

**EXECUTIVE DIRECTOR'S REPORT
OCTOBER 2009**

STATISTICAL REPORT: MONTHLY ACTIVITY – SEPTEMBER 2009

A. CASES REACHING DISPOSITION

FULL INVESTIGATIONS	257
TRUNCATED INVESTIGATIONS	597
MEDIATIONS	5
MEDIATION ATTEMPTED	0
SUB-TOTAL	859
OTHER CASES CLOSED (REFERRALS)	99
GRAND-TOTAL	958

B. INTAKE

CIVILIAN COMPLAINT REVIEW BOARD	676
REFERRALS - CHIEF OF DEPARTMENT'S OFFICE	859
OTHER REFERRALS	145

C. DOCKET

TOTAL CASELOAD AS OF SEPTEMBER 30, 2009	3,800
TOTAL CASELOAD AS OF AUGUST 31, 2009	4,016
DECREASE IN TOTAL CASELOAD	282

D. AGE OF CCRB CASES BASED ON DATE OF REPORT

	# COUNT THIS MONTH	% OF TOTAL	# COUNT LAST MONTH	% OF TOTAL	THIS MTH. vs. LAST MTH.	% CHANGE
CASES 0-4 MONTHS	2,424	63.8%	2,537	62.2%	-113	-4.5%
CASES 5-7 MONTHS	651	17.1%	707	17.3%	-56	-7.9%
CASES 8 MONTHS	122	3.2%	120	2.9%	2	1.7%
CASES 9 MONTHS	106	2.8%	136	3.3%	-30	-22.1%
CASES 10 MONTHS	120	3.2%	110	2.7%	10	9.1%
CASES 11 MONTHS	90	2.4%	70	1.7%	20	28.6%
CASES 12 MONTHS	58	1.5%	84	2.1%	-26	-31.0%
CASES 13 MONTHS	65	1.7%	53	1.3%	12	22.6%
CASES 14 MONTHS	34	0.9%	69	1.7%	-35	-50.7%
CASES 15 MONTHS	48	1.3%	41	1.0%	7	17.1%
CASES 16 MONTHS	30	0.8%	29	0.7%	1	3.4%
CASES 17 MONTHS	15	0.4%	16	0.4%	-1	-6.3%
CASES 18 MONTHS	9	0.2%	10	0.2%	-1	-10.0%
CASES OVER 18	28	0.7%	34	0.8%	-6	-17.6%
TOTAL	3,800	100.0%	4,082	100.0%	-282	-6.9%

E. AGE OF CCRB CASES BASED ON DATE OF OCCURRENCE

	# COUNT THIS MONTH	% OF TOTAL	# COUNT LAST MONTH	% OF TOTAL	THIS MTH. vs. LAST MTH.	% CHANGE
CASES 0-4 MONTHS	2,290	60.3%	2,401	58.8%	-111	-4.6%
CASES 5-7 MONTHS	690	18.2%	744	18.2%	-54	-7.3%
CASES 8 MONTHS	133	3.5%	125	3.1%	8	6.4%
CASES 9 MONTHS	111	2.9%	132	3.2%	-21	-15.9%
CASES 10 MONTHS	117	3.1%	121	3.0%	-4	-3.3%
CASES 11 MONTHS	99	2.6%	76	1.9%	23	30.3%
CASES 12 MONTHS	67	1.8%	89	2.2%	-22	-24.7%
CASES 13 MONTHS	72	1.9%	54	1.3%	18	33.3%
CASES 14 MONTHS	34	0.9%	77	1.9%	-43	-55.8%
CASES 15 MONTHS	57	1.5%	55	1.3%	2	3.6%
CASES 16 MONTHS	38	1.0%	24	0.6%	14	58.3%
CASES 17 MONTHS	13	0.3%	28	0.7%	-15	-53.6%
CASES 18 MONTHS	12	0.3%	14	0.3%	-2	-14.3%
CASES OVER 18	37	1.0%	59	1.4%	-22	-37.3%
UNDETERMINED	30	0.8%	17	0.4%	13	76.5%
TOTAL	3,800	100.0%	4,082	100.0%	-282	-6.9%

F. STATUS OF OPEN CASES

	NUMBER	% OF TOTAL
INVESTIGATIONS DIVISION	2,363	62.2%
MEDIATION UNIT	165	4.3%
PENDING BOARD REVIEW	1,272	33.5%
TOTAL	3,800	100%

List of Cases 18 months and older, by Status, as of September 30, 2009

Number	Date of report	Date of incident	Difference between report and incident (days)	SOL Month	Status
1	1/25/2008	1/19/2008	7	Jul-09	case re-opened
2	10/20/2007	10/17/2007	3	Apr-09	cases delayed by late documents
3	6/21/2005	6/21/2005	0	Dec-06	DA hold
4	11/25/2006	11/25/2006	0	May-08	DA Hold
5	12/8/2006	11/30/2006	8	May-08	DA Hold
6	7/20/2007	6/19/2007	31	Dec-08	DA Hold
7	9/26/2007	8/19/2007	39	Feb-09	DA Hold
8	9/27/2007	9/22/2007	6	Mar-09	DA Hold
9	11/30/2007	10/25/2007	36	Apr-09	DA Hold
10	2/21/2008	2/9/2008	13	Aug-09	DA Hold
11	4/10/2008	3/5/2008	36	Sep-09	DA Hold
12	6/25/2007	5/21/2007	35	Nov-08	Further investigation
13	7/27/2007	6/24/2007	34	Dec-08	Further investigation
14	7/2/2008	3/6/2008	119	Sep-09	late filing
15	9/12/2008	7/18/2007	423	Jan-09	late filing
16	5/22/2009	1/4/2008	505	Jul-09	late filing
17	7/7/2009	3/2/2008	492	Sep-09	late filing
18	7/15/2009	11/18/2007	606	May-09	late filing
19	7/5/2006	6/13/2006	22	Dec-07	pending panel review
20	3/28/2007	3/24/2007	5	Sep-08	pending panel review
21	12/18/2007	12/12/2007	7	Jun-09	pending panel review
22	12/19/2007	12/18/2007	2	Jun-09	pending panel review
23	12/19/2007	12/18/2007	1	Jun-09	pending panel review
24	12/26/2007	12/26/2007	1	Jun-09	pending panel review
25	12/27/2007	12/7/2007	21	Jun-09	pending panel review
26	1/3/2008	12/29/2007	6	Jun-09	pending panel review
27	1/9/2008	1/9/2008	1	Jul-09	pending panel review
28	1/20/2008	1/20/2008	0	Jul-09	pending panel review
29	1/29/2008	1/8/2008	22	Jul-09	pending panel review
30	2/6/2008	9/12/2007	147	Mar-09	pending panel review
31	2/7/2008	2/1/2008	6	Aug-09	pending panel review
32	2/13/2008	1/19/2008	26	Jul-09	pending panel review
33	2/17/2008	2/16/2008	1	Aug-09	pending panel review
34	3/12/2008	3/12/2008	1	Sep-09	pending panel review
35	3/13/2008	3/12/2008	1	Sep-09	pending panel review
36	3/17/2008	3/17/2008	0	Sep-09	pending panel review
37	3/20/2008	3/10/2008	10	Sep-09	pending panel review

List of Cases 18 months and older, by Status, as of September 30, 2009

Number	Date of report	Date of incident	Difference between report and incident (days)	SOL Month	Status
38	3/25/2008	3/25/2008	0	Sep-09	pending panel review
39	3/30/2008	3/29/2008	1	Sep-09	pending panel review
40	3/31/2008	3/28/2008	4	Sep-09	pending panel review
41	6/4/2008	12/19/2007	168	Jun-09	pending panel review
42	7/1/2008	1/3/2008	181	Jul-09	pending panel review
43	8/27/2008	4/19/2007	496	Oct-08	pending panel review
44	10/14/2008	11/10/2007	339	May-09	pending panel review
45	10/23/2008	11/23/2007	336	May-09	pending panel review
46	1/6/2009	3/12/2008	300	Sep-09	pending panel review
47	1/8/2009	1/5/2008	370	Jul-09	pending panel review
48	5/20/2009	3/16/2008	431	Sep-09	pending panel review
49	1/15/2008	1/11/2008	4	Jul-09	pending panel review

**CCRB COMPLAINT DATA
SEPTEMBER 2009**

**Total Complaints and Allegations Received For Current Month
September 2008 v. September 2009**

	Sep-08		Sep-09		CHANGE	
	Number	Percent of total	Number	Percent of total	Number difference	Percent difference
Force (F)	609	33.5%	579	31.3%	-30	-4.9%
Abuse of Authority (A)	854	46.9%	877	47.5%	23	2.7%
Discourtesy (D)	289	15.9%	340	18.4%	51	17.6%
Offensive Language (O)	67	3.7%	52	2.8%	-15	-22.4%
Total Allegations	1,819	100.0%	1,848	100.0%	29	1.6%
Total Complaints	611		676		65	10.6%

**Total Complaints and Allegations Received Year-to-Date
January-September 2008 v. January-September 2009**

	January-September 2008		January-September 2009		CHANGE	
	Number	Percent of total	Number	Percent of total	Number difference	Percent difference
Force (F)	5,478	30.9%	6,215	30.5%	737	13.5%
Abuse of Authority (A)	8,812	49.7%	10,351	50.8%	1,539	17.5%
Discourtesy (D)	2,928	16.5%	3,269	16.1%	341	11.6%
Offensive Language (O)	498	2.8%	523	2.6%	25	5.0%
Total Allegations	17,716	100.0%	20,358	100.0%	2,642	14.9%
Total Complaints	5,627		6,018		391	6.9%

**Total Complaints and Types of Allegations in Complaints Received*
January-September 2008 v. January-September 2009**

	January-September 2008		January-September 2009		CHANGE	
	Number	Percent of total	Number	Percent of total	Number difference	Percent difference
Force (F)	3,117	55.4%	3,247	54.0%	130	4.2%
Abuse of Authority (A)	3,743	66.5%	3,872	64.3%	129	3.4%
Discourtesy (D)	2,301	40.9%	2,465	41.0%	164	7.1%
Offensive Language (O)	446	7.9%	451	7.5%	5	1.1%
Total Complaints	5,627		6,018		391	6.9%

* This table presents the number of complaints containing one or more allegations in each FADO category. For example, 3,247 of the 6,018 complaints received in January-September 2009 contained one or more force allegations, while 3,872 contained one or more abuse of authority allegations.

Updated August 2009 Complaint Statistics

	Initially Reported August 2009	Updated August 2009 Complaint Filings	Change in number of complaints	Percent difference
Total Complaints	681	656	-25	-3.7%

**Updated Statistical Comparison
Total Complaints and Allegations Received
August 2008 v. August 2009**

	August 2008		August 2009		CHANGE	
	Number	Percent of total	Number	Percent of total	Number difference	Percent difference
Force (F)	708	33.3%	539	29.2%	-169	-23.9%
Abuse of Authority (A)	1,002	47.2%	945	51.2%	-57	-5.7%
Discourtesy (D)	354	16.7%	307	16.6%	-47	-13.3%
Offensive Language (O)	59	2.8%	56	3.0%	-3	-5.1%
Total Allegations	2,123	100.0%	1,847	100.0%	-276	-13.0%
Total Complaints	602		656		54	9.0%

**Total Complaints and Allegations Received Year-to-Date
January-August 2008 v. January-August 2009**

	January-August 2008		January-August 2009		CHANGE	
	Number	Percent of total	Number	Percent of total	Number difference	Percent difference
Force (F)	4,819	30.8%	5,636	30.4%	817	17.0%
Abuse of Authority (A)	7,833	50.0%	9,474	51.2%	1,641	20.9%
Discourtesy (D)	2,553	16.3%	2,929	15.8%	376	14.7%
Offensive Language (O)	453	2.9%	471	2.5%	18	4.0%
Total Allegations	15,658	100.0%	18,510	100.0%	2,852	18.2%
Total Complaints	5,016		5,342		326	6.5%

**Total Complaints and Types of Allegations in Complaints Received*
January-August 2008 v. January-August 2009**

	January-August 2008		January-August 2009		CHANGE	
	Number	Percent of total	Number	Percent of total	Number difference	Percent difference
Force (F)	2,792	55.7%	2,892	54.1%	100	3.6%
Abuse of Authority (A)	3,351	66.8%	3,465	64.9%	114	3.4%
Discourtesy (D)	2,037	40.6%	2,172	40.7%	135	6.6%
Offensive Language (O)	404	8.1%	404	7.6%	0	0.0%
Total Complaints	5,016		5,342		326	6.5%

**CCRB DISPOSITION DATA
SEPTEMBER 2009**

CCRB Disposition of Cases

	Percents Below are Percentages of all Cases Closed after Full Investigation			
	September 2009		2009	
	<i>Number</i>	<i>Percent</i>	<i>Number</i>	<i>Percent</i>
Full Investigations - Dispositions				
One or more allegations substantiated	10	3.9%	144	7.1%
Allegations exonerated, unfounded, and/or unsubstantiated	234	91.1%	1,772	87.9%
Department employee unidentified	13	5.1%	95	4.7%
Miscellaneous	0	0.0%	5	0.2%
Refer to IAB	0	0.0%	1	0.0%
Total - Full Investigations	257	100.0%	2,017	100.0%

	Percents Below are Percentages of all Closed Cases			
	September 2009		2009	
	<i>Number</i>	<i>Percent</i>	<i>Number</i>	<i>Percent</i>
Alternative Dispute Resolution Closures				
Mediated	5	0.6%	86	1.4%
Mediation attempted	0	0.0%	47	0.8%
Total - ADR Closures	5	0.6%	133	2.2%

Truncated Investigations				
Complaint withdrawn	115	13.4%	722	12.1%
Complainant/victim/witness uncooperative	340	39.6%	2,259	37.7%
Complainant/victim/witness unavailable	128	14.9%	812	13.6%
Victim unidentified	14	1.6%	46	0.8%
Total - Truncated Investigations	597	69.5%	3,839	64.1%

Total Closed Cases	859		5,989	
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CCRB Disposition of all Allegations

	Percents Below are Percentages of all Allegations Closed after Full Investigation			
	September 2009		2009	
	<i>Number</i>	<i>Percent</i>	<i>Number</i>	<i>Percent</i>
Full Investigations - Dispositions and Disciplinary Recommendations				
Substantiated - Charges	19	2.2%	248	3.2%
Substantiated - Command discipline	0	0.0%	63	0.8%
Substantiated - Instructions	1	0.1%	22	0.3%
Substantiated - No recommendations	0	0.0%	4	0.1%
Substantiated - Department employee unknown	0	0.0%	0	0.0%
Subtotal - Substantiated Allegations	20	2.3%	337	4.3%
Unfounded	206	23.4%	1,170	15.1%
Employee exonerated	309	35.1%	2,541	32.7%
Subtotal - Findings on the Merits	535	60.7%	4,048	52.2%
Unsubstantiated	261	29.6%	2,914	37.5%
Department employee unidentified	83	9.4%	689	8.9%
Miscellaneous	2	0.2%	110	1.4%
Refer to IAB	0	0.0%	1	0.0%
Total - Full Investigations	881	100.0%	7,762	100.0%
	Percents Below are Percentages of all Closed Allegations			
	September 2009		2009	
	<i>Number</i>	<i>Percent</i>	<i>Number</i>	<i>Percent</i>
Alternative Dispute Resolution Closures				
Mediated	5	0.2%	195	1.1%
Mediation attempted	0	0.0%	98	0.5%
Total - Alternate Dispute Resolution Closures	5	0.2%	293	1.6%
Truncated Investigations				
Complaint withdrawn	255	10.7%	1,563	8.6%
Complainant/victim/witness uncooperative	941	39.3%	6,439	35.5%
Complainant/victim/witness unavailable	264	11.0%	1,856	10.2%
Victim unidentified	48	2.0%	220	1.2%
Total - Truncated Investigations	1,508	63.0%	10,078	55.6%
Total Closed Allegations	2,394		18,133	

Disposition of Force Allegations, January-September 2009

Type of Force Allegation	Substantiated		Exonerated		Unsubstantiated		Unfounded		Officer Unidentified		Miscellaneous	
	Number	Rate	Number	Rate	Number	Rate	Number	Rate	Number	Rate	Number	Rate
Gun fired	2	15.4%	9	69.2%	0	0.0%	1	7.7%	0	0.0%	1	7.7%
Gun pointed	4	2.1%	128	67.0%	32	16.8%	17	8.9%	7	3.7%	3	1.6%
Nightstick as club (incl asp & baton)	4	3.2%	43	34.1%	31	24.6%	31	24.6%	12	9.5%	5	4.0%
Gun as club	1	9.1%	0	0.0%	2	18.2%	8	72.7%	0	0.0%	0	0.0%
Police shield	0	0.0%	4	57.1%	1	14.3%	0	0.0%	2	28.6%	0	0.0%
Vehicle	0	0.0%	3	17.6%	8	47.1%	5	29.4%	1	5.9%	0	0.0%
Other blunt instrument as a club	2	6.9%	1	3.4%	9	31.0%	14	48.3%	3	10.3%	0	0.0%
Hit against inanimate object	1	1.7%	17	28.8%	19	32.2%	17	28.8%	4	6.8%	1	1.7%
Chokehold	3	3.5%	0	0.0%	34	39.5%	38	44.2%	11	12.8%	0	0.0%
Pepper spray	3	2.9%	82	78.8%	5	4.8%	10	9.6%	4	3.8%	0	0.0%
Physical force	23	1.4%	752	46.7%	424	26.3%	254	15.8%	131	8.1%	26	1.6%
Radio as club	0	0.0%	0	0.0%	2	11.1%	12	66.7%	3	16.7%	1	5.6%
Flashlight as club	0	0.0%	1	12.5%	3	37.5%	1	12.5%	3	37.5%	0	0.0%
Handcuffs too tight	1	3.3%	2	6.7%	14	46.7%	10	33.3%	3	10.0%	0	0.0%
Nonlethal restraining device	1	5.6%	10	55.6%	2	11.1%	4	22.2%	0	0.0%	1	5.6%
Animal	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%
Other	0	0.0%	7	46.7%	3	20.0%	4	26.7%	1	6.7%	0	0.0%
Total	45	1.9%	1059	45.2%	589	25.1%	426	18.2%	185	7.9%	38	1.6%

* "Physical force" includes: dragged/pulled, pushed/shoved/threw, punch/kicked/kneed, slapped and bit.

Disposition of Abuse of Authority Allegations, January-September 2009

Type of Abuse of Authority Allegation	Substantiated		Exonerated		Unsubstantiated		Unfounded		Officer Unidentified		Miscellaneous	
	Number	Rate	Number	Rate	Number	Rate	Number	Rate	Number	Rate	Number	Rate
Question and/or stop	0	0.0%	1	50.0%	0	0.0%	0	0.0%	0	0.0%	1	50.0%
Question	20	10.9%	127	69.0%	22	12.0%	2	1.1%	10	5.4%	3	1.6%
Stop	44	8.7%	270	53.1%	138	27.2%	11	2.2%	37	7.3%	8	1.6%
Search	43	9.8%	82	18.7%	227	51.7%	35	8.0%	47	10.7%	5	1.1%
Frisk	43	13.4%	120	37.5%	104	32.5%	13	4.1%	39	12.2%	1	0.3%
Vehicle search	24	9.1%	110	41.7%	90	34.1%	11	4.2%	22	8.3%	7	2.7%
Vehicle stop	16	8.0%	108	54.3%	54	27.1%	0	0.0%	16	8.0%	5	2.5%
Premises entered and/or searched	6	1.7%	261	75.7%	59	17.1%	8	2.3%	10	2.9%	1	0.3%
strip-searched	5	3.2%	40	25.8%	66	42.6%	28	18.1%	11	7.1%	5	3.2%
Gun Drawn	0	0.0%	39	66.1%	10	16.9%	8	13.6%	1	1.7%	1	1.7%
Seizure of property	2	6.5%	16	51.6%	7	22.6%	2	6.5%	4	12.9%	0	0.0%
Property damaged	2	1.5%	28	21.1%	54	40.6%	28	21.1%	19	14.3%	2	1.5%
Threat to notify ACS	0	0.0%	15	51.7%	10	34.5%	1	3.4%	3	10.3%	0	0.0%
Threat of force	3	1.1%	23	8.7%	143	54.4%	64	24.3%	26	9.9%	4	1.5%
Threat to damage/seize property	0	0.0%	8	26.7%	13	43.3%	4	13.3%	5	16.7%	0	0.0%
Threat of arrest	6	1.7%	167	47.7%	105	30.0%	38	10.9%	30	8.6%	4	1.1%
Threat of summons	0	0.0%	8	32.0%	13	52.0%	1	4.0%	3	12.0%	0	0.0%
Retaliatory arrest	1	25.0%	1	25.0%	2	50.0%	0	0.0%	0	0.0%	0	0.0%
Retaliatory summons	8	38.1%	6	28.6%	6	28.6%	1	4.8%	0	0.0%	0	0.0%
Refusal to process civilian complaint	6	13.0%	3	6.5%	26	56.5%	5	10.9%	6	13.0%	0	0.0%
Refusal to provide name/shield number	22	5.4%	10	2.5%	228	56.4%	90	22.3%	50	12.4%	4	1.0%
Refusal to obtain medical treatment	5	5.8%	0	0.0%	46	53.5%	25	29.1%	10	11.6%	0	0.0%
Failure to show search warrant	0	0.0%	0	0.0%	18	58.1%	10	32.3%	2	6.5%	1	3.2%
Improper dissemination of medical info	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%
Other	1	3.0%	14	42.4%	7	21.2%	6	18.2%	4	12.1%	1	3.0%
Total	257	6.5%	1457	36.8%	1448	36.6%	391	9.9%	355	9.0%	53	1.3%

Disposition of Discourtesy Allegations, January-September 2009

Type of Discourtesy Allegation	Substantiated		Exonerated		Unsubstantiated		Unfounded		Officer Unidentified		Miscellaneous	
	Number	Rate	Number	Rate	Number	Rate	Number	Rate	Number	Rate	Number	Rate
Word	30	2.6%	24	2.1%	703	60.4%	272	23.4%	123	10.6%	12	1.0%
Gesture	0	0.0%	0	0.0%	8	57.1%	2	14.3%	4	28.6%	0	0.0%
Demeanor/tone	0	0.0%	0	0.0%	1	100.0%	0	0.0%	0	0.0%	0	0.0%
Action	2	2.6%	1	1.3%	50	64.1%	16	20.5%	7	9.0%	2	2.6%
Other	0	0.0%	0	0.0%	2	100.0%	0	0.0%	0	0.0%	0	0.0%
Total	32	2.5%	25	2.0%	764	60.7%	290	23.0%	134	10.6%	14	1.1%

Disposition of Offensive Language Allegations, January-September 2009

Type of Offensive Language Allegation	Substantiated		Exonerated		Unsubstantiated		Unfounded		Officer Unidentified		Miscellaneous	
	Number	Rate	Number	Rate	Number	Rate	Number	Rate	Number	Rate	Number	Rate
Race	1	1.0%	0	0.0%	54	51.9%	33	31.7%	12	11.5%	4	3.8%
Ethnicity	0	0.0%	0	0.0%	18	56.3%	14	43.8%	0	0.0%	0	0.0%
Religion	0	0.0%	0	0.0%	1	50.0%	1	50.0%	0	0.0%	0	0.0%
Sex	1	3.1%	0	0.0%	20	62.5%	11	34.4%	0	0.0%	0	0.0%
Sexual Orientation	1	4.2%	0	0.0%	16	66.7%	3	12.5%	3	12.5%	1	4.2%
Physical Disability	0	0.0%	0	0.0%	2	100.0%	0	0.0%	0	0.0%	0	0.0%
Other	0	0.0%	0	0.0%	2	66.7%	1	33.3%	0	0.0%	0	0.0%
Total	3	1.5%	0	0.0%	113	56.8%	63	31.7%	15	7.5%	5	2.5%

Disposition of Force Allegations, January-September 2009

Type of Force Allegation	Withdrawn		Uncooperative		Unavailable	
	Number	Rate	Number	Rate	Number	Rate
Gun fired	0	0.0%	6	85.7%	1	14.3%
Gun pointed	20	14.4%	103	74.1%	16	11.5%
Nightstick as club (incl asp & baton)	12	9.2%	88	67.2%	31	23.7%
Gun as club	3	17.6%	10	58.8%	4	23.5%
Police shield	1	20.0%	2	40.0%	2	40.0%
Vehicle	1	20.0%	3	60.0%	1	20.0%
Other blunt instrument as a club	3	13.0%	15	65.2%	5	21.7%
Hit against inanimate object	25	21.6%	60	51.7%	31	26.7%
Chokehold	13	10.2%	92	72.4%	22	17.3%
Pepper spray	12	9.2%	93	71.5%	25	19.2%
Physical force	337	14.6%	1390	60.3%	578	25.1%
Radio as club	2	10.5%	12	63.2%	5	26.3%
Flashlight as club	1	7.1%	11	78.6%	2	14.3%
Handcuffs too tight	4	17.4%	12	52.2%	7	30.4%
Nonlethal restraining device	5	19.2%	15	57.7%	6	23.1%
Animal	0	0.0%	1	50.0%	1	50.0%
Other	4	12.1%	18	54.5%	11	33.3%
Total	443	14.2%	1931	61.9%	748	24.0%

* "Physical force" includes: dragged/pulled, pushed/shoved/threw, punch/kicked/kneed, slapped and bit.

Disposition of Abuse of Authority Allegations, January-September 2009

Type of Abuse of Authority Allegation	Withdrawn		Uncooperative		Unavailable	
	<i>Number</i>	<i>Rate</i>	<i>Number</i>	<i>Rate</i>	<i>Number</i>	<i>Rate</i>
Question and/or stop	0	0.0%	0	0.0%	0	0.0%
Question	33	18.5%	109	61.2%	36	20.2%
Stop	139	15.4%	572	63.6%	189	21.0%
Search	113	16.0%	443	62.8%	149	21.1%
Frisk	42	15.8%	181	68.3%	42	15.8%
Vehicle search	35	17.8%	142	72.1%	20	10.2%
Vehicle stop	45	22.3%	128	63.4%	29	14.4%
Premises entered and/or searched	54	14.1%	287	74.7%	43	11.2%
strip-searched	10	9.8%	77	75.5%	15	14.7%
Gun Drawn	8	11.8%	48	70.6%	12	17.6%
Seizure of property	2	5.0%	31	77.5%	7	17.5%
Property damaged	24	16.0%	106	70.7%	20	13.3%
Threat to notify ACS	3	8.1%	32	86.5%	2	5.4%
Threat of force	56	18.7%	196	65.6%	47	15.7%
Threat to damage/seize property	7	20.0%	26	74.3%	2	5.7%
Threat of arrest	101	19.8%	337	66.2%	71	13.9%
Threat of summons	3	7.7%	32	82.1%	4	10.3%
Retaliatory arrest	0	0.0%	1	100.0%	0	0.0%
Retaliatory summons	2	12.5%	12	75.0%	2	12.5%
Refusal to process civilian complaint	7	12.3%	42	73.7%	8	14.0%
Refusal to provide name/shield number	72	16.9%	294	68.9%	61	14.3%
Refusal to obtain medical treatment	5	9.3%	41	75.9%	8	14.8%
Failure to show search warrant	7	17.5%	30	75.0%	3	7.5%
Improper dissemination of medical info	0	0.0%	1	100.0%	0	0.0%
Other	5	12.5%	25	62.5%	10	25.0%
Total	773	16.3%	3193	67.3%	780	16.4%

Disposition of Discourtesy Allegations, January-September 2009

Type of Discourtesy Allegation	Withdrawn		Uncooperative		Unavailable	
	<i>Number</i>	<i>Rate</i>	<i>Number</i>	<i>Rate</i>	<i>Number</i>	<i>Rate</i>
Word	272	17.3%	1035	65.8%	265	16.9%
Gesture	4	28.6%	9	64.3%	1	7.1%
Demeanor/tone	2	100.0%	0	0.0%	0	0.0%
Action	15	16.0%	64	68.1%	15	16.0%
Other	0	0.0%	0	0.0%	0	0.0%
Total	293	17.4%	1108	65.9%	281	16.7%

Disposition of Offensive Language Allegations, January-September 2009

Type of Offensive Language Allegation	Withdrawn		Uncooperative		Unavailable	
	<i>Number</i>	<i>Rate</i>	<i>Number</i>	<i>Rate</i>	<i>Number</i>	<i>Rate</i>
Race	34	18.8%	117	64.6%	30	16.6%
Ethnicity	12	27.3%	24	54.5%	8	18.2%
Religion	3	50.0%	3	50.0%	0	0.0%
Sex	1	2.4%	37	88.1%	4	9.5%
Sexual Orientation	2	7.4%	21	77.8%	4	14.8%
Physical Disability	1	50.0%	1	50.0%	0	0.0%
Other	1	16.7%	4	66.7%	1	16.7%
Total	54	17.5%	207	67.2%	47	15.3%

**OFFICERS AGAINST WHOM THE CCRB SUBSTANTIATED ALLEGATIONS
SEPTEMBER 2009**

From September 1, 2008 through September 30, 2008, the board substantiated 10 cases involving 12 identified subject officers.

Precinct/Cmd of Assignment at Time of Incident	FADO	Panel Recommendation	CCRB Case Number
PBMS AC	A - Frisk	Instructions	200803831
090 Precinct	A - Frisk, Stop	Charges	200805258
044 Precinct	F - Nightstick as club	Charges	200807489
PSA 9	D - Word	Charges	200811616
O C C B	A - Stopped	Charges	200811944
PSA 3	A - Questioned	Charges	200815749
PSA 3	A - Questioned	Charges	200815749
107 Precinct	A - Frisk, Search, Stop	Charges	200900520
TB DT04	A - Frisk, Search	Charges	200900581
113 Precinct	A - Stop, Question	Charges	200900870
113 Precinct	A - Frisk, Search, Stop	Charges	200900870
PBBX AC	A - Vehicle search	Charges	200901163

**POLICE DEPARTMENT DISPOSITIONS
OF SUBSTANTIATED CASES
AUGUST 2009**

Police Department Dispositions of Substantiated Cases by Year of NYPD Closure*

Police Department Disposition	Number of Officers	
	August 2009	YTD 2009
Guilty after trial	0	6
Pleaded guilty		
To charges and specifications	1	8
To charges and specifications negotiated as command discipline	0	1
To command discipline	2	47
Instructions	7	47
Subtotal: Disciplinary Action	10	109
Not guilty after trial	2	8
Dismissed	1	1
Department Declined to Prosecute	9	64
Statute of limitations expired	0	1
Department employee unidentified	0	0
Subtotal: No Disciplinary Action	12	74
Total Actions	22	183
Filed**	0	1
Total Closed Cases	22	184
Discipline rate	45.5%	59.6%
DUP rate	40.9%	35.0%

* Cases resolved by the police department in a particular year often stem from CCRB referrals from earlier years.

** "Filed" is a term used when the police department is not required to take action against the subject officer because the officer has resigned or retired from the department, or has been terminated.

Police Department Disciplinary Penalties Imposed by Year of NYPD Closure*

Penalty	Number of Officers	
	August 2009	YTD 2009
Terminated	0	0
Suspension for or loss of vacation time of 31 or more days and/or 1-year of probation	0	0
Suspension for or loss vacation time of 21 to 30 days and/or 1-year of probation	0	1
Suspension for or loss of vacation time of 11 to 20 days	0	4
Suspension for or loss of vacation time of 1 to 10 days	1	9
Command discipline A	0	12
Command discipline B	2	36
Instructions	7	47
Warned and admonished	0	0
Total	10	109

* Cases resolved by the police department in a particular year often stem from CCRB referrals from earlier years.

CCRB Disciplinary Recommendations for Officers against Whom the CCRB Substantiated Allegations 2003-2009

Recommendation	Number of Officers						
	2003	2004	2005	2006	2007	2008	2009
No recommendation	0	3	0	3	3	3	2
Charges	316	459	310	265	226	168	81
Command discipline	64	84	49	66	54	43	31
Instructions	14	8	12	13	18	7	9
Total Number of Subject Officers	394	554	371	347	301	221	123

Police Department Dispositions of Substantiated Cases by Year of CCRB Referral 2003-2009

Police Department Disposition	Number of Officers						
	2003	2004	2005	2006	2007	2008	2009
Guilty after trial	20	21	12	2	6	1	0
Pleaded guilty							
To charges and specifications	28	19	6	9	3	4	0
To charges and specifications negotiated as command discipline	10	13	0	1	2	0	0
To command discipline	134	189	52	68	68	43	14
Instructions	74	147	225	160	67	40	23
Subtotal: Disciplinary Action	266	389	295	240	146	88	37
Not guilty after trial	52	59	25	10	7	4	0
Dismissed	38	50	14	8	1	0	0
Department Declined to Prosecute	5	18	13	56	104	55	28
Statute of limitations expired	10	9	7	5	2	1	2
Department employee unidentified	1	1	0	0	0	0	0
Subtotal: No Disciplinary Action	106	137	59	79	114	60	30
Cases Completed by NYPD	372	526	354	319	260	148	67
Percent of Officers Disciplined in Completed NYPD Cases	71.5%	74.0%	83.3%	75.2%	56.2%	59.5%	55.2%
Filed*	22	28	17	16	8	2	0
No action (pending)	0	0	0	12	33	71	56
Percent of Cases Still Pending at NYPD	0.0%	0.0%	0.0%	3.5%	11.0%	32.1%	45.5%
Total Number of Subject Officers	394	554	371	347	301	221	123

* "Filed" is a term used when the police department is not required to take action against the subject officer because the officer has resigned or retired from the department, or has been terminated.

**CCRB SUBSTANTIATED CASES DISPOSITIONED BY THE POLICE DEPARTMENT
AUGUST 2009**

From August 1, 2009 through August 31, 2009, the police department closed 14 substantiated CCRB cases involving 22 identified subject officers.

Precinct/Cmd of Assignment at Time of Incident	CCRB Panel Recommendation	PC Disposition	FADO	Case number
073 Precinct	Charges	DCT Trial - Not Guilty	F- Other blunt instrument; A - Refusal to provide name/shield number	200615038
073 Precinct	Charges	DCT Trial - Not Guilty	F - Physical force, Nightstick, Pepper spray; A - Threat of force, Refusal to provide name; D - Word	200615038
077 Precinct	Command Discipline	DCT - Charges Dismissed	A - Refusal to provide name/shield number	200701470
024 Precinct	Charges	DCT Negotiation - 8 vacation days	A - Retaliatory summons	200707080
Brooklyn South Narcotics	Charges	Department Declined to Prosecute	F - Gun pointed	200802293
Brooklyn South Narcotics	Charges	Department Declined to Prosecute	F - Gun pointed, Gun as club, Physical force; A - Vehicle stop	200802293
049 Precinct	Command Discipline	Command Discipline "B"	A - Refusal to provide name/shield number	200802519
068 Precinct	Charges	Instructions	A - Vehicle stop, Search, Vehicle search	200802601
068 Precinct	Charges	Instructions	A - Vehicle stop, Vehicle search	200802601
107 Precinct	Charges	Department Declined to Prosecute	F - Nightstick as club	200802817
103 Precinct	Charges	Department Declined to Prosecute	A - Stop, Question, Frisk	200802859
103 Precinct	Charges	Department Declined to Prosecute	A - Stop	200802859
103 Precinct	Charges	Department Declined to Prosecute	A - Vehicle search, Stop	200802859
PSA 4	Charges	Instructions	A - Frisk, Search, Stop	200803011
006 Precinct	Instructions	Command Discipline "B"	D - Action	200803100
094 Precinct	Charges	Instructions	A - Threat of arrest	200803147
032 Precinct	Charges	Instructions	A - Question, Threat of arrest	200803862

**CCRB SUBSTANTIATED CASES DISPOSITIONED BY THE POLICE DEPARTMENT
AUGUST 2009**

Precinct/Cmd of Assignment at Time of Incident	CCRB Panel Recommendation	PC Disposition	FADO	Case number
Queens North Narcotics	Charges	Department Declined to Prosecute	F - Gun pointed, Physical force	200803950
Queens North Narcotics	Charges	Department Declined to Prosecute	A - Vehicle stop	200803950
Queens North Narcotics	Charges	Department Declined to Prosecute	F - Gun pointed, Search	200803950
032 Precinct	Command Discipline	Instructions	A - Vehicle search	200805324
PSA 4	Charges	Instructions	A - Frisk, Search, Stop	200803011

**CCRB CASES CLOSED AS MEDIATED
SEPTEMBER 2009**

**SUBJECT OFFICERS WHOSE CASES WERE CLOSED AS MEDIATED AND MEDIATION ATTEMPTED
SEPTEMBER 2009**

From September 1, 2009 through September 30, 2009 CCRB mediated 5 cases involving 5 identified subject officers.

Precinct/Cmd of Assignment at Time of Incident	FADO	Disposition	Mediation Action Date
071 PCT	A - Refusal to provide name/shield number	Mediated	9/23/2009
047 PCT	F - Physical force	Mediated	9/23/2009
071 PCT	A - Refusal to process civilian complaint	Mediated	9/30/2009
TB DT03	F - Physical force	Mediated	9/30/2009
094 Precinct	F - Physical force	Mediated	9/14/2009