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**REPORT TO THE BOARD FROM  
ACTING EXECUTIVE DIRECTOR MARCOS SOLER,  
June 12, 2013 PUBLIC BOARD MEETING**

I would like start my monthly report to the board with a discussion of the progress the Investigations Division has made since the beginning of the year. I will focus my analysis on three specific indicators: the open docket, the number of closures and the average time it takes to complete a substantiated investigation.

On January 1, 2013, the agency had a docket of 4,109 cases, of which 493 cases were more than one year old. The docket include 47 cases 18 months and older and 41 cases that were 17 months old. By comparison, on May 31, 2013, the agency had a docket of 2,811 cases, of which 314 were more than one year old. There were only ten cases 18 months and older and just 12 cases 17 months and older.

Year-to-date, we have closed 88% more full investigations than in the same period of 2012. Investigators have submitted 1,005 full investigations from January to May of 2013 as compared to 535 from January to May of 2012. In terms of individual productivity, the number of closures per investigator has increased by 18%, from 22 to 26 cases per investigator.

The time it takes to complete a substantiated investigation has decreased by 8%, from 490 days in January to 452 days in May. In May, three out of the 44 cases that the board substantiated were 18 months or older (7%). By comparison, from January to April, 14 out of the 97 cases that the board substantiated were 18 months or older (14%). Although further improvements are needed, the efficiency initiatives that we have implemented are having a positive impact in reducing completion times.

In addition to the hard work of our investigative staff, one of the reasons that have contributed to our efficiency improvements is our ability to be fully staffed. The headcount status report shows that, on May 31, 2013, we had seven vacancies on the Investigations Division. I am pleased to report that last week we extended offers to six candidates and that these investigators will start on July 1, 2013.

The headcount report shows two other vacancies. They are located in the APU. A new member of the unit, an administrative assistant, will start this month and the other position, a computer programmer, is posted. Although we think we have the staffing needed to comply

with our mandate, there are two areas, outreach and mediation, that could benefit from additional resources. We made a request about this to the City Council in our past budget testimony.

Moving along to the monthly statistical report, the CCRB received 569 complaints in May. This was 79 more complaint filings than in the same period of 2012, when the CCRB received 490 complaints. It was a 16% increase in complaint activity for this period.

Year-to-date, the board has received 10% fewer complaints than in the same period of last year. By command, complaints are down in most patrol boroughs and bureaus, except for Manhattan South with a slight increase and the Transit Bureau with a 30% increase.

The board closed 642 cases in May. Year-to-date, the board has closed 3,152 cases. The board has closed 935 full investigations compared to 597 full investigations in the first five months of 2012.

Year-to-date, the board has substantiated 141 cases for a substantiation rate of 15%. This is six percentage points higher than the same period of last year.

Year-to-date, the truncation rate is 58%, which is 3 points higher than in the same period of 2012. These statistics reflect the new reporting method which separates the category of "complaint withdrawn" from truncation numbers.

The mediation program has mediated 24 cases from January to May. 41 cases have been closed as mediated attempted. This represents 6% of all case resolutions.

The agency's docket at the end of May stood at 2,821 cases, which is a 7% decrease over the open docket in April 2013 when it stood at 3,029. Ninety percent of our open investigations have been filed within the last year, and 58% have been filed in the last four months.

Of the open cases, 559 cases are awaiting board review, or 20% of the docket; 1,896 are being investigated; and 366 cases are in the mediation program.

By date of incident, 10 cases in the CCRB's open docket are 18 months and older. Two cases are on DA hold, and one case was filed months after the date of incident. Two cases are pending mediation, and five cases are pending board review.

In April, the police department closed 26 cases against substantiated officers. The department imposed discipline against 16 officers and did not impose discipline against 9 officers. One case was filed.

Year to date, the department has imposed discipline at a rate of 60% and it has declined to prosecute cases at a rate of 27%. By comparison, the discipline rate from January to April of 2012 was 83% and the DUP rate was 12%.

An analysis of the allegations that the department has declined to prosecute from January 2012 to April 2013 shows a DUP rate by allegation of 33%. It also shows that 70% of all unprosecuted allegations are in the category of stop, frisk and search, vehicle stop and search, and premises entered and or searched. The department has declined to prosecute 35% of all stop and search allegations, 37% of all vehicle searches, and 28% for premises entered.

Since the start of the program, the APU has received 52 substantiated cases with charges and specifications. The department has released 28 and 24 cases are pending release. Charges have been filed against 28 officers and 12 officers have been served.