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**Executive Director's Monthly Report**  
**February 2016**  
**(Statistics for January 2016)**

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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 recent Semi-Annual Report continue - Investigations are being conducted more efficiently than any period in the Agency’s history. The raw number of substantiations and percentage of cases being substantiated are at historic levels. Video evidence is playing a crucial role in the outcome of cases. Data for January 2016 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 January, the CCRB opened 356 new cases (page 4), and currently has a docket of 1,005 cases (page 11).
- 2) The CCRB substantiated allegations in 28% of its fully investigated cases which marks the tenth straight month the CCRB has substantiated at least 20% of its cases (page 19). The CCRB substantiated 16% of its allegations (page 17).
- 3) The CCRB fully investigated 35% of the cases it closed in January and resolved (fully investigated, mediated or mediation attempted) 41% of the cases it closed in January (page 12). The Agency's truncation rate (58%) remains high.
- 4) For January, investigations using video evidence resulted in substantiated allegations in 33% of cases – compared to 25% of substantiated cases in which video was not available (page 19).
- 5) The Monthly Report includes a breakdown of complaints and substantiations by NYPD precinct and borough of occurrence (pages 5-6).
- 6) In January, the PC finalized penalty decisions against 8 officers; 5 of these were guilty verdicts after trial won by the Administrative Prosecution Unit (APU), and 1 was resolved by plea. The CCRB’s APU prosecutes the most serious allegations of misconduct (page 29).

Finally, the Monthly Report 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.

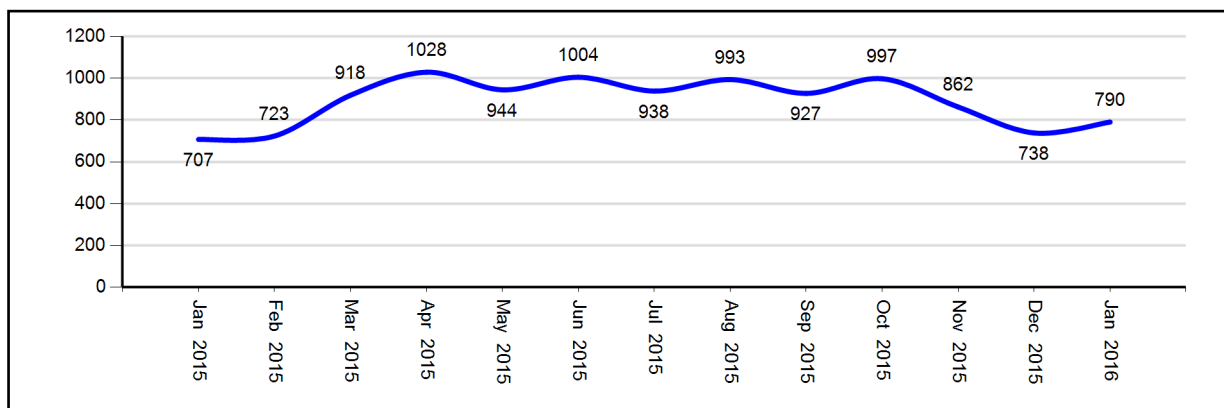
**Mediation:** A complainant may mediate his or her case with the subject officer, in lieu of an investigation, with the CCRB providing a neutral, third-party mediator.

**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.”

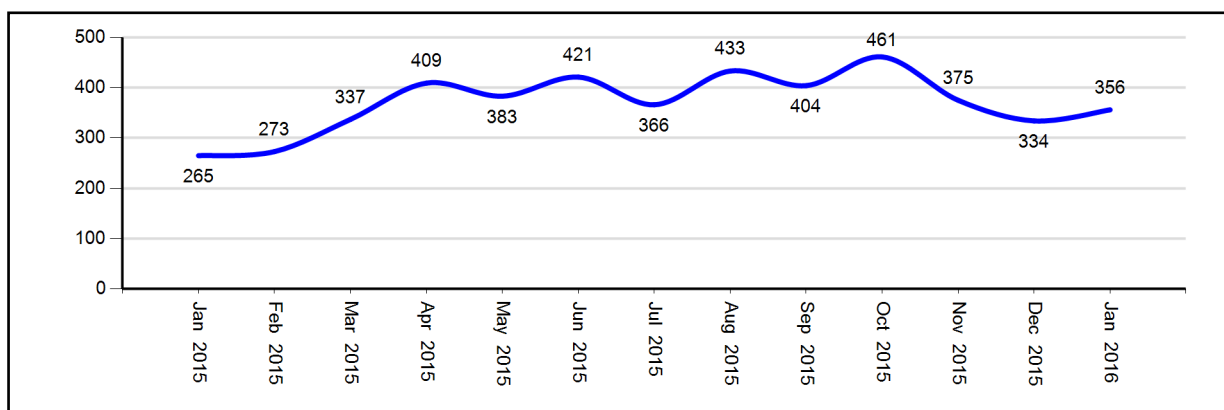
# Complaints Received

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 Figures 2 and 3 refer to new cases that remain with the Agency. In January 2016, the CCRB initiated 356 new complaints.

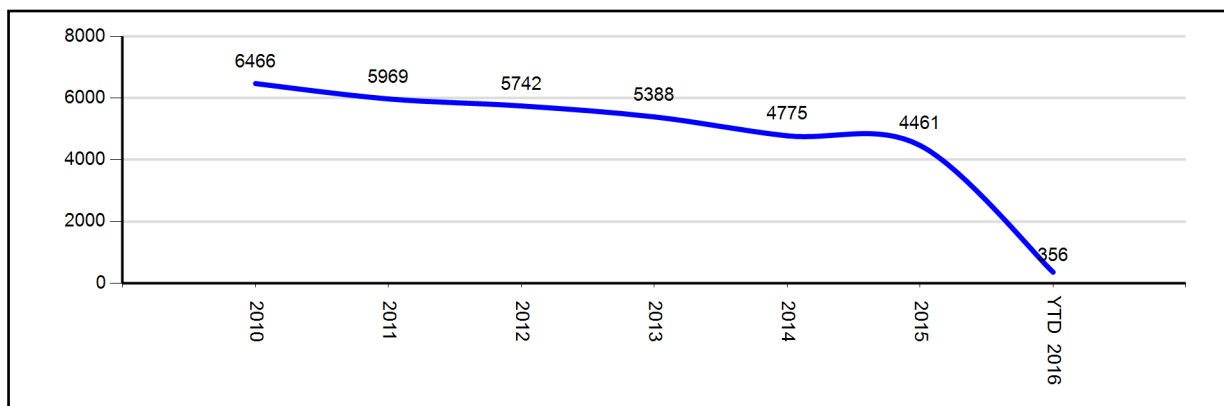
**Figure 1: Total Intake by Month (January 2015 - January 2016)**



**Figure 2: New CCRB Complaints by Month (January 2015 - January 2016)**



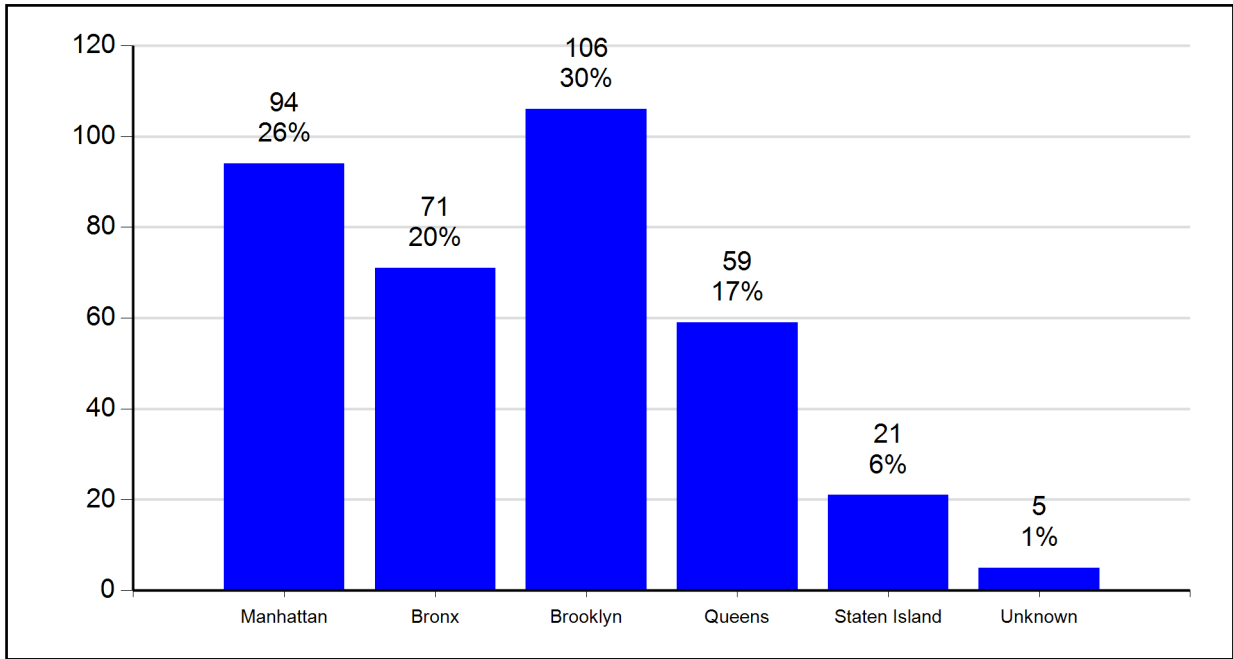
**Figure 3: New CCRB Complaints by Year (2010 - YTD 2016)**



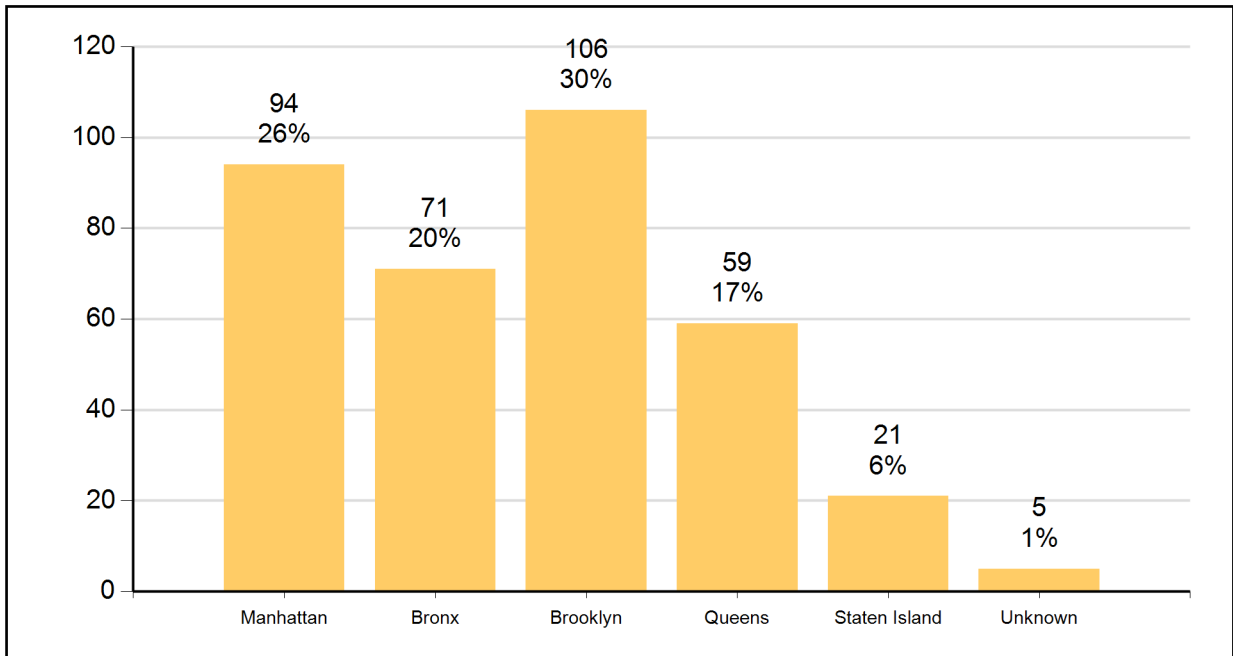
## CCRB Cases Received by Borough and Precinct

Of the five boroughs, the largest number of misconduct complaints stemmed from incidents occurring in Brooklyn, followed closely by Manhattan. The largest number of incidents (21) took place in the 75th Precinct which includes Cypress Hills, Starrett City, and City Line.

**Figure 4: CCRB Complaints Received By Borough of Occurrence (January 2016)**



**Figure 5: CCRB Complaints Received By Borough of Occurrence (YTD 2016)**



**Figure 6: CCRB Complaints Received By Precinct of Occurrence (January 2016)**

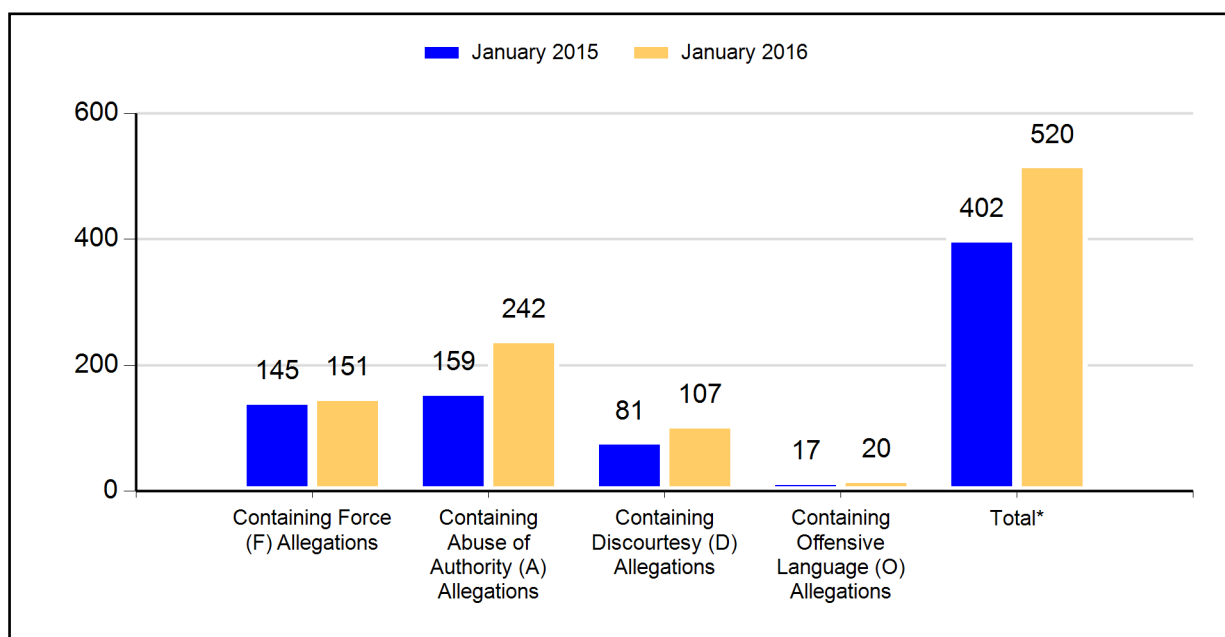
NYPD Precinct of Occurrence*	Number of Complaints	NYPD Precinct of Occurrence*	Number of Complaints
1	2	67	6
5	3	68	4
6	8	69	4
7	2	70	8
9	2	71	7
10	7	73	10
13	3	75	15
14	13	76	2
17	2	77	1
18	4	78	3
19	3	79	5
23	4	81	6
24	3	83	6
25	7	88	2
28	6	90	2
30	5	94	2
32	6	100	2
33	6	101	5
34	6	102	6
40	11	103	7
41	5	104	3
42	5	105	2
43	5	106	2
44	7	107	3
45	3	108	4
46	8	109	3
47	5	110	6
48	8	111	1
49	4	112	2
50	4	113	4
52	5	114	6
60	4	115	2
61	5	120	4
62	4	121	12
63	2	122	3
66	2	123	1
		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 January 2016 to January 2015, the number of complaints that have at least one Discourtesy, Force, Offensive Language or Abuse of Authority allegation are up from a year ago. The total number of complaints is up 34% from January 2015, and the total number of allegations is up 29% from January 2015. It is important to note that December 2014 to mid-January 2015 was around the time of the officer slowdown which continued to be noticeable into February 2015. In addition, New York City experienced severe weather during the month of January 2015.

**Figure 7: CCRB Complaints Received By Type of Allegation (January 2015 vs. January 2016)**



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

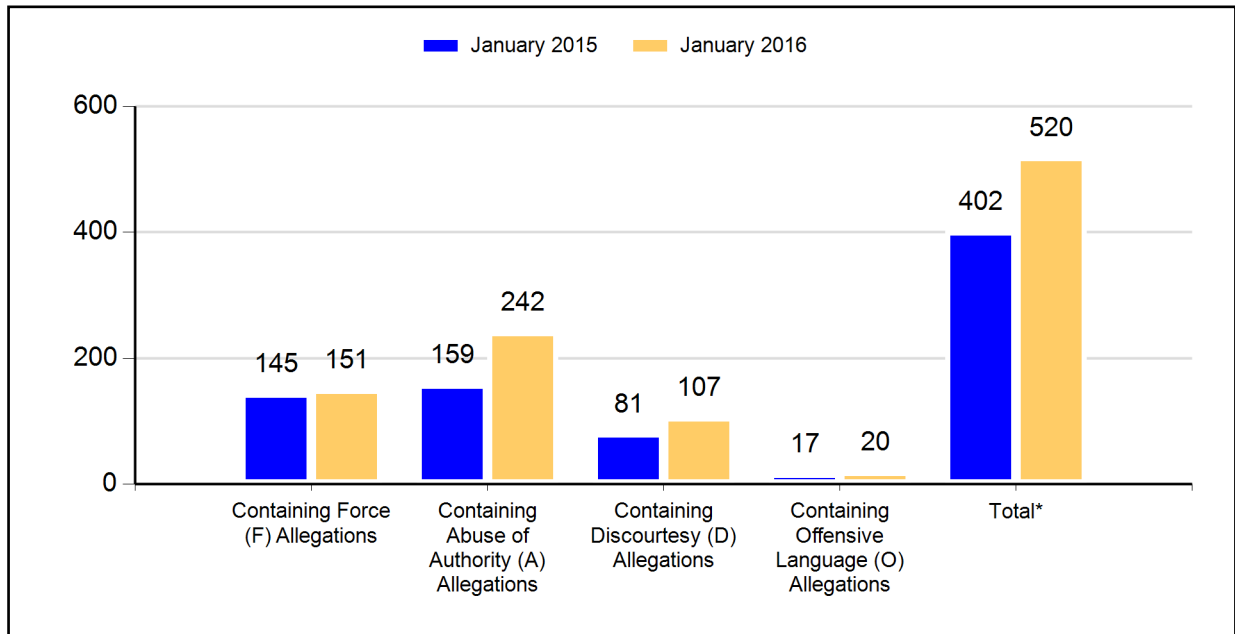
**Figure 8: CCRB Complaints Received By Type of Allegation (% of Complaints)**

	January 2015		January 2016		Change	% Change
	Count	% of Total Complaints	Count	% of Total Complaints		
Force (F)	145	55%	151	42%	6	4%
Abuse of Authority (A)	159	60%	242	68%	83	52%
Discourtesy (D)	81	31%	107	30%	26	32%
Offensive Language (O)	17	6%	20	6%	3	18%
<b>Total FADO Allegations</b>	<b>402</b>		<b>520</b>		<b>118</b>	<b>29%</b>
<b>Total Complaints</b>	<b>265</b>		<b>356</b>		<b>91</b>	<b>34%</b>

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



**Figure 9: CCRB Complaints Received By Type of Allegation (YTD 2015 vs. YTD 2016)**



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

**Figure 10: CCRB Complaints Received By Type of Allegation YTD (% of Complaints)**

	YTD 2015		YTD 2016		Change	% Change
	Count	% of Total Complaints	Count	% of Total Complaints		
Force (F)	145	55%	151	42%	6	4%
Abuse of Authority (A)	159	60%	242	68%	83	52%
Discourtesy (D)	81	31%	107	30%	26	32%
Offensive Language (O)	17	6%	20	6%	3	18%
Total FADO Allegations	402		520		118	29%
Total Complaints	265		356		91	34%

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

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

	January 2015		January 2016		Change	% Change
	Count	%of Total Allegations	Count	%of Total Allegations		
Force (F)	247	33%	259	24%	12	5%
Abuse of Authority (A)	377	51%	638	60%	261	69%
Discourtesy (D)	99	13%	143	13%	44	44%
Offensive Language (O)	21	3%	21	2%	0	0%
Total Allegations	744		1061		317	43%
Total Complaints	265		356		91	34%

**Figure 12: Total Allegations YTD (% of Total Allegations)**

	YTD 2015		YTD 2016		Change	% Change
	Count	%of Total Allegations	Count	%of Total Allegations		
Force (F)	247	33%	259	24%	12	5%
Abuse of Authority (A)	377	51%	638	60%	261	69%
Discourtesy (D)	99	13%	143	13%	44	44%
Offensive Language (O)	21	3%	21	2%	0	0%
Total Allegations	744		1061		317	43%
Total Complaints	265		356		91	34%

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 less than five months old, and 99% active cases have been open for less than eight months.

**Figure 13: Age of Active Cases Based on Received Date (January 2016)**

	Count	% of Total
Cases 0-4 Months	924	93.5%
Cases 5-7 Months	55	5.6%
Cases 8-11 Months	5	0.5%
Cases 12-18 Months	0	0.0%
Cases Over 18 Months**	4	0.4%
<b>Total</b>	<b>988</b>	<b>100%</b>

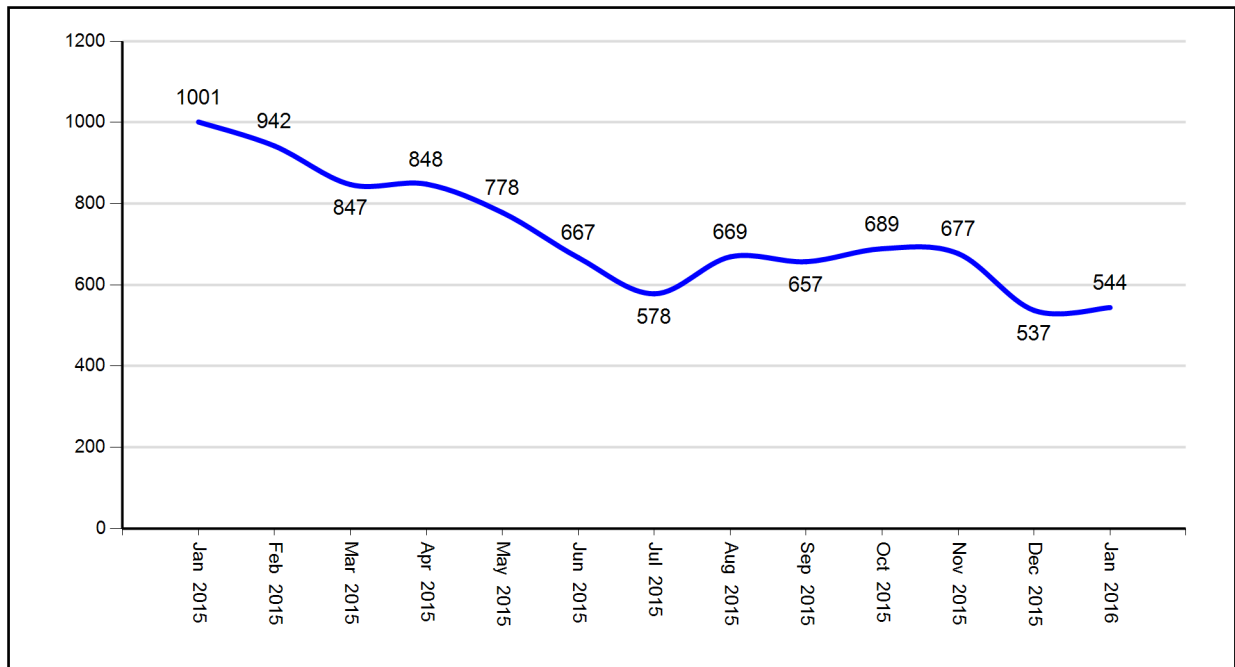
\*\* Over 18 Months: 3 cases that were reopened; 1 case that was on DA Hold.

**Figure 14: Age of Active Cases Based on Incident Date (January 2016)**

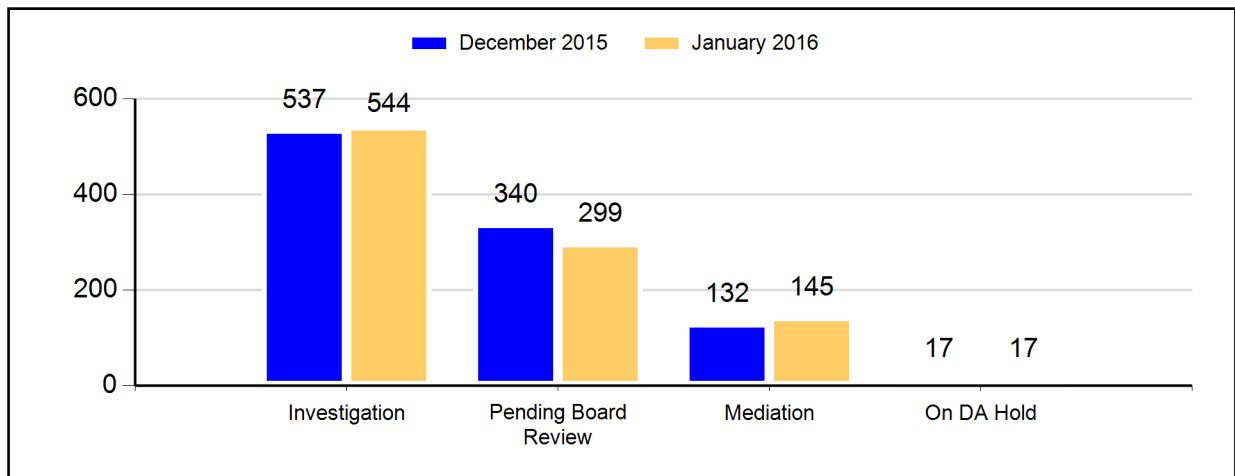
	Count	% of Total
Cases 0-4 Months	879	89.0%
Cases 5-7 Months	82	8.3%
Cases 8-11 Months	14	1.4%
Cases 12-18 Months	7	0.7%
Cases Over 18 Months	6	0.6%
<b>Total</b>	<b>988</b>	<b>100%</b>

The number of active cases on the CCRB docket has increased from December 2015 to January 2016. However, the number of active cases has generally decreased during the past year. An active case is specifically one in which the facts are still being investigated.

**Figure 15: Number of Active Investigations (January 2015 - January 2016)**



**Figure 16: Open Docket Analysis**



**Figure 17: Open Docket Analysis with % Change**

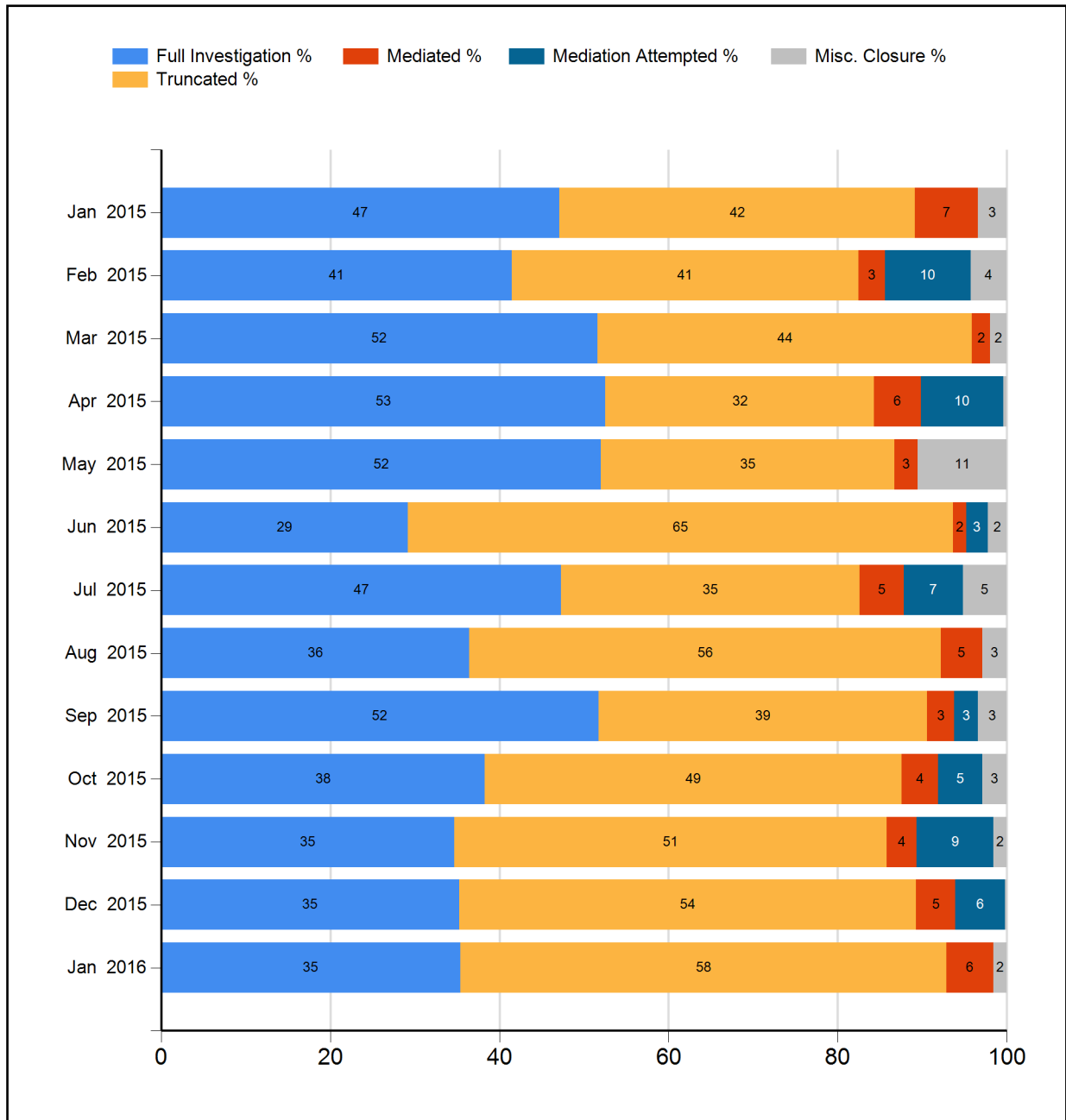
	December 2015		January 2016		Change	% Change
	Count	% of Total	Count	% of Total		
Investigations	537	52%	544	54%	7	1%
Pending Board Review	340	33%	299	30%	-41	-12%
Mediation	132	13%	145	14%	13	10%
On DA Hold	17	2%	17	2%	0	0%
<b>Total</b>	<b>1026</b>		<b>1005</b>		<b>-21</b>	<b>-2%</b>

# Closed Cases

## Resolving Cases

In January 2016, the CCRB fully investigated 35% of the cases it closed, and resolved (fully investigated, mediated or mediation attempted) 41% of the cases it closed. The Agency continues to face the challenge of truncations.

**Figure 18: Case Resolutions (January 2015 - January 2016) (%)**



## Dispositions

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

- If the preponderance of the evidence corroborates the allegation of misconduct, 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

Two officers responded to an alleged assault in Queens and stopped a man inside a nearby deli because he matched the description of the suspect. One of the officers told the man, “I need to know your f—king name.” Once the man provided his name, the other officer replied, “Was that so f—king hard?” When requested, the man retrieved his identification from his car, and the officers issued him a summons for disorderly conduct. Neither officer denied making the discourteous statements, and the man’s testimony was determined to be credible as it was corroborated by the deli’s surveillance video and witness testimony. Additionally, the surveillance video and testimonies established that the man’s actions did not rise to the level of disorderly conduct. The Board “Substantiated” the officers’ discourteous language and the issuance of the summons, and recommended the officers receive formalized training.

### 2. Unsubstantiated

A homeless man was lawfully sleeping on the sidewalk outside of the privately-owned public plaza of a Manhattan hotel. Officers asked the man to disperse, to which he refused and was arrested - an allegation which was substantiated. The man alleged that after being handcuffed, the sergeant took the man’s phone and searched through it before placing it in his pocket. The sergeant stated that he struggled to find the power button to turn off the phone, but denied searching it. Surveillance video showed the sergeant holding the phone for 15 seconds, but the footage was not clear enough to see what the sergeant was doing with the phone. Because the investigation was unable to conclude whether the sergeant intentionally accessed files on the man’s phone, the Board “Unsubstantiated” the search of the phone allegation.

### 3. Unfounded

Two officers responded to a residential building in Brooklyn where a complainant presented them with a criminal complaint report for a wanted woman who lived in the building. The

officers went to the woman's apartment and entered the apartment when the woman answered the door. The woman alleged that while she was gathering clothing to leave her apartment, one of the officers pushed her out of the apartment causing her foot to hit a coffee table. The woman's medical records indicated that she complained her foot was bruised from falling and bumping it into a door. The officers and witness testified that an officer never made physical contact with the woman inside the apartment, and that they did not observe her foot make contact with a coffee table or door. Due to the woman's differing reasons for her bruised foot to medical personnel and the officers' and witness' denial of an officer's physical contact with the woman inside her apartment, the Board "Unfounded" the force allegation.

#### **4. Exonerated**

Two officers observed a man placing a graffiti label on the side of a building in Staten Island. The man denied these actions in his statement to the CCRB. The officers stopped the man with the intention of arresting him for making graffiti. Pursuant to the arrest, the officers searched the man and found a gravity knife and additional graffiti stickers on him. The officers' statements to the CCRB were consistent with each other and corroborated by the gravity knife and graffiti stickers which were vouchered as arrest evidence. Because the officers observed the man committing a crime, they were justified in arresting him and searching him incident to the arrest. Therefore, the Board "Exonerated" the stop and search allegations.

#### **5. Officer Unidentified**

A man was brought to a stationhouse in the Bronx after being arrested for disorderly conduct, later to be released with a desk appearance ticket and three summonses. The man spoke to an officer at the front desk in order to get his property returned to him. The officer allegedly said, "Look, stop being an a—hole...you can leave." The man described the officer, yet the desk officer for the provided date and time denied having that conversation or speaking in that manner, and the officer did not recognize the man when shown his photo. The command log did not list who had released the man from the stationhouse, and no witness officers could be identified. Because the incident occurred over Labor Day weekend, there may have been tour changes that were not captured in the requested NYPD documents. Since the investigation was unable to determine which officer interacted with the man in the alleged manner, the Board closed the case as "Officer Unidentified."

## Dispositions - Full Investigations

Figure 19: Disposition Counts of Full Investigations (January 2016)

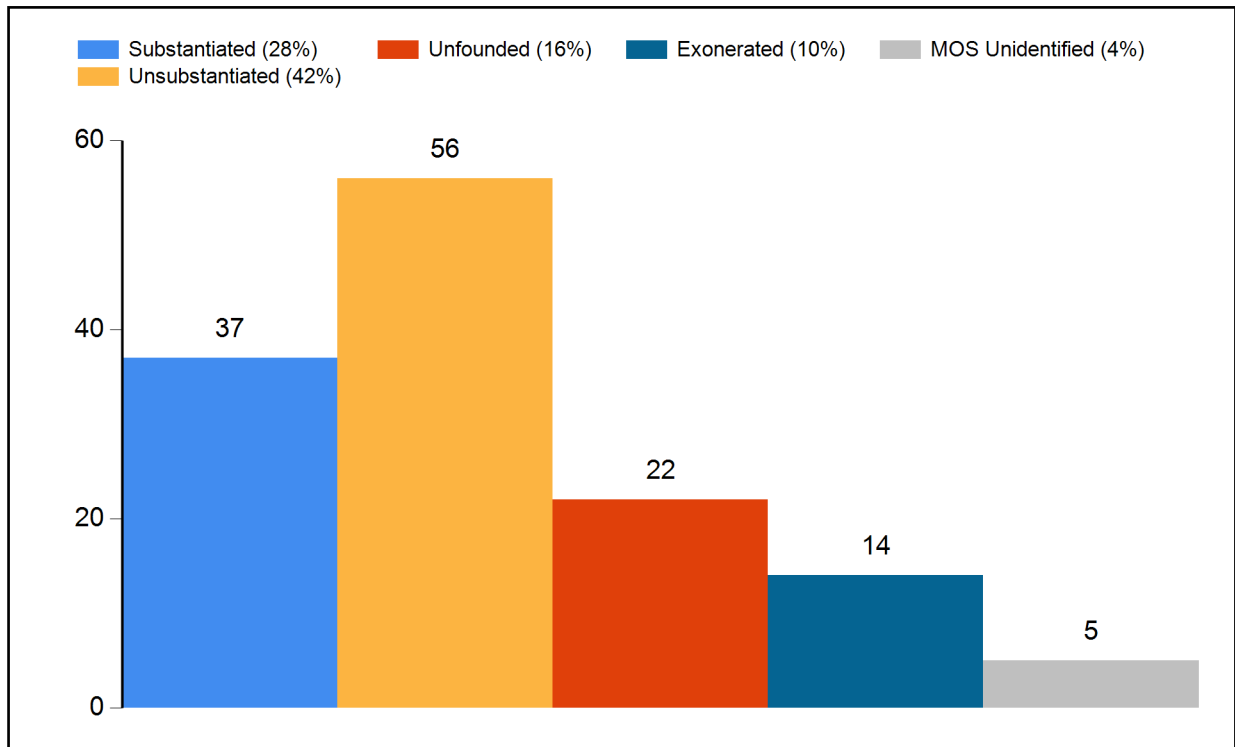
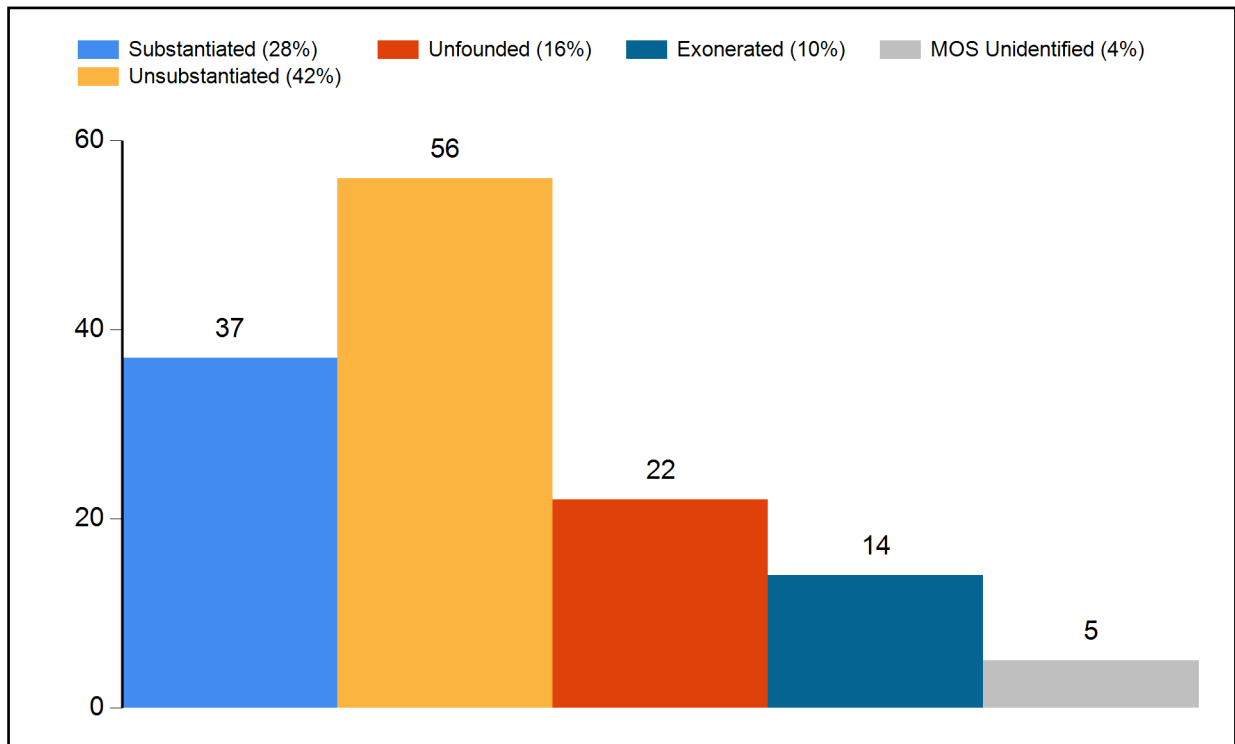


Figure 20: Disposition Counts of Full Investigations (YTD 2016)





## 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 21: Disposition of Cases (2015 vs 2016)**

	Jan 2015		Jan 2016		YTD 2015		YTD 2016	
<b>Full Investigations</b>	Count	%of Total	Count	%of Total	Count	%of Total	Count	%of Total
Substantiated	24	17%	37	28%	24	17%	37	28%
Exonerated	23	17%	14	10%	23	17%	14	10%
Unfounded	8	6%	22	16%	8	6%	22	16%
Unsubstantiated	78	56%	56	42%	78	56%	56	42%
MOS Unidentified	6	4%	5	4%	6	4%	5	4%
<b>Total - Full Investigations</b>	<b>139</b>		<b>134</b>		<b>139</b>		<b>134</b>	
<b>Mediation Closures</b>	Count	%of Total	Count	%of Total	Count	%of Total	Count	%of Total
Mediated	22	100%	21	100%	22	100%	21	100%
Mediation Attempted	0	0%	0	0%	0	0%	0	0%
<b>Total - ADR Closures</b>	<b>22</b>		<b>21</b>		<b>22</b>		<b>21</b>	
<b>Resolved Case Total</b>	<b>161</b>	<b>55%</b>	<b>155</b>	<b>41%</b>	<b>161</b>	<b>55%</b>	<b>155</b>	<b>41%</b>
<b>Truncations / Other Closures</b>	Count	%of Total	Count	%of Total	Count	%of Total	Count	%of Total
Complaint withdrawn	2	1%	40	18%	2	1%	40	18%
Complainant/Victim/Witness uncooperative	88	66%	126	56%	88	66%	126	56%
Complainant/Victim/Witness unavailable	34	25%	47	21%	34	25%	47	21%
Victim unidentified	0	0%	5	2%	0	0%	5	2%
Miscellaneous	0	0%	0	0%	0	0%	0	0%
Administrative closure**	10	7%	6	3%	10	7%	6	3%
<b>Total - Other Case Dispositions</b>	<b>134</b>		<b>224</b>		<b>134</b>		<b>224</b>	
<b>Total - Closed Cases</b>	<b>295</b>		<b>379</b>		<b>295</b>		<b>379</b>	

\*It is important to note that December 2014 to mid-January 2015 was around the time of the officer slowdown which continued to be noticeable into February 2015.

\*\*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 16% for the month of January 2016. The type of allegation the CCRB is most likely to substantiate is Abuse of Authority – substantiating 26% of such allegations during January 2016.

**Figure 22: Disposition of Allegations (2015 vs 2016)**

	Jan 2015		Jan 2016		YTD 2015		YTD 2016	
	Count	%of Total	Count	%of Total	Count	%of Total	Count	%of Total
<b>Fully Investigated Allegations</b>								
Substantiated	49	9%	98	16%	49	9%	98	16%
Unsubstantiated	251	48%	220	37%	251	48%	220	37%
Unfounded	50	9%	77	13%	50	9%	77	13%
Exonerated	120	23%	152	25%	120	23%	152	25%
MOS Unidentified	58	11%	55	9%	58	11%	55	9%
<b>Total - Full Investigations</b>	<b>528</b>		<b>602</b>		<b>528</b>		<b>602</b>	
<b>Mediation Closures</b>	Count	%of Total	Count	%of Total	Count	%of Total	Count	%of Total
Mediated	44	100%	64	100%	44	100%	64	100%
Mediation Attempted	0	0%	0	0%	0	0%	0	0%
<b>Total - ADR Closures</b>	<b>44</b>		<b>64</b>		<b>44</b>		<b>64</b>	
<b>Truncations / Other Closures</b>	Count	%of Total	Count	%of Total	Count	%of Total	Count	%of Total
Complaint withdrawn	2	1%	80	15%	2	1%	80	15%
Complainant/Victim/Witness uncooperative	226	77%	332	60%	226	77%	332	60%
Complainant/Victim/Witness unavailable	47	16%	112	20%	47	16%	112	20%
Victim unidentified	5	2%	17	3%	5	2%	17	3%
Miscellaneous	2	1%	3	1%	2	1%	3	1%
Administrative closure	12	4%	7	1%	12	4%	7	1%
<b>Total - Other Case Dispositions</b>	<b>294</b>		<b>551</b>		<b>294</b>		<b>551</b>	
<b>Total - Closed Allegations</b>	<b>915</b>		<b>1274</b>		<b>915</b>		<b>1274</b>	

**Figure 23: Disposition of Allegations By FADO Category (January 2016)**

	Substantiated	Unsubstantiated	Exonerated	Unfounded	Officers Unidentified	Total
Force	8 4%	55 29%	67 36%	35 19%	23 12%	188 100%
Abuse of Authority	78 26%	97 32%	83 28%	22 7%	20 7%	300 100%
Discourtesy	11 11%	60 61%	2 2%	14 14%	12 12%	99 100%
Offensive Language	1 7%	8 53%	0 0%	6 40%	0 0%	15 100%
Total	98 16%	220 37%	152 25%	77 13%	55 9%	602 100%

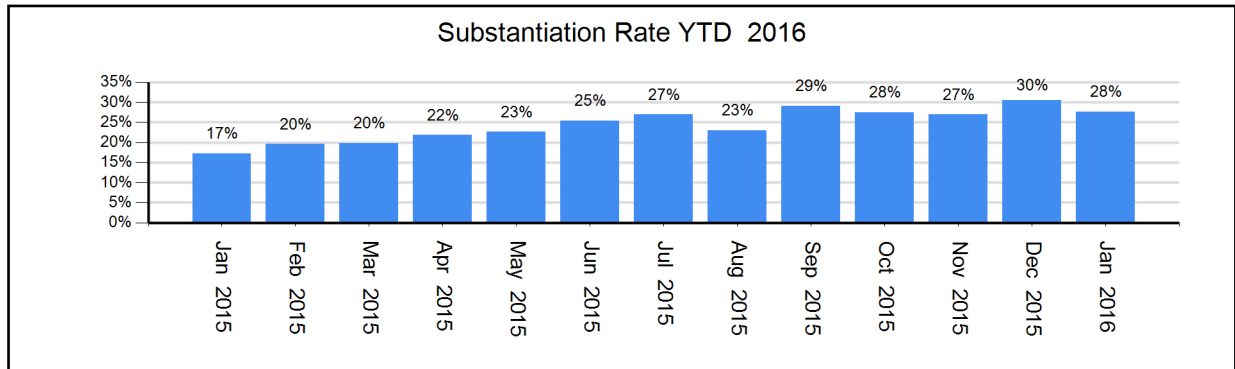
**Figure 24: Disposition of Allegations By FADO Category (YTD 2016)**

	Substantiated	Unsubstantiated	Exonerated	Unfounded	Officers Unidentified	Total
Force	8 4%	55 29%	67 36%	35 19%	23 12%	188 100%
Abuse of Authority	78 26%	97 32%	83 28%	22 7%	20 7%	300 100%
Discourtesy	11 11%	60 61%	2 2%	14 14%	12 12%	99 100%
Offensive Language	1 7%	8 53%	0 0%	6 40%	0 0%	15 100%
Total	98 16%	220 37%	152 25%	77 13%	55 9%	602 100%

## Substantiation Rates

The January 2016 case substantiation rate of 28% marks the tenth straight month that the CCRB has substantiated more than 20% of cases it fully investigates. Prior to 2015, substantiation rates rarely surpassed 20% for even a single month.

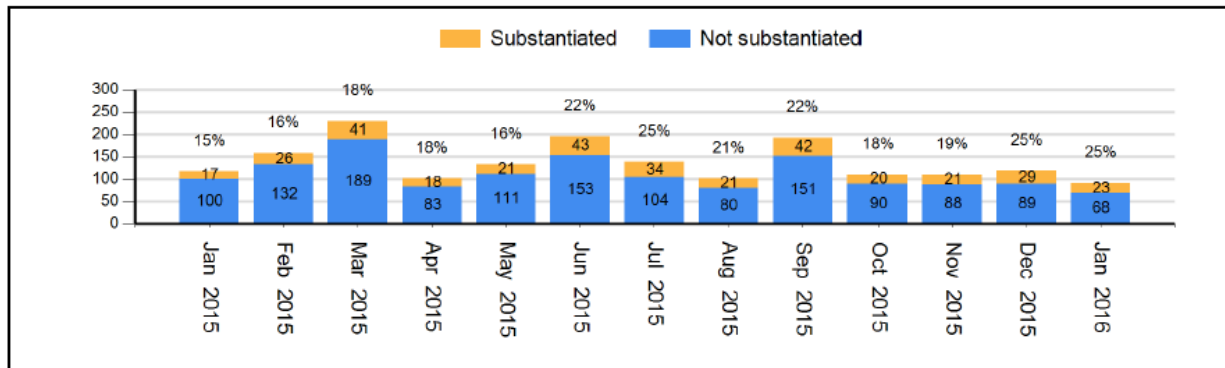
**Figure 25: Percentage of Cases Substantiated (January 2015 - January 2016)**



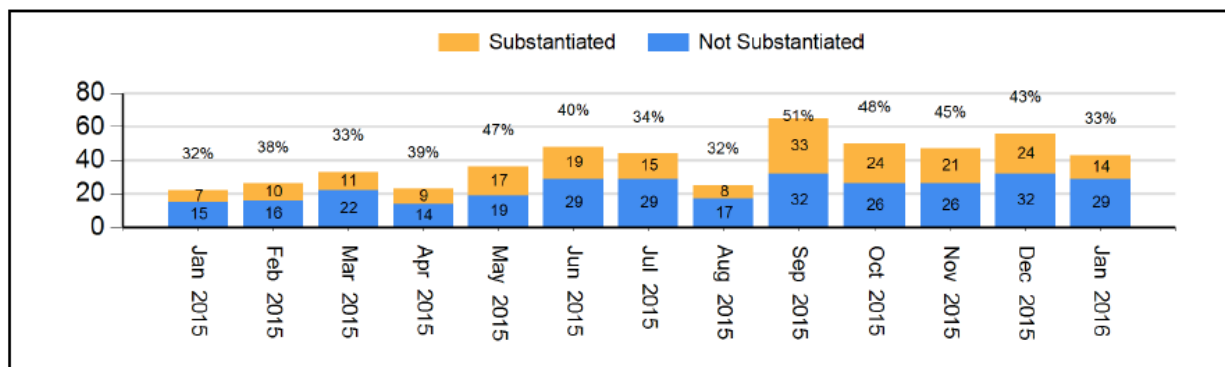
## Substantiation Rates and Video

Investigations relying on video evidence from security cameras or personal devices result in much higher substantiation rates.

**Figure 26: Substantiation Rates for Full Investigations without Video (Jan 2016 - Jan 2016) (% Substantiated shown)**



**Figure 27: Substantiation Rates for Full Investigations with Video (Jan 2016 - Jan 2016) (% Substantiated shown)**



## Board Discipline Recommendations for Substantiated Complaints

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

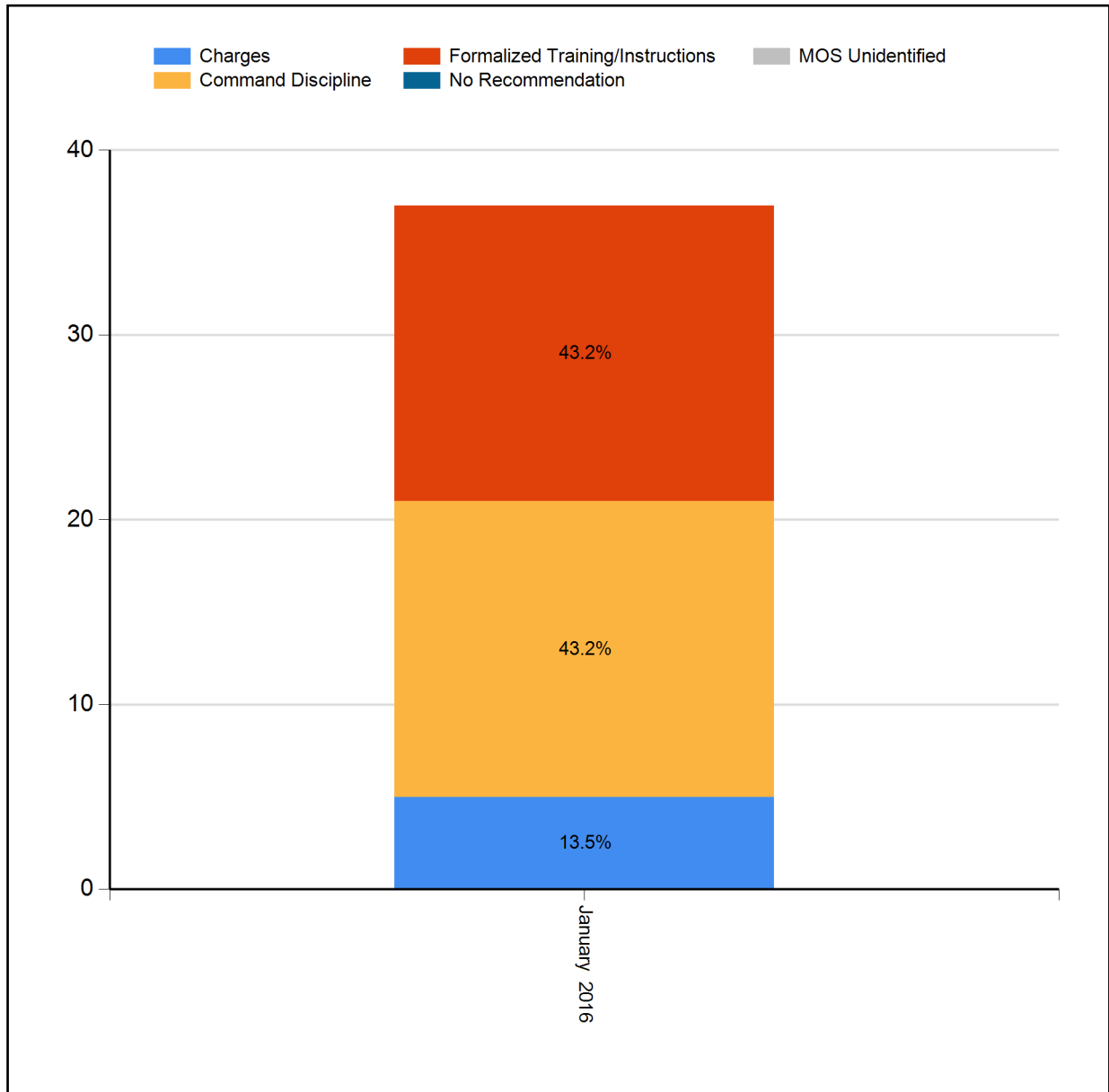
- “Charges and Specifications” are recommended for the most serious allegations of misconduct. Charges launch an administrative trial in the NYPD Trial Room. An officer may lose vacation days, be suspended, or terminated if he is found guilty.
- “Instructions” or “Formalized Training” are the least severe 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, Formalized Training 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 28: Board Discipline Recommendations For Substantiated Complaints\***  
(Jan 2015, Jan 2016, YTD 2015, YTD 2016)

Disposition	January 2015		January 2016		YTD 2015		YTD 2016	
	Count	%of Total	Count	%of Total	Count	%of Total	Count	%of Total
Charges	9	38%	5	14%	9	38%	5	14%
Command Discipline	6	25%	16	43%	6	25%	16	43%
Formalized Training	5	21%	16	43%	5	21%	16	43%
Instructions	4	17%	0	0%	4	17%	0	0%
MOS Unidentified	0	0%	0	0%	0	0%	0	0%
<b>Total</b>	<b>24</b>		<b>37</b>		<b>24</b>		<b>37</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) Formalized Training and 4) Instructions.

**Figure 29: Board Discipline Recommendations For Substantiated Complaints\* (2016)**



\* 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) Formalized Training, and 4) Instructions.

## 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 30: Board Discipline Recommendations For Substantiated Allegations  
(Jan 2015, Jan 2016, YTD 2015, YTD 2016)\***

Disposition	January 2015		January 2016		YTD 2015		YTD 2016	
	Count	%of Total	Count	%of Total	Count	%of Total	Count	%of Total
Charges	15	45.5%	11	18.3%	15	45.5%	11	18.3%
Command Discipline	7	21.2%	24	40%	7	21.2%	24	40%
Formalized Training	7	21.2%	25	41.7%	7	21.2%	25	41.7%
Instructions	4	12.1%	0	0%	4	12.1%	0	0%
MOS Unidentified	0	0%	0	0%	0	0%	0	0%
Total	33		60		33		60	

\* The counts in this table reflect the number of distinct MOS.

**Figure 31: Substantiated Allegations By Borough and NYPD Precinct (January 2016)**  
**(The figures in this table reflect all allegations for each MOS)**

<b>Board Disposition</b>	<b>FADO Category</b>	<b>Allegation</b>	<b>Precinct of Occurrence</b>	<b>Borough of Occurrence</b>
Substantiated (Command Discipline B)	Abuse of Authority	Premises entered and/or searched		Outside NYC
Substantiated (Formalized Training)	Abuse of Authority	Other	1	Manhattan
Substantiated (Formalized Training)	Abuse of Authority	Other	1	Manhattan
Substantiated (Formalized Training)	Abuse of Authority	Other	1	Manhattan
Substantiated (Formalized Training)	Abuse of Authority	Other	1	Manhattan
Substantiated (Formalized Training)	Force	Physical force	1	Manhattan
Substantiated (Formalized Training)	Offensive Language	Physical disability	17	Manhattan
Substantiated (Charges)	Force	Physical force	19	Manhattan
Substantiated (Command Discipline B)	Abuse of Authority	Other	25	Manhattan
Substantiated (Command Discipline B)	Abuse of Authority	Frisk	25	Manhattan
Substantiated (Command Discipline B)	Abuse of Authority	Search (of person)	25	Manhattan
Substantiated (Command Discipline B)	Abuse of Authority	Search (of person)	25	Manhattan
Substantiated (Command Discipline B)	Abuse of Authority	Search (of person)	25	Manhattan
Substantiated (Command Discipline B)	Abuse of Authority	Stop	25	Manhattan
Substantiated (Command Discipline B)	Abuse of Authority	Stop	25	Manhattan
Substantiated (Charges)	Abuse of Authority	Threat of arrest	30	Manhattan
Substantiated (Charges)	Abuse of Authority	Threat of arrest	30	Manhattan
Substantiated (Charges)	Abuse of Authority	Search (of person)	30	Manhattan
Substantiated (Charges)	Abuse of Authority	Search (of person)	30	Manhattan
Substantiated (Charges)	Abuse of Authority	Search (of person)	30	Manhattan
Substantiated (Charges)	Abuse of Authority	Stop	30	Manhattan
Substantiated (Charges)	Abuse of Authority	Stop	30	Manhattan
Substantiated (Charges)	Abuse of Authority	Stop	30	Manhattan
Substantiated (Charges)	Force	Handcuffs too tight	30	Manhattan
Substantiated (Formalized Training)	Abuse of Authority	Frisk	32	Manhattan
Substantiated (Formalized Training)	Abuse of Authority	Search (of person)	32	Manhattan
Substantiated (Formalized Training)	Abuse of Authority	Stop	32	Manhattan
Substantiated (Formalized Training)	Abuse of Authority	Stop	32	Manhattan
Substantiated (Formalized Training)	Discourtesy	Action	33	Manhattan
Substantiated (Charges)	Abuse of Authority	Refusal to process civilian complaint	40	Bronx
Substantiated (Charges)	Abuse of Authority	Refusal to obtain medical treatment	40	Bronx
Substantiated (Formalized Training)	Abuse of Authority	Failure to show search warrant	40	Bronx
Substantiated (Charges)	Force	Chokehold	40	Bronx
Substantiated (Charges)	Force	Other	40	Bronx
Substantiated (Command Discipline B)	Abuse of Authority	Retaliatory arrest	42	Bronx
Substantiated (Command Discipline B)	Abuse of Authority	Retaliatory arrest	42	Bronx
Substantiated (Command Discipline B)	Abuse of Authority	Strip-searched	46	Bronx
Substantiated (Command Discipline A)	Abuse of Authority	Property damaged	46	Bronx
Substantiated (Formalized Training)	Abuse of Authority	Retaliatory summons	46	Bronx
Substantiated (Formalized Training)	Abuse of Authority	Frisk	46	Bronx
Substantiated (Formalized Training)	Abuse of Authority	Search (of person)	46	Bronx
Substantiated (Formalized Training)	Abuse of Authority	Stop	46	Bronx



<b>Board Disposition</b>	<b>FADO Category</b>	<b>Allegation</b>	<b>Precinct of Occurrence</b>	<b>Borough of Occurrence</b>
Substantiated (Formalized Training)	Discourtesy	Word	46	Bronx
Substantiated (Command Discipline A)	Force	Physical force	46	Bronx
Substantiated (Charges)	Abuse of Authority	Premises entered and/or searched	48	Bronx
Substantiated (Charges)	Abuse of Authority	Premises entered and/or searched	48	Bronx
Substantiated (Charges)	Abuse of Authority	Property damaged	48	Bronx
Substantiated (Charges)	Abuse of Authority	Threat of force (verbal or physical)	49	Bronx
Substantiated (Charges)	Discourtesy	Word	49	Bronx
Substantiated (Charges)	Force	Hit against inanimate object	49	Bronx
Substantiated (Charges)	Force	Physical force	49	Bronx
Substantiated (Formalized Training)	Abuse of Authority	Stop	60	Brooklyn
Substantiated (Formalized Training)	Abuse of Authority	Retaliatory summons	61	Brooklyn
Substantiated (Formalized Training)	Abuse of Authority	Question	61	Brooklyn
Substantiated (Formalized Training)	Abuse of Authority	Question	61	Brooklyn
Substantiated (Formalized Training)	Abuse of Authority	Question	61	Brooklyn
Substantiated (Formalized Training)	Abuse of Authority	Question	61	Brooklyn
Substantiated (Command Discipline B)	Abuse of Authority	Premises entered and/or searched	67	Brooklyn
Substantiated (Command Discipline B)	Abuse of Authority	Other	67	Brooklyn
Substantiated (Command Discipline)	Abuse of Authority	Premises entered and/or searched	77	Brooklyn
Substantiated (Command Discipline)	Abuse of Authority	Retaliatory summons	77	Brooklyn
Substantiated (Command Discipline)	Abuse of Authority	Frisk	77	Brooklyn
Substantiated (Command Discipline A)	Abuse of Authority	Frisk	77	Brooklyn
Substantiated (Command Discipline A)	Abuse of Authority	Stop	77	Brooklyn
Substantiated (Command Discipline A)	Abuse of Authority	Stop	77	Brooklyn
Substantiated (Command Discipline)	Abuse of Authority	Stop	77	Brooklyn
Substantiated (Command Discipline B)	Abuse of Authority	Premises entered and/or searched	79	Brooklyn
Substantiated (Command Discipline B)	Abuse of Authority	Refusal to obtain medical treatment	79	Brooklyn
Substantiated (Command Discipline B)	Abuse of Authority	Refusal to obtain medical treatment	79	Brooklyn
Substantiated (Formalized Training)	Abuse of Authority	Question	79	Brooklyn
Substantiated (Formalized Training)	Abuse of Authority	Vehicle search	81	Brooklyn
Substantiated (Formalized Training)	Discourtesy	Word	84	Brooklyn
Substantiated (Formalized Training)	Abuse of Authority	Vehicle search	90	Brooklyn
Substantiated (Formalized Training)	Abuse of Authority	Frisk	90	Brooklyn
Substantiated (Formalized Training)	Abuse of Authority	Search (of person)	90	Brooklyn
Substantiated (Formalized Training)	Discourtesy	Word	90	Brooklyn
Substantiated (Formalized Training)	Discourtesy	Word	90	Brooklyn
Substantiated (Formalized Training)	Abuse of Authority	Vehicle search	100	Queens
Substantiated (Command Discipline B)	Abuse of Authority	Vehicle search	100	Queens
Substantiated (Formalized Training)	Abuse of Authority	Retaliatory summons	101	Queens
Substantiated (Formalized Training)	Discourtesy	Word	101	Queens
Substantiated (Formalized Training)	Discourtesy	Word	101	Queens
Substantiated (Command Discipline A)	Abuse of Authority	Other	103	Queens
Substantiated (Command Discipline A)	Abuse of Authority	Frisk	103	Queens
Substantiated (Command Discipline A)	Abuse of Authority	Search (of person)	103	Queens

<b>Board Disposition</b>	<b>FADO Category</b>	<b>Allegation</b>	<b>Precinct of Occurrence</b>	<b>Borough of Occurrence</b>
Substantiated (Command Discipline A)	Abuse of Authority	Stop	103	Queens
Substantiated (Command Discipline A)	Abuse of Authority	Stop	103	Queens
Substantiated (Command Discipline A)	Abuse of Authority	Stop	103	Queens
Substantiated (Command Discipline A)	Abuse of Authority	Stop	103	Queens
Substantiated (Formalized Training)	Discourtesy	Word	103	Queens
Substantiated (Formalized Training)	Discourtesy	Word	103	Queens
Substantiated (Command Discipline A)	Abuse of Authority	Search (of person)	106	Queens
Substantiated (Command Discipline A)	Abuse of Authority	Stop	106	Queens
Substantiated (Command Discipline A)	Abuse of Authority	Stop	106	Queens
Substantiated (Command Discipline A)	Discourtesy	Word	107	Queens
Substantiated (Command Discipline A)	Abuse of Authority	Premises entered and/or searched	113	Queens
Substantiated (Formalized Training)	Abuse of Authority	Frisk	113	Queens
Substantiated (Command Discipline A)	Abuse of Authority	Frisk	113	Queens

## 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 32: Truncated Allegations (January 2016)**

	<b>Withdrawn</b>	<b>Uncooperative</b>	<b>Unavailable</b>	<b>Civilian Unidentified</b>	<b>Total</b>
Force	17	111	46	2	176
Abuse of Authority	43	156	49	13	261
Discourtesy	13	54	13	1	81
Offensive Language	7	11	4	1	23
<b>Total</b>	80	332	112	17	541

**Figure 33: Truncated CCRB Complaints (January 2016)**

	<b>Withdrawn</b>	<b>Uncooperative</b>	<b>Unavailable</b>	<b>Civilian Unidentified</b>	<b>Total</b>
<b>Total</b>	40	126	47	5	218

**Figure 34: Truncated Allegations (YTD 2016)**

	<b>Withdrawn</b>	<b>Uncooperative</b>	<b>Unavailable</b>	<b>Civilian Unidentified</b>	<b>Total</b>
Force	17	111	46	2	176
Abuse of Authority	43	156	49	13	261
Discourtesy	13	54	13	1	81
Offensive Language	7	11	4	1	23
<b>Total</b>	80	332	112	17	541

**Figure 35: Truncated CCRB Complaints (YTD 2016)**

	<b>Withdrawn</b>	<b>Uncooperative</b>	<b>Unavailable</b>	<b>Civilian Unidentified</b>	<b>Total</b>
<b>Total</b>	40	126	47	5	218

# 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 parties. “Mediation Attempted” refers to truncations that take place during the mediation stage. The chart below indicates the number of mediations and mediation attempted closed in January and this year.

**Figure 36: Mediated Complaints**

	January 2016			YTD 2016		
	Mediated	Mediation Attempted	Total	Mediated	Mediation Attempted	Total
Mediated Complaints	21	0	21	21	0	21

**Figure 37: Mediated FADO Allegations**

	January 2016			YTD 2016		
	Mediated	Mediation Attempted	Total	Mediated	Mediation Attempted	Total
Force	3	0	3	3	0	3
Abuse of Authority	46	0	46	46	0	46
Discourtesy	11	0	11	11	0	11
Offensive Language	4	0	4	4	0	4
Total	64	0	64	64	0	64

**Figure 38: Mediated Complaints By Borough (January 2016)**

	Mediations
Bronx	4
Brooklyn	8
Manhattan	8
Queens	1
Staten Island	0

**Figure 39: Mediated Allegations By Borough (January 2016)**

	Mediations
Bronx	20
Brooklyn	22
Manhattan	19
Queens	3
Staten Island	0

**Figure 40: Mediated Complaints By Precinct  
(Jan 2016 - YTD 2016)**

Precinct	Jan 2016	YTD 2016	Precinct	Jan 2016	YTD 2016
5	1	1	46	1	1
6	1	1	49	1	1
10	2	2	60	1	1
17	1	1	69	1	1
23	1	1	71	1	1
25	1	1	73	2	2
33	1	1	75	1	1
40	1	1	79	1	1
41	1	1	90	1	1
			109	1	1

**Figure 41: Mediated Allegations By Precinct  
(Jan 2016 - YTD 2016)**

Precinct	Jan 2016	YTD 2016	Precinct	Jan 2016	YTD 2016
5	1	1	46	3	3
6	3	3	49	2	2
10	4	4	60	1	1
17	1	1	69	1	1
23	1	1	71	2	2
25	6	6	73	9	9
33	3	3	75	5	5
40	2	2	79	1	1
41	13	13	90	3	3
			109	3	3

# 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 42: Administrative Prosecution Unit Case Closures**

Disposition Category	Prosecution Disposition	Jan 2016	YTD 2016
Disciplinary Action	Not guilty after trial but Discipline Imposed	0	0
	Guilty after trial	5	5
	Trial verdict dismissed by PC, Comm. Disc. A imposed	0	0
	Trial verdict dismissed by PC, Comm. Disc. B imposed	0	0
	Trial verdict dismissed by PC, Formalized Training imposed	0	0
	Trial verdict dismissed by PC, Instructions imposed	0	0
	Trial verdict reversed by PC, Final verdict Guilty	0	0
	Resolved by plea	1	1
	Plea set aside, Comm. Disc. B	0	0
	Plea set aside, Comm. Disc. A	0	0
	Plea set aside, Formalized Training	0	0
	Plea set aside, Instructions	0	0
	*Retained, with discipline	0	0
	<b>Disciplinary Action Total</b>		<b>6</b>
No Disciplinary Action	Not guilty after trial	2	2
	Trial verdict reversed by PC, Final verdict Not Guilty	0	0
	Plea set aside, Without discipline	0	0
	**Retained, without discipline	0	0
	Dismissed by APU	0	0
	SOL Expired in APU	0	0
	<b>No Disciplinary Action Total</b>		<b>2</b>
Not Adjudicated	Charges not filed	0	0
	Deceased	0	0
	Other	0	0
	***Previously adjudicated, with discipline	0	0
	***Previously adjudicated, without discipline	0	0
	†Reconsidered by CCRB Board	2	2
	Retired	0	0
	SOL Expired prior to APU	0	0
	<b>Not Adjudicated Total</b>		<b>2</b>
<b>Total Closures</b>		<b>10</b>	<b>10</b>

\*Retained cases are those where the Department kept jurisdiction pursuant to Section 2 of the April 2, 2012 Memorandum of Understanding between the NYPD and the CCRB.

\*\* When the Department keeps jurisdiction pursuant to Section 2 and does not impose any discipline on the officer, it is the equivalent of a category referred to as DUP.

\*\*\* In some case, the Department conducts their own investigation and prosecution prior to the completion of the CCRB's investigation. In those cases, the APU does not conduct a second prosecution.

† Under the Board's reconsideration process, an officer who has charges recommended as the penalty for a substantiated allegation may have the recommended penalty changed to something other than charges or have the allegation disposition changed to something other than substantiated. In those cases, the APU ceases its prosecution.

# NYPD Discipline

Under the New York City Charter, the Police Commissioner makes the final decision regarding 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, Formalized Training or Instructions.

**Figure 43: NYPD Discipline Imposed for Adjudicated APU Cases**

<b>Discipline*</b>	January 2016	YTD 2016
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	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	4	4
Command Discipline B	0	0
Command Discipline A	0	0
Formalized Training**	0	0
Instructions***	0	0
Warned & admonished/Reprimanded	2	2
<b>Disciplinary Action† Total</b>	<b>6</b>	<b>6</b>
No Disciplinary Action†	2	2
<b>Adjudicated Total</b>	<b>8</b>	<b>8</b>
<b>Discipline Rate</b>	<b>75%</b>	<b>75%</b>
Not Adjudicated† Total	2	2
<b>Total Closures</b>	<b>10</b>	<b>10</b>

\*Where more than one penalty is imposed on a respondent, 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.

† The case closure types that define the "Disciplinary Action", "No Disciplinary Action" and "Not Adjudicated" categories are listed in Figure 42 on the previous page.

**Figure 44: NYPD Discipline Imposed for Non-APU Cases**

<b>Disposition</b>	<b>Disposition Type*</b>	<b>January 2016</b>	<b>YTD 2016</b>
Disciplinary Action	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	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	1	1
	Command Discipline A	16	16
	Formalized Training**	26	26
	Instructions***	8	8
	Warned & admonished/Reprimanded	0	0
	<b>Total</b>	<b>51</b>	<b>51</b>
No Disciplinary Action	Filed ††	0	0
	SOL Expired	2	2
	Department Unable to Prosecute†††	3	3
	<b>Total</b>	<b>5</b>	<b>5</b>
	<b>Discipline Rate</b>	<b>91%</b>	<b>91%</b>
	<b>DUP Rate</b>	<b>5%</b>	<b>5%</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.

†† "Filed" is a term used when the police department is not required to take action against the subject officer because the officer has resigned or retired from the department, or has been terminated.

††† When the department decides that it will not discipline an officer against whom the Board recommended discipline other than charges, those cases are referred to as "Department Unable to Prosecute," or DUP.



**Figure 45: NYPD Discipline Imposed for Allegations - Non-APU Cases (January 2016)**

Board Disposition	FADO Type	Allegation	Precinct	Borough	NYPD Discipline
Substantiated (Command Discipline B)	F	Physical force	6	Manhattan	Command Discipline A
Substantiated (Instructions)	A	Refusal to provide name/shield number	9	Manhattan	Instructions
Substantiated (Formalized Training)	D	Word	9	Manhattan	Instructions
Substantiated (Formalized Training)	A	Frisk	9	Manhattan	Formalized Training
Substantiated (Command Discipline B)	A	Threat of summons	18	Manhattan	Command Discipline A
Substantiated (Command Discipline B)	A	Threat of arrest	18	Manhattan	Command Discipline A
Substantiated (Command Discipline B)	D	Word	18	Manhattan	Command Discipline A
Substantiated (Command Discipline B)	D	Action	18	Manhattan	Command Discipline A
Substantiated (Command Discipline A)	F	Physical force	25	Manhattan	No Penalty
Substantiated (Command Discipline A)	A	Other	25	Manhattan	No Penalty
Substantiated (Formalized Training)	A	Search (of person)	25	Manhattan	Formalized Training
Substantiated (Formalized Training)	A	Search (of person)	25	Manhattan	Formalized Training
Substantiated (Formalized Training)	A	Search (of person)	25	Manhattan	Formalized Training
Substantiated (Formalized Training)	A	Search (of person)	25	Manhattan	Formalized Training
Substantiated (Formalized Training)	A	Stop	25	Manhattan	Formalized Training
Substantiated (Formalized Training)	A	Stop	25	Manhattan	Formalized Training
Substantiated (Formalized Training)	A	Stop	25	Manhattan	Formalized Training
Substantiated (Formalized Training)	A	Stop	25	Manhattan	Formalized Training
Substantiated (Command Discipline A)	A	Frisk	28	Manhattan	Command Discipline A
Substantiated (Command Discipline A)	A	Frisk	28	Manhattan	Command Discipline A
Substantiated (Command Discipline A)	A	Search (of person)	28	Manhattan	Command Discipline A
Substantiated (Command Discipline B)	A	Retaliatory arrest	42	Bronx	No Penalty
Substantiated (Command Discipline A)	A	Retaliatory arrest	42	Bronx	No Penalty
Substantiated (Command Discipline B)	D	Word	43	Bronx	Retire
Substantiated (Instructions)	A	Other	44	Bronx	Formalized Training
Substantiated (Formalized Training)	A	Frisk	44	Bronx	Formalized Training
Substantiated (Formalized Training)	A	Other	45	Bronx	Formalized Training
Substantiated (Formalized Training)	A	Vehicle search	46	Bronx	Formalized Training
Substantiated (Formalized Training)	A	Premises entered and/or searched	47	Bronx	Formalized Training
Substantiated (Formalized Training)	A	Premises entered and/or searched	47	Bronx	Formalized Training
Substantiated (Formalized Training)	A	Premises entered and/or searched	47	Bronx	Formalized Training
Substantiated (Formalized Training)	A	Premises entered and/or searched	47	Bronx	Formalized Training

<b>Board Disposition</b>	<b>FADO Type</b>	<b>Allegation</b>	<b>Precinct</b>	<b>Borough</b>	<b>NYPD Discipline</b>
Substantiated (Formalized Training)	A	Premises entered and/or searched	47	Bronx	Formalized Training
Substantiated (Formalized Training)	A	Property damaged	47	Bronx	Formalized Training
Substantiated (Formalized Training)	D	Word	47	Bronx	Instructions
Substantiated (Command Discipline A)	A	Frisk	47	Bronx	Formalized Training
Substantiated (Command Discipline A)	A	Search (of person)	47	Bronx	Formalized Training
Substantiated (Formalized Training)	D	Word	48	Bronx	Instructions
Substantiated (Command Discipline A)	A	Premises entered and/or searched	49	Bronx	Command Discipline A
Substantiated (Command Discipline A)	A	Premises entered and/or searched	49	Bronx	Command Discipline A
Substantiated (Command Discipline B)	A	Property damaged	60	Brooklyn	Command Discipline B
Substantiated (Command Discipline B)	D	Word	60	Brooklyn	Command Discipline B
Substantiated (Formalized Training)	A	Search (of person)	60	Brooklyn	Formalized Training
Substantiated (Command Discipline B)	F	Physical force	67	Brooklyn	No Penalty
Substantiated (Command Discipline B)	F	Physical force	67	Brooklyn	No Penalty
Substantiated (Command Discipline B)	A	Threat of force (verbal or physical)	67	Brooklyn	Command Discipline A
Substantiated (Formalized Training)	A	Vehicle search	70	Brooklyn	Formalized Training
Substantiated (Formalized Training)	A	Frisk	71	Brooklyn	Formalized Training
Substantiated (Command Discipline B)	F	Physical force	73	Brooklyn	Command Discipline A
Substantiated (Formalized Training)	A	Premises entered and/or searched	75	Brooklyn	Formalized Training
Substantiated (Command Discipline A)	A	Threat of arrest	75	Brooklyn	Command Discipline A
Substantiated (Command Discipline A)	D	Word	75	Brooklyn	Command Discipline A
Substantiated (Command Discipline A)	F	Hit against inanimate object	77	Brooklyn	Command Discipline A
Substantiated (Command Discipline A)	D	Word	77	Brooklyn	Command Discipline A
Substantiated (Command Discipline A)	A	Refusal to obtain medical treatment	79	Brooklyn	Command Discipline A
Substantiated (Formalized Training)	D	Action	81	Brooklyn	Instructions
Substantiated (Formalized Training)	A	Other	83	Brooklyn	Formalized Training
Substantiated (Formalized Training)	A	Frisk	83	Brooklyn	Formalized Training
Substantiated (Formalized Training)	D	Word	101	Queens	Instructions
Substantiated (Formalized Training)	A	Search (of person)	101	Queens	Instructions
Substantiated (Formalized Training)	A	Retaliatory summons	102	Queens	Formalized Training
Substantiated (Formalized Training)	D	Word	102	Queens	Formalized Training
Substantiated (Command Discipline A)	A	Vehicle search	103	Queens	Command Discipline A
Substantiated (Command Discipline A)	A	Vehicle search	103	Queens	Command Discipline A

<b>Board Disposition</b>	<b>FADO Type</b>	<b>Allegation</b>	<b>Precinct</b>	<b>Borough</b>	<b>NYPD Discipline</b>
Substantiated (Command Discipline A)	A	Frisk	103	Queens	Command Discipline A
Substantiated (Command Discipline A)	A	Stop	103	Queens	Command Discipline A
Substantiated (Command Discipline A)	A	Stop	103	Queens	Command Discipline A
Substantiated (Command Discipline)	A	Vehicle stop	105	Queens	Command Discipline A
Substantiated (Command Discipline)	A	Vehicle search	105	Queens	Command Discipline A
Substantiated (Command Discipline)	A	Frisk	105	Queens	Command Discipline A
Substantiated (Command Discipline)	A	Search (of person)	105	Queens	Command Discipline A
Substantiated (Formalized Training)	D	Word	107	Queens	Instructions
Substantiated (Formalized Training)	A	Frisk	108	Queens	Formalized Training
Substantiated (Charges)	D	Word	110	Queens	No Penalty
Substantiated (Instructions)	D	Word	111	Queens	Instructions
Substantiated (Instructions)	D	Word	111	Queens	Instructions
Substantiated (Command Discipline A)	F	Hit against inanimate object	113	Queens	Command Discipline A
Substantiated (Formalized Training)	A	Vehicle search	121	Staten Island	Formalized Training
Substantiated (Formalized Training)	A	Vehicle search	121	Staten Island	Formalized Training
Substantiated (Formalized Training)	A	Search (of person)	121	Staten Island	Formalized Training
Substantiated (Formalized Training)	A	Stop	121	Staten Island	Formalized Training

**Figure 46: NYPD Discipline Imposed for Allegations - APU Cases (January 2016)**

<b>Board Disposition</b>	<b>FADO Type</b>	<b>Allegation</b>	<b>Precinct</b>	<b>Borough</b>	<b>NYPD Discipline</b>
Substantiated (Charges)	A	Vehicle search	13	Manhattan	Reprimand
Substantiated (Charges)	A	Threat of arrest	40	Bronx	Forfeit vacation 6 day(s)
Substantiated (Charges)	A	Seizure of property	40	Bronx	Forfeit vacation 6 day(s)
Substantiated (Charges)	A	Stop	40	Bronx	Forfeit vacation 6 day(s)
Substantiated (Charges)	F	Physical force	63	Brooklyn	Forfeit vacation 3 day(s)
Substantiated (Charges)	A	Vehicle search	72	Brooklyn	Forfeit vacation 5 day(s)
Substantiated (Charges)	A	Vehicle search	72	Brooklyn	Forfeit vacation 5 day(s)
Substantiated (Charges)	E	Ethnicity	72	Brooklyn	Forfeit vacation 5 day(s)
Substantiated (Charges)	A	Frisk	73	Brooklyn	No Penalty
Substantiated (Charges)	A	Stop	73	Brooklyn	No Penalty
Substantiated (Charges)	A	Premises entered and/or searched	107	Queens	Reprimand
Substantiated (Charges)	A	Premises entered and/or searched	107	Queens	Reprimand

## 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 at [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 46: CCRB Open Docket - Age of CCRB Cases Based On Incident Date**

	January 2016		December 2015		Change	% Change
	Count	% of Total	Count	% of Total		
Cases 0-4 Months	868	87.9%	905	89.7%	-37	-4.1%
Cases 5-7 Months	82	8.3%	66	6.5%	16	24.2%
Cases 8 Months	7	0.7%	4	0.4%	3	75.0%
Cases 9 Months	3	0.3%	3	0.3%	0	0.0%
Cases 10 Months	1	0.1%	5	0.5%	-4	-80.0%
Cases 11 Months	3	0.3%	1	0.1%	2	200.0%
Cases 12 Months	2	0.2%	3	0.3%	-1	-33.3%
Cases 13 Months	1	0.1%	3	0.3%	-2	-66.7%
Cases 14 Months	0	0.0%	2	0.2%	-2	NA
Cases 15 Months	2	0.2%	0	0.0%	2	NA
Cases 16 Months	1	0.1%	1	0.1%	0	0.0%
Cases 17 Months	0	0.0%	2	0.2%	-2	NA
Cases 18 Months	1	0.1%	0	0.0%	1	NA
Cases Over 18 Months	17	1.7%	14	1.4%	3	21.4%
NA	0	0.0%	0	0.0%	0	NA
<b>Total</b>	<b>988</b>	<b>100.0%</b>	<b>1009</b>	<b>100.0%</b>	<b>-21</b>	<b>-2.1%</b>

**Figure 47: CCRB Open Docket - Age of CCRB Cases Based On CCRB Received Date**

	January 2016		December 2015		Change	% Change
	Count	% of Total	Count	% of Total		
Cases 0-4 Months	924	93.5%	955	94.6%	-31	-3.2%
Cases 5-7 Months	55	5.6%	43	4.3%	12	27.9%
Cases 8 Months	3	0.3%	4	0.4%	-1	-25.0%
Cases 9 Months	2	0.2%	1	0.1%	1	100.0%
Cases 10 Months	0	0.0%	0	0.0%	0	NA
Cases 11 Months	0	0.0%	0	0.0%	0	NA
Cases 12 Months	0	0.0%	1	0.1%	-1	NA
Cases 13 Months	0	0.0%	1	0.1%	-1	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	4	0.4%	4	0.4%	0	0.0%
NA	0	0.0%	0	0.0%	0	NA
<b>Total</b>	<b>988</b>	<b>100.0%</b>	<b>1009</b>	<b>100.0%</b>	<b>-21</b>	<b>-2.1%</b>

**Figure 48: CCRB Investigations Docket - Age of CCRB Cases Based On Incident Date**

	January 2016		December 2015		Change	% Change
	Count	% of Total	Count	% of Total		
Cases 0-4 Months	495	91.0%	494	92.0%	1	0.2%
Cases 5-7 Months	29	5.3%	22	4.1%	7	31.8%
Cases 8 Months	3	0.6%	1	0.2%	2	200.0%
Cases 9 Months	1	0.2%	1	0.2%	0	0.0%
Cases 10 Months	1	0.2%	4	0.7%	-3	-75.0%
Cases 11 Months	2	0.4%	1	0.2%	1	100.0%
Cases 12 Months	1	0.2%	3	0.6%	-2	-66.7%
Cases 13 Months	0	0.0%	0	0.0%	0	NA
Cases 14 Months	0	0.0%	1	0.2%	-1	NA
Cases 15 Months	2	0.4%	0	0.0%	2	NA
Cases 16 Months	0	0.0%	0	0.0%	0	NA
Cases 17 Months	0	0.0%	2	0.4%	-2	NA
Cases 18 Months	0	0.0%	0	0.0%	0	NA
Cases Over 18 Months	10	1.8%	8	1.5%	2	25.0%
NA	0	0.0%	0	0.0%	0	NA
<b>Total</b>	<b>544</b>	<b>100.0%</b>	<b>537</b>	<b>100.0%</b>	<b>7</b>	<b>1.3%</b>

**Figure 49: CCRB DA Hold Docket - Age of CCRB Cases Based On Incident Date**

	January 2016	
	Count	% of Total
Cases 0-4 Months	3	17.6%
Cases 5-7 Months	4	23.5%
Cases 8 Months	0	0.0%
Cases 9 Months	1	5.9%
Cases 10 Months	1	5.9%
Cases 11 Months	1	5.9%
Cases 12 Months	0	0.0%
Cases 13 Months	1	5.9%
Cases 14 Months	1	5.9%
Cases 15 Months	0	0.0%
Cases 16 Months	1	5.9%
Cases 17 Months	0	0.0%
Cases 18 Months	2	11.8%
Cases Over 18 Months	2	11.8%
NA	0	0.0%
<b>Total</b>	<b>17</b>	<b>100.0%</b>



**Figure 50: Disposition of Force Allegations (YTD 2016)**

Force Allegation	Substantiated		Exonerated		Unsubstantiated		Unfounded		Officer Unidentified		Miscellaneous	
	Count	%	Count	%	Count	%	Count	%	Count	%	Count	%
Gun Pointed	0	0%	9	81.8%	1	9.1%	1	9.1%	0	0%	0	0%
Gun fired	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%
Nightstick as club (incl asp & baton)	0	0%	8	66.7%	0	0%	4	33.3%	0	0%	0	0%
Gun as club	0	0%	0	0%	0	0%	1	100%	0	0%	0	0%
Radio as club	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%
Flashlight as club	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%
Police shield	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%
Vehicle	0	0%	0	0%	1	50%	1	50%	0	0%	0	0%
Other blunt instrument as a club	0	0%	0	0%	0	0%	1	100%	0	0%	0	0%
Hit against inanimate object	1	50%	1	50%	0	0%	0	0%	0	0%	0	0%
Chokehold	1	9.1%	0	0%	6	54.5%	1	9.1%	3	27.3%	0	0%
Pepper spray	0	0%	4	66.7%	1	16.7%	1	16.7%	0	0%	0	0%
Physical force	4	3.4%	43	36.1%	37	31.1%	21	17.6%	14	11.8%	0	0%
Handcuffs too tight	1	20%	0	0%	2	40%	2	40%	0	0%	0	0%
Nonlethal restraining device	0	0%	2	100%	0	0%	0	0%	0	0%	0	0%
Animal	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%
Other	1	6.2%	0	0%	7	43.8%	2	12.5%	6	37.5%	0	0%
<b>Total</b>	<b>8</b>	<b>4.3%</b>	<b>67</b>	<b>35.6%</b>	<b>55</b>	<b>29.3%</b>	<b>35</b>	<b>18.6%</b>	<b>23</b>	<b>12.2%</b>	<b>0</b>	<b>0%</b>

**Figure 51: Disposition of Abuse of Authority Allegations (YTD 2016)**

Abuse of Authority Allegation	Substantiated		Exonerated		Unsubstantiated		Unfounded		Officer Unidentified		Miscellaneous	
	Count	%	Count	%	Count	%	Count	%	Count	%	Count	%
Gun Drawn	0	0%	1	100%	0	0%	0	0%	0	0%	0	0%
Strip-searched	1	25%	0	0%	2	50%	0	0%	1	25%	0	0%
Vehicle stop	0	0%	14	50%	14	50%	0	0%	0	0%	0	0%
Vehicle search	4	21.1%	6	31.6%	7	36.8%	0	0%	2	10.5%	0	0%
Premises entered and/or searched	7	29.2%	15	62.5%	1	4.2%	1	4.2%	0	0%	0	0%
Threat of summons	0	0%	1	50%	1	50%	0	0%	0	0%	0	0%
Threat of arrest	2	12.5%	8	50%	2	12.5%	1	6.2%	3	18.8%	0	0%
Threat to notify ACS	0	0%	0	0%	0	0%	1	100%	0	0%	0	0%
Threat of force (verbal or physical)	1	5.9%	2	11.8%	11	64.7%	1	5.9%	2	11.8%	0	0%
Threat to damage/seize property	0	0%	0	0%	1	50%	1	50%	0	0%	0	0%
Property damaged	2	25%	2	25%	1	12.5%	2	25%	1	12.5%	0	0%
Refusal to process civilian complaint	1	100%	0	0%	0	0%	0	0%	0	0%	0	0%
Refusal to provide name/shield number	0	0%	0	0%	18	62.1%	10	34.5%	1	3.4%	0	0%
Retaliatory arrest	2	100%	0	0%	0	0%	0	0%	0	0%	0	0%
Retaliatory summons	4	100%	0	0%	0	0%	0	0%	0	0%	0	0%
Refusal to obtain medical treatment	3	37.5%	0	0%	1	12.5%	2	25%	2	25%	0	0%
Improper dissemination of medical info	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%
Other	7	58.3%	0	0%	5	41.7%	0	0%	0	0%	0	0%
Seizure of property	0	0%	1	50%	1	50%	0	0%	0	0%	0	0%
Failure to show search warrant	1	25%	0	0%	2	50%	1	25%	0	0%	0	0%
Frisk	9	42.9%	3	14.3%	7	33.3%	0	0%	2	9.5%	0	0%
Search (of person)	11	29.7%	5	13.5%	15	40.5%	2	5.4%	4	10.8%	0	0%
Stop	18	40.9%	19	43.2%	5	11.4%	0	0%	2	4.5%	0	0%
Question	5	35.7%	6	42.9%	3	21.4%	0	0%	0	0%	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>78</b>	<b>26%</b>	<b>83</b>	<b>27.7%</b>	<b>97</b>	<b>32.3%</b>	<b>22</b>	<b>7.3%</b>	<b>20</b>	<b>6.7%</b>	<b>0</b>	<b>0%</b>

**Figure 52: Disposition of Discourtesy Allegations (YTD 2016)**

Discourtesy Allegation	Substantiated		Exonerated		Unsubstantiated		Unfounded		Officer Unidentified		Miscellaneous	
	Count	%	Count	%	Count	%	Count	%	Count	%	Count	%
Word	10	11.8%	2	2.4%	50	58.8%	11	12.9%	12	14.1%	0	0%
Gesture	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%
Demeanor/tone	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%
Action	1	7.1%	0	0%	10	71.4%	3	21.4%	0	0%	0	0%
Other	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%
<b>Total</b>	<b>11</b>	<b>11.1%</b>	<b>2</b>	<b>2%</b>	<b>60</b>	<b>60.6%</b>	<b>14</b>	<b>14.1%</b>	<b>12</b>	<b>12.1%</b>	<b>0</b>	<b>0%</b>

**Figure 53: Disposition of Offensive Language Allegations (YTD 2016)**

Offensive Language Allegation	Substantiated		Exonerated		Unsubstantiated		Unfounded		Officer Unidentified		Miscellaneous	
	Count	%	Count	%	Count	%	Count	%	Count	%	Count	%
Race	0	0%	0	0%	3	75%	1	25%	0	0%	0	0%
Ethnicity	0	0%	0	0%	1	100%	0	0%	0	0%	0	0%
Religion	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%
Gender	0	0%	0	0%	3	37.5%	5	62.5%	0	0%	0	0%
Sexual orientation	0	0%	0	0%	1	100%	0	0%	0	0%	0	0%
Physical disability	1	100%	0	0%	0	0%	0	0%	0	0%	0	0%
Other	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%
<b>Total</b>	<b>1</b>	<b>6.7%</b>	<b>0</b>	<b>0%</b>	<b>8</b>	<b>53.3%</b>	<b>6</b>	<b>40%</b>	<b>0</b>	<b>0%</b>	<b>0</b>	<b>0%</b>

**Figure 54: Administrative Prosecutions Unit Open Docket (January 2016)**

<b>Case Stage</b>	<b>Cases</b>	<b>Percent</b>
Awaiting filing of charges	10	4%
Charges filed, awaiting service	54	23%
Charges served, CORD/SoEH/DCS pending	37	16%
Charges served, Conference Date Requested	11	5%
Calendered for court appearance	41	18%
Case Off Calendar - Subsequent Appearance Pending	4	2%
Trial scheduled	55	24%
Trial commenced	5	2%
Plea agreed - paperwork pending	15	6%
<b>Total</b>	<b>232</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 55: Administrative Prosecutions Unit Cases Awaiting Final Disposition (January 2016)**

<b>Case Stage</b>	<b>Cases</b>	<b>Percent</b>
Disposition modified, awaiting final disp.	0	0%
Plea filed - awaiting approval by PC	64	46%
Verdict rendered - awaiting approval by PC	37	26%
Verdict rendered - Fogel response due	7	5%
Trial completed, awaiting verdict	32	23%
<b>Total</b>	<b>140</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.