

CCRB INVESTIGATIVE RECOMMENDATION

Investigator: Josellyn Jaime	Team: Squad #04	CCRB Case #: 202204669	☐ Force	☐ Discourt.	☐ U.S.
			☒ Abuse	☐ O.L.	☐ Injury
Incident Date(s) Monday, 06/13/2022 2:00 PM	Location of Incident: Hard Rock Cafe located at 1501 Broadway	18 Mo. SOL 12/13/2023	Precinct: 14		
Date/Time CV Reported Sat, 07/16/2022 12:21 PM	CV Reported At: CCRB	How CV Reported: On-line website	Date/Time Received at CCRB Sat, 07/16/2022 12:21 PM		
Complainant/Victim	Type	Home Address			
Subject Officer(s)	Shield	TaxID	Command		
1. PO William Bilbao	26671	954551	MS TIMES SQ		
Officer(s)	Allegation	Inv. Div. Recommendation			
A . PO William Bilbao	Abuse: Police Officer William Bilbao propositioned an individual.	A . Substantiated			

Case Summary

On July 16, 2022, § 87(2)(b) filed the following complaint with the CCRB via the CCRB website for herself and on behalf of a colleague who wished to remain anonymous.

On or about June 13, 2022, at approximately 2:00 p.m., § 87(2)(b) and her colleague were standing in front of the Hard Rock Café at 1501 Broadway, in Manhattan, and were handing out flyers promoting the Chicago Broadway show on behalf of theaterMAMA. PO William Bilbao from Patrol Borough Manhattan South approached § 87(2)(b) colleague and asked her to take her shoes off and offered to give her a foot massage and take a picture of her shoes (**Allegation A: Abuse of Authority; Substantiated**).

No arrests or summonses resulted from this incident.

No body-worn camera (BWC) videos or surveillance footage related this incident were obtained.

There are two concurrent CCRB investigations (CCRB case numbers § 87(2)(b) with similar allegations against PO Bilbao and involving individuals who work for theater MAMA.

§ 87(2)(b) alleged continued verbal harassment from PO Bilbao as he constantly calls her “Chicago Girl” and questions if she has a problem with NYPD officers. An IAB referral was created under CCRB case number § 87(2)(b) in regards.

Findings and Recommendations

Allegation (A) Abuse of Authority: Police Officer William Bilbao propositioned an individual.

§ 87(2)(§ 87(2)(b) stated that she witnessed when PO Bilbao approached her colleague, hereinafter § 87(2)(b) while they were handing out flyers for the Chicago show on behalf of theaterMAMA in front of the Hard Rock Café in Manhattan. They were both wearing a Chicago Girl outfit which consisted of red tights, black shorts, a black leotard, a black vest, a black bullet hat, and black T-straps. § 87(2)(b) was standing a few feet away from § 87(2)(b) when PO Bilbao approached § 87(2)(b). PO Bilbao approached § 87(2)(b) smiling and stood approximately a foot away from § 87(2)(b)s face. PO Bilbao told § 87(2)(b) that he really liked her shoes and wanted a pair of them for his wife, that he wanted to take a picture of them but without her feet in them, and then PO Bilbao asked if he could take her shoes off and give her a foot massage (BR 02).

§ 87(2)(§ 87(2)(b) told § 87(2)(b) she was filing a complaint about the incident. § 87(2)(b) requested to remain anonymous. Therefore, a statement from § 87(2)(b) was not obtained.

PO Bilbao’s memo book shows that PO Bilbao responded to job number § 87(2)(b) at the incident location on June 13, 2022, at 1:50pm. PO Bilbao’s memo book also showed that on June 16, 2022, at 11:11am, PO Bilbao was assigned to 1501 Broadway. On June 16, 2022, at 3:07pm, PO Bilbao responded to radio code 10-68Q1 at 1500 Broadway (BR 01).

PO Bilbao stated that he is usually assigned to different foot posts weekly. Foot Posts 5, 6, 9, 10, and 11 usually cover 7th Avenue and Broadway (the incident location). Show promoters and any individual soliciting in Times Square needs to be within a green zone on Broadway, Monday through Saturday, until 11:00 p.m. During the time frame of the incident, PO Bilbao was assigned to Foot Posts 5, 6, and 9. On June 13, 2022, PO Bilbao was assigned to Foot Post 6 which entailed patrolling the green zone from West 42nd Street to West 44th Street on Broadway and 7th Avenue from 8:30am to 6:05pm. On June 14, 2022, PO Bilbao was assigned to Foot Post 6, again, which

entailed patrolling the green zone from West 42nd Street to West 44th Street on Broadway and 7th Avenue from 9:30am to 6:05pm. On June 16, 2022, PO Bilbao was assigned to Foot Post 5, which entailed patrolling West 42nd Street to West 44th Street on 7th Avenue from 9:30am to 6:05pm. On June 20, 2022, PO Bilbao was assigned to Foot Post 9, which entailed patrolling West 44th Street to West 45th Street on 7th Avenue and Broadway from 9:30am to 6:05pm. PO Bilbao did not have an assigned partner during any of these assignments.

PO Bilbao is aware of the Chicago Broadway show due to billboards in Times Square. There were no show promoters on 7th Avenue, but Broadway show promoters might have been on 7th Avenue. PO Bilbao usually sees a lot of different vendors in Times Square, and he usually observes show promoters on 7th Avenue. PO Bilbao usually differentiates ticket sellers from Broadway show promoters because they carry a credit card machine. PO Bilbao did not recall what exactly show promoters wear. PO Bilbao did not remember the individuals he observed on the days he patrolled the green zone or what the individuals were wearing. PO Bilbao did not remember seeing an individual wearing the “Chicago girl” outfit handing out flyers on 7th Avenue. PO Bilbao was not sure if he had ever been in contact with “Chicago girls” promoters. PO Bilbao did not recall if he ever encountered Chicago show promoters wearing red tights, black shorts, a black leotard, a black vest, a black bullet hat, and black T- straps. At the 26:55-time stamp of the interview recording, PO Bilbao was shown a photograph of the Chicago show promoters’ outfit (BR 10). PO Bilbao said he was not familiar with individuals who wear the “Chicago girl” outfit and hand out flyers for the Chicago show. PO Bilbao might have seen an individual wearing the “Chicago girl” outfit, but he did not recall. PO Bilbao did not recall talking to individuals wearing the “Chicago girl” outfit in Times Square. PO Bilbao explained that he does not usually approach “Chicago girls” unless they are selling tickets and to confirm they have a license to sell the tickets.

PO Bilbao was told that § 87(2)(b) and a colleague were standing in front of the Hard Rock Café in Times Square wearing “Chicago Girl” outfits and handing out flyers. PO Bilbao did not find this scenario familiar. PO Bilbao was told that an officer approached one of these women and asked if he could take her shoes off, give her a foot massage, and take a picture of her shoes. PO Bilbao did not recall being part of such an interaction. PO Bilbao was also told that the officer said that he knew a lot of the Chicago Girls and that they would usually let him take their shoes off in the middle of Times Square, give them foot massages, and let him touch their feet. PO Bilbao denied asking anyone dressed in a “Chicago Girl” outfit to take their shoes off, let him give them a foot massage or let him touch their feet, or take a photograph of their shoes (BR 03).

Administrative Guide 304-06 states that NYPD officers are prohibited to engage in conduct prejudicial to good order, efficiency, or discipline of the department. It also stated that officers should address the public using pronouns, and titles of respect (BR 04).

Based on the Patrol Guide Procedure 205-36, sexual harassment is described as unwelcome sexual advances, requests for sexual favors, and other verbal or physical conduct of a sexual nature (BR 05).

§ 87(2)(g)
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED] it
is recommended that **Allegation A** be closed as **Substantiated**.

Civilian and Officer CCRB Histories

- This is the first CCRB complaint to which § 87(2)(b) has been a party.
- Police Officer William Bilbao has been a member-of-service for 9 years and has been a subject in 2 other CCRB complaints and 3 allegations, none of which have been substantiated.
- § 87(2)(g)
Three other Abuse of Authority (Sexual Misconduct Phase 1) allegations have been pleaded against police officer William Bilbao.
 - § 87(2)(g)

Mediation, Civil, and Criminal Histories

- This complaint was not suitable for mediation.
- A notice of claim search has been requested from the Comptroller's Office and will be added to the case file upon receipt (BR 08).
- [§ 87(2)(b)] [§§ 86(1)(3)&(4)] [§ 87(2)(c)]

Squad: 4

Investigator:	<u>Josellyn Jaime</u>	<u>Inv. Josellyn Jaime</u>	<u>06/20/2023</u>
	Signature	Print Title & Name	Date

Squad Leader: <u>Raquel Velasquez</u>	<u>IM Raquel Velasquez</u>	<u>06/20/2023</u>
Signature	Print Title & Name	Date

Reviewer: _____

Signature	Print Title & Name	Date
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