

**EXECUTIVE DIRECTOR'S REPORT  
OCTOBER 2008**

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**STATISTICAL REPORT: MONTHLY ACTIVITY – SEPTEMBER 2008**

**A. CASES REACHING DISPOSITION**

FULL INVESTIGATIONS	177	
TRUNCATED INVESTIGATIONS	374	
MEDIATIONS	14	
MEDIATION ATTEMPTED	6	
<b>SUB-TOTAL</b>	<b>571</b>	
OTHER CASES CLOSED	58 <sup>1</sup>	
<b>GRAND-TOTAL</b>		<b>629</b>

**B. INTAKE**

CIVILIAN COMPLAINT REVIEW BOARD		630
CHIEF OF DEPARTMENT'S OFFICE (OCD)		704
OTHERS		153

**C. DOCKET**

TOTAL CASELOAD AS OF OCTOBER 1, 2008		3,674
TOTAL CASELOAD AS OF SEPTEMBER 1, 2008		3,673
INCREASE IN TOTAL CASELOAD		<b>1</b>

**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	2,404	65.4%	2,368	64.5%	36	1.5%
CASES 5-7 MONTHS	517	14.1%	543	14.8%	-26	-4.8%
CASES 8 MONTHS	162	4.4%	159	4.3%	3	1.9%
CASES 9 MONTHS	120	3.3%	130	3.5%	-10	-7.7%
CASES 10 MONTHS	118	3.2%	104	2.8%	14	13.5%
CASES 11 MONTHS	93	2.5%	94	2.6%	-1	-1.1%
CASES 12 MONTHS	70	1.9%	84	2.3%	-14	-16.7%
CASES 13 MONTHS	66	1.8%	68	1.9%	-2	-2.9%
CASES 14 MONTHS	46	1.3%	37	1.0%	9	24.3%
CASES 15 MONTHS	24	0.7%	34	0.9%	-10	-29.4%
CASES 16 MONTHS	14	0.4%	15	0.4%	-1	-6.7%
CASES 17 MONTHS	15	0.4%	9	0.2%	6	66.7%
CASES 18 MONTHS	5	0.1%	6	0.2%	-1	-16.7%
CASES OVER 18	20	0.5%	22	0.6%	-2	-9.1%
<b>TOTAL</b>	<b>3,674</b>	<b>100.0%</b>	<b>3,673</b>	<b>100.0%</b>	<b>1</b>	<b>0.0%</b>

<sup>1</sup> Eight cases were deleted as duplicates of already existing cases that the agency received prior to September 1, 2008. Thirty-seven cases that were originally categorized as CCRB cases prior to September 1, 2008 were referred to OCD. Seven cases that were originally categorized as CCRB cases prior to September 1, 2008 were referred to IAB. Six cases that were originally categorized as CCRB cases prior to September 1, 2008 were referred to another agency.

**E. AGE OF CCRB CASES BASED ON DATE OF OCCURRENCE <sup>2</sup>**

	# COUNT THIS MONTH	% OF TOTAL	# COUNT LAST MONTH	% OF TOTAL	THIS MTH. vs. LAST MTH.	% CHANGE
CASES 0-4 MONTHS	2,278	62.0%	2,231	60.7%	47	2.1%
CASES 5-7 MONTHS	526	14.3%	577	15.7%	-51	-8.8%
CASES 8 MONTHS	180	4.9%	161	4.4%	19	11.8%
CASES 9 MONTHS	125	3.4%	119	3.2%	6	5.0%
CASES 10 MONTHS	108	2.9%	112	3.0%	-4	-3.6%
CASES 11 MONTHS	96	2.6%	108	2.9%	-12	-11.1%
CASES 12 MONTHS	90	2.4%	102	2.8%	-12	-11.8%
CASES 13 MONTHS	79	2.2%	76	2.1%	3	3.9%
CASES 14 MONTHS	61	1.7%	42	1.1%	19	45.2%
CASES 15 MONTHS	25	0.7%	42	1.1%	-17	-40.5%
CASES 16 MONTHS	25	0.7%	26	0.7%	-1	-3.8%
CASES 17 MONTHS	17	0.5%	13	0.4%	4	30.8%
CASES 18 MONTHS	11	0.3%	9	0.2%	2	22.2%
CASES OVER 18	42	1.1%	44	1.2%	-2	-4.5%
UNDETERMINED	11	0.3%	11	0.3%	0	0.0%
<b>TOTAL</b>	<b>3,674</b>	<b>100.0%</b>	<b>3,673</b>	<b>100.0%</b>	<b>1</b>	<b>0.0%</b>

**F. STATUS OF OPEN CASES**

	NUMBER	% OF TOTAL
INVESTIGATIONS DIVISION	2,587	70.4%
MEDIATION UNIT	94	2.6%
IN CASE MANAGEMENT UNIT	393	10.7%
PENDING BOARD REVIEW	600	16.3%
<b>TOTAL</b>	<b>3,674</b>	<b>100%</b>

<sup>2</sup> The CCRB currently has 53 cases which are 18 months and older. Seventeen of these cases are in CMU or pending panel review. Of the remaining 36 cases, 10 cases are on or were delayed by DA holds, 22 cases were filed six or more months after the date of incident or were re-opened, and three cases were significantly delayed by late documents or office appearance issues, and one case had a reassignment-related delay.

**CCRB COMPLAINT DATA  
SEPTEMBER 2008**

**Total Complaints and Allegations Received For Current Month  
September 2007 v. September 2008**

	September 2007		September 2008		CHANGE	
	Number	Percent of total	Number	Percent of total	Number difference	Percent difference
Force (F)	639	28.5%	557	32.5%	-82	-12.8%
Abuse of Authority (A)	1,200	53.4%	810	47.2%	-390	-32.5%
Discourtesy (D)	326	14.5%	309	18.0%	-17	-5.2%
Offensive Language (O)	81	3.6%	40	2.3%	-41	-50.6%
<b>Total Allegations</b>	<b>2,246</b>	<b>100.0%</b>	<b>1,716</b>	<b>100.0%</b>	<b>-530</b>	<b>-23.6%</b>
<b>Total Complaints</b>	<b>603</b>		<b>630</b>		<b>27</b>	<b>4.5%</b>

**Total Complaints and Allegations Received Year-to-Date  
January-September 2007 v. January-September 2008**

	January-September 2007		January-September 2008		CHANGE	
	Number	Percent of total	Number	Percent of total	Number difference	Percent difference
Force (F)	5,891	30.7%	6,106	30.3%	215	3.6%
Abuse of Authority (A)	9,930	51.7%	10,429	51.7%	499	5.0%
Discourtesy (D)	2,858	14.9%	3,074	15.2%	216	7.6%
Offensive Language (O)	512	2.7%	549	2.7%	37	7.2%
<b>Total Allegations</b>	<b>19,191</b>	<b>100.0%</b>	<b>20,158</b>	<b>100.0%</b>	<b>967</b>	<b>5.0%</b>
<b>Total Complaints</b>	<b>5,758</b>		<b>5,674</b>		<b>-84</b>	<b>-1.5%</b>

**Total Complaints and Types of Allegations in Complaints Received\*  
January-September 2007 v. January-September 2008**

	January-September 2007		January-September 2008		CHANGE	
	Number	Percent of total	Number	Percent of total	Number difference	Percent difference
Force (F)	3,154	54.8%	3,228	56.9%	74	2.3%
Abuse of Authority (A)	3,971	69.0%	3,803	67.0%	-168	-4.2%
Discourtesy (D)	2,248	39.0%	2,310	40.7%	62	2.8%
Offensive Language (O)	457	7.9%	434	7.6%	-23	-5.0%
<b>Total Complaints</b>	<b>5,758</b>		<b>5,674</b>		<b>-84</b>	<b>-1.5%</b>

\* This table presents the number of complaints containing one or more allegations in each FADO category. For example, 3,228 of the 5,674 complaints received in January-September 2008 contained one or more force allegations, while 3,803 contained one or more abuse of authority allegations.

**Updated August 2008 Complaint Statistics**

	<b>Initially Reported August 2008</b>	<b>Updated August 2008 Complaint Filings</b>	<b>Change in number of complaints</b>	<b>Percent difference</b>
<b>Total Complaints</b>	642	611	-31	-4.8%

**Updated Statistical Comparison  
Total Complaints and Allegations Received  
August 2007 v. August 2008**

	<b>August 2007</b>		<b>August 2008</b>		<b>CHANGE</b>	
	<b>Number</b>	<b>Percent of total</b>	<b>Number</b>	<b>Percent of total</b>	<b>Number difference</b>	<b>Percent difference</b>
Force (F)	753	32.0%	593	32.3%	-160	-21.2%
Abuse of Authority (A)	1,186	50.4%	891	48.5%	-295	-24.9%
Discourtesy (D)	360	15.3%	289	15.7%	-71	-19.7%
Offensive Language (O)	56	2.4%	64	3.5%	8	14.3%
<b>Total Allegations</b>	<b>2,355</b>	<b>100.0%</b>	<b>1,837</b>	<b>100.0%</b>	<b>-518</b>	<b>-22.0%</b>
<b>Total Complaints</b>	<b>657</b>		<b>611</b>		<b>-46</b>	<b>-7.0%</b>

**Total Complaints and Allegations Received Year-to-Date  
January-August 2007 v. January-August 2008**

	<b>January-August 2007</b>		<b>January-August 2008</b>		<b>CHANGE</b>	
	<b>Number</b>	<b>Percent of total</b>	<b>Number</b>	<b>Percent of total</b>	<b>Number difference</b>	<b>Percent difference</b>
Force (F)	5,252	31.0%	5,549	30.1%	297	5.7%
Abuse of Authority (A)	8,730	51.5%	9,619	52.2%	889	10.2%
Discourtesy (D)	2,532	14.9%	2,765	15.0%	233	9.2%
Offensive Language (O)	431	2.5%	509	2.8%	78	18.1%
<b>Total Allegations</b>	<b>16,945</b>	<b>100.0%</b>	<b>18,442</b>	<b>100.0%</b>	<b>1,497</b>	<b>8.8%</b>
<b>Total Complaints</b>	<b>5,135</b>		<b>5,044</b>		<b>-91</b>	<b>-1.8%</b>

**Total Complaints and Types of Allegations in Complaints Received\*  
January-August 2007 v. January-August 2008**

	<b>January-August 2007</b>		<b>January-August 2008</b>		<b>CHANGE</b>	
	<b>Number</b>	<b>Percent of total</b>	<b>Number</b>	<b>Percent of total</b>	<b>Number difference</b>	<b>Percent difference</b>
Force (F)	2,838	55.3%	2,879	57.1%	41	1.4%
Abuse of Authority (A)	3,553	69.2%	3,434	68.1%	-119	-3.3%
Discourtesy (D)	2,008	39.1%	2,068	41.0%	60	3.0%
Offensive Language (O)	388	7.6%	399	7.9%	11	2.8%
<b>Total Complaints</b>	<b>5,135</b>		<b>5,044</b>		<b>-91</b>	<b>-1.8%</b>

\* This table presents the number of complaints containing one or more allegations in each FADO category. For example, 2,879 of the 5,044 complaints received in January-August 2008 contained one or more force allegations, while 3,434 contained one or more abuse of authority allegations.

**CCRB DISPOSITION DATA  
SEPTEMBER 2008**

## CCRB Disposition of Cases

	Percents Below are Percentages of all Cases Closed after Full Investigation			
	September 2008		Year-to-Date 2008	
	<i>Number</i>	<i>Percent</i>	<i>Number</i>	<i>Percent</i>
<b>Full Investigations - Dispositions</b>				
One or more allegations substantiated	12	6.8%	142	8.1%
Allegations exonerated, unfounded, and/or unsubstantiated	151	85.3%	1,507	85.5%
Department employee unidentified	12	6.8%	101	5.7%
Miscellaneous	2	1.1%	13	0.7%
Refer to IAB	0	0.0%	0	0.0%
<b>Total - Full Investigations</b>	<b>177</b>	<b>100.0%</b>	<b>1,763</b>	<b>100.0%</b>

	Percents Below are Percentages of all Closed Cases			
	September 2008		Year-to-Date 2008	
	<i>Number</i>	<i>Percent</i>	<i>Number</i>	<i>Percent</i>
<b>Alternative Dispute Resolution Closures</b>				
Mediated	14	2.5%	83	1.6%
Mediation attempted	6	1.1%	64	1.2%
<b>Total - ADR Closures</b>	<b>20</b>	<b>3.5%</b>	<b>147</b>	<b>2.8%</b>

<b>Truncated Investigations</b>				
Complaint withdrawn	75	13.1%	676	12.7%
Complainant/victim/witness uncooperative	232	40.6%	2,079	38.9%
Complainant/victim/witness unavailable	67	11.7%	633	11.9%
Victim unidentified	0	0.0%	40	0.7%
<b>Total - Truncated Investigations</b>	<b>374</b>	<b>65.5%</b>	<b>3,428</b>	<b>64.2%</b>

<b>Total Closed Cases</b>	<b>571</b>		<b>5,338</b>	
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## CCRB Disposition of all Allegations

Percents Below are Percentages of all Allegations Closed after Full Investigation				
	September 2008		Year-to-Date 2008	
	<i>Number</i>	<i>Percent</i>	<i>Number</i>	<i>Percent</i>
<b>Full Investigations - Dispositions and Disciplinary Recommendations</b>				
Substantiated - Charges	16	2.1%	247	3.2%
Substantiated - Command discipline	2	0.3%	45	0.6%
Substantiated - Instructions	3	0.4%	8	0.1%
Substantiated - No recommendations	0	0.0%	3	0.0%
Substantiated - Department employee unknown	0	0.0%	0	0.0%
<b>Subtotal - Substantiated Allegations</b>	<b>21</b>	<b>2.7%</b>	<b>303</b>	<b>3.9%</b>
Unfounded	80	10.3%	938	12.2%
Employee exonerated	263	33.8%	2,513	32.7%
<b>Subtotal - Findings on the Merits</b>	<b>364</b>	<b>46.7%</b>	<b>3,754</b>	<b>48.8%</b>
Unsubstantiated	311	39.9%	2,946	38.3%
Department employee unidentified	94	12.1%	818	10.6%
Miscellaneous	10	1.3%	172	2.2%
Refer to IAB	0	0.0%	0	0.0%
<b>Total - Full Investigations</b>	<b>779</b>	<b>100.0%</b>	<b>7,690</b>	<b>100.0%</b>
Percents Below are Percentages of all Closed Allegations				
	September 2008		Year-to-Date 2008	
	<i>Number</i>	<i>Percent</i>	<i>Number</i>	<i>Percent</i>
<b>Alternative Dispute Resolution Closures</b>				
Mediated	29	1.6%	195	1.1%
Mediation attempted	16	0.9%	136	0.8%
<b>Total - Alternate Dispute Resolution Closures</b>	<b>45</b>	<b>2.5%</b>	<b>331</b>	<b>1.9%</b>
<b>Truncated Investigations</b>				
Complaint withdrawn	146	8.1%	1,519	8.8%
Complainant/victim/witness uncooperative	678	37.7%	6,089	35.2%
Complainant/victim/witness unavailable	145	8.1%	1,525	8.8%
Victim unidentified	6	0.3%	167	1.0%
<b>Total - Truncated Investigations</b>	<b>975</b>	<b>54.2%</b>	<b>9,300</b>	<b>53.7%</b>
<b>Total Closed Allegations</b>	<b>1,799</b>		<b>17,321</b>	

**Disposition of Force Allegations, January-September 2008**

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	0	0.0%	12	85.7%	0	0.0%	0	0.0%	0	0.0%	2	14.3%
Gun pointed	2	1.2%	94	56.0%	44	26.2%	21	12.5%	6	3.6%	1	0.6%
Nightstick as club (incl asp & baton)	2	1.5%	40	30.5%	39	29.8%	25	19.1%	25	19.1%	0	0.0%
Gun as club	0	0.0%	0	0.0%	8	50.0%	7	43.8%	0	0.0%	1	6.3%
Police shield	0	0.0%	4	57.1%	3	42.9%	0	0.0%	0	0.0%	0	0.0%
Vehicle	0	0.0%	0	0.0%	6	50.0%	3	25.0%	3	25.0%	0	0.0%
Other blunt instrument as a club	3	9.7%	0	0.0%	12	38.7%	10	32.3%	5	16.1%	1	3.2%
Hit against inanimate object	0	0.0%	12	21.4%	21	37.5%	17	30.4%	6	10.7%	0	0.0%
Chokehold	0	0.0%	0	0.0%	31	45.6%	28	41.2%	9	13.2%	0	0.0%
Pepper spray	3	2.6%	66	56.9%	20	17.2%	8	6.9%	17	14.7%	2	1.7%
Physical force	26	1.5%	862	50.0%	465	27.0%	189	11.0%	144	8.4%	38	2.2%
Radio as club	0	0.0%	0	0.0%	4	26.7%	8	53.3%	2	13.3%	1	6.7%
Flashlight as club	0	0.0%	0	0.0%	1	11.1%	7	77.8%	0	0.0%	1	11.1%
Handcuffs too tight	0	0.0%	0	0.0%	10	41.7%	9	37.5%	5	20.8%	0	0.0%
Nonlethal restraining device	1	3.8%	14	53.8%	3	11.5%	6	23.1%	1	3.8%	1	3.8%
Animal	0	0.0%	2	100.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%
Other	0	0.0%	6	46.2%	4	30.8%	3	23.1%	0	0.0%	0	0.0%
<b>Total</b>	<b>37</b>	<b>1.5%</b>	<b>1112</b>	<b>45.7%</b>	<b>671</b>	<b>27.6%</b>	<b>341</b>	<b>14.0%</b>	<b>223</b>	<b>9.2%</b>	<b>48</b>	<b>2.0%</b>

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

**Disposition of Abuse of Authority Allegations, January-September 2008**

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
Frisk	32	11.3%	112	39.4%	88	31.0%	7	2.5%	40	14.1%	5	1.8%
Search (of person)	23	5.9%	93	23.7%	199	50.6%	14	3.6%	59	15.0%	5	1.3%
Frisk and/or search	0	0.0%	1	50.0%	0	0.0%	0	0.0%	0	0.0%	1	50.0%
Vehicle Searched	24	11.4%	82	38.9%	70	33.2%	7	3.3%	21	10.0%	7	3.3%
Question	2	1.4%	96	67.6%	27	19.0%	3	2.1%	10	7.0%	4	2.8%
Stop	34	6.0%	284	50.4%	189	33.5%	4	0.7%	41	7.3%	12	2.1%
Question and/or stopped	6	11.1%	24	44.4%	5	9.3%	1	1.9%	16	29.6%	2	3.7%
Strip-searched	16	8.8%	51	28.2%	81	44.8%	16	8.8%	14	7.7%	3	1.7%
Vehicle stopped	9	5.3%	90	52.9%	56	32.9%	0	0.0%	12	7.1%	3	1.8%
Gun Drawn	1	1.6%	27	42.9%	25	39.7%	6	9.5%	3	4.8%	1	1.6%
Premises entered and/or searched	23	6.2%	238	64.5%	69	18.7%	14	3.8%	18	4.9%	7	1.9%
Threat to notify ACS	2	6.1%	13	39.4%	13	39.4%	3	9.1%	1	3.0%	1	3.0%
Threat of force (verbal or physical)	7	2.7%	26	9.9%	126	47.9%	58	22.1%	41	15.6%	5	1.9%
Seizure of property	2	5.6%	16	44.4%	8	22.2%	3	8.3%	4	11.1%	3	8.3%
Threat to damage/seize property	0	0.0%	5	22.7%	11	50.0%	2	9.1%	4	18.2%	0	0.0%
Threat of arrest	2	0.5%	162	43.4%	121	32.4%	36	9.7%	44	11.8%	8	2.1%
Threat of summons	1	3.8%	9	34.6%	11	42.3%	5	19.2%	0	0.0%	0	0.0%
Property damaged	2	2.1%	25	26.3%	34	35.8%	13	13.7%	19	20.0%	2	2.1%
Refusal to process civilian complaint	5	11.1%	3	6.7%	27	60.0%	2	4.4%	7	15.6%	1	2.2%
Refusal to provide name/shield number	17	4.5%	8	2.1%	233	61.2%	72	18.9%	43	11.3%	8	2.1%
(Retaliatory) arrest	6	28.6%	5	23.8%	10	47.6%	0	0.0%	0	0.0%	0	0.0%
(Retaliatory) summons	7	25.9%	6	22.2%	11	40.7%	3	11.1%	0	0.0%	0	0.0%
Refusal to obtain medical treatment	5	5.4%	2	2.2%	39	42.4%	34	37.0%	10	10.9%	2	2.2%
Improper dissemination of medical info	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%
Failure to show search warrant	1	5.0%	0	0.0%	16	80.0%	2	10.0%	1	5.0%	0	0.0%
Other	7	18.9%	7	18.9%	17	45.9%	3	8.1%	2	5.4%	1	2.7%
<b>Total</b>	<b>234</b>	<b>6.0%</b>	<b>1385</b>	<b>35.5%</b>	<b>1486</b>	<b>38.1%</b>	<b>308</b>	<b>7.9%</b>	<b>410</b>	<b>10.5%</b>	<b>81</b>	<b>2.1%</b>

**Disposition of Discourtesy Allegations, January-September 2008**

Type of Discourtesy Allegation	Substantiated		Exonerated		Unsubstantiated		Unfounded		Officer Unidentified		Miscellaneous	
	Number	Rate	Number	Rate	Number	Rate	Number	Rate	Number	Rate	Number	Rate
Word	29	2.6%	18	1.6%	660	59.9%	214	19.4%	144	13.1%	36	3.3%
Gesture	0	0.0%	0	0.0%	5	50.0%	0	0.0%	3	30.0%	2	20.0%
Demeanor/tone	0	0.0%	0	0.0%	2	66.7%	0	0.0%	1	33.3%	0	0.0%
Action	1	1.7%	1	1.7%	37	62.7%	13	22.0%	3	5.1%	4	6.8%
Other	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%
<b>Total</b>	<b>30</b>	<b>2.6%</b>	<b>19</b>	<b>1.6%</b>	<b>704</b>	<b>60.0%</b>	<b>227</b>	<b>19.4%</b>	<b>151</b>	<b>12.9%</b>	<b>42</b>	<b>3.6%</b>

**Disposition of Offensive Language Allegations, January-September 2008**

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	0	0.0%	0	0.0%	42	41.2%	37	36.3%	23	22.5%	0	0.0%
Ethnicity	1	2.9%	0	0.0%	19	55.9%	9	26.5%	4	11.8%	1	2.9%
Religion	0	0.0%	0	0.0%	2	22.2%	4	44.4%	3	33.3%	0	0.0%
Sex	0	0.0%	0	0.0%	7	43.8%	9	56.3%	0	0.0%	0	0.0%
Sexual Orientation	1	5.0%	0	0.0%	12	60.0%	5	25.0%	2	10.0%	0	0.0%
Physical Disability	0	0.0%	0	0.0%	1	33.3%	0	0.0%	2	66.7%	0	0.0%
Other	0	0.0%	0	0.0%	3	100.0%	0	0.0%	0	0.0%	0	0.0%
<b>Total</b>	<b>2</b>	<b>1.1%</b>	<b>0</b>	<b>0.0%</b>	<b>86</b>	<b>46.0%</b>	<b>64</b>	<b>34.2%</b>	<b>34</b>	<b>18.2%</b>	<b>1</b>	<b>0.5%</b>

**OFFICERS AGAINST WHOM THE CCRB SUBSTANTIATED ALLEGATIONS  
SEPTEMBER 2008**

From September 1, 2008 through September 30, 2008, the board substantiated 12 cases involving 17 identified subject officers.

Precinct/Cmd of Assignment at Time of Incident	FADO	Panel Recommendation	CCRB Case Number
047 Precinct	A - Frisk, Stop	Charges	200704005
047 Precinct	A - Frisk, Stop	Charges	200704005
043 Precinct	F - Nightstick as club	Charges	200707195
Manhattan North Narcotics	A - Vehicle search	Charges	200707374
Manhattan North Narcotics	A - Strip-searched	Command Discipline	200707374
Manhattan North Narcotics	A - Refusal to obtain medical treatment	Charges	200707380
049 Precinct	A - Refusal to provide name/shield number; D - Word	Charges	200711469
Patrol Borough Bronx Anti-Crime	A - Vehicle Searched	Charges	200712579
077 Precinct Detective Squad	A - Search	Command Discipline	200716166
077 Precinct Detective Squad	F - Physical force	Charges	200716166
School Safety Division	A - Seizure of property	Charges	200718059
077 Precinct	A - Stop, Retaliatory summons	Charges	200800203
077 Precinct	A - Stop	Charges	200800203
Brooklyn North Impact Response Team	A - Frisk	Instructions	200800981
Brooklyn North Impact Response Team	A - Frisk	Instructions	200800981
006 Precinct	D - Action	Instructions	200803100
060 Precinct	A - Strip-searched	Charges	200804123

**POLICE DEPARTMENT DISPOSITIONS  
OF SUBSTANTIATED CASES  
AUGUST 2008**

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

Police Department Disposition	Number of Officers	
	August 2008	YTD 2008
Guilty after trial	0	1
Pleaded guilty		
To charges and specifications	3	5
To charges and specifications negotiated as command discipline	1	1
To command discipline	3	41
Instructions	4	61
<b>Subtotal: Disciplinary Action</b>	<b>11</b>	<b>109</b>
Not guilty after trial	2	9
Dismissed	0	5
Department unable to prosecute	12	74
Statute of limitations expired	0	3
Department employee unidentified	0	0
<b>Subtotal: No Disciplinary Action</b>	<b>14</b>	<b>91</b>
Filed**	0	6
<b>Total Closed Cases</b>	<b>25</b>	<b>206</b>

\* 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 2008	YTD 2008
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 of 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	0
Suspension for or loss of vacation time of 1 to 10 days	3	4
Command discipline A	1	20
Command discipline B	3	23
Instructions	4	61
Warned and admonished	0	0
<b>Total</b>	<b>11</b>	<b>109</b>

\* 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 2003-2008**

Recommendation	Number of Officers					
	2003	2004	2005	2006	2007	2008
No recommendation	0	3	0	3	3	0
Charges	316	459	310	265	226	88
Command discipline	64	84	49	66	54	20
Instructions	14	8	12	13	18	3
<b>Total Number of Subject Officers</b>	<b>394</b>	<b>554</b>	<b>371</b>	<b>347</b>	<b>301</b>	<b>111</b>

**Police Department Dispositions of Substantiated Cases by Year of CCRB Referral 2003-2008**

Police Department Disposition	Number of Officers					
	2003	2004	2005	2006	2007	2008
Guilty after trial	20	21	9	1	0	0
Pleaded guilty						
To charges and specifications	28	18	6	5	1	0
To charges and specifications negotiated as command discipline	9	11	0	1	1	0
To command discipline	134	187	52	65	56	8
Instructions	74	147	225	160	65	11
<b>Subtotal: Disciplinary Action</b>	<b>265</b>	<b>384</b>	<b>292</b>	<b>232</b>	<b>123</b>	<b>19</b>
Not guilty after trial	52	59	21	9	1	0
Dismissed	38	50	13	7	0	0
Department unable to prosecute	5	18	13	54	102	22
Statute of limitations expired	10	9	7	3	2	1
Department employee unidentified	0	0	0	0	0	0
<b>Subtotal: No Disciplinary Action</b>	<b>105</b>	<b>136</b>	<b>54</b>	<b>73</b>	<b>105</b>	<b>23</b>
<b>Cases Completed by NYPD</b>	<b>370</b>	<b>520</b>	<b>346</b>	<b>305</b>	<b>228</b>	<b>42</b>
<b>Percent of Officers Disciplined in Completed NYPD Cases</b>	<b>71.6%</b>	<b>73.8%</b>	<b>84.4%</b>	<b>76.1%</b>	<b>53.9%</b>	<b>45.2%</b>
Filed*	22	28	16	15	8	1
No action (pending)	2	6	9	27	65	68
<b>Percent of Cases Still Pending at NYPD</b>	<b>0.5%</b>	<b>1.1%</b>	<b>2.4%</b>	<b>7.8%</b>	<b>21.6%</b>	<b>61.3%</b>
<b>Total Number of Subject Officers</b>	<b>394</b>	<b>554</b>	<b>371</b>	<b>347</b>	<b>301</b>	<b>111</b>

\* "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 2008**

**From August 1, 2008 through August 31, 2008, the police department closed 20 substantiated CCRB cases involving 25 identified subject officers.**

<b>Precinct/Cmd of Assignment at Time of Incident</b>	<b>CCRB Panel Recommendation</b>	<b>PC Disposition</b>	<b>FADO</b>	<b>Case number</b>
071 Precinct	Charges	DCT Trial - Not Guilty	F - Nightstick as club	200507025
109th Precinct Detective Squad	Charges	DCT Plead Guilty - 8 vacation days	A - Search, Premises entered and/or searched, Refusal to provide name/shield number, Other	200601554
109th Precinct Detective Squad	Charges	DCT Plead Guilty - 8 vacation days	A - Vehicle search, Premises entered and/or searched, Refusal to provide name/shield number, Other	200601554
109th Precinct Detective Squad	Charges	DCT Plead Guilty - 8 vacation days	A - Vehicle search, Premises entered and/or searched, Refusal to provide name/shield number, Other	200601554
070 Precinct	Charges	DCT Trial - Not Guilty	A - Question and/or stop, Retaliatory summons	200601624
104 Precinct	Charges	DCT Plead Guilty - Command Discipline "B"	F - Physical force; A - Threat of arrest	200604886
Queens North Narcotics	Charges	Department Unable to Prosecute	A - Property damaged	200702497
043 Precinct	Charges	Department Unable to Prosecute	A - Question and/or stop, Search, Threat of force	200702586
110 Precinct	Charges	Department Unable to Prosecute	A - Vehicle search	200702612
Brooklyn North Narcotics	Charges	Instructions	A - Refusal to provide name/shield number	200702669

**CCRB SUBSTANTIATED CASES DISPOSITIONED BY THE POLICE DEPARTMENT  
AUGUST 2008**

<b>Precinct/Cmd of Assignment at Time of Incident</b>	<b>CCRB Panel Recommendation</b>	<b>PC Disposition</b>	<b>FADO</b>	<b>Case number</b>
Brooklyn North Narcotics	Charges	Instructions	A - Refusal to provide name/shield number, Question	200702669
090 Precinct	Charges	Command Discipline "B"	A - Strip-searched	200702687
083 Precinct	Charges	Department Unable to Prosecute	A - Search	200702689
044 Precinct	Charges	Department Unable to Prosecute (Command Discipline "B" for OMN)	A - Strip-searched	200703011
Bronx Narcotics	Charges	Command Discipline "B"	A - Strip-searched	200703175
Brooklyn South Narcotics	Charges	Department Unable to Prosecute	A - Search, Question	200703375
Patrol Borough Bronx Task Force	Command Discipline	Department Unable to Prosecute	A - Vehicle search	200703408
Patrol Borough Manhattan South Anti-Crime	Charges	Department Unable to Prosecute	A - Vehicle search	200703557
67th Precinct Detective Squad	Charges	Department Unable to Prosecute	A - Threat of force (verbal or physical)	200703597
032 Precinct	Command Discipline	Instructions	F - Physical force; A - Question and/or stop	200703634
032 Precinct	Command Discipline	Instructions	A - Stop	200703634
110 Precinct	Charges	Department Unable to Prosecute	D - Word	200703800
110 Precinct	Charges	Department Unable to Prosecute	A - Premises entered and/or searched	200703800
101 Precinct	Command Discipline	Department Unable to Prosecute	A - Frisk	200703932
Patrol Borough Bronx Anti-Crime	Charges	Command Discipline "A"	A - Vehicle Searched	200704569

**CCRB CASES CLOSED AS MEDIATED  
AND MEDIATION ATTEMPTED  
SEPTEMBER 2008**

**SUBJECT OFFICERS WHOSE CASES WERE CLOSED AS MEDIATED AND MEDIATION ATTEMPTED  
SEPTEMBER 2008**

**From September 1, 2008 through September 30, 2008 CCRB mediated 14 cases and attempted to mediate 6 cases involving 26 identified subject officers.**

<b>Precinct/Command of Assignment at Time of Incident</b>	<b>FADO</b>	<b>Disposition</b>	<b>Mediation Action Date</b>
PSA 9	D - Word; O – Ethnicity	Mediation Attempted	9/3/2008
Bus Unit	A - Refusal to provide name/shield number	Mediated	9/24/2008
PSA 8	A - Refusal to process civilian complaint	Mediated	9/8/2008
TB DT03	F - Physical force	Mediation Attempted	9/3/2008
081 Precinct	D – Word	Mediation Attempted	9/3/2008
081 Precinct	A - Threat of arrest; D – Word	Mediated	9/16/2008
PSA 5	A - Question, Stop, Threat of arrest, Threat of summons	Mediation Attempted	9/3/2008
PSA 5	A - Question, Stop, Threat of arrest, Threat of summons	Mediation Attempted	9/3/2008
PSA 5	A – Stop	Mediated	9/10/2008
PSA 5	A – Stop	Mediated	9/10/2008
PSA 5	A – Stop	Mediated	9/10/2008
PSA 7	F - Physical force; A - Threat of arrest, Stop	Mediation Attempted	9/3/2008
Patrol Borough Bronx Task Force	A - Search, Stop	Mediated	9/24/2008
Patrol Borough Bronx Task Force	F - Physical force; A - Frisk, Stop	Mediated	9/24/2008
040 Precinct	F - Physical force; A - threat of arrest, Stop	Mediated	9/9/2008
120 Precinct	A - Threat to damage/seize property; D - Word	Mediated	9/5/2008
088 Precinct	A – Stop	Mediated	9/23/2008
088 Precinct	A – Frisk	Mediated	9/23/2008
Transit Bureau	A – Stop	Mediated	9/11/2008
Transit Bureau	A - Threat of arrest, Stop	Mediated	9/11/2008
026 Precinct	D – Word	Mediation Attempted	9/3/2008
106 Precinct	D – Word	Mediated	9/12/2008
084 Precinct	A - Question; D - Action	Mediated	9/18/2008

**SUBJECT OFFICERS WHOSE CASES WERE CLOSED AS MEDIATED AND MEDIATION ATTEMPTED  
SEPTEMBER 2008**

<b>Precinct/Cmd of Assignment at Time of Incident</b>	<b>FADO</b>	<b>Disposition</b>	<b>Mediation Action Date</b>
Bronx Narcotics	A – Stop	Mediated	9/19/2008
Transit Bureau	D – Word	Mediated	9/23/2008
077 Precinct	A - Threat of arrest; O – Sex	Mediated	9/16/2008