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Executive Director's Monthly Report
September 2023
(Statistics for August 2023)

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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. Data for August 2023 included the following highlights:

- 1) Of the cases in the CCRB active investigations docket, 56% have been open for 4 months or fewer, and 73% have been open for 7 months or fewer (page 10). In August, the CCRB opened 596 new cases (page 4), and currently has a total open docket of 3,956 cases (page 11).
- 2) The CCRB substantiated allegations in 31% of its fully investigated cases in August (page 17).
- 3) The CCRB fully investigated 73% of the cases it closed in August (page 14) and resolved (fully investigated, mediated or attempted mediation) 75% of the cases it closed (page 18). The Agency closed 18% of the cases as unable to investigate/withdrawn (page 14).
- 4) For August, investigations using video evidence resulted in substantiated allegations in 32% of cases - compared to 11% of cases in which video was not available (page 23).
- 5) The Monthly Report includes a breakdown of complaints and substantiations by NYPD precinct and borough of occurrence (pages 5-6, 25-31).
- 6) In August the Police Commissioner finalized 11 decision(s) against police officers in Administrative Prosecution Unit (APU) cases (page 37). The CCRB's APU prosecutes the most serious allegations of misconduct. The APU conducted 20 trials against members of the NYPD year-to-date; 2 trials were conducted against respondent officers in August.

The CCRB is committed to producing monthly reports that are valuable to the public, and welcomes feedback on how to make its 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 15 members. 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.

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”.

FADO&U: A ballot measure revising the New York City Charter, which passed on November 5, 2019, authorized the CCRB to investigate the truthfulness of an official statement made by a subject officer during a CCRB investigation into a FADO allegation. This expanded jurisdiction—Force, Abuse of Authority, Discourtesy, Offensive Language, and Untruthful Statements (FADO&U)—went into effect on March 31, 2020.

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 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.

Unable to Investigate / Withdrawn: When the CCRB is unable to obtain a sworn statement from the complainant/alleged victim, the case is closed as unable to investigate. When the complainant/alleged victim asks that their complaint be withdrawn, the case is closed as withdrawn.

Closed Pending Litigation: Sometimes when a complainant is involved in criminal or civil litigation, their attorney advises against making sworn statements until the conclusion of the court case. When a complainant declines to cooperate with an investigation on the advice of their attorney, the complaint disposition is "Closed Pending Litigation."

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 August 2023, the CCRB initiated 596 new complaints.

Figure 1: Total Intake by Month (January 2022 - August 2023)

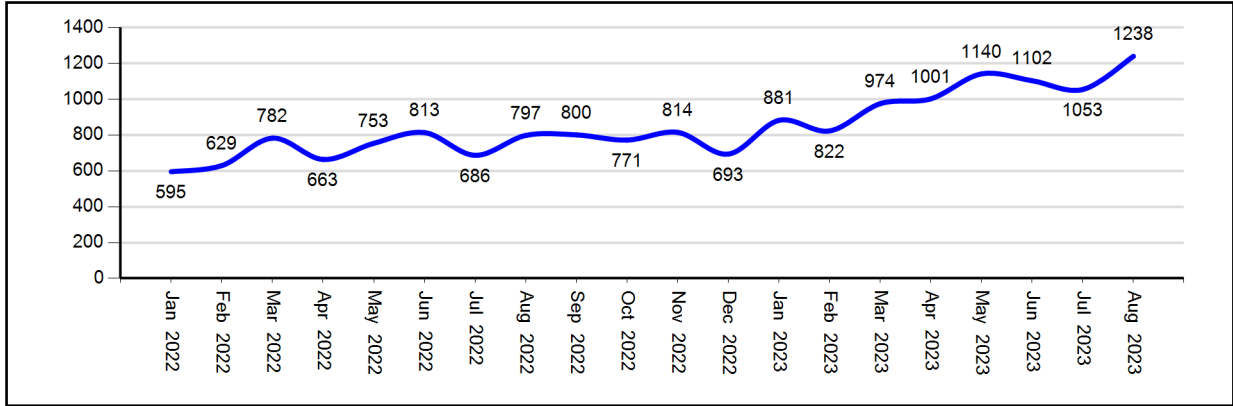


Figure 2: New CCRB Complaints by Month (January 2022 - August 2023)

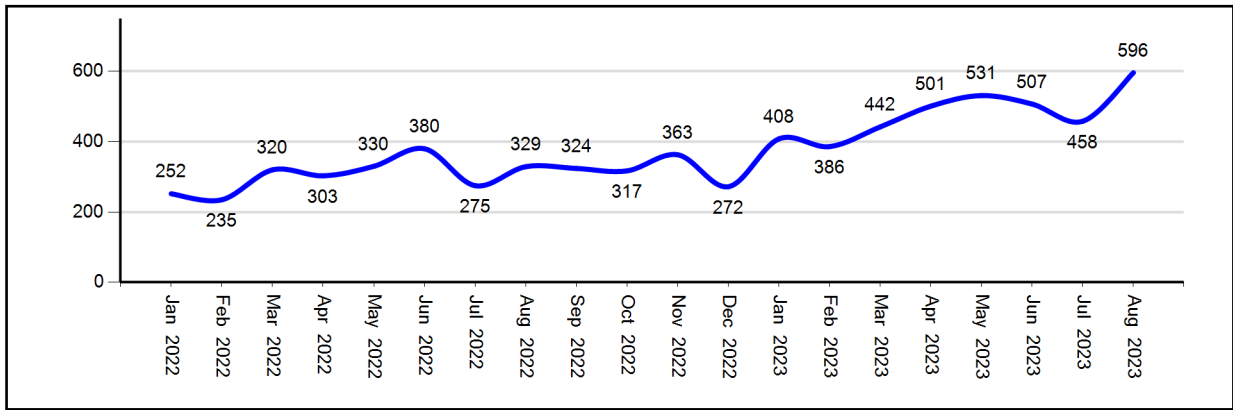
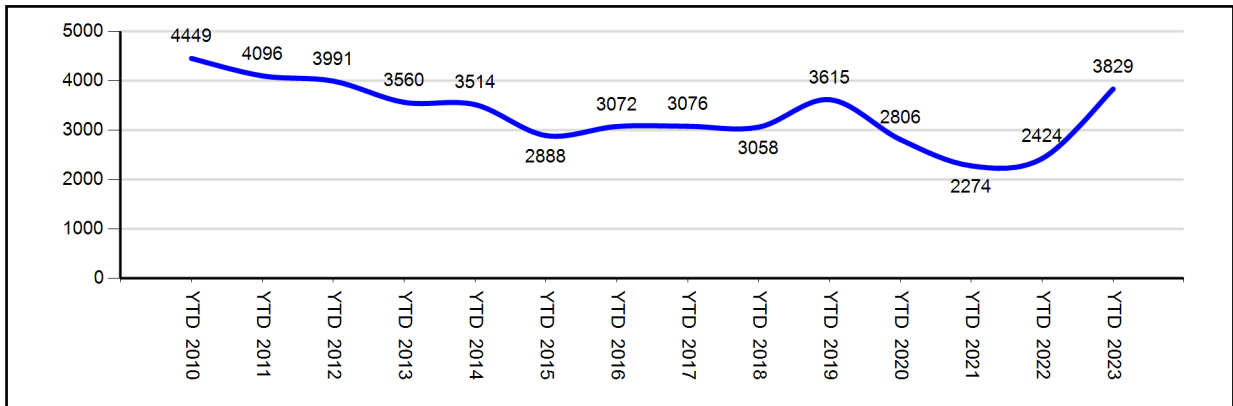


Figure 3: New CCRB Complaints by Year (YTD 2010 - YTD 2023)



CCRB Cases Received by Borough and Precinct

Figure 4: CCRB Complaints Received By Borough of Occurrence (August 2023)

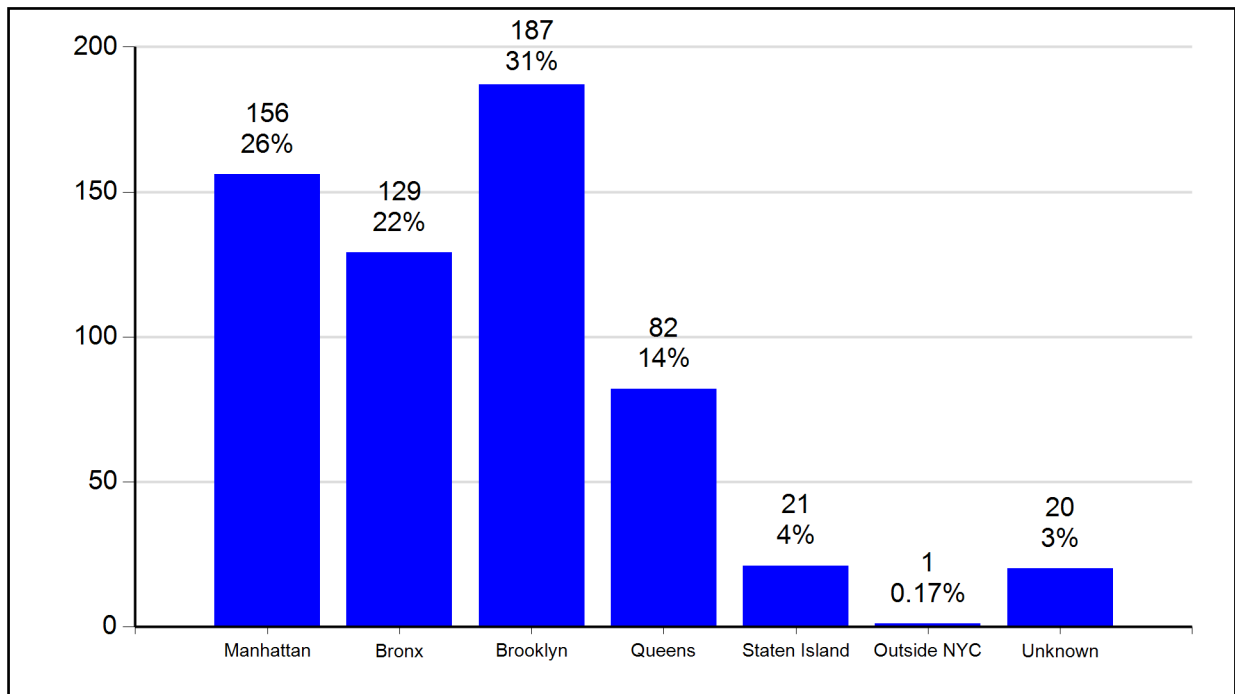


Figure 5: CCRB Complaints Received By Borough of Occurrence (YTD 2023)

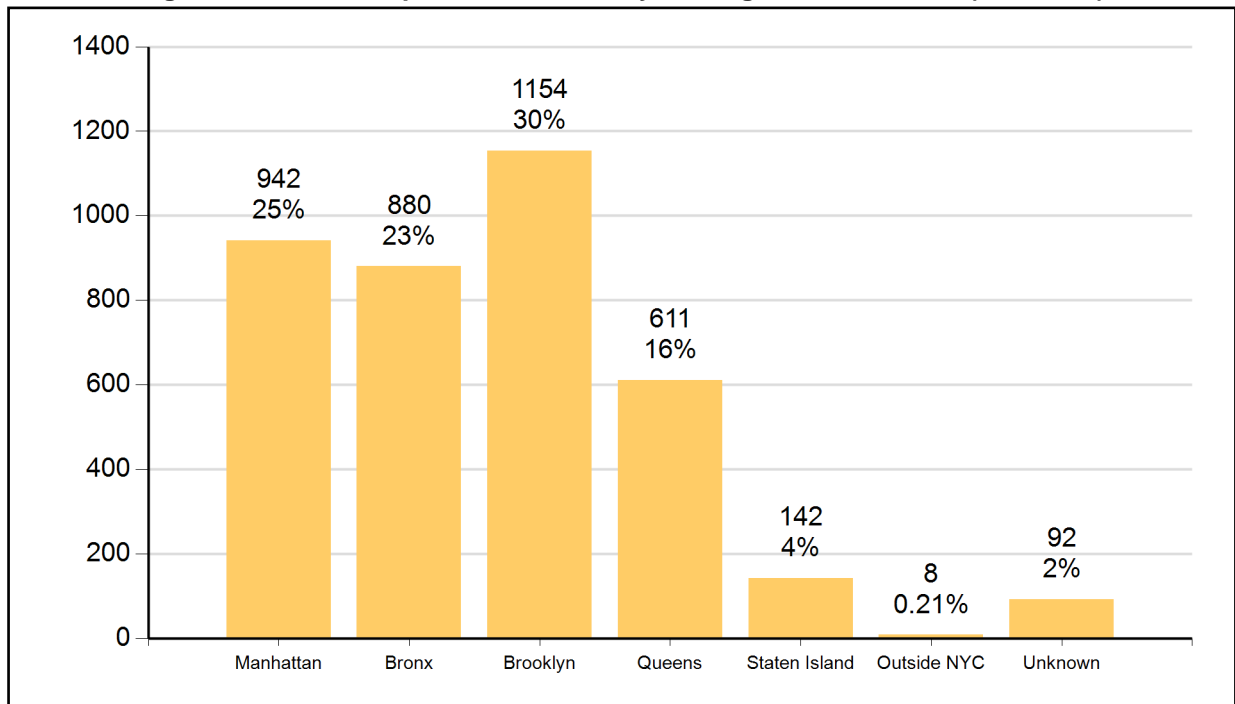


Figure 6: CCRB Complaints Received By Precinct of Occurrence (August 2023)

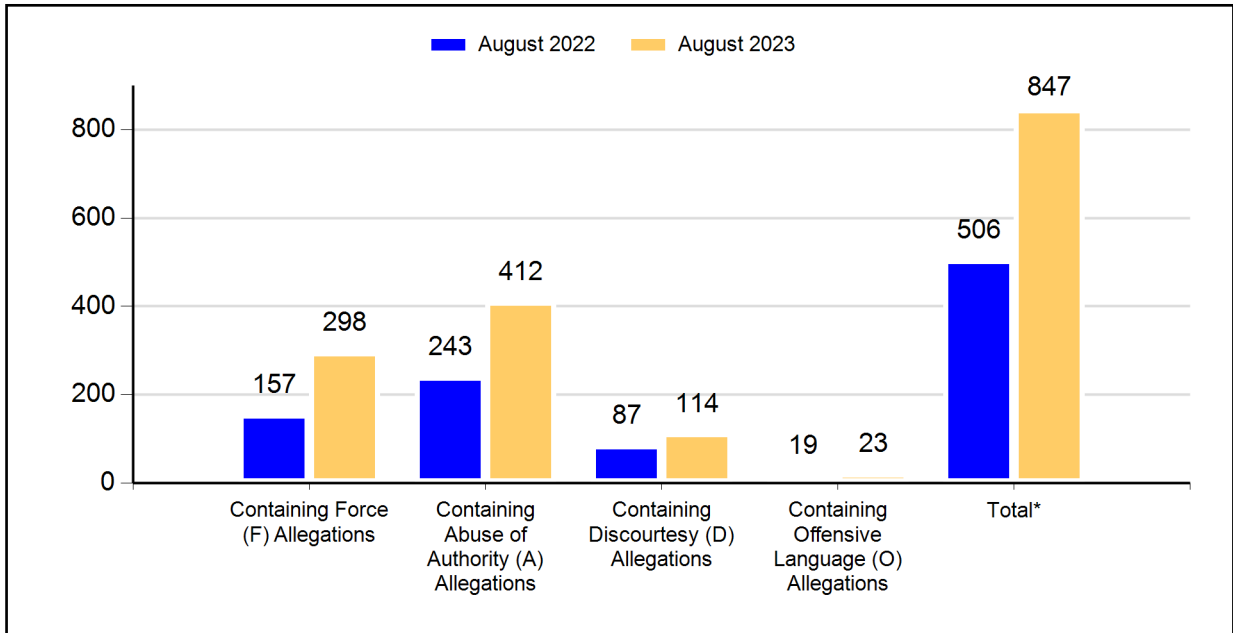
| NYPD Precinct of Occurrence* | Number of Complaints | NYPD Precinct of Occurrence* | Number of Complaints |
|------------------------------|----------------------|------------------------------|----------------------|
| 0 | 5 | 67 | 13 |
| 1 | 4 | 68 | 1 |
| 5 | 3 | 69 | 8 |
| 6 | 3 | 70 | 9 |
| 7 | 5 | 71 | 10 |
| 9 | 6 | 72 | 7 |
| 10 | 8 | 73 | 23 |
| 13 | 10 | 75 | 25 |
| 14 | 14 | 76 | 4 |
| 17 | 2 | 77 | 4 |
| 18 | 11 | 78 | 4 |
| 19 | 3 | 79 | 14 |
| 20 | 3 | 81 | 6 |
| 23 | 13 | 83 | 1 |
| 24 | 8 | 84 | 8 |
| 25 | 9 | 88 | 4 |
| 26 | 4 | 90 | 4 |
| 28 | 7 | 100 | 1 |
| 30 | 7 | 101 | 5 |
| 32 | 10 | 102 | 5 |
| 33 | 4 | 103 | 13 |
| 34 | 11 | 104 | 5 |
| 40 | 12 | 105 | 4 |
| 41 | 1 | 106 | 2 |
| 42 | 11 | 107 | 6 |
| 43 | 6 | 108 | 2 |
| 44 | 20 | 109 | 3 |
| 45 | 8 | 110 | 6 |
| 46 | 24 | 112 | 3 |
| 47 | 13 | 113 | 11 |
| 48 | 9 | 114 | 11 |
| 49 | 7 | 115 | 4 |
| 50 | 5 | 120 | 4 |
| 52 | 4 | 121 | 8 |
| 60 | 10 | 122 | 4 |
| 61 | 5 | 123 | 5 |
| 62 | 3 | Unknown | 47 |
| 63 | 12 | | |
| 66 | 2 | | |

*These figures track where an incident occurred, not necessarily the Command of the officer.

Allegations Received

As described in the previous section, the CCRB has jurisdiction over four categories of NYPD misconduct. The charts below show what types of allegations are contained in the CCRB complaints received.

Figure 7: CCRB Complaints Received By Type of Allegation (August 2022 vs. August 2023)



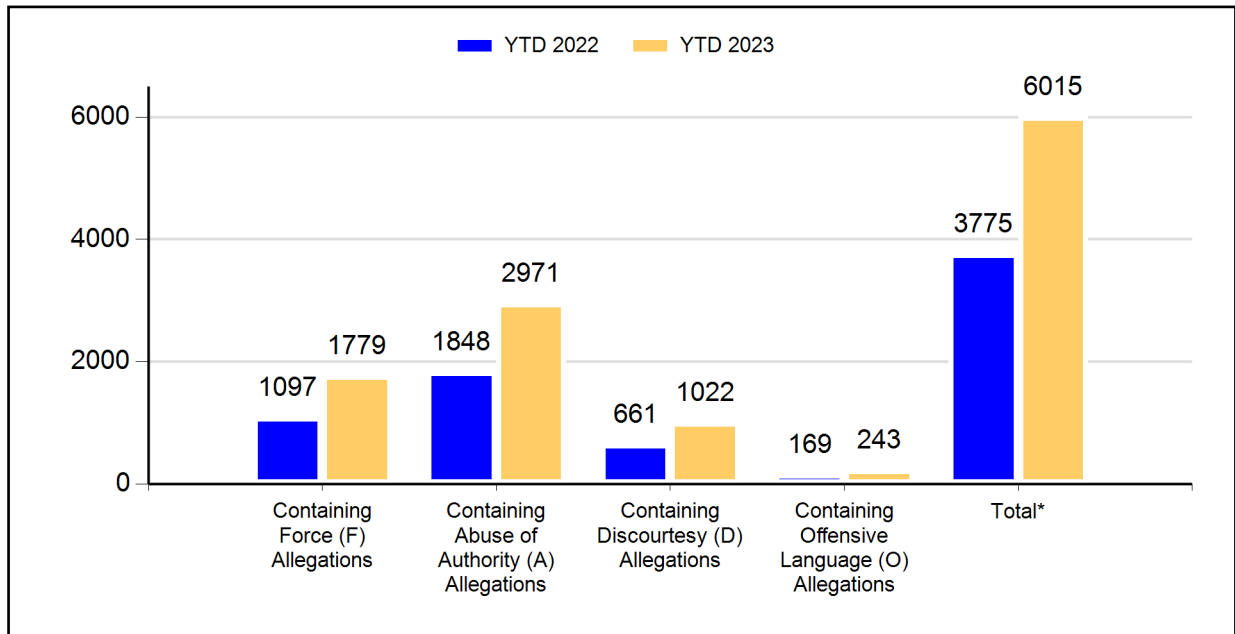
*This is the total of distinct FADO allegation types in complaints received.

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

| | August 2022 | | August 2023 | | Change | % Change |
|------------------------|-------------|-----------------------|-------------|-----------------------|--------|----------|
| | Count | % of Total Complaints | Count | % of Total Complaints | | |
| Force (F) | 157 | 48% | 298 | 50% | 141 | 90% |
| Abuse of Authority (A) | 243 | 74% | 412 | 69% | 169 | 70% |
| Discourtesy (D) | 87 | 26% | 114 | 19% | 27 | 31% |
| Offensive Language (O) | 19 | 6% | 23 | 4% | 4 | 21% |
| Total FADO Allegations | 506 | | 847 | | 341 | 67% |
| Total Complaints | 329 | | 596 | | 267 | 81% |

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 2022 vs. YTD 2023)



*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 2022 | | YTD 2023 | | Change | % Change |
|------------------------|----------|-----------------------|----------|-----------------------|--------|----------|
| | Count | % of Total Complaints | Count | % of Total Complaints | | |
| Force (F) | 1097 | 45% | 1779 | 46% | 682 | 62% |
| Abuse of Authority (A) | 1848 | 76% | 2971 | 78% | 1123 | 61% |
| Discourtesy (D) | 661 | 27% | 1022 | 27% | 361 | 55% |
| Offensive Language (O) | 169 | 7% | 243 | 6% | 74 | 44% |
| Total FADO Allegations | 3775 | | 6015 | | 2240 | 59% |
| Total Complaints | 2424 | | 3829 | | 1405 | 58% |

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

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

| | August 2022 | | August 2023 | | Change | % Change |
|------------------------|-------------|------------------------|-------------|------------------------|--------|----------|
| | Count | % of Total Allegations | Count | % of Total Allegations | | |
| Force (F) | 439 | 32% | 638 | 34% | 199 | 45% |
| Abuse of Authority (A) | 770 | 55% | 1069 | 56% | 299 | 39% |
| Discourtesy (D) | 147 | 11% | 153 | 8% | 6 | 4% |
| Offensive Language (O) | 33 | 2% | 35 | 2% | 2 | 6% |
| Total Allegations | 1389 | | 1895 | | 506 | 36% |
| Total Complaints | 329 | | 596 | | 267 | 81% |

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

| | YTD 2022 | | YTD 2023 | | Change | % Change |
|------------------------|----------|------------------------|----------|------------------------|--------|----------|
| | Count | % of Total Allegations | Count | % of Total Allegations | | |
| Force (F) | 2674 | 28% | 4317 | 26% | 1643 | 61% |
| Abuse of Authority (A) | 5714 | 59% | 10292 | 62% | 4578 | 80% |
| Discourtesy (D) | 1037 | 11% | 1556 | 9% | 519 | 50% |
| Offensive Language (O) | 221 | 2% | 344 | 2% | 123 | 56% |
| Total Allegations | 9646 | | 16509 | | 6863 | 71% |
| Total Complaints | 2424 | | 3829 | | 1405 | 58% |

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

CCRB Docket

As of the end of August 2023, 56% of active CCRB cases are fewer than five months old, and 73% active cases have been open for fewer than eight months.

Figure 13: Age of Active Cases Based on Received Date (August 2023)

| Case Age Group | Count | % of Total |
|------------------------|-------------|-------------|
| Cases 0-4 Months | 2185 | 55.7% |
| Cases 5-7 Months | 696 | 17.8% |
| Cases 8-11 Months | 650 | 16.6% |
| Cases 12-18 Months* | 372 | 9.5% |
| Cases Over 18 Months** | 17 | 0.4% |
| Total | 3920 | 100% |

*12-18 Months: 10 cases that were reopened; 1 case that was on DA Hold.

**Over18 Months: 2 cases that were reopened; 2 cases that were on DA Hold.

Figure 14: Age of Active Cases Based on Incident Date (August 2023)

| | Count | % of Total |
|------------------------|-------------|-------------|
| Cases 0-4 Months | 1978 | 50.5% |
| Cases 5-7 Months | 707 | 18.0% |
| Cases 8-11 Months | 733 | 18.7% |
| Cases 12-18 Months* | 465 | 11.9% |
| Cases Over 18 Months** | 37 | 0.9% |
| Total | 3920 | 100% |

*12-18 Months: 11 cases that were reopened; 1 case that was on DA Hold.

**Over18 Months: 4 cases that were reopened; 2 cases that were on DA Hold.

An active case is here defined as an investigation; cases in mediation are excluded.

Figure 15: Number of Active Investigations (January 2022 - August 2023)

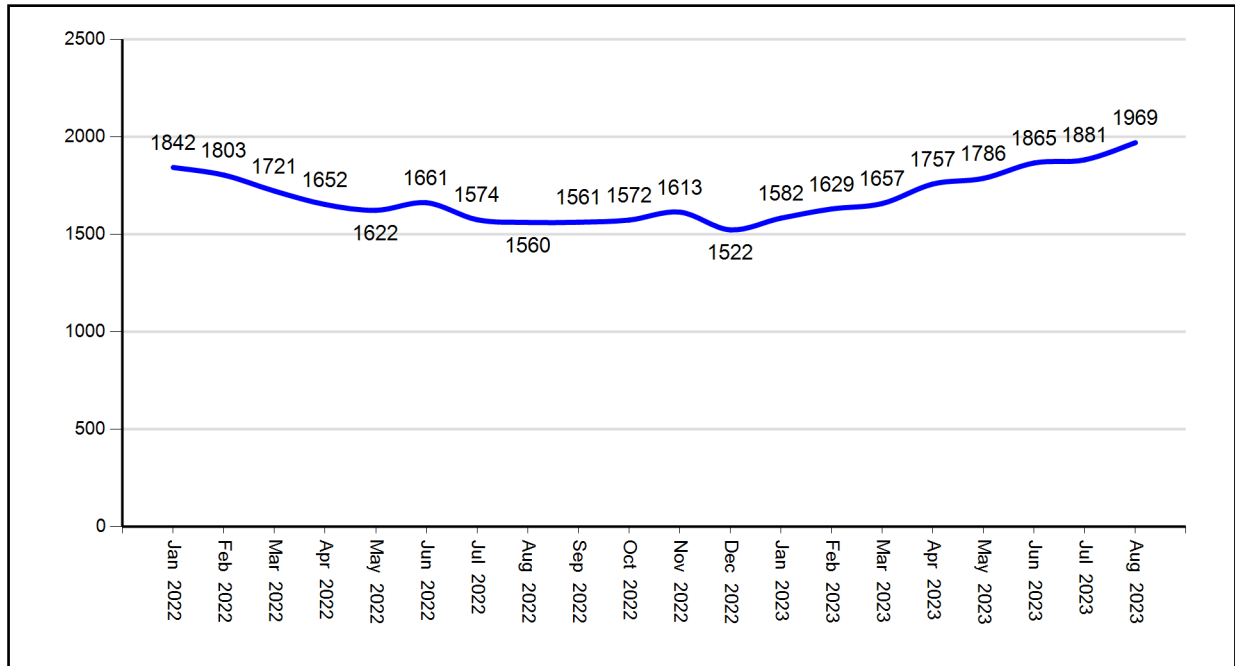


Figure 16: Open Docket Analysis

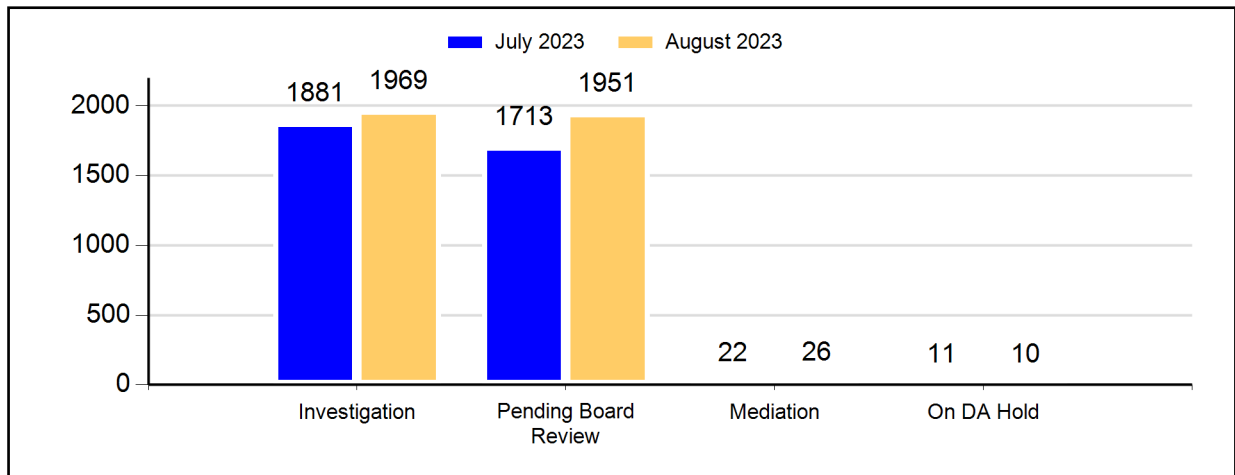


Figure 17: Open Docket Analysis with % Change

| | July 2023 | | August 2023 | | Change | % Change |
|----------------------|-------------|------------|-------------|------------|------------|-----------|
| | Count | % of Total | Count | % of Total | | |
| Investigations | 1881 | 52% | 1969 | 50% | 88 | 5% |
| Pending Board Review | 1713 | 47% | 1951 | 49% | 238 | 14% |
| Mediation | 22 | 1% | 26 | 1% | 4 | 18% |
| On DA Hold | 11 | 0% | 10 | 0% | -1 | -9% |
| Total | 3627 | | 3956 | | 329 | 9% |

Body Worn Camera Footage Requests

Since the widespread roll out of body worn cameras in 2018, the collection of footage from these cameras has become an integral part of CCRB investigations.

The timeliness of the response to BWC footage requests has a direct impact on the length of time it takes to complete an investigation. The longer it takes to fulfill BWC requests, the longer CCRB investigations remain on the open docket.

Figure 18: Average Days To Recieve Positive Return on BWC Requests (January 2022 - August 2023)

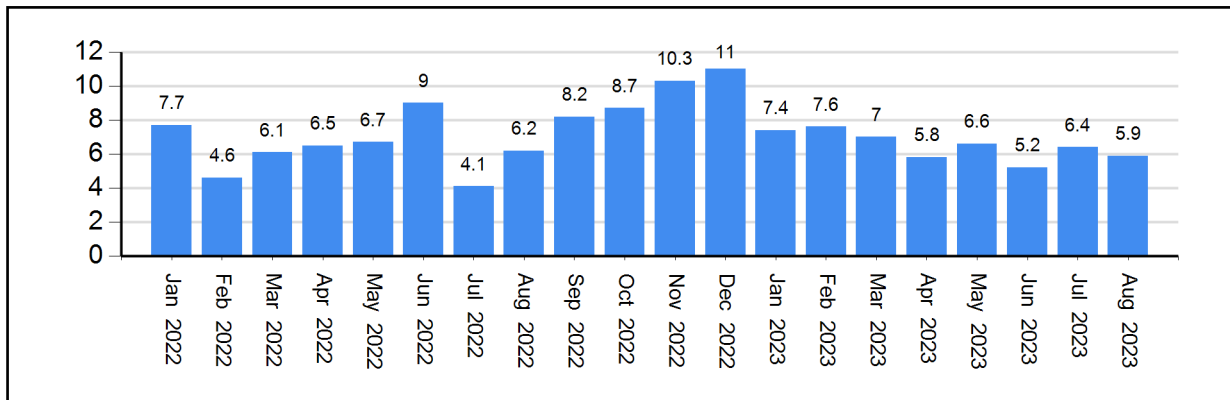
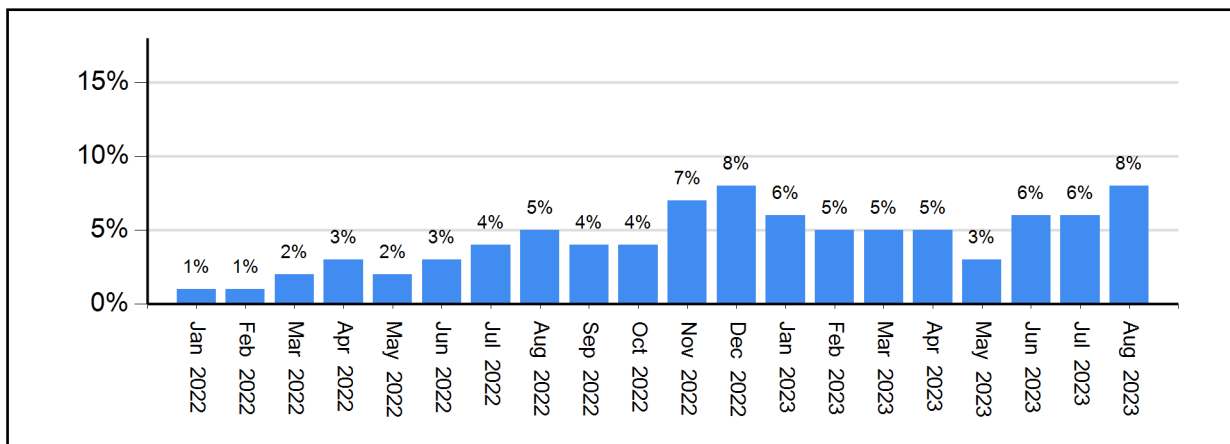


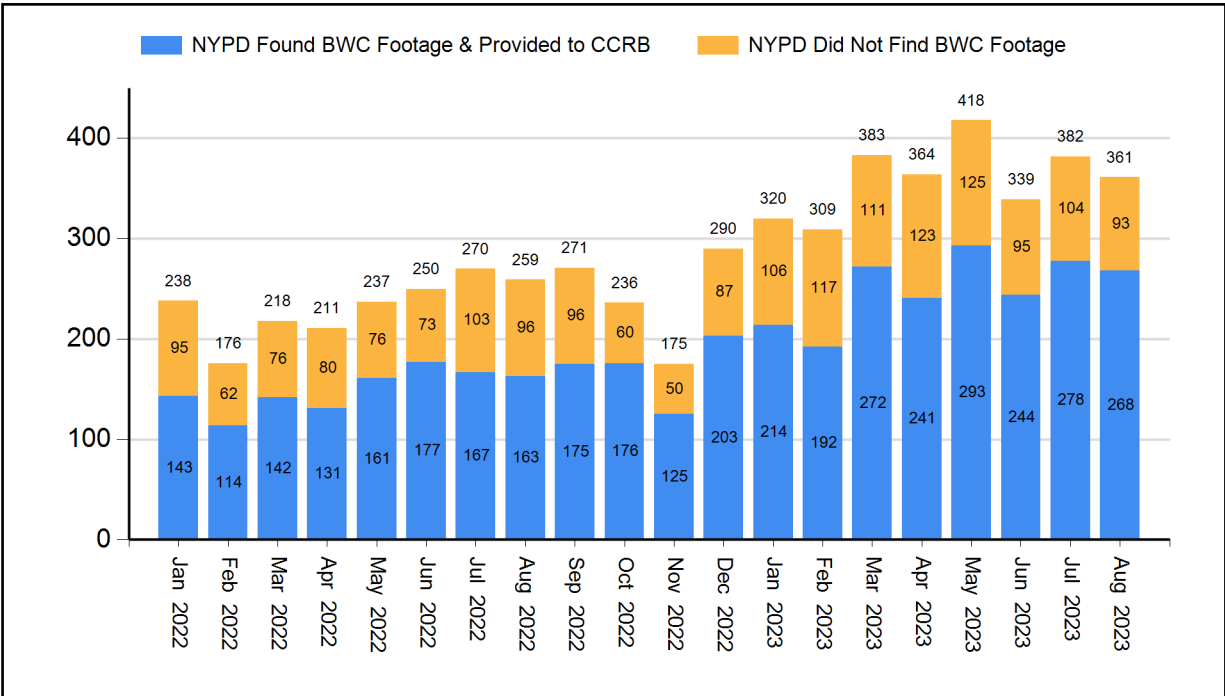
Figure 19: Pending Requests for BWC Footage

| Days Pending | BWC Requests | % of Total |
|-----------------|--------------|-------------|
| 00 <= Days < 30 | 117 | 61.9% |
| 30 <= Days < 60 | 25 | 13.2% |
| 60 <= Days < 90 | 5 | 2.6% |
| 90 >= Days | 42 | 22.2% |
| Total | 189 | 100% |

Figure 20: Percentage of Open Investigations Docket with Pending BWC Requests (January 2022 - August 2023)



**Figure 21: Fulfilled BWC Requests
(January 2022 - August 2023)**

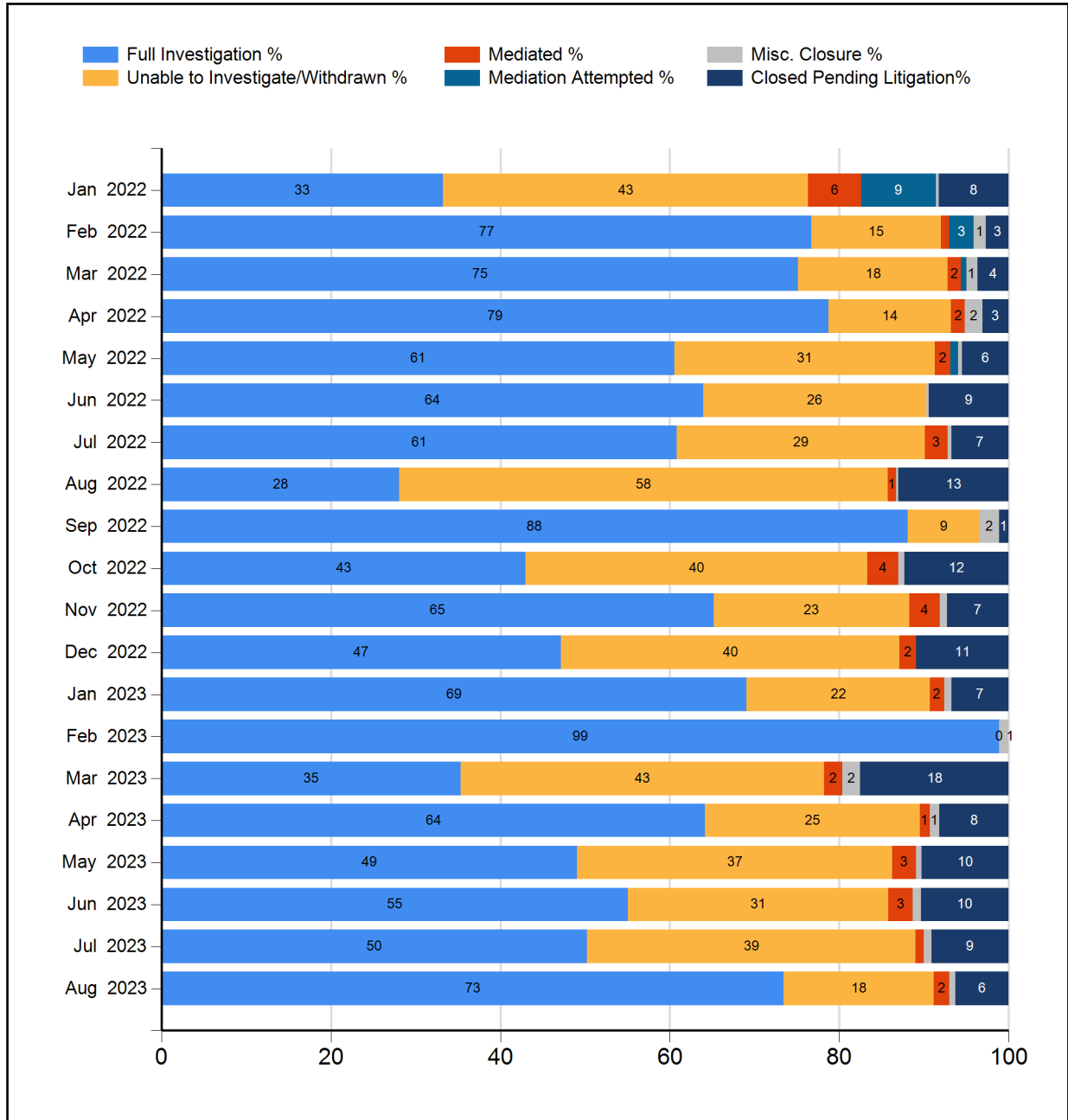


Closed Cases

Resolving Cases

In August 2023, the CCRB fully investigated 73% of the cases it closed, and resolved (fully investigated, mediated or mediation attempted) 75% of the cases it closed.

Figure 22: Case Resolutions (January 2022 - August 2023) (%)



Dispositions

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

- If the alleged misconduct is found to have occurred, based on the preponderance of the evidence, the allegation is closed as **substantiated**.
- If there is not enough evidence to determine whether or not the alleged misconduct occurred, the allegation is closed as **unable to determine**.*
- If the preponderance of the evidence suggests that the event or alleged act did not occur, the allegation is closed as **unfounded**.
- If the event did occur, but was not improper by a preponderance of evidence, the allegation is closed as **within NYPD guidelines**.**
- 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, or closed as **mediation attempted**, the designation for a case in which both the officer and the civilian agree to mediate, but the civilian fails to appear twice for the scheduled mediation session or fails to respond to attempts to schedule a mediation session. Finally, a case that cannot be fully investigated because the CCRB was unable to obtain a sworn statement from the complainant/victim is closed as **unable to investigate**.

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 individual was at a subway station and saw a commotion near a booth and saw officers at the site of the commotion. He approached them to ask what was going on and used his cellphone to start recording the interaction. The subject officer told the individual to leave the subway station and ended up gripping the individual's arm to take him out of the station. The incident was captured on BWC. The individual is shown standing near the turnstiles with his phone in his hand as the officers provide some type of aid to a man on the ground. The subject officer gestured at the individual who shrugged his shoulders. The subject officer pointed to the individual and approached him. The individual pointed at an exit and so did the subject officer. The individual stopped walking for a moment and the subject officer grabbed the individual's arm. The subject officer at his interview stated that the individual was being disorderly, and that the individual was blocking an exit. The investigation found that the individual remained several feet away from the officers and did not obstruct officers in rendering aid to the man on the ground, that the individual moved away from the turnstile when instructed to by the subject officer and thus no justification could be made for ejecting the individual from the subway station. The Board substantiated the Abuse of Authority and Use of Force allegations.

2. Unable to Determine

An individual was at a neighborhood celebration with her son when a relative needed medical attention. Officers were present at the celebration which was a large gathering and had started at arrest someone. The brother of the individual's relative who needed medical attention got into an argument with an officer. The individual's son tried to intercede and was punched in the face by the subject officer who had approached the argument scene. The incident was captured on BWC – it showed the individual's son being struck in the face when the subject officer swung his arm. The subject officer at his interview stated that when he swung his arm, he had been verbally threatened by the brother of the individual's relative and did not intentionally mean to strike the individual's son. Without the testimony of the individual's son, his relative or any other witnesses, the investigation could not determine whether the individual's relative made a statement that would have justified the subject officer's use of force. The Board closed the Use of Force allegation as Unable to Determine.

3. Unfounded

An individual was arrested, and her vehicle seized. Upon her release she was given back her vehicle and she stated that the rim of one of the wheels was damaged and that a hubcap had been removed by the subject officer. The incident was captured on BWC. It showed that the individual's vehicle had a hubcap missing when officers first stopped the individual. The missing hubcap was also documented by the subject officer who took possession of the individual's vehicle. He had also taken photos of the exterior and interior of the individual's vehicle which matched up to the BWC. There was no dent on any of the rims. The investigation found that the subject officer did not damage the individual's vehicle. The Board closed the Abuse of Authority allegation as Unfounded.

4. Within NYPD Guidelines

An individual stated that while she was home, the subject officer entered her home and threatened to "put their hands on her" and removed her to the hospital against her will. The incident was captured on BWC. The subject officer and a group of officers, EMTs, and a "social mobile crisis" team all arrived at the individual's location at the same time. The mobile crisis team members stated that the individual was suffering from psychosis and had been untreated for eight months and had just smoked marijuana in front of two of her minor children. The EMTs stated to the officers that the individual must be transported to the hospital and discussed arrangements for the children. The officers spoke to the individual to inform her of the EMTs decision and then the individual walked back into her apartment to get some papers. The subject officer followed her into the apartment and escorted her out by taking her arm for a moment. The individual is then taken to a hospital. The investigation found that the subject officer followed the instructions of the EMTs who made the assessment that the individual needed to be taken to a hospital and that the entry, and guidance of the individual – a contact that lasted three seconds achieved the purpose of removing the individual to a hospital. The Board closed the Abuse of Authority and Use of Force allegations as being Within NYPD Guidelines.

5. Officer Unidentified

An individual stated that she went to a local precinct to file a complaint report. At the precinct, an officer told her that they do not do reports for "homeless and crazy people." The individual left the precinct. The individual could only narrow down the incident to a two-week window and that she spoke to a male officer at the desk. The individual could only give a general description of the officer. The investigation identified four officers who worked at the desk during the incident days and none of them matched the physical description given by the individual. Without additional pertinent information, the investigation could not identify a subject officer. The Board closed the Discourtesy and Offensive Language allegations as Officer Unidentified.

* Unable to determine is reported to the Commissioner as Unsubstantiated, meaning that there was insufficient evidence to establish whether or not there was an act of misconduct.

** Within NYPD Guidelines is reported to the Commissioner as Exonerated, meaning there was a preponderance of the evidence that the acts alleged occurred but did not constitute misconduct.

Dispositions - Full Investigations

Figure 23: Disposition Counts of Full Investigations (August 2023)

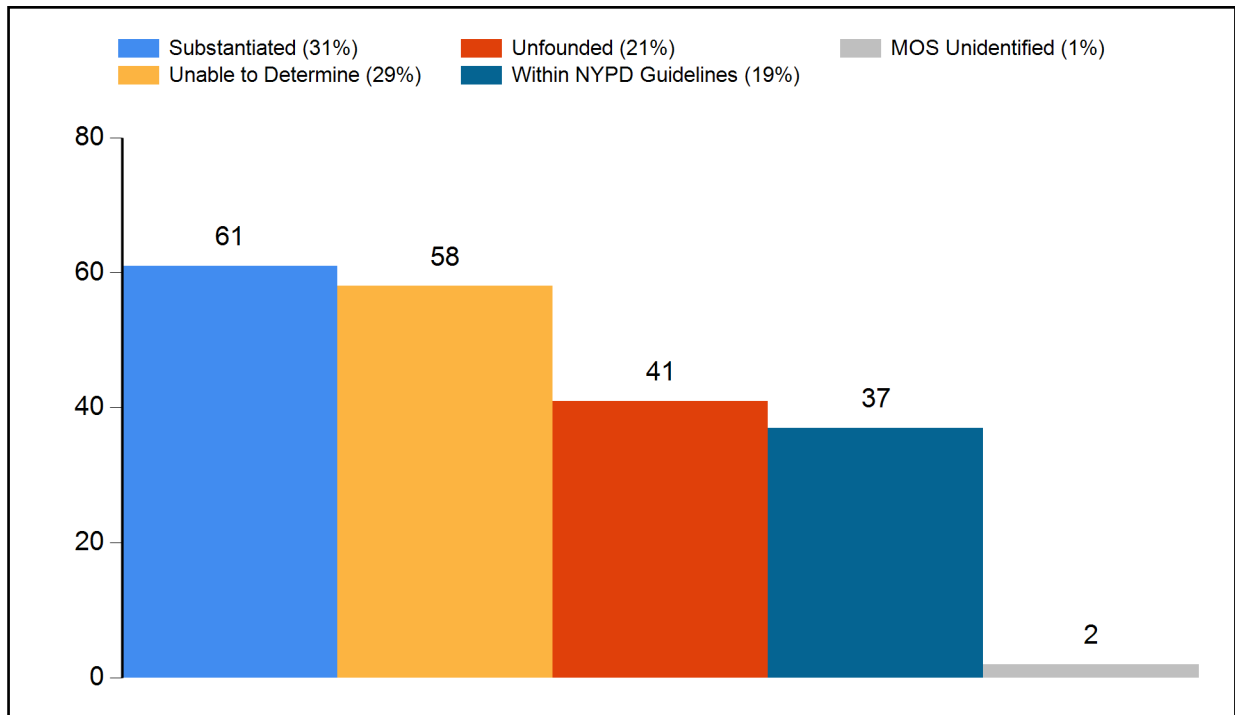
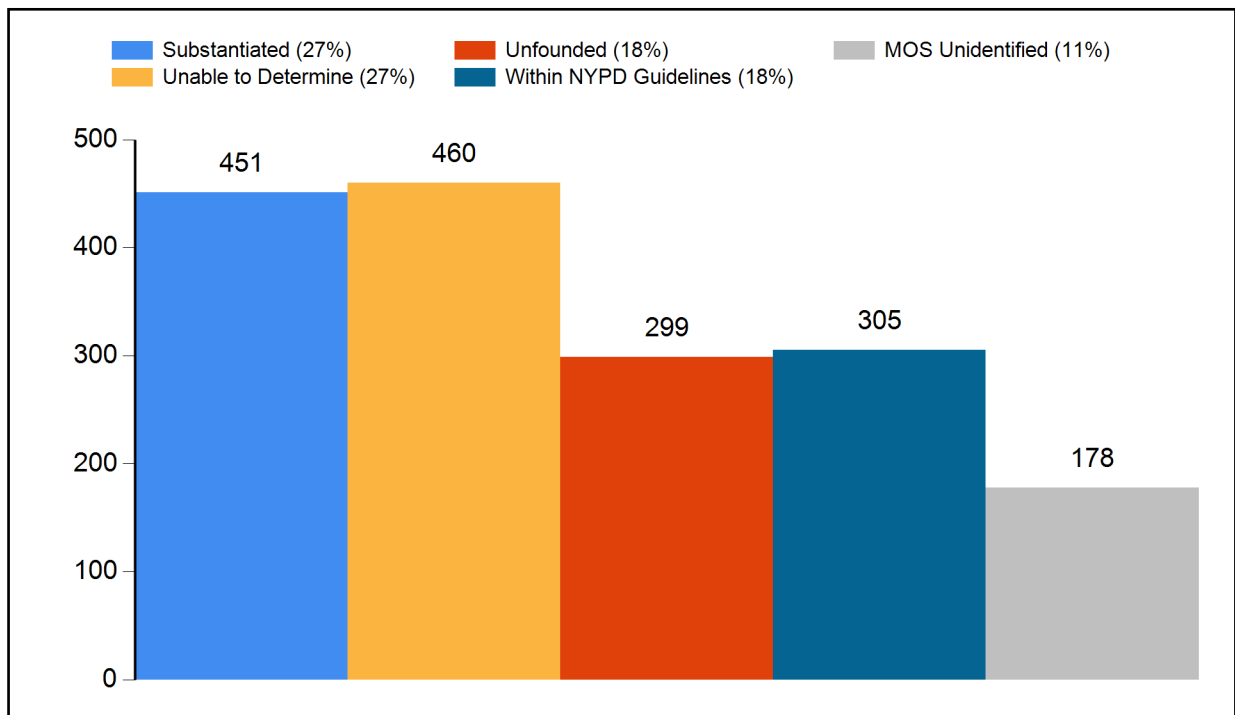


Figure 24: Disposition Counts of Full Investigations (YTD 2023)



Dispositions - All CCRB Cases

The following table lists all the CCRB case closures for the current month and year-to-date.

Figure 25: Disposition of Cases (2022 vs 2023)

| | Aug 2022 | | Aug 2023 | | YTD 2022 | | YTD 2023 | |
|---|------------|------------|------------|------------|-------------|------------|-------------|------------|
| | Count | % of Total | Count | % of Total | Count | % of Total | Count | % of Total |
| Full Investigations | | | | | | | | |
| Substantiated | 77 | 70% | 61 | 31% | 722 | 42% | 451 | 27% |
| Within NYPD Guidelines | 9 | 8% | 37 | 19% | 216 | 13% | 305 | 18% |
| Unfounded | 7 | 6% | 41 | 21% | 173 | 10% | 299 | 18% |
| Unable to Determine | 9 | 8% | 58 | 29% | 472 | 27% | 460 | 27% |
| MOS Unidentified | 8 | 7% | 2 | 1% | 142 | 8% | 178 | 11% |
| Total - Full Investigations | 110 | | 199 | | 1725 | | 1693 | |
| Mediation Closures | Count | % of Total | Count | % of Total | Count | % of Total | Count | % of Total |
| Mediated | 4 | 100% | 5 | 100% | 52 | 54% | 63 | 100% |
| Mediation Attempted | 0 | 0% | 0 | 0% | 44 | 46% | 0 | 0% |
| Total - ADR Closures | 4 | | 5 | | 96 | | 63 | |
| Resolved Case Total | 114 | 29% | 204 | 75% | 1821 | 65% | 1756 | 54% |
| Unable to Investigate / Other Closures | Count | % of Total | Count | % of Total | Count | % of Total | Count | % of Total |
| Complaint withdrawn | 66 | 24% | 14 | 21% | 186 | 19% | 224 | 15% |
| Unable to Investigate | 160 | 58% | 34 | 52% | 601 | 61% | 848 | 57% |
| Closed - Pending Litigation | 51 | 18% | 17 | 26% | 176 | 18% | 367 | 25% |
| Miscellaneous | 1 | 0% | 1 | 2% | 26 | 3% | 37 | 3% |
| Administrative closure* | 0 | 0% | 0 | 0% | 1 | 0% | 0 | 0% |
| Total - Other Case Dispositions | 278 | | 66 | | 990 | | 1476 | |
| Total - Closed Cases | 392 | | 271 | | 2811 | | 3237 | |

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

Dispositions - FADO 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 18% for the month of August 2023, and the allegation substantiation rate is 16% year-to-date.

Figure 26: Disposition of Allegations (2022 vs 2023)

| | Aug 2022 | | Aug 2023 | | YTD 2022 | | YTD 2023 | |
|---|-------------|-----------|-------------|-----------|--------------|-----------|--------------|-----------|
| | Count | %of Total | Count | %of Total | Count | %of Total | Count | %of Total |
| Fully Investigated Allegations | | | | | | | | |
| Substantiated | 243 | 31% | 173 | 18% | 2354 | 21% | 1244 | 16% |
| Unable to Determine | 158 | 20% | 172 | 18% | 2745 | 25% | 1546 | 19% |
| Unfounded | 139 | 18% | 175 | 18% | 1355 | 12% | 1379 | 17% |
| Within NYPD Guidelines | 186 | 23% | 401 | 41% | 3412 | 31% | 2986 | 37% |
| MOS Unidentified | 67 | 8% | 46 | 5% | 1270 | 11% | 825 | 10% |
| Total - Full Investigations | 793 | | 967 | | 11136 | | 7980 | |
| Mediation Closures | Count | %of Total | Count | %of Total | Count | %of Total | Count | %of Total |
| Mediated | 17 | 100% | 10 | 100% | 155 | 50% | 180 | 0% |
| Mediation Attempted | 0 | 0% | 0 | 0% | 153 | 50% | 0 | 0% |
| Total - ADR Closures | 17 | | 10 | | 308 | | 180 | |
| Unable to Investigate / Other Closures | Count | %of Total | Count | %of Total | Count | %of Total | Count | %of Total |
| Complaint withdrawn | 161 | 22% | 29 | 13% | 417 | 14% | 510 | 11% |
| Unable to Investigate | 391 | 53% | 92 | 42% | 1494 | 51% | 2455 | 52% |
| Closed - Pending Litigation | 165 | 23% | 78 | 35% | 529 | 18% | 1314 | 28% |
| Miscellaneous | 14 | 2% | 21 | 10% | 517 | 17% | 429 | 9% |
| Administrative closure | 0 | 0% | 0 | 0% | 1 | 0% | 0 | 0% |
| Total - Other Case Dispositions | 731 | | 220 | | 2958 | | 4708 | |
| Total - Closed Allegations | 1628 | | 1286 | | 15807 | | 13426 | |

Figure 27: Disposition of FADO Allegations by FADO Category (August 2023)

| | Substantiated | Unable to Determine | Within NYPD Guidelines | Unfounded | Officers Unidentified | Total |
|--------------------|---------------|---------------------|------------------------|------------|-----------------------|-------------|
| Force | 10 5% | 30 14% | 107 50% | 59 28% | 6 3% | 212 100% |
| Abuse of Authority | 132 21% | 98 16% | 269 43% | 93 15% | 29 5% | 621 100% |
| Discourtesy | 23 21% | 36 33% | 25 23% | 17 15% | 9 8% | 110 100% |
| Offensive Language | 2 11% | 8 44% | 0 0% | 6 33% | 2 11% | 18 100% |
| Total | 167 17% | 172 18% | 401 42% | 175 18% | 46 5% | 961 100% |

Figure 28: Disposition of FADO Allegations by FADO Category (YTD 2023)

| | Substantiated | Unable to Determine | Within NYPD Guidelines | Unfounded | Officers Unidentified | Total |
|--------------------|---------------|---------------------|------------------------|-------------|-----------------------|--------------|
| Force | 94 5% | 244 13% | 888 48% | 492 27% | 129 7% | 1847 100% |
| Abuse of Authority | 904 18% | 955 19% | 1945 39% | 676 14% | 482 10% | 4962 100% |
| Discourtesy | 191 20% | 278 29% | 152 16% | 168 18% | 165 17% | 954 100% |
| Offensive Language | 28 15% | 66 35% | 1 1% | 43 23% | 49 26% | 187 100% |
| Total | 1217 15% | 1543 19% | 2986 38% | 1379 17% | 825 10% | 7950 100% |

Dispositions - Untruthful Statement Allegations

Following the 2019 passage of Ballot Question #2 and the subsequent City Charter Revision, CCRB’s jurisdiction was expanded to include untruthful material statements made by police officers. As a result, CCRB added a new “Untruthful Statement” category of allegations.

There are four specific allegations in the new “Untruthful Statement” category: 1) False official statement, 2) Misleading official statement, 3) Inaccurate official statement and 4) Impeding an investigation.

Figure 29: Substantiated Untruthful Statement Allegations with % Change

| Untruthful Statement Allegations | August 2022 | | August 2023 | | | |
|----------------------------------|-------------|------------------------|-------------|------------------------|-----------|-------------|
| | Count | % of Total Allegations | Count | % of Total Allegations | Change | % Change |
| False official statement | 7 | 58% | 2 | 50% | -5 | -71% |
| Impeding an investigation | 0 | 0% | 0 | 0% | 0 | NA |
| Inaccurate official statement | 0 | 0% | 0 | 0% | 0 | NA |
| Misleading official statement | 5 | 42% | 2 | 50% | -3 | -60% |
| Total Allegations | 12 | | 4 | | -8 | -67% |

Figure 30: Substantiated Untruthful Statement Allegations YTD with % Change

| Untruthful Statement Allegations | YTD 2022 | | YTD 2023 | | | |
|----------------------------------|-----------|------------------------|-----------|------------------------|------------|-------------|
| | Count | % of Total Allegations | Count | % of Total Allegations | Change | % Change |
| False official statement | 41 | 52% | 17 | 68% | -24 | -59% |
| Impeding an investigation | 0 | 0% | 0 | 0% | 0 | NA |
| Inaccurate official statement | 1 | 1% | 3 | 12% | 2 | 200% |
| Misleading official statement | 37 | 47% | 5 | 20% | -32 | -86% |
| Total Allegations | 79 | | 25 | | -54 | -68% |

Substantiation Rates

The August 2023 case substantiation rate was 31%.

Figure 31: Percentage of Cases Substantiated (January 2022 - August 2023)

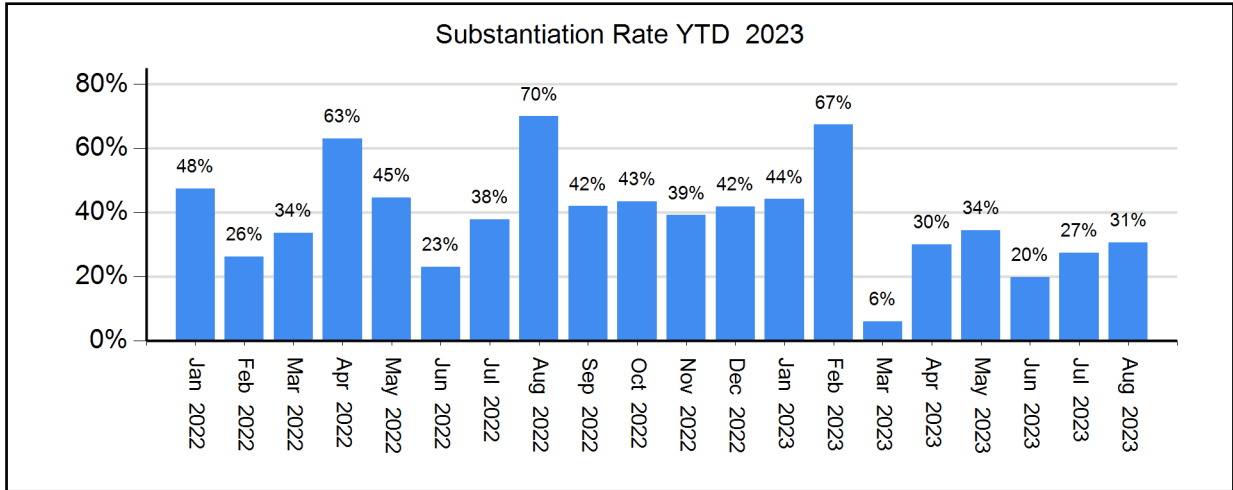
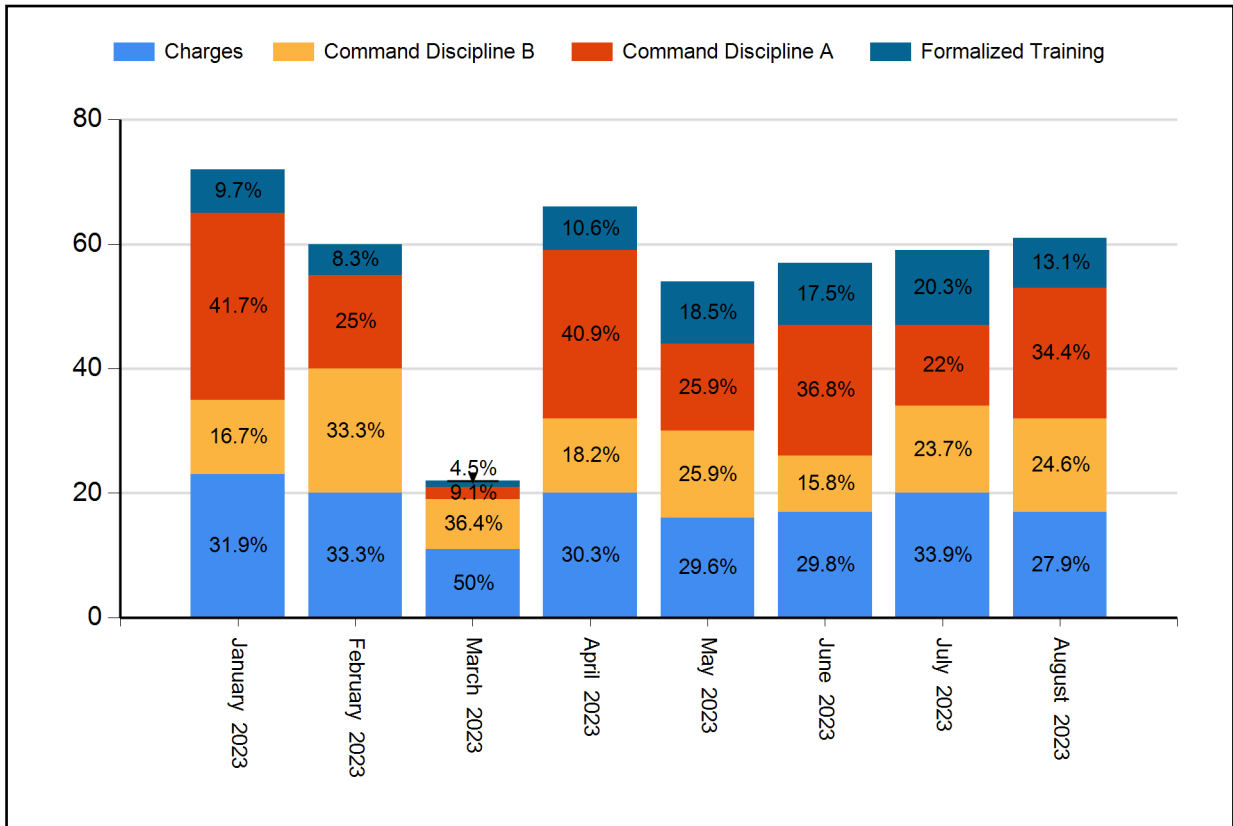


Figure 32: Disposition of Substantiated Complaints* (2023)



* A substantiated complaint may contain a number of substantiated allegations with different dispositions. To determine the disposition associated with the complaint as a whole, the CCRB uses the most severe of the substantiated allegation dispositions. The order of severity is: 1) Charges 2) Command Discipline B 3) Command Discipline A 4) Formalized Training.

Substantiation Rates and Video

In general, investigations relying on video evidence result in much higher substantiation rates.

Figure 33: Substantiation Rates for Full Investigations without Video (Jan 2023 - Aug 2023)
(% substantiated shown)

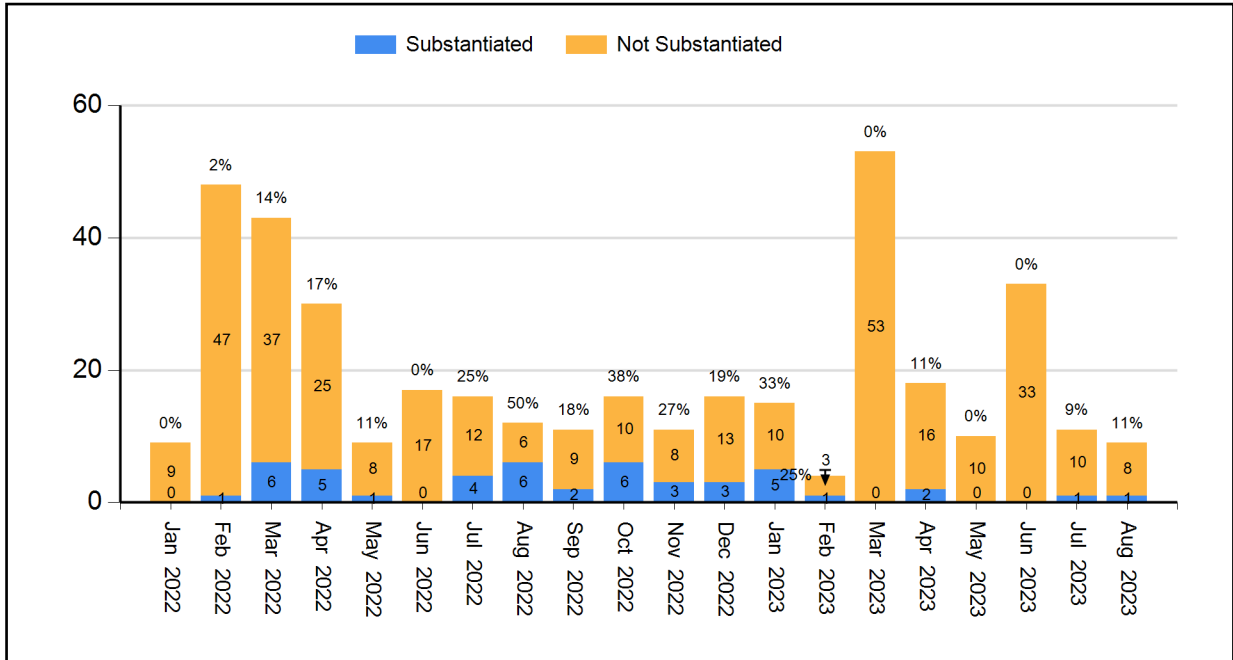
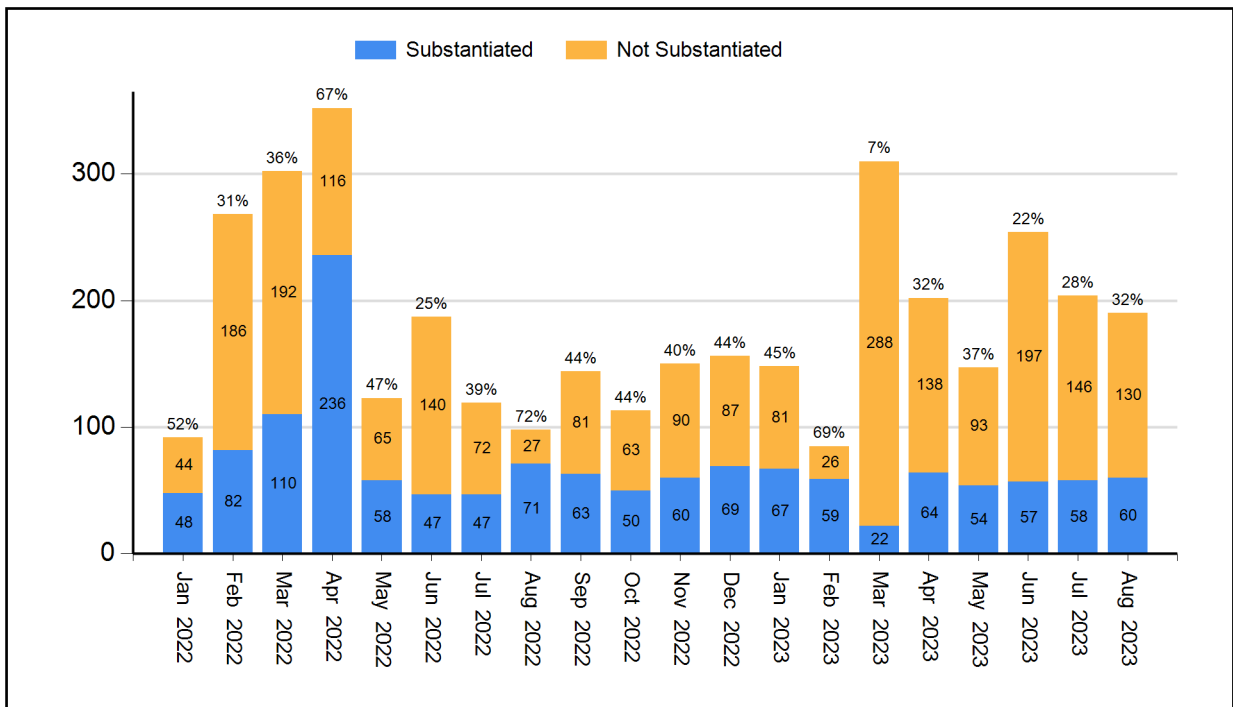


Figure 34: Substantiation Rates for Full Investigations with Video (Jan 2023 - Aug 2023)
(% substantiated shown)



Board Discipline Recommendations for Substantiated Officers

After a CCRB investigative team has completed its investigation, a panel of Board members determines whether to substantiate the allegation(s) and make a disciplinary recommendation against the officer(s).

- “Charges and Specifications” are the most severe form of discipline. A decision to assign Charges commences a process that may result in an administrative trial in the NYPD Trial Room. An officer may lose vacation days, be suspended, or be terminated if the officer is found guilty.
- “Command Discipline B” and "Command Discipline A" are recommended for misconduct that is moderately serious. An officer can lose up to ten vacation days as a result of Command Discipline B and up to five vacation days as a result of Command Discipline A.
- “Formalized Training” are the least severe discipline, often recommended for officers who misunderstand a policy. This determination results in training at the Police Academy or NYPD Legal Bureau (Formalized Training).
- When the Board has recommended Formalized Training or Command Discipline, the case is sent to the NYPD Commissioner to impose training and/or other penalties. Cases where the Board recommends charges are prosecuted by the CCRB’s Administrative Prosecution Unit.

**Figure 35: Board Discipline Recommendations for Officers with Substantiated Allegations*
(Aug 2022, Aug 2023, YTD 2022, YTD 2023)**

| Disposition | August 2022 | | August 2023 | | YTD 2022 | | YTD 2023 | |
|----------------------|-------------|-----|-------------|-----|----------|-----|----------|-----|
| | Count | % | Count | % | Count | % | Count | % |
| Charges | 49 | 38% | 21 | 23% | 414 | 33% | 187 | 26% |
| Command Discipline B | 22 | 17% | 19 | 21% | 281 | 23% | 159 | 22% |
| Command Discipline A | 33 | 26% | 39 | 43% | 451 | 36% | 272 | 38% |
| Formalized Training | 24 | 19% | 12 | 13% | 91 | 7% | 93 | 13% |
| Total | 128 | | 91 | | 1237 | | 711 | |

* The Board issues a separate Board Discipline Recommendation for each officer in a complaint against whom an allegation is substantiated.

Prior to the CCRB’s adoption of the NYPD’s Disciplinary Matrix on 03/15/2021, the Board Discipline Recommendation for each officer was determined by the most severe disposition of the allegation(s) substantiated against the officer, with the order of severity as follows: 1. Charges 2. Command Discipline B 3. Command Discipline A 4. Formalized Training 5. Instructions. With the adoption of the NYPD Disciplinary Matrix on 03/15/2021, the CCRB no longer issues Instructions as a Board Discipline Recommendation.

Following the adoption of the NYPD Disciplinary Matrix on 03/15/2021, the Board Discipline Recommendation for each officer is determined by the sum of the Matrix penalty days associated with the allegation(s) substantiated against the officer as follows: 1. Charges (penalty days >= 11) 2. Command Discipline B (6 <= penalty days <= 10) 3. Command Discipline A (1 <= penalty days <= 5) 4. Formalized Training (0 < penalty days < 1)

Figure 36: Substantiated Allegations By Borough and NYPD Precinct (August 2023)

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

| Board Disposition | Officer | FADO&U Category | Allegation | Precinct of Occurrence | Borough of Occurrence |
|--------------------------------------|------------------------|----------------------|----------------------------------|------------------------|-----------------------|
| Substantiated (Command Discipline A) | LT Byung Cho | Discourtesy | Word | 1 | Manhattan |
| Substantiated (Command Discipline B) | PO Nicolaos Iordanou | Abuse of Authority | Refusal to provide name | 5 | Manhattan |
| Substantiated (Command Discipline B) | PO Nicolaos Iordanou | Abuse of Authority | Refusal to provide shield number | 5 | Manhattan |
| Substantiated (Command Discipline B) | PO Rodney Rosado | Discourtesy | Word | 5 | Manhattan |
| Substantiated (Command Discipline A) | PO Jose Reyes | Abuse of Authority | Vehicle search | 9 | Manhattan |
| Substantiated (Command Discipline A) | PO Christopher Lazarre | Abuse of Authority | Vehicle search | 9 | Manhattan |
| Substantiated (Charges) | PO Joseph Cosolito | Discourtesy | Other | 13 | Manhattan |
| Substantiated (Charges) | PO Joseph Cosolito | Offensive Language | Other | 13 | Manhattan |
| Substantiated (Charges) | DTS Lamarr Barnes | Abuse of Authority | Strip-searched | 14 | Manhattan |
| Substantiated (Charges) | PO Joseph Locurto | Abuse of Authority | Retaliatory summons | 14 | Manhattan |
| Substantiated (Charges) | DTS Lamarr Barnes | Abuse of Authority | Other | 14 | Manhattan |
| Substantiated (Charges) | PO Andrew Bhagan | Abuse of Authority | Frisk | 14 | Manhattan |
| Substantiated (Charges) | PO Andrew Bhagan | Abuse of Authority | Stop | 14 | Manhattan |
| Substantiated (Charges) | DTS Lamarr Barnes | Abuse of Authority | Stop | 14 | Manhattan |
| Substantiated (Charges) | DTS Lamarr Barnes | Abuse of Authority | Failure to provide RTKA card | 14 | Manhattan |
| Substantiated (Charges) | PO Andrew Bhagan | Abuse of Authority | Failure to provide RTKA card | 14 | Manhattan |
| Substantiated (Charges) | DTS Lamarr Barnes | Untruthful Statement | Misleading official statement | 14 | Manhattan |
| Substantiated (Charges) | PO Christian Rodriguez | Abuse of Authority | Unlawful Arrest | 23 | Manhattan |
| Substantiated (Charges) | PO Lallit Beharry | Abuse of Authority | Unlawful Arrest | 23 | Manhattan |
| Substantiated (Charges) | PO Lallit Beharry | Abuse of Authority | Misleading Statements | 23 | Manhattan |
| Substantiated (Charges) | PO Lallit Beharry | Abuse of Authority | Bias-Based Policing (Race) | 23 | Manhattan |
| Substantiated (Charges) | PO Christian Rodriguez | Abuse of Authority | Bias-Based Policing (Race) | 23 | Manhattan |
| Substantiated (Command Discipline B) | PO Daniel Boylan | Abuse of Authority | Improper use of body-worn camera | 23 | Manhattan |
| Substantiated (Command Discipline B) | PO Shahzeb Ahmed | Abuse of Authority | Improper use of body-worn camera | 23 | Manhattan |
| Substantiated (Charges) | PO Lallit Beharry | Abuse of Authority | Improper use of body-worn camera | 23 | Manhattan |
| Substantiated (Command Discipline B) | PO Shahzeb Ahmed | Discourtesy | Word | 23 | Manhattan |
| Substantiated (Command Discipline B) | PO Daniel Boylan | Discourtesy | Word | 23 | Manhattan |
| Substantiated (Charges) | SGT Cary Oliva | OPMN | Other Possible Misconduct | 23 | Manhattan |

| Board Disposition | Officer | FADO&U Category | Allegation | Precinct of Occurrence | Borough of Occurrence |
|--------------------------------------|----------------------|----------------------------|---------------------------------------|-------------------------------|------------------------------|
| Substantiated (Charges) | SGT Cary Oliva | OPMN | Other Possible Misconduct | 23 | Manhattan |
| Substantiated (Charges) | PO Lallit Beharry | Untruthful Statement | Misleading official statement | 23 | Manhattan |
| Substantiated (Command Discipline B) | SGT Alberto Pizarro | Force | Physical force | 24 | Manhattan |
| Substantiated (Command Discipline B) | PO Justin Senese | Abuse of Authority | Threat of arrest | 25 | Manhattan |
| Substantiated (Command Discipline B) | PO Kevin Altamirano | Abuse of Authority | Refusal to process civilian complaint | 25 | Manhattan |
| Substantiated (Command Discipline B) | LT SA James Lombardi | Abuse of Authority | Frisk | 25 | Manhattan |
| Substantiated (Command Discipline B) | LT SA James Lombardi | Abuse of Authority | Stop | 25 | Manhattan |
| Substantiated (Command Discipline B) | LT SA James Lombardi | Abuse of Authority | Failure to provide RTKA card | 25 | Manhattan |
| Substantiated (Command Discipline B) | PO Justin Senese | Discourtesy | Word | 25 | Manhattan |
| Substantiated (Command Discipline B) | PO Nerys Ramirez | Abuse of Authority | Threat of arrest | 28 | Manhattan |
| Substantiated (Charges) | PO Roberto Almanzar | Discourtesy | Word | 28 | Manhattan |
| Substantiated (Charges) | PO Roberto Almanzar | Untruthful Statement | False official statement | 28 | Manhattan |
| Substantiated (Charges) | SGT Perry Quincoses | Abuse of Authority | Other | 30 | Manhattan |
| Substantiated (Charges) | SGT Perry Quincoses | Abuse of Authority | Interference with recording | 30 | Manhattan |
| Substantiated (Command Discipline B) | SGT Carlos Barahona | Abuse of Authority | Failure to provide RTKA card | 30 | Manhattan |
| Substantiated (Command Discipline B) | SGT Carlos Barahona | Abuse of Authority | Failure to provide RTKA card | 30 | Manhattan |
| Substantiated (Command Discipline B) | PO Luigi Campoli | Discourtesy | Word | 30 | Manhattan |
| Substantiated (Charges) | SGT Perry Quincoses | Force | Physical force | 30 | Manhattan |
| Substantiated (Command Discipline B) | SGT Dan Ast | Abuse of Authority | Threat re: removal to hospital | 32 | Manhattan |
| Substantiated (Charges) | PO Damieon Frey | Abuse of Authority | Refusal to obtain medical treatment | 34 | Manhattan |
| Substantiated (Charges) | PO Carlos Macmaster | Abuse of Authority | Refusal to obtain medical treatment | 34 | Manhattan |
| Substantiated (Charges) | PO Carlos Macmaster | Force | Hit against inanimate object | 34 | Manhattan |
| Substantiated (Charges) | PO Carlos Macmaster | Force | Physical force | 34 | Manhattan |
| Substantiated (Command Discipline A) | PO Muhammad Malik | Abuse of Authority | Threat to damage/seize property | 40 | Bronx |
| Substantiated (Formalized Training) | PO Jihad Mahmud | Abuse of Authority | Stop | 40 | Bronx |
| Substantiated (Formalized Training) | PO Brandon Quiles | Abuse of Authority | Stop | 40 | Bronx |
| Substantiated (Formalized Training) | PO Joshua Espana | Abuse of Authority | Stop | 40 | Bronx |
| Substantiated (Formalized Training) | PO Joshua Espana | Abuse of Authority | Failure to provide RTKA card | 40 | Bronx |

| Board Disposition | Officer | FADO&U Category | Allegation | Precinct of Occurrence | Borough of Occurrence |
|--------------------------------------|-------------------------|----------------------------|---|-------------------------------|------------------------------|
| Substantiated (Formalized Training) | PO Brandon Quiles | Abuse of Authority | Failure to provide RTKA card | 40 | Bronx |
| Substantiated (Formalized Training) | PO Jehad Mahmud | Abuse of Authority | Failure to provide RTKA card | 40 | Bronx |
| Substantiated (Formalized Training) | PO Brandon Quiles | Abuse of Authority | Failure to Explain | 40 | Bronx |
| Substantiated (Command Discipline A) | PO Nikolas Quintero | Abuse of Authority | Failure to provide RTKA card | 42 | Bronx |
| Substantiated (Command Discipline A) | PO Jayther Liriano | Discourtesy | Word | 42 | Bronx |
| Substantiated (Command Discipline A) | PO Drijan Rugovac | Abuse of Authority | Failure to provide RTKA card | 45 | Bronx |
| Substantiated (Formalized Training) | PO Krishna Ghale | Abuse of Authority | Entry of Premises | 46 | Bronx |
| Substantiated (Formalized Training) | PO Leslie Kwashie | Abuse of Authority | Entry of Premises | 46 | Bronx |
| Substantiated (Command Discipline B) | SGT Daliza Matoslugo | Abuse of Authority | Refusal to process civilian complaint | 46 | Bronx |
| Substantiated (Command Discipline B) | PO Kelvin Paulinocepeda | Abuse of Authority | Refusal to process civilian complaint | 46 | Bronx |
| Substantiated (Command Discipline B) | PO Claude Staten | Abuse of Authority | Refusal to process civilian complaint | 46 | Bronx |
| Substantiated (Charges) | PO Manolis Kambouris | Abuse of Authority | Stop | 46 | Bronx |
| Substantiated (Charges) | PO Manolis Kambouris | Abuse of Authority | Question | 46 | Bronx |
| Substantiated (Formalized Training) | PO Leslie Kwashie | Abuse of Authority | Failure to provide RTKA card | 46 | Bronx |
| Substantiated (Formalized Training) | PO Krishna Ghale | Abuse of Authority | Failure to provide RTKA card | 46 | Bronx |
| Substantiated (Charges) | PO Manolis Kambouris | Abuse of Authority | Unlawful Arrest | 46 | Bronx |
| Substantiated (Charges) | SGT Michael Mcdermott | Abuse of Authority | Unlawful Arrest | 46 | Bronx |
| Substantiated (Charges) | PO Charles Hillery | Abuse of Authority | Property damaged | 47 | Bronx |
| Substantiated (Charges) | PO Charles Hillery | Abuse of Authority | Improper use of body-worn camera | 47 | Bronx |
| Substantiated (Charges) | PO Justin Calderon | Discourtesy | Action | 47 | Bronx |
| Substantiated (Charges) | PO Charles Hillery | Force | Physical force | 47 | Bronx |
| Substantiated (Charges) | PO Charles Hillery | Untruthful Statement | False official statement | 47 | Bronx |
| Substantiated (Command Discipline B) | PO Taisha Acevedo | Discourtesy | Word | 48 | Bronx |
| Substantiated (Command Discipline B) | SGT Milenia Estevez | Force | Physical force | 48 | Bronx |
| Substantiated (Command Discipline B) | PO Taisha Acevedo | Offensive Language | Gender | 48 | Bronx |
| Substantiated (Command Discipline A) | POM Patrick Malone | Abuse of Authority | Sex Miscon (Humiliation: fail to cover) | 50 | Bronx |
| Substantiated (Command Discipline A) | PO Timothy Gray | Abuse of Authority | Sex Miscon (Humiliation: fail to cover) | 50 | Bronx |
| Substantiated (Command Discipline A) | POM Daniel Shelley | Abuse of Authority | Sex Miscon (Humiliation: fail to cover) | 50 | Bronx |

| Board Disposition | Officer | FADO&U Category | Allegation | Precinct of Occurrence | Borough of Occurrence |
|--------------------------------------|------------------------|----------------------------|--|-------------------------------|------------------------------|
| Substantiated (Charges) | SGT Ruben Santos | Abuse of Authority | Threat of arrest | 52 | Bronx |
| Substantiated (Command Discipline A) | PO Jarren Smalls | Abuse of Authority | Failure to provide RTKA card | 52 | Bronx |
| Substantiated (Charges) | SGT Ruben Santos | Force | Physical force | 52 | Bronx |
| Substantiated (Command Discipline A) | PO Stephen Locastro | Abuse of Authority | Failed to Obtain Language Interpretation | 61 | Brooklyn |
| Substantiated (Command Discipline A) | PO Jorge Quiles | Abuse of Authority | Failed to Obtain Language Interpretation | 61 | Brooklyn |
| Substantiated (Charges) | SGT Matthew Gilson | Abuse of Authority | Threat of arrest | 63 | Brooklyn |
| Substantiated (Charges) | SGT Matthew Gilson | Discourtesy | Word | 63 | Brooklyn |
| Substantiated (Charges) | SGT Philip Ditto | Discourtesy | Word | 63 | Brooklyn |
| Substantiated (Command Discipline B) | SGT Jonathan Taveras | Abuse of Authority | Vehicle search | 67 | Brooklyn |
| Substantiated (Command Discipline B) | DT3 David Darcy | Abuse of Authority | Vehicle search | 67 | Brooklyn |
| Substantiated (Command Discipline B) | PO James Mills | Abuse of Authority | Vehicle search | 67 | Brooklyn |
| Substantiated (Command Discipline B) | PO Jose Gomez | Abuse of Authority | Vehicle search | 67 | Brooklyn |
| Substantiated (Command Discipline B) | PO Jose Gomez | Abuse of Authority | Vehicle search | 67 | Brooklyn |
| Substantiated (Command Discipline B) | DT3 Nicholas Schiraldi | Abuse of Authority | Vehicle search | 67 | Brooklyn |
| Substantiated (Formalized Training) | PO King Zhang | Abuse of Authority | Other | 72 | Brooklyn |
| Substantiated (Formalized Training) | PO Deana Dupree | Abuse of Authority | Failure to provide RTKA card | 72 | Brooklyn |
| Substantiated (Formalized Training) | PO Deana Dupree | Abuse of Authority | Failure to provide RTKA card | 72 | Brooklyn |
| Substantiated (Command Discipline A) | LT Douglas Schack | Discourtesy | Word | 72 | Brooklyn |
| Substantiated (Charges) | LT SA Timothy Brovakos | Abuse of Authority | Vehicle search | 73 | Brooklyn |
| Substantiated (Charges) | LT SA Timothy Brovakos | Abuse of Authority | Frisk | 73 | Brooklyn |
| Substantiated (Charges) | LT SA Timothy Brovakos | Abuse of Authority | Frisk | 73 | Brooklyn |
| Substantiated (Charges) | LT SA Timothy Brovakos | Abuse of Authority | Frisk | 73 | Brooklyn |
| Substantiated (Charges) | LT SA Timothy Brovakos | Abuse of Authority | Frisk | 73 | Brooklyn |
| Substantiated (Charges) | LT SA Timothy Brovakos | Abuse of Authority | Frisk | 73 | Brooklyn |
| Substantiated (Charges) | LT SA Timothy Brovakos | Abuse of Authority | Frisk | 73 | Brooklyn |
| Substantiated (Charges) | LT SA Timothy Brovakos | Abuse of Authority | Frisk | 73 | Brooklyn |
| Substantiated (Charges) | LT SA Timothy Brovakos | Abuse of Authority | Frisk | 73 | Brooklyn |
| Substantiated (Charges) | LT SA Timothy Brovakos | Abuse of Authority | Frisk | 73 | Brooklyn |
| Substantiated (Charges) | LT SA Timothy Brovakos | Abuse of Authority | Search (of person) | 73 | Brooklyn |
| Substantiated (Charges) | LT SA Timothy Brovakos | Abuse of Authority | Search (of person) | 73 | Brooklyn |

| Board Disposition | Officer | FADO&U Category | Allegation | Precinct of Occurrence | Borough of Occurrence |
|--------------------------------------|------------------------|----------------------------|------------------------------|-------------------------------|------------------------------|
| Substantiated (Charges) | LT SA Timothy Brovakos | Abuse of Authority | Search (of person) | 73 | Brooklyn |
| Substantiated (Charges) | LT SA Timothy Brovakos | Abuse of Authority | Search (of person) | 73 | Brooklyn |
| Substantiated (Charges) | LT SA Timothy Brovakos | Abuse of Authority | Search (of person) | 73 | Brooklyn |
| Substantiated (Charges) | LT SA Timothy Brovakos | Abuse of Authority | Search (of person) | 73 | Brooklyn |
| Substantiated (Charges) | LT SA Timothy Brovakos | Abuse of Authority | Search (of person) | 73 | Brooklyn |
| Substantiated (Charges) | LT SA Timothy Brovakos | Abuse of Authority | Search (of person) | 73 | Brooklyn |
| Substantiated (Charges) | LT SA Timothy Brovakos | Abuse of Authority | Stop | 73 | Brooklyn |
| Substantiated (Charges) | LT SA Timothy Brovakos | Abuse of Authority | Stop | 73 | Brooklyn |
| Substantiated (Charges) | LT SA Timothy Brovakos | Abuse of Authority | Stop | 73 | Brooklyn |
| Substantiated (Charges) | LT SA Timothy Brovakos | Abuse of Authority | Stop | 73 | Brooklyn |
| Substantiated (Charges) | LT SA Timothy Brovakos | Abuse of Authority | Stop | 73 | Brooklyn |
| Substantiated (Charges) | LT SA Timothy Brovakos | Abuse of Authority | Stop | 73 | Brooklyn |
| Substantiated (Charges) | LT SA Timothy Brovakos | Abuse of Authority | Stop | 73 | Brooklyn |
| Substantiated (Charges) | LT SA Timothy Brovakos | Abuse of Authority | Stop | 73 | Brooklyn |
| Substantiated (Charges) | LT SA Timothy Brovakos | Abuse of Authority | Failure to provide RTKA card | 73 | Brooklyn |
| Substantiated (Charges) | LT SA Timothy Brovakos | Abuse of Authority | Failure to provide RTKA card | 73 | Brooklyn |
| Substantiated (Charges) | LT SA Timothy Brovakos | Abuse of Authority | Failure to Explain | 73 | Brooklyn |
| Substantiated (Charges) | PO Mubbashar Zahid | Force | Physical force | 73 | Brooklyn |
| Substantiated (Formalized Training) | PO Matthew Mccurry | Abuse of Authority | Entry of Premises | 75 | Brooklyn |
| Substantiated (Formalized Training) | PO Matthew Mccurry | Abuse of Authority | Frisk | 75 | Brooklyn |
| Substantiated (Formalized Training) | PO Matthew Mccurry | Abuse of Authority | Stop | 75 | Brooklyn |
| Substantiated (Charges) | DTS Damien Clarke | Abuse of Authority | Retaliatory arrest | 76 | Brooklyn |
| Substantiated (Charges) | DTS Damien Clarke | Discourtesy | Word | 76 | Brooklyn |
| Substantiated (Command Discipline A) | PO Jason Xia | Discourtesy | Action | 76 | Brooklyn |
| Substantiated (Formalized Training) | PO Mccartney Forbes | Abuse of Authority | Other | 79 | Brooklyn |
| Substantiated (Command Discipline A) | PO Christopher Marotta | Discourtesy | Word | 79 | Brooklyn |
| Substantiated (Formalized Training) | SGT DS Kitwane Lewis | Abuse of Authority | Failure to provide RTKA card | 81 | Brooklyn |
| Substantiated (Formalized Training) | SGT Andrew Pagano | Abuse of Authority | Failure to provide RTKA card | 81 | Brooklyn |

| Board Disposition | Officer | FADO&U Category | Allegation | Precinct of Occurrence | Borough of Occurrence |
|--------------------------------------|-------------------------|----------------------------|---------------------------------------|-------------------------------|------------------------------|
| Substantiated (Command Discipline A) | PO Matthew Duffy | Abuse of Authority | Refusal to obtain medical treatment | 83 | Brooklyn |
| Substantiated (Command Discipline A) | PO Ana Mora | Abuse of Authority | Refusal to obtain medical treatment | 83 | Brooklyn |
| Substantiated (Command Discipline A) | LT Michael Demonda | Discourtesy | Word | 88 | Brooklyn |
| Substantiated (Command Discipline A) | LT Scott Hamburger | Abuse of Authority | Refusal to provide name | 90 | Brooklyn |
| Substantiated (Command Discipline A) | SGT Alberto Jimenez | Abuse of Authority | Forcible Removal to Hospital | 100 | Queens |
| Substantiated (Charges) | PO Matthew Regan | Abuse of Authority | Refusal to provide name | 101 | Queens |
| Substantiated (Command Discipline A) | LT William Beneventano | Abuse of Authority | Failure to provide RTKA card | 101 | Queens |
| Substantiated (Charges) | PO Matthew Regan | Force | Physical force | 101 | Queens |
| Substantiated (Charges) | PO Miguel Vanbrakle | Abuse of Authority | Property damaged | 105 | Queens |
| Substantiated (Charges) | PO Miguel Vanbrakle | Abuse of Authority | Search (of person) | 105 | Queens |
| Substantiated (Charges) | SGT Thaddeus Grandstaff | Abuse of Authority | Search (of person) | 105 | Queens |
| Substantiated (Charges) | PO Miguel Vanbrakle | Discourtesy | Word | 105 | Queens |
| Substantiated (Charges) | PO Miguel Vanbrakle | Force | Vehicle | 105 | Queens |
| Substantiated (Command Discipline A) | SGT William Hayes | Abuse of Authority | Refusal to process civilian complaint | 109 | Queens |
| Substantiated (Command Discipline A) | SGT Mark Kistoo | Abuse of Authority | Forcible Removal to Hospital | 110 | Queens |
| Substantiated (Command Discipline B) | PO Brian Bang | Abuse of Authority | Refusal to process civilian complaint | 111 | Queens |
| Substantiated (Command Discipline B) | PO Brian Bang | Abuse of Authority | Refusal to process civilian complaint | 111 | Queens |
| Substantiated (Command Discipline A) | PO Walter Feit | Discourtesy | Word | 111 | Queens |
| Substantiated (Charges) | PO Imran Ahmed | Abuse of Authority | Vehicle search | 114 | Queens |
| Substantiated (Charges) | LT Jose Deschamps | Abuse of Authority | Other | 114 | Queens |
| Substantiated (Charges) | LT Jose Deschamps | Abuse of Authority | Unlawful Arrest | 114 | Queens |
| Substantiated (Charges) | LT Jose Deschamps | Abuse of Authority | Unlawful Arrest | 114 | Queens |
| Substantiated (Charges) | PO Joah Pagan | Abuse of Authority | False Official Statements | 120 | Staten Island |
| Substantiated (Command Discipline A) | PO Nicholas Scalzo | Abuse of Authority | Search (of person) | 121 | Staten Island |
| Substantiated (Command Discipline B) | PO Dominic Darrigo | Abuse of Authority | Failure to provide RTKA card | 121 | Staten Island |
| Substantiated (Command Discipline B) | PO Joseph Dipaolo | Abuse of Authority | Failure to provide RTKA card | 121 | Staten Island |
| Substantiated (Command Discipline B) | PO Dominic Darrigo | Discourtesy | Word | 121 | Staten Island |
| Substantiated (Command Discipline B) | PO Dominic Darrigo | Discourtesy | Word | 121 | Staten Island |
| Substantiated (Command Discipline B) | PO Dominic Darrigo | Discourtesy | Word | 121 | Staten Island |

| Board Disposition | Officer | FADO&U Category | Allegation | Precinct of Occurrence | Borough of Occurrence |
|--------------------------------------|-------------------|----------------------------|------------------------------|-------------------------------|------------------------------|
| Substantiated (Command Discipline B) | DT3 Kristen White | Abuse of Authority | Frisk | 122 | Staten Island |
| Substantiated (Command Discipline B) | DT3 Kristen White | Abuse of Authority | Failure to provide RTKA card | 122 | Staten Island |
| Substantiated (Command Discipline B) | DT1 James Malpeso | Abuse of Authority | Failure to provide RTKA card | 122 | Staten Island |

Unable to Investigate and Withdrawn Complaints

When the CCRB is unable to obtain a sworn statement from the complainant/alleged victim, the case is closed as unable to investigate. When the complainant/alleged victim asks that their complaint be withdrawn, the case is closed as withdrawn.

Figure 37: Unable to Investigate and Withdrawn Allegations (August 2023)

| | Withdrawn | Unable to Investigate | Total |
|--------------------|-----------|-----------------------|-------|
| Force | 7 | 30 | 37 |
| Abuse of Authority | 15 | 57 | 72 |
| Discourtesy | 5 | 4 | 9 |
| Offensive Language | 2 | 1 | 3 |
| Total | 29 | 92 | 121 |

Figure 38: Unable to Investigate and Withdrawn CCRB Complaints (August 2023)

| | Withdrawn | Unable to Investigate | Total |
|--------------|-----------|-----------------------|-------|
| Total | 14 | 34 | 48 |

Figure 39: Unable to Investigate and Withdrawn Allegations (YTD 2023)

| | Withdrawn | Unable to Investigate | Total |
|--------------------|-----------|-----------------------|-------|
| Force | 117 | 939 | 1056 |
| Abuse of Authority | 328 | 1302 | 1630 |
| Discourtesy | 54 | 161 | 215 |
| Offensive Language | 11 | 53 | 64 |
| Total | 510 | 2455 | 2965 |

Figure 40: Unable to Investigate and Withdrawn CCRB Complaints (YTD 2023)

| | Withdrawn | Unable to Investigate | Total |
|--------------|-----------|-----------------------|-------|
| Total | 224 | 848 | 1072 |

Complaints Against Officers Assigned to Police Service Areas

The Police Service Areas (PSA) are commands that police New York City Housing Developments throughout the five boroughs. PSA complaints are defined as complaints that contain at least one FADO allegation against an officer assigned to a PSA command.

Figure 41: PSA Complaints Closed as % of Total Complaints Closed

| | Aug 2022 | Aug 2023 | YTD 2022 | YTD 2023 |
|------------------------------|----------|----------|----------|----------|
| PSA Complaints | 21 | 10 | 167 | 144 |
| Total Complaints | 392 | 271 | 2811 | 3237 |
| PSA Complaints as % of Total | 5.4% | 3.7% | 5.9% | 4.4% |

A single PSA complaint may contain allegations against multiple officers assigned to multiple PSA commands. The following table breaks out the different PSAs and shows the number of officers assigned to each PSA against whom FADO allegations have been made.

Figure 42: Closed Complaints Against Officers Assigned to a PSA

| | Aug 2022 | Aug 2023 | YTD 2022 | YTD 2023 |
|-------|----------|----------|----------|----------|
| PSA 1 | 0 | 0 | 15 | 11 |
| PSA 2 | 14 | 1 | 70 | 35 |
| PSA 3 | 4 | 6 | 42 | 61 |
| PSA 4 | 0 | 1 | 13 | 17 |
| PSA 5 | 6 | 0 | 28 | 49 |
| PSA 6 | 3 | 2 | 14 | 20 |
| PSA 7 | 4 | 13 | 141 | 45 |
| PSA 8 | 4 | 0 | 36 | 23 |
| PSA 9 | 5 | 0 | 28 | 16 |
| Total | 40 | 23 | 387 | 277 |

Complaints typically contain more than one allegation. The following table shows the allegations made against officers assigned to PSA commands broken out by FADO type.

Figure 43: Closed Allegations Against Officers Assigned to a PSA by FADOU Type

| | Aug 2022 | | Aug 2023 | | YTD 2022 | | YTD 2023 | |
|--------------------------|----------|------------|----------|------------|----------|------------|----------|------------|
| | Count | % of Total | Count | % of Total | Count | % of Total | Count | % of Total |
| Force (F) | 21 | 34% | 7 | 25% | 164 | 31% | 149 | 40% |
| Abuse of Authority (A) | 30 | 49% | 17 | 61% | 254 | 48% | 158 | 43% |
| Discourtesy (D) | 8 | 13% | 3 | 11% | 84 | 16% | 48 | 13% |
| Offensive Language (O) | 2 | 3% | 1 | 4% | 17 | 3% | 14 | 4% |
| Untruthful Statement (U) | 0 | 0% | 0 | 0% | 8 | 2% | 0 | 0% |
| Total | 61 | 99% | 28 | 101% | 527 | 100% | 369 | 100% |

Dispositions of Officers Assigned to PSAs

The following tables show the Board disposition of officers assigned to a PSA with a FADO&U allegation made against them.

Figure 44: Disposition of PSA Officers (2022 vs 2023)

| | Aug 2022 | | Aug 2023 | | YTD 2022 | | YTD 2023 | |
|---|-----------|------------|-----------|------------|------------|------------|------------|------------|
| | Count | %of Total | Count | %of Total | Count | %of Total | Count | %of Total |
| Full Investigations | | | | | | | | |
| Substantiated | 9 | 43% | 6 | 30% | 114 | 42% | 47 | 30% |
| Within NYPD Guidelines | 8 | 38% | 6 | 30% | 59 | 22% | 54 | 34% |
| Unfounded | 1 | 5% | 4 | 20% | 25 | 9% | 22 | 14% |
| Unable to Determine | 3 | 14% | 4 | 20% | 69 | 25% | 34 | 22% |
| MOS Unidentified | 0 | 0% | 0 | 0% | 5 | 2% | 1 | 1% |
| Total - Full Investigations | 21 | | 20 | | 272 | | 158 | |
| Mediation Closures | Count | %of Total | Count | %of Total | Count | %of Total | Count | %of Total |
| Mediated | 0 | 0% | 0 | 0% | 3 | 21% | 3 | 100% |
| Mediation Attempted | 0 | 0% | 0 | 0% | 11 | 79% | 0 | 0% |
| Total - ADR Closures | 0 | | 0 | | 14 | | 3 | |
| Resolved Case Total | 21 | 52% | 20 | 87% | 286 | 74% | 161 | 58% |
| Unable to Investigate / Other Closures | Count | %of Total | Count | %of Total | Count | %of Total | Count | %of Total |
| Complaint withdrawn | 6 | 32% | 0 | 0% | 15 | 18% | 5 | 4% |
| Unable to Investigate | 7 | 37% | 0 | 0% | 40 | 48% | 60 | 54% |
| Closed - Pending Litigation | 6 | 32% | 0 | 0% | 10 | 12% | 41 | 37% |
| Miscellaneous | 0 | 0% | 1 | 100% | 19 | 23% | 6 | 5% |
| Administrative closure* | 0 | 0% | 0 | 0% | 0 | 0% | 0 | 0% |
| Total - Other Case Dispositions | 19 | | 1 | | 84 | | 112 | |
| Total - Closed Cases | 40 | | 23 | | 387 | | 277 | |

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

Mediation Unit

Whenever mediation between a complainant/alleged victim and subject officer is suitable, it is offered by CCRB investigators. If the complainant/alleged victim and subject officer both agree to participate, a neutral, third-party mediator facilitates a conversation between the parties. The chart below indicates the number of mediations in August and this year.

Figure 45: Mediated Complaints Closed

| | August 2023 | YTD 2023 |
|---------------------|-------------|----------|
| Mediated Complaints | 5 | 63 |

Figure 46: Mediated FADO Allegations Closed

| | August 2023 | YTD 2023 |
|--------------------|-------------|----------|
| Force | 1 | 16 |
| Abuse of Authority | 6 | 138 |
| Discourtesy | 3 | 24 |
| Offensive Language | 0 | 2 |
| Total | 10 | 180 |

Figure 47: Mediated Complaints By Borough (August 2023)

| | Mediations |
|---------------|------------|
| Bronx | 0 |
| Brooklyn | 2 |
| Manhattan | 1 |
| Queens | 2 |
| Staten Island | 0 |

Figure 48: Mediated Allegations By Borough (August 2023)

| | Mediations |
|---------------|------------|
| Bronx | 0 |
| Brooklyn | 4 |
| Manhattan | 1 |
| Queens | 5 |
| Staten Island | 0 |

**Figure 49: Mediated Complaints By Precinct
(Aug 2023 - YTD 2023)**

| Precinct | Aug 2023 | YTD 2023 | Precinct | Aug 2023 | YTD 2023 |
|----------|----------|----------|----------|----------|----------|
| 5 | 0 | 1 | 67 | 2 | 3 |
| 6 | 0 | 2 | 68 | 0 | 2 |
| 7 | 0 | 1 | 69 | 0 | 2 |
| 9 | 0 | 1 | 75 | 0 | 1 |
| 13 | 1 | 2 | 77 | 0 | 1 |
| 14 | 0 | 4 | 78 | 0 | 1 |
| 23 | 0 | 1 | 79 | 0 | 1 |
| 24 | 0 | 1 | 90 | 0 | 1 |
| 26 | 0 | 1 | 101 | 0 | 1 |
| 40 | 0 | 1 | 103 | 0 | 1 |
| 42 | 0 | 2 | 105 | 0 | 4 |
| 43 | 0 | 1 | 106 | 0 | 1 |
| 44 | 0 | 3 | 108 | 0 | 1 |
| 46 | 0 | 3 | 109 | 1 | 1 |
| 48 | 0 | 1 | 113 | 1 | 2 |
| 49 | 0 | 1 | 114 | 0 | 1 |
| 50 | 0 | 1 | 115 | 0 | 2 |
| 52 | 0 | 1 | 120 | 0 | 2 |
| 62 | 0 | 1 | 122 | 0 | 1 |
| 63 | 0 | 2 | NA | 0 | 3 |

**Figure 50: Mediated Allegations By Precinct
(Aug 2023 - YTD 2023)**

| Precinct | Aug 2023 | YTD 2023 | Precinct | Aug 2023 | YTD 2023 |
|----------|----------|----------|----------|----------|----------|
| 5 | 0 | 2 | 67 | 4 | 6 |
| 6 | 0 | 2 | 68 | 0 | 14 |
| 7 | 0 | 1 | 69 | 0 | 7 |
| 9 | 0 | 1 | 75 | 0 | 9 |
| 13 | 1 | 2 | 77 | 0 | 1 |
| 14 | 0 | 8 | 78 | 0 | 6 |
| 23 | 0 | 2 | 79 | 0 | 2 |
| 24 | 0 | 7 | 90 | 0 | 7 |
| 26 | 0 | 4 | 101 | 0 | 4 |
| 40 | 0 | 4 | 103 | 0 | 3 |
| 42 | 0 | 4 | 105 | 0 | 12 |
| 43 | 0 | 2 | 106 | 0 | 1 |
| 44 | 0 | 8 | 108 | 0 | 2 |
| 46 | 0 | 15 | 109 | 1 | 1 |
| 48 | 0 | 10 | 113 | 4 | 5 |
| 49 | 0 | 1 | 114 | 0 | 4 |
| 50 | 0 | 2 | 115 | 0 | 5 |
| 52 | 0 | 2 | 120 | 0 | 3 |
| 62 | 0 | 2 | 122 | 0 | 2 |
| 63 | 0 | 3 | NA | 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 51: Administrative Prosecution Unit Case Closures

| Disposition Category | Prosecution Disposition | Aug 2023 | YTD 2023 |
|------------------------|--|------------|------------|
| Disciplinary Action | Not guilty after trial but Discipline Imposed | 0 | 0 |
| | Guilty after trial | 0 | 4 |
| | 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 | 4 | 26 |
| | Plea Renegotiated by PC | 0 | 3 |
| | Plea set aside, Comm. Disc. B | 0 | 0 |
| | Plea set aside, Comm. Disc. A | 0 | 0 |
| | Plea set aside, Formalized Training | 0 | 9 |
| | Plea set aside, Instructions | 0 | 0 |
| | *Retained, with discipline | 2 | 5 |
| | Disciplinary Action Total | 6 | 47 |
| No Disciplinary Action | Not guilty after trial | 3 | 15 |
| | Trial verdict reversed by PC, Final verdict Not Guilty | 0 | 0 |
| | Plea set aside, Without discipline | 0 | 4 |
| | **Retained, without discipline | 2 | 7 |
| | Dismissed by Police Commissioner | 0 | 0 |
| | Dismissed by APU | 0 | 0 |
| | No Disciplinary Action Total | 5 | 26 |
| Not Adjudicated | Charges not served | 13 | 114 |
| | Deceased | 0 | 0 |
| | Other | 2 | 2 |
| | ***Previously adjudicated, with discipline | 0 | 1 |
| | ***Previously adjudicated, without discipline | 0 | 0 |
| | †Reconsidered by CCRB Board | 0 | 0 |
| | Retired | 3 | 16 |
| | Resigned | 1 | 7 |
| | Terminated | 0 | 0 |
| | Terminal leave | 0 | 0 |
| | SOL Expired prior to APU | 5 | 30 |
| | SOL Expired in APU | 1 | 3 |
| | Not Adjudicated Total | 25 | 173 |
| Total Closures | 36 | 246 | |

*Retained cases are those in which 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 "Department Unable to Prosecute" (DUP). Cases are referred to as DUP when the department decides that it will not discipline an officer against whom the Board recommended discipline other than charges. *** In some cases, the Department conducts its 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 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. When the Police Commissioner issues the discipline recommended by the CCRB, we report it as discipline concurrence.

Figure 52: NYPD-CCRB Discipline Concurrence

| Discipline Report Year | Non APU % | APU % | Total % |
|------------------------|-----------|-------|---------|
| 2021 | 77.21 | 25.00 | 70.96 |
| 2022 | 41.50 | 36.73 | 41.19 |
| 2023 YTD | 51.31 | 53.95 | 51.69 |

The remaining charts in this section provide additional detail regarding NYPD-imposed discipline, both for cases brought by the APU (Charges) and for Non-APU cases referred to the Police Commissioner with a recommendation of Command Discipline or Formalized Training.

Figure 53: NYPD Discipline Imposed for Adjudicated APU Cases

| Discipline* | August 2023 | YTD 2023 |
|---|-------------|------------|
| Terminated | 0 | 0 |
| Suspension for or loss of vacation time of 31 or more days and/or Dismissal Probation | 3 | 4 |
| 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 | 4 |
| Suspension for or loss of vacation time of 1 to 10 days | 1 | 10 |
| Command Discipline B | 1 | 10 |
| Command Discipline A | 1 | 7 |
| Formalized Training** | 0 | 12 |
| Warned & Admonished/Reprimanded | 0 | 0 |
| Disciplinary Action† Total | 6 | 47 |
| No Disciplinary Action† | 5 | 26 |
| Adjudicated Total | 11 | 73 |
| Discipline Rate | 55% | 64% |
| | | |
| Not Adjudicated† Total | 25 | 173 |
| Total Closures | 36 | 246 |

*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.

† The case closure types that define the "Disciplinary Action", "No Disciplinary Action" and "Not Adjudicated" categories are listed in Figure 51 on the previous page.

Figure 54: NYPD Discipline Imposed for Non-APU Cases

| Disposition | Disposition Type* | July 2023 | YTD 2023 |
|------------------------|---|------------|------------|
| 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 | 6 | 57 |
| | Command Discipline A | 14 | 117 |
| | Formalized Training** | 2 | 66 |
| | Closed Administratively (With Discipline) †† | 0 | 5 |
| | Total | 22 | 245 |
| No Disciplinary Action | Retired | 0 | 8 |
| | Resigned | 2 | 11 |
| | SOL Expired | 0 | 18 |
| | Department Unable to Prosecute††† | 12 | 210 |
| | Closed Administratively (No penalty reported) †† | 0 | 2 |
| | Total | 14 | 249 |
| | Discipline Rate | 61% | 50% |
| | DUP Rate | 33% | 43% |

*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.

† Trial outcomes in non-APU cases typically involve MOS who turned down command discipline, prompting the police department to proceed with charges.

†† "Closed Administratively" is a term typically used by the police department to report on an incident of misconduct that has been previously adjudicated by the department itself prior to the receipt of a disciplinary recommendation from the CCRB.

††† 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.

NYPD Penalty Departure Letters are posted on the CCRB website at: <https://www.nyc.gov/site/ccrb/complaints/redacted-departure-letter.page>

Figure 55: NYPD Discipline Imposed for Allegations - Non-APU Cases (July 2023)

| Board Disposition | Officer | FADO &U | Allegation | Precinct | Borough | NYPD Discipline |
|--------------------------------------|----------------------|---------|--|----------|-----------|---|
| Substantiated (Command Discipline A) | PO Shamika Covington | A | Failed to Obtain Language Interpretation | 5 | Manhattan | Command Discipline - A |
| Substantiated (Command Discipline A) | PO Shamika Covington | A | Failed to Obtain Language Interpretation | 5 | Manhattan | Command Discipline - A |
| Substantiated (Command Discipline A) | SGT Brendan Coughlin | A | Refusal to obtain medical treatment | 14 | Manhattan | No penalty |
| Substantiated (Command Discipline A) | SGT Edmund Staines | A | Refusal to obtain medical treatment | 14 | Manhattan | No penalty |
| Substantiated (Command Discipline B) | SGT Danny Bermeo | A | Search of Premises | 14 | Manhattan | No penalty |
| Substantiated (Command Discipline A) | SGT Erick Corniel | D | Word | 24 | Manhattan | Command Discipline - A |
| Substantiated (Command Discipline B) | PO Daniel Boylan | F | Physical force | 25 | Manhattan | No penalty |
| Substantiated (Command Discipline A) | SGT Tristan Parker | D | Word | 26 | Manhattan | Command Discipline - B (Vacation: 1 day) |
| Substantiated (Command Discipline A) | SGT Tristan Parker | A | Question | 26 | Manhattan | Command Discipline - B (Vacation: 1 day) |
| Substantiated (Command Discipline A) | PO Matthew Barlow | A | Entry of Premises | 40 | Bronx | Command Discipline - A |
| Substantiated (Command Discipline A) | PO Carlos Velasquez | A | Entry of Premises | 40 | Bronx | Command Discipline - A |
| Substantiated (Command Discipline A) | PO Erika Gonzalez | A | Stop | 46 | Bronx | Command Discipline - A (Vacation: 1 day) |
| Substantiated (Command Discipline B) | SGT Bryan Ortiz | A | Threat of force (verbal or physical) | 48 | Bronx | No penalty |
| Substantiated (Command Discipline A) | PO Kieran Brennan | A | Frisk | 48 | Bronx | Resigned |
| Substantiated (Command Discipline A) | PO Kieran Brennan | A | Stop | 48 | Bronx | Resigned |
| Substantiated (Command Discipline A) | PO Anthony Saline | A | Stop | 48 | Bronx | Command Discipline - A |
| Substantiated (Command Discipline A) | SGT DS Erik Duran | A | Stop | 48 | Bronx | Command Discipline - A |
| Substantiated (Command Discipline A) | SGT Alden Lee | A | Refusal to provide name | 60 | Brooklyn | Command Discipline - B (Vacation: 1 day) |
| Substantiated (Command Discipline A) | SGT Alden Lee | A | Refusal to provide shield number | 60 | Brooklyn | Command Discipline - B (Vacation: 1 day) |
| Substantiated (Command Discipline A) | SGT Alden Lee | A | Failure to provide RTKA card | 60 | Brooklyn | Command Discipline - B (Vacation: 1 day) |
| Substantiated (Command Discipline A) | PO Anthony Caravana | A | Vehicle search | 63 | Brooklyn | Command Discipline - B (Vacation: 1 day) |
| Substantiated (Command Discipline A) | SGT Jeffrey Meagher | A | Vehicle search | 63 | Brooklyn | Command Discipline - B (Vacation: 2 days) |
| Substantiated (Command Discipline A) | PO Anthony Caravana | A | Search (of person) | 63 | Brooklyn | Command Discipline - B (Vacation: 1 day) |
| Substantiated (Formalized Training) | SGT Jeffrey Meagher | A | Refusal to provide shield number | 63 | Brooklyn | Command Discipline - B (Vacation: 2 days) |
| Substantiated (Formalized Training) | PO Mahmoud Mohamed | A | Refusal to provide shield number | 63 | Brooklyn | Resigned |
| Substantiated (Command Discipline A) | PO Mahmoud Mohamed | A | Failure to provide RTKA card | 63 | Brooklyn | Resigned |
| Substantiated (Command Discipline A) | PO Harry Cruz | A | Failure to provide RTKA card | 63 | Brooklyn | Command Discipline - A |

| Board Disposition | Officer | FADO &U | Allegation | Precinct | Borough | NYPD Discipline |
|--------------------------------------|-------------------------|--------------------|--|-----------------|----------------|---|
| Substantiated (Command Discipline A) | SGT Jeffrey Meagher | A | Failure to provide RTKA card | 63 | Brooklyn | Command Discipline - B (Vacation: 2 days) |
| Substantiated (Command Discipline A) | PO Dean Perez | A | Failure to provide RTKA card | 63 | Brooklyn | Command Discipline - A |
| Substantiated (Command Discipline A) | PO Fabian Modesto | A | Vehicle search | 67 | Brooklyn | Command Discipline - B (Vacation: 3 days) |
| Substantiated (Command Discipline A) | PO Forhad Mahamud | D | Word | 67 | Brooklyn | Command Discipline - A |
| Substantiated (Command Discipline A) | PO Haroonul Hassan | A | Frisk | 67 | Brooklyn | Command Discipline - A (Vacation: 2 days) |
| Substantiated (Command Discipline A) | PO Fabian Modesto | A | Question | 67 | Brooklyn | Command Discipline - B (Vacation: 3 days) |
| Substantiated (Command Discipline A) | SGT Philip Ditto | A | Forcible Removal to Hospital | 67 | Brooklyn | Command Discipline - A |
| Substantiated (Formalized Training) | PO Fabian Modesto | A | Failure to provide RTKA card | 67 | Brooklyn | Command Discipline - B (Vacation: 3 days) |
| Substantiated (Formalized Training) | PO Haroonul Hassan | A | Failure to provide RTKA card | 67 | Brooklyn | Command Discipline - A (Vacation: 2 days) |
| Substantiated (Command Discipline A) | SGT Joseph Amodio | D | Word | 68 | Brooklyn | Command Discipline - A |
| Substantiated (Formalized Training) | SGT Joseph Amodio | A | Search (of person) | 68 | Brooklyn | Command Discipline - A |
| Substantiated (Command Discipline B) | PO Shaquille Stvalle | A | Threat of arrest | 79 | Brooklyn | No penalty |
| Substantiated (Command Discipline A) | PO Antonio Gaglione | D | Word | 79 | Brooklyn | Command Discipline - A |
| Substantiated (Command Discipline A) | PO Ashley Roseman | A | Frisk | 79 | Brooklyn | No penalty |
| Substantiated (Command Discipline A) | DT3 Alan Herndonsoto | A | Forcible Removal to Hospital | 79 | Brooklyn | No penalty |
| Substantiated (Formalized Training) | PO Ashley Roseman | A | Failure to provide RTKA card | 79 | Brooklyn | No penalty |
| Substantiated (Formalized Training) | PO Manuel Formoso | A | Failure to provide RTKA card | 79 | Brooklyn | Formalized Training |
| Substantiated (Formalized Training) | PO Antonio Gaglione | A | Failure to provide RTKA card | 79 | Brooklyn | Command Discipline - A |
| Substantiated (Command Discipline B) | PO Anthony Torres | A | Interference with recording | 81 | Brooklyn | No penalty |
| Substantiated (Command Discipline A) | PO Paul Kregler | F | Physical force | 103 | Queens | No penalty |
| Substantiated (Command Discipline A) | PO Paul Kregler | D | Word | 103 | Queens | No penalty |
| Substantiated (Command Discipline A) | PO Siegfriedowen Fetiza | A | Threat of arrest | 110 | Queens | No penalty |
| Substantiated (Command Discipline A) | PO Siegfriedowen Fetiza | A | Threat of arrest | 110 | Queens | No penalty |
| Substantiated (Command Discipline A) | DT3 David Rene | A | Frisk | 110 | Queens | No penalty |
| Substantiated (Command Discipline A) | DT3 David Rene | A | Stop | 110 | Queens | No penalty |
| Substantiated (Formalized Training) | PO Siegfriedowen Fetiza | A | Failed to Obtain Language Interpretation | 110 | Queens | No penalty |
| Substantiated (Command Discipline A) | SGT Sean Little | A | Frisk | 111 | Queens | Command Discipline - B |
| Substantiated (Command Discipline A) | SGT Sean Little | A | Search (of person) | 111 | Queens | Command Discipline - B |

| Board Disposition | Officer | FADO &U | Allegation | Precinct | Borough | NYPD Discipline |
|--------------------------------------|---------------------|--------------------|--------------------|-----------------|----------------|------------------------|
| Substantiated (Command Discipline A) | SGT Sean Little | A | Search (of person) | 111 | Queens | Command Discipline - B |
| Substantiated (Formalized Training) | DT3 Genaro Barreiro | A | Entry of Premises | 120 | Staten Island | Formalized Training |

Figure 56: NYPD Discipline Imposed for Allegations - APU Adjudicated Cases (August 2023)

| Board Disposition | Officer | FADO&U | Allegation | Precinct | Borough | NYPD Discipline |
|--------------------------------------|-----------------------|--------|--------------------------------------|----------|---------------|-----------------------------|
| Substantiated (Command Discipline B) | POM Kenneth Flynn | A | Threat of summons | 43 | Bronx | Forfeit vacation 10 days |
| Substantiated (Command Discipline B) | POM Kenneth Flynn | A | Threat to damage/seize property | 43 | Bronx | Forfeit vacation 10 days |
| Substantiated (Charges) | POM Kenneth Flynn | A | Interference with recording | 43 | Bronx | Forfeit vacation 10 days |
| Substantiated (Command Discipline A) | POM Kenneth Flynn | A | Failure to provide RTKA card | 43 | Bronx | Forfeit vacation 10 days |
| Substantiated (Command Discipline A) | POM Kenneth Flynn | A | Failure to provide RTKA card | 43 | Bronx | Forfeit vacation 10 days |
| Substantiated (Command Discipline A) | POM Kenneth Flynn | A | Failure to provide RTKA card | 43 | Bronx | Forfeit vacation 10 days |
| Substantiated (Command Discipline A) | PO Michael Sidorskiy | A | Failure to provide RTKA card | 67 | Brooklyn | Forfeit vacation 38 days |
| Substantiated (Charges) | POM Michael Sidorskiy | U | False official statement | 67 | Brooklyn | Forfeit vacation 38 days |
| Substantiated (Charges) | POM Michael Sidorskiy | U | Misleading official statement | 67 | Brooklyn | Forfeit vacation 38 days |
| Substantiated (Command Discipline B) | POM Michael Sidorskiy | A | Threat of force (verbal or physical) | 70 | Brooklyn | Forfeit vacation 38 days |
| Substantiated (Command Discipline B) | POM Michael Sidorskiy | A | Threat of force (verbal or physical) | 70 | Brooklyn | Forfeit vacation 38 days |
| Substantiated (Command Discipline B) | POM Michael Sidorskiy | D | Word | 70 | Brooklyn | Forfeit vacation 38 days |
| Substantiated (Command Discipline B) | POM Michael Sidorskiy | D | Word | 70 | Brooklyn | Forfeit vacation 38 days |
| Substantiated (Charges) | POM Michael Sidorskiy | U | False official statement | 70 | Brooklyn | Forfeit vacation 38 days |
| Substantiated (Command Discipline B) | PO Diana Lopez | A | Threat re: removal to hospital | 78 | Brooklyn | Command Discipline B 5 days |
| Substantiated (Command Discipline A) | PO Joseph Mirabello | A | Vehicle search | 122 | Staten Island | Command Discipline A |
| Substantiated (Command Discipline B) | PO Joseph Mirabello | D | Demeanor/tone | 122 | Staten Island | Command Discipline A |
| Substantiated (Formalized Training) | PO Joseph Mirabello | A | Stop | 122 | Staten Island | Command Discipline A |
| Substantiated (Command Discipline A) | PO Joseph Mirabello | A | Failure to provide RTKA card | 122 | Staten Island | Command Discipline A |