



BILL DE BLASIO
MAYOR

CIVILIAN COMPLAINT REVIEW BOARD
100 CHURCH STREET 10th FLOOR
NEW YORK, NEW YORK 10007 ♦ TELEPHONE (212) 912-7235
www.nyc.gov/ccrb

MAYA D. WILEY, ESQ.
CHAIR

MINA Q. MALIK, ESQ.
EXECUTIVE DIRECTOR

Executive Director's Monthly Report
August 2016
(Statistics for July 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. In general, investigations are being conducted more efficiently than at 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 July 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, 96% have been open for four months or less, and 99% have been open for seven months or less (page 10). In July, the CCRB opened 351 new cases (page 4), and currently has a docket of 1,035 cases (page 11).
- 2) The CCRB substantiated allegations in 20% of its fully investigated cases which marks the eighteenth straight month the CCRB has substantiated 20% or more of its cases (page 19).
- 3) The CCRB fully investigated 44% of the cases it closed in July (page 12) and resolved (fully investigated, mediated or mediation attempted) 52% of the cases it closed in July (page 12). The Agency's truncation rate is 45% (page 12). This is primarily driven by complainant/victim/witness uncooperative which the CCRB is currently focused on examining.
- 4) For July, investigations using video evidence resulted in substantiated allegations in 24% of cases - compared to 19% 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 July the PC finalized penalty decisions against 18 officers: 8 were guilty verdicts won by the APU (page 28). The APU has conducted trials against 83 respondent officers year to date, and trials against 16 respondent officers in July. The CCRB's Administrative Prosecution Unit (APU) prosecutes the most serious allegations of misconduct.

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 the CCRB receives and Figures 2 and 3 refer to new cases that remain with the Agency. In July 2016, the CCRB initiated 351 new complaints.

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

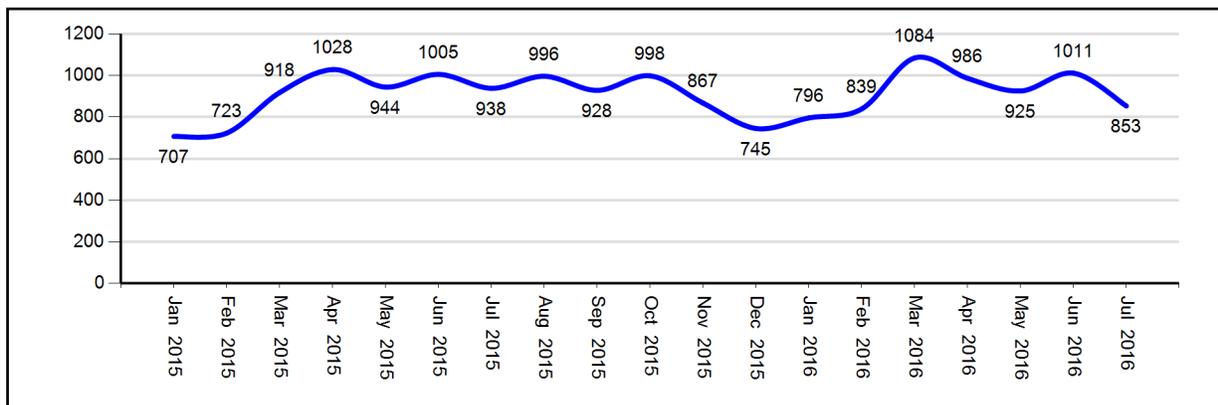


Figure 2: New CCRB Complaints by Month (January 2015 - July 2016)

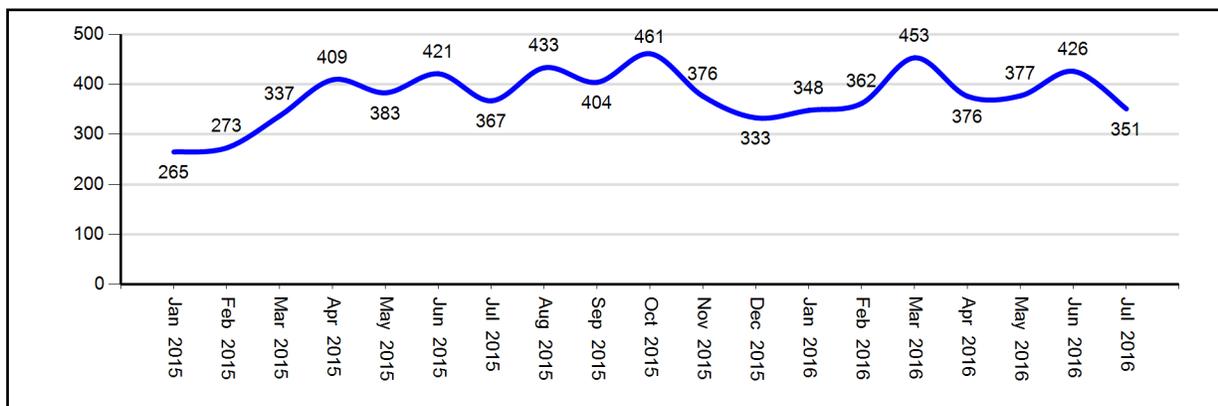
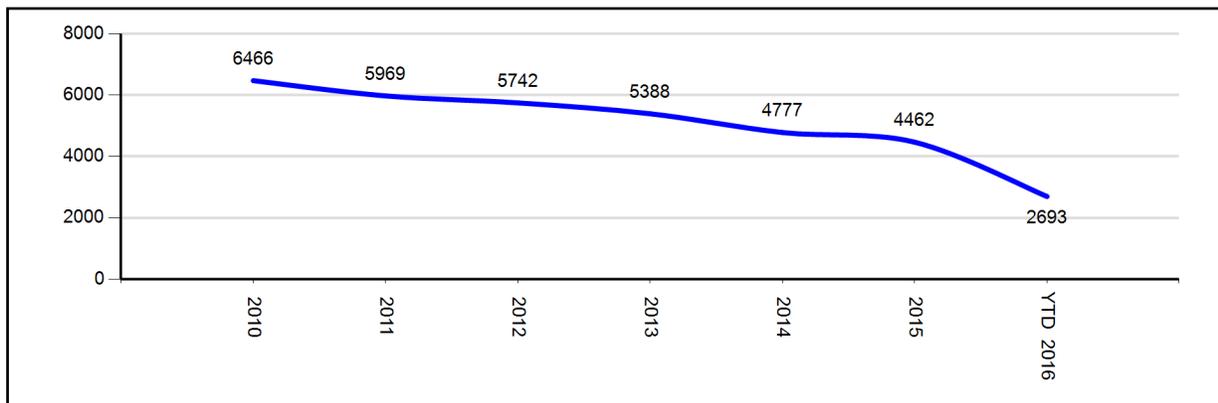


Figure 3: New CCRB Complaints by Year (2010 - YTD 2016)



CCRB Cases Received by Borough and Precinct

Of the five boroughs, the largest number of misconduct complaints stemmed from incidents occurring in Brooklyn, followed by Manhattan. A leading 17 incidents took place in the 75th Precinct.

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

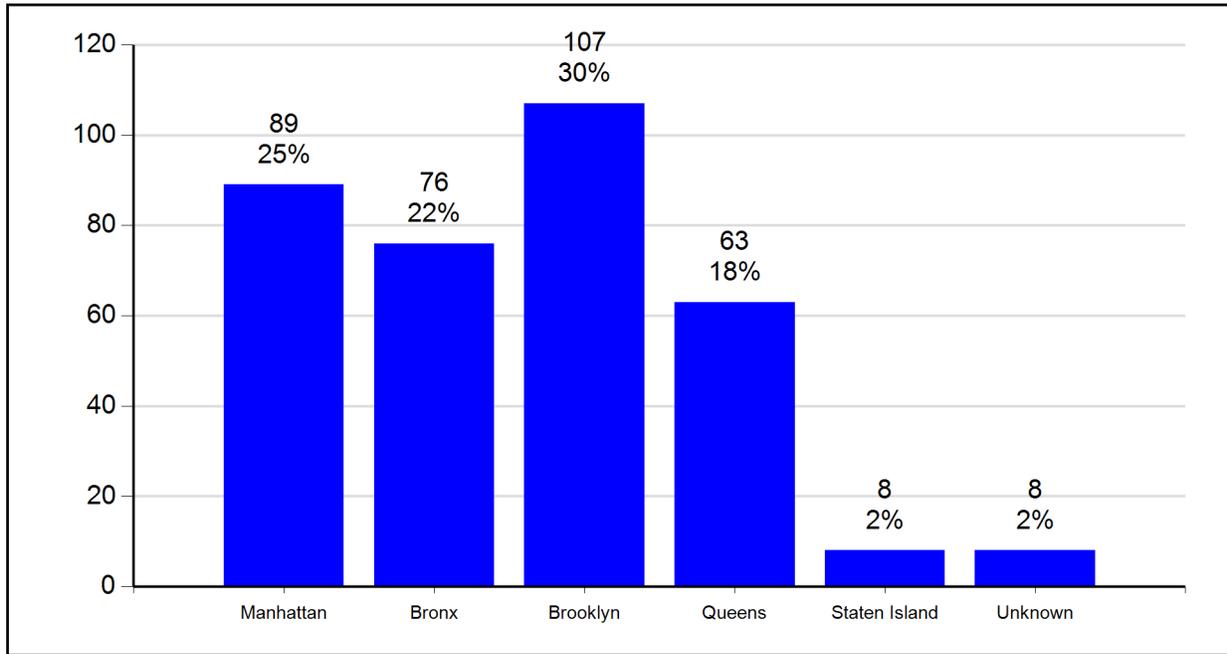


Figure 5: CCRB Complaints Received By Borough of Occurrence (YTD 2016)

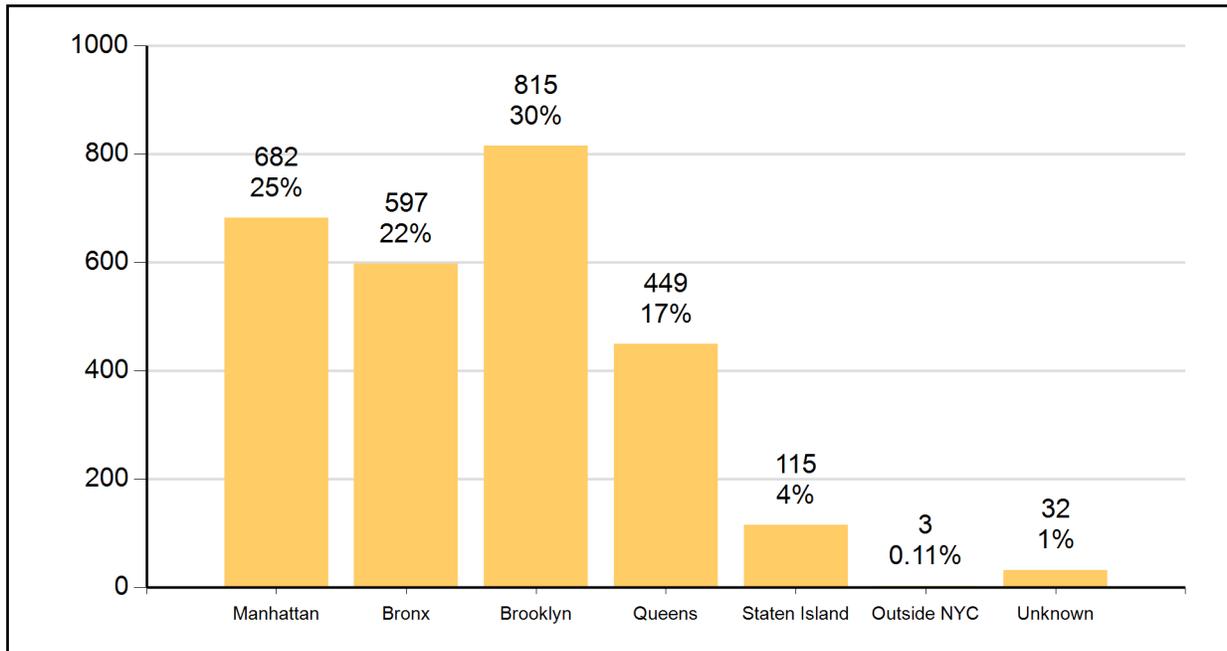


Figure 6: CCRB Complaints Received By Precinct of Occurrence (July 2016)

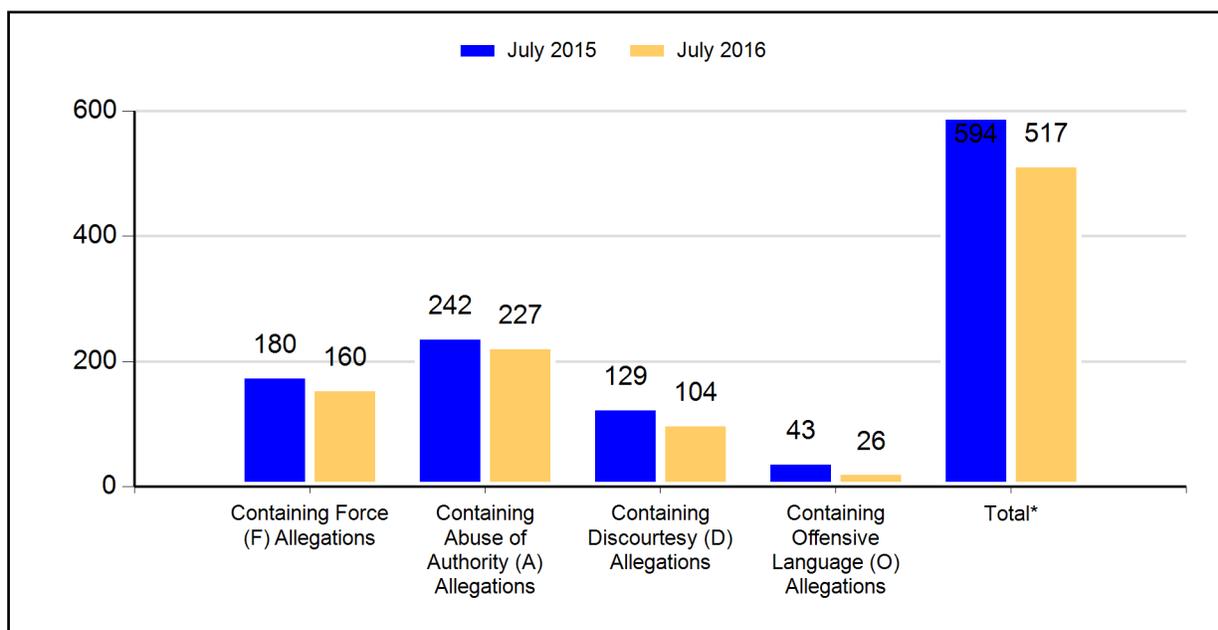
NYPD Precinct of Occurrence*	Number of Complaints	NYPD Precinct of Occurrence*	Number of Complaints
1	7	67	8
5	3	68	3
6	2	69	5
7	1	70	3
9	2	71	5
10	7	73	8
13	4	75	17
14	14	76	1
17	2	77	6
18	4	78	2
19	1	79	7
20	3	81	4
22	1	83	4
23	4	84	3
25	5	88	4
26	2	90	2
28	8	94	1
30	5	100	5
32	5	101	4
33	5	102	5
34	2	103	13
40	12	104	1
41	2	105	2
42	7	106	5
43	3	107	5
44	13	108	3
45	2	109	2
46	10	110	6
47	3	111	2
48	6	113	6
49	3	114	1
50	1	115	3
52	14	120	2
60	6	121	3
61	4	122	1
62	7	123	2
63	3	Unknown	6
66	2		

*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 July 2015 to July 2016, the number of complaints containing an allegation of Force are down, Abuse of Authority are down, Discourtesy are down and Offensive Language are down. Figures for the year to date comparison show that in 2016 complaints containing an allegation of Force are down, Abuse of Authority are up, Discourtesy are down and Offensive Language are down.

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



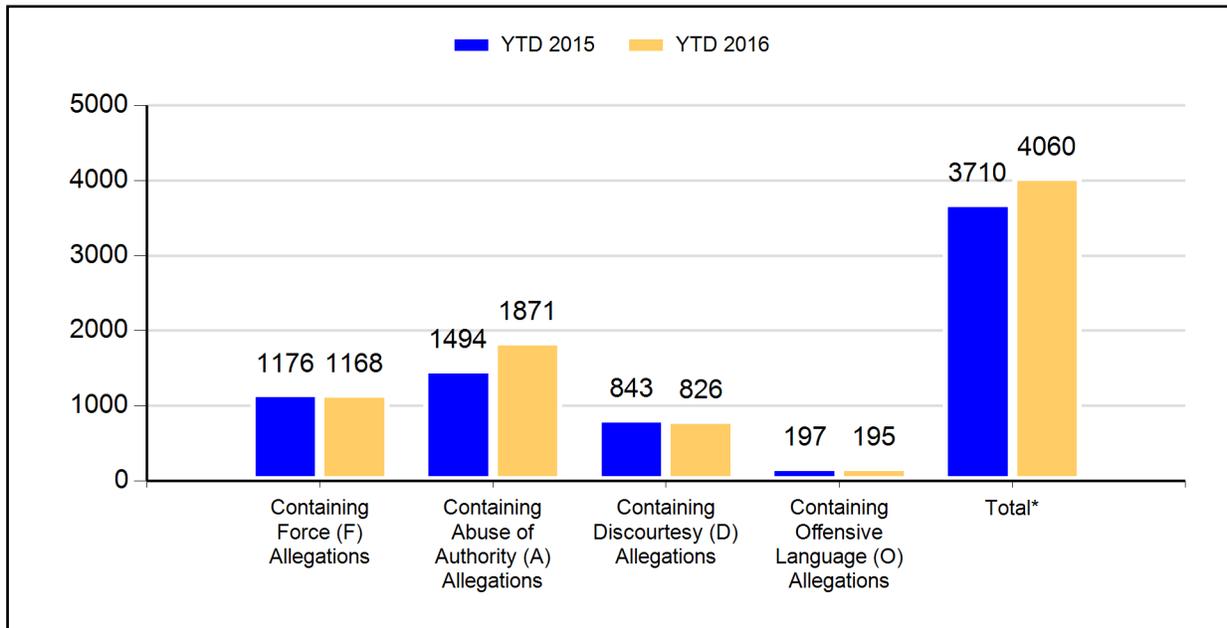
*This is the total of distinct FADO allegation types in complaints received.

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

	July 2015		July 2016		Change	% Change
	Count	% of Total Complaints	Count	% of Total Complaints		
Force (F)	180	49%	160	46%	-20	-11%
Abuse of Authority (A)	242	66%	227	65%	-15	-6%
Discourtesy (D)	129	35%	104	30%	-25	-19%
Offensive Language (O)	43	12%	26	7%	-17	-40%
Total FADO Allegations	594		517		-77	-13%
Total Complaints	367		351		-16	-4%

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)	1176	48%	1168	43%	-8	-1%
Abuse of Authority (A)	1494	61%	1871	69%	377	25%
Discourtesy (D)	843	34%	826	31%	-17	-2%
Offensive Language (O)	197	8%	195	7%	-2	-1%
Total FADO Allegations	3710		4060		350	9%
Total Complaints	2455		2693		238	10%

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

Figure 11: Total Allegations (% of Total Allegations)

	July 2015		July 2016		Change	% Change
	Count	%of Total Allegations	Count	%of Total Allegations		
Force (F)	345	32%	298	31%	-47	-14%
Abuse of Authority (A)	522	48%	496	51%	-26	-5%
Discourtesy (D)	171	16%	146	15%	-25	-15%
Offensive Language (O)	51	5%	30	3%	-21	-41%
Total Allegations	1089		970		-119	-11%
Total Complaints	367		351		-16	-4%

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

	YTD 2015		YTD 2016		Change	% Change
	Count	%of Total Allegations	Count	%of Total Allegations		
Force (F)	2061	30%	2291	27%	230	11%
Abuse of Authority (A)	3423	50%	4803	56%	1380	40%
Discourtesy (D)	1085	16%	1170	14%	85	8%
Offensive Language (O)	225	3%	242	3%	17	8%
Total Allegations	6794		8506		1712	25%
Total Complaints	2455		2693		238	10%

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

CCRB Docket

As of the end of July 2016, 96% of active CCRB cases are fewer than five months old, and 99% active cases have been open for fewer than eight months.

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

	Count	% of Total
Cases 0-4 Months	984	96.4%
Cases 5-7 Months	27	2.6%
Cases 8-11 Months	4	0.4%
Cases 12-18 Months*	3	0.3%
Cases Over 18 Months**	3	0.3%
Total	1021	100%

* 12-18 Months: 3 cases that were on DA Hold.

** Over 18 Months: 2 cases that were reopened; 1 case that was on DA Hold.

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

	Count	% of Total
Cases 0-4 Months	925	90.6%
Cases 5-7 Months	60	5.9%
Cases 8-11 Months	16	1.6%
Cases 12-18 Months	16	1.6%
Cases Over 18 Months	4	0.4%
Total	1021	100%

An active case is specifically one in which the facts are still being investigated.

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

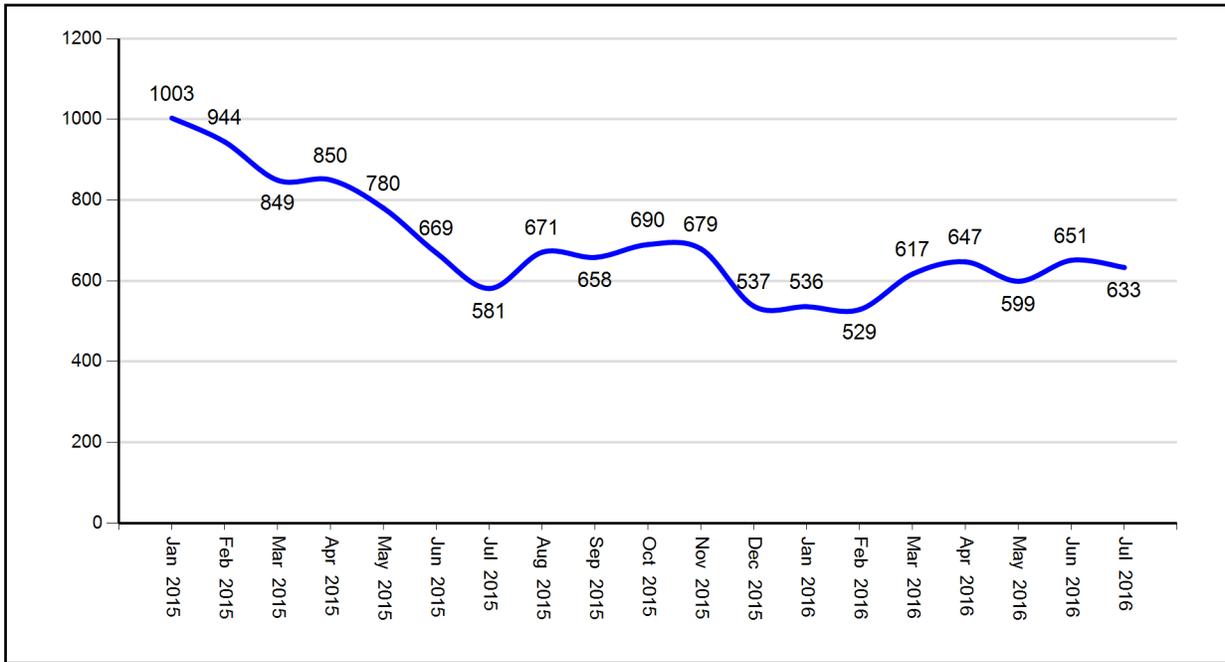


Figure 16: Open Docket Analysis

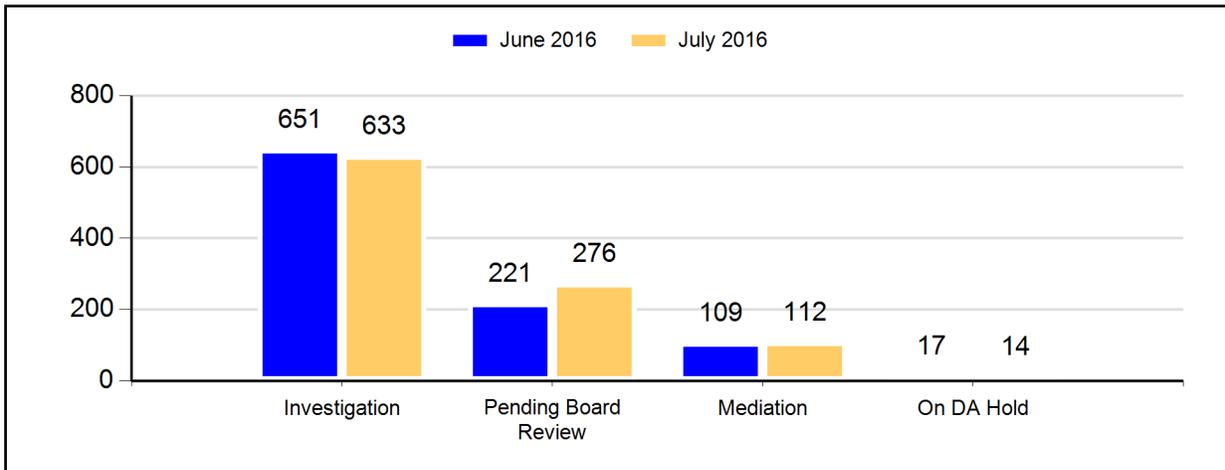


Figure 17: Open Docket Analysis with % Change

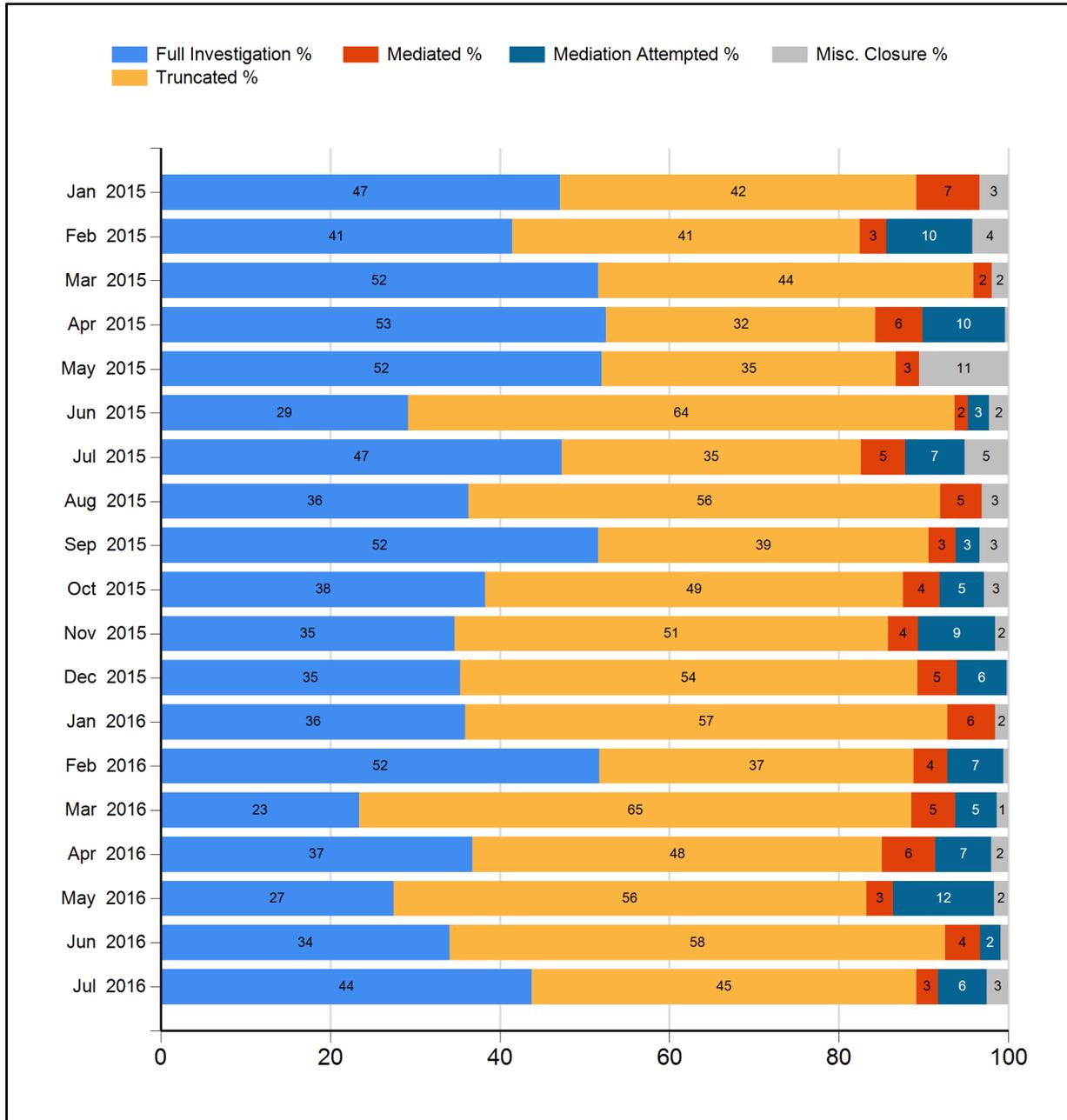
	June 2016		July 2016		Change	% Change
	Count	% of Total	Count	% of Total		
Investigations	651	65%	633	61%	-18	-3%
Pending Board Review	221	22%	276	27%	55	25%
Mediation	109	11%	112	11%	3	3%
On DA Hold	17	2%	14	1%	-3	-18%
Total	998		1035		37	4%

Closed Cases

Resolving Cases

In July 2016, the CCRB fully investigated 44% of the cases it closed, and resolved (fully investigated, mediated or mediation attempted) 52% of the cases it closed.

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



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

An officer conducting a vertical patrol stopped, frisked, and searched a man in the hallway. The officer testified that he may have asked for the man's identification to ensure he lived in the building, but as far as he could recall, he did not frisk or search the man since there was no reasonable suspicion of criminality, nor any indication he had a weapon on his person. When the officer was presented video evidence that indicated he stopped, frisked, and searched the man, the officer stated he took these actions for his safety to ensure the man did not have a weapon. Due to the officer's testimony – corroborated by video evidence – there was no reasonable suspicion the man was either involved with criminality or suspected of carrying a weapon on his person. The Board decided to "Substantiate" the stop, frisk, and search allegations.

2. Unsubstantiated

Officers drove by a physical altercation between two males and witnessed one of the men punching the other individual. The man testified that he was involved in an argument where he pushed the other individual. When officers approached him, he stated that he complied with the officers' orders and did not resist arrest throughout the incident. During his arrest, the man stated one officer punched him multiple times in the head as he was being placed into custody, and multiple times again once he was handcuffed. The officer stated he exited the vehicle to arrest a man he witnessed punch another individual. The officer further testified that the man was non-compliant to police commands and resisted arrest. During the arrest, the officer admitted to punching the man once in the midsection in order to make him compliant, but denied striking him in the head during or after he was handcuffed. Although medical records confirmed the man sustained minor injuries to his head at some point during the incident, the investigation could not determine how the man sustained these injuries. The investigation was not able to determine by a preponderance of evidence that the man was punched in the head by the officer and the Board "Unsubstantiated" the force allegations. There were three allegations overall (force outside the stationhouse, abuse of authority inside the stationhouse, and force inside the stationhouse), all of which were unsubstantiated.

3. Unfounded

A man was arrested after being involved in a physical altercation and placed in a holding cell by an officer. The man alleged that an officer pushed him while he was being escorted to the holding cell, causing him to fall. The man further stated that when he protested the officer's actions, the officer closed fist punched him in the face and said they could "fight". The officer denied these allegations. A civilian who was detained in the same holding cell at the time of incident corroborated the officer's claim. The investigation credited the independent civilian account and officer's testimony that it is more than likely the force allegations did not occur. Due to a preponderance of evidence, the Board decided to "Unfound" the force allegations.

4. Exonerated

An officer witnessed a man illegally sell a Metro Card swipe. The officer stated the man, when confronted, argued that what he had done was not illegal and began to shield his body from the officer while reaching towards his waistband. The officer instructed the man multiple times to stop reaching for his waistband. When the officer tried to reach for the man's hand, the man twisted his torso and flared his arms. The officer took the man to the ground to better gain control and handcuffed him. Although the man did not admit to resisting arrest during the CCRB interview, he did plead guilty to resisting arrest following his arrest. Additionally, the man told medical personnel that he ignored the police officer's instructions and acknowledged tucking his arms under his body to hinder the officer's ability to access them. Due to the documentation that the man resisted a lawful arrest, the Board decided the officer's use of force was minimal and justified, and "Exonerated" the allegation.

5. Officer Unidentified

Three plainclothes officers stopped and frisked two teenage boys as they walked down the street. The boys testified that the officers exited an unmarked vehicle and told them, "Don't fucking move". The officers stopped and frisked the boys, and then left without arresting them or issuing a summons. The boys were able to provide a partial description of the vehicle and officers, but its imprecise nature did not allow the investigation to identify any potential officers or the unmarked vehicle involved in this incident. Due to the Board being unable to identify the subjects of this complaint, the stop and frisk allegations were recommended as "Officer Unidentified."

Dispositions - Full Investigations

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

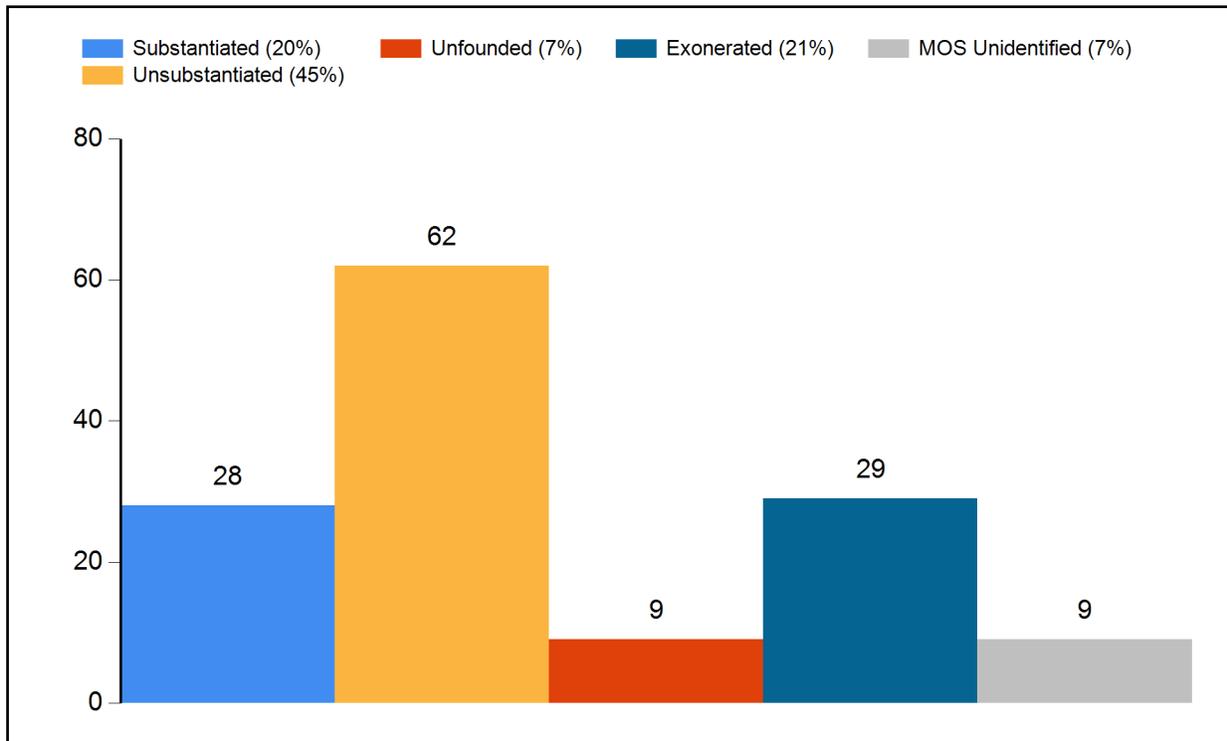
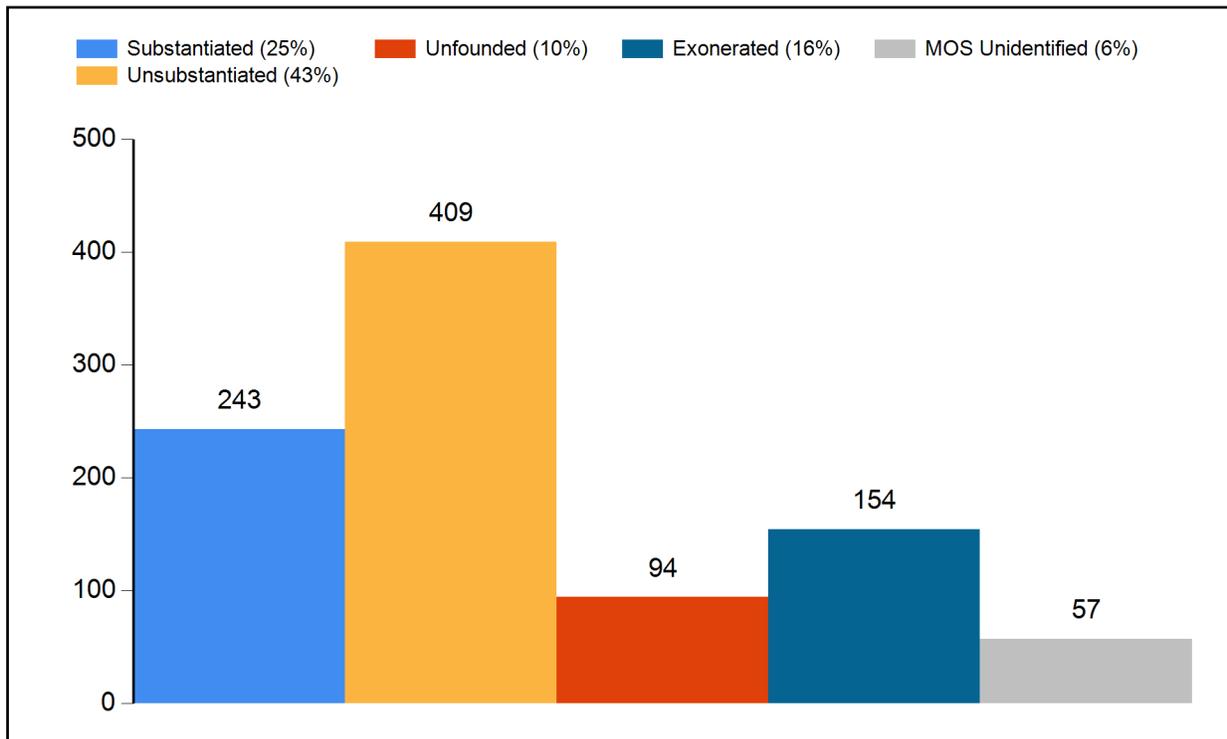


Figure 20: Disposition Counts of Full Investigations (YTD 2016)



Dispositions - All CCRB Cases

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

Figure 21: Disposition of Cases (2015 vs 2016)

	Jul 2015		Jul 2016		YTD 2015		YTD 2016	
Full Investigations	Count	%of Total	Count	%of Total	Count	%of Total	Count	%of Total
Substantiated	49	27%	28	20%	285	22%	243	25%
Exonerated	18	10%	29	21%	153	12%	154	16%
Unfounded	12	7%	9	7%	82	6%	94	10%
Unsubstantiated	89	49%	62	45%	691	53%	409	43%
MOS Unidentified	14	8%	9	7%	93	7%	57	6%
Total - Full Investigations	182		137		1304		957	
Mediation Closures	Count	%of Total	Count	%of Total	Count	%of Total	Count	%of Total
Mediated	20	43%	8	31%	102	47%	120	46%
Mediation Attempted	27	57%	18	69%	116	53%	139	54%
Total - ADR Closures	47		26		218		259	
Resolved Case Total	229	59%	163	52%	1522	50%	1216	45%
Truncations / Other Closures	Count	%of Total	Count	%of Total	Count	%of Total	Count	%of Total
Complaint withdrawn	22	14%	31	21%	192	13%	278	19%
Complainant/Victim/Witness uncooperative	91	58%	88	59%	938	62%	898	61%
Complainant/Victim/Witness unavailable	22	14%	20	13%	251	17%	234	16%
Victim unidentified	1	1%	3	2%	13	1%	26	2%
Miscellaneous	5	3%	0	0%	10	1%	3	0%
Administrative closure*	15	10%	8	5%	103	7%	37	3%
Total - Other Case Dispositions	156		150		1507		1476	
Total - Closed Cases	385		313		3029		2692	

*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 13% for the month of July 2016, and the allegation substantiation rate is 15% year-to-date. The type of allegation the CCRB is most likely to substantiate is Abuse of Authority – substantiating 17% of such allegations during July 2016, and 21% for the year.

Figure 22: Disposition of Allegations (2015 vs 2016)

	Jul 2015		Jul 2016		YTD 2015		YTD 2016	
	Count	%of Total	Count	%of Total	Count	%of Total	Count	%of Total
Fully Investigated Allegations								
Substantiated	129	15%	67	13%	697	13%	624	15%
Unsubstantiated	339	40%	210	39%	2504	46%	1620	38%
Unfounded	74	9%	43	8%	443	8%	425	10%
Exonerated	157	18%	159	30%	1104	20%	1153	27%
MOS Unidentified	152	18%	54	10%	752	14%	404	10%
Total - Full Investigations	851		533		5500		4226	
Mediation Closures	Count	%of Total	Count	%of Total	Count	%of Total	Count	%of Total
Mediated	37	40%	13	18%	197	46%	290	47%
Mediation Attempted	56	60%	60	82%	227	54%	325	53%
Total - ADR Closures	93		73		424		615	
Truncations / Other Closures	Count	%of Total	Count	%of Total	Count	%of Total	Count	%of Total
Complaint withdrawn	49	13%	72	21%	437	13%	546	16%
Complainant/Victim/Witness uncooperative	241	64%	206	61%	2257	68%	2305	66%
Complainant/Victim/Witness unavailable	48	13%	41	12%	417	12%	518	15%
Victim unidentified	3	1%	3	1%	35	1%	53	2%
Miscellaneous	12	3%	2	1%	45	1%	20	1%
Administrative closure	25	7%	12	4%	151	5%	55	2%
Total - Other Case Dispositions	378		336		3342		3497	
Total - Closed Allegations	1432		978		9834		8690	

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

	Substantiated	Unsubstantiated	Exonerated	Unfounded	Officers Unidentified	Total
Force	6 4%	45 33%	54 40%	15 11%	15 11%	135 100%
Abuse of Authority	51 17%	112 37%	99 33%	10 3%	27 9%	299 100%
Discourtesy	9 11%	44 52%	6 7%	15 18%	11 13%	85 100%
Offensive Language	1 7%	9 64%	0 0%	3 21%	1 7%	14 100%
Total	67 13%	210 39%	159 30%	43 8%	54 10%	533 100%

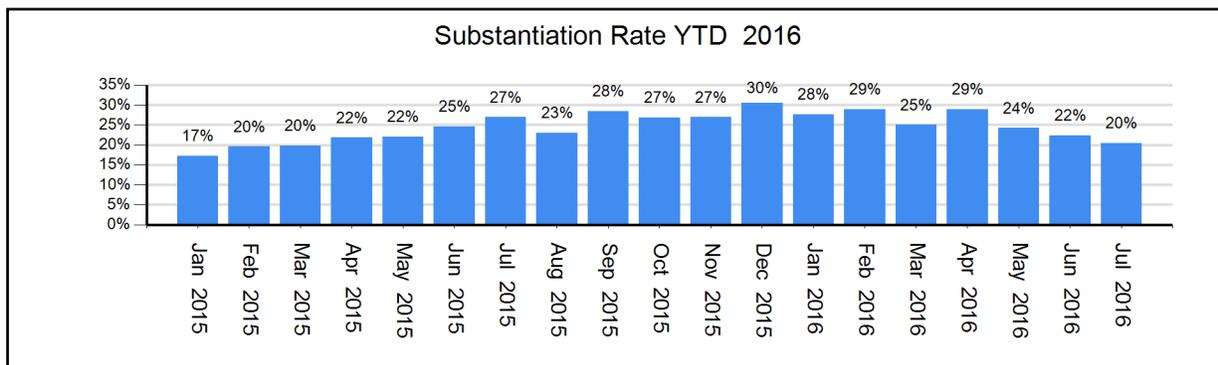
Figure 24: Disposition of Allegations By FADO Category (YTD 2016)

	Substantiated	Unsubstantiated	Exonerated	Unfounded	Officers Unidentified	Total
Force	54 5%	338 32%	365 35%	184 18%	108 10%	1049 100%
Abuse of Authority	506 21%	839 34%	772 32%	125 5%	201 8%	2443 100%
Discourtesy	59 10%	371 60%	16 3%	90 15%	84 14%	620 100%
Offensive Language	5 4%	71 63%	0 0%	26 23%	11 10%	113 100%
Total	624 15%	1619 38%	1153 27%	425 10%	404 10%	4225 100%

Substantiation Rates

The July 2016 case substantiation rate was 20%. July 2016 marks the eighteenth straight month that the CCRB has substantiated 20% or more of the 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 - July 2016)



Substantiation Rates and Video

In general, 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 - Jul 2016) (% substantiated shown)

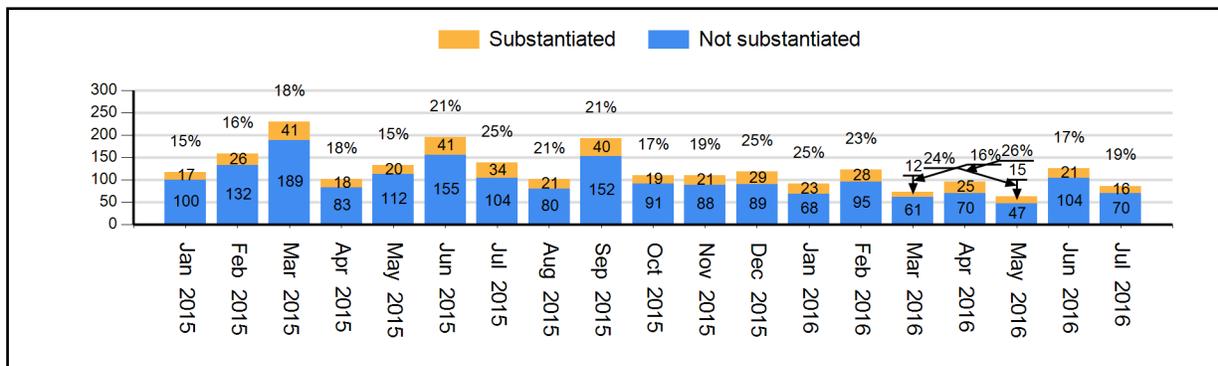
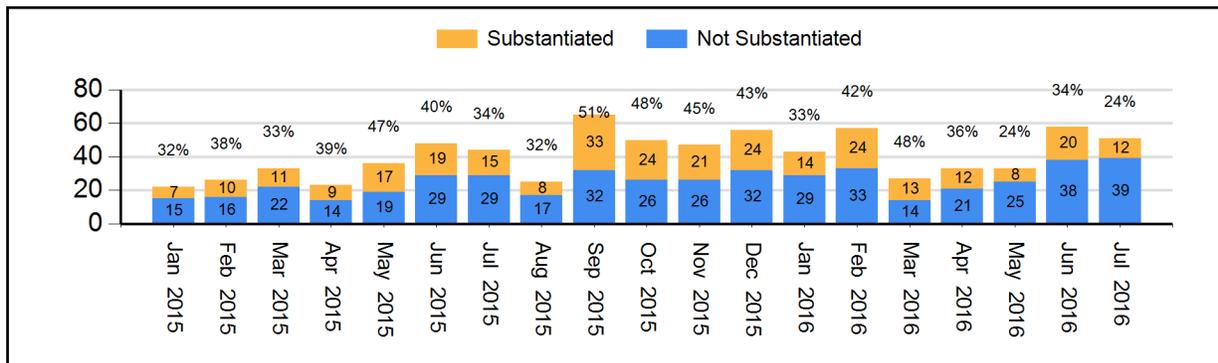


Figure 27: Substantiation Rates for Full Investigations with Video (Jan 2016 - Jul 2016) (% substantiated shown)



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 make a disciplinary recommendation.

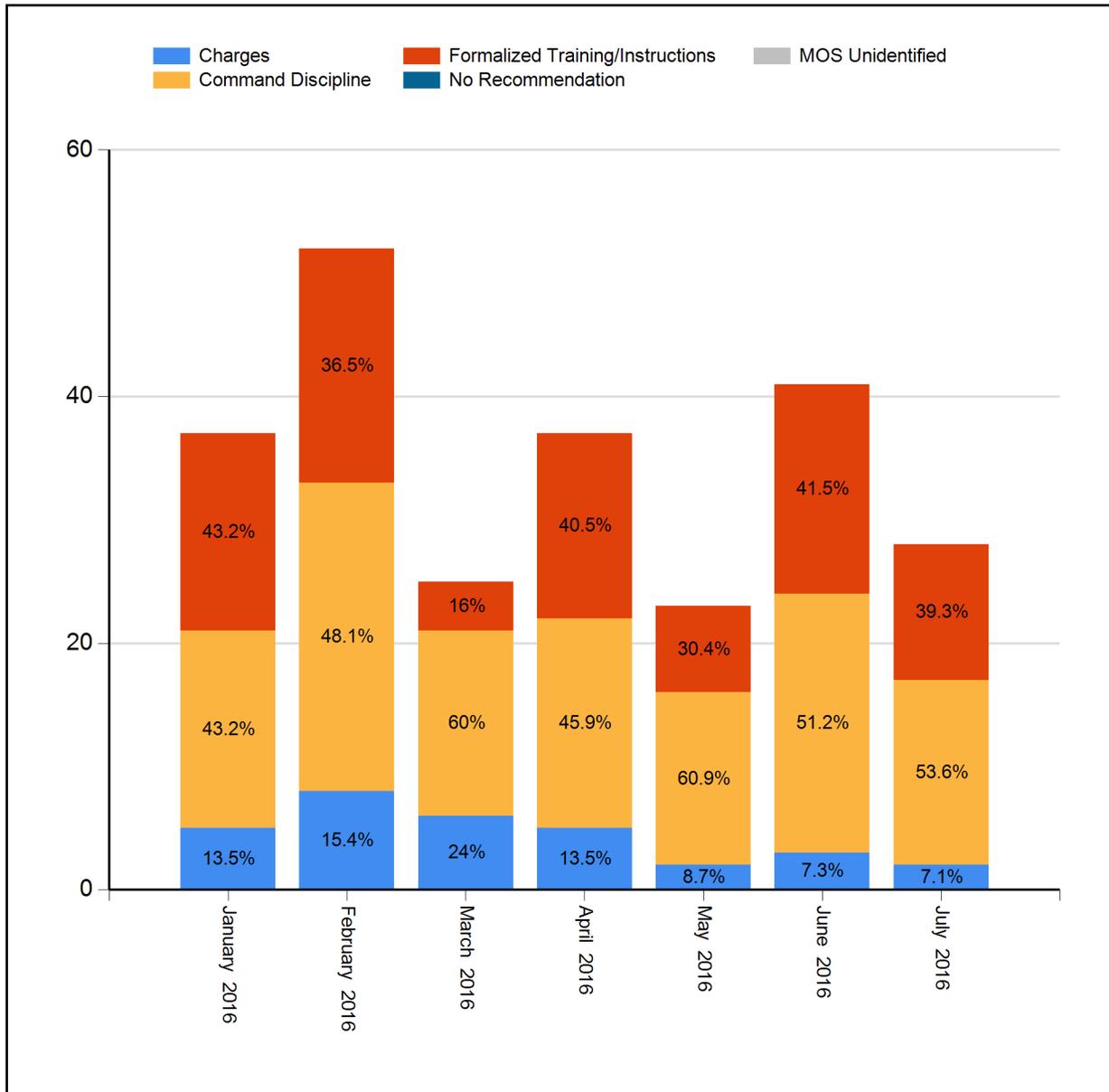
- “Charges and Specifications” are recommended for the most serious allegations of misconduct. Charges launch an administrative trial in the NYPD Trial Room. An officer may lose vacation days, be suspended, or terminated if he is found guilty.
- “Instructions” or “Formalized Training” are the least severe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

Disposition	July 2015		July 2016		YTD 2015		YTD 2016	
	Count	%of Total	Count	%of Total	Count	%of Total	Count	%of Total
Charges	11	22%	2	7%	76	27%	31	13%
Command Discipline	21	43%	15	54%	117	41%	123	51%
Formalized Training	16	33%	10	36%	79	28%	85	35%
Instructions	1	2%	1	4%	11	4%	4	2%
MOS Unidentified	0	0%	0	0%	0	0%	0	0%
Total	49		28		283		243	

* 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 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 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*
(Jul 2015, Jul 2016, YTD 2015, YTD 2016)

Disposition	July 2015		July 2016		YTD 2015		YTD 2016	
	Count	%of Total	Count	%of Total	Count	%of Total	Count	%of Total
Charges	22	27.8%	6	15%	141	32.6%	59	16.1%
Command Discipline	38	48.1%	23	57.5%	186	43.1%	188	51.2%
Formalized Training	18	22.8%	10	25%	93	21.5%	116	31.6%
Instructions	1	1.3%	1	2.5%	12	2.8%	4	1.1%
MOS Unidentified	0	0%	0	0%	0	0%	0	0%
Total	79		40		432		367	

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

Figure 31: Substantiated Allegations By Borough and NYPD Precinct (July2016)

The figures in this table reflect all substantiated allegations for each MOS.

Board Disposition	FADO Category	Allegation	Precinct of Occurrence	Borough of Occurrence
Substantiated (Formalized Training)	Abuse of Authority	Refusal to provide name/shield number	1	Manhattan
Substantiated (Formalized Training)	Abuse of Authority	Stop	1	Manhattan
Substantiated (Command Discipline A)	Abuse of Authority	Threat of arrest	10	Manhattan
Substantiated (Command Discipline A)	Abuse of Authority	Threat of arrest	10	Manhattan
Substantiated (Command Discipline A)	Abuse of Authority	Threat to damage/seize property	10	Manhattan
Substantiated (Command Discipline A)	Abuse of Authority	Frisk	10	Manhattan
Substantiated (Command Discipline A)	Abuse of Authority	Search (of person)	10	Manhattan
Substantiated (Command Discipline A)	Abuse of Authority	Stop	10	Manhattan
Substantiated (Command Discipline A)	Abuse of Authority	Stop	10	Manhattan
Substantiated (Command Discipline A)	Abuse of Authority	Interference with recording	10	Manhattan
Substantiated (Command Discipline A)	Abuse of Authority	Search of recording device	10	Manhattan
Substantiated (Command Discipline A)	Discourtesy	Word	10	Manhattan
Substantiated (Formalized Training)	Discourtesy	Word	14	Manhattan
Substantiated (Formalized Training)	Abuse of Authority	Threat of arrest	18	Manhattan
Substantiated (Formalized Training)	Abuse of Authority	Property damaged	23	Manhattan
Substantiated (Command Discipline B)	Abuse of Authority	Premises entered and/or searched	25	Manhattan
Substantiated (Command Discipline B)	Abuse of Authority	Premises entered and/or searched	25	Manhattan
Substantiated (Command Discipline B)	Abuse of Authority	Refusal to provide name/shield number	25	Manhattan
Substantiated (Charges)	Abuse of Authority	Frisk	40	Bronx
Substantiated (Charges)	Force	Pepper spray	40	Bronx
Substantiated (Command Discipline A)	Abuse of Authority	Refusal to obtain medical treatment	42	Bronx
Substantiated (Command Discipline A)	Abuse of Authority	Refusal to obtain medical treatment	42	Bronx
Substantiated (Command Discipline A)	Abuse of Authority	Other	42	Bronx
Substantiated (Command Discipline A)	Abuse of Authority	Frisk	43	Bronx
Substantiated (Command Discipline A)	Abuse of Authority	Premises entered and/or searched	46	Bronx
Substantiated (Command Discipline A)	Abuse of Authority	Threat to notify ACS	46	Bronx
Substantiated (Formalized Training)	Abuse of Authority	Strip-searched	48	Bronx
Substantiated (Command Discipline A)	Abuse of Authority	Premises entered and/or searched	67	Brooklyn
Substantiated (Command Discipline A)	Abuse of Authority	Property damaged	67	Brooklyn
Substantiated (Command Lvl Instructions)	Discourtesy	Word	68	Brooklyn
Substantiated (Command Discipline A)	Abuse of Authority	Threat of force (verbal or physical)	69	Brooklyn
Substantiated (Command Discipline A)	Discourtesy	Word	69	Brooklyn
Substantiated (Charges)	Abuse of Authority	Retaliatory summons	71	Brooklyn
Substantiated (Charges)	Abuse of Authority	Stop	71	Brooklyn
Substantiated (Charges)	Abuse of Authority	Stop	71	Brooklyn
Substantiated (Charges)	Abuse of Authority	Stop	71	Brooklyn
Substantiated (Charges)	Abuse of Authority	Stop	71	Brooklyn
Substantiated (Charges)	Discourtesy	Word	71	Brooklyn
Substantiated (Charges)	Discourtesy	Word	71	Brooklyn
Substantiated (Charges)	Discourtesy	Word	71	Brooklyn

Board Disposition	FADO Category	Allegation	Precinct of Occurrence	Borough of Occurrence
Substantiated (Charges)	Discourtesy	Word	71	Brooklyn
Substantiated (Charges)	Force	Physical force	71	Brooklyn
Substantiated (Command Discipline B)	Abuse of Authority	Strip-searched	73	Brooklyn
Substantiated (Command Discipline B)	Abuse of Authority	Other	73	Brooklyn
Substantiated (Command Discipline B)	Abuse of Authority	Other	73	Brooklyn
Substantiated (Command Discipline B)	Abuse of Authority	Other	73	Brooklyn
Substantiated (Command Discipline B)	Abuse of Authority	Other	73	Brooklyn
Substantiated (Command Discipline B)	Abuse of Authority	Stop	73	Brooklyn
Substantiated (Command Discipline B)	Abuse of Authority	Stop	73	Brooklyn
Substantiated (Command Discipline B)	Abuse of Authority	Stop	73	Brooklyn
Substantiated (Command Discipline A)	Force	Physical force	73	Brooklyn
Substantiated (Command Discipline B)	Abuse of Authority	Stop	75	Brooklyn
Substantiated (Command Discipline B)	Abuse of Authority	Stop	75	Brooklyn
Substantiated (Command Discipline B)	Force	Nightstick as club (incl asp & baton)	75	Brooklyn
Substantiated (Command Discipline B)	Force	Physical force	75	Brooklyn
Substantiated (Formalized Training)	Abuse of Authority	Frisk	77	Brooklyn
Substantiated (Command Discipline A)	Abuse of Authority	Frisk	83	Brooklyn
Substantiated (Formalized Training)	Abuse of Authority	Refusal to provide name/shield number	84	Brooklyn
Substantiated (Formalized Training)	Abuse of Authority	Threat of force (verbal or physical)	88	Brooklyn
Substantiated (Formalized Training)	Abuse of Authority	Refusal to obtain medical treatment	105	Queens
Substantiated (Command Discipline A)	Abuse of Authority	Frisk	105	Queens
Substantiated (Command Discipline A)	Abuse of Authority	Interference with recording	105	Queens
Substantiated (Command Discipline B)	Abuse of Authority	Premises entered and/or searched	113	Queens
Substantiated (Command Discipline A)	Discourtesy	Word	114	Queens
Substantiated (Command Discipline A)	Force	Physical force	114	Queens
Substantiated (Command Discipline B)	Abuse of Authority	Premises entered and/or searched	120	Staten Island
Substantiated (Formalized Training)	Offensive Language	Gender	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 32: Truncated Allegations (July 2016)

	Withdrawn	Uncooperative	Unavailable	Civilian Unidentified	Total
Force	17	56	17	1	91
Abuse of Authority	44	119	21	2	186
Discourtesy	9	25	3	0	37
Offensive Language	2	6	0	0	8
Total	72	206	41	3	322

Figure 33: Truncated CCRB Complaints (July 2016)

	Withdrawn	Uncooperative	Unavailable	Civilian Unidentified	Total
Total	31	88	20	3	142

Figure 34: Truncated Allegations (YTD 2016)

	Withdrawn	Uncooperative	Unavailable	Civilian Unidentified	Total
Force	144	699	219	12	1074
Abuse of Authority	296	1225	225	36	1782
Discourtesy	84	319	55	4	462
Offensive Language	22	62	19	1	104
Total	546	2305	518	53	3422

Figure 35: Truncated CCRB Complaints (YTD 2016)

	Withdrawn	Uncooperative	Unavailable	Civilian Unidentified	Total
Total	278	898	234	26	1436

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 a situation in which an officer agrees to mediate and the complainant becomes unavailable (after the complainant initially agreed to mediation). The chart below indicates the number of mediations and attempted mediations in July and this year.

Figure 36: Mediated Complaints Closed

	July 2016			YTD 2016		
	Mediated	Mediation Attempted	Total	Mediated	Mediation Attempted	Total
Mediated Complaints	8	18	26	120	139	259

Figure 37: Mediated FADO Allegations Closed

	July 2016			YTD 2016		
	Mediated	Mediation Attempted	Total	Mediated	Mediation Attempted	Total
Force	1	5	6	22	21	43
Abuse of Authority	9	46	55	201	226	427
Discourtesy	3	7	10	57	63	120
Offensive Language	0	2	2	10	15	25
Total	13	60	73	290	325	615

Figure 38: Mediated Complaints By Borough (July 2016)

	Mediations
Bronx	1
Brooklyn	4
Manhattan	2
Queens	1
Staten Island	0

Figure 39: Mediated Allegations By Borough (July 2016)

	Mediations
Bronx	1
Brooklyn	6
Manhattan	4
Queens	2
Staten Island	0

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

Precinct	Jul 2016	YTD 2016	Precinct	Jul 2016	YTD 2016
1	0	3	60	0	2
5	1	3	61	0	1
6	0	2	62	0	1
7	0	1	67	2	5
9	0	2	68	1	2
10	0	4	69	0	1
13	0	2	70	1	4
14	1	4	71	0	3
17	0	3	73	0	3
18	0	1	75	0	3
19	0	2	78	0	2
23	0	3	79	0	1
25	0	2	81	0	1
26	0	2	83	0	1
28	0	3	88	0	2
30	0	2	90	0	1
32	0	2	100	0	1
33	0	2	101	0	1
34	0	2	102	0	2
40	0	4	103	0	1
41	0	1	105	0	3
42	0	1	106	0	1
43	0	1	107	1	1
45	0	1	108	0	2
46	1	4	109	0	1
47	0	2	110	0	1
48	0	1	111	0	1
49	0	1	112	0	1
50	0	1	113	0	2
52	0	3	115	0	1
			122	0	3

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

Precinct	Jul 2016	YTD 2016	Precinct	Jul 2016	YTD 2016
1	0	4	60	0	4
5	2	4	61	0	1
6	0	4	62	0	2
7	0	1	67	3	9
9	0	2	68	2	3
10	0	22	69	0	1
13	0	6	70	1	8
14	2	7	71	0	5
17	0	3	73	0	11
18	0	8	75	0	9
19	0	2	78	0	7
23	0	4	79	0	1
25	0	12	81	0	2
26	0	9	83	0	2
28	0	17	88	0	3
30	0	3	90	0	3
32	0	3	100	0	1
33	0	4	101	0	8
34	0	4	102	0	5
40	0	7	103	0	1
41	0	13	105	0	6
42	0	1	106	0	2
43	0	1	107	2	2
45	0	1	108	0	5
46	1	13	109	0	3
47	0	4	110	0	2
48	0	1	111	0	4
49	0	2	112	0	1
50	0	1	113	0	3
52	0	7	115	0	2
			122	0	4

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	Jul 2016	YTD 2016
Disciplinary Action	Not guilty after trial but Discipline Imposed	0	0
	Guilty after trial	8	54
	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	1
	Resolved by plea	0	28
	Plea set aside, Comm. Disc. B	0	0
	Plea set aside, Comm. Disc. A	0	2
	Plea set aside, Formalized Training	0	13
	Plea set aside, Instructions	0	0
	*Retained, with discipline	0	1
	Disciplinary Action Total	8	99
No Disciplinary Action	Not guilty after trial	8	44
	Trial verdict reversed by PC, Final verdict Not Guilty	2	3
	Plea set aside, Without discipline	0	1
	**Retained, without discipline	0	1
	Dismissed by APU	0	0
	SOL Expired in APU	0	0
	No Disciplinary Action Total	10	49
Not Adjudicated	Charges not filed	0	0
	Deceased	0	0
	Other	0	0
	***Previously adjudicated, with discipline	0	1
	***Previously adjudicated, without discipline	0	0
	†Reconsidered by CCRB Board	0	8
	Retired	0	0
	SOL Expired prior to APU	0	0
	Not Adjudicated Total	0	9
Total Closures	18	157	

*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

Discipline*	July 2016	YTD 2016
Terminated	0	0
Suspension for or loss of vacation time of 31 or more days and/or Dismissal Probation	1	1
Suspension for or loss of vacation time of 21 to 30 days	2	4
Suspension for or loss of vacation time of 11 to 20 days	0	8
Suspension for or loss of vacation time of 1 to 10 days	5	56
Command Discipline B	0	0
Command Discipline A	0	2
Formalized Training**	0	14
Instructions***	0	6
Warned & admonished/Reprimanded	0	8
Disciplinary Action† Total	8	99
No Disciplinary Action†	10	49
Adjudicated Total	18	148
Discipline Rate	44%	67%
Not Adjudicated† Total	0	9
Total Closures	18	157

*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

Disposition	Disposition Type*	July 2016	YTD 2016
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	3	5
	Command Discipline A	14	72
	Formalized Training**	12	112
	Instructions***	7	42
	Warned & admonished/Reprimanded	0	0
	Total		36
No Disciplinary Action	Not Guilty	0	2
	Filed ††	0	3
	SOL Expired	0	4
	Department Unable to Prosecute†††	0	14
	Total	0	23
	Discipline Rate	100%	91%
	DUP Rate	0%	6%

*Where the respondent is found guilty of charges, and the penalty imposed would fall into more than one of the above list 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.

† This verdict relates to a trial conducted by DAO on a case decided by the Board prior to the activation of the APU.

†† "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 (July 2016)

Board Disposition	FADO Type	Allegation	Precinct	Borough	NYPD Discipline
Substantiated (Formalized Training)	D	Action	6	Manhattan	Instructions
Substantiated (Command Discipline A)	A	Search (of person)	7	Manhattan	Command Discipline A
Substantiated (Command Discipline A)	A	Threat of arrest	14	Manhattan	Command Discipline A
Substantiated (Command Discipline A)	A	Threat of force (verbal or physical)	14	Manhattan	Command Discipline A
Substantiated (Command Discipline A)	D	Word	14	Manhattan	Command Discipline A
Substantiated (Command Discipline B)	D	Word	14	Manhattan	Command Discipline A
Substantiated (Command Discipline B)	D	Word	14	Manhattan	Command Discipline A
Substantiated (Formalized Training)	D	Other	14	Manhattan	Formalized Training
Substantiated (Command Discipline A)	A	Retaliatory summons	32	Manhattan	Command Discipline A
Substantiated (Command Discipline A)	D	Word	32	Manhattan	Command Discipline A
Substantiated (Command Discipline A)	A	Frisk	32	Manhattan	Command Discipline A
Substantiated (Command Discipline A)	A	Search (of person)	32	Manhattan	Command Discipline A
Substantiated (Command Discipline A)	A	Stop	32	Manhattan	Command Discipline A
Substantiated (Command Discipline A)	A	Threat of arrest	33	Manhattan	Command Discipline A
Substantiated (Command Discipline A)	D	Word	33	Manhattan	Command Discipline A
Substantiated (Formalized Training)	D	Action	33	Manhattan	Instructions
Substantiated (Formalized Training)	A	Vehicle search	40	Bronx	Formalized Training
Substantiated (Formalized Training)	A	Vehicle search	40	Bronx	Formalized Training
Substantiated (Formalized Training)	A	Failure to show search warrant	40	Bronx	Formalized Training
Substantiated (Formalized Training)	A	Frisk	46	Bronx	Formalized Training
Substantiated (Command Discipline A)	A	Frisk	47	Bronx	Command Discipline A
Substantiated (Formalized Training)	A	Vehicle search	48	Bronx	Formalized Training
Substantiated (Formalized Training)	A	Premises entered and/or searched	48	Bronx	Formalized Training
Substantiated (Formalized Training)	A	Frisk	49	Bronx	Formalized Training
Substantiated (Command Discipline A)	A	Stop	49	Bronx	Command Discipline A
Substantiated (Command Discipline A)	A	Question	49	Bronx	Command Discipline A
Substantiated (Formalized Training)	A	Refusal to provide name/shield number	50	Bronx	Command Discipline A
Substantiated (Formalized Training)	A	Refusal to provide name/shield number	60	Brooklyn	Instructions
Substantiated (Command Discipline A)	A	Vehicle stop	61	Brooklyn	Command Discipline A
Substantiated (Command Discipline A)	D	Word	61	Brooklyn	Command Discipline A
Substantiated (Formalized Training)	A	Refusal to process civilian complaint	75	Brooklyn	Instructions

Board Disposition	FADO Type	Allegation	Precinct	Borough	NYPD Discipline
Substantiated (Command Discipline A)	A	Refusal to provide name/shield number	83	Brooklyn	Command Discipline A
Substantiated (Command Discipline A)	A	Other	83	Brooklyn	Command Discipline A
Substantiated (Command Discipline B)	A	Vehicle search	101	Queens	Formalized Training
Substantiated (Command Discipline A)	D	Word	102	Queens	Command Discipline A
Substantiated (Command Discipline A)	A	Other	103	Queens	Command Discipline A
Substantiated (Formalized Training)	D	Word	103	Queens	Instructions
Substantiated (Formalized Training)	D	Word	103	Queens	Instructions
Substantiated (Command Discipline A)	A	Frisk	103	Queens	Command Discipline A
Substantiated (Command Discipline A)	A	Search (of person)	103	Queens	Command Discipline A
Substantiated (Command Discipline A)	A	Stop	103	Queens	No Penalty
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)	A	Stop	103	Queens	Command Discipline A
Substantiated (Command Discipline B)	A	Threat of summons	114	Queens	Command Discipline B
Substantiated (Command Discipline A)	A	Frisk	114	Queens	Formalized Training
Substantiated (Command Discipline B)	A	Search (of person)	114	Queens	Command Discipline B
Substantiated (Command Discipline B)	A	Stop	114	Queens	Command Discipline B
Substantiated (Command Discipline B)	A	Stop	114	Queens	Command Discipline B
Substantiated (Command Discipline A)	A	Stop	114	Queens	No Penalty
Substantiated (Formalized Training)	A	Vehicle search	115	Queens	Formalized Training
Substantiated (Formalized Training)	A	Question	115	Queens	Formalized Training
Substantiated (Command Discipline B)	F	Physical force	120	Staten Island	Command Discipline B
Substantiated (Command Discipline A)	A	Threat to damage/seize property	120	Staten Island	Command Discipline A
Substantiated (Command Discipline A)	A	Frisk	120	Staten Island	Instructions
Substantiated (Formalized Training)	A	Search (of person)	121	Staten Island	Formalized Training

Figure 46: NYPD Discipline Imposed for Allegations - APU Adjudicated Cases (July 2016)

Board Disposition	FADO Type	Allegation	Precinct	Borough	NYPD Discipline
Substantiated (Charges)	F	Physical force	44	Bronx	No Penalty
Substantiated (Charges)	F	Physical force	47	Bronx	Dismissal Probation
Substantiated (Charges)	A	Vehicle search	47	Bronx	Forfeit vacation 2 day(s)
Substantiated (Charges)	A	Vehicle search	47	Bronx	Forfeit vacation 2 day(s)
Substantiated (Charges)	A	Frisk	47	Bronx	Forfeit vacation 2 day(s)
Substantiated (Charges)	A	Search (of person)	47	Bronx	Forfeit vacation 2 day(s)
Substantiated (Charges)	F	Pepper spray	49	Bronx	Forfeit vacation 10 day(s)
Substantiated (Charges)	F	Pepper spray	49	Bronx	Forfeit vacation 10 day(s)
Substantiated (Charges)	F	Nightstick as club (incl asp & baton)	70	Brooklyn	No Penalty
Substantiated (Charges)	F	Chokehold	77	Brooklyn	No Penalty
Substantiated (Charges)	F	Chokehold	79	Brooklyn	No Penalty
Substantiated (Charges)	F	Physical force	79	Brooklyn	No Penalty
Substantiated (Charges)	A	Strip-searched	79	Brooklyn	No Penalty
Substantiated (Charges)	A	Threat of force (verbal or physical)	79	Brooklyn	No Penalty
Substantiated (Charges)	A	Threat of force (verbal or physical)	79	Brooklyn	No Penalty
Substantiated (Charges)	A	Threat of force (verbal or physical)	79	Brooklyn	No Penalty
Substantiated (Charges)	A	Threat of force (verbal or physical)	79	Brooklyn	Forfeit vacation 25 day(s)
Substantiated (Charges)	A	Threat of force (verbal or physical)	79	Brooklyn	Forfeit vacation 25 day(s)
Substantiated (Charges)	A	Other	79	Brooklyn	No Penalty
Substantiated (Charges)	D	Word	79	Brooklyn	No Penalty
Substantiated (Charges)	D	Word	79	Brooklyn	No Penalty
Substantiated (Charges)	D	Word	79	Brooklyn	No Penalty
Substantiated (Charges)	D	Word	79	Brooklyn	Forfeit vacation 25 day(s)
Substantiated (Charges)	A	Search (of person)	79	Brooklyn	Forfeit vacation 25 day(s)
Substantiated (Charges)	A	Stop	79	Brooklyn	Forfeit vacation 25 day(s)
Substantiated (Charges)	A	Stop	79	Brooklyn	Forfeit vacation 3 day(s)
Substantiated (Charges)	A	Vehicle search	81	Brooklyn	No Penalty
Substantiated (Charges)	A	Vehicle search	81	Brooklyn	No Penalty
Substantiated (Charges)	A	Retaliatory summons	108	Queens	No Penalty
Substantiated (Charges)	F	Physical force	115	Queens	No Penalty

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 or 212-912-7235 if you are having difficulty finding information on CCRB data that was formerly available.

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

	July 2016		June 2016		Change	% Change
	Count	% of Total	Count	% of Total		
Cases 0-4 Months	925	90.6%	894	91.1%	31	3.5%
Cases 5-7 Months	60	5.9%	52	5.3%	8	15.4%
Cases 8 Months	5	0.5%	4	0.4%	1	25.0%
Cases 9 Months	2	0.2%	5	0.5%	-3	-60.0%
Cases 10 Months	6	0.6%	2	0.2%	4	200.0%
Cases 11 Months	3	0.3%	1	0.1%	2	200.0%
Cases 12 Months	3	0.3%	6	0.6%	-3	-50.0%
Cases 13 Months	4	0.4%	4	0.4%	0	0.0%
Cases 14 Months	2	0.2%	0	0.0%	2	NA
Cases 15 Months	1	0.1%	5	0.5%	-4	-80.0%
Cases 16 Months	4	0.4%	2	0.2%	2	100.0%
Cases 17 Months	1	0.1%	2	0.2%	-1	-50.0%
Cases 18 Months	1	0.1%	0	0.0%	1	NA
Cases Over 18 Months	4	0.4%	4	0.4%	0	0.0%
NA	0	0.0%	0	0.0%	0	NA
Total	1021	100.0%	981	100.0%	40	4.1%

Figure 48: CCRB Open Docket - Age of CCRB Cases Based On CCRB Received Date

	July 2016		June 2016		Change	% Change
	Count	% of Total	Count	% of Total		
Cases 0-4 Months	984	96.4%	950	96.8%	34	3.6%
Cases 5-7 Months	27	2.6%	22	2.2%	5	22.7%
Cases 8 Months	2	0.2%	4	0.4%	-2	-50.0%
Cases 9 Months	2	0.2%	0	0.0%	2	NA
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	2	0.2%	0	0.0%	2	NA
Cases 14 Months	0	0.0%	0	0.0%	0	NA
Cases 15 Months	0	0.0%	1	0.1%	-1	NA
Cases 16 Months	1	0.1%	0	0.0%	1	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	3	0.3%	3	0.3%	0	0.0%
NA	0	0.0%	0	0.0%	0	NA
Total	1021	100.0%	981	100.0%	40	4.1%

Figure 49: CCRB Investigations Docket - Age of CCRB Cases Based On Incident Date

	July 2016		June 2016		Change	% Change
	Count	% of Total	Count	% of Total		
Cases 0-4 Months	588	92.9%	603	92.6%	-15	-2.5%
Cases 5-7 Months	24	3.8%	27	4.1%	-3	-11.1%
Cases 8 Months	5	0.8%	1	0.2%	4	400.0%
Cases 9 Months	0	0.0%	4	0.6%	-4	NA
Cases 10 Months	3	0.5%	1	0.2%	2	200.0%
Cases 11 Months	1	0.2%	1	0.2%	0	0.0%
Cases 12 Months	1	0.2%	3	0.5%	-2	-66.7%
Cases 13 Months	2	0.3%	2	0.3%	0	0.0%
Cases 14 Months	1	0.2%	0	0.0%	1	NA
Cases 15 Months	1	0.2%	4	0.6%	-3	-75.0%
Cases 16 Months	3	0.5%	1	0.2%	2	200.0%
Cases 17 Months	1	0.2%	0	0.0%	1	NA
Cases 18 Months	0	0.0%	0	0.0%	0	NA
Cases Over 18 Months	3	0.5%	4	0.6%	-1	-25.0%
NA	0	0.0%	0	0.0%	0	NA
Total	633	100.0%	651	100.0%	-18	-2.8%

Figure 50: CCRB DA Hold Docket - Age of CCRB Cases Based On Incident Date

	July 2016	
	Count	% of Total
Cases 0-4 Months	3	21.4%
Cases 5-7 Months	1	7.1%
Cases 8 Months	1	7.1%
Cases 9 Months	1	7.1%
Cases 10 Months	1	7.1%
Cases 11 Months	1	7.1%
Cases 12 Months	2	14.3%
Cases 13 Months	1	7.1%
Cases 14 Months	0	0.0%
Cases 15 Months	0	0.0%
Cases 16 Months	0	0.0%
Cases 17 Months	1	7.1%
Cases 18 Months	0	0.0%
Cases Over 18 Months	2	14.3%
NA	0	0.0%
Total	14	100.0%

Figure 51: Disposition of Force Allegations (YTD 2016)

Force Allegation	Substantiated		Exonerated		Unsubstantiated		Unfounded		Officer Unidentified		Miscellaneous	
	Count	%	Count	%	Count	%	Count	%	Count	%	Count	%
Gun Pointed	5	7.9%	33	52.4%	15	23.8%	2	3.2%	8	12.7%	0	0%
Gun fired	0	0%	1	100%	0	0%	0	0%	0	0%	0	0%
Nightstick as club (incl asp & baton)	3	12%	10	40%	3	12%	8	32%	1	4%	0	0%
Gun as club	2	66.7%	0	0%	0	0%	1	33.3%	0	0%	0	0%
Radio as club	1	50%	0	0%	0	0%	0	0%	1	50%	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%	3	100%	0	0%	0	0%	0	0%
Vehicle	0	0%	1	14.3%	3	42.9%	3	42.9%	0	0%	0	0%
Other blunt instrument as a club	0	0%	0	0%	2	40%	3	60%	0	0%	0	0%
Hit against inanimate object	3	10.7%	3	10.7%	11	39.3%	9	32.1%	2	7.1%	0	0%
Chokehold	2	3.9%	0	0%	26	51%	14	27.5%	9	17.6%	0	0%
Pepper spray	3	11.5%	13	50%	4	15.4%	3	11.5%	3	11.5%	0	0%
Physical force	30	4.2%	282	39.4%	224	31.3%	114	15.9%	63	8.8%	3	0.4%
Handcuffs too tight	1	6.2%	0	0%	9	56.2%	6	37.5%	0	0%	0	0%
Nonlethal restraining device	2	7.4%	20	74.1%	2	7.4%	3	11.1%	0	0%	0	0%
Animal	0	0%	1	100%	0	0%	0	0%	0	0%	0	0%
Other	2	2.6%	1	1.3%	36	46.2%	18	23.1%	21	26.9%	0	0%
Total	54	5.1%	365	34.7%	338	32.1%	184	17.5%	108	10.3%	3	0.3%

Figure 52: 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%	16	59.3%	8	29.6%	0	0%	3	11.1%	0	0%
Strip-searched	14	31.1%	6	13.3%	18	40%	2	4.4%	5	11.1%	0	0%
Vehicle stop	12	7.7%	91	58.3%	45	28.8%	1	0.6%	7	4.5%	0	0%
Vehicle search	27	19.4%	44	31.7%	56	40.3%	3	2.2%	9	6.5%	0	0%
Premises entered and/or searched	49	14.6%	206	61.5%	66	19.7%	5	1.5%	9	2.7%	0	0%
Threat of summons	1	5%	7	35%	9	45%	1	5%	2	10%	0	0%
Threat of arrest	13	5.9%	101	46.1%	75	34.2%	8	3.7%	22	10%	0	0%
Threat to notify ACS	1	7.7%	3	23.1%	6	46.2%	1	7.7%	2	15.4%	0	0%
Threat of force (verbal or physical)	12	9.3%	15	11.6%	70	54.3%	16	12.4%	16	12.4%	0	0%
Threat to damage/seize property	2	6.5%	8	25.8%	17	54.8%	1	3.2%	3	9.7%	0	0%
Property damaged	8	12.7%	16	25.4%	23	36.5%	5	7.9%	11	17.5%	0	0%
Refusal to process civilian complaint	6	20.7%	0	0%	20	69%	0	0%	3	10.3%	0	0%
Refusal to provide name/shield number	32	12.1%	1	0.4%	159	60.2%	50	18.9%	22	8.3%	0	0%
Retaliatory arrest	3	60%	1	20%	1	20%	0	0%	0	0%	0	0%
Retaliatory summons	15	88.2%	1	5.9%	1	5.9%	0	0%	0	0%	0	0%
Refusal to obtain medical treatment	16	24.2%	0	0%	34	51.5%	13	19.7%	3	4.5%	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	44	41.5%	22	20.8%	31	29.2%	6	5.7%	3	2.8%	0	0%
Seizure of property	2	11.8%	8	47.1%	4	23.5%	2	11.8%	1	5.9%	0	0%
Failure to show search warrant	6	24%	0	0%	17	68%	2	8%	0	0%	0	0%
Frisk	81	45.3%	33	18.4%	39	21.8%	1	0.6%	24	13.4%	1	0.6%
Search (of person)	54	27%	37	18.5%	80	40%	5	2.5%	24	12%	0	0%
Stop	94	31%	135	44.6%	42	13.9%	2	0.7%	30	9.9%	0	0%
Question	11	23.9%	20	43.5%	14	30.4%	0	0%	1	2.2%	0	0%
Refusal to show arrest warrant	0	0%	0	0%	1	33.3%	1	33.3%	1	33.3%	0	0%
Interference with recording	2	66.7%	1	33.3%	0	0%	0	0%	0	0%	0	0%
Search of recording device	1	50%	0	0%	1	50%	0	0%	0	0%	0	0%
Electronic device information deletion	0	0%	0	0%	2	100%	0	0%	0	0%	0	0%

Total	506	20.7%	772	31.6%	839	34.3%	125	5.1%	201	8.2%	1	0%
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Figure 53: Disposition of Discourtesy Allegations (YTD 2016)

Discourtesy Allegation	Substantiated		Exonerated		Unsubstantiated		Unfounded		Officer Unidentified		Miscellaneous	
	Count	%	Count	%	Count	%	Count	%	Count	%	Count	%
Word	47	8.6%	14	2.6%	329	60.3%	74	13.6%	79	14.5%	3	0.5%
Gesture	0	0%	0	0%	1	33.3%	1	33.3%	1	33.3%	0	0%
Demeanor/tone	1	50%	0	0%	1	50%	0	0%	0	0%	0	0%
Action	11	15.5%	2	2.8%	39	54.9%	15	21.1%	4	5.6%	0	0%
Other	0	0%	0	0%	1	100%	0	0%	0	0%	0	0%
Total	59	9.5%	16	2.6%	371	59.6%	90	14.4%	84	13.5%	3	0.5%

Figure 54: 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%	30	71.4%	8	19%	4	9.5%	0	0%
Ethnicity	0	0%	0	0%	8	53.3%	6	40%	1	6.7%	0	0%
Religion	0	0%	0	0%	2	100%	0	0%	0	0%	0	0%
Gender	2	7.7%	0	0%	15	57.7%	6	23.1%	3	11.5%	0	0%
Sexual orientation	1	6.2%	0	0%	10	62.5%	5	31.2%	0	0%	0	0%
Physical disability	1	33.3%	0	0%	2	66.7%	0	0%	0	0%	0	0%
Other	1	11.1%	0	0%	4	44.4%	1	11.1%	3	33.3%	0	0%
Total	5	4.4%	0	0%	71	62.8%	26	23%	11	9.7%	0	0%

Figure 55: Administrative Prosecutions Unit Open Docket (July 2016)

Case Stage	Cases	Percent
Awaiting filing of charges	5	4%
Charges filed, awaiting service	35	26%
Charges served, CORD/SoEH/DCS pending	32	24%
Charges served, Conference Date Requested	5	4%
Calendered for court appearance	8	6%
Case Off Calendar - Subsequent Appearance Pending	7	5%
Trial scheduled	28	21%
Trial commenced	7	5%
Plea agreed - paperwork pending	7	5%
Total	134	100%

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

Figure 56: Administrative Prosecutions Unit Cases Awaiting Final Disposition (July 2016)

Case Stage	Cases	Percent
Disposition modified, awaiting final disp.	1	1%
Plea filed - awaiting approval by PC	73	55%
Verdict rendered - awaiting approval by PC	36	27%
Verdict rendered - Fogel response due	1	1%
Trial completed, awaiting verdict	22	17%
Total	133	100%

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