

In Re September Public Board Meeting NYC - Civilian Complaint
Review Board
September 10, 2025

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CIVILIAN COMPLAINT REVIEW BOARD

PUBLIC MEETING

SEPTEMBER 10, 2025

4:00 P.M.

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HELD AT

100 CHURCH STREET, 10TH FLOOR

NEW YORK, NEW YORK

AND

VIA WEBEX VIDEOCONFERENCE

B E F O R E:

DR. MOHAMMAD KHALID, INTERIM CHAIR

JONATHAN DARCHE, ESQ., EXECUTIVE DIRECTOR

Transcribed by:

Julia M. Speros

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PUBLIC MEETING AGENDA

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1. Call to Order
2. Adoption of the Minutes
3. Remarks from the Interim Chair
4. Remarks from the Executive Director
5. Presentation from Assistant General
Counsel re: Rules
6. Public Comment
7. Old Business
8. New Business
9. Adjourn to Executive Session

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BOARD MEMBERS PRESENT

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1. Dr. Mohammad Khalid, Interim Chair
2. Esmeralda Simmons, Esq., Board Member
3. Herman Merritt, Board Member
4. AU Hogan, Board Member
5. Joe Fox, Board Member
6. June Northern, Board Member
7. John Siegal, Esq., Board Member
8. Sherene Crawford, Esq., Board Member
9. Rahul Agarwal, Board Member
10. Frank Dwyer, Board Member
11. Pat Smith, Board Member
12. Joseph Puma, Board Member

Presenters:

Heather Cook, Esq. - Assistant General Counsel
and Deputy Chief of Investigations
New York City Civilian Complaint Review Board

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SPEAKERS

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1. Gabriel Arkles
2. Simran Brin
3. Samy Feliz, Justice Committee
4. Gwen Carr, Justice Committee
5. Nasar Britan
6. Kazi Fauzia
7. Lucia Lynn
8. Famina Parveen, DRUM
9. Rebecca Chaudhry
10. Jui King, Justice Committee
11. Adilka Pimentel
12. Andrew Case, LatinoJusticePRLDEF
13. Jen Van Wong, Cop Accountability Project
14. Shahana Hanif, Council Member
15. Michael Myers, President New York Civil
Rights Coalition
16. Chinnor Campbell
17. Mr. Rohit
18. Tahir Ahmed, DRUM

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PROCEEDINGS

CHAIR KHALID: Good afternoon,
everyone.

MR. DARCHE: I'm sorry. I feel like
we -- we can ask Jahi to welcome us.

CHAIR KHALID: Oh, okay. Good.

MR. ROSE: Good evening, everyone.
Thank you for joining us.

For those utilizing ASL
interpretation services, our two
interpreters today are Matt Langerman
and Mike Barrios. The display names on
the screen will read "ASL Interpreter,
SignNexus Matt" and "ASL Interpreter
SignNexus Mike".

Instructions on how to pin their
videos and access CART captioning
services will be found in the chat.

Thank you.

CHAIR KHALID: Good afternoon,
everyone. My name is Dr. Mohammad
Khalid and I'm the Interim Chair of the
Civilian Complaint Review Board.

I would like to call the CCRB
September Public Board Meeting to an

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1 order. Thank you for joining us.

2 Would the Board please introduce
3 themselves from the right?

4 MR. AGARWAL: Rahul Agarwal.

5 MS. SIMMONS: Esmeralda Simmons,
6 appointed by the Public Advocate,
7 Brooklyn, New York.

8 MR. FOX: I'm Joe Fox, appointed by
9 the Police Commissioner.

10 MR. MERRITT: Herman Merritt, City
11 Council Designee from Brooklyn.

12 MR. SIEGAL: Good afternoon. John
13 Siegal. I'm a mayoral appointee.

14 MS. CRAWFORD: Good afternoon.
15 Sherene Crawford. I'm a mayoral
16 appointee.

17 MR. DARCHE: Good afternoon. Jon
18 Darche. I'm the Executive Director of
19 the agency.

20 MS. NORTHERN: June Northern,
21 appointed by the Mayor.

22 MR. DWYER: Frank Dwyer. I'm a
23 Police Commissioner designee.

24 MR. HOGAN: AU Hogan, City Council
25 designee coming out of the borough of

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1 Queens.

2 MR. SMITH: Good afternoon. Pat
3 Smith, appointed by the Mayor.

4 MR. PUMA: Good afternoon. My name
5 is Joseph Puma. I'm the City Council
6 designee from Manhattan.

7 CHAIR KHALID: Anybody - -

8 MR. DARCHE: No, everyone's here
9 today.

10 CHAIR KHALID: Okay. Thank you all.
11 The next is the adoption of the
12 minute.

13 Are there any changes or correction
14 to the August meeting?

15 (No response.)

16 CHAIR KHALID: If there's a motion
17 to approve August Board Meeting?

18 MS. NORTHER: So moved.

19 CHAIR KHALID: Is there a second?

20 MS. SIMMONS: Second.

21 CHAIR KHALID: All those in favor of
22 approving the minutes, say, "aye".

23 (Chorus of "Ayes".)

24 CHAIR KHALID: All those opposed?

25 (No response.)

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1 CHAIR KHALID: Any abstention?

2 MR. FOX: Abstain.

3 CHAIR KHALID: The minutes are
4 approved.

5 Good afternoon, everyone. My name
6 is Dr. Mohammad Khalid and I'm the
7 Interim Chair of the Civilian Complaint
8 Review Board.

9 Our meeting today is on September
10 10th, but I know that for many of us,
11 our minds are also on tomorrow,
12 September 11th. It has been 24 years
13 since the fateful day when the Towers
14 fell and the world changed.

15 As you all know, the office where we
16 are sitting right now, this is just a
17 block or two away from the Ground Zero.
18 Many of our staff here pass by every
19 day. It will always be a part of who we
20 are as New Yorkers. Everyone was
21 impacted by those events. Many in these
22 rooms were impacted personally.

23 In fact, some of our current staff
24 were working at our agency at that time,
25 and others here were among those who

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1 help protect the people of New York in
2 lower Manhattan that morning, are who
3 worked for months and years to get the
4 City back on its feet.

5 We thank them and we'll always stand
6 together as New Yorkers.

7 Turning to our work at the CCRB, I
8 must acknowledge that we received an
9 official notice from the Police
10 Commissioner on Friday, August 14th,
11 that we would not impose discipline on
12 Lieutenant Jonathan Rivera in the
13 killing of Allan Feliz.

14 First, to the entire Feliz family, I
15 want to once again express my deepest
16 sympathies for the pain they have gone
17 through. Though the CCRB accept the
18 Commissioner's authority to make this
19 decision, we also stand by our
20 investigation and conclusion of the
21 Administrative Trial.

22 The Board's finding and
23 recommendation are based on a thorough
24 review of the evidence, interviews with
25 the relative parties, and an objective

1 determination of the merits of the case.
2 This is true of this case and of all
3 complaints we receive.

4 This outcome clearly demonstrates
5 why it is necessary for the CCRB to be
6 empowered with final disciplinary
7 authority in cases it prosecutes.

8 Despite this outcome, all New
9 Yorkers should feel empowered to file
10 complaints when they believe they're
11 being victim of police misconduct. The
12 CCRB will continue its vital work on
13 behalf of all New Yorkers.

14 With that, I will turn over to our
15 Executive Director, Jon Darche, for his
16 remarks.

17 MR. DARCHE: Thank you, Dr Khalid.

18 I want to begin by recognizing the
19 passing of James Johnson and Deacon
20 Clyde Benson Davis, Senior. Both Mr.
21 Johnson and Mr. Davis were among the
22 visionary founders of the National
23 Association for Civilian Oversight of
24 Law Enforcement, or NACOLE.

25 They were able to see the need for

1 local governments and advocates for
2 police oversight to organize at the
3 national level, sharing information,
4 best practices and key principles to
5 guide our path forward.

6 Earlier this year, the CCRB
7 partnered with NACOLE to stand-up a
8 regional meeting here in New York City
9 where leaders, practitioners, academics,
10 and community members gathered to
11 discuss and shape the current state of
12 civilian oversight of law enforcement.

13 The work of trailblazers like Mr.
14 Johnson and Mr. Davis directly led to
15 efforts such as this and we honor their
16 memory.

17 Today, we will hear a brief
18 presentation from Heather Cook of the
19 General Counsel's Office regarding the
20 upcoming agency rulemaking process.

21 This is the process wherein each
22 City agency is empowered to adopt rules,
23 as necessary, to carry out the duties
24 delegated to it by federal, state or
25 local law. For the CCRB, that means

1 investigating, mediating, and
2 prosecuting complaints of misconduct
3 against members of the New York City
4 Police Department.

5 Transparency and public
6 accountability are core tenants of this
7 process. That is why we are having this
8 discussion here in the Board meeting's
9 open session with ample opportunity for
10 public comment.

11 As Heather will explain, there will
12 also be further opportunities for
13 comment as the process progresses after
14 the proposed rules are formally drafted
15 and reviewed by the Law Department and
16 the Mayor's Office of Operations.

17 We take this responsibility
18 extremely seriously and we know the
19 vital role the public plays in providing
20 accountability for government agencies.
21 The CCRB works on behalf of the people
22 of New York, and that means working with
23 the people of New York to ensure their
24 voices are heard.

25 As a reminder, our office is open

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1 for walk-in complaints, but it is also
2 possible to file complaints online at
3 nyc.gov/ccrbcomplaint, by telephone at
4 800-341-2272 or 311, or by tagging the
5 agency on Twitter, Facebook, and
6 Instagram.

7 For those wishing to speak today
8 during the public comment section of
9 today's meeting, we ask that you keep
10 your questions and comments to four
11 minutes.

12 If anyone wishes to file a complaint
13 today, we have two investigators on-hand
14 ready to take any new complaints. The
15 investigators on-call this afternoon are
16 Emma Stydahr and Rob Ryan and they are
17 assisted by Brennia Feliciano from the
18 Civilian Assistance Unit.

19 Thank you all for your presence here
20 today and online and we'll now move on
21 to our Board's formal business.

22 CHAIR KHALID: Thank you, Jon.

23 Does the Board have any questions so
24 far on anything?

25 (No response.)

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1 CHAIR KHALID: None?

2 (No response.)

3 CHAIR KHALID: Now, I ask Heather
4 Cook of the General Counsel to make a
5 presentation.

6 Heather.

7 MS. COOK: Now, can everybody hear
8 me -- no?

9 All right. I can be loud. That is
10 one thing that is not an issue.

11 Okay. So, as Jon mentioned, my name
12 is Heather Cook. I'm an Assistant
13 General Counsel and Deputy Chief of
14 Investigations here at the CCRB and
15 today we --

16 MR. DARCHE: Talk into the
17 microphone.

18 MS. COOK: It's not -- I don't
19 know -- okay.

20 Can you hear me now -- okay.

21 All right. Again, Heather Cook,
22 Assistant General Counsel, Deputy Chief
23 of Investigations -- and, as Jon
24 mentioned, today I'm here to talk to you
25 about agency rulemaking.

1 So, before we start with all of the
2 technical and legal aspects, I'm just
3 going to give a little bit of context
4 for why we may have to do rule -- why an
5 agency such as ours would have to do
6 rulemaking and give some examples from
7 some rulemaking that we've done in the
8 past.

9 So, one of the reasons we would
10 engage in rulemaking is because there
11 would be a charter referendum or a
12 change to our jurisdiction.

13 So, for example, in March of 2021
14 the New York City Council passed Local
15 Law 47, which amended Chapter 18-A and
16 Section 440 of the New York City
17 Charter, to state that the CCRB had the
18 power to investigate complaints of
19 bias-based policing and racial profiling
20 under the abuse of authority
21 jurisdiction.

22 So, what that means is they gave us
23 an entirely new unit, entirely new
24 jurisdiction, and we have to go through
25 rulemaking to determine how that unit is

1 going to operate -- right -- the day to
2 day, what are the definitions of some of
3 the terms used to establish this unit,
4 and then also how the unit is going to
5 work -- right -- How are they going to
6 -- how are they going to provide notice
7 to subject officers, make final
8 determinations -- things of that nature.

9 So, that's one example. Another
10 example is compliance with court
11 decisions.

12 So, some of you may have been here
13 in the past. In 2020 a court determined
14 that a resolution from the CCRB Board
15 announcing that it would begin
16 investigating allegations of sexual
17 misconduct by civilians against police
18 officers was invalid because the CCRB
19 did not follow the public vetting
20 process required by what I'm going to
21 refer to as "CAPA" -- the City
22 Administrative Procedure Act -- for
23 adopting new rules.

24 So, what the court said in that case
25 was, sure, sexual misconduct is within

1 your jurisdiction, but you have to go
2 through rulemaking because you have
3 historically referred these cases. So,
4 now that you're planning to take these
5 cases on and investigate them, you have
6 to go through rulemaking to let
7 everybody know that you're going to be
8 doing this.

9 In the past, we hadn't -- we had
10 been referring them. We had sort of a
11 lack of capacity. We didn't have
12 specifically trained investigative
13 staff, professionally trained social
14 workers. So, when we -- when the court
15 came back with that decision, they said,
16 this is fine, but you have to go through
17 rulemaking. So, that was another time
18 when we went -- another reason why we
19 had to engage in this process.

20 Technology -- new technologies --
21 happening all the time -- body-worn
22 cameras.

23 So, in 2022, similar to what
24 happened -- because we learned our
25 lesson from the sexual misconduct

1 decision, we had initially referred BWC
2 cases to IAB initially because the
3 program in 2013 had started as a
4 court-ordered pilot program as part of
5 the Floyd litigation.

6 So, during the process of the pilot
7 program, when we would see improper use
8 of body-worn cameras, we would refer it
9 to IAB. Once the pilot program was done
10 and they rolled out the program
11 department-wide, taking into
12 consideration the fact that the court in
13 Floyd specifically mentioned the CCRB as
14 a stakeholder in the process, and
15 recognized that BWCs were uniquely
16 situated -- suited to addressing the
17 constitutional harms at issue because
18 they provide contemporaneous, objective
19 records of stops and frisks, allowing
20 for the review of officer conduct.

21 So, that said to us, yes, that is
22 within your jurisdiction. But, again,
23 the lesson we learned from the sexual
24 misconduct case was that we had to go
25 through rulemaking before we officially

1 started taking on those cases.

2 And then another reason for
3 rulemaking is what we call sort of
4 clarifying or corrective actions -- and
5 basically this is -- this is sort of
6 administrative.

7 This is when things change in the
8 agency, and we -- so, for example, in
9 2016, we had rulemaking and we codified
10 the Executive Director's role in
11 managing the day-to-day operations of
12 the Board. Any agency policies and
13 procedures that change -- change with
14 the times, the rules, obviously, have to
15 be amended to match how we are
16 operating, sort of keeping up with the
17 evolution and the constantly changing
18 procedures of the agency.

19 Okay. So, that gives you a little
20 history -- a little context for why we
21 have to engage in rulemaking, some of
22 the rulemaking we've done in the past,
23 and now we're going to get to a little
24 bit of the denser part of this
25 presentation, which is CAPA.

1 I'm not going to go into every
2 single -- this is my probably third or
3 fourth round of rulemaking at the agency
4 and I have learned something new in CAPA
5 each time. It is very dense. There's a
6 lot of legalese in there.

7 But I will say -- I'm going to give
8 you sort of the highlights. What we did
9 for the Board, we put into your annex --
10 your appendix there of the presentation
11 some more substance of CAPA if you want
12 to refer to it.

13 Okay. So, the first thing you have
14 to do in rulemaking, according to CAPA,
15 is you basically have to give notice
16 that you're going to engage in
17 rulemaking. So, what happens in the
18 spring is we get an email from the
19 Mayor's Office and they say, "Hey, any
20 agency who's going to be engaging in
21 rulemaking this year, please submit a
22 regulatory agenda".

23 So, the regulatory agenda is sent to
24 City Hall. It's published in The City
25 Record, the CCRB website, and the New

1 York City rules website. Basically,
2 this is sort of like a Notice of
3 Claim -- like you're saying to people,
4 "We are going to engage in rulemaking.
5 We think we're going to do -- here's --
6 here's a broad outline of what we think
7 we're going to do for rulemaking", but
8 it is not binding.

9 The regulatory agenda is not
10 binding. It's just to put everyone on
11 notice that we intend to engage in
12 rulemaking. So, we have done that this
13 year because we knew that we had to
14 engage in another round of rulemaking
15 this year.

16 So, in the spring, we submitted to
17 the Mayor's Office. We published in The
18 City Record. It's also on our website
19 and the New York City rules website.

20 Okay. So, this is the process --
21 and, again, I'm going to just run you
22 through it in a -- in a very simple
23 manner, but the specifics are in your
24 packets.

25 So, the first thing that we did was

1 -- the first thing that you have to do
2 when rulemaking is you draft proposed
3 rules -- right. The agency will draft
4 some proposed rules and say, "Here are
5 the things that we want to -- here are
6 the things we want to change in our
7 current rules".

8 You then have to send those -- that
9 -- these draft rules to the Mayor's
10 Office of Operations and the Law
11 Department and they have to certify
12 them. So, the Law Department certifies
13 the rules for legal issues and the
14 Mayor's Office of Operation certifies
15 for plain language compliance cost and
16 the presence of a cure period.

17 After the Law Department and the
18 Mayor's Office sign-off, we have to
19 publish. Again, the same thing. We
20 publish the proposed rules in The City
21 Record, the New York City rules website.
22 They generally end up on our website as
23 well and then we hold a public hearing.

24 So, again, those rules are not
25 final -- right. They're certified --

1 the Law Department and Mayor's Office
2 says, "This is good. Go ahead". We put
3 the draft rules out there, and then we
4 hold a hearing, and anyone from the
5 public who wants to come -- any
6 stakeholders -- anyone who wants to come
7 and comment on the rules can come and
8 attend our public hearing.

9 The public generally has 30 days
10 from the time of publication of the --
11 of the rules to comment. So, we will
12 hold a hearing, but we will also accept
13 rules online through our website. It's
14 not just sort of a one-day process.

15 During that whole 30 day period, we
16 will accept written comment. We will
17 accept in-person testimony at the
18 hearing in any format -- relatively any
19 format that people will submit to us.

20 So, after the public hearing, then
21 we make any changes that we feel we have
22 to make based on public comment and then
23 we, again -- for the third time
24 basically in this process -- we send it
25 back to the Mayor's Office and back to

1 the Law Department and they do a final
2 review for the same reasons -- right.

3 They're certifying -- they're going
4 to give us a certification to say, "Yes,
5 these rules are legally sufficient and
6 they're fine". Okay. So, we get that
7 certification and then we publish again.

8 So, once Law Department approves the
9 rules and the Mayor's Office approves
10 the rules, we publish the final rule in
11 The City Record, the NYC rules website,
12 and, again, it will also be on our
13 website -- and those rules will then
14 take effect 30 days after the
15 publication, unless the adopted rule
16 says otherwise.

17 So, that just basically means, if we
18 need more time for something -- you
19 know, if, for example, we're creating a
20 new unit, and we say, "Okay, the rule is
21 going to take effect in 90 days because
22 we need to get some infrastructure in
23 place first -- some technology in place
24 or some staff in place", maybe it won't
25 take effect in 30 days.

1 But for the most part, the majority
2 of the rules will take effect in 30 days
3 unless otherwise noted.

4 Okay. Now, we get to today. So,
5 we've got the context. We've got the
6 law and now we're going to move on to
7 what we're here to do tonight.

8 So, again, this is -- what you see
9 on this slide is the full rulemaking
10 process -- a lot of the steps that I
11 just explained to you. But, tonight,
12 this is where we are.

13 So, for today, what we're going to
14 do -- because we are in the baby steps
15 of this -- we have submitted the
16 regulatory agenda, but we have nothing
17 drafted. So, what we're going to do
18 tonight, the Board is going to direct
19 the General Counsel's Office to
20 undertake this formal process of
21 rulemaking on behalf of the agency.

22 So, the Board will discuss potential
23 rules in this public session and then
24 the Board will vote, but tonight's vote
25 will only be to authorize the General

1 Counsel's Office to begin the rulemaking
2 process -- so, to compose the draft
3 rules.

4 As I previously stated, there are
5 many, many, many, many, many rounds of
6 drafting, reviewing, and publication.
7 This is the first step in that entire
8 process. Later in the process, we'll
9 get to everything else that I discussed,
10 but for tonight, this is all that we are
11 doing.

12 Okay. So, as I explained before,
13 sometimes we have to do rules for
14 mandatory reasons. One of those reasons
15 is -- one of -- the main reason that we
16 had to start this process of rulemaking
17 was because in a court decision in 2024,
18 the court said that language we had
19 previously changed -- I'll show you the
20 language -- we had initially put
21 "complainant unavailable", "alleged
22 victim unavailable", "complainant
23 unavailable" -- all of those that I
24 won't read.

25 We had put them into one category to

1 make it sort of easier and simpler and
2 the court said, "Nope, not -- it doesn't
3 work that way. They're too different --
4 the terms are too different. They mean
5 different things. We want you to revert
6 back to your prior terminology".

7 So, that -- in that moment when the
8 court rendered that decision, we knew,
9 okay, we're going have to engage in
10 rulemaking and that started our process
11 here.

12 We didn't appeal. We're going to
13 reinstate the former terms. It's
14 nothing -- it's nothing major in terms
15 of our operating procedures. We'll just
16 revert back to the previous terminology.

17 Okay. The second rule falls under
18 what we had talked about before about
19 corrective actions and clarifying
20 procedures.

21 So, prior to March 2020, all
22 civilian and MOS interviews were
23 conducted in-person here at the CCRB.
24 During those interviews, officers
25 verbally agreed to abide by the Patrol

1 Guide. The little star is just one of
2 the sections that they agreed to.
3 Pre-COVID has now been moved to the
4 Administrative Guide.

5 So, initially it was two Patrol
6 Guide sections. Now, it's one Patrol
7 Guide section, one Administrative Guide
8 section, but the content of the sections
9 is the same.

10 So, the main focus of that verbal
11 agreement was that absent exceptional
12 circumstances, an officer will be
13 dismissed from the Police Department for
14 intentionally making a false official
15 statement. The officers do not swear.
16 They do not take an oath. This is
17 something that is written in the Patrol
18 Guide as part of their
19 responsibilities -- job
20 responsibilities.

21 So, for civilian interviews, the
22 civilians were told at the start of the
23 interview that they would have to sign a
24 verification form, and that at the end
25 of the interview, they would attest that

1 all the statements that they made --
2 provided -- sorry -- they provided in
3 the context of the investigation were
4 true to their knowledge, and then the
5 investigators -- many of whom were
6 Commissioner of Deeds.

7 So, that's a little bit -- it's sort
8 of a step below a notary. They're
9 not -- they don't have all the same
10 powers as a notary, but they were --
11 they're allowed to -- they did the same
12 basic thing. They stamped it -- they
13 witnessed it. They stamped it and they
14 witnessed those forms.

15 Well, then COVID hit in March 2020
16 and obviously nobody was in the office
17 initially. Nobody could come into the
18 office initially. There were emergency
19 Executive Orders. Unfortunately, the
20 Commissioners of Deeds were not covered.
21 They were not allowed to do remote
22 verifications the way notaries were.
23 They were not included in that.

24 That made physical verifications
25 impossible and obviously not everybody

1 had the ability to fax, or, you know,
2 otherwise sort of electronically get
3 documents signed and sent back to us or
4 notarized during COVID. We switched at
5 that point to a recorded verification
6 process.

7 So, this also, by the way, covered
8 officers. Officers also went fully
9 remote during that time.

10 So, the MOS continued to verbally
11 agree and comply with the Patrol Guide
12 sections -- and, again, now it's
13 Administrative Guide -- and the
14 civilians basically mirrored the same
15 language. They verbally swear to or
16 affirm that the statements they make in
17 connection with the case are true to
18 their knowledge.

19 So, it mirrors the language of the
20 verification that we read to them
21 pre-COVID and because the Charter does
22 not specify the means by which
23 interviews must be conducted, there was
24 no specific requirement of how to verify
25 or take a statement -- how to confirm

1 anything about that statement.

2 It was just this was what we had
3 done in rulemaking pre-COVID. That had
4 been our policy. But, again, COVID made
5 that impossible.

6 So, we pivoted, like many agencies
7 did, and one of the things -- one of the
8 reasons that we were able to do this is
9 because the statements that are made to
10 the CCRB are not testimony and so they
11 don't rise to the level of an
12 administrative or court proceeding,
13 which would require a formal oath. So,
14 we've never been required to administer
15 a formal oath.

16 So, since that time, many civilians,
17 and almost all members of the
18 Lieutenants Benevolent Association have
19 opted to conduct interviews remotely.
20 So, the LBA still does almost every
21 single interview remotely and many
22 civilians do it remotely.

23 Our CCA -- CCRB data has shown that
24 continuing to provide this option for
25 remote interviews was not arbitrary and

1 capricious because our number of full
2 investigations has increased drastically
3 and that's -- that sort of coincided
4 with the findings -- right before COVID
5 or right on the cusp of COVID in 2020,
6 we published the Blake Fellow Report and
7 that report --

8 Does everybody -- actually, I should
9 ask cause a lot of people weren't
10 here -- does anyone know what the Blake
11 Fellow -- who -- what the Blake Fellow
12 was -- okay.

13 So, the Blake Fellow -- basically
14 tennis player James Blake had an
15 incident with NYPD and he sued. We had
16 an administrative trial here also with
17 the APU, but basically he sued the City,
18 and as part of his settlement with the
19 City, he asked that the money they would
20 have paid him be used to create this
21 James Blake fellowship and part of the
22 Blake fellow responsibilities was to
23 help with our truncation issues and see
24 what are we doing -- what -- what can we
25 do to try to get our truncation rates

1 down.

2 So, we had a Blake fellow, and she
3 published a report, and the report
4 basically said, if we eliminate these
5 barriers for people to file their
6 complaints -- right -- if we eliminate
7 the barrier of saying, you absolutely
8 have to come into the office and sit for
9 this interview, the truncations will go
10 down.

11 And so what we found was whether it
12 was the Blake fellow going out into the
13 field more and going to where the
14 complainants were or allowing them to do
15 a remote verification, when we
16 eliminated that, it was consistent that
17 our number of full investigations
18 skyrocketed and our truncations went
19 down.

20 So, that is the second rule we're
21 going to consider tonight and the third
22 is formal procedures to govern civilian
23 comment period at public board
24 meetings -- and, again, we're going to
25 be consistent with the Open Meetings

1 Law.

2 We have nothing drafted -- right.
3 This is -- we're going to look at the
4 guidelines of the Open Meetings Law, but
5 we have implemented certain policies and
6 procedures over time and it's probably
7 best for us to formalize them so that
8 everyone is on notice when you
9 participate in one of our CCRB
10 meetings -- whether here or in another
11 borough -- we have consistent policies
12 that are formalized.

13 One of the things that we're
14 discussing is the Chair will set the
15 length of public comment, which is
16 basically how it's going now. And,
17 again, the Chair may order the removal
18 of any person who engages in
19 disrespectful behavior towards Board
20 members, or staff, or otherwise disrupts
21 the meeting -- and these are pretty
22 common rules and regulations for most
23 public meetings.

24 And with that -- it was a lot of
25 information I know. There's more

1 information in your packets, but I'm
2 happy to answer any questions that
3 anybody may have at this time -- or not
4 answer any questions. That's fine too.

5 I can tell myself it was such a
6 comprehensive presentation, but no one
7 has any questions.

8 MR. DARCHE: It was a very good
9 presentation. I want to thank you for
10 your -- the time and effort you put in
11 and it was very good work.

12 I think Dr. Khalid might have more.

13 CHAIR KHALID: Thank you very much.
14 It was really, really -- everybody knows
15 what's going on and why you're doing it.
16 I'm sure the Board will look into it and
17 I know it's the initial process, so
18 we'll be going more further.

19 So, at this time, does -- we'll be
20 definitely voting on this in the new
21 business, but first does the Board have
22 any questions regarding the overall
23 rulemaking process?

24 MR. SMITH: Mr. Chair?

25 CHAIR KHALID: Yes, sir.

1 MR. SMITH: Add my commendations,
2 outstanding work by the General
3 Counsel --

4 MS. COOK: Thank you.

5 MR. SMITH: -- and when would you
6 expect first publishing?

7 MS. COOK: We don't have a deadline.
8 That's -- sort of the beauty of CAPA is
9 once you -- once you begin the process,
10 you've begun the process for the year.

11 So, we can take our time to figure
12 out, you know, exactly how we want
13 things -- things worded. But the goal
14 is always to -- you know, with -- with
15 things like rulemaking, they can tend to
16 bog down. Not everybody's as excited
17 about it as I am, and so -- so we like
18 to, kind of -- I -- we should keep it on
19 track. We shouldn't let it sit for too
20 long is what I would say.

21 We should -- we should get --
22 because we've already filed the
23 regulatory agenda and published the
24 regulatory agenda, we -- we want to get
25 this process moving because, as you saw,

1 there's so many different rounds of
2 certification and publication that it
3 takes -- it does take quite a bit of
4 time.

5 MR. HOGAN: Is the question of the
6 rule changes, just the wording of it?

7 For example, I've seen on the slide,
8 "complainant not available",
9 "complainant uncooperative".

10 In some cases, the complainant who
11 is the complainant, sometimes he's also
12 the victim. Is there a possibility that
13 investigators can take up the case and
14 the complainant after we see if
15 something is substantiated -- right --
16 and you take up the case and follow
17 through with it, even if the complainant
18 is no longer available?

19 MS. COOK: You want to --

20 MR. DARCHE: So, those are just
21 terminology questions. It actually
22 doesn't impact our process at all.

23 It's just that we -- in fact, in the
24 computer even though we had changed the
25 -- how we were publishing the data, we

1 always kept those distinctions because
2 it's -- it is useful for us to know
3 internally why different cases were
4 unable to have a full investigation, but
5 we thought it was not as vital for the
6 public. It might actually be confusing
7 to have those different categories.

8 So, that is why we attempted to
9 change the rules to -- in our public
10 documents and continue to change how we
11 were referring to things into that one
12 large, general category. But we never
13 stopped keeping the data on the
14 different categories or different
15 subcategories in our system.

16 So, it's actually going to have zero
17 impact on the CCRB process.

18 MR. HOGAN: Okay.

19 MR. DARCHE: Okay.

20 MR. HOGAN: Thank you.

21 CHAIR KHALID: Does the Board have
22 any question regarding the proposed
23 court decision -- with language
24 consistent with court decision -- if
25 Anybody has any question on -- the Board

1 member?

2 (No response.)

3 CHAIR KHALID: If none, does the
4 Board have any question regarding
5 proposed rule on corrective action to
6 civilian and MOS post-COVID interview
7 process?

8 (No response.)

9 CHAIR KHALID: None -- does the
10 Board have any question regarding the
11 proposed rule on formal procedure to
12 govern Civilian Complaint period at
13 public Board meetings?

14 MR. DARCHE: Dr. Khalid, I think you
15 meant civilian comment period.

16 CHAIR KHALID: Yes -- yes.

17 Anybody has that?

18 (No response.)

19 CHAIR KHALID: None.

20 MS. COOK: Okay.

21 CHAIR KHALID: So, now we will start
22 with the public comment portion of the
23 meeting.

24 We'll begin with the -- those
25 joining us virtually would like to make

1 a comment followed by those who are
2 joining us in-person.

3 For those joining virtually, please
4 use the raise your hand feature. Please
5 keep your comment to four minutes.

6 Jahi, would you please call on the
7 first person.

8 MR. ROSE: So far no one has their
9 hands raised online. If we could give
10 it a moment and I can see if anyone's
11 ready to raise their hand.

12 Okay. We have a Gabriel Arkles
13 online.

14 CHAIR KHALID: Please go ahead.
15 (No response.)

16 MR. ROSE: Gabriel, please un-mute
17 yourself.

18 MR. ARKLES: Hello. My name is
19 Gabriel, G-A-B-R-I-E-L, Arkles,
20 A-R-K-L-E-S. I live in Brooklyn and I'm
21 here to testify in support of discipline
22 for the officers who killed Win Rozario.

23 I'm a disabled person. I have
24 physical and mental disabilities and --
25 and Win Rozario did too -- and when he

1 called for help, he ended up getting
2 killed.

3 Even for me, as a white person, it
4 makes me afraid of what would happen if
5 I ever had to call the police because I
6 was in some distress and I just want
7 to -- and that's not what we should have
8 in our city. In our city, we should
9 have a place where any of us, of any
10 race, whatever disabilities we may have,
11 are able to call for help when we need
12 it and have that be safe.

13 So, I just want to urge the
14 Commission to listen to Win Rozario's
15 family, and to listen to the community,
16 and to take disciplinary action.

17 Thank you.

18 CHAIR KHALID: Thank you very much
19 for your comment.

20 We have anybody else, Jahi?

21 MR. ROSE: Okay. I don't see any
22 other hands raised online.

23 MR. DARCHE: Before we move forward,
24 If I could just ask the tech folks to
25 make sure the timer goes up on the next

1 speaker.

2 MR. ROSE: Okay. I do not see any
3 other hands raised online.

4 Okay. So, that may conclude --

5 CHAIR KHALID: Thank you.

6 MR. ROSE: -- the online session.

7 CHAIR KHALID: If there's nobody
8 else, then we'll start with the public
9 comment.

10 We'll begin with those joining us --
11 the timing is four minutes, and I would
12 appreciate keep your time, and make a
13 line in front of the podium so we can
14 start speaking.

15 MR. DARCHE: Jahi, do you have an
16 order for the first couple of speakers?

17 MR. ROSE: Yes.

18 So, we have Simran Brin (phonetic)
19 to speak first.

20 MS. BRIN: Yeah, that should be
21 good.

22 Good afternoon, Board. My name is
23 Simran and I'm an organizer who has been
24 working with the Rozario family since
25 last year when their son was viciously

1 taken away from them.

2 I have been with them since they
3 have been kicked out of their home, and
4 I, alongside other folks -- and not
5 NYPD -- had to clean-up Win's blood that
6 was left all over the kitchen and
7 smeared along the walls.

8 Win's family was here last month, as
9 many of you all know, but they could not
10 take off work again to come today.
11 Family members shouldn't have to risk
12 their jobs and livelihoods for basic
13 accountability, but they have repeatedly
14 been forced to take off work in the past
15 year to fight for Win. All of this
16 takes a physical and mental health toll
17 and it's wrong.

18 I -- as I speak, I want to go
19 through some of how the officers used
20 excessive, improper, and unwarranted
21 force and that should constitute and
22 contribute to misconduct charges against
23 them.

24 The rapid, reckless escalations
25 created a dangerous crisis when they

1 killed Win in what should have been the
2 safety of his home in less than two
3 minutes of their arrival and needlessly
4 endangered the lives of Win's mother and
5 younger brother.

6 I will specifically go through now
7 how the second and third cases violated
8 NYPD Patrol guidelines.

9 The second and third times Win was
10 tased were both indisputably in
11 violation of NYPD protocol and training
12 and should be substantiated as excessive
13 force. Approximately 40 seconds elapsed
14 between the first and second tase, and
15 for at least 30 seconds after the
16 initial tase, Win didn't have scissors
17 because his mother had taken them away
18 from him.

19 "P" -- Patrol Guide 221-08 outlines
20 the only three criteria for when tasers
21 can be deployed. CEW should only be
22 used against persons -- and this is a
23 direct quote from the guidelines -- "CEW
24 should only be used against persons who
25 are actively resisting, exhibiting

1 aggressive -- active aggression, or to
2 prevent individuals from physically
3 injuring themselves or other people
4 actually present".

5 None of these criteria -- active
6 resistance, active regression, or to
7 prevent injury -- were met when Alongi
8 and Cianfrocco tased Win the second and
9 third times. Prior to the second and
10 third cases, Win was standing still, did
11 not have scissors, and was not acting in
12 any way that could objectively be
13 considered aggressive or resistant, and
14 he gave no indication of physically
15 injuring himself or others, as he was
16 standing by his mother.

17 During these 30 seconds when Win
18 didn't have scissors, Alongi and
19 Cianfrocco made zero attempts to
20 deescalate, ask for the scissors from
21 Win's mother, otherwise secure the
22 scissors, restrain Win, or even ask Win
23 to put his hands up -- though he did
24 momentarily on his own.

25 They spent the 30 seconds yelling at

1 Win's mother to, "get out the way",
2 after she was the one who had
3 deescalated the situation by taking the
4 scissors from Win. Alongi, who was
5 behind Cianfrocco for much of the 30
6 seconds, then moves towards the narrow
7 kitchen opening so that both he and
8 Cianfrocco are both aiming the tasers at
9 Win through the narrow doorway. This,
10 after Alongi had his taser in one hand
11 and was using his radio with his other.

12 Alongi and Cianfrocco then both
13 deploy their tasers at Win without
14 warning to Win, or to each other,
15 violating Patrol Guide 221.08 again --
16 and this is, again, another direct quote
17 from the Patrol guidelines -- "When
18 feasible, issue an appropriate verbal
19 warning consistent with personal safety
20 to the intended subject and other
21 members of the service present prior to
22 discharging CEW. Members should not
23 intentionally discharge 2 CEWs
24 simultaneously on a subject".

25 After tasing, NYPD training and

1 patrol guidelines indicate that officers
2 should secure the weapon and restrain
3 the individual. For the 30 seconds that
4 Win didn't have the scissors, and a
5 slightly longer period when you include
6 the time he was first tased, Alongi and
7 Cianfrocco made no attempt at either
8 securing the scissors or restraining
9 Win.

10 While the 30 seconds may seem short,
11 Win was killed within less than two
12 minutes of -- I'm just wrapping up -- of
13 Alongi and Cianfrocco's arrival in the
14 apartment and 30 seconds is actually a
15 significant time in this context and
16 totality of circumstances.

17 Win's mother, who isn't a trained
18 officer, took the scissors from Win.
19 Alongi and Cianfrocco tasing Win in this
20 moment was egregiously unjustifiable.
21 After the first tase, they had 30 to 40
22 seconds to slow the pace, to deescalate,
23 to secure the scissors, and/or to
24 restrain Win, and they did none of that.

25 MR. DARCHE: I think we ran over the

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1 time, so --

2 MS. BRIN: Okay.

3 CHAIR KHALID: Thank you for your
4 comments.

5 Could we --

6 MR. DARCHE: Thank you for
7 presenting the evidence --

8 MR. MEYERS: Use the microphone. We
9 can't hear you.

10 MR. DARCHE: Thank you for
11 presenting the evidence and -- and the
12 Board will consider that.

13 But we got to stick to the form and
14 the limit.

15 MS. BRIN: Got it.

16 MR. DARCHE: I apologize.

17 MS. BRIN: Thank you.

18 MR. DARCHE: Is there anyone else,
19 Jahi, who is on the list?

20 MR. ROSE: The next speaker on the
21 list is Samy Feliz.

22 MR. FELIZ: I know -- I know the
23 order. I think I'll be all right --
24 I'll be all right. I just feel bad for
25 the interpreters.

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1 Don't start my time yet. I'm just
2 going to apologize to the interpreter.
3 I'm going to speak a little bit quick.

4 As you guys may all know, my name is
5 Samy Feliz. You guys -- this Board
6 helped substantiate charges on one of
7 the officers who shot, brutally beat,
8 and murdered my brother, Allan Feliz.

9 I'm here today not for my brother,
10 but for this family -- the Win Rozario
11 family -- because they deserve nothing
12 more than -- nothing more than justice
13 from this staff and from this CCRB
14 Board.

15 We're talking about a teenager,
16 guys. We're not talking about a grown
17 man, like, how you look before as
18 myself.

19 You're talking about a teenager who
20 was in his home with his family, with
21 his mother, with his brother, who was
22 un-alived by these officers who came in
23 on gung-ho mode -- who understood the
24 circumstances before entering these this
25 -- this residence, but still entered

1 with a mindset that this is how we're
2 going to address this, without weighing
3 out the factors of somebody being in an
4 emotional distress, which is -- should
5 be irate for you guys to even watch.

6 It's hard for me to even discuss
7 this and watch that video, but he was --
8 it -- this was -- this death was
9 completely unavoidable -- avoidable --
10 I'm sorry. It was a scrawny kid that
11 the cops knew he was in emotional
12 distress, holding a pair of scissors.

13 Two heavily armed officers,
14 allegedly trained -- big, grown men that
15 had many options, but chose to tase,
16 shoot, and kill him in under two
17 minutes, which is a disgrace.

18 I want to read things just to set
19 the stage for what I want to say.

20 Patrol Guide 221-01, on use of force
21 says, "The primary duty of all members
22 of service is to protect human life,
23 including the lives of the individuals
24 being placed in police custody" -- and
25 there's another section from the NYPD

1 training.

2 Officer Adams responds to a report
3 of an -- of an emotionally disturbed
4 person who was wielding a knife.
5 Instead of following approved procedures
6 for such a situation by trying to
7 contain and calm the emotionally
8 distressed person and talk to him into
9 custody, Adams challenges this person.

10 He draws his firearms, walks up on
11 the emotionally disturbed person, and
12 loudly demands that that person drop his
13 knife immediately.

14 All of this agitates the emotionally
15 deserved person further and he suddenly
16 runs at Adams with his knife raised and
17 at that point, Adam's life is in
18 imminent danger. So, he shoots that
19 emotionally disturbed person -- right.

20 In such a case, the District
21 Attorney might not indict Adams because
22 of the incident that he fired. Adams
23 had the reason to fear that his life and
24 safety were in imminent danger from the
25 person of emotional distress.

1 The Department is very unlikely to
2 be so generous to Adams. However, it is
3 likely to discipline him for
4 unnecessarily forcing this confrontation
5 and helping to create the circumstances
6 that gave Adams no choice but to shoot.

7 Because of -- the Department takes
8 its responsibility to protect life so
9 seriously, officers who have hurt or
10 killed people in order to get themselves
11 out of danger, that they should have
12 avoided by using proper tactics, are
13 likely to be disciplined. That is a
14 fact.

15 These excerpts should be applied
16 directly to Win's case as they prove
17 that Alongi and Cianfrocco broke
18 protocol and committed excessive force
19 when they tried -- when they fired on
20 Win. From the start, Alongi and
21 Cianfrocco broke protocol by failing to
22 do a proper assessment outside of the
23 apartment. At no point did they attempt
24 to speak with Win and his family to
25 deescalate the situation.

1 By the time that Alongi fired the
2 second taser shot, Win's mother had
3 already successfully removed the
4 scissors from his hand. 30 seconds
5 passed in which Win didn't have the
6 scissors in his hand. Those taser barbs
7 hit Win with no warning. He was calmly
8 standing still. This was completely
9 unnecessary.

10 Once again, we're talking about a
11 teenager being shot with thousands of
12 rounds of electricity that are on those
13 guns -- right. All of these poor
14 tactics and breaches of poor protocol --
15 or breaches of protocol created a crisis
16 in which Win must have left with his
17 life -- with much -- he much felt that
18 his life was in danger because it
19 absolutely was.

20 When Cianfrocco fired his gun for
21 the first time, Win's mother had been
22 holding onto Win. Cianfrocco shot a
23 19-year-old boy holding scissors while
24 the boy was only inches away from his
25 mother. That was reckless, excessive,

1 and it put innocent lives in danger.

2 Everyone in the apartment was safe
3 until Alongi and Cianfrocco entered
4 through those doors. As soon as they
5 entered, they were gung-ho,
6 trigger-happy. They created a crisis,
7 then fired on Win because of the crisis
8 they had created.

9 When I took a look at this video, I
10 saw a young person who needed care, a
11 mother who was giving it to him and
12 pleading for his life, two officers that
13 were intent on attacking and killing
14 Win -- and if you see something
15 different, I challenge you to ask
16 yourself, why.

17 I urge you to give this family a
18 shot at accountability because we all
19 deserve it. Substantiate fireable
20 charges for Alongi and Cianfrocco as
21 soon as possible.

22 Thank you -- and I'm sorry I went
23 over.

24 MR. DARCHE: Thank you, Samy.

25 CHAIR KHALID: Thank you for your

1 comments.

2 MR. DARCHE: Jahi, is there anyone
3 else on the list that we had of the
4 initial speakers?

5 MR. ROSE: The next person on the
6 list is Gwen Carr.

7 MS. CARR: Good afternoon, Board.
8 My name is Gwen Carr. I'm the mother of
9 Eric Garner and a member of Justice
10 Committee.

11 All of you on the CCRB know how
12 Daniel Pantaleo murdered my son over 11
13 years ago.

14 Excuse me -- I'm so emotional today
15 listening to, you know, these statements
16 because it just brings back memories of
17 what happened to my son.

18 So, I'm here today to stand in
19 solidarity with the Rozario family
20 because I know the emotion. A lot of
21 people don't understand and a lot of
22 people on the Board don't understand the
23 emotional -- the emotional effect that
24 these cases have. Although my case
25 happened 11 years ago, when you hear

1 cases like this, it just brings back
2 like your son was killed yesterday.

3 So, I just want to say, even though
4 it was over a decade again -- and I
5 stand here with this family today --
6 that this young man should not be dead.
7 My son should not be dead. There are
8 many of us that comes before the CCRB
9 that children or loved ones should not
10 be dead. But we can't just look at this
11 as another case.

12 We must substantiate the evidence
13 against the officers who killed Win
14 because it was unnecessary. A lot of
15 these murders are unnecessary.

16 So, we just can't sit back and just
17 go through the motions because it may
18 have never happened to none of you, but
19 we have to have empathy and not
20 sympathy -- because, I mean, it just --
21 the things I want to say, it just -- my
22 heart is full right now -- what happened
23 to this family.

24 Because if I was in this situation
25 where I was with that -- with my son,

1 that he got choked to death, they would
2 have killed me also because I would have
3 been there protecting my son as this
4 mother was there protecting her son.

5 You know, she tried to save his
6 life. She took the scissors away from
7 him. She tried to deescalate the
8 situation. The officers did nothing to
9 deescalate the situation. This should
10 be a protocol. This should be in the
11 training -- and I can't even say the
12 training because the training is there,
13 but some of the officers are on their
14 own agenda.

15 They're going to do what they want
16 to do. Just like you said, Samy, they
17 came in gung-ho. It shouldn't be like
18 that.

19 First of all, they shouldn't be
20 first -- first responders -- I'm
21 sorry -- They shouldn't be first
22 responders. They do not know how to
23 handle a situation when a person is in
24 crisis. A person in crisis, they're not
25 in their right mind and all they can

1 think, "Oh, I'm going -- you know, we
2 could shoot them and we could get away
3 with it". That should not be.

4 Send the medical -- send the medical
5 field who is apt to take care of these
6 situations like this and can deescalate
7 the situation because we're losing too
8 many -- too many of our children, our
9 men, our women, to mental health, but --
10 mental illness.

11 But I say to you, put a plan in
12 place, which there should be. I read
13 that there is millions of dollars put in
14 place to help these situations out.
15 Where are those dollars going because it
16 seems like they're going to kill our
17 children because we're not getting any
18 justice -- and like some of the wording
19 I've heard about when the officers --
20 when they make false statements and
21 they're released, that's not true.

22 There's so many cases where -- even
23 in my case -- all the statements was
24 false and it was proven. None of those
25 officers got fired except for Daniel

1 Pantaleo and all the statements was
2 false. Now, where's that going?

3 But I just want to say to you today,
4 take a good look. Take a good look at
5 this case. See what you see. Put
6 yourself in that place, and see if you
7 come out with a different decision, and
8 -- than what we're telling you today.

9 Because none of us would like to be
10 in this situation and we don't know when
11 we're going to be put in this situation
12 because even though it's not said,
13 there's -- mostly all of us got some
14 kind of mental illness in our family
15 somewhere and it could happen to us.

16 And I just think -- I just think
17 that you should just take the time and
18 look at these officers cause they are
19 unsafe being on the streets. I don't
20 say that all officers are bad because we
21 do have good officers, but the unsafe
22 ones, take them off the Department. We
23 don't need them out here because it is a
24 danger to all New Yorkers to have
25 officers like that on our force.

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1 We need officers who are going to do
2 their job, who is going to follow
3 protocol, who is going to look at the
4 rule book and follow that, and we won't
5 have all these unnecessary deaths.

6 So, I just say to you today,
7 please -- please, just take a look at
8 all of the evidence, look at the
9 pictures, look at the videos, and then
10 make a decision. Thank you.

11 CHAIR KHALID: Thank you very much
12 for your comment. Appreciate that.

13 MR. ROSE: The next person on the
14 list is Nasar Britan (phonetic).

15 MR. BRITAN: Nasar Britan.

16 MR. ROSE: I apologize for the
17 mispronunciation.

18 MR. BRITAN: Hello, Board Members.
19 My name is Nasar and I'm supporter of
20 the Rozario family.

21 I'll be talking about the third and
22 fourth gunshots, how this violated NYPD
23 patrol guidelines, and should be
24 substantiated as excessive force against
25 Officer Alongi. I'm also speaking about

1 how the fifth gunshot by Officer
2 Cianfrocco should also be substantiated
3 as excessive force.

4 Alongi recklessly and unnecessarily
5 shoots at Win while he has his radio in
6 one hand and is shooting with the other
7 hand. Does Officer Alongi issue any
8 comments or warnings? Does he
9 communicate with Officer Cianfrocco, who
10 is closer to the kitchen with Win and
11 his family? No.

12 This is right after Alongi
13 particularly fixes his gun that may have
14 been jammed with body-camera footage
15 showing taser wires hanging from his gun
16 handle. Then, while aiming his gun with
17 one hand, he calls on the radio with the
18 other and immediately shoots at Win
19 twice in rapid succession with his radio
20 still in the other hand.

21 After the second gunshot, Win
22 stumbled backwards, clearly injured.
23 Win's mother and brother were still on
24 the floor of the kitchen between Win and
25 the officers. Win did not make any

1 attempt to move towards officers given
2 Win's apparent weakness after having
3 just been shot twice in close succession
4 and the fact that his mother and brother
5 were between him and the officers.

6 What should a reasonable officer try
7 to do? A reasonable officer trying to
8 minimize the use of force would not have
9 shot once in that moment and certainly
10 not twice. Why did Cianfrocco not
11 pause, issue a warning, or attempt to
12 give medical aid?

13 Win was not moving towards the
14 officers. Instead, Officer Alongi shot
15 Win a third time, immediately after
16 still one-handed with a radio in his
17 other hand. No other comments were
18 given. Officer Alongi did not
19 communicate with his partner. He did
20 not try to restrain Win. Win was
21 already stumbling backwards at this
22 point and could not reasonably be
23 considered a threat.

24 Officer Alongi then shot Win for the
25 fourth time. There was no justification

1 to continue shooting. The third and
2 fourth gunshots clearly violated Patrol
3 Guide 221-01 and 221-02.

4 After the fourth gunshot, Win began
5 to fall down, collapsing from being shot
6 several times. Was Win a threat to the
7 officers? He had just been shot four
8 times. He was not moving towards
9 officers. He was not making any verbal
10 threats to officers.

11 Win, a teenage boy standing several
12 feet away who had just been shot four
13 times, did not pose a threat to the
14 safety of anyone present. There was
15 simply no force for the officers to
16 prevent, yet Cianfrocco fired his gun
17 again and shot Win.

18 Was there any justification to
19 continue shooting? No. The third and
20 fourth gunshots clearly violated Patrol
21 Guide 221-01 and 221-02.

22 Thank you.

23 MR. DARCHE: Thank you.

24 Jahi, who -- is there anyone else on
25 the list -- speaker list who signed up?

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1 MR. ROSE: The next person on the
2 list is Kazi Fauzia.

3 MS. FAUZIA: Kazi Fauzia.

4 Hello -- good evening. Salam
5 alaikum, namaste, and triskelion. My
6 name is Kazi. I'm supporter of Rozario
7 family.

8 I -- I want to share other
9 dangerously reckless tactics Alongi and
10 Cianfrocco also contribute accelerating
11 the crisis and should be substantiated
12 misconduct that include:

13 13 of Board member here today from
14 different borough, different department,
15 and different agency. I don't know how
16 many of you have seen the video. I'm
17 not able to see the video, but,
18 unfortunately, I have to transcript
19 (sic) the video. I hear it and I was
20 traumatized many, many days because I'm
21 also mother of the one son.

22 Thankfully, he's not living this
23 country. Living back home in Bangladesh
24 and thank God he's safe from NYPD. And
25 today, when I am listening other people,

1 it traumatize me again and again to
2 think about the scenario -- what I heard
3 from the video.

4 So, before Alongi tased Win fourth
5 time, and before Cianfrocco shoot Win
6 for the first time, Alongi, he has his
7 taser his left hand and gun his right
8 hand at the same time. I'm telling you,
9 same time.

10 NYPD officer are trained not to hold
11 gun and CEWs at same time, different
12 hands. This was identified as poor
13 tactics and substantiated by the CCRB as
14 misconduct in the Kawaski Trawick case.
15 I'm telling you, CCRB, Kawaski Trawick
16 case.

17 This may also contribute Alongi
18 seeming to not be able to work either
19 his taser or gun the moment and what
20 seemed like panic as he then yelled to
21 Cianfrocco to shoot Win. Cianfrocco
22 drew his gun when Alongi was first
23 tasing Win within the second entering
24 the apartment.

25 He was reckless, needlessly

1 escalating and endangered the life of
2 Win and his family member, who are in
3 the apartment this time. Win mother was
4 right beside him when he pointed the gun
5 toward them. He also pointed the gun
6 Win younger brother. When Win younger
7 brother was not -- was in the living
8 room and when his mother was in the
9 kitchen.

10 Win younger brother was not doing
11 anything to warrant having the gun point
12 at him. PG 221-01 and (indiscernible)
13 notes, drawing the firearm permanently
14 or unnecessary limit uniform member to
15 service option and controlling the
16 situation should issue is appropriate
17 verbal warning.

18 CCRB substantiate excessive force
19 allegation when Officer Brandon Thompson
20 point gun at the Kawaski Trawick in
21 unreleased footage that the family and
22 their team were able to be -- it seemed
23 clear. One of the officer take off body
24 camera is not followed around the time
25 the medical attention should be provide

1 Win.

2 This is a violation of NYPD policy
3 and training, and, at minimum, should be
4 substandard body-worn camera negligence
5 and obstructing recording after the
6 shooting. Neither officer provide
7 proper medical aid to Win.

8 There is a action of reckless and
9 negligence, and should be substantiated
10 misconduct, despite of having shoot Win
11 at least five time, include his chest.
12 Alongi and Cianfrocco rear-cuffed him
13 even though he have distraction per
14 Patrol Guide to front of the cop. Use
15 other method to restrain such
16 circumstances.

17 Neither officer checked Win's pulse
18 or whether he was breathing, beginning
19 improper chest compression in spite of
20 the fact that Win was bleeding profusely
21 from the chest. This is likely how
22 (indiscernible)and ensure Win death.

23 The last hearing I'm able to hear in
24 one -- it's not one of the -- the
25 Interim Chairperson said about the

1 officer, (indiscernible). It's like a
2 compare the police officer did and the
3 civilian death is not the same.

4 I am sorry to say, these are the
5 Islam got the high attention and hero
6 after the death, and lot of attention
7 from the Department, from the Mayor's
8 office, and everywhere. How many
9 attention Win's family get? Every
10 six-and-half-hour in the USA, someone
11 killed by the police and police killed
12 by the civilian is not the same, sir.
13 It's not the same. You can compare the
14 death -- tons of death -- with some
15 incidents.

16 We are very, very sorry for all of
17 officer who lost the dead, but you can't
18 compare with us. It kill us. It kill
19 our movement when Board member compare
20 this. I was not able to last time talk,
21 but I am telling you, it hurts me a lot
22 when you compare who getting highest,
23 highest honor.

24 As a Bangladeshi person, I'm very
25 proud. But why not I am proud for the

1 Rozario case. Why not both take any
2 decisions so we feel also proud we are
3 able to get justice for the Win's
4 family. He is also Bangladeshi. He is
5 also Bangladeshi -- not only
6 Bangladeshi. He is a minority community
7 from Bangladeshi who did not get proper
8 justice in Bangladesh also. Why is
9 happening in USA?

10 As a mother of one son, I am feeling
11 very, very sorry to come again and again
12 and talk with all people, and just open
13 the books again and again in front of
14 the family and family, we promise every
15 single day.

16 MR. DARCHE: Ms. Kazi --

17 MS. FAUZIA: Thank you.

18 CHAIR KHALID: Thank you for your
19 comments. We all feel sorry that what
20 happened to -- to Win and it's just a
21 tragedy that we all -- this Board is the
22 one and the investigators, we all look
23 into very seriously in every matter
24 which happens, it comes before the
25 Board, before the investigators.

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1 Not one of person makes a decision.
2 In a case like this, the whole Board
3 makes a decision. They look at the
4 facts and everything which is -- which
5 happened and so I assure you that we are
6 all reading these cases.

7 And this case and all other cases,
8 we will try our best. Certain things
9 are within the law that we have to
10 follow the law, so it's beyond our
11 control as well.

12 So, I -- again, I'm very, very
13 sorry. What happened there is people
14 should not lose their life. But the
15 only thing I can say to -- is to your
16 whole family, to all your friends, that
17 thank you for coming here and
18 enlightening us what our duties are and
19 we will try our best to make sure that
20 whatever the law permits us, we'll
21 follow the law.

22 Again, thank you so much for coming.

23 MR. DARCHE: Jahi, is there anyone
24 else who -- who is on our list for the
25 in-person speakers?

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1 MR. ROSE: Yes, the next person on
2 the list is Lucia Lynn.

3 MS. LYNN: Hi, members of the Board.
4 My name is Lucia. I'm here also in
5 support of the Rozario family.

6 I particularly wanted to go through
7 the first and second gunshots that were
8 fired against Win, how those violated
9 NYPD patrol guidelines, and why that
10 means that there should be substantiated
11 charges against Officers Alongi and
12 Cianfrocco.

13 Should the first time that Win was
14 shot by Cianfrocco be substantiated as
15 excessive force? No warnings were
16 issued when Officer Alongi tased Win for
17 the second time and Officer Cianfrocco
18 tased Win for the third time in rapid
19 succession. This created a crisis where
20 Win experienced his life being in danger
21 from both Officers Alongi and
22 Cianfrocco.

23 We went over previously the use of
24 force student guide -- right -- and I
25 also want to go over the Patrol Guide

1 221-01, which states that, again, the
2 primary duty of all members of service
3 is to protect human life, including the
4 life of individuals being placed in
5 police custody, and that officer shall
6 not discharge a firearm when, in the
7 professional judgment of a reasonable
8 member of service, doing so will
9 unnecessarily endanger innocent persons.

10 At the time that Cianfrocco first
11 fired his gun at Win, Win's mother had
12 been holding onto Win's arms, which held
13 kitchen scissors. Win's young age --
14 he's a teenager -- and the fact that he
15 held scissors rather than a sharper or
16 more lethal objects in his hands, should
17 be taken into consideration in the
18 totality of circumstances.

19 Given this, do you think that
20 Officer Cianfrocco's decision to shoot
21 Win was excessive force? It was a clear
22 violation of the Patrol Guide policy, as
23 I just stated. Additionally, Officer
24 Cianfrocco unnecessarily placed Ms.
25 Costa's life in jeopardy.

1 When Officer Cianfrocco fired his
2 gun at Win, Mrs. Costa was holding onto
3 him, only inches away from where the
4 bullet ultimately entered Win. Officer
5 Cianfrocco's reckless discharge of his
6 firearm directly placed her life in
7 jeopardy, also in violation of the
8 Patrol Guide policy.

9 Should the second gunshot from
10 Cianfrocco also be substantiated as
11 excessive force? We believe so.

12 About 30 seconds elapsed between the
13 first and the second gunshot. During
14 this time, Win's mother and brother are
15 between the officers and Win. The three
16 family members were all holding onto
17 each other while Officers Alongi and
18 Cianfrocco each pointed their guns in
19 the direction of the family.

20 This is an unspeakable tragedy to
21 lose your loved one -- right -- in this
22 moment and we demand accountability from
23 the officers. Thank you.

24 CHAIR KHALID: Thank you for your
25 comment.

1 Next one on the line-- on the list.

2 (No response.)

3 MR. DARCHE: Jahi, is there anyone
4 on the list for in-person before we just
5 open it up?

6 MR. ROSE: So, the next person on
7 the list is Rebecca Chaudhry.

8 MS. PARVEEN: Good evening,
9 everyone -- good evening. I'm Famina
10 Parveen. I came from the organization
11 called DRUM from the Bronx base.

12 Where are we unsafe -- at home --
13 are we safe at home or outside? Win
14 Rozario was at home, but he was not
15 safe. We work very hard as parents for
16 our children to make sure our children
17 are safe. Anything can happen.

18 Regarding the situation to have
19 safety, is it -- is it our crime that if
20 we take the police officer, as for our
21 safety, it should be to listen to the
22 son and try to solve the problem.

23 In doing that, they came front of the
24 mother and the small brother --

25 CHAIR KHALID: Can you let her

1 finish and then you --

2 UNKNOWN SPEAKER: If it's a long
3 sentence, I need to -- I don't want to
4 miss any --

5 CHAIR KHALID: We want to make sure
6 that we understand what -- you are
7 interpreting what she's saying.

8 UNKNOWN SPEAKER: All right.

9 CHAIR KHALID: So, just wait till
10 she finishes, please.

11 UNKNOWN SPEAKER: Okay.

12 MS. PARVEEN: Without that --
13 without doing that, they came and in
14 front of the brother and the mother,
15 killed the child -- the son.

16 Win Rozario was not actually
17 criminal. Their clothing was not that
18 enough that they were wearing. Couldn't
19 they have spoken to the child? This
20 would support safety from the police.

21 Where are we safe? We want that --
22 this is police behavior to have
23 punishment for this situation so other
24 parents, like -- like Win Rozario's
25 parents, they would not lose their

1 child. We're not losing the hope for
2 desperation and on the police.

3 Thank you.

4 CHAIR KHALID: Thank you for your
5 comment -- thank you.

6 MS. CHAUDHRY: Can I go next? I'm
7 Rebecca.

8 CHAIR KHALID: You're the next?

9 MS. CHAUDHRY: Yeah.

10 MR. DARCHE: We thought she was
11 going to be the previous speaker.

12 Thank you, Rebecca.

13 MS. CHAUDHRY: Okay. Cool.

14 Hi. My name is Rebecca. I want to
15 add -- previously folks talked about the
16 specific categories of misconduct and
17 I'd like to take into account the
18 totality of the circumstances and the
19 NYPD's own list of aggravating factors,
20 including, but not limited, to those
21 spelled out in the NYPD discipline
22 matrix.

23 So, the matrix states the presence
24 or reasonable availability of knowledge,
25 training, and experience of the member

1 of the service involved that is germane
2 to the incident. Both of the officers
3 involved were trained to interact with
4 emotionally distressed persons and they
5 received NYPD training.

6 The matrix also says the nature of
7 the event is such that it allowed time
8 for deliberate reflection or action.
9 There are numerous examples of Alongi
10 and Cianfrocco rushing, where they
11 failed to do their due diligence and
12 acted recklessly without justification,
13 and that they created crisis points that
14 then they escalated, killing Win and
15 endangering the lives of his mother and
16 younger brother.

17 And those examples include that they
18 failed to take the time to do a basic
19 assessment or ask questions of Win's
20 younger brother, that are in PG 221-13,
21 regarding emotionally disturbed persons
22 before going into the house or the
23 apartment.

24 They asked questions for 40 seconds
25 before entering the house and when Win's

1 younger brother tried to answer those
2 questions, he was repeatedly cut off --
3 and there was significant time for them
4 to gather information for tactical
5 considerations, develop a plan, consider
6 if a specialized unit should be called.
7 But none of this was done prior to
8 entering the house.

9 While they were in the apartment,
10 there were multiple opportunities for
11 Alongi and Cianfrocco to slow things
12 down and retreat, especially because Win
13 was never a threat to his mother or his
14 brother -- and this includes, but isn't
15 limited to, the second and third tases
16 of Win done by Alongi and Cianfrocco
17 respectively, when he had been standing
18 without scissors for at least 30
19 seconds.

20 Instead of taking the time needed at
21 different points, their actions are a
22 textbook case of reckless escalations,
23 and creating a crisis, and using a force
24 and dangerously chaotic tactics. We're
25 going to refer again to the discipline

1 matrix, which states that
2 disproportionality of misconduct and
3 harm to the community.

4 As you heard from the previous
5 speaker, there was significant harm to
6 the community, and what the South Asian
7 community thinks now about what the
8 dangers of calling 911 and reaching out
9 to the police. There's -- Win would've
10 been alive today if they had not come to
11 his home.

12 The family is dealing with the
13 trauma from that that they will continue
14 to carry for the rest of their lives.

15 The discipline matrix also mentions
16 the nature and extent of injury or
17 endangerment to a member of the service
18 or civilian. Alongi and Cianfrocco
19 killed Win, and in the process, they
20 also endangered the lives of his mother
21 and his younger teenage brother in the
22 process causing them lasting trauma.

23 The discipline matrix also mentions
24 the victim's vulnerability that is
25 related to the act of misconduct. Win

1 was a teenager who was experiencing
2 mental health challenges when the
3 officers, who were two grown men with
4 guns, killed him in less than two
5 minutes in what should have been the
6 safety of his home.

7 Win's younger brother and mother
8 were also victims. Win's younger
9 brother was also a teenager and a review
10 of this case requires looking at
11 bias-based policing allegations,
12 including Win's mental health condition
13 and disability, the derogatory languages
14 officers use towards him, language --
15 Win's mother is limited to English
16 proficiency -- and looking at race.

17 CHAIR KHALID: Thank you for your
18 comment.

19 MR. DARCHE: Jahi, is there anyone
20 else on the list to speak in-person?

21 MR. ROSE: The next speaker on the
22 list is Joo-Hyun Kang. (phonetic).

23 MS. KANG: Hi. I'm sorry -- sorry.
24 I Just want to make sure I saved time.

25 My name is Joo-Hyun Kang. I'm a

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1 member of (indiscernible). I'm also a
2 member of the Justice Committee and I've
3 worked with families whose loved ones
4 have been killed by police for -- since
5 the 90s, which some people might call
6 the 1900s -- and I cannot do this mic.

7 CHAIR KHALID: (Indiscernible.)

8 MR. DARCHE: (Indiscernible.)

9 MS. KANG: Thank you so much.
10 I'm going to start over.

11 MR. DARCHE: Yeah.

12 CHAIR KHALID: Yeah.

13 MS. KANG: So, I'm Joo-Hyun Good
14 evening -- with the Justice Committee.
15 I've been -- I'm a volunteer with them
16 working with Win Rozario's family for
17 the last year and have worked with
18 families whose loved ones have been
19 killed by the police since the 90s or
20 1900s.

21 Very specifically -- I know that you
22 heard a number of different people talk
23 about different aspects of the case.
24 We're not going to have in four minutes
25 the time to go through every argument we

1 want to do, but I do want to emphasize
2 some very specifically.

3 First, I just want to ask you to do
4 a mental exercise, which is -- I'm
5 assuming all the Board members maybe --
6 maybe not -- have viewed the video. If
7 you viewed the video, I would ask you to
8 just ask yourself, with -- if you have a
9 loved one or if you were having a mental
10 health crisis, would you trust Officers
11 Alongi and Cianfrocco to come to your
12 home?

13 Would you trust them to take care of
14 your loved one -- and what I would ask
15 is that -- and you don't have to tell us
16 the answer -- but if you are not sure if
17 you would trust them or if you wouldn't
18 trust them, then you know that there
19 should be substantiated charges against
20 them.

21 The second thing I just want to say
22 is that part of this case, and what's so
23 hard, is that this isn't just about the
24 emotions, which are incredibly heavy.
25 This isn't just about vibes. It's about

1 very specific protocol violations and
2 these officers are dangerous -- not only
3 to Win and Win's family, but to New
4 Yorkers.

5 When you look at various parts of
6 the Patrol Guide, the sections that I
7 would point you to specifically are use
8 of force, 221-01, 221-02. Tasers,
9 221-08, DDP, 221-13.

10 The use of force student manual that
11 -- that Samy read from very specifically
12 with an example that shows that even if
13 an officer is in imminent risk and
14 fearing for their life, if they cause
15 the conditions that created that
16 problem -- which is the second tase by
17 Alongi and the third tase by Cianfrocco
18 -- that that is actually not justified
19 in the Department's eyes and that they
20 should be disciplined -- and that's a
21 direct quote from -- what Samy read was
22 a direct quote from the student manual
23 from the NYPD.

24 I just want to point you to this,
25 which is -- you may not be able to see

1 it, but the second -- right before the
2 second and third tase -- you've heard
3 about the 30 seconds. 30 seconds, they
4 did not say, at any point, "Give me the
5 scissors". They did not say, "Throw the
6 scissors on the ground". They did not
7 say, "Win, put your hands up", although
8 he puts his hands up by himself -- for
9 himself for a few moments.

10 They did not say, "Go on the
11 ground". They didn't say, "Put your
12 hands up". They didn't -- there's so
13 many things they could have done in 30
14 seconds that they didn't do.

15 You can see the scissors that have
16 been put down on the chair by Win's
17 mother here. You can see here that Win
18 is simply standing. This is what he
19 looks like when they tase him the second
20 and third time in rapid succession
21 against protocol, not only because it's
22 after the 30 seconds of doing nothing to
23 deescalate, but also because they're
24 tasing at the same time because they're
25 not even communicating with each other.

1 When you think about -- so, the
2 second and third tase -- second by
3 Alongi, third by Cianfrocco -- should
4 both be substantiated as excessive
5 force.

6 I also want to talk about third and
7 fourth gunshots. The second gunshot --
8 thank you. The -- actually, the second
9 gunshot -- I just want to show you -- at
10 one point, the scissors are on the floor
11 and actually the family is all wrapped
12 up in each other. That's right before
13 the second gunshot.

14 The third and fourth gunshots, what
15 you can see -- it's hard to see in the
16 body-worn camera footage. You've got to
17 look at both of the officers' footage at
18 the same time, but actually Alongi
19 really has his -- he's calling in
20 something on the radio.

21 He's holding his gun -- or right
22 after he's trying to fix his gun, he's
23 holding his gun and he's shooting while
24 the radio is still in his hand right
25 after he has called. So, there is no

1 sense of actually being careful, or
2 cautious, or preserving life. This is
3 the opposite of that.

4 It's going to force before anything
5 else and that absolutely -- the third
6 and fourth gunshots by Alongi should be
7 substantiated as excessive force.

8 This is -- sorry -- this is what Win
9 is about to topple next to the counter
10 when the third gunshot is happening.

11 This is the fifth gunshot by
12 Cianfrocco. Win is already weak, and
13 he's stumbling, and he's falling on the
14 chair, and that's when Cianfrocco
15 shoots. None of this is justified.
16 None of this is about preserving life.
17 It's simply about using force and if you
18 listen to the video, there are very few
19 times -- maybe twice or three times --
20 where either officer says anything
21 directly to Win.

22 The entire time their verbal
23 commands are, "Get out the way", "Get
24 out the way" -- and that was only while
25 they were having either tasers or guns

1 pointed at Win to get the mother and the
2 son -- the brother -- out of the way so
3 that they can use force, not to tell Win
4 to do anything.

5 They completely violate the
6 deescalation definition in the Patrol
7 Guide, which says, taking action to
8 stabilize the situation, reduce the
9 immediacy of the threat, so that more
10 time, options, and resources become
11 available. The goal is to gain the
12 voluntary compliance of the subject when
13 appropriate and consistent with personal
14 safety, to reduce or eliminate the
15 necessity to use force.

16 They created conditions where they
17 felt like they needed to use force --
18 sorry, I didn't hear it. Am I over
19 time?

20 MR. DARCHE: Yes.

21 MS. KANG: Sorry. Did not hear. I
22 was not trying to be disrespectful.

23 MR. DARCHE: No, no, no.

24 MR HOGAN: Well, actually, the time
25 didn't start till 330 cause

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1 they was fixing a mic.

2 MR. DARCHE: No, no, we reset it.

3 MR. HOGAN: Okay. Just was
4 checking.

5 MS.KANG: Thank you and I apologize
6 for going out of time. I did not hear
7 (indiscernible) -- AND thanks for
8 helping me.

9 Sorry for making such a mess. I'll
10 get out of the way as soon as I can.

11 Thanks, (indiscernible).

12 MR. DARCHE: Jahi, is there anyone
13 else on the -- on the list?

14 MR. ROSE: The Next person on the
15 list is Adilka Pimentel (phonetic).

16 MS. PIMENTEL: Adilka Pimentel.

17 Good evening. My name is Adilka
18 Pimentel and I am here because another
19 New Yorker has been recklessly and
20 unnecessarily killed by the NYPD.

21 I am here as a New Yorker who has
22 encountered police encounters inside of
23 my old high school, inside of train
24 stations, and in the streets and was
25 lucky to walk away from these encounters

1 with my life. I say "lucky" because
2 there are people like Win Rozario who
3 were killed less than two minutes into
4 their interaction with officers
5 Cianfrocco and Alongi.

6 Win was a teenager who was
7 experiencing mental health challenges
8 and needed care and compassion, and
9 instead was gunned down in what should
10 have been the safety of his home.

11 Alongi and Cianfrocco failed to
12 follow NYPD protocol and training, and
13 in doing so, also put the lives of Win's
14 mother and brother in danger.

15 Alongi and Cianfrocco were
16 hyper-aggressive and made a choice --
17 and I want to say that again -- a choice
18 to use force at every turn in violation
19 of multiple NYPD protocols in their
20 training, including holding both gun,
21 taser in both hands at the same time --
22 something that has already been
23 substantiated by the CCRB to be a
24 misconduct during the Kawaski Trawick
25 case.

1 They failed to deploy relevant
2 deescalation directives, protocols, or
3 trainings. One of Alongi's first
4 questions was, "What is he -- bipolar,
5 schitzo (sic)".

6 First off, schitzo (sic) is a
7 derogatory term. Secondly, Alongi's use
8 of two extreme diagnoses -- both bipolar
9 disorder and schizophrenia -- to frame
10 his questions shows his bias related to
11 people who experience mental health
12 challenges from the start -- and as
13 someone who is diagnosed with and who
14 struggles with mental health myself,
15 this is not the kind of approach I would
16 want if I was in crisis.

17 Not only were the overall actions
18 from the very beginning violent and
19 careless, but the bias that they have
20 means there is a high possibility that
21 they can and will kill others in the
22 same way.

23 Win's case strikes me especially
24 close because Win was a young person and
25 I work with young people every single

1 day. These are young people who are no
2 strangers to being stopped, frisked, and
3 having their rights violated even in
4 2025.

5 These are young people who have had
6 to watch police kill and walk away
7 without consequence time and time again,
8 and killing young people like Win
9 Rozario, Ramarley Graham, and Sergio
10 Reyes, and, again, have no
11 consequences -- young people who have to
12 wonder if they end up like Win, will the
13 CCRB and the City ignore the calls to
14 fire and bring accountability to these
15 officers.

16 Will their families have to open up
17 wounds time and time again and plead for
18 some decency -- for some accountability?
19 Will we actually meet them this time and
20 bring the accountability that is
21 deserved. And so we are calling for --
22 we are calling to substantiate the
23 charges against both officers and we are
24 calling for the CCRB to let young people
25 in New York City know they will stand by

1 them, beginning by standing for Win
2 Rozario.

3 Thank you.

4 CHAIR KHALID: Thank you for your
5 comment.

6 MR. DARCHE: Jahi, Is there anyone
7 else on the list?

8 MR. ROSE: The next person on the
9 list is Chinnor Campbell.

10 MR. DARCHE: Not -- not quite yet,
11 Mr. Case.

12 Roger, can you go check real
13 quick -- thank you.

14 Is there anyone else after Mr.
15 Graham's brother?

16 MR. ROSE: The list from the --
17 there are folks that signed up to speak
18 from the waiting room --

19 MR. DARCHE: Yes.

20 MR. ROSE: -- and they're on the
21 list that will start with Mr. Andrew
22 Case.

23 MR. DARCHE: So, who's on the list
24 in the waiting room?

25 MR. ROSE: That starts with Mr.

1 Andrew case and it's three more people
2 after Andrew Case.

3 MR. DARCHE: And is one of them Mr.
4 Graham's brother?

5 (No response.)

6 MR. DARCHE: So, why don't we just
7 do the list of folks from the --

8 Dakota, could you tell them outside
9 that we're going to just go with a
10 regular list of folks from the overflow
11 room -- thank you.

12 MR. ROSE: That is Ramarley Graham's
13 brother, Chinnor Campbell.

14 MR. DARCHE: And is Mr. Campbell in
15 front of Mr. Case?

16 MR. ROSE: Yes, that's the last
17 person from this list.

18 MR. DARCHE: So, who's on the list
19 first, I guess, is my question, Jahi.

20 MR. ROSE: So, the list from the
21 boardroom will be Andrew Case. The last
22 list that we just worked off of --
23 that's the next person that's on the
24 list will be Andrew Case.

25 MR. DARCHE: So, Mr. Case poked his

1 head in before. We're ready for him
2 now -- yes.

3 MR. CASE: Hi. Thank you all.
4 Andrew Case from LatinoJusticePRLDEF.
5 Thank you all.

6 Again, I was in the overflow room
7 listening to all the people speaking
8 about Win Rozario and LatinoJustice
9 obviously stands for the family of Win
10 Rozario.

11 I wanted to also take a moment.
12 Jonathan mentioned James Johnson and
13 Benson Davis from NACOLE who passed
14 away. And, also, I wanted to speak a
15 moment about Merrick Bobb who was one of
16 the real luminaries in civilian
17 oversight. He worked in the County of
18 Los Angeles, and since then, as a
19 consultant in a number of places and did
20 a lot to develop civilian oversight and
21 he recently passed away as well.

22 I think NACOLE is a fantastic
23 organization. I'm going to be at the
24 NACOLE conference in Minneapolis this
25 fall in October, 26th to 28th. I

1 encourage those of you who have not been
2 to a NACOLE conference before to go.

3 In my day, I remember NACOLE
4 conferences with Deborah Livingston, and
5 William Coons, and Franklin Stone, and
6 Hector Gonzalez -- and three of those
7 people are federal judges now. You come
8 from a long line of very impressive
9 people who have sat on this Board and
10 you guys have been doing incredibly good
11 work.

12 I look at the substantiation rates.
13 I see the cases that you guys have
14 investigated, and they are stronger and
15 better than ever, and you are rooting
16 out misconduct. The problem is entirely
17 what happens when those cases leave your
18 hand and they go to the police
19 department.

20 As some of you might know, we
21 recently sued the police department over
22 the case of William Harvin, which is a
23 case that you all substantiated years
24 ago, and the NYPD, despite the fact that
25 it has an MOU with you saying that those

1 cases are for you to prosecute at trial,
2 simply declined to let you prosecute the
3 case.

4 It retained the case. That's the
5 term you know they use for this and they
6 did it even though it did not meet the
7 standards for retaining a case under the
8 MOU, and the court wrote that it found
9 that the police department's conduct was
10 alarming. But it said that only the
11 CCRB can sue on that MOU and people who
12 were harmed cannot bring a case saying
13 the NYPD failed to follow the NYPD --
14 the MOU even when it did.

15 You all, however, can. So, keep
16 thinking about what the NYPD is doing
17 when your cases go there, and they are
18 rejected, and your intensive
19 investigations and the hard work you do
20 is not responded to by the police
21 department, and by the Police
22 Commissioner.

23 I look at these -- investigation
24 after investigation -- and I see Command
25 Discipline "A", Command Discipline "A",

1 Command Discipline "B" -- and these are
2 sometimes for serious misconduct that
3 you have uncovered. So, I just
4 encourage you to take the step -- to
5 step for yourselves. You support also
6 the family of Allan Feliz and I heard
7 Dr. Khalid speaking about the Feliz
8 investigation.

9 I applaud this board for standing
10 firm on the fact that you did a thorough
11 investigation. You found that
12 Lieutenant Jonathan Rivera should be
13 fired. You tried the case. You
14 convinced the Deputy Commissioner of the
15 police department that Lieutenant Rivera
16 was lying, and the Police Commissioner,
17 without looking at the trial or hearing
18 the evidence, turned the other way.

19 So, I want to applaud all of you for
20 the work that you've been doing and
21 emphasize that there remain enormous
22 issues when your cases go to the NYPD.

23 Thank you.

24 CHAIR KHALID: Thank you.

25 MS. WONG: Good evening. My

1 name is Jennvine Wong. I am the
2 supervising attorney with the Cop
3 Accountability Project at the Legal Aid
4 Society.

5 We are the largest public defender
6 organization that provides institutional
7 representation to all of those in New
8 York City who are accused of crimes and
9 so we are also daily witnesses to police
10 abuse, to police misconduct, and to
11 police violence.

12 So, I was in the overflow room
13 listening to all the powerful testimony
14 that was delivered to this Board before
15 me.

16 I obviously stand in solidarity with
17 the families and loved ones of Win
18 Rozario and of Allan Feliz -- which this
19 Board has spoken about, again today, as
20 they did, I believe, at earlier Board
21 meetings -- and it's -- it is
22 unconscionable that the families have to
23 come here and basically beg the Board
24 for accountability because they feel
25 that the NYPD has failed to protect

1 them, and has failed to protect their
2 loved ones, and has failed to deliver
3 accountability.

4 And so what it really highlights for
5 me is the importance of CCRB, as an
6 independent investigative agency, to
7 hold NYPD accountable. The independence
8 and authority of this agency is so
9 incredibly important and it really
10 highlights why it's so important for the
11 Board to have the resources and the
12 staffing required to fulfill your
13 mandate.

14 In so many ways the NYPD has
15 undermined accountability, reversing a
16 decision by its own NYPD Police
17 Commissioner in the case of Officer
18 Rivera and in the killing of Allan Feliz
19 in the ways that they delay -- the way
20 that they delay accountability for
21 officer misconduct in so many different
22 ways, CCRB will substantiate
23 allegations. The APU will be ready to
24 bring it, and then, for whatever reason,
25 the decision will be pending for a very

1 long time because, unfortunately, it has
2 not been able to have been brought to
3 the trial room because the Police
4 Commissioner has retained the case --
5 what have you.

6 And for so many of these reasons, it
7 is so important for the CCRB to have the
8 resources it needs to fulfill its
9 mandate.

10 In at least one of the complaints
11 that Legal Aid Society has brought on
12 behalf of its clients, the CCRB has
13 rightly substantiated those allegations.
14 It included racial bias allegations.
15 Those have been substantiated and it has
16 been awaiting trial for now, I think,
17 over a year.

18 And so for our client, they have not
19 been able to have that accountability
20 for the misconduct and for that racial
21 bias allegation that this Board -- that
22 this agency has correctly substantiated
23 against him.

24 And so I just want to commend -- to
25 commend the agency for the work that's

1 done, clearly seeking out accountability
2 for officers in every way that it can.
3 I'm just reiterating at this point that
4 you need the resources and adequate
5 staffing in order to fulfill your
6 mandate and to really bring justice to
7 the victims of police misconduct, police
8 violence.

9 I also want to acknowledge that
10 there have been recent -- you know, I
11 was saying in the other room to Andrew
12 that there are just too many NYPD --
13 in-custody NYPD deaths -- and most
14 recently, another one of our clients
15 actually had just passed away in NYPD
16 custody as well.

17 And so I just want to acknowledge
18 that there's just too many deaths, and
19 it really highlights the importance of
20 the CCRB independence, and the
21 importance of the CCRB's work to bring
22 accountability, as an independent
23 agency, because the NYPD has lost
24 credibility amongst the community for
25 being able to hold their officers

1 accountable for their misconduct.

2 Thank you.

3 CHAIR KHALID: I certainly agree
4 with you for the resources. That's a
5 very big tool for all of us as CCRB,
6 though we have mentioned that, and thank
7 you for mentioning that.

8 MS. WONG: Sure.

9 MR. DARCHE: So, I think that was
10 everyone from the overflow room.

11 Is there anyone who is in the room
12 now who would like to speak?

13 MR. ROSE: So, Jon, I believe we
14 have been joined -- well, we have been
15 joined online by Council Member Shahana
16 Hanif.

17 MR. DARCHE: So, Michael, if we
18 could hear from the Council Member --

19 MR. MEYERS: He missed his
20 opportunity.

21 MR. DARCHE: Michael --

22 MR. MEYERS: It's our turn now.

23 MR. DARCHE: Michael, I hear you,
24 but -- and you'll get the floor next.

25 MR. MEYERS: You're damned if you

1 don't think I'm bringing attention to
2 me.

3 MR. DARCHE: I was paying attention.

4 UNKNOWN SPEAKER: Jon, we have one
5 more speaker from the overflow room.

6 MR. DARCHE: Okay. Let the Council
7 Member go, then Michael Meyers, and then
8 this person.

9 MS. HANIF: Thank you all so much.

10 Good evening. I'm Council Member
11 Shahana Hanif. As a Bangladeshi New
12 Yorker and our City's first Bangladeshi
13 elected, the killing of Win Rozario is
14 deeply personal to me. Our City's
15 Bangladeshi and South Asian communities
16 are still mourning the loss of one of
17 our own.

18 Win Rozario should be here with us
19 today. I joined today's hearing to
20 extend my continued support to the
21 Rozario family and never let Win's name
22 be forgotten.

23 It's critical for the Civilian
24 Complaint Review Board to serve its
25 charter-mandated function and

1 substantiate charges of misconduct that
2 are clear and obvious in the publicly
3 available footage of Win's killing.

4 For years, we've discussed the need
5 to strengthen the relationship between
6 the police and our community members and
7 a ruling that fails to affirm what the
8 video evidence shows would put a severe
9 strain on the credibility of the NYPD
10 and the Board.

11 I want to recognize that our police
12 officers are tasked with extremely
13 challenging duties. In protecting and
14 serving the City, they have to make
15 quick decisions to best protect and
16 serve New Yorkers. I do not want to
17 minimize the difficulty of their
18 responsibilities in situations like
19 this.

20 With that said, in watching that
21 footage, it is clear that this case
22 includes excessive, improper, and
23 unwarranted force. The NYPD created a
24 dangerous crisis where they killed Win
25 in what should have been the safety of

1 his home in less than two minutes of
2 their arrival and needlessly endangered
3 the lives of Win's mother and younger
4 brother.

5 I'd be remiss not to note that Win's
6 killing is a tragic example of why the
7 police should not be the default
8 responders to situations that demand
9 targeted health-centered interventions.

10 Other cities have comprehensive
11 public safety systems that can send
12 specialized mental health responders to
13 crisis situations on demand. This is a
14 proven model that New York City can and
15 must replicate.

16 Thank you so much for the
17 opportunity to testify.

18 CHAIR KHALID: Thank you,
19 Councilwoman, who shared that your
20 comments.

21 MS. HANIF: Thank you.

22 MR. DARCHE: Mr. Meyers, I think you
23 go next, please. I apologize for the
24 delay.

25 MR. MEYERS: Yes, I'm Michael Myers.

1 I'm the President of the New York Civil
2 Rights Coalition.

3 I like rules, but we have to obey
4 the rules and follow the rules.
5 Everybody has to get an equal chance to
6 be on the list, whatever that list is.
7 If there's two or three lists, I want to
8 know which list I'm on in advance of
9 coming down here.

10 Okay. It's just a matter of
11 courtesy to the public and to the
12 advocates who are not here today, but
13 who are out there and who don't come
14 here because we don't get courtesy
15 enough to be here.

16 Now, I repeat one more time about
17 this Police Commissioner, I want to
18 know -- because I only -- I know I'm
19 only going to have four minutes -- I
20 want to know where is the CCRB's -- Mr.
21 Chairman -- Interim Chairman -- Mr.
22 Executive Director, members of the
23 Board -- where is the CCRB's letter --
24 where is the CCRB's letter to the Police
25 Commissioner inviting her to a meeting

1 of the Board -- public meeting of the
2 Board?

3 She should be here today. She
4 should be here listening to the
5 people -- not just you -- cause these
6 messages are addressed to the Police
7 Commissioner because apparently she
8 still has the power and the authority to
9 ignore your recommendations.

10 But I don't think any Police
11 Commissioner or Mayor who appoints a
12 Police Commissioner can ignore the
13 voices of the public who are indignant,
14 and upset, and disgusted by the
15 inaction, the indecisiveness, and the
16 tawdry behavior of people who are
17 supposed to investigate and punish
18 police misconduct.

19 Now, whatever you have done, you
20 haven't done enough. You just haven't
21 done enough.

22 Now, I also want to know what the
23 hell happened because I could not bare
24 -- I could barely hear the interim Chair
25 back there. I want to know what

1 happened with the Police Commissioner's
2 ignoring of the plea of the CCRB's
3 recommendation. I think I heard you say
4 that it was ignored.

5 I don't hear any members of the
6 Board saying, "What -- what do you mean
7 she ignored what you recommended". She
8 just has -- actually has the power to
9 ignore, but I want to see your letter --
10 meaning, the CCRB's letter to the Police
11 Commissioner saying, "We object to your
12 ignoring us". "We object to you
13 ignoring the Administrative Law Judge".
14 "We object to you ignoring this CCRB
15 process that is a matter of law and the
16 Mayor should invite your resignation
17 because you are annoying us".

18 Where's your letter? Should be a
19 public letter. It should be in the
20 record, not just in the minutes. It
21 should be on your website -- your
22 response to the Police Commissioner's
23 non-response to you. It's so
24 disgusting.

25 I don't understand how anybody here

1 sits here and doesn't resign. How can
2 you make recommendations that are
3 ignored by the powers that be -- by the
4 authorities that are authorized to enact
5 justice response -- and nobody resigns.
6 Nobody just gets upset. Nobody raises
7 their voice -- other than me, but I'm
8 not sitting there.

9 And I'm saying to you, until the
10 people on this panel start to get up --
11 start to get up and object to this
12 Police Commissioner, she's going to be
13 there, ignoring you still. Now, her
14 time is running out, I hope -- I hope --
15 I hope -- just as Mayor Eric Adams' time
16 is running out.

17 So, she's not going to be appointed
18 again as Police Commissioner because she
19 has ignored the public. She has abused
20 the public's trust. And so if -- if I
21 could hear what the Interim Chair was
22 saying -- if that's what she did, then
23 you guys ought to be making a public
24 complaint, and a public announcement,
25 and a public demand that she resign

1 immediately.

2 As far as rulemaking, I don't
3 understand these rules. I really don't.

4 Now, are you talking about
5 administrative administerial matters or
6 are you talking about amending the
7 statute so that the Police Commissioner
8 doesn't have the final authority?

9 So, when you talk about -- I don't
10 care about rulemaking. You got enough
11 rules, but the Police Commissioner
12 should not have the final authority to
13 discipline police officers. That should
14 be your authority, your role, and you
15 should be demanding it.

16 So, I want to see where in your --
17 in your legislative processes -- you are
18 devising legislation to be submitted to
19 the General Counsel or legal --
20 whatever, whatever -- and the Mayor's
21 Office prior to even getting your rules
22 published. Have you made that demand
23 that you have the final authority?

24 To hell with the Police
25 Commissioner. This process -- this

1 experiment of having the Police
2 Commissioner be the final decider just
3 failed.

4 It has failed because this Police
5 Commissioner, and the Police
6 Commissioner before her, and the Police
7 Commissioner before him, they have
8 failed and they should be demanded to
9 get the hell out because they cannot
10 even -- they can't discipline their
11 police officers. They can't discipline
12 the rank and file -- and since they
13 can't do it, you got to do it and you
14 should be demanding that.

15 I mean, before this Mayor takes his
16 leave, which will not be soon enough for
17 me -- but before the Mayor takes his
18 leave, let me see your letter. I want
19 to send your letters to the Police
20 Commissioner. I want to see your
21 response to the Police Commissioner when
22 she ignored you.

23 Is that in the public domain? Is
24 that available online? Is that in our
25 hands? Is it in your hands? Why

1 haven't you done anything -- responded?
2 Tell -- told her, "Get the hell out".
3 You're not being responsible to the
4 public.

5 MR. DARCHE: So, Mr. Meyers, first
6 of all, I think your time is up.

7 Secondly --

8 MR. MEYERS: Yeah, I know. My time
9 has been up a long time ago -- but so is
10 the Police Commissioner's time -- it's
11 up. I hope she hears me. It's up. Get
12 the hell out.

13 MR. DARCHE: CCRB's letter to the
14 Police Commissioner after she notified
15 us of her intent to overturn Deputy
16 Commissioner Maldonado's recommendation,
17 if it is not already on our website, it
18 will be on our list.

19 MR. MEYERS: So, her decision was to
20 -- not to overturn it or to overturn it?

21 MR. DARCHE: So, the Police
22 Commissioner decided to overturn Deputy
23 Commissioner Maldonado's recommendation.

24 MR. MEYERS: That's what I thought I
25 heard the Interim Chair say.

1 MR. DARCHE: Yes.

2 MR. MEYERS: So, what's your
3 response?

4 MR. DARCHE: We we wrote a letter
5 urging her not to do that --

6 MR. METERS: I'm talking about after
7 she did that -- what's your response?
8 Did anybody resign?

9 Did I hear the Interim Chair
10 correctly?

11 CHAIR KHALID: Mr. Meyers, we sent
12 the letter out --

13 First, a letter came. We responded
14 as per law and it's her, you know,
15 jurisdiction and her responsibility as
16 per -- as a Police Commissioner and
17 she -- she did what she wanted to do.

18 And in our part, we did our
19 investigation. We did the trial and
20 everything -- and so whatever our
21 responsibility per law, we did that.

22 Again, ultimate decision --
23 disciplinary decision, it lies with the
24 Police Commissioner. So, we -- whatever
25 we did, we did our part.

1 MR. MEYERS: So, you should join the
2 ranks of those who are seeking to amend
3 the statute so that the Police
4 Commissioner does not get the final
5 decision.

6 MR. DARCHE: Mr. Meyers, that was
7 the first thing Dr. Khalid mentioned in
8 his remarks and the agency, led by Dr.
9 Khalid, has been advocating for final
10 disciplinary authority to go to the CCRB
11 for many years.

12 That's not something that the agency
13 is not doing.

14 MR. MEYERS: Was there a joint
15 letter from everybody?

16 MR. DARCHE: It's not in the letter.
17 It is in the testimony that the Interim
18 Chair gave to the Charter Revision
19 Commission and he has --

20 MR. MEYERS: We've had so many
21 Chairs -- Interim Chairs. Can the
22 Commission -- the Board send a letter to
23 the -- to the Mayor or the next Mayor --
24 whoever -- to everybody -- we want a
25 change in the statute. We want to have

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1 the final decision-making authority over
2 police misbehaving.

3 MR. DARCHE: I think --
4 (indiscernible).

5 UNKNOWN SPEAKER: I appreciate you,
6 Michael. Thank you.

7 CHAIR KHALID: Thank you, Mr.
8 Meyers.

9 MR. DARCHE: If you could tell us
10 your name, sir.

11 MR. CAMPBELL: Good afternoon. My
12 name is Chinnor Campbell and I am the
13 brother of Ramarley Graham who was
14 murdered by NYPD.

15 MR. DARCHE: Are you Mr. Campbell or
16 are you reading an email from Mr.
17 Campbell?

18 MR. CAMPBELL: No, I am Mr.
19 Campbell -- yeah. Sorry, I have it -- I
20 have it written down. I apologize.

21 Good afternoon. My name is Chinnor
22 Campbell and I'm the brother of Ramarley
23 Graham who was murdered by the NYPD 13
24 years ago in the Bronx.

25 At the time, I was only

1 six-years-old when they gunned down and
2 murdered my brother in front of me and
3 my grandmother. We were at home in our
4 apartment when they busted through and
5 murdered my brother, Ramarley.

6 It took six years for my mother --
7 six years of my mother fighting non-stop
8 with protest rallies, and working with
9 Justice Committee, and others to try to
10 get two officers who killed my brother
11 out of the NYPD. Just it -- that alone
12 just took a toll out of all of us and no
13 family -- especially who I want to call
14 out today -- Utsho Rozario's family
15 should not have to go through.

16 I'm here to urge that you guys
17 substantiate allegations against the
18 police who killed Win Rozario as a small
19 step towards justice and accountability
20 not only for Win's family, but for my
21 family and much others.

22 While some of the specifics between
23 the murder and -- murder of my brother
24 and Win is a little bit different, there
25 is a lot of similarities that I seen

1 from 13 years ago to what happened last
2 year in March.

3 I feel for Win's brother, Utsho,
4 because as seeing your brother being
5 murdered in front of you, that's nothing
6 that anybody here -- sitting here right
7 now would understand and I want you guys
8 to understand that we lost a part of our
9 family and the people who are supposed
10 to protect that family is the ones who
11 took it away from us.

12 The CCRB didn't substantiate charges
13 against the cops who killed my brother
14 in front of me when I was six-years-old.
15 The NYPD did and they brought
16 disciplinary trial charges and the judge
17 found Officer Richard Hayes guilty and
18 recommended that he be fired.

19 Hayes resigned before he could even
20 be fired and Sergeant -- Sergeant Morris
21 was forced out of the NYPD for his role,
22 and the third cop was put on a
23 disciplinary probation.

24 My mother had to fight for almost
25 six years for just that to happen and

1 it's wrong. After so many years seeing
2 cops get away with murder, we need to do
3 better and I hope that this Board can
4 help make that cause happen.

5 You have the power -- you have the
6 power to substantiate the misconduct for
7 these two cops and I hope that you take
8 that power responsibly and seriously do
9 the right thing. Nobody can understand
10 what it feels to witness your brother
11 being gunned down in front of you by
12 police, or to hear people try to justify
13 the police doing the wrong things, or
14 just some fancy "it was within the
15 guidelines".

16 Every day of delay of firing these
17 police is a slap in the face to the
18 families who continue to fight and
19 continue to march in the streets to
20 demand justice for their family members.

21 There's no way that any of us can
22 imagine what happened to my brother or
23 Win happening to a wealthy white family.
24 That's how you know that this is racist
25 and wrong. We need to do -- and we need

1 to do the right thing. We need to end
2 the racism now.

3 I'm here because I don't want Utsho,
4 or his mom, or his dad, or the rest of
5 his family to be fighting for another 5,
6 6, or 10 years just like how my family
7 did just to make sure that the dangerous
8 cops who murdered Win are fired. It's
9 wrong that they even have to fight this
10 hard now and that's why I stand up here
11 trying to help with them with that
12 fight.

13 Thank you.

14 MR. DARCHE: Thank you very much,
15 sir.

16 CHAIR KHALID: Thank you.

17 State your name.

18 MR. ROHIT: Hello, members of the
19 CCRB -- everyone assembled. My name is
20 Rohit. I am from -- okay. My name is
21 Rohit. I am from Brooklyn. I'm also
22 here to add to the complaints against
23 the conduct of Officers Alongi and
24 Cianfrocco in the Win Rozario case.

25 I think that is a case of two

1 officers who took a young man's life on
2 a call that should not have happened. I
3 think that -- you know, I read details,
4 like, failing to ask anyone in the
5 house, "Hey, by the way, what's your
6 name", or, like, brandishing a gun in
7 front of his younger brother.

8 It just -- it smacks of, like, two
9 officers who did not see the Rozario
10 family as, like, members of the
11 community who deserve the respect and
12 protection that any other members would
13 deserve.

14 You know, they acted violently --
15 we've heard it so far -- violated many
16 internal policies, training guidelines,
17 and -- yeah, I hope that this CCRB does
18 everything in its power to seek some
19 sort of -- some sort of
20 accountability -- some sort of, you
21 know, consequence for this so -- so it
22 doesn't happen to somebody else.

23 Thank you.

24 CHAIR KHALID: Thank you for your
25 comment.

1 MR. AHMED: Assalamu alaikum -- good
2 evening.

3 Hello, everyone. My name is Tahir
4 Ahmed and I'm here from DRUM
5 organization. I'm here to show
6 solidarity to the family of Win Rozario
7 and to share their grief.

8 As you know, Islam says that the
9 death of one person is the death of the
10 whole humanity, and, as you know, the
11 police of every country, every nation,
12 they are the protectors of their people
13 and not their killers.

14 We still have hope from this
15 committee that they will give justice to
16 the family of Win Rozario and hold the
17 police officers who killed Win Rozario
18 accountable.

19 Thank you so much.

20 CHAIR KHALID: Thank you.

21 MR. DARCHE: Is there anyone else
22 who's going to be a part of the public
23 comment tonight?

24 (No response.)

25 MR. DARCHE: I think that concludes

1 public comment, Dr. Khalid.

2 CHAIR KHALID: Thank you all for
3 making your comments, and as I said
4 previously, I, again, assure everyone
5 that we at CCRB are fully committed to
6 make sure that we do a full
7 investigation, to make sure that a
8 proper work is done as per law by all of
9 us this.

10 This whole Board is someone which
11 makes -- read the cases, looks at the
12 investigative reports and all this, and
13 they make a conscious decision about any
14 case -- Rozario case or any other case.

15 So, I assure you, we'll keep working
16 harder and harder to make sure justice
17 is served to -- to the New Yorkers.

18 Thank you all again for coming.

19 MR. DARCHE: We should keep going.

20 CHAIR KHALID: We're going to go
21 into old business. Please be seated for
22 a few minutes.

23 Do we have any old business to come
24 before the Board?

25 (No response.)

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1 CHAIR KHALID: None -- so, we go
2 into new business.

3 We are now in the new business
4 portion of the meeting and I'm going to
5 call for votes on each of the proposal
6 in Ms. Cook's presentation.

7 I move that the General Counsel
8 Office draft the proposed rule on
9 changing language consistent with the
10 court decision.

11 Do I have a second?

12 MR. SIEGAL: Second.

13 CHAIR KHALID: Does anyone wish to
14 say anything before the Board?

15 (No response.)

16 CHAIR KHALID: All those in favor,
17 say, "aye".

18 (Chorus of "Ayes".)

19 CHAIR KHALID: All those opposed?

20 (No response.)

21 CHAIR KHALID: Any abstention?

22 (No response.)

23 CHAIR KHALID: I move the General
24 Counsel Office draft the proposed rule
25 on corrective action up to civilian and

1 MOS post-COVID interview process.

2 Do I have a second?

3 MS. SIMMONS: Second.

4 CHAIR KHALID: Does anyone wish to
5 say anything before we vote?

6 MR. SIEGAL: Yes, I do, Mr. Chair.

7 I'd urge the General Counsel and
8 people drafting it to consider rules and
9 guidelines regarding conduct in a remote
10 interview, to ensure that all
11 participants are on screen, that there's
12 no coaching, and then other things that
13 can go wrong in remote interviews too.

14 But I support very strongly the idea
15 that remote interviews should be
16 available as a part of the process.

17 CHAIR KHALID: Thank you.

18 All those in favor, say, "aye".

19 MR. SMITH: Chair --

20 CHAIR KHALID: Yeah.

21 MR. SMITH: Mr. Chair, I would only ask
22 the counsel in preparing these rules to
23 protect as much as possible the
24 importance of the oath of the
25 complainant. We don't want to further

1 erode the requirement that allegations,
2 which could affect someone's life,
3 someone's career, can be made with
4 little protection by an oath -- that we
5 keep that in mind as we proceed with
6 this process.

7 CHAIR KHALID: This is a -- like a
8 preliminary process. I know there's lot
9 of steps that has to be taken and
10 hopefully we'll all discuss that in the
11 near future.

12 All those in favor say, "aye".
13 (Chorus of "Ayes".)

14 CHAIR KHALID: Those opposed?
15 (No response.)

16 CHAIR KHALID: Any abstention?
17 (No response.)

18 MR. FELIZ: You guys should also
19 make it punishable --

20 MR. DARCHE: Samy --

21 MR. FELIZ: We can do --

22 MR. DARCHE: Samy --

23 CHAIR KHALID: One second.

24 MR. DARCHE: Samy --

25 (Cross-talk.)

1 CHAIR KHALID: We'll have time for
2 that.

3 MR. DARCHE: Samy, you are -- you
4 are -- you got to trust me on this,
5 please.

6 MR. FELIZ: I just want it to be
7 fair across the board.

8 MR. DARCHE: Samy -- Samy, please
9 let us finish.

10 CHAIR KHALID: Okay. The last one,
11 I move that General Counsel Office draft
12 the draft proposed rule on formal
13 procedure to govern civilian comments
14 period at the public board meetings.

15 Do I have a second?

16 MR. SMITH: Second.

17 CHAIR KHALID: Does anyone wish to
18 say anything before the vote?

19 (No response.)

20 CHAIR KHALID: All those in favor,
21 say, "aye".

22 (Chorus of "Ayes".)

23 CHAIR KHALID: All those opposed?

24 (No response.)

25 CHAIR KHALID: Any abstention?

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1 (No response.)

2 CHAIR KHALID: Is there any new --
3 other new business?

4 (No response.)

5 CHAIR KHALID: If none, we'll
6 adjourn to the executive session.

7 Hearing none, I'm going to move now
8 that we break into executive session.

9 The agenda for the executive session
10 is the Executive Director will consider
11 one full Board case, discuss pending
12 personnel actions, and the General
13 Counsel will provide update regarding
14 pending litigation.

15 Is there a motion to adjourn to
16 executive session?

17 MS. SMITH: So moved.

18 CHAIR KHALID: Do I have a second?

19 UNKNOWN SPEAKER: Second.

20 CHAIR KHALID: So moved.

21 This meeting is adjourned now.

22 (Time noted: 6:07 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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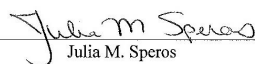
COUNTY OF NASSAU)

I, Julia M. Speros, a Notary Public
within and for the State of New York, do hereby
certify:

I reported the proceedings in the
within-entitled matter, and that the within
transcript is a true record of such proceedings
to the best of my ability.

I further certify that I am not
related to any of the parties to this action by
blood or marriage; and that I am in no way
interested in the outcome of this matter.

IN WITNESS WHEREOF, I have hereunto
set my hand this 10th day of September, 2025.


Julia M. Speros