

NYC - Civilian Complaint Review Board  
December 11, 2019

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CIVILIAN COMPLAINT REVIEW BOARD  
PUBLIC MEETING  
DECEMBER 11, 2019  
4:09 P.M.

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100 Church Street,  
New York, New York

BEFORE

ERICA BOND, MAYORAL DESIGNEE

JONATHAN DARCHE, ESQ., EXECUTIVE DIRECTOR

Transcribed by:

Shechinah Jackson

NYC - Civilian Complaint Review Board  
December 11, 2019

2

PUBLIC AGENDA

1 Call to Order

2 Adoption of Minutes

3 Report from the Chair

4 Report from the Executive Director

5 New Business

6 Old Business

7 Public Comment

8 Adjourn to Executive Session

NYC - Civilian Complaint Review Board  
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BOARD MEMBERS PRESENT:

Jonathan Darche, Esq., Executive Director

Erica Bond, Board Member

Joseph Puma, Board Member

Corrine A. Irish, Esq., Board Member

John Siegal, Board Member

Michael Rivadeneyra, Board Member

Frank J. Dwyer, Board Member

Ramon Peguero, Board Member

Angela Sung Pinsky, Board Member

\* \* \* \* \*

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SPEAKERS

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Chris Dunn

Y. Jennings

Susan Harvey

1  
2 MS. BOND: Good afternoon. Welcome  
3 to the Civilian Complaint Review Board,  
4 December board meeting. This is our final  
5 board meeting of 2019.

6 You may notice that I'm not Chair  
7 Davie who normally leads these meetings.  
8 My name is Erica Bond, I'm a Mayoral  
9 Designee.

10 Our chair, Fred Davie, is on the  
11 way. He was gratuitous enough to allow us  
12 to move forward without him and so we are  
13 going to proceed and he will join us when  
14 he can.

15 Before we get started, I'd foremost  
16 like to offer condolences on behalf of the  
17 Board to the Jersey City community and to  
18 our brothers and sisters in the Jewish  
19 community. I know there are a lot of  
20 facts that are unknown as of yet, but the  
21 facts that we do have are heartbreaking,  
22 to say the least. And our thoughts and  
23 our prayers are with our neighbors in New  
24 Jersey at this time.

25 As we continue with the meeting, I

1  
2 want to extend a warm welcome to our  
3 newest member of the Board. My fellow  
4 Mayoral Designee, Angela Pinsky.

5 Angela, I'll give you an opportunity  
6 to say a few words and introduce yourself.

7 MS. PINKSY: Hi. My name is Angela  
8 Pinsky. I am, as Erica mentioned, I am a  
9 Mayoral Designee for the Board. I  
10 currently am the Executive Director of the  
11 Association For A Better New York, which  
12 is a non-profit civic organization that  
13 looks to make New York City a better place  
14 to live, work and visit. And it primarily  
15 focuses on civic education and engagement.  
16 I'm really excited to be here and to get  
17 to work with the CCRB.

18 MS. BOND: Thank you, Angela.  
19 Welcome.

20 And now, we'll have the rest of my  
21 colleagues on the board introduce  
22 themselves and we'll start on my left with  
23 John Siegal.

24 MR. SIEGAL: Hi, John Siegal. I'm  
25 an appointee for Mayor de Blasio.

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1  
2 MS. IRISH: Corrine Irish, Mayoral  
3 appointee.

4 MR. DARCHE: John Darche, Executive  
5 Director.

6 MR. RIVADENEYRA: Good afternoon,  
7 Michael Rivadeneyra. The New York City  
8 Council Bronx designee to the Board.

9 MR. PUMA: Good afternoon, I'm  
10 Joseph Puma. I'm the City Council  
11 designee to the Board from the Borough of  
12 Manhattan.

13 MR. PEGUERO: Good afternoon. My  
14 name is it Ramon Peguero. I am the City  
15 Council designee for Queens.

16 MR. DWYER: Good afternoon. I'm  
17 Frank Dwyer. I'm a Police Department  
18 designee.

19 MS. BOND: Thank you all.

20 I'd also like take a moment to  
21 acknowledge some enterprising students  
22 from the educational video center who are  
23 joining us in the office today for today's  
24 meeting. I know they're very interested  
25 in police community relation and we're

1  
2 always glad to have young people attend  
3 our meetings to learn more about the work  
4 that we do here at CCRB. So welcome.

5 We also have some other students  
6 here, I understand, from LaGuardia and  
7 BMCC. So welcome to all of you as well.

8 It's hard to believe we're on the  
9 break of 2020 and every December, I think,  
10 we all reflect on what we've accomplished  
11 in the prior year and here at CCRB it's no  
12 different.

13 We started the year with a bang with  
14 our youth summit at NYU, which was held in  
15 February of this year. And it was led by  
16 the first class of the Agency's Youth  
17 Advisory Council, and it was really a  
18 wonderful event. And it gave us a better  
19 understanding of what New York's young  
20 people are thinking and how they're  
21 feeling about their relationship with the  
22 NYPD.

23 We know that one in every six of our  
24 CCRB complaints come from someone between  
25 the ages of 10 and 24 and so having those



1  
2 insights from the Youth Advisory Council  
3 is really invaluable for us as an agency  
4 and helps to guide our work.

5 We've recently just selected members  
6 of the new Youth Advisory Council class,  
7 and we are all, I think, really looking  
8 forward to hearing what this new group has  
9 to say and to think about the ways in  
10 which they can help guide our work in the  
11 upcoming year.

12 In March, we brought together law  
13 enforcement scholars and practitioners for  
14 a very robust conversation about civilian  
15 oversight. That was held at John Jay  
16 College and was really a wonderful event.

17 In May and June our prosecutors  
18 presented evidence that ultimately led to  
19 Daniel Pantelo's dismissal from the NYPD.  
20 While this process took far too long and  
21 it pains me to know that there's nothing  
22 any of us can do about what happened on  
23 Bay Street in Staten Island in 2014. I  
24 know we are all very proud to serve on the  
25 Board of the agency that was able to

1  
2 deliver some semblance of justice for Eric  
3 Garner.

4 And then just last month hundreds of  
5 thousands of New Yorkers voted to  
6 strengthen civilian oversight in our city.  
7 And I look forward to working with my  
8 colleagues on the Board and the staff here  
9 as well to implement the changes that are  
10 mandated as a result of that vote.

11 All in all this was a very big year  
12 for the CCRB. This Agency would not have  
13 been able to accomplish the things that it  
14 did in 2019 without the tireless efforts  
15 of my colleagues on the Board and the  
16 really wonderful Agency staff.

17 So on behalf of the Board, I'd like  
18 to take a moment really to thank all of  
19 you.

20 And with that I think our Executive  
21 Director Jon Darche has a few words to  
22 share. But first I just want to thank all  
23 the members of the public who are here  
24 today. It's really the engagement of  
25 every day New Yorkers that fuels the work

1  
2 that we do here, and ensures that we work  
3 hard on behalf all of you each and every  
4 day. And I'm really wishing you all a  
5 happy holiday season.

6 John?

7 MR. DARCHE: Thank you, Ms. Bond.

8 I would welcome you all here and  
9 also welcome our newest Board member, Ms.  
10 Pinsky. I'm glad to be your first Board  
11 meeting. I look forward to working with  
12 you going forward.

13 Since the last meeting in November,  
14 there are two important updates. The  
15 first is that the Agency has reached a  
16 body-worn camera agreement with the NYPD.  
17 This agreement will significantly reduce  
18 backlog in reviewing body-worn camera  
19 footage. It will allow us to do our  
20 investigative work and it is a first step  
21 that will get us direct access to  
22 body-worn camera footage.

23 Body-worn camera footage is a tool  
24 that is going to transform civilian  
25 oversight, I think not just in the city,

1  
2 but around the country. And this is a  
3 genuine compromise that CCRB didn't get  
4 everything it wanted but neither did the  
5 NYPD. But there is enough there for  
6 everyone to feel like this is a real  
7 compromise that is going to meet the goals  
8 that we all had going into the  
9 negotiation.

10 The CCRB was also able to release  
11 report on NYPD taser use. I think the big  
12 take away was that as more and more tasers  
13 are put into the field by the NYPD, there  
14 needs to be more consistent training  
15 between what is given to the rank and file  
16 and executives to make sure that the  
17 proper emphasis on deescalation is in all  
18 those trainings.

19 And we would also urge the NYPD to  
20 give the CCRB easier access to taser  
21 discharge information in use of force  
22 reports.

23 We look forward to hearing from  
24 members of the public, but I just wanted  
25 to set some ground rules.

1  
2           If you have concerns about a  
3       specific incident, either one that you  
4       have reported or you could report, there  
5       are two investigators here tonight.  
6       Instead of speaking publicly about the  
7       case, we would ask you to speak to those  
8       investigators, Rolando Velasquez, and  
9       Caroline Moses. Are you guys here? So  
10      they're right there in the back. And if  
11      there's a specific incident you'd like to  
12      discuss, we urge you to speak to them  
13      rather than discussing it -- discussing it  
14      publicly.

15           And our time here tonight is limited  
16      so we're going to ask that limit your  
17      comments to two minutes a piece to allow  
18      sufficient time for everyone to speak.

19           And thank you all, again, for being  
20      here today.

21           MS. BOND: So with that, we'll move  
22      to public comment. Forgive me in advance  
23      is I misspeak and don't say your name  
24      correctly and please feel free to correct  
25      me.

1  
2           The first person we have is Chris  
3           Dunn from NYCLU.

4           MR. DUNN:   Okay.   Good afternoon.  
5           For many of you, I've not seen you before.  
6           I apologize, I've been absent for a number  
7           of meetings.

8           Ms. Pinsky, welcome to the CCRB.

9           As you may or may not know the NYCLU  
10          has been long involved with the CCRB.

11          One thing I've always liked hearing  
12          from new board members is when they're  
13          introducing themselves, one thing you  
14          didn't mention which I think the public  
15          would be interested in hearing about is  
16          what your engagement has been with the  
17          NYPD and policing and what views you bring  
18          to police oversight to this position.

19          MS. PINSKY:   Hi.   So, you know, I  
20          was asked this question earlier today too  
21          and I actually have a limited amount of  
22          interaction directly with the NYPD.   I did  
23          -- I was in the car when my husband, got a  
24          speeding ticket for going too fast in  
25          Staten Island.

1  
2 But I -- my interaction is -- has  
3 been limited directly. I do live in  
4 Brooklyn. My kids go to a public school  
5 with a school safety officer. We have a  
6 lot of police presence in the  
7 neighborhood. And the relationship has  
8 been a fairly positive one where the  
9 community -- there's a lot of open  
10 communication between the community and  
11 the local precinct.

12 And I think it's a great  
13 relationship that our community has and  
14 our neighborhood has and I recognize that  
15 relationship isn't as strong for everybody  
16 across New York, and so I'm here to  
17 hopefully help contribute to making those  
18 relationships stronger.

19 MR. DUNN: Okay. Thank you for  
20 that.

21 And who knows maybe the next time  
22 you get stopped in Staten Island, it will  
23 be it's own whatever state, whatever they  
24 want to be. Once they succeeded, you  
25 don't have to deal with the NYPD anymore.

1  
2           Okay. In terms of the CCRB, and the  
3 year review, I have not typically stood up  
4 here to and say good things about the  
5 CCRB. We, for a long time, have had mixed  
6 feelings about the CCRB. But I will say,  
7 the Agency's handling of the Pantelao case  
8 I think is a of historical note.

9           In the prosecution this Agency did  
10 of Officer Pantelao, I think was --  
11 everyone recognized the quality of the  
12 work that the CCRB did and you're to be  
13 commended for that.

14           And I give -- I wish Fred were here.  
15 I give Fred credit for the public  
16 statements that he made about which had  
17 happened in that case. Recognizing this  
18 is a City agency and he's a City employee  
19 subject to Mayoral office influence, if  
20 not control. And I just want to encourage  
21 the Agency to continue to speak with an  
22 independent voice as best it can. It's  
23 good for the agency. It's good for the  
24 public. It's even good for the police  
25 department.



1  
2           On a smaller, but important note,  
3           the body-worn camera MOU. I do think that  
4           the MOU is an important step towards one  
5           of the real problems of the Agency has had  
6           from the beginning which is getting full  
7           access to department information. And  
8           body-worn camera footage which is a  
9           controversial topic and we in the NYCLU,  
10          we all have concerns about the  
11          surveillance aspects of body-worn cameras.

12                 But nonetheless, they are important,  
13                 accountability tools.

14                 I see my time is almost up. And,  
15                 you know, from the very beginning of the  
16                 Agency, you have fought with the  
17                 Department to get access to information.  
18                 Those fights have slowed down  
19                 investigations, delays are the enemy of  
20                 investigations as you all know. And I am  
21                 hopeful that the body-worn camera  
22                 agreement that you have reached is going  
23                 to be up and running quickly. I'm hoping  
24                 somebody's back working in that secure  
25                 room right now, getting those terminals in

1  
2 place, but I'm guessing that is not the  
3 case.

4 But hopefully a day will come when  
5 there will not be a member of the  
6 Department standing between you and the  
7 information you need to have to conduct  
8 your investigations.

9 And perhaps a body-worn camera  
10 footage would be an example a step towards  
11 that. Although, I recognize there will be  
12 a member of the Department sitting in the  
13 chair controlling the terminal. At least  
14 at the outset.

15 And then finally, in terms of  
16 looking at 2020 and going forward, you  
17 have a lot on your plate. I think your  
18 community engagement philosophy have been  
19 terrific.

20 We have a whole fight that's going  
21 to happen around 50-a and I am hopeful  
22 that this agency will be able to take an  
23 aggressive position about supporting, not  
24 reform, because it's not reforming but the  
25 repeal of 50-a.

1  
2           And the Agency will continue take an  
3 aggressive position about holding the  
4 police department accountable. I think  
5 you're make significant strides in that  
6 respect. And I look forward to next year.  
7 Thank you.

8           MS. BOND: Thank you, Mr. Dunn, for  
9 your comments. And I second your comments  
10 about Chair Davie. Who I think really has  
11 been a great leader for the Agency. I  
12 know that our staff is working very hard  
13 to implement the BWC MOU and we're very  
14 eager to ensure that we have that up and  
15 running as soon as possible.

16           The next on our list we have Quadira  
17 Coles from Girls for Gender Equity.

18           Is Quadira here?

19           MS. COLES: That's me but I didn't  
20 sign up.

21           MS. BOND: Oh, you didn't?

22           MS. COLES: No.

23           MS. BOND: Do you want to speak?

24           MS. COLES: No, thank you. I have  
25 nothing say right now.

1  
2 MS. BOND: Will move on then. Next  
3 we have Harry Sudan. Is Harry here? No.  
4 Y. Jennings.

5 MS. JENNINGS: About the body-worn  
6 camera. At least two police recently I  
7 asked them if they put them on. They  
8 refused. As the mobs were reaching and  
9 grabbing at me. I don't know what to say.  
10 I came here hopefully to speak to Mr.  
11 Davie, I've been trying to reach him, I  
12 can't. And I don't know what your Board  
13 does. I really wish I knew what you do.  
14 I have no idea what you do. And I do know  
15 what you do, but I have no idea.

16 But I reach out again to Mr. Darche.  
17 This is for the Mayor. I hope someone  
18 down there is actually listening to any of  
19 this. I do fear for my safety. What can  
20 I say? Need to end it and deprogram the  
21 situation. See Regan bar.

22 MS. BOND: Thank you, Ms. Jennings.  
23 Is there anyone else who signed up  
24 for public comments who's name I have not  
25 called?

1  
2 MS. HARVEY: Susan Harvey.

3 MS. BOND: Please go ahead.

4 MS. HARVEY: I had a list. I can't  
5 find the list, so I'll just wing it.

6 I just wanted to say that I really  
7 appreciate the CCRB and the reason for  
8 your being. I was reminded recently  
9 reading that a CCRB, a big part of it was  
10 David Dinkins idea and David Dinkins was  
11 the kind of Mayor that didn't really push  
12 himself to let everybody know what was  
13 going on but he did a lot as far as that  
14 and the commissioner was involved in that.

15 I just want to say the time I ever I  
16 came to New York was in 1973, and, um,  
17 there weren't any tourist and there  
18 weren't any sovereigns from what I could  
19 see. And I just want to say it was the  
20 70s and it was in that commission a lot of  
21 bad things were happening.

22 So I mentioned Dinkins and then Koch  
23 and then Guiliani, he was a little rough  
24 but he did good. And also Bloomberg. And  
25 a lot of things -- and the CCRB I feel

1  
2 like it's getting stronger, but I also  
3 feel like, I feel like there's a  
4 ~~beginning~~ ~~between~~ the CCRB and the police. And I've  
5 always been pro police person even though  
6 I seen things sometimes that didn't --  
7 that, you know, were not as positive as  
8 they could be, but there's a lot of police  
9 that get up everyday men and women put  
10 their guns on and badges and they don't  
11 know what they're going to face, like this  
12 guy today.

13 When I first went to the first  
14 Citizens Police Academy in 1996, I  
15 remember they said, the worse thing is  
16 domestic violence, the most violent for  
17 the cops; and, um, traffic stop which is  
18 or stop. But then that guy got killed  
19 because the police said they stopped and  
20 they shot -- I mean he stopped the guys in  
21 the van, they shot him and killed him.

22 So I just want to say that also,  
23 when I first came to New York, real quick,  
24 I'm going to say, I moved here in '87. I  
25 was very excited. People told me not to

1  
2           come because it's extremely dangerous in  
3           '87. But I went to the New Year's Eve  
4           celebration and I was extremely impressed  
5           by the police, the discipline they had,  
6           they had the motorcycles, the horses. And  
7           you couldn't really hear any music except  
8           on TV.

9           The bottom line is, I have to say  
10          that, a month later, February 26th,  
11          Officer Byrne was shot in the head because  
12          he was trying to protect somebody in  
13          Queens that the person was a neighbor -- I  
14          mean a community member who wanted to get  
15          drugs out of their neighborhood.

16          And I just want to say, recently,  
17          within the past couple of years, two other  
18          police officers, I think Ramos and Luz,  
19          were also killed sitting in their cars.

20          I just really think it's really  
21          important to stress the value of the  
22          police and how important they are and that  
23          some of them do make mistakes but we  
24          really -- and I know that the Mayor son  
25          said something about we had to be really

1  
2 reverent about the police because he had a  
3 bad issue.

4 But the bottom line, I think  
5 everybody should be reverent about the  
6 police in how important they are and that  
7 the CCRB is working to make society safer.  
8 But the police are really, really  
9 important and sometimes I feel like  
10 there's, like a clash between the CCRB and  
11 the police.

12 And also, I don't understand why the  
13 CCRB can't go to the Citizens Police  
14 Academy and get some information or why  
15 can't, like, intellectual people from  
16 Manhattan go to these meetings where they  
17 can actually contribute and see what's  
18 going on? It seems like it's an us and  
19 them thing.

20 The bottom line is I just really  
21 believe in the police. I really think  
22 they need to be safe and I think some of  
23 them are bad but some -- there are bad  
24 places, bad people everywhere.

25 But bottom line is I think the Mayor



1  
2 could be a little more optimistic and  
3 forward thinking about the positiveness of  
4 the police. Like the guy in Jersey City  
5 getting killed for no reason because  
6 there's bad guys.

7 You know, so that's all I wanted to  
8 say is that why can't you all go to the  
9 Citizen Police Academy and why can't you  
10 go to Community Council meetings, and why  
11 can't you interact with the public and the  
12 police. Because when I go to those  
13 outside citizen I mean CCRB meetings, the  
14 police don't show up. So I feel like  
15 there's some hostility that's nobodies  
16 solving.

17 I think it's nice that you all sit  
18 up there and have like a gracious, polite  
19 manner, but who cares? We really care  
20 about the CCRB doing justice.

21 And I'll tell you I went to a Staten  
22 Island meeting at the North Shore where  
23 people feel like that's were a lot of  
24 problems are. And most of the people are  
25 minorities.

1  
2           And I have to say that I talked to  
3 one woman that dealt with CCRB. She was a  
4 minority woman and she was in such a rage,  
5 she hates the CCRB.

6           So the thing is: Are you just  
7 complicating issues by having the CCRB on  
8 top of this, on top of that, on top of  
9 that.

10          And really the most important link  
11 here --

12          MS. BOND: Ms. Harvey, I'm just  
13 going to ask you wrap it up. Your time is  
14 up.

15          MS. HARVEY: -- police are for  
16 enforcement. That's it. Thank you.

17          MS. BOND: Thank you. Just going to  
18 look to the staff. I see there's no one  
19 else who signed up to speak.

20          Okay. Alright. With that, I will  
21 move to the adoption of the minutes from  
22 the prior meeting. Do I have a motion to  
23 approve.

24          MR. DWYER: Motion.

25          MS. BOND: Do I have a second?

1  
2 MR. RIVADENEYRA: Second.

3 MS. BOND: Any changes or revisions?

4 All those in favor please say aye.

5 (Ayes.)

6 MS. BOND: Any opposed?

7 The ayes have it. The motion  
8 passes.

9 And with that, I will wrap up this  
10 meeting first by asking, did I miss  
11 something?

12 With that, I just want to see if  
13 there's any new business to come before  
14 this Board?

15 Any old business?

16 Okay. That will wrap up then the  
17 public portion of this meeting. Do I have  
18 a motion to adjourn to executive session.

19 MR. DWYER: Motion.

20 MS. BOND: Do I have a second?

21 MR. SIEGAL: Second.

22 MS. BOND: All those in favor say  
23 aye.

24 (Ayes).

25 MS. BOND: Any opposed?

1  
2                   The ayes have it. We're adjourned.

3                   Thank you all for coming.

4       (Thereupon, hearing was concluded at 4:31 P.M.)  
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C E R T I F I C A T E

STATE OF NEW YORK)

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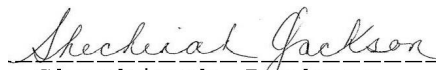
COUNTY OF BRONX )

I, SHECHINAH JACKSON, a Notary Public  
within and for the State of New York, do hereby  
certify:

That the witness whose examination is  
hereinbefore set forth was duly sworn and that  
such an examination is a true record of the  
testimony given by such a witness.

I further certify that I am not related to  
any of these parties to this action by blood or  
marriage, and that I am not in any way  
interested in the outcome of this matter.

IN WITNESS WHEREOF, I have hereunto set my  
hand this 11th day of December, 2019.

  
Shechinah Jackson

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