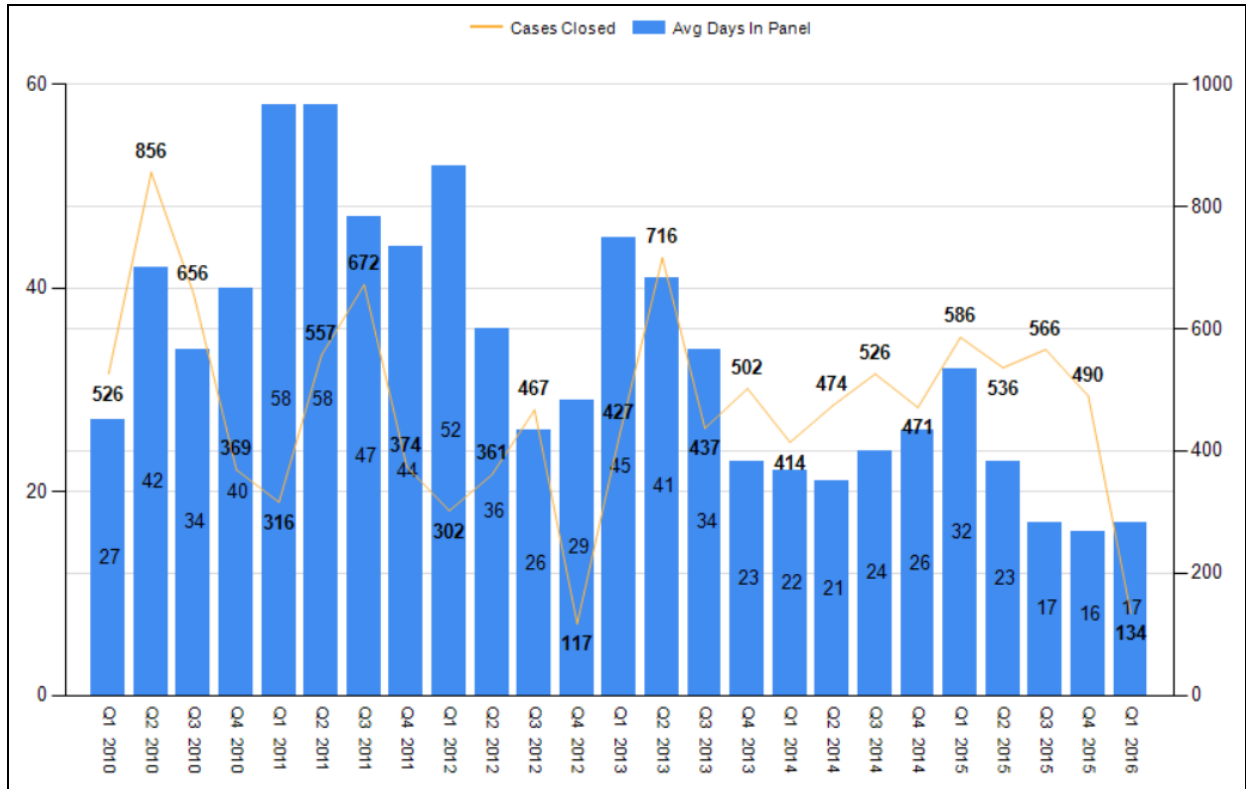


**Substantiation Rates for Full Investigations with Video (January 2016) (% Substantiated shown)**



3. Investigations with video evidence substantiated allegations in 33% of cases – compared to 25% of substantiated cases in which video was not available.
4. The discipline rate for non-APU cases was 91% in December for cases in which police misconduct was substantiated by the Board and sent to the Police Department Advocate’s Office with penalty recommendations. The Department decline-to-prosecute rate for non-APU cases for this time period was 5%.
5. In January, the PC finalized penalty decisions against 8 officers; 5 of these were guilty verdicts after trial won by the APU and 1 was resolved by plea. The APU has conducted trials against 18 officers in January.

**Figure 5: Average Number of Days for Panel to Vote (Q1 2010-Q1 2016)**



6. The average number of days it takes for panels to vote after they receive a complete case load has continued to decrease. It took 17 days for the first quarter of 2016 below the Agency’s benchmark of 21 days.
7. Finally, to mark the anniversary of my first year as Executive Director of this Agency, I would like to highlight a few changes that have taken place this past year.
  - a. The Investigation’s Unit decreased the average number of days to close a full investigation by 28% compared to 2014, and ended the year with 95% of the active docket open for four months or less. The APU tried 130 respondents during 2015, which is an increase of 59% from 2014, and closed 182 cases, an increase of 65% from 2014. The Policy Unit developed an automated internal performance tracking system for the first time in the Agency’s history, and finished a report on warrantless entries – the first of five major forthcoming reports on various important issues related to police misconduct. The Outreach Team gave 272 presentations, and visited more educational institutions, precinct council meetings, probationary groups, homeless organizations, residents of NYCHA, and LGBTQ organizations than in any other year.

- b. In our effort to make the CCRB process more accessible to all New Yorkers, as of January 2016, our complaint walk-in forms are now available in Arabic, Chinese, Haitian Creole, and Russian. These additions help to round out the Agency's language access and complement forms that have been traditionally available only in English and Spanish. We also offer live interpretation, and website translation in eight languages for complaint forms online.
- c. On February 1, 2016, the Agency extended its Community Partner's Initiative in partnership with the New York City Council, in which CCRB will hold special evening office hours in participating Council Members' district offices across the five boroughs to accommodate individuals who do not have access to our main office during regular office hours. The Council Members participating in this very important and long-awaited initiative include Speaker Mark-Viverito (Manhattan and Bronx), CM Gibson (Bronx), CM Richards (Queens), CM Rose (Staten Island), CM Menchaca (Brooklyn), and CM Cornegy (Brooklyn), continuing from 2015.
- d. The Agency will issue its first report of the year, entitled Crossing the Threshold: An evaluation of Civilian Complaints of Improper Entries and Searches by the NYPD from January 2010 to October 2015. We have various other reports forthcoming and will keep you informed.