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**Executive Director's Monthly Report**  
**December 2015**  
**(Statistics for November 2015)**

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## Executive Summary

The Civilian Complaint Review Board (“CCRB”) is an independent municipal agency that investigates complaints of NYPD misconduct. Every month, the CCRB prepares an Executive Director report for its public meeting. This month’s report illustrates that some of the trends noted in the CCRB’s Semi-Annual Report continue - Investigations are being conducted more efficiently than any period in the agency’s history. Video evidence continues to play a crucial role in the outcome of cases. Data for November 2015 included the following highlights:

- 1) The CCRB continues to close its cases more efficiently. Of the cases that remain in the CCRB active docket, 94% have been open for four months or less, and a record 99% have been open for seven months or less (page 10). In November, the CCRB opened 380 new cases (page 4), and currently has a docket of 1,176 cases (page 10).
- 2) The CCRB substantiated allegations in 27% of its fully investigated cases, the third highest percentage in recent CCRB history (page 19). That marks the eighth straight month the CCRB has substantiated at least 20% of its cases. In November, the CCRB substantiated 14% of its *allegations* (page 17).
- 3) The CCRB fully investigated 35% of the cases it closed in November and resolved (fully investigated, mediated or mediation attempted) 48% of the cases it closed in November (page 12). The agency’s truncation rate (51%) remains high.
- 4) Investigations using video evidence resulted in substantiated allegations in 45% of cases – compared to 19% of substantiated cases in which video was not available (page 19).
- 5) In November 2015, the CCRB initiated 380 new complaints - down from 463 in October and up from 291 in November of last year. Complaints are down 8% year-to-date 2015 from the same period in 2014.
- 6) In November, the Police Commissioner finalized discipline against 2 officers – both of these were guilty verdicts won by the CCRB’s Administrative Prosecution Unit (APU), which prosecutes the most serious allegations of misconduct (page 27).

Finally, the Monthly Report now contains a Table of Contents, Glossary, and Appendix, all meant to assist readers in navigating this report. The CCRB is committed to producing monthly reports that are valuable to the public, and welcome feedback on how to make our data more accessible.

# Glossary

In this glossary we have included a list of terms that regularly appear in our reports.

**Allegation:** An allegation is a specific act of misconduct. The same “complaint” can have multiple allegations – excessive force and discourteous language, for example. Each allegation is reviewed separately during an investigation.

**APU:** The Administrative Prosecution Unit is the division of the CCRB that has prosecuted “charges” cases since April 2013, after the signing of a 2012 Memorandum of Understanding between the CCRB and NYPD.

**Board Panel:** The “Board” of the CCRB has 13 members appointed by the mayor. Of the 13 members, five are chosen by the Mayor, five are chosen by the City Council, and three are chosen by the Police Commissioner. Following a completed investigation by the CCRB staff, three Board members, sitting as a Board Panel, will make a finding on whether misconduct occurred and will make a recommendation on what level of penalty should follow.

**Case/Complaint:** For the purposes of CCRB data, a “case” or “complaint” is defined as any incident within the agency’s jurisdiction, brought to resolution by the CCRB. Cases/Complaints thus include truncations, fully investigated or ongoing cases, mediations, and completed investigations pending Board Panel review.

**Disposition:** The Board’s finding as to the outcome of a case (i.e. if misconduct occurred).

**FADO:** Under the City Charter, the CCRB has jurisdiction to investigate the following categories of police misconduct: Force, Abuse of Authority, Discourtesy, and Offensive Language, collectively known as “FADO”.

**Intake:** CCRB’s Intake team initially handles complaints from the public. Intake takes complaints that come via live phone calls, voicemails, an online complaint form, or in-person.

**Investigation:** CCRB investigators gather evidence and interview witnesses to prepare reports on misconduct allegations. An investigation ends when a closing report is prepared detailing the evidence and a legal analysis, and the case is given to the Board for disposition.

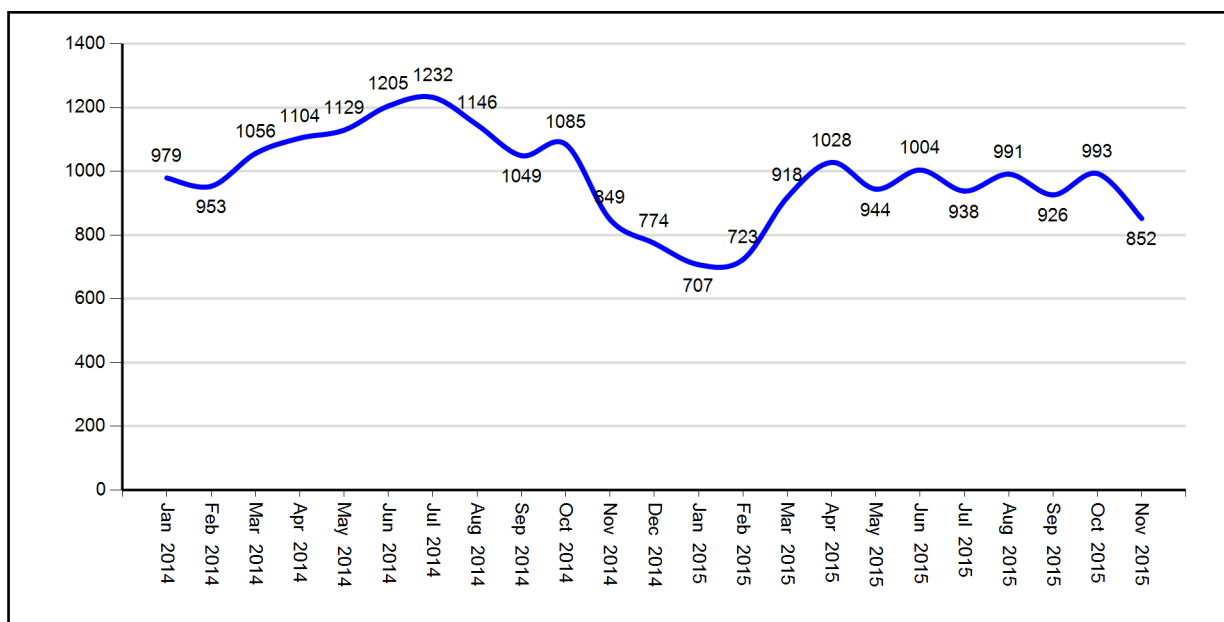
**Mediation:** A complainant may mediate his or her case with the subject officer, in lieu of an investigation, with the CCRB providing a neutral, third-party mediator.

**Truncation:** If a case is not fully investigated due to the victim’s lack of interest or availability, the case is closed and is considered “truncated.”

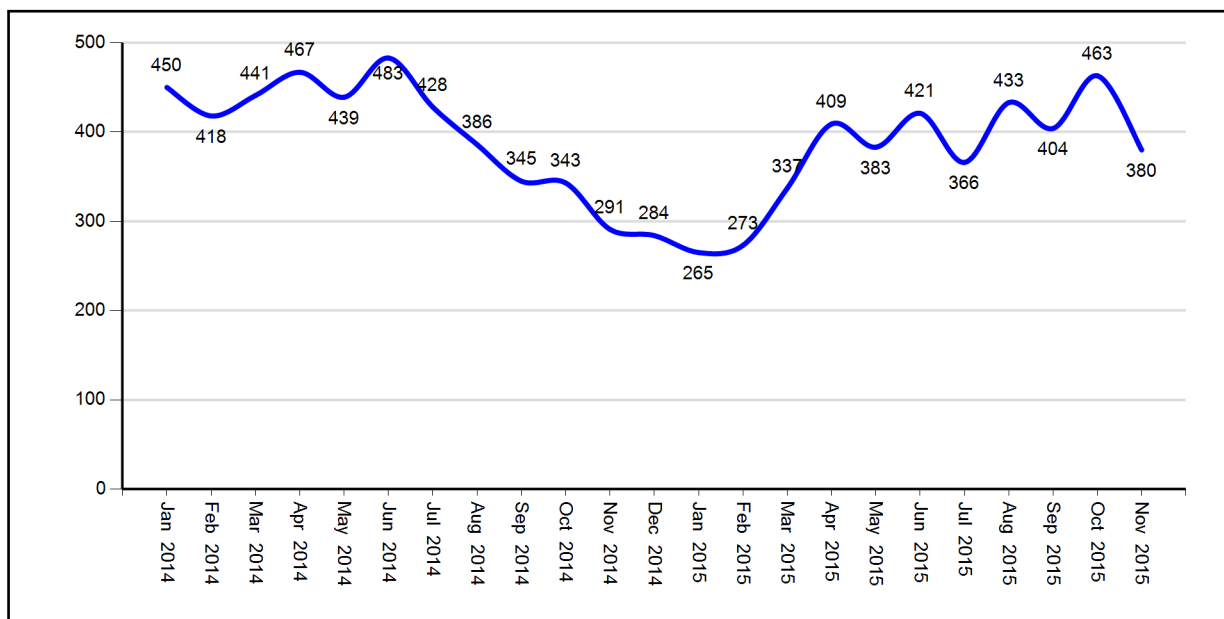
# Complaints Received

The CCRB’s Intake team processes misconduct complaints from the public and referrals from the NYPD. Under the New York City Charter, the CCRB’s jurisdiction is limited to allegations of misconduct related to Force, Abuse of Authority, Discourtesy and Offensive Language. All other complaints are referred to the appropriate agency. Figure 1 refers to all complaints that CCRB receives and Figure 2 refers to new cases that remain with the agency. In November 2015, the CCRB initiated 380 new complaints - down from 463 in October and up from 291 in November of last year. Complaints are down 8% year-to-date 2015 from the same period in 2014.

**Figure 1: Total Intake by Month (January 2014 - November 2015)**



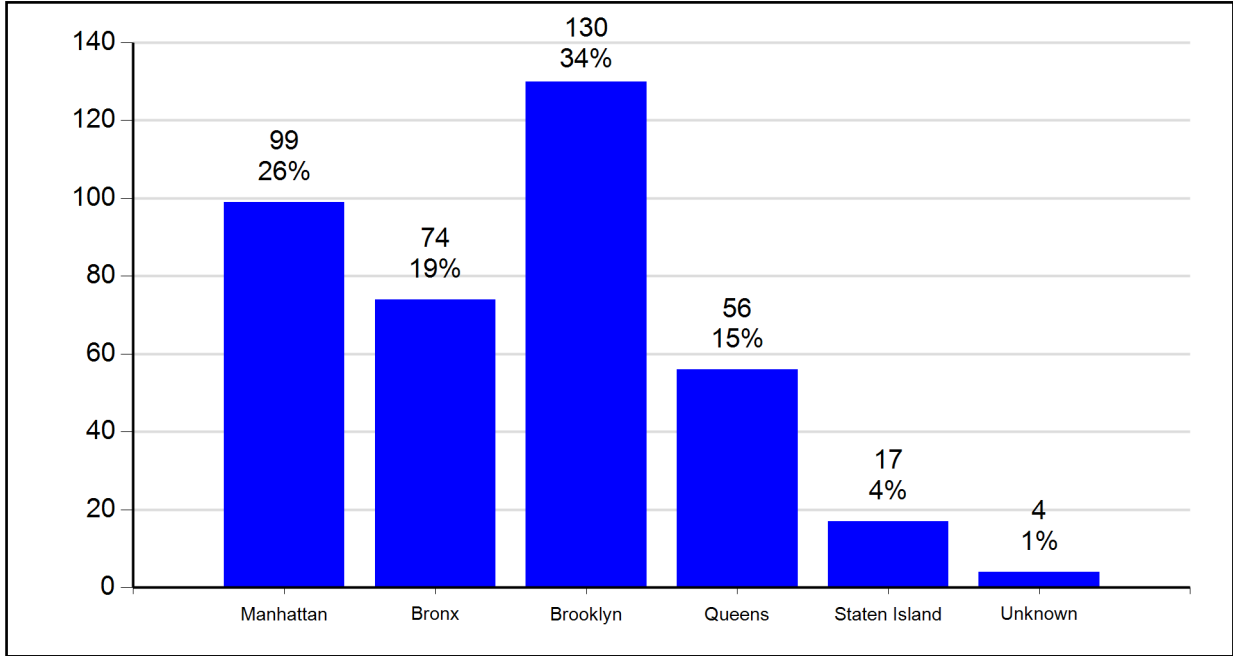
**Figure 2: New CCRB Complaints by Month (January 2014 - November 2015)**



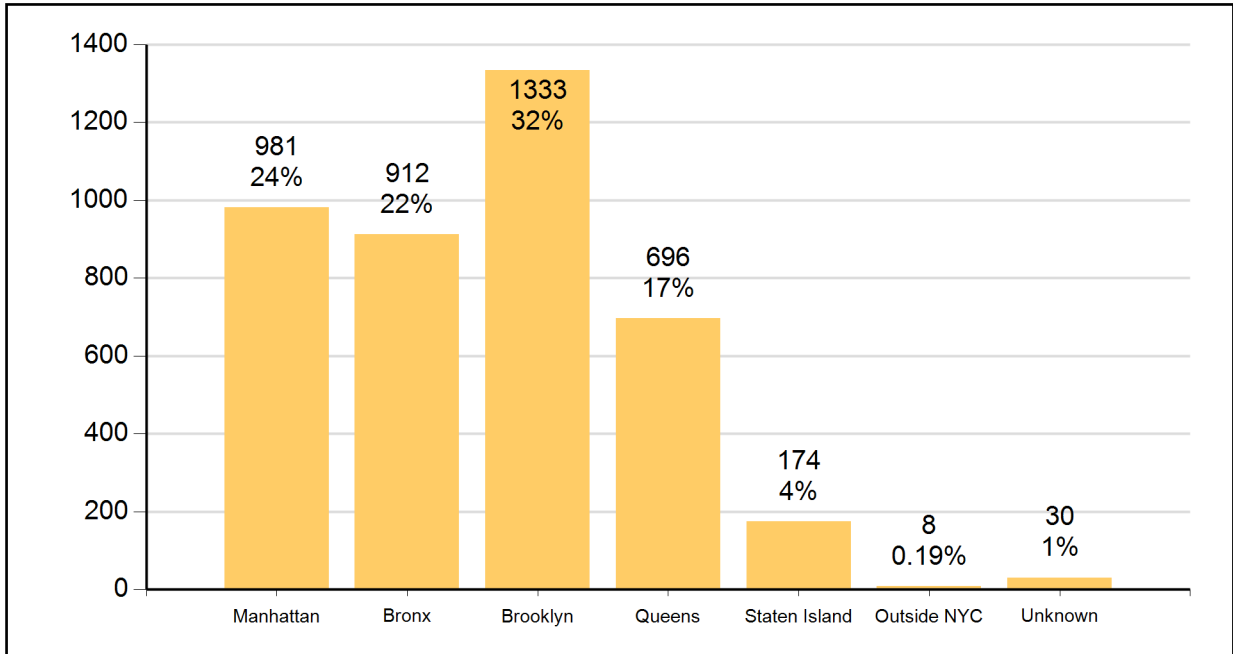
## CCRB Cases Received by Borough and Precinct

Of the five boroughs, the largest number of misconduct complaints stemmed from incidents occurring in Brooklyn, followed by Manhattan. A leading 21 incidents took place in the 75th Precinct, which is located in Cypress Hills and covers East New York.

**Figure 3: CCRB Complaints Received By Borough of Occurrence (November 2015)**



**Figure 4: CCRB Complaints Received By Borough of Occurrence (YTD 2015)**



**Figure 5: CCRB Complaints Received By Precinct of Occurrence (November 2015)**

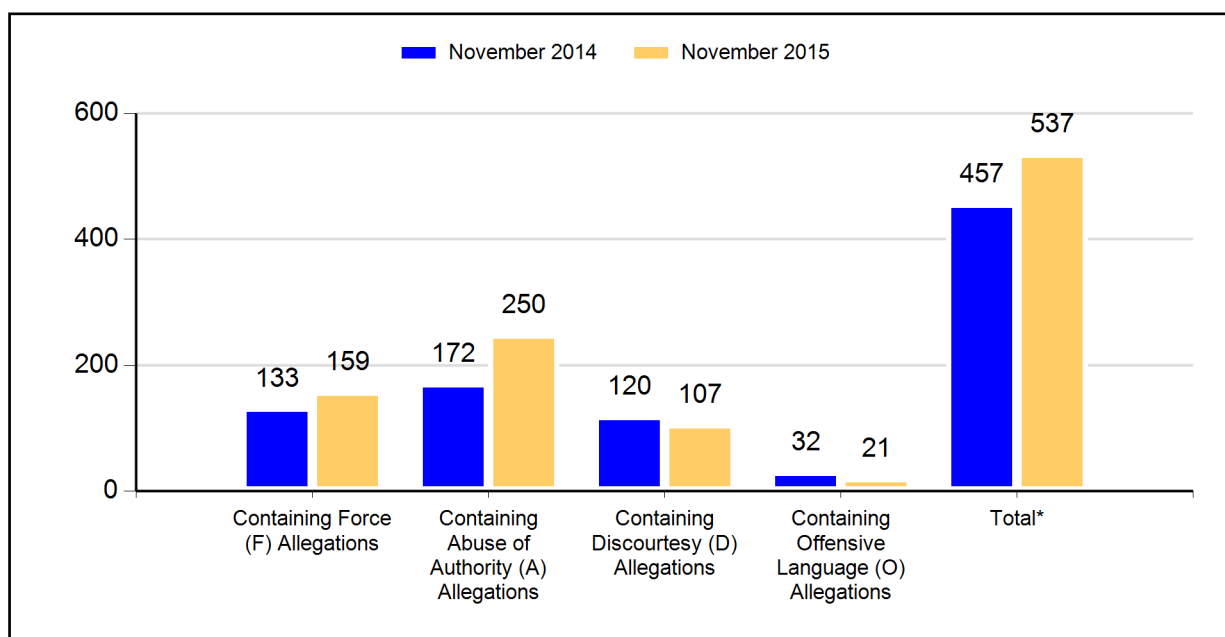
| NYPD Precinct of Occurrence* | Number of Complaints | NYPD Precinct of Occurrence* | Number of Complaints |
|------------------------------|----------------------|------------------------------|----------------------|
| 1                            | 5                    | 67                           | 6                    |
| 5                            | 5                    | 68                           | 2                    |
| 6                            | 3                    | 69                           | 6                    |
| 9                            | 3                    | 70                           | 4                    |
| 10                           | 2                    | 71                           | 9                    |
| 13                           | 7                    | 72                           | 3                    |
| 14                           | 9                    | 73                           | 8                    |
| 17                           | 2                    | 75                           | 17                   |
| 18                           | 10                   | 76                           | 1                    |
| 19                           | 5                    | 77                           | 6                    |
| 20                           | 4                    | 78                           | 4                    |
| 22                           | 1                    | 79                           | 9                    |
| 23                           | 6                    | 81                           | 6                    |
| 24                           | 1                    | 83                           | 5                    |
| 25                           | 9                    | 84                           | 4                    |
| 26                           | 1                    | 88                           | 7                    |
| 28                           | 1                    | 90                           | 5                    |
| 30                           | 7                    | 94                           | 1                    |
| 32                           | 4                    | 100                          | 2                    |
| 33                           | 8                    | 101                          | 6                    |
| 34                           | 6                    | 102                          | 4                    |
| 40                           | 9                    | 103                          | 9                    |
| 41                           | 6                    | 104                          | 2                    |
| 42                           | 3                    | 105                          | 5                    |
| 43                           | 6                    | 106                          | 2                    |
| 44                           | 8                    | 107                          | 1                    |
| 45                           | 4                    | 108                          | 5                    |
| 46                           | 9                    | 109                          | 2                    |
| 47                           | 6                    | 110                          | 4                    |
| 48                           | 3                    | 111                          | 1                    |
| 49                           | 6                    | 112                          | 1                    |
| 50                           | 4                    | 113                          | 6                    |
| 52                           | 7                    | 114                          | 2                    |
| 60                           | 10                   | 115                          | 2                    |
| 61                           | 1                    | 120                          | 4                    |
| 62                           | 8                    | 121                          | 4                    |
| 63                           | 4                    | 122                          | 4                    |
| 66                           | 3                    | 123                          | 3                    |
|                              |                      | Unknown                      | 8                    |

\*These figures track where an incident occurred, not necessarily the Command of the officer. For example, a complaint filed against officers assigned to a Narcotics unit working in East New York would be counted as occurring in the 75th Precinct.

## Allegations Received

As described in the previous section, the CCRB has jurisdiction over four categories of NYPD misconduct. In comparing November 2015 to November 2014, the number of complaints that have at least one Discourtesy or Offensive Language allegation are down from a year ago, while the number of complaints that have at least one Force and Abuse of Authority allegation are up. Figures for the year to date comparison, however, show that complaints with at least one of the indicated FADO allegations are down in all four categories from 2014. From 2014 to 2015 YTD, the total number of complaints is down 8%, and the total number of allegations is down 12%.

**Figure 6: CCRB Complaints Received By Type of Allegation (November 2014 vs. November 2015)**



\*This is the total of distinct FADO allegation types in complaints received.

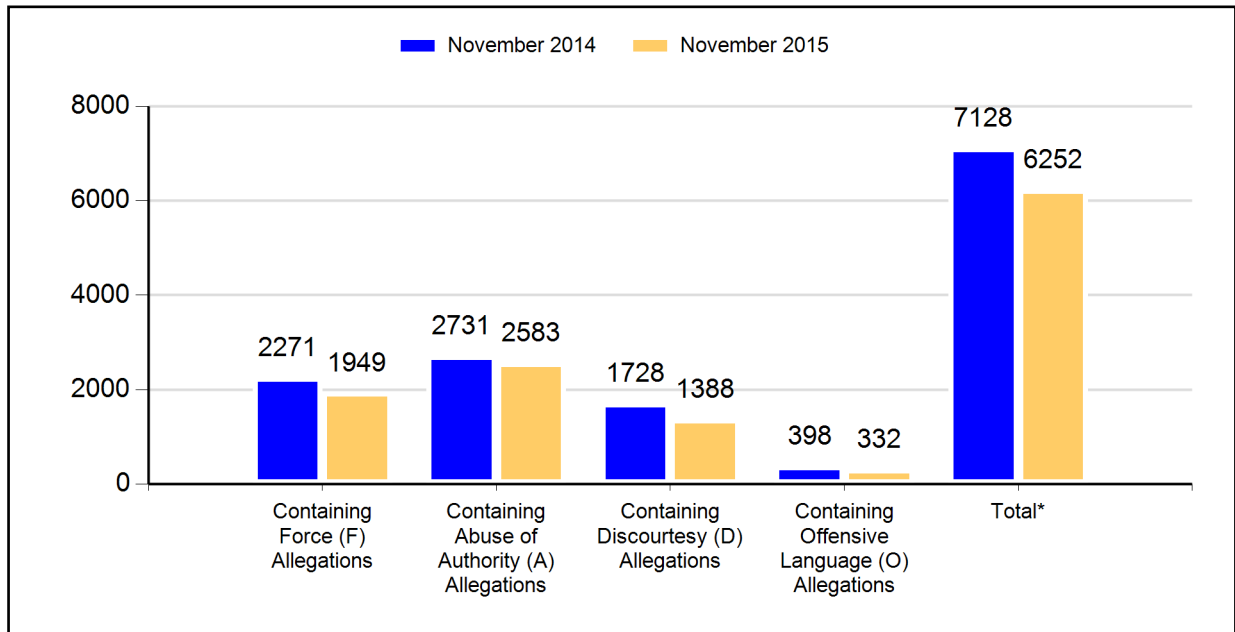
**Figure 7: CCRB Complaints Received By Type of Allegation (% of Complaints)**

|                        | November 2014 |                       | November 2015 |                       | Change | % Change |
|------------------------|---------------|-----------------------|---------------|-----------------------|--------|----------|
|                        | Count         | % of Total Complaints | Count         | % of Total Complaints |        |          |
| Force (F)              | 133           | 46%                   | 159           | 42%                   | 26     | 20%      |
| Abuse of Authority (A) | 172           | 59%                   | 250           | 66%                   | 78     | 45%      |
| Discourtesy (D)        | 120           | 41%                   | 107           | 28%                   | -13    | -11%     |
| Offensive Language (O) | 32            | 11%                   | 21            | 6%                    | -11    | -34%     |
| Total FADO Allegations | 457           |                       | 537           |                       | 80     | 18%      |
| Total Complaints       | 291           |                       | 380           |                       | 89     | 31%      |

Note: the number of allegations in recently received complaints typically grows somewhat as the complaints are investigated.



**Figure 8: CCRB Complaints Received By Type of Allegation (YTD 2014 vs. YTD 2015)**



\*This is the total of distinct FADO allegation types in complaints received.

**Figure 9: CCRB Complaints Received By Type of Allegation YTD (% of Complaints)**

|                        | YTD 2014 |                       | YTD 2015 |                       | Change | % Change |
|------------------------|----------|-----------------------|----------|-----------------------|--------|----------|
|                        | Count    | % of Total Complaints | Count    | % of Total Complaints |        |          |
| Force (F)              | 2271     | 51%                   | 1949     | 47%                   | -322   | -14%     |
| Abuse of Authority (A) | 2731     | 61%                   | 2583     | 62%                   | -148   | -5%      |
| Discourtesy (D)        | 1728     | 38%                   | 1388     | 34%                   | -340   | -20%     |
| Offensive Language (O) | 398      | 9%                    | 332      | 8%                    | -66    | -17%     |
| Total FADO Allegations | 7128     |                       | 6252     |                       | -876   | -12%     |
| Total Complaints       | 4491     |                       | 4134     |                       | -357   | -8%      |

Note: the number of allegations in recently received complaints typically grows somewhat as the complaints are investigated.

**Figure 10: Total Allegations (% of Total Allegations)**

|                        | November 2014 |                       | November 2015 |                       | Change | % Change |
|------------------------|---------------|-----------------------|---------------|-----------------------|--------|----------|
|                        | Count         | %of Total Allegations | Count         | %of Total Allegations |        |          |
| Force (F)              | 133           | 29%                   | 159           | 30%                   | 26     | 20%      |
| Abuse of Authority (A) | 172           | 38%                   | 250           | 47%                   | 78     | 45%      |
| Discourtesy (D)        | 120           | 26%                   | 107           | 20%                   | -13    | -11%     |
| Offensive Language (O) | 32            | 7%                    | 21            | 4%                    | -11    | -34%     |
| Total Allegations      | 457           |                       | 537           |                       | 80     | 18%      |
| Total Complaints       | 291           |                       | 380           |                       | 89     | 31%      |

**Figure 11: Total Allegations YTD (% of Total Allegations)**

|                        | YTD 2014 |                       | YTD 2015 |                       | Change | % Change |
|------------------------|----------|-----------------------|----------|-----------------------|--------|----------|
|                        | Count    | %of Total Allegations | Count    | %of Total Allegations |        |          |
| Force (F)              | 2271     | 32%                   | 1949     | 31%                   | -322   | -14%     |
| Abuse of Authority (A) | 2731     | 38%                   | 2583     | 41%                   | -148   | -5%      |
| Discourtesy (D)        | 1728     | 24%                   | 1388     | 22%                   | -340   | -20%     |
| Offensive Language (O) | 398      | 6%                    | 332      | 5%                    | -66    | -17%     |
| Total Allegations      | 7128     |                       | 6252     |                       | -876   | -12%     |
| Total Complaints       | 4491     |                       | 4134     |                       | -357   | -8%      |

The number of allegations in recently received complaints typically grows as the complaints are investigated.

## CCRB Docket

Ninety-four percent of active CCRB cases are fewer than five months old, and 99% of active cases have been open for seven months or less. This is an agency record.

**Figure 12: Age of Active Cases Based on Received Date (November 2015)**

|                        | Count       | % of Total  |
|------------------------|-------------|-------------|
| Cases 0-4 Months       | 1108        | 94.1%       |
| Cases 5-7 Months       | 57          | 4.8%        |
| Cases 8-11 Months      | 8           | 0.7%        |
| Cases 12-18 Months*    | 1           | 0.1%        |
| Cases Over 18 Months** | 2           | 0.2%        |
| <b>Total</b>           | <b>1176</b> | <b>100%</b> |

\*This is a reopened case.

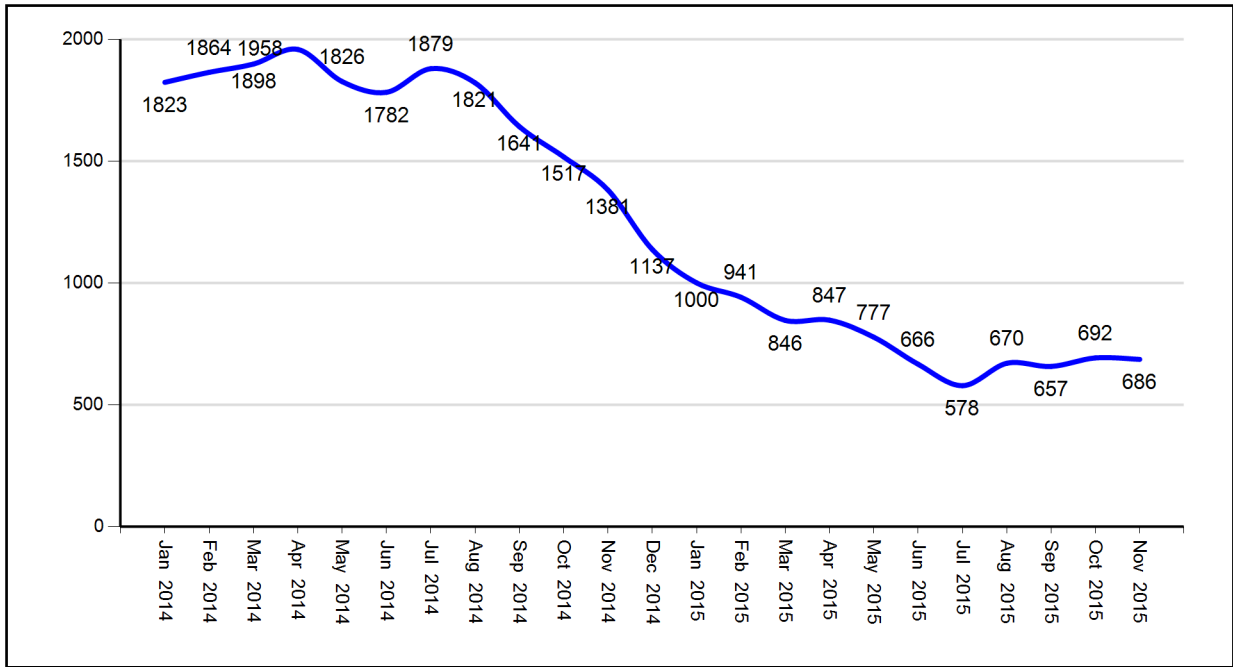
\*\*These two cases were reported to the CCRB over 18 months ago. One of these came off a DA Hold and the other was a reopened case.

**Figure 13: Age of Active Cases Based on Incident Date (November 2015)**

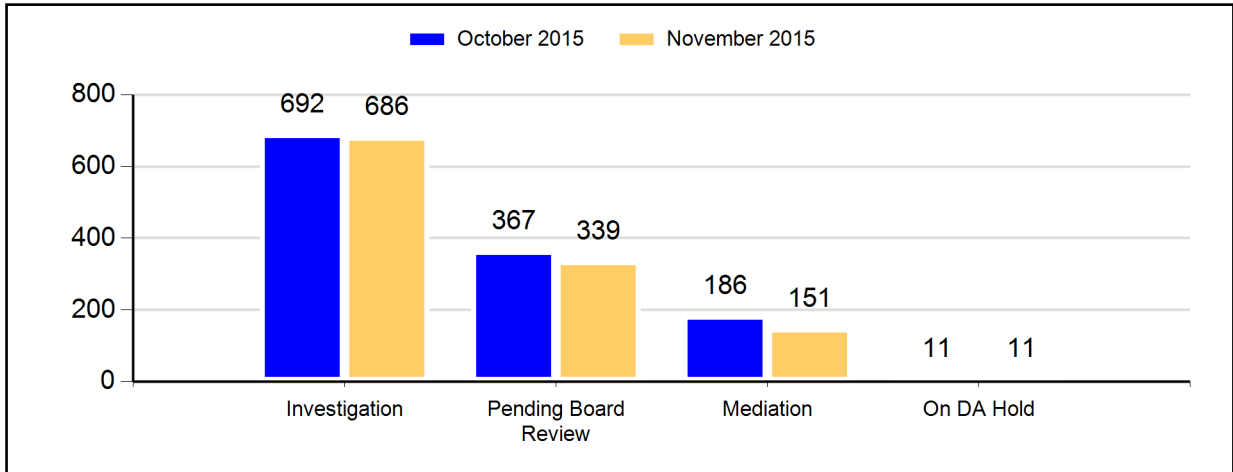
|                      | Count       | % of Total  |
|----------------------|-------------|-------------|
| Cases 0-4 Months     | 1047        | 89.0%       |
| Cases 5-7 Months     | 89          | 7.6%        |
| Cases 8-11 Months    | 22          | 1.9%        |
| Cases 12-18 Months   | 14          | 1.2%        |
| Cases Over 18 Months | 4           | 0.3%        |
| <b>Total</b>         | <b>1176</b> | <b>100%</b> |

The number of active cases on the CCRB docket has decreased dramatically during the past year due to increased investigative efficiency and a decline in complaints from the public. An active case is specifically one in which the facts are still being investigated.

**Figure 14: Number of Active Investigations (January 2014 - November 2015)**



**Figure 15: Open Docket Analysis**



**Figure 16: Open Docket Analysis with % Change**

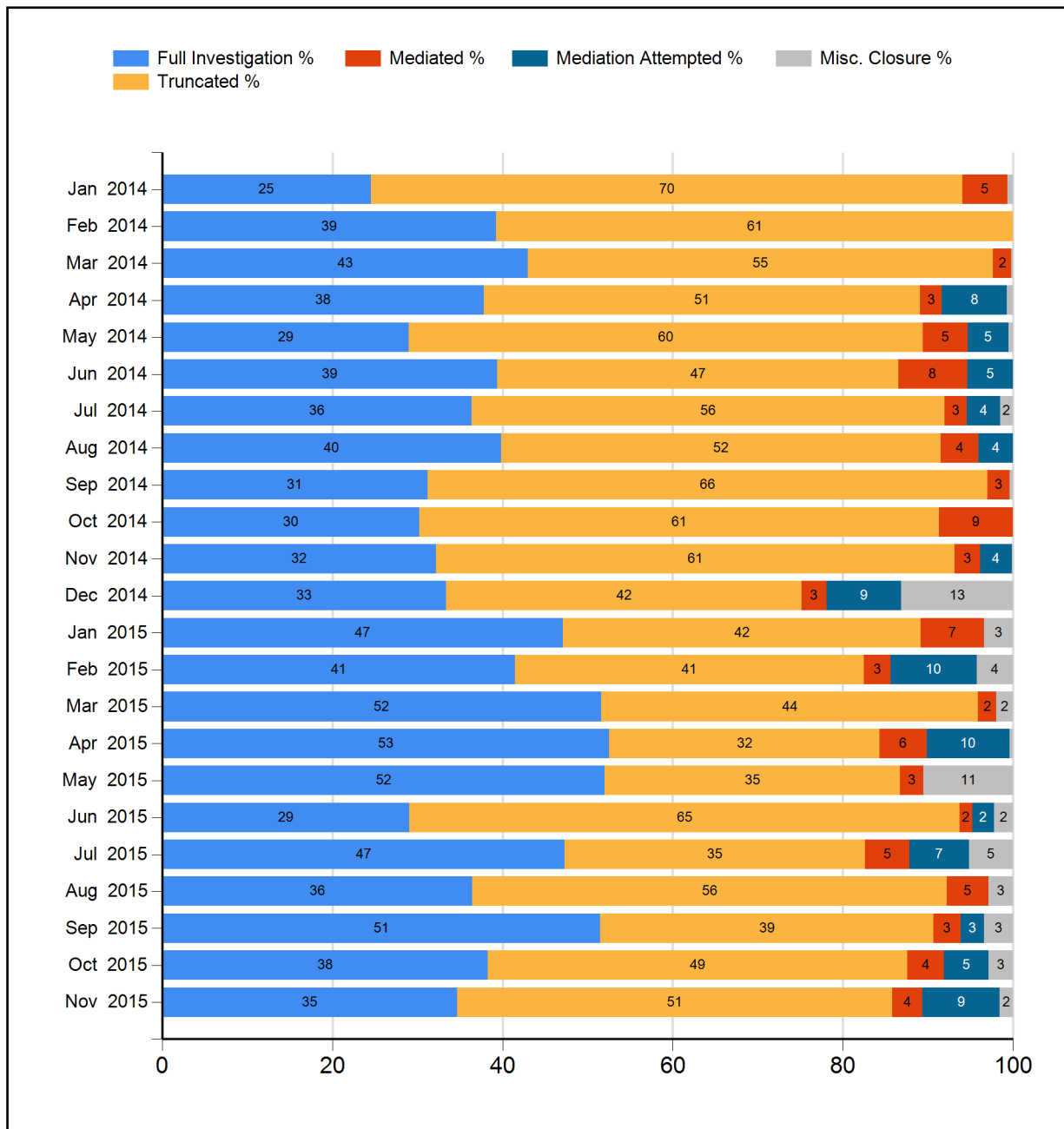
|                      | October 2015 |            | November 2015 |            | Change     | % Change   |
|----------------------|--------------|------------|---------------|------------|------------|------------|
|                      | Count        | % of Total | Count         | % of Total |            |            |
| Investigations       | 692          | 55%        | 686           | 58%        | -6         | -1%        |
| Pending Board Review | 367          | 29%        | 339           | 29%        | -28        | -8%        |
| Mediation            | 186          | 15%        | 151           | 13%        | -35        | -19%       |
| On DA Hold           | 11           | 1%         | 11            | 1%         | 0          | 0%         |
| <b>Total</b>         | <b>1256</b>  |            | <b>1187</b>   |            | <b>-69</b> | <b>-5%</b> |

# Closed Cases

## Resolving Cases

In November 2015, the CCRB fully investigated 35% of the cases it closed, and resolved (fully investigated, mediated or mediation attempted) 48% of the cases it closed. The agency continues to face the challenge of truncations.

Figure 17: Case Resolutions (January 2014 - November 2015) (%)



## Dispositions

Cases fully investigated by the CCRB generally receive one of five outcomes:

- If the allegations of misconduct are found to be improper, based on the preponderance of the evidence, the allegation is **substantiated**.
- If there is not enough evidence to determine whether or not misconduct occurred, the allegation is **unsubstantiated**.
- If the preponderance of the evidence suggests that the event or alleged act did not occur, the allegation is **unfounded**.
- If the event did occur, but was not improper, by a preponderance of evidence, the allegation is **exonerated**.
- If the CCRB was unable to identify any of the officers accused of misconduct, the case is closed as **officer unidentified**.

Additionally, a case might be **mediated**, with the subject officer and complainant discussing the incident in the presence of a neutral third-party moderator. Finally, a case that cannot be fully investigated due to victim/complainant unavailability or lack of cooperation is **truncated**.

## Case Abstracts

The following case abstracts are taken from complaints closed this month and serve as examples of what the different CCRB dispositions mean in practice:

### 1. Substantiated

A man was stopped while riding his bicycle in Queens by three plainclothes officers because they claimed to observe him riding in the middle of the street and motion towards a bulge, suspected to be a firearm on his waistband. The man got off his bicycle and ran away from the officers. The officers chased him, and one of the officers pointed his gun at the man in order to stop him. The man got on the ground, and the officer patted his waistband for a weapon. The man stood up, and another officer frisked the man's legs and lifted up his shirt to reveal his belt buckle. The man was released with a summons for disorderly conduct for blocking vehicular traffic. Because a weapon was not felt on the man's waistband during the initial frisk, it was unnecessary for the other officer to frisk his legs and lift up his shirt, leading the Board to "Substantiate" and recommend Formalized Training for the frisk and search performed by that officer.

### 2. Unsubstantiated

Two plainclothes officers stopped a man as he was getting into his car on a street in Manhattan because their investigation led them to believe that the car was being used by a man who had an open warrant. The officers determined the man was not who they were looking for and released him. The man alleged that during the stop the officers called him a "f—king scumbag" and a "n—r" as well as threatened to notify NYC Administration for Children's Services (ACS) when his girlfriend and daughter came to find him. The officers denied these allegations, and two other witness officers who were on scene said that they did not hear any of the alleged misconduct. Due to the lack of independent testimonies, the CCRB could not credit one account over another concerning the discourtesy, offensive language, and threat to notify ACS allegations. The case was closed as "Unsubstantiated."

### **3. Unfounded**

Four officers entered a man's room at a long-term mental health facility in the Bronx after a staff member reported that the man had threatened to murder her. The man alleged that the officers beat him with their batons and claimed that his shoulder was dislocated as a result of the force. However, he was only treated for psychiatric issues when taken to the hospital, and the officers denied hitting the man with batons. The man's allegation was vague, and the facility staff said they did not observe injuries or hear the man complain about force used against him. This led to a preponderance of the evidence indicating that the alleged force did not occur. The Board deemed the allegation "Unfounded."

### **4. Exonerated**

Two officers responded to a location in Brooklyn after a woman reported that two men were engaging in sexual acts in a van outside of her house. After telling the men to get out of the van multiple times, one of the men stepped out and the officers pushed him against the police car. Security camera footage captured the incident, showing that the man began pulling away from the officers and thrashing his body about as the other man drove away in the van. The officers pepper-sprayed the man, and the man ran away from the officers. The man got stuck on a fence that he was trying to climb over, and an officer used his asp to strike the man on his arms and the back of his legs before successfully handcuffing him with the assistance of many additional officers who responded to the scene. Both men were arrested, and it was determined that acceptable levels of force had been used. Therefore, the Board "Exonerated" the physical force, pepper spray, and the asp strike allegations.

### **5. Officer Unidentified**

A man driving a car was pulled over by two plainclothes officers in Brooklyn for failing to signal when pulling away from a street curb into traffic, but the man was not issued a summons. No cameras were found in the area that would have captured the interaction. The man could only describe one of the officers as a 6-foot, 200 pound white man with blonde hair wearing plainclothes, and there were no witnesses in the area at the time of the incident. The man could not recall the date, time, or day of the week that the incident occurred. NYPD documents could not be requested without more details, and the man's name was not found in any NYPD reports from the month in which it occurred. The Board determined the officers could not be identified due to the vague descriptions and lack of details and closed the case as "Officer Unidentified."

## Dispositions - Full Investigations

Figure 18: Disposition Counts of Full Investigations (November 2015)

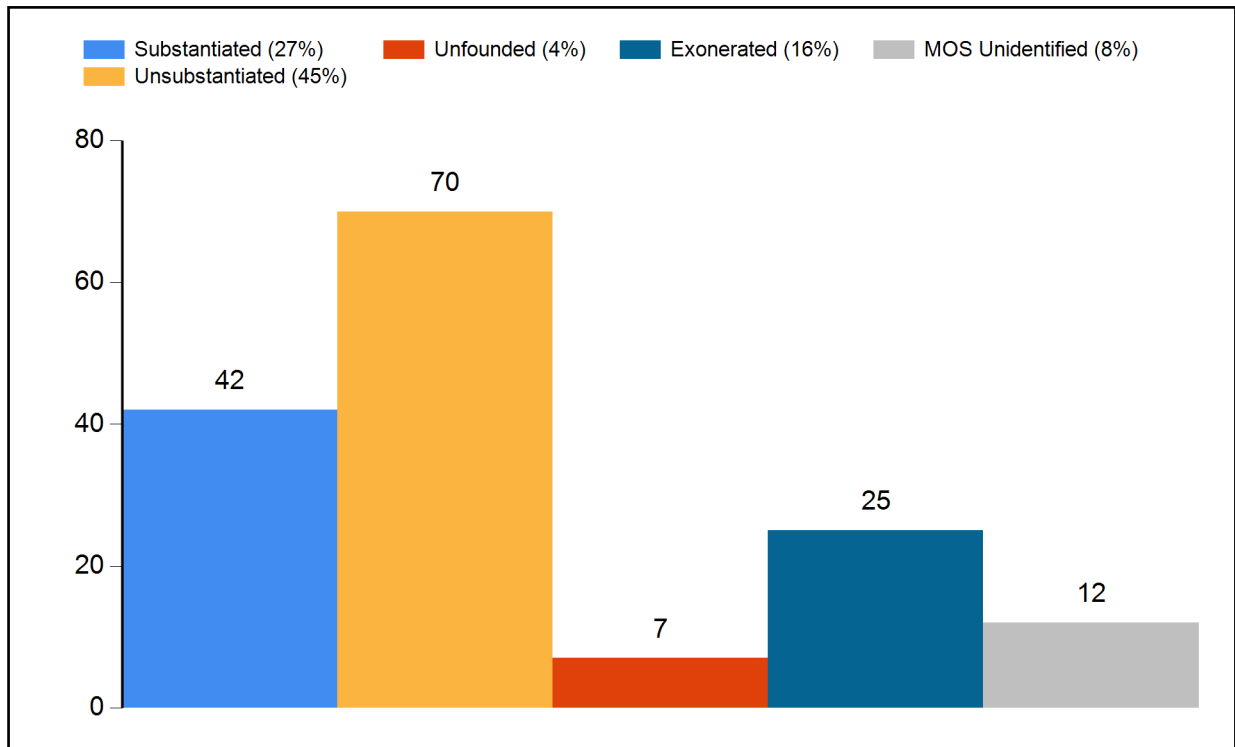
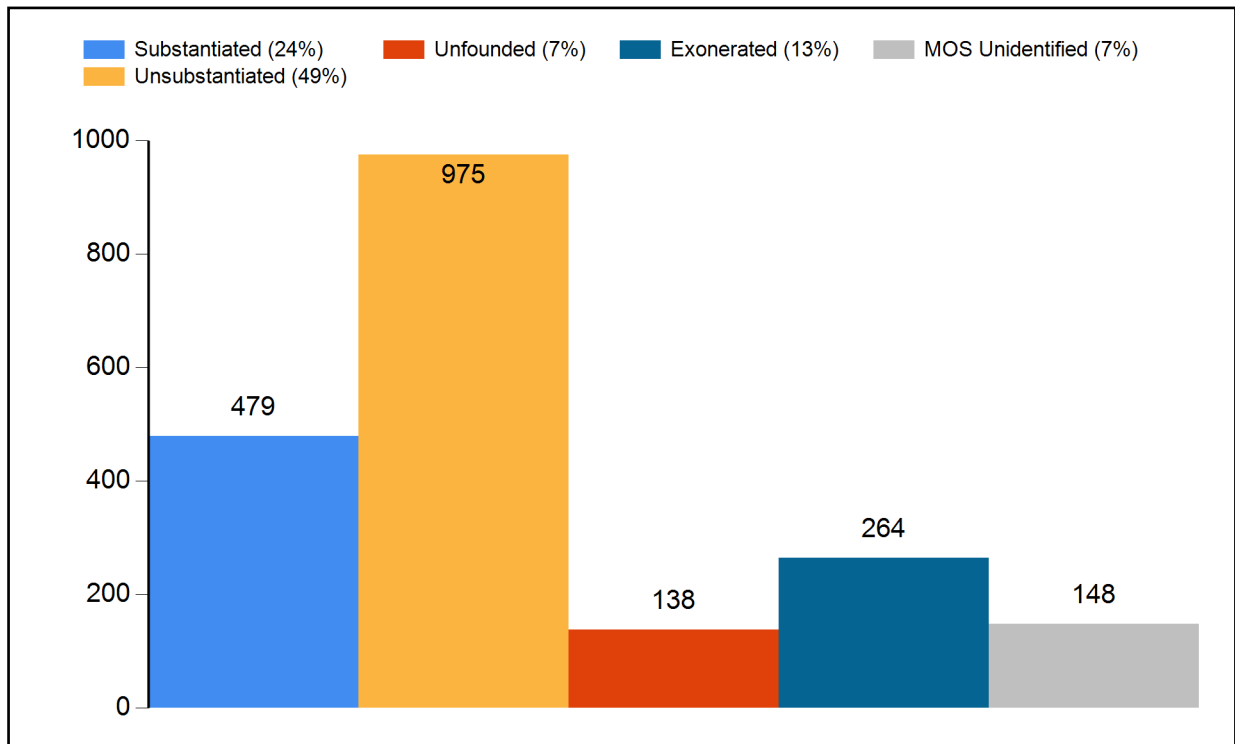


Figure 19: Disposition Counts of Full Investigations (YTD 2015)





## Dispositions - All CCRB Cases

In addition to full investigations, CCRB cases can also be closed through mediation and truncation. The following table list all the CCRB case closures for the current month and year-to-date.

**Figure 20: Disposition of Cases (November 2015 and YTD 2015)**

|  | November 2015 |            | YTD 2015    |            |
|--|---------------|------------|-------------|------------|
|  | Count         | %of Total  | Count       | %of Total  |
| <b>Full Investigations</b>               |               |            |             |            |
| Substantiated                            | 42            | 27%        | 479         | 24%        |
| Exonerated                               | 25            | 16%        | 264         | 13%        |
| Unfounded                                | 7             | 4%         | 138         | 7%         |
| Unsubstantiated                          | 70            | 45%        | 975         | 49%        |
| MOS Unidentified*                        | 12            | 8%         | 148         | 7%         |
| <b>Total - Full Investigations</b>       | <b>156</b>    |            | <b>2004</b> |            |
| <b>Mediation Closures</b>                | Count         | %of Total  | Count       | %of Total  |
| Mediated                                 | 16            | 28%        | 169         | 47%        |
| Mediation Attempted                      | 41            | 72%        | 193         | 53%        |
| <b>Total - ADR Closures**</b>            | <b>57</b>     |            | <b>362</b>  |            |
| <b>Resolved Case Total</b>               | <b>213</b>    | <b>47%</b> | <b>2366</b> | <b>50%</b> |
| <b>Truncations / Other Closures</b>      | Count         | %of Total  | Count       | %of Total  |
| Complaint withdrawn                      | 30            | 13%        | 317         | 13%        |
| Complainant/Victim/Witness uncooperative | 155           | 65%        | 1480        | 62%        |
| Complainant/Victim/Witness unavailable   | 45            | 19%        | 399         | 17%        |
| Victim unidentified                      | 0             | 0%         | 27          | 1%         |
| Miscellaneous                            | 0             | 0%         | 13          | 1%         |
| Administrative closure***                | 7             | 3%         | 146         | 6%         |
| <b>Total - Other Case Dispositions</b>   | <b>237</b>    |            | <b>2382</b> |            |
| <b>Total - Closed Cases</b>              | <b>450</b>    |            | <b>4748</b> |            |

\*MOS is Member of Service.

\*ADR is Alternate Dispute Resolution.

\*\*\*Administrative closure is a special category that deals with NYPD's Internal Affairs Bureau-referred cases or spin off cases with no complainant/victim, and in which CCRB attempts to locate or identify a complainant/victim has yielded no results.

## Dispositions - Allegations

“Allegations” are different than “cases” - a case or complaint is based on an incident and may contain one or more allegations of police misconduct. The allegation substantiation rate is 14% for the month of November 2015, and the allegation substantiation rate is 14% year to date. The type of allegation the CCRB is most likely to substantiate is Abuse of Authority – substantiating 20% of such allegations during November 2015, and 19% for the year.

**Figure 21: Disposition of Allegations (November 2015 and YTD 2015)**

|  | November 2015 |           | YTD 2015     |           |
|--|---------------|-----------|--------------|-----------|
|  | Count         | %of Total | Count        | %of Total |
| <b>Fully Investigated Allegations</b>    |               |           |              |           |
| Substantiated                            | 88            | 14%       | 1152         | 14%       |
| Unsubstantiated                          | 232           | 36%       | 3566         | 42%       |
| Unfounded                                | 52            | 8%        | 722          | 9%        |
| Exonerated                               | 196           | 31%       | 1876         | 22%       |
| MOS Unidentified                         | 73            | 11%       | 1095         | 13%       |
| <b>Total - Full Investigations</b>       | <b>641</b>    |           | <b>8411</b>  |           |
| <b>Mediation Closures</b>                | Count         | %of Total | Count        | %of Total |
| Mediated                                 | 27            | 23%       | 316          | 44%       |
| Mediation Attempted                      | 93            | 78%       | 405          | 56%       |
| <b>Total - ADR Closures</b>              | <b>120</b>    |           | <b>721</b>   |           |
| <b>Truncations / Other Closures</b>      | Count         | %of Total | Count        | %of Total |
| Complaint withdrawn                      | 45            | 9%        | 660          | 12%       |
| Complainant/Victim/Witness uncooperative | 360           | 71%       | 3606         | 68%       |
| Complainant/Victim/Witness unavailable   | 91            | 18%       | 714          | 13%       |
| Victim unidentified                      | 3             | 1%        | 68           | 1%        |
| Miscellaneous                            | 1             | 0%        | 73           | 1%        |
| Administrative closure                   | 11            | 2%        | 208          | 4%        |
| <b>Total - Other Case Dispositions</b>   | <b>511</b>    |           | <b>5329</b>  |           |
| <b>Total - Closed Allegations</b>        | <b>1311</b>   |           | <b>15281</b> |           |

**Figure 22: Disposition of Allegations By FADO Category (November 2015)**

|                    | Substantiated | Unsubstantiated | Exonerated | Unfounded | Officers Unidentified | Total       |
|--------------------|---------------|-----------------|------------|-----------|-----------------------|-------------|
| Force              | 9<br>5%       | 47<br>24%       | 90<br>47%  | 32<br>17% | 15<br>8%              | 193<br>100% |
| Abuse of Authority | 69<br>20%     | 116<br>34%      | 102<br>30% | 15<br>4%  | 37<br>11%             | 339<br>100% |
| Discourtesy        | 10<br>11%     | 56<br>62%       | 4<br>4%    | 5<br>5%   | 16<br>18%             | 91<br>100%  |
| Offensive Language | 0<br>0%       | 13<br>72%       | 0<br>0%    | 0<br>0%   | 5<br>28%              | 18<br>100%  |
| Total              | 88<br>14%     | 232<br>36%      | 196<br>31% | 52<br>8%  | 73<br>11%             | 641<br>100% |

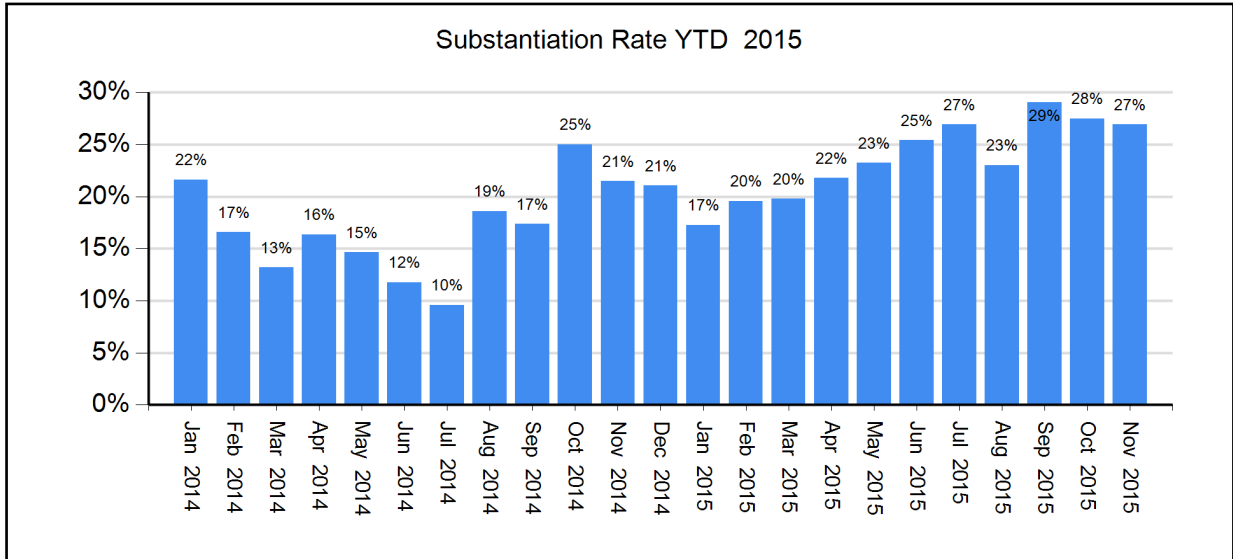
**Figure 23: Disposition of Allegations By FADO Category (YTD 2015)**

|                    | Substantiated | Unsubstantiated | Exonerated  | Unfounded  | Officers Unidentified | Total        |
|--------------------|---------------|-----------------|-------------|------------|-----------------------|--------------|
| Force              | 144<br>6%     | 894<br>37%      | 736<br>30%  | 353<br>15% | 288<br>12%            | 2415<br>100% |
| Abuse of Authority | 850<br>19%    | 1697<br>39%     | 1103<br>25% | 199<br>5%  | 525<br>12%            | 4374<br>100% |
| Discourtesy        | 148<br>11%    | 803<br>59%      | 37<br>3%    | 138<br>10% | 228<br>17%            | 1354<br>100% |
| Offensive Language | 10<br>4%      | 172<br>66%      | 0<br>0%     | 32<br>12%  | 45<br>17%             | 259<br>100%  |
| Total              | 1152<br>14%   | 3566<br>42%     | 1876<br>22% | 722<br>9%  | 1086<br>13%           | 8402<br>100% |

## Substantiation Rates

The November 2015 case substantiation rate of 27%. November 2015 marks the eighth straight month that the CCRB has substantiated an allegation more than 20% of cases it fully investigates. Prior to 2015, substantiation rates rarely surpassed 20% for even a single month.

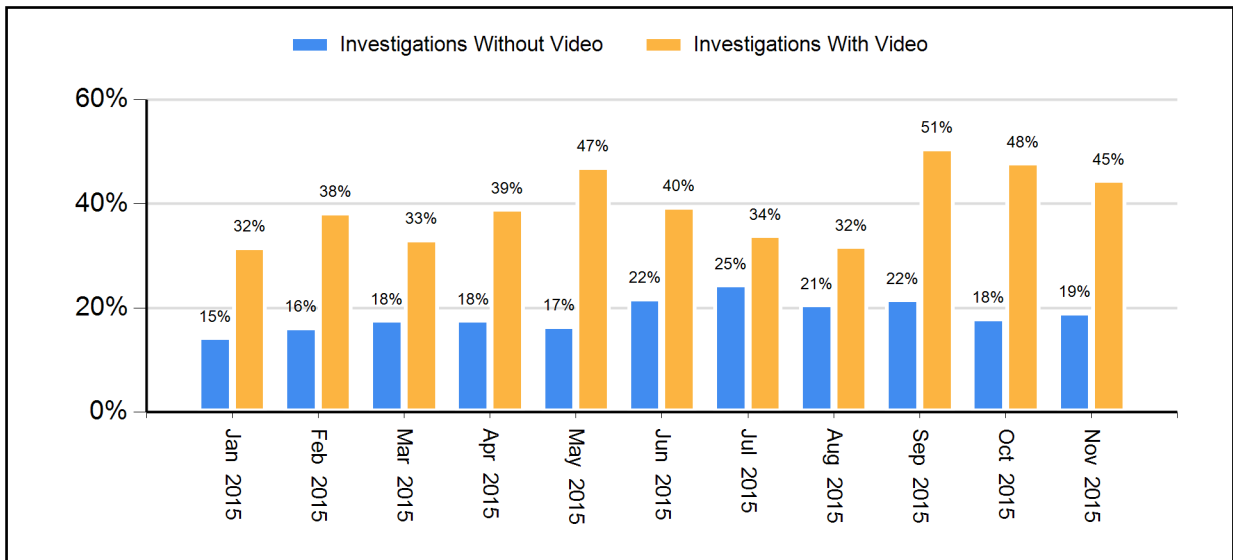
**Figure 24: Percentage of Cases Substantiated (January 2014 - November 2015)**



## Substantiation Rates and Video

Investigations relying on video evidence from security cameras or personal devices result in much higher substantiation rates - a 26% difference between substantiated cases with and without video in November.

**Figure 25: Percentage of Cases Substantiated (January 2015 - November 2015)**



## Board Discipline Recommendations for Substantiated Complaints

After a CCRB investigative team has completed its investigation and recommended the substantiation of an allegation against an officer, a panel of three Board members determines whether or not to substantiate the allegation and make a disciplinary recommendation.

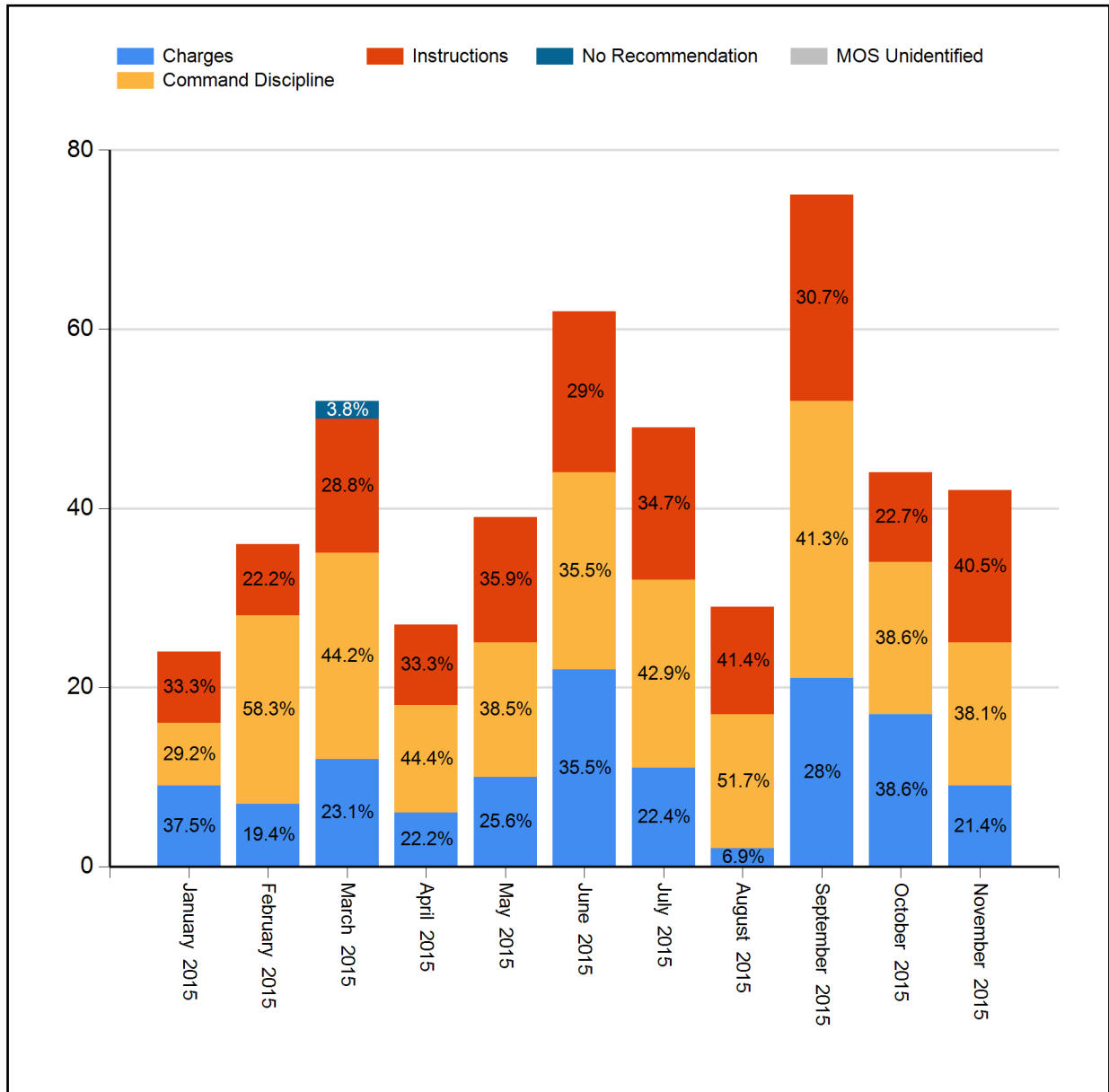
- “Charges and Specifications” are recommended for the most serious allegations of misconduct. Charges launch an administrative trial in the NYPD Trial Room. An officer may lose vacation days, be suspended, or terminated following if he is found guilty.
- “Instructions” or “Formalized Training” are the least severe discipline, often recommended for officers who misunderstand a policy. This determination results in training at the command level (Instructions) or training at the Police Academy or NYPD Legal Bureau (Formalized Training).
- “Command Discipline” is recommended for misconduct that is more problematic than poor training, but does not rise to the level of Charges. An officer can lose up to ten vacation days as a result of a Command Discipline.
- When the Board has recommended Instructions or Command Discipline, the case is sent to the NYPD Commissioner to impose training and/or other penalties, while cases where the Board recommends charges are prosecuted by the CCRB’s Administrative Prosecution Unit.

**Figure 26: Board Discipline Recommendations For Substantiated Complaints\***  
(Nov 2014, Nov 2015, YTD 2015)

| Disposition        | November 2014 |           | November 2015 |           | YTD 2015   |           |
|--------------------|---------------|-----------|---------------|-----------|------------|-----------|
|                    | Count         | %of Total | Count         | %of Total | Count      | %of Total |
| Charges            | 11            | 27%       | 9             | 21%       | 126        | 26%       |
| Command Discipline | 15            | 37%       | 16            | 38%       | 200        | 42%       |
| Instructions       | 15            | 37%       | 17            | 40%       | 151        | 32%       |
| No Recommendation  | 0             | 0%        | 0             | 0%        | 2          | 0%        |
| <b>Total</b>       | <b>41</b>     |           | <b>42</b>     |           | <b>479</b> |           |

\* A complaint containing a number of substantiated allegations against a number of different officers will typically generate a variety of different disciplinary recommendations. To determine the disciplinary recommendation associated with the complaint as a whole, the CCRB uses the most severe disciplinary recommendation made. The order of severity is: 1) Charges 2) Command Discipline 3) Instructions.

**Figure 27: Board Discipline Recommendations For Substantiated Complaints\* (2015)**



\* A complaint containing a number of substantiated allegations against a number of different officers will typically generate a variety of different disciplinary recommendations. To determine the disciplinary recommendation associated with the complaint as a whole, the CCRB uses the most severe disciplinary recommendation made. The order of severity is: 1) Charges 2) Command Discipline 3) Instructions or Formalized Training.

## Board Discipline Recommendations for Substantiated Allegations

A substantiated CCRB complaint may generate multiple substantiated allegations against multiple officers. Each substantiated allegation will carry its own discipline recommendation from the CCRB Board.

The following table presents the number of officers against whom discipline recommendations have been made as a result of a substantiated CCRB complaint. Where there are multiple substantiated allegations with multiple disciplinary recommendations for an officer in a complaint, the most severe disciplinary recommendation is used to determine the overall recommendation for that officer.

**Figure 28: Board Discipline Recommendations For Substantiated Allegations  
(Nov 2014, Nov 2015, YTD 2015)**

| Disposition        | November 2014 |           | November 2015 |           | YTD 2015 |           |
|--------------------|---------------|-----------|---------------|-----------|----------|-----------|
|                    | Count         | %of Total | Count         | %of Total | Count    | %of Total |
| Charges            | 21            | 34.4%     | 15            | 25%       | 228      | 31.7%     |
| Command Discipline | 23            | 37.7%     | 25            | 41.7%     | 314      | 43.6%     |
| Instructions       | 17            | 27.9%     | 20            | 33.3%     | 176      | 24.4%     |
| No Recommendation  | 0             | 0%        | 0             | 0%        | 2        | 0.3%      |
| Total              | 61            |           | 60            |           | 720      |           |

**Figure 29: Substantiated Allegations By Borough and NYPD Precinct (November 2015)**

| <b>Board Disposition</b>             | <b>Substantiated FADO Category</b>     | <b>Precinct of Occurrence</b> | <b>Borough of Occurrence</b> |
|--------------------------------------|--|-------------------------------|------------------------------|
| Substantiated (Command Discipline A) | Abuse of Authority, Discourtesy        | 10                            | Manhattan                    |
| Substantiated (Command Discipline A) | Abuse of Authority                     | 14                            | Manhattan                    |
| Substantiated (Formalized Training)  | Discourtesy                            | 14                            | Manhattan                    |
| Substantiated (Formalized Training)  | Abuse of Authority                     | 18                            | Manhattan                    |
| Substantiated (Charges)              | Force                                  | 28                            | Manhattan                    |
| Substantiated (Formalized Training)  | Abuse of Authority                     | 28                            | Manhattan                    |
| Substantiated (Formalized Training)  | Force                                  | 30                            | Manhattan                    |
| Substantiated (Charges)              | Abuse of Authority                     | 40                            | Bronx                        |
| Substantiated (Charges)              | Force                                  | 40                            | Bronx                        |
| Substantiated (Command Discipline A) | Force                                  | 40                            | Bronx                        |
| Substantiated (Charges)              | Abuse of Authority, Discourtesy, Force | 42                            | Bronx                        |
| Substantiated (Command Discipline B) | Abuse of Authority                     | 42                            | Bronx                        |
| Substantiated (Formalized Training)  | Force                                  | 42                            | Bronx                        |
| Substantiated (Charges)              | Force                                  | 44                            | Bronx                        |
| Substantiated (Formalized Training)  | Abuse of Authority                     | 46                            | Bronx                        |
| Substantiated (Charges)              | Abuse of Authority, Force              | 47                            | Bronx                        |
| Substantiated (Command Discipline B) | Abuse of Authority                     | 47                            | Bronx                        |
| Substantiated (Formalized Training)  | Abuse of Authority                     | 48                            | Bronx                        |
| Substantiated (Charges)              | Abuse of Authority                     | 50                            | Bronx                        |
| Substantiated (Formalized Training)  | Abuse of Authority                     | 50                            | Bronx                        |
| Substantiated (Command Discipline B) | Abuse of Authority                     | 52                            | Bronx                        |
| Substantiated (Command Discipline B) | Abuse of Authority                     | 60                            | Brooklyn                     |
| Substantiated (Charges)              | Abuse of Authority, Discourtesy        | 67                            | Brooklyn                     |
| Substantiated (Command Discipline A) | Abuse of Authority, Discourtesy        | 68                            | Brooklyn                     |
| Substantiated (Formalized Training)  | Abuse of Authority                     | 71                            | Brooklyn                     |
| Substantiated (Charges)              | Abuse of Authority, Discourtesy        | 72                            | Brooklyn                     |
| Substantiated (Command Discipline A) | Abuse of Authority                     | 73                            | Brooklyn                     |
| Substantiated (Formalized Training)  | Abuse of Authority                     | 73                            | Brooklyn                     |
| Substantiated (Command Discipline A) | Abuse of Authority                     | 75                            | Brooklyn                     |
| Substantiated (Formalized Training)  | Abuse of Authority                     | 75                            | Brooklyn                     |
| Substantiated (Formalized Training)  | Abuse of Authority                     | 78                            | Brooklyn                     |
| Substantiated (Formalized Training)  | Abuse of Authority                     | 83                            | Brooklyn                     |
| Substantiated (Command Discipline A) | Abuse of Authority                     | 84                            | Brooklyn                     |
| Substantiated (Command Discipline A) | Abuse of Authority                     | 101                           | Queens                       |
| Substantiated (Formalized Training)  | Discourtesy                            | 101                           | Queens                       |
| Substantiated (Command Discipline A) | Discourtesy                            | 102                           | Queens                       |
| Substantiated (Formalized Training)  | Abuse of Authority                     | 103                           | Queens                       |
| Substantiated (Command Discipline B) | Abuse of Authority                     | 109                           | Queens                       |
| Substantiated (Command Discipline A) | Abuse of Authority                     | 120                           | Staten Island                |
| Substantiated (Formalized Training)  | Abuse of Authority                     | 120                           | Staten Island                |



## Truncations

A “truncation” is a case that is not fully investigated, either because the complainant/victim withdraws the complaint, is uncooperative with the investigation, is not available for the investigative team to interview, or is never identified. The CCRB constantly seeks to lower the number of truncations.

**Figure 30: Truncated Allegations (November 2015)**

|                    | <b>Withdrawn</b> | <b>Uncooperative</b> | <b>Unavailable</b> | <b>Civilian Unidentified</b> | <b>Total</b> |
|--------------------|------------------|----------------------|--------------------|------------------------------|--------------|
| Force              | 9                | 143                  | 38                 | 1                            | 191          |
| Abuse of Authority | 27               | 161                  | 31                 | 2                            | 221          |
| Discourtesy        | 7                | 47                   | 16                 | 0                            | 70           |
| Offensive Language | 2                | 9                    | 6                  | 0                            | 17           |
| <b>Total</b>       | 45               | 360                  | 91                 | 3                            | 499          |

**Figure 30.1: Truncated CCRB Complaints (November 2015)**

|              | <b>Withdrawn</b> | <b>Uncooperative</b> | <b>Unavailable</b> | <b>Civilian Unidentified</b> | <b>Total</b> |
|--------------|------------------|----------------------|--------------------|------------------------------|--------------|
| <b>Total</b> | 30               | 155                  | 45                 | 0                            | 230          |

**Figure 31: Truncated Allegations (YTD 2015)**

|                    | <b>Withdrawn</b> | <b>Uncooperative</b> | <b>Unavailable</b> | <b>Civilian Unidentified</b> | <b>Total</b> |
|--------------------|------------------|----------------------|--------------------|------------------------------|--------------|
| Force              | 172              | 1165                 | 339                | 23                           | 1699         |
| Abuse of Authority | 352              | 1764                 | 238                | 33                           | 2387         |
| Discourtesy        | 110              | 552                  | 106                | 11                           | 779          |
| Offensive Language | 25               | 125                  | 31                 | 1                            | 182          |
| <b>Total</b>       | 659              | 3606                 | 714                | 68                           | 5047         |

**Figure 31.1: Truncated CCRB Complaints (YTD 2015)**

|              | <b>Withdrawn</b> | <b>Uncooperative</b> | <b>Unavailable</b> | <b>Civilian Unidentified</b> | <b>Total</b> |
|--------------|------------------|----------------------|--------------------|------------------------------|--------------|
| <b>Total</b> | 317              | 1480                 | 399                | 27                           | 2223         |

# Mediation Unit

Whenever mediation between a complainant/victim and subject officer is suitable, it is offered by CCRB investigators. If the complainant/victim and subject officer both agree to participate, a neutral, third-party mediator facilitates a conversation between the two. The chart below indicates the number of mediations in November and this year, while “Mediations Attempted” refers to truncations that take place during the mediation stage, such as a complainant becoming unavailable.

**Figure 32: Mediated Complaints**

|                     | November 2015 |                     |       | YTD 2015 |                     |       |
|---------------------|---------------|---------------------|-------|----------|---------------------|-------|
|                     | Mediated      | Mediation Attempted | Total | Mediated | Mediation Attempted | Total |
| Mediated Complaints | 16            | 41                  | 57    | 169      | 193                 | 362   |

**Figure 33: Mediated FADO Allegations**

|                    | November 2015 |                     |       | YTD 2015 |                     |       |
|--------------------|---------------|---------------------|-------|----------|---------------------|-------|
|                    | Mediated      | Mediation Attempted | Total | Mediated | Mediation Attempted | Total |
| Force              | 0             | 10                  | 10    | 17       | 33                  | 50    |
| Abuse of Authority | 23            | 60                  | 83    | 198      | 245                 | 443   |
| Discourtesy        | 3             | 17                  | 20    | 84       | 106                 | 190   |
| Offensive Language | 1             | 6                   | 7     | 17       | 21                  | 38    |
| Total              | 27            | 93                  | 120   | 316      | 405                 | 721   |

**Figure 34: Mediated Complaints By Borough (November 2015)**

|               | Mediations |
|---------------|------------|
| Bronx         | 1          |
| Brooklyn      | 4          |
| Manhattan     | 4          |
| Queens        | 7          |
| Staten Island | 0          |

**Figure 35: Mediated Allegations By Borough (November 2015)**

|               | Mediations |
|---------------|------------|
| Bronx         | 1          |
| Brooklyn      | 7          |
| Manhattan     | 4          |
| Queens        | 15         |
| Staten Island | 0          |

**Figure 36: Mediated Complaints By Precinct (November 2015)**

| Precinct | Mediations |
|----------|------------|
| 13       | 2          |
| 25       | 1          |
| 34       | 1          |
| 41       | 1          |
| 73       | 1          |
| 77       | 1          |
| 78       | 1          |
| 84       | 1          |
| 102      | 2          |
| 105      | 1          |
| 108      | 1          |
| 110      | 1          |
| 112      | 1          |
| 114      | 1          |

**Figure 37: Mediated Allegations By Precinct (November 2015)**

| Precinct | Mediations |
|----------|------------|
| 13       | 2          |
| 25       | 1          |
| 34       | 1          |
| 41       | 1          |
| 73       | 2          |
| 77       | 2          |
| 78       | 1          |
| 84       | 2          |
| 102      | 5          |
| 105      | 2          |
| 108      | 1          |
| 110      | 3          |
| 112      | 3          |
| 114      | 1          |

## Administrative Prosecution Unit

The CCRB’s Administrative Prosecution Unit (APU) prosecutes police misconduct cases, when the Board has recommended charges, in the NYPD Trial Room. The APU is also able to offer pleas to officers who admit guilt rather than going to trial. Following a plea agreement or the conclusion of a disciplinary trial, cases are sent to the Police Commissioner for final penalties.

**Figure 38: Administrative Prosecution Unit Case Closures**

| <b>Prosecution Disposition</b>                    | November 2015 | YTD 2015   |
|---|---------------|------------|
| Not guilty after trial                            | 0             | 62         |
| Guilty after trial                                | 3             | 58         |
| Trial verdict dismissed by PC, Comm. Disc. A      | 0             | 0          |
| Trial verdict dismissed by PC, Comm. Disc. B      | 0             | 0          |
| Trial verdict dismissed by PC, Training           | 0             | 0          |
| Trial verdict dismissed by PC, Instructions       | 0             | 0          |
| Trial verdict dismissed by PC, Without discipline | 0             | 0          |
| Resolved by plea                                  | 2             | 33         |
| Plea set aside, Comm. Disc. B                     | 0             | 0          |
| Plea set aside, Comm. Disc. A                     | 0             | 0          |
| Plea set aside, Formalized Training               | 0             | 1          |
| Plea set aside, Instructions                      | 0             | 3          |
| Plea set aside, Without discipline                | 0             | 0          |
| Retained, with discipline                         | 0             | 0          |
| Retained, without discipline                      | 0             | 0          |
| Charges not filed                                 | 0             | 0          |
| Deceased  | 0             | 0          |
| Dismissed by APU                                  | 0             | 9          |
| Other   | 0             | 1          |
| Previously adjudicated, with discipline           | 0             | 1          |
| Previously adjudicated, without discipline        | 0             | 0          |
| Reconsidered by CCRB Board                        | 0             | 6          |
| Retired   | 0             | 5          |
| SOL Expired                                       | 0             | 1          |
| <b>Total Closures</b>                             | <b>5</b>      | <b>180</b> |

# NYPD Discipline

Under the New York City Charter, the NYPD Commissioner has the final say over CCRB-recommended discipline and the outcome of disciplinary trials.

The first chart reflects NYPD-imposed discipline for cases brought by the APU (Charges).

The chart on the following page reflects cases referred to the Police Commissioner where the Board recommended Command Discipline and Formalized Training.

**Figure 39: NYPD Discipline Imposed for APU Cases**

| <b>Discipline*</b>  | <b>November 2015</b> | <b>YTD 2015</b> |
|---|----------------------|-----------------|
| Terminated  | 0                    | 0               |
| Suspension for or loss of vacation time of 31 or more days and/or Dismissal Probation | 0                    | 0               |
| Suspension for or loss of vacation time of 21 to 30 days and/or Dismissal Probation   | 0                    | 0               |
| Suspension for or loss of vacation time of 11 to 20 days                              | 1                    | 4               |
| Suspension for or loss of vacation time of 1 to 10 days                               | 4                    | 74              |
| Command Discipline B  | 0                    | 0               |
| Command Discipline A  | 0                    | 1               |
| Formalized Training**   | 0                    | 7               |
| Instructions***   | 0                    | 8               |
| Warned & admonished/Reprimanded   | 0                    | 3               |
| No Disciplinary Action  | 0                    | 60              |
| Closed not adjudicated  | 1                    | 23              |
| <b>Total</b>  | <b>6</b>             | <b>180</b>      |
| <b>Discipline Rate (excluding officer retired/deceased)</b>                           | <b>100%</b>          | <b>62%</b>      |

\* Where the respondent is found guilty of charges, and the penalty imposed would fall into more than one of the above listed categories, it is reported under the more severe penalty.

\*\* Formalized training is conducted by the Police Academy, the NYPD Legal Bureau, or other NYPD Unit.

\*\*\* Instructions are conducted at the command level.

**Figure 40: NYPD Discipline Imposed for Non-APU Cases**

| <b>Discipline*</b>  | November 2015 | YTD 2015   |
|---|---------------|------------|
| Terminated  | 0             | 0          |
| Suspension for or loss of vacation time of 31 or more days and/or Dismissal Probation | 0             | 0          |
| Suspension for or loss of vacation time of 21 to 30 days and/or Dismissal Probation   | 0             | 0          |
| Suspension for or loss of vacation time of 11 to 20 days                              | 0             | 0          |
| Suspension for or loss of vacation time of 1 to 10 days                               | 0             | 0          |
| Command Discipline B  | 6             | 28         |
| Command Discipline A  | 12            | 56         |
| Formalized Training**   | 16            | 58         |
| Instructions***   | 2             | 59         |
| Warned & admonished/Reprimanded   | 0             | 0          |
| No Disciplinary Action  | 1             | 19         |
| <b>Total</b>  | <b>37</b>     | <b>220</b> |
| <b>Discipline Rate</b>  | <b>97%</b>    | <b>91%</b> |

\*Where the respondent is found guilty of charges, and the penalty imposed would fall into more than one of the above listed categories, it is reported under the more severe penalty.

\*\* Formalized training is conducted by the Police Academy, the NYPD Legal Bureau, or other NYPD Unit.

\*\*\* Instructions are conducted at the command level.

**Figure 41: NYPD Discipline Imposed for Allegations - Non-APU Cases (November 2015)**

| Board Disposition                    | FADO Type | Allegation                       | Precinct | Borough   | NYPD Discipline      |
|--------------------------------------|-----------|----------------------------------|----------|-----------|----------------------|
| Substantiated (Command Discipline A) | F         | Physical force                   | 14       | Manhattan | No Penalty           |
| Substantiated (Command Discipline B) | A         | Strip-searched                   | 14       | Manhattan | Command Discipline A |
| Substantiated (Command Discipline)   | F         | Gun Pointed                      | 19       | Brooklyn  | Command Discipline A |
| Substantiated (Command Discipline)   | A         | Question                         | 19       | Brooklyn  | Command Discipline A |
| Substantiated (Command Discipline A) | A         | Frisk                            | 32       | Manhattan | Formalized Training  |
| Substantiated (Command Discipline A) | A         | Frisk                            | 40       | Bronx     | Formalized Training  |
| Substantiated (Command Discipline A) | A         | Stop                             | 40       | Bronx     | Formalized Training  |
| Substantiated (Command Discipline B) | A         | Vehicle search                   | 41       | Bronx     | Command Discipline A |
| Substantiated (Command Discipline B) | A         | Vehicle search                   | 41       | Bronx     | No Penalty           |
| Substantiated (Command Discipline B) | A         | Vehicle search                   | 41       | Bronx     | Command Discipline A |
| Substantiated (Command Discipline B) | A         | Vehicle search                   | 41       | Bronx     | Command Discipline B |
| Substantiated (Formalized Training)  | A         | Premises entered and/or searched | 41       | Bronx     | Formalized Training  |
| Substantiated (Command Discipline B) | A         | Premises entered and/or searched | 41       | Bronx     | Command Discipline B |
| Substantiated (Command Discipline B) | A         | Seizure of property              | 41       | Bronx     | Command Discipline B |
| Substantiated (Formalized Training)  | A         | Frisk                            | 43       | Bronx     | Formalized Training  |
| Substantiated (Formalized Training)  | A         | Frisk                            | 43       | Bronx     | Formalized Training  |
| Substantiated (Formalized Training)  | A         | Frisk                            | 43       | Bronx     | Formalized Training  |
| Substantiated (Formalized Training)  | A         | Search (of person)               | 43       | Bronx     | Formalized Training  |
| Substantiated (Formalized Training)  | A         | Search (of person)               | 43       | Bronx     | Formalized Training  |
| Substantiated (Command Discipline B) | F         | Chokehold                        | 44       | Bronx     | Command Discipline A |
| Substantiated (Command Discipline B) | F         | Other                            | 44       | Bronx     | No Penalty           |
| Substantiated (Command Discipline B) | A         | Premises entered and/or searched | 44       | Bronx     | Command Discipline A |
| Substantiated (Formalized Training)  | D         | Word                             | 44       | Bronx     | No Penalty           |
| Substantiated (Command Discipline A) | A         | Frisk                            | 46       | Bronx     | Formalized Training  |
| Substantiated (Command Discipline A) | A         | Frisk                            | 46       | Bronx     | Formalized Training  |
| Substantiated (Instructions)         | A         | Search (of person)               | 46       | Bronx     | Formalized Training  |
| Substantiated (Formalized Training)  | A         | Frisk                            | 47       | Bronx     | Formalized Training  |
| Substantiated (Formalized Training)  | F         | Physical force                   | 69       | Brooklyn  | Formalized Training  |
| Substantiated (Formalized Training)  | A         | Stop                             | 69       | Brooklyn  | Formalized Training  |

| Board Disposition                    | FADO Type | Allegation                           | Precinct | Borough       | NYPD Discipline      |
|--------------------------------------|-----------|--------------------------------------|----------|---------------|----------------------|
| Substantiated (Formalized Training)  | A         | Premises entered and/or searched     | 73       | Brooklyn      | Formalized Training  |
| Substantiated (Command Discipline B) | F         | Gun Pointed                          | 75       | Brooklyn      | Command Discipline B |
| Substantiated (Command Discipline B) | A         | Vehicle search                       | 75       | Brooklyn      | Command Discipline B |
| Substantiated (Command Discipline B) | A         | Premises entered and/or searched     | 75       | Brooklyn      | Command Discipline B |
| Substantiated (Command Discipline B) | A         | Threat of force (verbal or physical) | 75       | Brooklyn      | Command Discipline B |
| Substantiated (Command Discipline B) | A         | Threat to damage/seize property      | 75       | Brooklyn      | Command Discipline B |
| Substantiated (Command Discipline B) | D         | Word                                 | 75       | Brooklyn      | Command Discipline B |
| Substantiated (Command Discipline B) | D         | Word                                 | 75       | Brooklyn      | Command Discipline B |
| Substantiated (Formalized Training)  | A         | Frisk                                | 78       | Brooklyn      | Formalized Training  |
| Substantiated (Formalized Training)  | A         | Other                                | 79       | Brooklyn      | Formalized Training  |
| Substantiated (Formalized Training)  | A         | Stop                                 | 79       | Brooklyn      | Formalized Training  |
| Substantiated (Command Discipline A) | D         | Word                                 | 90       | Brooklyn      | Command Discipline A |
| Substantiated (Command Discipline A) | D         | Word                                 | 90       | Brooklyn      | Command Discipline A |
| Substantiated (Command Discipline B) | A         | Stop                                 | 101      | Queens        | Command Discipline A |
| Substantiated (Command Discipline B) | A         | Stop                                 | 103      | Queens        | Command Discipline A |
| Substantiated (Command Discipline A) | A         | Threat to notify ACS                 | 104      | Queens        | Command Discipline A |
| Substantiated (Command Discipline A) | A         | Threat to notify ACS                 | 104      | Queens        | Command Discipline A |
| Substantiated (Command Discipline B) | A         | Premises entered and/or searched     | 105      | Queens        | Command Discipline A |
| Substantiated (Command Discipline B) | D         | Word                                 | 105      | Queens        | No Penalty           |
| Substantiated (Command Discipline B) | E         | Ethnicity                            | 105      | Queens        | No Penalty           |
| Substantiated (Formalized Training)  | A         | Failure to show search warrant       | 113      | Queens        | Formalized Training  |
| Substantiated (Formalized Training)  | A         | Frisk                                | 120      | Staten Island | Formalized Training  |
| Substantiated (Formalized Training)  | A         | Frisk                                | 120      | Staten Island | Formalized Training  |
| Substantiated (Formalized Training)  | A         | Search (of person)                   | 120      | Staten Island | Formalized Training  |
| Substantiated (Command Discipline A) | A         | Vehicle stop                         | 121      | Staten Island | Command Discipline A |
| Substantiated (Command Discipline A) | D         | Word                                 | 121      | Staten Island | Instructions         |
| Substantiated (Formalized Training)  | D         | Word                                 | 122      | Staten Island | Instructions         |
| Substantiated (Formalized Training)  | A         | Stop                                 | 122      | Staten Island | Formalized Training  |



## Appendix

Over the years, the CCRB has made many types of data publicly available. In reorganizing the Monthly Report, we do not intend to remove any valuable information from the public domain. However, the agency believes that some information is essential to place in the main body of the Monthly Report, while more granular charts and figures are better suited to the Appendix. We welcome you to contact the CCRB [www.nyc.gov](http://www.nyc.gov) or 212-912-7235 if you are having difficulty finding information on CCRB data that was formerly available.

**Figure 42: CCRB Open Docket - Age of CCRB Cases Based On Incident Date**

|                      | November 2015 |               | October 2015 |               | Change     | % Change     |
|----------------------|---------------|---------------|--------------|---------------|------------|--------------|
|                      | Count         | % of Total    | Count        | % of Total    |            |              |
| Cases 0-4 Months     | 1044          | 88.5%         | 1089         | 87.3%         | -45        | -4.1%        |
| Cases 5-7 Months     | 90            | 7.6%          | 108          | 8.7%          | -18        | -16.7%       |
| Cases 8 Months       | 7             | 0.6%          | 9            | 0.7%          | -2         | -22.2%       |
| Cases 9 Months       | 5             | 0.4%          | 11           | 0.9%          | -6         | -54.5%       |
| Cases 10 Months      | 5             | 0.4%          | 5            | 0.4%          | 0          | 0.0%         |
| Cases 11 Months      | 4             | 0.3%          | 4            | 0.3%          | 0          | 0.0%         |
| Cases 12 Months      | 4             | 0.3%          | 3            | 0.2%          | 1          | 33.3%        |
| Cases 13 Months      | 4             | 0.3%          | 0            | 0.0%          | 4          | NA           |
| Cases 14 Months      | 0             | 0.0%          | 6            | 0.5%          | -6         | NA           |
| Cases 15 Months      | 1             | 0.1%          | 3            | 0.2%          | -2         | -66.7%       |
| Cases 16 Months      | 4             | 0.3%          | 1            | 0.1%          | 3          | 300.0%       |
| Cases 17 Months      | 1             | 0.1%          | 0            | 0.0%          | 1          | NA           |
| Cases 18 Months      | 0             | 0.0%          | 1            | 0.1%          | -1         | NA           |
| Cases Over 18 Months | 4             | 0.3%          | 4            | 0.3%          | 0          | 0.0%         |
| NA                   | 7             | 0.6%          | 3            | 0.2%          | 4          | 133.3%       |
| <b>Total</b>         | <b>1180</b>   | <b>100.0%</b> | <b>1247</b>  | <b>100.0%</b> | <b>-67</b> | <b>-5.4%</b> |

**Figure 43: CCRB Open Docket - Age of CCRB Cases Based On CCRB Received Date**

|                      | November 2015 |               | October 2015 |               | Change     | % Change     |
|----------------------|---------------|---------------|--------------|---------------|------------|--------------|
|                      | Count         | % of Total    | Count        | % of Total    |            |              |
| Cases 0-4 Months     | 1111          | 94.2%         | 1159         | 92.9%         | -48        | -4.1%        |
| Cases 5-7 Months     | 58            | 4.9%          | 76           | 6.1%          | -18        | -23.7%       |
| Cases 8 Months       | 4             | 0.3%          | 1            | 0.1%          | 3          | 300.0%       |
| Cases 9 Months       | 0             | 0.0%          | 3            | 0.2%          | -3         | NA           |
| Cases 10 Months      | 1             | 0.1%          | 3            | 0.2%          | -2         | -66.7%       |
| Cases 11 Months      | 3             | 0.3%          | 2            | 0.2%          | 1          | 50.0%        |
| Cases 12 Months      | 1             | 0.1%          | 1            | 0.1%          | 0          | 0.0%         |
| Cases 13 Months      | 0             | 0.0%          | 0            | 0.0%          | 0          | NA           |
| Cases 14 Months      | 0             | 0.0%          | 0            | 0.0%          | 0          | NA           |
| Cases 15 Months      | 0             | 0.0%          | 0            | 0.0%          | 0          | NA           |
| Cases 16 Months      | 0             | 0.0%          | 0            | 0.0%          | 0          | NA           |
| Cases 17 Months      | 0             | 0.0%          | 0            | 0.0%          | 0          | NA           |
| Cases 18 Months      | 0             | 0.0%          | 0            | 0.0%          | 0          | NA           |
| Cases Over 18 Months | 2             | 0.2%          | 2            | 0.2%          | 0          | 0.0%         |
| NA                   | 0             | 0.0%          | 0            | 0.0%          | 0          | NA           |
| <b>Total</b>         | <b>1180</b>   | <b>100.0%</b> | <b>1247</b>  | <b>100.0%</b> | <b>-67</b> | <b>-5.4%</b> |

**Figure 44: CCRB Investigations Docket - Age of CCRB Cases Based On Incident Date**

|                      | November 2015 |               | October 2015 |               | Change    | % Change     |
|----------------------|---------------|---------------|--------------|---------------|-----------|--------------|
|                      | Count         | % of Total    | Count        | % of Total    |           |              |
| Cases 0-4 Months     | 630           | 91.4%         | 635          | 91.8%         | -5        | -0.8%        |
| Cases 5-7 Months     | 32            | 4.6%          | 34           | 4.9%          | -2        | -5.9%        |
| Cases 8 Months       | 4             | 0.6%          | 3            | 0.4%          | 1         | 33.3%        |
| Cases 9 Months       | 1             | 0.1%          | 6            | 0.9%          | -5        | -83.3%       |
| Cases 10 Months      | 2             | 0.3%          | 1            | 0.1%          | 1         | 100.0%       |
| Cases 11 Months      | 2             | 0.3%          | 2            | 0.3%          | 0         | 0.0%         |
| Cases 12 Months      | 3             | 0.4%          | 2            | 0.3%          | 1         | 50.0%        |
| Cases 13 Months      | 2             | 0.3%          | 0            | 0.0%          | 2         | NA           |
| Cases 14 Months      | 0             | 0.0%          | 1            | 0.1%          | -1        | NA           |
| Cases 15 Months      | 1             | 0.1%          | 2            | 0.3%          | -1        | -50.0%       |
| Cases 16 Months      | 2             | 0.3%          | 1            | 0.1%          | 1         | 100.0%       |
| Cases 17 Months      | 0             | 0.0%          | 0            | 0.0%          | 0         | NA           |
| Cases 18 Months      | 0             | 0.0%          | 0            | 0.0%          | 0         | NA           |
| Cases Over 18 Months | 3             | 0.4%          | 3            | 0.4%          | 0         | 0.0%         |
| NA                   | 7             | 1.0%          | 2            | 0.3%          | 5         | 250.0%       |
| <b>Total</b>         | <b>689</b>    | <b>100.0%</b> | <b>692</b>   | <b>100.0%</b> | <b>-3</b> | <b>-0.4%</b> |

**Figure 45: CCRB DA Hold Docket - Age of CCRB Cases Based On Incident Date**

|                      | November 2015 |               |
|----------------------|---------------|---------------|
|                      | Count         | % of Total    |
| Cases 0-4 Months     | 0             | 0.0%          |
| Cases 5-7 Months     | 2             | 18.2%         |
| Cases 8 Months       | 1             | 9.1%          |
| Cases 9 Months       | 1             | 9.1%          |
| Cases 10 Months      | 0             | 0.0%          |
| Cases 11 Months      | 1             | 9.1%          |
| Cases 12 Months      | 1             | 9.1%          |
| Cases 13 Months      | 0             | 0.0%          |
| Cases 14 Months      | 1             | 9.1%          |
| Cases 15 Months      | 0             | 0.0%          |
| Cases 16 Months      | 2             | 18.2%         |
| Cases 17 Months      | 0             | 0.0%          |
| Cases 18 Months      | 0             | 0.0%          |
| Cases Over 18 Months | 2             | 18.2%         |
| NA                   | 0             | 0.0%          |
| <b>Total</b>         | <b>11</b>     | <b>100.0%</b> |

**Figure 46: Disposition of Force Allegations (YTD 2015)**

| Force Allegation                      | Substantiated |             | Exonerated |              | Unsubstantiated |              | Unfounded  |              | Officer Unidentified |              | Miscellaneous |             |
|---------------------------------------|---------------|-------------|------------|--------------|-----------------|--------------|------------|--------------|----------------------|--------------|---------------|-------------|
|                                       | Count         | %           | Count      | %            | Count           | %            | Count      | %            | Count                | %            | Count         | %           |
| Gun Pointed                           | 3             | 1.5%        | 108        | 54%          | 61              | 30.5%        | 9          | 4.5%         | 19                   | 9.5%         | 0             | 0%          |
| Gun fired                             | 0             | 0%          | 8          | 61.5%        | 3               | 23.1%        | 2          | 15.4%        | 0                    | 0%           | 0             | 0%          |
| Nightstick as club (incl asp & baton) | 8             | 7.7%        | 38         | 36.5%        | 27              | 26%          | 20         | 19.2%        | 11                   | 10.6%        | 0             | 0%          |
| Gun as club                           | 1             | 9.1%        | 0          | 0%           | 7               | 63.6%        | 1          | 9.1%         | 2                    | 18.2%        | 0             | 0%          |
| Radio as club                         | 1             | 14.3%       | 0          | 0%           | 2               | 28.6%        | 3          | 42.9%        | 1                    | 14.3%        | 0             | 0%          |
| Flashlight as club                    | 0             | 0%          | 0          | 0%           | 1               | 50%          | 1          | 50%          | 0                    | 0%           | 0             | 0%          |
| Police shield                         | 0             | 0%          | 2          | 28.6%        | 4               | 57.1%        | 1          | 14.3%        | 0                    | 0%           | 0             | 0%          |
| Vehicle                               | 0             | 0%          | 0          | 0%           | 7               | 70%          | 2          | 20%          | 1                    | 10%          | 0             | 0%          |
| Other blunt instrument as a club      | 4             | 12.5%       | 1          | 3.1%         | 9               | 28.1%        | 11         | 34.4%        | 7                    | 21.9%        | 0             | 0%          |
| Hit against inanimate object          | 8             | 10.7%       | 11         | 14.7%        | 30              | 40%          | 16         | 21.3%        | 10                   | 13.3%        | 0             | 0%          |
| Chokehold                             | 15            | 8.7%        | 0          | 0%           | 83              | 48%          | 47         | 27.2%        | 28                   | 16.2%        | 0             | 0%          |
| Pepper spray                          | 8             | 9.1%        | 51         | 58%          | 15              | 17%          | 6          | 6.8%         | 8                    | 9.1%         | 0             | 0%          |
| Physical force                        | 90            | 5.9%        | 489        | 32.3%        | 558             | 36.9%        | 193        | 12.7%        | 181                  | 12%          | 3             | 0.2%        |
| Handcuffs too tight                   | 0             | 0%          | 1          | 3.1%         | 23              | 71.9%        | 5          | 15.6%        | 3                    | 9.4%         | 0             | 0%          |
| Nonlethal restraining device          | 2             | 6.7%        | 21         | 70%          | 5               | 16.7%        | 1          | 3.3%         | 1                    | 3.3%         | 0             | 0%          |
| Animal                                | 0             | 0%          | 0          | 0%           | 1               | 100%         | 0          | 0%           | 0                    | 0%           | 0             | 0%          |
| Other                                 | 4             | 3.2%        | 6          | 4.8%         | 58              | 46.8%        | 35         | 28.2%        | 21                   | 16.9%        | 0             | 0%          |
| <b>Total</b>                          | <b>144</b>    | <b>5.9%</b> | <b>736</b> | <b>30.4%</b> | <b>894</b>      | <b>36.9%</b> | <b>353</b> | <b>14.6%</b> | <b>293</b>           | <b>12.1%</b> | <b>3</b>      | <b>0.1%</b> |

**Figure 47: Disposition of Abuse of Authority Allegations (YTD 2015)**

| Abuse of Authority Allegation          | Substantiated |              | Exonerated  |              | Unsubstantiated |              | Unfounded  |             | Officer Unidentified |            | Miscellaneous |             |
|--|---------------|--------------|-------------|--------------|-----------------|--------------|------------|-------------|----------------------|------------|---------------|-------------|
|  | Count         | %            | Count       | %            | Count           | %            | Count      | %           | Count                | %          | Count         | %           |
| Gun Drawn                              | 2             | 3.4%         | 18          | 30.5%        | 18              | 30.5%        | 16         | 27.1%       | 5                    | 8.5%       | 0             | 0%          |
| Strip-searched                         | 17            | 11.3%        | 24          | 15.9%        | 80              | 53%          | 16         | 10.6%       | 13                   | 8.6%       | 1             | 0.7%        |
| Vehicle stop                           | 40            | 20.8%        | 75          | 39.1%        | 53              | 27.6%        | 2          | 1%          | 22                   | 11.5%      | 0             | 0%          |
| Vehicle search                         | 81            | 24.8%        | 90          | 27.6%        | 111             | 34%          | 3          | 0.9%        | 38                   | 11.7%      | 3             | 0.9%        |
| Premises entered and/or searched       | 111           | 18.8%        | 334         | 56.5%        | 110             | 18.6%        | 7          | 1.2%        | 28                   | 4.7%       | 1             | 0.2%        |
| Threat of summons                      | 4             | 19%          | 4           | 19%          | 11              | 52.4%        | 2          | 9.5%        | 0                    | 0%         | 0             | 0%          |
| Threat of arrest                       | 25            | 8.3%         | 84          | 27.7%        | 138             | 45.5%        | 16         | 5.3%        | 38                   | 12.5%      | 2             | 0.7%        |
| Threat to notify ACS                   | 3             | 15.8%        | 4           | 21.1%        | 11              | 57.9%        | 0          | 0%          | 1                    | 5.3%       | 0             | 0%          |
| Threat of force (verbal or physical)   | 16            | 6.2%         | 18          | 7%           | 155             | 60.1%        | 31         | 12%         | 37                   | 14.3%      | 1             | 0.4%        |
| Threat to damage/seize property        | 6             | 12.8%        | 10          | 21.3%        | 24              | 51.1%        | 2          | 4.3%        | 5                    | 10.6%      | 0             | 0%          |
| Property damaged                       | 17            | 11.9%        | 27          | 18.9%        | 55              | 38.5%        | 15         | 10.5%       | 29                   | 20.3%      | 0             | 0%          |
| Refusal to process civilian complaint  | 12            | 23.5%        | 0           | 0%           | 23              | 45.1%        | 4          | 7.8%        | 12                   | 23.5%      | 0             | 0%          |
| Refusal to provide name/shield number  | 49            | 11.4%        | 2           | 0.5%         | 281             | 65.7%        | 35         | 8.2%        | 60                   | 14%        | 1             | 0.2%        |
| Retaliatory arrest                     | 9             | 60%          | 2           | 13.3%        | 4               | 26.7%        | 0          | 0%          | 0                    | 0%         | 0             | 0%          |
| Retaliatory summons                    | 26            | 68.4%        | 4           | 10.5%        | 7               | 18.4%        | 1          | 2.6%        | 0                    | 0%         | 0             | 0%          |
| Refusal to obtain medical treatment    | 8             | 6.8%         | 0           | 0%           | 64              | 54.2%        | 23         | 19.5%       | 22                   | 18.6%      | 1             | 0.8%        |
| Improper dissemination of medical info | 0             | 0%           | 0           | 0%           | 2               | 100%         | 0          | 0%          | 0                    | 0%         | 0             | 0%          |
| Other                                  | 53            | 43.8%        | 21          | 17.4%        | 35              | 28.9%        | 7          | 5.8%        | 5                    | 4.1%       | 0             | 0%          |
| Seizure of property                    | 6             | 20.7%        | 7           | 24.1%        | 13              | 44.8%        | 0          | 0%          | 3                    | 10.3%      | 0             | 0%          |
| Failure to show search warrant         | 7             | 12.7%        | 1           | 1.8%         | 42              | 76.4%        | 2          | 3.6%        | 3                    | 5.5%       | 0             | 0%          |
| Frisk                                  | 141           | 36.1%        | 72          | 18.4%        | 113             | 28.9%        | 7          | 1.8%        | 57                   | 14.6%      | 1             | 0.3%        |
| Search (of person)                     | 78            | 19.9%        | 49          | 12.5%        | 185             | 47.2%        | 7          | 1.8%        | 71                   | 18.1%      | 2             | 0.5%        |
| Stop                                   | 121           | 23.5%        | 204         | 39.7%        | 128             | 24.9%        | 1          | 0.2%        | 58                   | 11.3%      | 2             | 0.4%        |
| Question                               | 18            | 14.1%        | 53          | 41.4%        | 34              | 26.6%        | 2          | 1.6%        | 21                   | 16.4%      | 0             | 0%          |
| Refusal to show arrest warrant         | 0             | 0.0%         | 0           | 0.0%         | 0               | 0.0%         | 0          | 0.0%        | 0                    | 0.0%       | 0             | 0.0%        |
| <b>Total</b>                           | <b>850</b>    | <b>19.4%</b> | <b>1103</b> | <b>25.1%</b> | <b>1697</b>     | <b>38.6%</b> | <b>199</b> | <b>4.5%</b> | <b>528</b>           | <b>12%</b> | <b>15</b>     | <b>0.3%</b> |

**Figure 48: Disposition of Discourtesy Allegations (YTD 2015)**

| Discourtesy Allegation | Substantiated |              | Exonerated |             | Unsubstantiated |              | Unfounded  |              | Officer Unidentified |              | Miscellaneous |           |
|------------------------|---------------|--------------|------------|-------------|-----------------|--------------|------------|--------------|----------------------|--------------|---------------|-----------|
|                        | Count         | %            | Count      | %           | Count           | %            | Count      | %            | Count                | %            | Count         | %         |
| Word                   | 130           | 10.6%        | 34         | 2.8%        | 724             | 59%          | 125        | 10.2%        | 214                  | 17.4%        | 0             | 0%        |
| Gesture                | 1             | 8.3%         | 0          | 0%          | 7               | 58.3%        | 2          | 16.7%        | 2                    | 16.7%        | 0             | 0%        |
| Demeanor/tone          | 0             | 0%           | 0          | 0%          | 1               | 100%         | 0          | 0%           | 0                    | 0%           | 0             | 0%        |
| Action                 | 16            | 14.2%        | 3          | 2.7%        | 70              | 61.9%        | 11         | 9.7%         | 13                   | 11.5%        | 0             | 0%        |
| Other                  | 1             | 50%          | 0          | 0%          | 1               | 50%          | 0          | 0%           | 0                    | 0%           | 0             | 0%        |
| <b>Total</b>           | <b>148</b>    | <b>10.9%</b> | <b>37</b>  | <b>2.7%</b> | <b>803</b>      | <b>59.3%</b> | <b>138</b> | <b>10.2%</b> | <b>229</b>           | <b>16.9%</b> | <b>0</b>      | <b>0%</b> |

**Figure 49: Disposition of Offensive Language Allegations (YTD 2015)**

| Offensive Language Allegation | Substantiated |       | Exonerated |    | Unsubstantiated |       | Unfounded |       | Officer Unidentified |       | Miscellaneous |    |
|-------------------------------|---------------|-------|------------|----|-----------------|-------|-----------|-------|----------------------|-------|---------------|----|
|                               | Count         | %     | Count      | %  | Count           | %     | Count     | %     | Count                | %     | Count         | %  |
| Race                          | 2             | 1.7%  | 0          | 0% | 77              | 64.2% | 19        | 15.8% | 22                   | 18.3% | 0             | 0% |
| Ethnicity                     | 3             | 8.6%  | 0          | 0% | 24              | 68.6% | 4         | 11.4% | 4                    | 11.4% | 0             | 0% |
| Religion                      | 1             | 14.3% | 0          | 0% | 6               | 85.7% | 0         | 0%    | 0                    | 0%    | 0             | 0% |
| Gender                        | 1             | 1.8%  | 0          | 0% | 38              | 69.1% | 6         | 10.9% | 10                   | 18.2% | 0             | 0% |
| Sexual orientation            | 1             | 5.9%  | 0          | 0% | 11              | 64.7% | 1         | 5.9%  | 4                    | 23.5% | 0             | 0% |
| Physical disability           | 0             | 0%    | 0          | 0% | 2               | 66.7% | 0         | 0%    | 1                    | 33.3% | 0             | 0% |
| Other                         | 2             | 9.1%  | 0          | 0% | 14              | 63.6% | 2         | 9.1%  | 4                    | 18.2% | 0             | 0% |
| <b>Total</b>                  | 10            | 3.9%  | 0          | 0% | 172             | 66.4% | 32        | 12.4% | 45                   | 17.4% | 0             | 0% |



**Figure 50: Administrative Prosecutions Unit Open Docket (November 2015)**

| <b>Case Stage</b>                                 | <b>Cases</b> | <b>Percent</b> |
|---|--------------|----------------|
| Awaiting filing of charges                        | 12           | 4%             |
| Charges filed, awaiting service                   | 54           | 20%            |
| Charges served, CORD/SoEH/DCS pending*            | 35           | 13%            |
| Charges served, Conference Date Requested         | 52           | 19%            |
| Calendered for court appearance                   | 33           | 12%            |
| Case Off Calendar - Subsequent Appearance Pending | 2            | 1%             |
| Trial scheduled                                   | 39           | 14%            |
| Trial commenced                                   | 32           | 12%            |
| Plea agreed - paperwork pending                   | 15           | 5%             |
| <b>Total</b>                                      | <b>274</b>   | <b>100%</b>    |

\*CORD is the CO's Report on MOS facing discipline. SoEH is the Summary of Employment History. DCS is the Disciplinary Cover Sheet.

**Figure 51: Administrative Prosecutions Unit Cases Awaiting Final Disposition (November 2015)**

| <b>Case Stage</b>                          | <b>Cases</b> | <b>Percent</b> |
|--|--------------|----------------|
| Disposition modified, awaiting final disp. | 0            | 0%             |
| Plea filed - awaiting approval by PC       | 48           | 52%            |
| Verdict rendered - awaiting approval by PC | 29           | 32%            |
| Verdict rendered - Fogel response due*     | 4            | 4%             |
| Trial completed, awaiting verdict          | 11           | 12%            |
| <b>Total</b>                               | <b>92</b>    | <b>100%</b>    |

\*A Fogel response is a letter to the Trial Commissioner with comments from the CCRB on the Trial Commissioner's report and recommendation.