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Executive Director's Monthly Report
January 2024
(Statistics for December 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 December 2023 included the following highlights:

- 1) Of the cases in the CCRB active investigations docket, 47% have been open for 4 months or fewer, and 69% have been open for 7 months or fewer (page 10). In December, the CCRB opened 450 new cases (page 4), and currently has a total open docket of 3,753 cases (page 11).
- 2) The CCRB substantiated allegations in 28% of its fully investigated cases in December (page 17).
- 3) The CCRB fully investigated 45% of the cases it closed in December (page 14). The Agency closed 42% of the cases as unable to investigate/withdrawn (page 14).
- 4) For December, investigations using video evidence resulted in substantiated allegations in 29% of cases - compared to 0% of cases in which video was not available (page 24).
- 5) The Monthly Report includes a breakdown of complaints and substantiations by NYPD precinct and borough of occurrence (pages 5-6, 26-31).
- 6) In December the Police Commissioner finalized 22 decision(s) against police officers in Administrative Prosecution Unit (APU) cases; 2 were guilty verdicts won by the APU (page 37). The CCRB's APU prosecutes the most serious allegations of misconduct. The APU conducted 45 trials against members of the NYPD year-to-date; 5 trials were conducted against respondent officers in December.

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 December 2023, the CCRB initiated 450 new complaints.

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

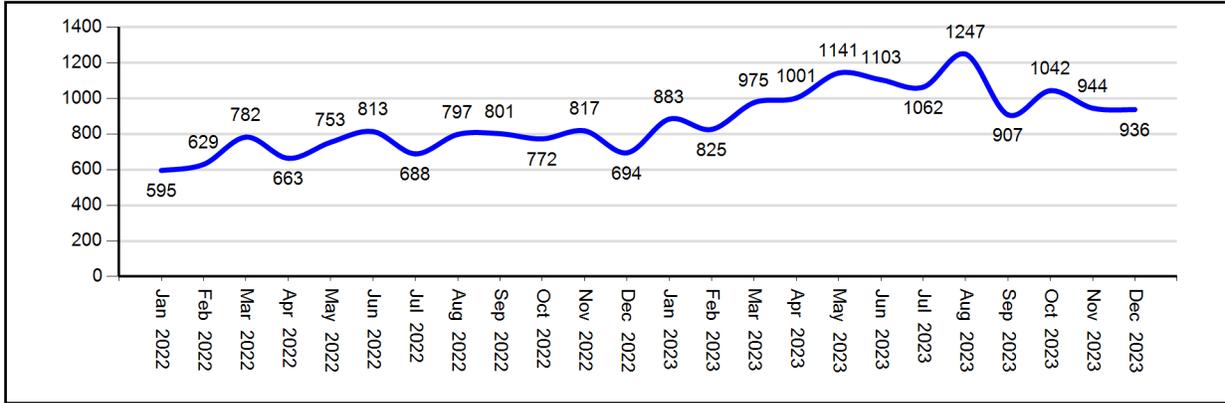


Figure 2: New CCRB Complaints by Month (January 2022 - December 2023)

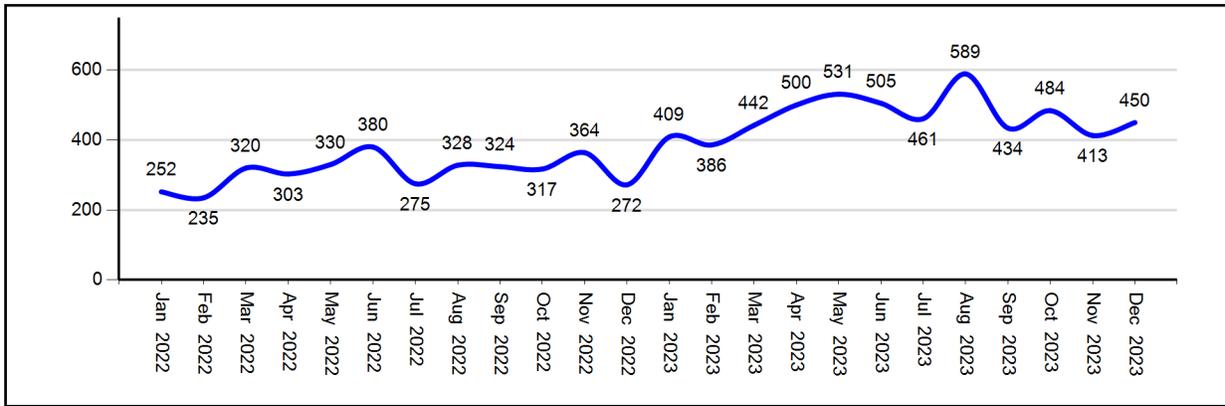
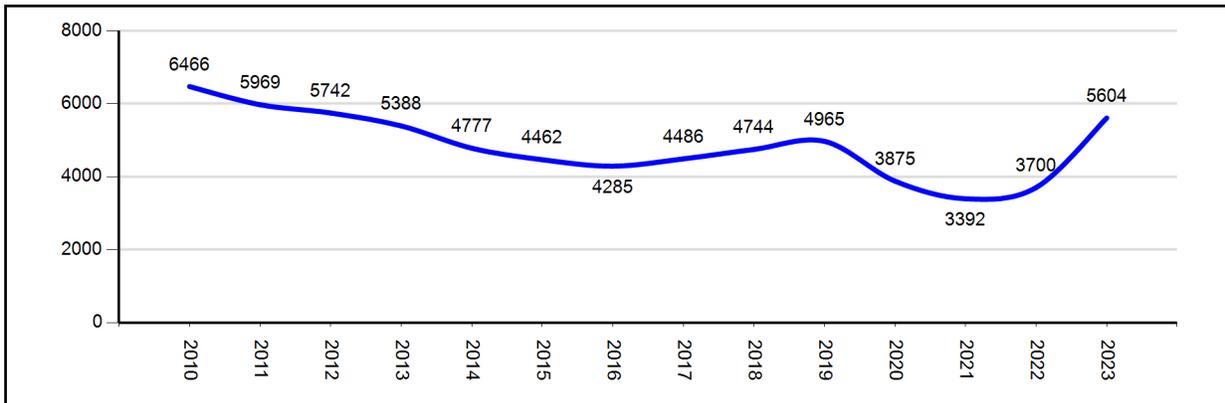


Figure 3: New CCRB Complaints by Year (YTD 2010 - 2023)



CCRB Cases Received by Borough and Precinct

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

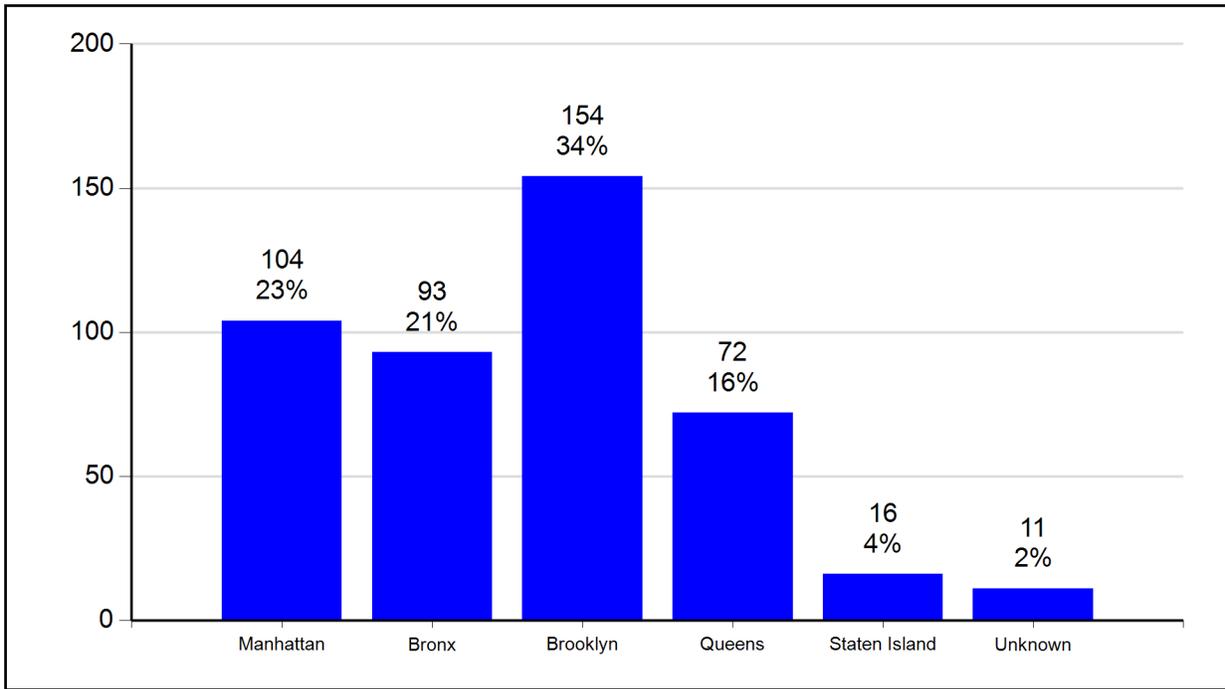


Figure 5: CCRB Complaints Received By Borough of Occurrence (YTD 2023)

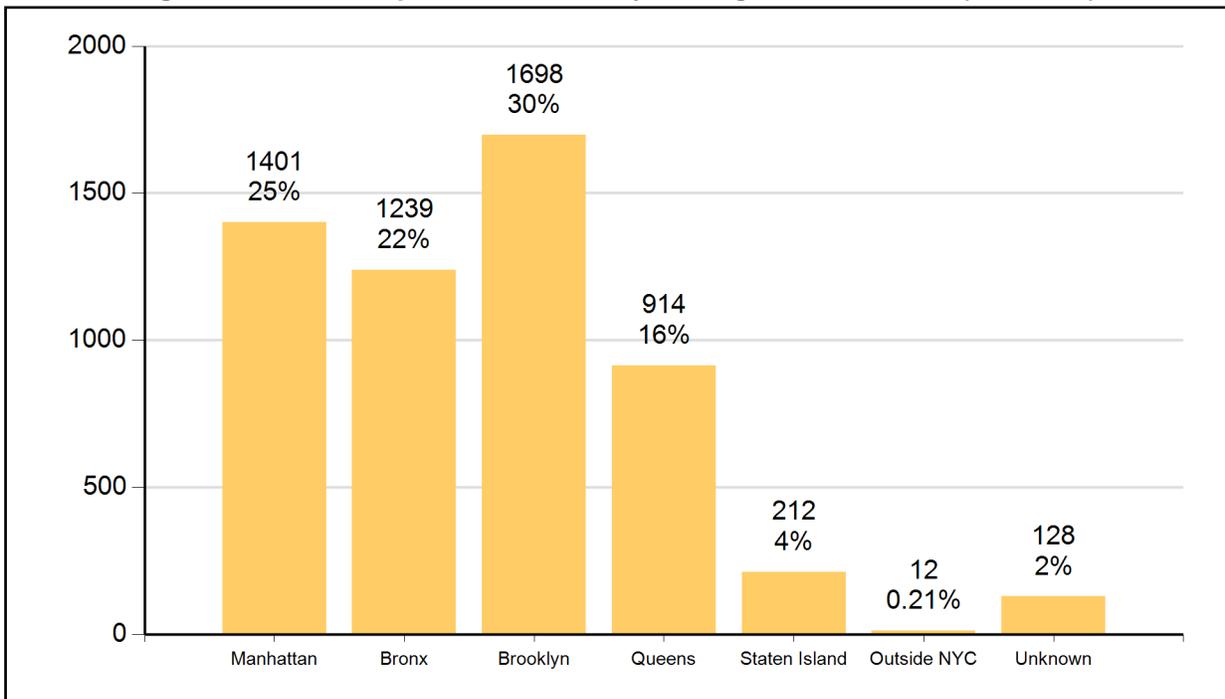


Figure 6: CCRB Complaints Received By Precinct of Occurrence (December 2023)

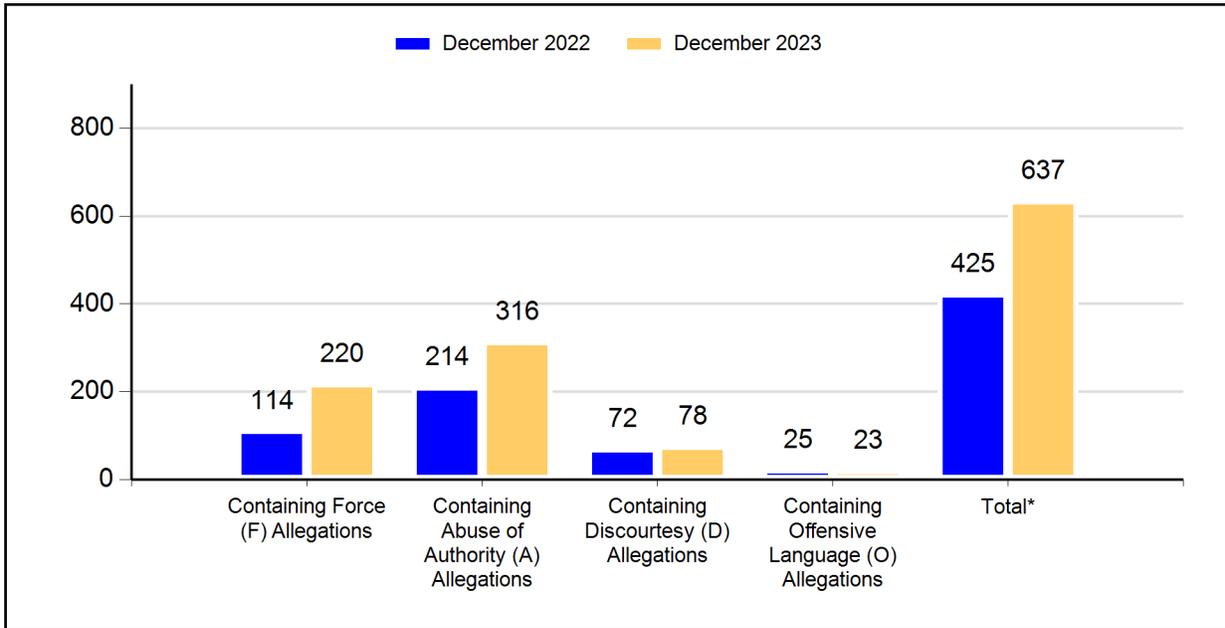
NYPD Precinct of Occurrence*	Number of Complaints	NYPD Precinct of Occurrence*	Number of Complaints
0	2	67	10
1	2	68	6
5	2	69	4
6	5	70	9
7	11	71	3
9	3	72	5
10	2	73	11
13	7	75	25
14	13	76	1
17	3	77	4
18	11	78	1
19	2	79	10
20	2	81	6
23	3	83	5
24	2	84	8
25	4	88	4
26	1	90	9
28	6	100	3
30	1	101	5
32	9	102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

*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 (December 2022 vs. December 2023)



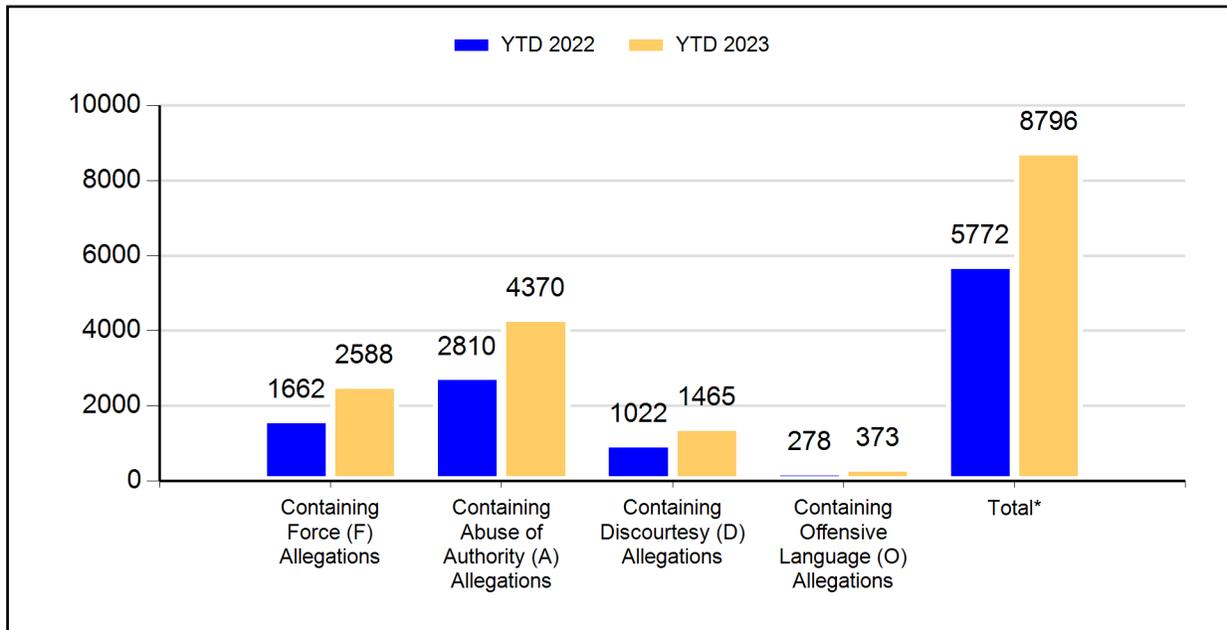
*This is the total of distinct FADO allegation types in complaints received.

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

	December 2022		December 2023		Change	% Change
	Count	% of Total Complaints	Count	% of Total Complaints		
Force (F)	114	42%	220	49%	106	93%
Abuse of Authority (A)	214	79%	316	70%	102	48%
Discourtesy (D)	72	26%	78	17%	6	8%
Offensive Language (O)	25	9%	23	5%	-2	-8%
Total FADO Allegations	425		637		212	50%
Total Complaints	272		450		178	65%

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)	1662	45%	2588	46%	926	56%
Abuse of Authority (A)	2810	76%	4370	78%	1560	56%
Discourtesy (D)	1022	28%	1465	26%	443	43%
Offensive Language (O)	278	8%	373	7%	95	34%
Total FADO Allegations	5772		8796		3024	52%
Total Complaints	3700		5604		1904	51%

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)

	December 2022		December 2023		Change	% Change
	Count	% of Total Allegations	Count	% of Total Allegations		
Force (F)	353	26%	475	31%	122	35%
Abuse of Authority (A)	847	63%	915	60%	68	8%
Discourtesy (D)	113	8%	100	7%	-13	-12%
Offensive Language (O)	31	2%	23	2%	-8	-26%
Total Allegations	1344		1513		169	13%
Total Complaints	272		450		178	65%

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)	4125	28%	6437	25%	2312	56%
Abuse of Authority (A)	8902	59%	16077	64%	7175	81%
Discourtesy (D)	1604	11%	2291	9%	687	43%
Offensive Language (O)	354	2%	505	2%	151	43%
Total Allegations	14985		25310		10325	69%
Total Complaints	3700		5604		1904	51%

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

CCRB Docket

As of the end of December 2023, 47% of active CCRB cases are fewer than five months old, and 69% active cases have been open for fewer than eight months.

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

Case Age Group	Count	% of Total
Cases 0-4 Months	1758	47.4%
Cases 5-7 Months	803	21.7%
Cases 8-11 Months	814	22.0%
Cases 12-18 Months*	320	8.6%
Cases Over 18 Months**	11	0.3%
Total	3706	100%

*12-18 Months: 5 cases that were reopened; 1 case that was on DA Hold; 0 cases that were on FID Hold.

**Over18 Months: 1 case that was reopened; 4 cases that were on DA Hold; 0 cases that were on FID Hold.

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

	Count	% of Total
Cases 0-4 Months	1524	41.1%
Cases 5-7 Months	825	22.3%
Cases 8-11 Months	891	24.0%
Cases 12-18 Months*	436	11.8%
Cases Over 18 Months**	30	0.8%
Total	3706	100%

*12-18 Months: 5 cases that were reopened; 1 case that was on DA Hold; 0 cases that were on FID Hold.

**Over18 Months: 1 case that was reopened; 3 cases that were on DA Hold; 0 cases that were on FID Hold.

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

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

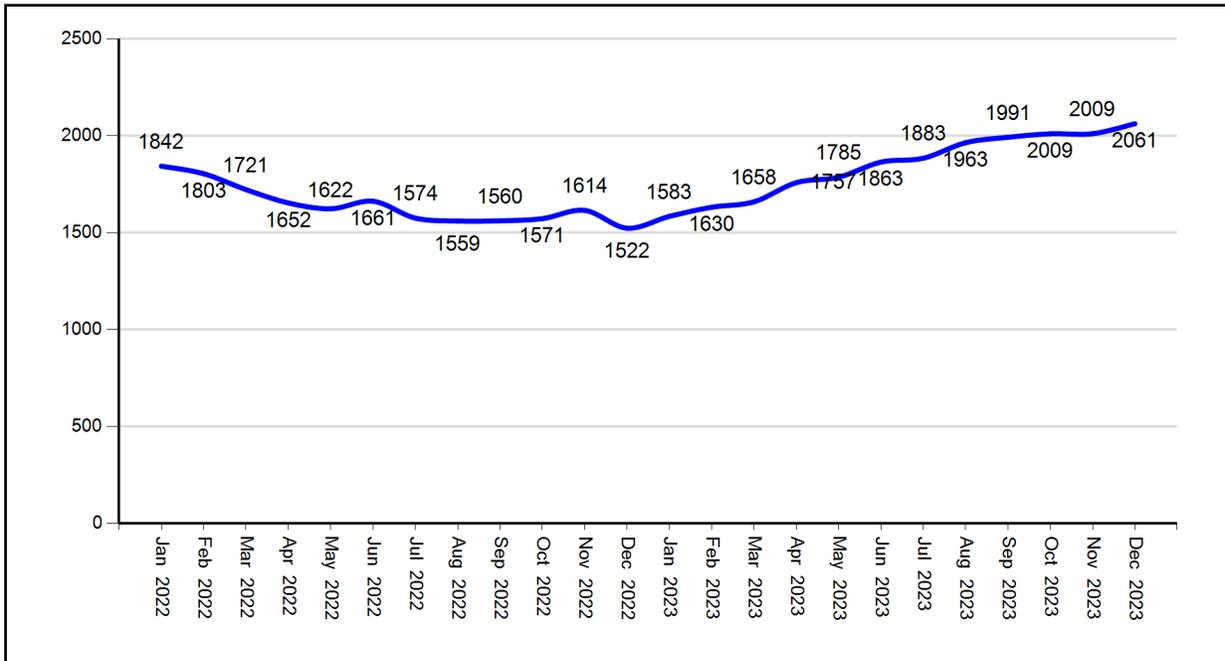


Figure 16: Open Docket Analysis

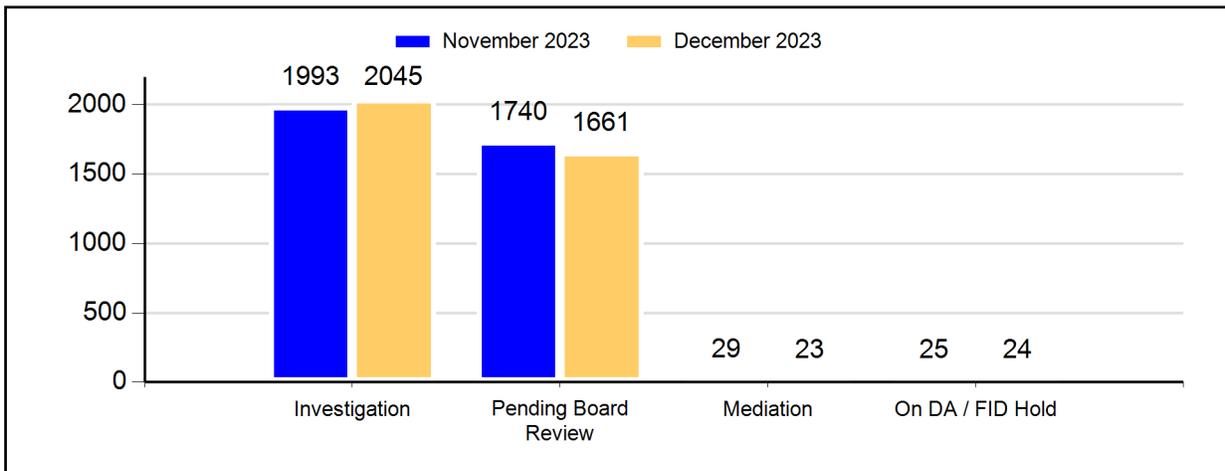


Figure 17: Open Docket Analysis with % Change

	November 2023		December 2023		Change	% Change
	Count	% of Total	Count	% of Total		
Investigations	1993	53%	2045	54%	52	3%
Pending Board Review	1740	46%	1661	44%	-79	-5%
Mediation	29	1%	23	1%	-6	-21%
On DA / FID Hold	25	1%	24	1%	-1	-4%
Total	3787		3753		-34	-1%

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 - December 2023)

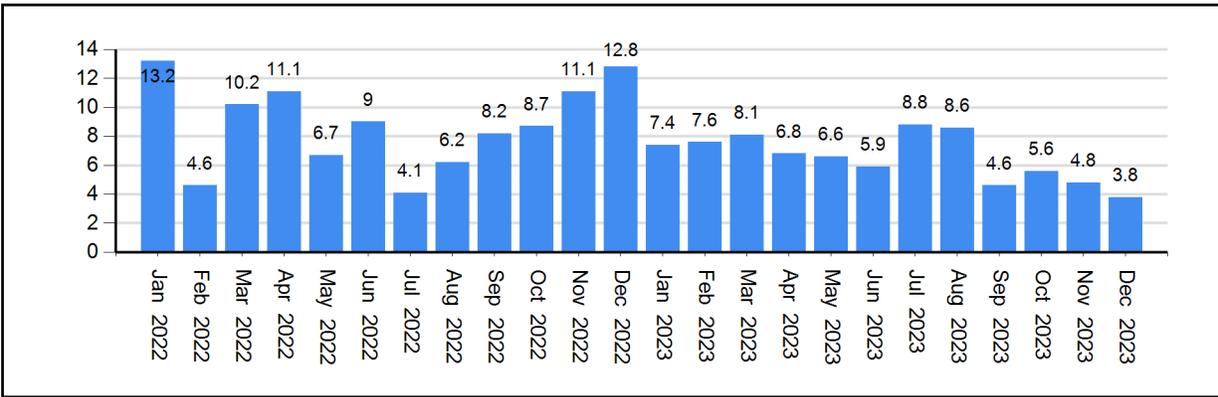
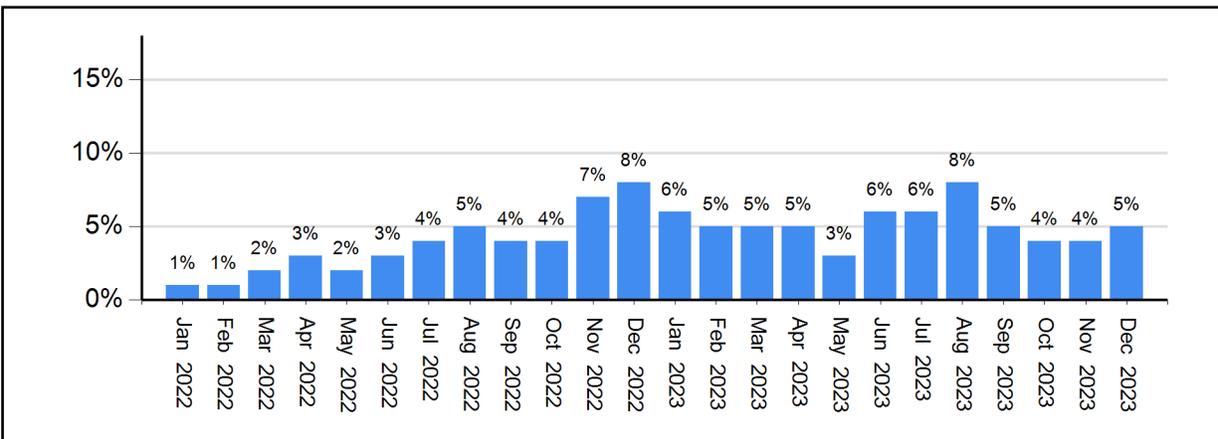


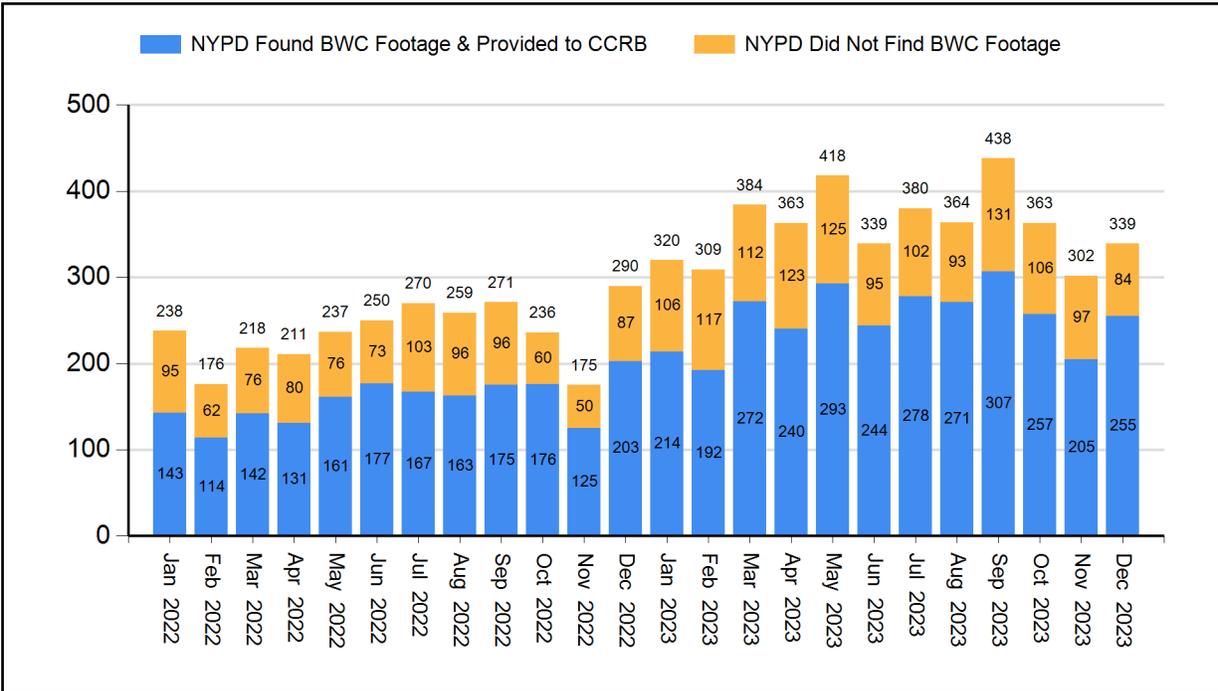
Figure 19: Pending Requests for BWC Footage

Days Pending	BWC Requests	% of Total
00 <= Days < 30	107	61.8%
30 <= Days < 60	15	8.7%
60 <= Days < 90	9	5.2%
90 >= Days	42	24.3%
Total	173	100%

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



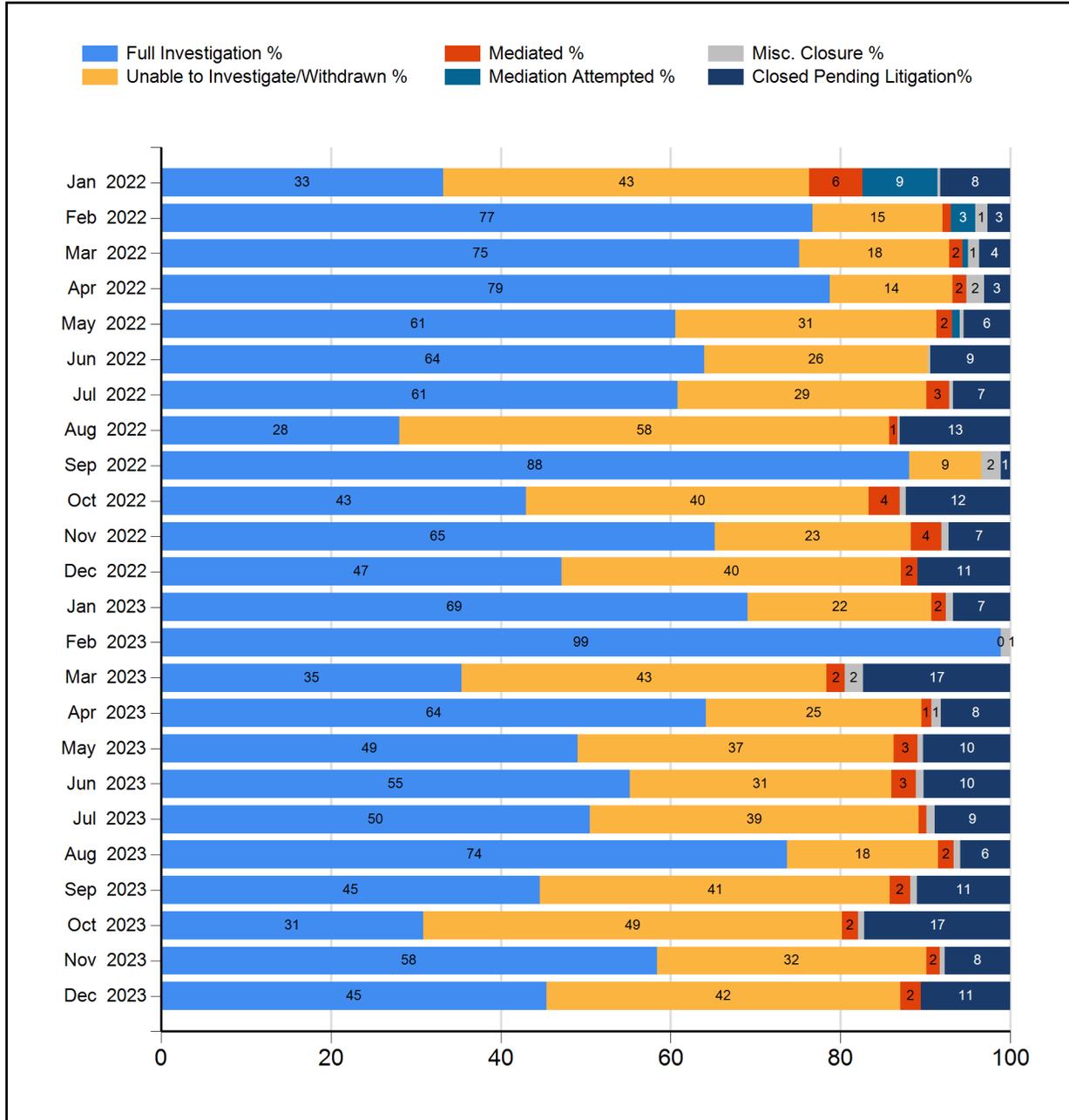
**Figure 21: Fulfilled BWC Requests
(January 2022 - December 2023)**



Closed Cases

In December 2023, the CCRB fully investigated 45% of the cases it closed.

Figure 22: Case Resolutions (January 2022 - December 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 driving an electric moped while he was on his cellphone. His moped had no license plate, the individual was not wearing a helmet. The subject officer in a marked police vehicle drove up behind the individual with its turret lights on. The individual continued driving the moped and his moped was rammed by the subject officer's vehicle causing the individual to fall off his moped and into a parked vehicle, causing injury to his face and aches to his body. The subject officer pulled over and picked up the individual's wallet and keys that had fallen to the ground and began taking photos. The individual accused the subject officer of hitting him off his moped and the subject officer responded "bullshit, I'm still in my lane." The incident was captured on BWC and was witnessed by a 3rd party. It showed the subject officer boxing the individual's moped against the parking lane causing the moped to travel down a narrow pathway that had a parked vehicle's side mirror sticking out in the individual's pathway. It also showed the subject officer looking through the individual's wallet, as well as making the statement "bullshit, I'm still in my lane." The subject officer stated that he pulled alongside the individual to verbally tell him to pull over since his loudspeaker wasn't working, that he searched the individual's wallet for his identification because the individual was distracted looking for his cellphone, and that he used profanity with the individual because he was falsely accusing him of hitting him with the police vehicle. The investigation found that the subject officer's boxing in the individual's moped was a prohibited maneuver that was not justified by the circumstances, that the subject officer's discourteous statement did not serve a legitimate law enforcement purpose as it was made as the subject officer was already issuing a summons to the individual, and that searching the individual's wallet was prohibited because evidence of a crime was required in order for the subject officer to search the individual's wallet. The Board substantiated the Abuse of Authority and Discourtesy allegations.

2. Unable to Determine

An individual was driving in her vehicle when she approached a red light and saw a stationary police vehicle near the intersection. She stopped at the red light and turned her hand signal on for a right turn. After the light turned green, she made the turn and immediately, the police vehicle activated its lights and sirens and pulled her over. Two subject officers exited their vehicle and approached her. Part of the incident was

captured on BWC. It showed the subject officers pulling the individual over and asking why she was “rushing”. The investigation found no evidence other than the subject officers stating that they saw the individual make the right turn without signaling. Without the testimony of other witnesses, the investigation could not determine whether the individual made the turn without signaling which would have necessitated the subject officers stopping her. The Board closed the Abuse of Authority allegation as Unable to Determine.

3. Unfounded

An individual stated that two subject officers came to his home to transport him to the precinct station house, he told them that he recently had double knee surgery which required him to have assistance to get into the police vehicle. The individual alleged that subject officer 1 told him “we are getting ready to throw your ass in the back of this fucking car” and that both subject officers picked him up his shoulders and knees and put him in the back of the police vehicle. The incident was captured on BWC. It showed the individual informing the subject officers about his knees and subject officer 1 responded “I don’t think you understand, there is no other way.” Neither subject officer said anything else beyond that. It also showed that the individual got into the police vehicle without any assistance from either subject officer. The Board closed the Discourtesy and Use of Force allegations as Unfounded.

4. Within NYPD Guidelines

An individual stated that he was driving while using his phone to call 911 to complain about an NYPD vehicle in front of him. The subject officer exited the vehicle in question and approached the individual. The subject officer asked the individual for his license and registration. The individual provided his license after refusing to for several minutes and could not provide the vehicle registration. The subject officer informed the individual that he could be arrested. The incident was captured on BWC and on the 911 call. It showed the individual not wearing his seatbelt and the subject officer telling the individual that he could be arrested. The investigation determined that the subject officer informing the individual that he could be arrested for not providing his license was within NY’s vehicle traffic law, and that the subject officer’s observation of the individual not having a seat belt on was sufficient cause to stop the individual. The Board closed the Abuse of Authority allegations as being Within NYPD Guidelines.

5. Officer Unidentified

An individual called the 75th Precinct stationhouse intending to discuss his concerns about members of the NYPD illegally arresting and charging people. He was connected to the detective squad and a male officer answered the phone. The individual asked for the officer’s name. In response, the officer said “Jeremy” but did not provide his rank or indicate whether “Jeremy” was a first or last name. The individual said, “Thank you Jeremy.” The officer thought the individual was laughing at his name and said, “How rude of you to laugh at my name? How dare you?” The individual apologized but the officer hung up. The individual re-dialed the 75th Precinct stationhouse and was again connected to the detective squad. A different officer answered the phone. The individual asked if “Jeremy” was available. In response, the officer said “Nope.” When the individual mistakenly referred to the LAPD instead of the NYPD, the officer called him illiterate, and said he could not read, write, or spell and advised him to go back to school. Then the officer hung up. Due to the lack of investigative leads, and the large number of male officers on-duty within the 75th Precinct Detective Squad at the time of the incident, the investigation was unable to identify the officers who spoke to the individual. The Board closed the Discourtesy 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 (December 2023)

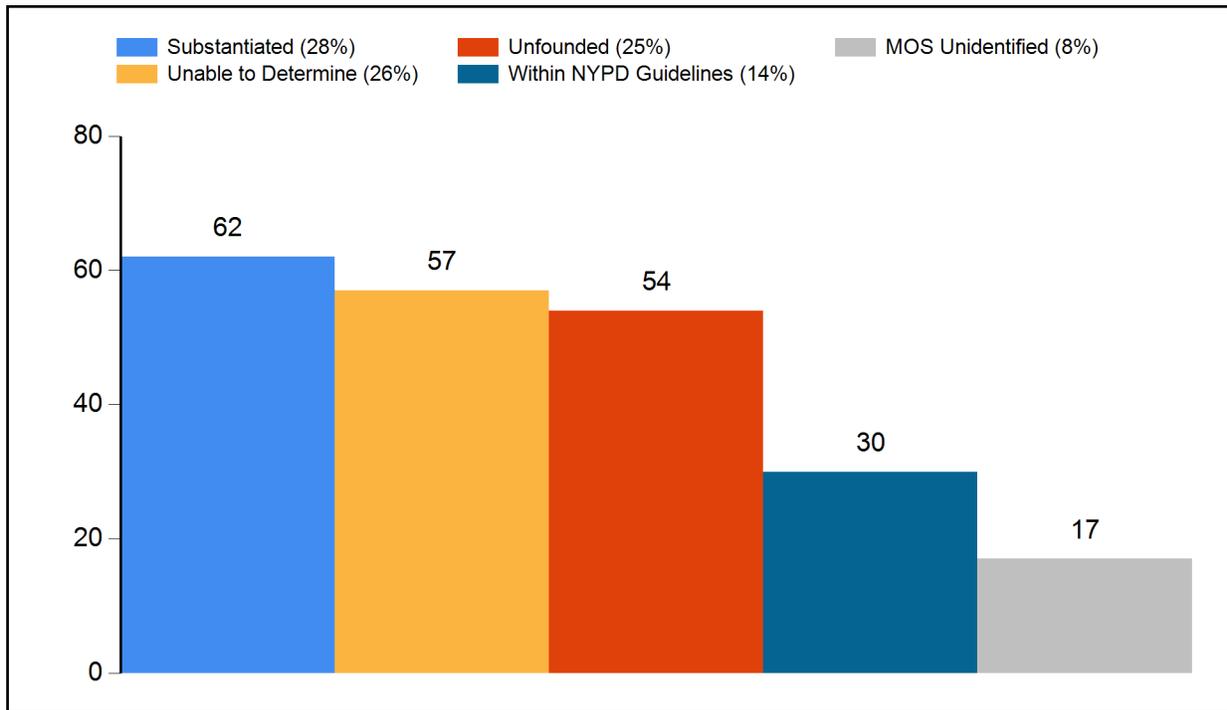
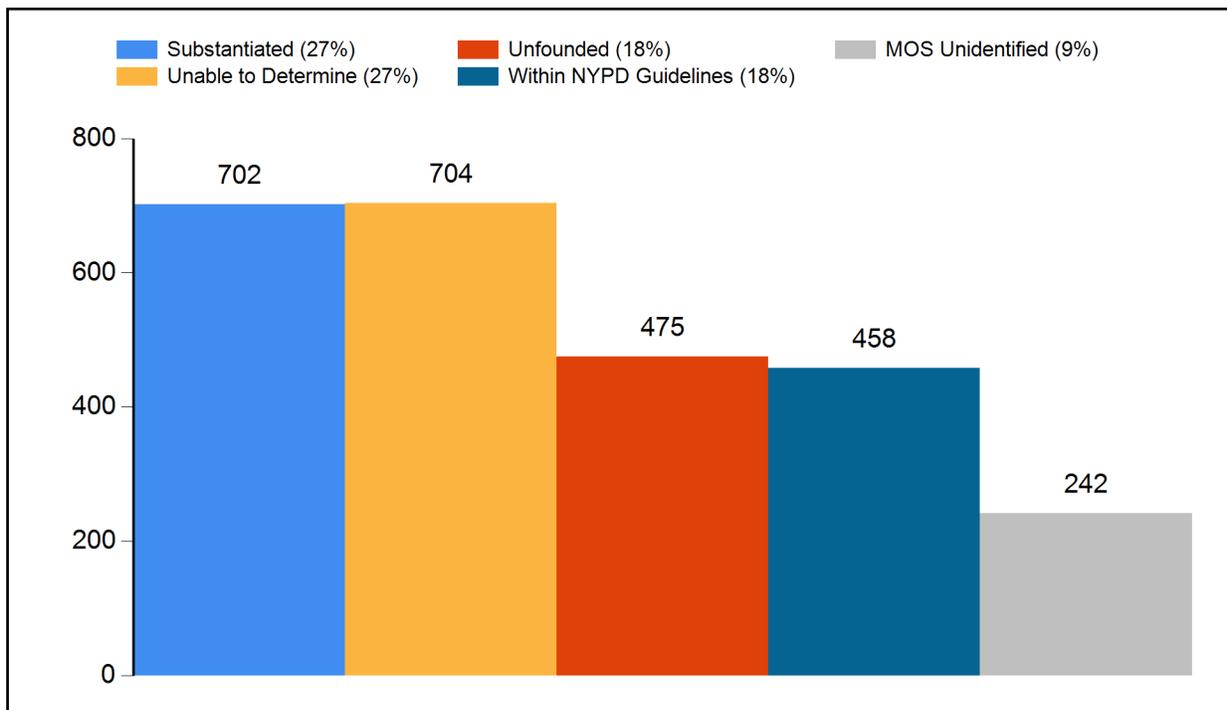


Figure 24: Disposition Counts of Full Investigations (YTD 2023)



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)

	Dec 2022		Dec 2023		YTD 2022		YTD 2023	
	Count	% of Total	Count	% of Total	Count	% of Total	Count	% of Total
Full Investigations								
Substantiated	72	42%	62	28%	977	42%	702	27%
Within NYPD Guidelines	27	16%	30	14%	310	13%	458	18%
Unfounded	17	10%	54	25%	245	10%	475	18%
Unable to Determine	36	21%	57	26%	627	27%	704	27%
MOS Unidentified	20	12%	17	8%	182	8%	242	9%
Total - Full Investigations	172		220		2341		2581	
Mediation Closures	Count	% of Total	Count	% of Total	Count	% of Total	Count	% of Total
Mediated	7	100%	12	100%	79	64%	104	100%
Mediation Attempted	0	0%	0	0%	44	36%	0	0%
Total - ADR Closures	7		12		123		104	
Unable to Investigate / Other Closures	Count	% of Total	Count	% of Total	Count	% of Total	Count	% of Total
Complaint Withdrawn	31	17%	51	20%	258	18%	403	16%
Unable to Investigate	115	62%	151	60%	868	61%	1481	59%
Closed - Pending Litigation	40	22%	51	20%	273	19%	595	24%
Miscellaneous	0	0%	0	0%	32	2%	46	2%
Administrative closure*	0	0%	0	0%	0	0%	0	0%
Total - Other Case Dispositions	186		253		1431		2525	
Total - Closed Cases	365		485		3895		5210	

*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 - Allegations

“Allegations” are different than “cases.” A case or complaint is based on an incident and may contain one or more allegations of police misconduct. The allegation substantiation rate is 14% for the month of December 2023, and the allegation substantiation rate is 16% year-to-date.

Figure 26: Disposition of FADO Allegations (2022 vs 2023)

	Dec 2022		Dec 2023		YTD 2022		YTD 2023	
	Count	%of Total	Count	%of Total	Count	%of Total	Count	%of Total
Fully Investigated Allegations								
Substantiated	164	22%	150	14%	2926	21%	1870	16%
Unable to Determine	139	19%	207	20%	3406	24%	2406	20%
Unfounded	122	17%	248	24%	1767	13%	2169	18%
Within NYPD Guidelines	210	29%	359	35%	4389	31%	4497	37%
MOS Unidentified	98	13%	71	7%	1534	11%	1117	9%
Total - Full Investigations	733		1035		14022		12059	
Mediation Closures	Count	%of Total	Count	%of Total	Count	%of Total	Count	%of Total
Mediated	23	100%	26	100%	224	59%	290	100%
Mediation Attempted	0	0%	0	0%	153	41%	0	0%
Total - ADR Closures	23		26		377		290	
Unable to Investigate / Other Closures	Count	%of Total	Count	%of Total	Count	%of Total	Count	%of Total
Complaint Withdrawn	59	12%	115	16%	594	14%	904	12%
Unable to Investigate	300	60%	423	57%	2193	52%	4165	54%
Closed - Pending Litigation	111	22%	193	26%	798	19%	2114	27%
Miscellaneous	32	6%	10	1%	651	15%	561	7%
Administrative closure	0	0%	0	0%	5	0%	0	0%
Total - Other Case Dispositions	502		741		4241		7744	
Total - Closed Allegations	1258		1802		18640		20093	

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

	Substantiated	Unable to Determine	Within NYPD Guidelines	Unfounded	Officers Unidentified	Total
Force	15 7%	22 10%	126 58%	48 22%	8 4%	219 100%
Abuse of Authority	108 16%	140 21%	219 32%	168 25%	42 6%	677 100%
Discourtesy	23 20%	36 31%	12 10%	25 22%	19 17%	115 100%
Offensive Language	4 17%	9 38%	2 8%	7 29%	2 8%	24 100%
Total	150 14%	207 20%	359 35%	248 24%	71 7%	1035 100%

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

	Substantiated	Unable to Determine	Within NYPD Guidelines	Unfounded	Officers Unidentified	Total
Force	143 5%	354 13%	1415 51%	716 26%	159 6%	2787 100%
Abuse of Authority	1373 18%	1510 20%	2851 38%	1105 15%	663 9%	7502 100%
Discourtesy	305 21%	440 30%	227 15%	273 18%	231 16%	1476 100%
Offensive Language	49 17%	102 35%	4 1%	75 26%	64 22%	294 100%
Total	1870 16%	2406 20%	4497 37%	2169 18%	1117 9%	12059 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	December 2022		December 2023			
	Count	% of Total Allegations	Count	% of Total Allegations	Change	% Change
False official statement	3	100%	0	NA	-3	-100%
Impeding an investigation	0	0%	0	NA	0	NA
Inaccurate official statement	0	0%	0	NA	0	NA
Misleading official statement	0	0%	0	NA	0	NA
Total Allegations	3		0		-3	-100%

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	52	54%	24	71%	-28	-54%
Impeding an investigation	0	0%	0	0%	0	NA
Inaccurate official statement	1	1%	3	9%	2	200%
Misleading official statement	44	45%	7	21%	-37	-84%
Total Allegations	97		34		-63	-65%

Dispositions - Bias-Based Policing Allegations

The Racial Profiling and Bias Based Policing (“RPBP”) Unit is a unit at the CCRB focused on investigating civilian complaints of profiling/biased policing by uniformed (not civilian) members of the NYPD based on 10 different protected categories: race, national origin/ethnicity, color, religion, age, immigration or citizenship status, gender/gender identity, sexual orientation, disability, and housing status.

Figure 31: Substantiated Bias-Based Policing Allegations with % Change

Bias-Based Allegations	December 2022		December 2023		Change	% Change
	Count	% of Total Allegations	Count	% of Total Allegations		
Age	0	NA	0	0%	0	NA
Color	0	NA	0	0%	0	NA
Disability	0	NA	0	0%	0	NA
Gender	0	NA	0	0%	0	NA
Housing Status	0	NA	0	0%	0	NA
Immigration Status	0	NA	0	0%	0	NA
National Origin	0	NA	2	100%	2	NA
Race	0	NA	0	0%	0	NA
Religion	0	NA	0	0%	0	NA
Sexual Orientation	0	NA	0	0%	0	NA
Total Allegations	0		2		2	NA

Figure 32: Substantiated Bias-Based Policing Allegations YTD with % Change

Bias-Based Allegations	YTD 2022		YTD 2023		Change	% Change
	Count	% of Total Allegations	Count	% of Total Allegations		
Age	0	NA	0	0%	0	NA
Color	0	NA	0	0%	0	NA
Disability	0	NA	0	0%	0	NA
Gender	0	NA	0	0%	0	NA
Housing Status	0	NA	0	0%	0	NA
Immigration Status	0	NA	0	0%	0	NA
National Origin	0	NA	2	50%	2	NA
Race	0	NA	2	50%	2	NA
Religion	0	NA	0	0%	0	NA
Sexual Orientation	0	NA	0	0%	0	NA
Total Allegations	0		4		4	∞

Substantiation Rates

The December 2023 case substantiation rate was 28%.

Figure 33: Percentage of Cases Substantiated (January 2022 - December 2023)

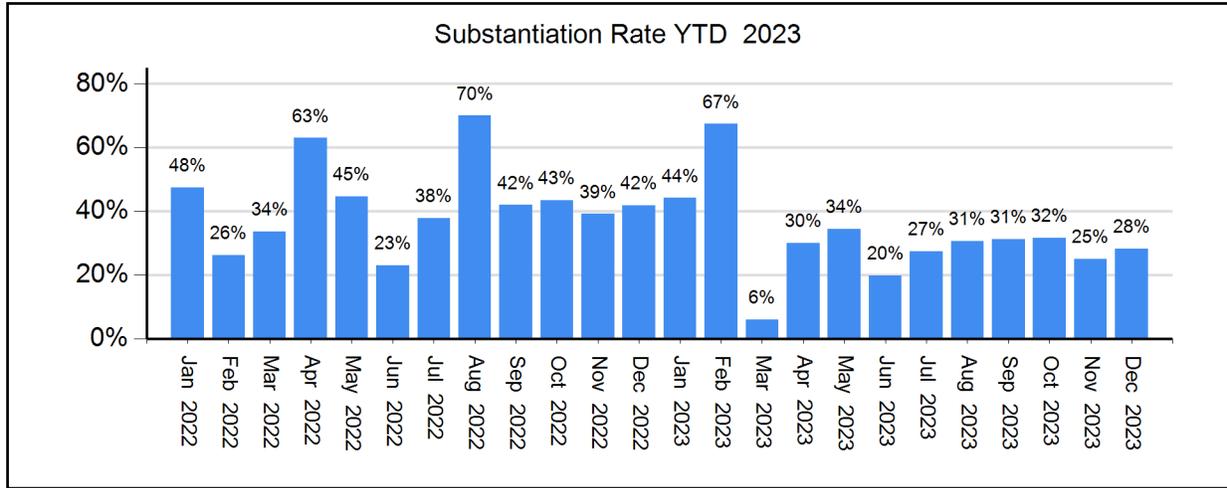
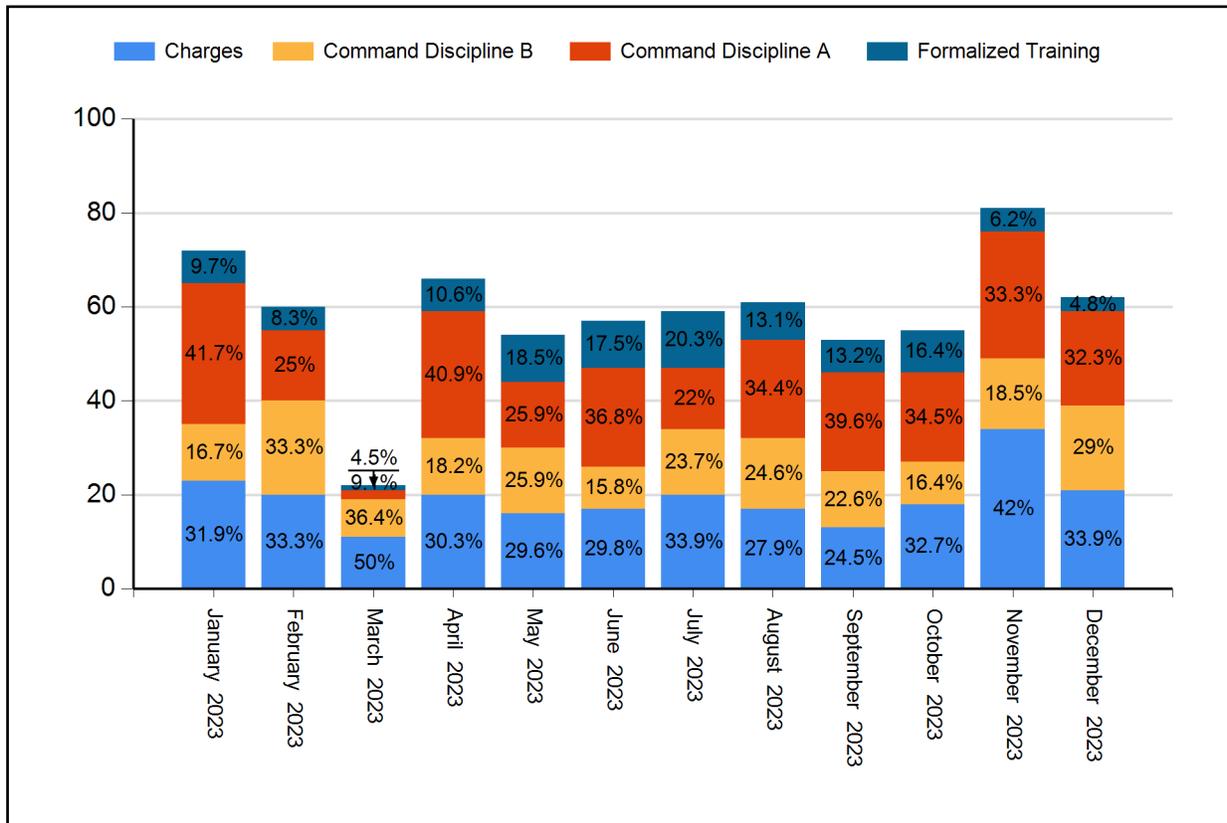


Figure 34: Disposition of Substantiated Complaints* (2023)



* 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 35: Substantiation Rates for Full Investigations without Video (Jan 2022 - Dec 2023)
(% substantiated shown)

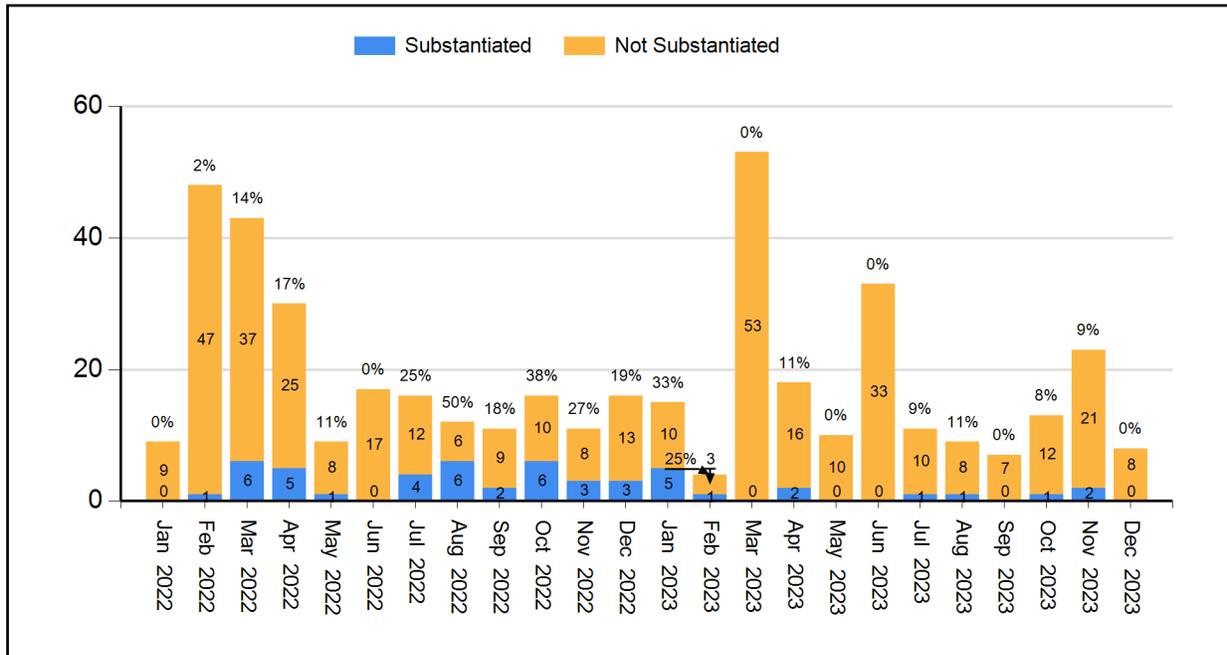
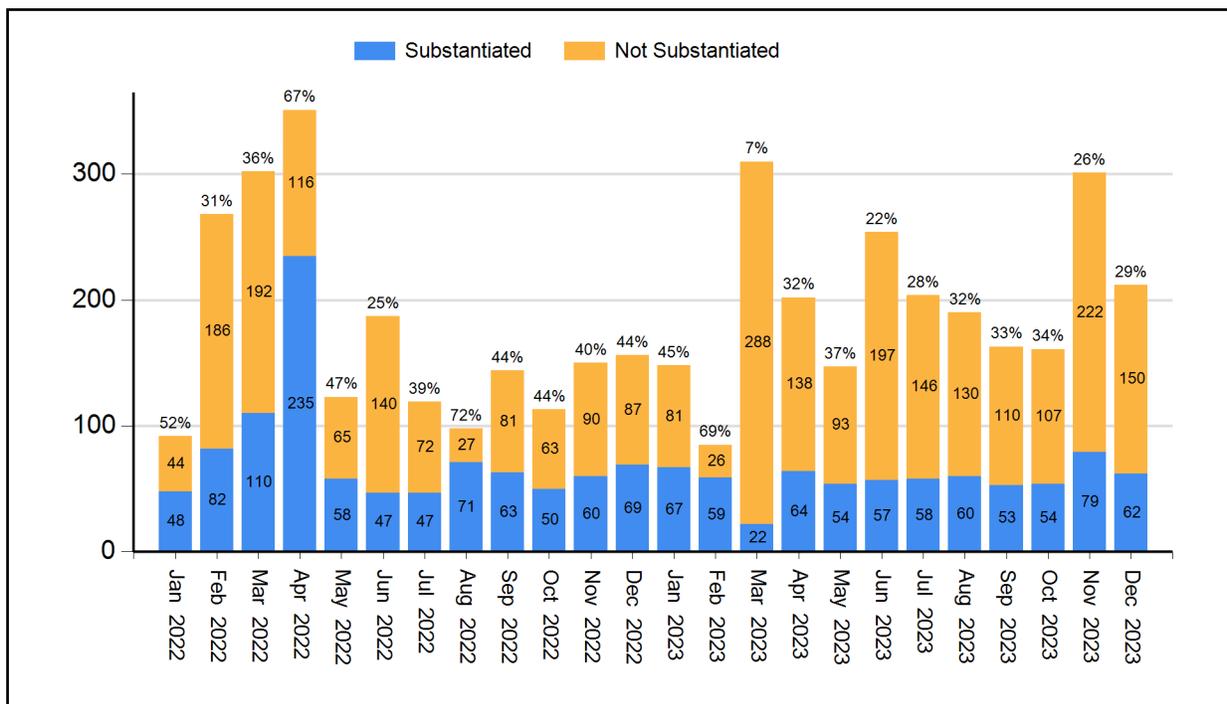


Figure 36: Substantiation Rates for Full Investigations with Video (Jan 2022 - Dec 2023)
(% substantiated shown)



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 37: Board Discipline Recommendations for Officers with Substantiated Allegations*
(Dec 2022, Dec 2023, YTD 2022, YTD 2023)**

Disposition	December 2022		December 2023		YTD 2022		YTD 2023	
	Count	%	Count	%	Count	%	Count	%
Charges	28	27%	24	25%	532	33%	282	26%
Command Discipline B	32	30%	25	26%	380	24%	242	22%
Command Discipline A	36	34%	36	38%	572	36%	423	39%
Formalized Training	9	9%	10	11%	120	7%	138	13%
Total	105		95		1604		1085	

* 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 38: Substantiated Allegations By Borough and NYPD Precinct (December 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 (Charges)	PO Dashawn Fogah	Abuse of Authority	Failed to Obtain Language Interpretation		Queens
Substantiated (Charges)	PO Christian Prate	Abuse of Authority	Failed to Obtain Language Interpretation		Queens
Substantiated (Charges)	PO Christian Prate	Abuse of Authority	Bias-Based Policing (National Origin)		Queens
Substantiated (Charges)	PO Dashawn Fogah	Abuse of Authority	Bias-Based Policing (National Origin)		Queens
Substantiated (Charges)	PO Dashawn Fogah	Abuse of Authority	Improper use of body-worn camera		Queens
Substantiated (Command Discipline A)	PO Caroline Cruz	Abuse of Authority	Improper use of body-worn camera		Brooklyn
Substantiated (Charges)	PO Christian Prate	Abuse of Authority	Improper use of body-worn camera		Queens
Substantiated (Command Discipline B)	LT Udnan Ahmad	Abuse of Authority	Refusal to process civilian complaint	13	Manhattan
Substantiated (Charges)	PO Ryan Young	Abuse of Authority	Entry of Premises	14	Manhattan
Substantiated (Charges)	PO Vincent Martinez	Abuse of Authority	Entry of Premises	14	Manhattan
Substantiated (Charges)	PO Perla Javier	Abuse of Authority	Entry of Premises	14	Manhattan
Substantiated (Command Discipline B)	PO Shaun Enright	Abuse of Authority	Refusal to process civilian complaint	14	Manhattan
Substantiated (Command Discipline B)	PO Shaun Enright	Abuse of Authority	Other	14	Manhattan
Substantiated (Command Discipline A)	LT Abdessamad Diary	Abuse of Authority	Failure to provide RTKA card	14	Manhattan
Substantiated (Command Discipline A)	PO Patrick Guillaume	Abuse of Authority	Failure to provide RTKA card	14	Manhattan
Substantiated (Charges)	SGT Adam Lagnese	Abuse of Authority	Unlawful Arrest	14	Manhattan
Substantiated (Command Discipline A)	PO Donald Frost	Discourtesy	Word	14	Manhattan
Substantiated (Formalized Training)	PO John Estling	Abuse of Authority	Failure to provide RTKA card	18	Manhattan
Substantiated (Command Discipline A)	PO Derrick Servius	Discourtesy	Word	18	Manhattan
Substantiated (Formalized Training)	PO Michael Comparato	Abuse of Authority	Search of Premises	23	Manhattan
Substantiated (Charges)	LT William Rivera	Abuse of Authority	Threat of arrest	25	Manhattan
Substantiated (Charges)	LT William Rivera	Abuse of Authority	Stop	25	Manhattan
Substantiated (Command Discipline B)	PO Felix Castro	Abuse of Authority	Threat of force (verbal or physical)	30	Manhattan
Substantiated (Command Discipline B)	SGT Robert Warkenthien	Abuse of Authority	Threat to damage/seize property	41	Bronx
Substantiated (Command Discipline B)	PO Nicole Ruiz	Abuse of Authority	Refusal to provide name	41	Bronx
Substantiated (Command Discipline B)	PO Francisco Floresayala	Abuse of Authority	Refusal to provide name	41	Bronx
Substantiated (Command Discipline B)	PO Jose Artiles	Abuse of Authority	Refusal to provide name	41	Bronx

Board Disposition	Officer	FADO&U Category	Allegation	Precinct of Occurrence	Borough of Occurrence
Substantiated (Command Discipline B)	PO Carly Peterson	Abuse of Authority	Refusal to provide name	41	Bronx
Substantiated (Command Discipline B)	PO Jose Artilles	Abuse of Authority	Refusal to provide shield number	41	Bronx
Substantiated (Command Discipline B)	PO Francisco Floresayala	Abuse of Authority	Refusal to provide shield number	41	Bronx
Substantiated (Charges)	PO Joseph Rinaldo	Abuse of Authority	Threat of force (verbal or physical)	42	Bronx
Substantiated (Charges)	PO Juan Peralta	Force	Pepper spray	42	Bronx
Substantiated (Charges)	PO Juan Peralta	Force	Pepper spray	42	Bronx
Substantiated (Charges)	PO Juan Peralta	Force	Pepper spray	42	Bronx
Substantiated (Charges)	PO Juan Peralta	Force	Pepper spray	42	Bronx
Substantiated (Charges)	SGT Calvin Black	Abuse of Authority	Retaliatory summons	43	Bronx
Substantiated (Charges)	PO Diona Velez	Abuse of Authority	Frisk	43	Bronx
Substantiated (Charges)	PO Diona Velez	Abuse of Authority	Search (of person)	43	Bronx
Substantiated (Charges)	PO Damir Kozarac	Abuse of Authority	Search (of person)	43	Bronx
Substantiated (Command Discipline B)	PO Kevin Ramirez	Abuse of Authority	Refusal to process civilian complaint	44	Bronx
Substantiated (Command Discipline A)	PO Maximo Gomez	Abuse of Authority	Vehicle search	45	Bronx
Substantiated (Command Discipline B)	PO Daniel Demarco	Abuse of Authority	Vehicle search	46	Bronx
Substantiated (Charges)	PO Darian Wesler	Abuse of Authority	Frisk	46	Bronx
Substantiated (Charges)	PO Darian Wesler	Abuse of Authority	Frisk	46	Bronx
Substantiated (Charges)	PO Darian Wesler	Abuse of Authority	Frisk	46	Bronx
Substantiated (Charges)	PO Darian Wesler	Abuse of Authority	Search (of person)	46	Bronx
Substantiated (Charges)	PO Joshua Jiminez	Abuse of Authority	Search (of person)	46	Bronx
Substantiated (Charges)	PO Joshua Jiminez	Abuse of Authority	Stop	46	Bronx
Substantiated (Charges)	PO Darian Wesler	Abuse of Authority	Stop	46	Bronx
Substantiated (Charges)	PO Darian Wesler	Abuse of Authority	Failure to provide RTKA card	46	Bronx
Substantiated (Command Discipline B)	PO Carolyn Daley	Abuse of Authority	Failure to provide RTKA card	46	Bronx
Substantiated (Charges)	PO Daniel Demarco	Abuse of Authority	Failure to provide RTKA card	46	Bronx
Substantiated (Charges)	PO Sammy Figueroa	Abuse of Authority	Failure to provide RTKA card	46	Bronx
Substantiated (Command Discipline B)	PO Daniel Demarco	Abuse of Authority	Failure to provide RTKA card	46	Bronx
Substantiated (Command Discipline B)	PO Daniel Demarco	Abuse of Authority	Failure to provide RTKA card	46	Bronx
Substantiated (Charges)	PO Carolyn Daley	Abuse of Authority	Failure to provide RTKA card	46	Bronx
Substantiated (Charges)	PO Daniel Demarco	Abuse of Authority	Inaccurate Statements	46	Bronx

Board Disposition	Officer	FADO&U Category	Allegation	Precinct of Occurrence	Borough of Occurrence
Substantiated (Command Discipline B)	PO Daniel Demarco	Abuse of Authority	Failure to Explain	46	Bronx
Substantiated (Command Discipline B)	PO Steve Mayorga	Abuse of Authority	Threat of arrest	47	Bronx
Substantiated (Command Discipline B)	PO Steve Mayorga	Abuse of Authority	Refusal to process civilian complaint	47	Bronx
Substantiated (Command Discipline B)	PO Hector Rodriguez	Abuse of Authority	Entry of Premises	49	Bronx
Substantiated (Command Discipline B)	PO Juan Marte	Abuse of Authority	Entry of Premises	49	Bronx
Substantiated (Command Discipline B)	PO Hector Rodriguez	Abuse of Authority	Threat of force (verbal or physical)	49	Bronx
Substantiated (Command Discipline B)	PO Hector Rodriguez	Abuse of Authority	Failure to provide RTKA card	49	Bronx
Substantiated (Command Discipline B)	PO Juan Marte	Abuse of Authority	Failure to provide RTKA card	49	Bronx
Substantiated (Command Discipline B)	PO Yolanda Rios	Abuse of Authority	Failure to provide RTKA card	49	Bronx
Substantiated (Command Discipline B)	PO Germaine Peart	Abuse of Authority	Failure to provide RTKA card	49	Bronx
Substantiated (Charges)	SGT Smithu Samuel	Abuse of Authority	Entry of Premises	61	Brooklyn
Substantiated (Charges)	SGT Smithu Samuel	Abuse of Authority	Search of Premises	61	Brooklyn
Substantiated (Charges)	SGT Smithu Samuel	Abuse of Authority	Failure to provide RTKA card	61	Brooklyn
Substantiated (Command Discipline B)	PO Regina Fiumano	Abuse of Authority	Question	62	Brooklyn
Substantiated (Command Discipline B)	PO Regina Fiumano	Abuse of Authority	Failure to provide RTKA card	62	Brooklyn
Substantiated (Command Discipline A)	PO Vilaire Valembun	Discourtesy	Other	63	Brooklyn
Substantiated (Command Discipline B)	PO Ihor Zaverukha	Abuse of Authority	Threat of arrest	67	Brooklyn
Substantiated (Charges)	PO Elvis Collado	Abuse of Authority	Threat re: removal to hospital	67	Brooklyn
Substantiated (Charges)	PO Jose Henriquez	Abuse of Authority	Threat re: removal to hospital	67	Brooklyn
Substantiated (Command Discipline B)	PO Sean Barry	Abuse of Authority	Search of Premises	67	Brooklyn
Substantiated (Command Discipline B)	PO Sean Barry	Abuse of Authority	Failure to provide RTKA card	67	Brooklyn
Substantiated (Command Discipline A)	SGT John Filippi	Abuse of Authority	Failure to provide RTKA card	67	Brooklyn
Substantiated (Charges)	PO Elvis Collado	Discourtesy	Word	67	Brooklyn
Substantiated (Charges)	PO Elvis Collado	Offensive Language	Disability	67	Brooklyn
Substantiated (Charges)	PO Joseph Power	Abuse of Authority	Failure to provide RTKA card	68	Brooklyn
Substantiated (Charges)	PO Joseph Power	Abuse of Authority	Improper use of body-worn camera	68	Brooklyn
Substantiated (Charges)	PO Joseph Power	Discourtesy	Word	68	Brooklyn
Substantiated (Charges)	PO Leana Dieken	Discourtesy	Word	68	Brooklyn
Substantiated (Charges)	PO Joseph Power	Discourtesy	Action	68	Brooklyn

Board Disposition	Officer	FADO&U Category	Allegation	Precinct of Occurrence	Borough of Occurrence
Substantiated (Command Discipline A)	PO Aaqib Bhatti	Abuse of Authority	Failure to provide RTKA card	70	Brooklyn
Substantiated (Command Discipline A)	PO Steven Caraballo	Abuse of Authority	Failure to provide RTKA card	70	Brooklyn
Substantiated (Command Discipline A)	LT Douglas Kautter	Abuse of Authority	Improper use of body-worn camera	70	Brooklyn
Substantiated (Command Discipline B)	PO Justin Adetimirin	Abuse of Authority	Entry of Premises	73	Brooklyn
Substantiated (Command Discipline B)	PO Saskya Rodriguez	Abuse of Authority	Search (of person)	77	Brooklyn
Substantiated (Command Discipline B)	PO Saskya Rodriguez	Abuse of Authority	Failure to provide RTKA card	77	Brooklyn
Substantiated (Charges)	SGT Lalchan Singh	Abuse of Authority	Unlawful Summons	77	Brooklyn
Substantiated (Command Discipline A)	PO Imani Insuasti	Discourtesy	Word	79	Brooklyn
Substantiated (Command Discipline A)	LT Alexandru Anghel	Discourtesy	Word	79	Brooklyn
Substantiated (Command Discipline A)	INSP William Glynn	Discourtesy	Other	81	Brooklyn
Substantiated (Command Discipline A)	INSP William Glynn	Offensive Language	Other	81	Brooklyn
Substantiated (Charges)	PO Haris Ahmemulic	Abuse of Authority	Threat of arrest	83	Brooklyn
Substantiated (Charges)	PO Duane Seaton	Abuse of Authority	Threat of force (verbal or physical)	83	Brooklyn
Substantiated (Charges)	PO Christian Romero	Discourtesy	Word	83	Brooklyn
Substantiated (Charges)	PO Haris Ahmemulic	Discourtesy	Word	83	Brooklyn
Substantiated (Command Discipline A)	PO Elizabeth Torres	Discourtesy	Word	83	Brooklyn
Substantiated (Command Discipline A)	PO Elizabeth Torres	Discourtesy	Word	83	Brooklyn
Substantiated (Charges)	PO Alexander Leon	Force	Vehicle	83	Brooklyn
Substantiated (Command Discipline B)	PO Juan Carpio	Abuse of Authority	Refusal to process civilian complaint	90	Brooklyn
Substantiated (Command Discipline B)	PO Wailok Wong	Abuse of Authority	Refusal to process civilian complaint	100	Queens
Substantiated (Command Discipline B)	SGT William Odriscoll	Abuse of Authority	Refusal to process civilian complaint	100	Queens
Substantiated (Charges)	LT Ryan Oshea	Abuse of Authority	Unlawful Arrest	101	Queens
Substantiated (Charges)	PO Brendan Calderone	Discourtesy	Word	101	Queens
Substantiated (Charges)	PO Brendan Calderone	Force	Physical force	101	Queens
Substantiated (Charges)	SGT Courtney Hamlin	Force	Physical force	101	Queens
Substantiated (Charges)	LT Ryan Oshea	Force	Physical force	101	Queens
Substantiated (Charges)	PO Anthony Minichini	Discourtesy	Word	103	Queens
Substantiated (Charges)	PO Anthony Minichini	Offensive Language	Gender	103	Queens
Substantiated (Charges)	PO Christopher Aylward	Abuse of Authority	Vehicle stop	105	Queens

Board Disposition	Officer	FADO&U Category	Allegation	Precinct of Occurrence	Borough of Occurrence
Substantiated (Charges)	PO Jason Quintanilla	Abuse of Authority	Property damaged	105	Queens
Substantiated (Charges)	PO Christopher Aylward	Abuse of Authority	Search (of person)	105	Queens
Substantiated (Charges)	PO Jason Quintanilla	Abuse of Authority	Refusal to provide shield number	105	Queens
Substantiated (Charges)	PO Jason Quintanilla	Abuse of Authority	Unlawful Arrest	105	Queens
Substantiated (Charges)	PO Christopher Aylward	Discourtesy	Word	105	Queens
Substantiated (Charges)	PO Jason Quintanilla	Force	Nightstick as club (incl asp & baton)	105	Queens
Substantiated (Charges)	PO Jason Quintanilla	Force	Physical force	105	Queens
Substantiated (Charges)	PO Jason Quintanilla	Force	Nonlethal restraining device	105	Queens
Substantiated (Charges)	PO Jason Quintanilla	Force	Nonlethal restraining device	105	Queens
Substantiated (Command Discipline A)	PO Monjur Hussain	Abuse of Authority	Failed to Obtain Language Interpretation	106	Queens
Substantiated (Command Discipline A)	PO Miguel Gonzalez	Abuse of Authority	Failed to Obtain Language Interpretation	106	Queens
Substantiated (Command Discipline A)	SGT John Rodriguez	Abuse of Authority	Failed to Obtain Language Interpretation	106	Queens
Substantiated (Command Discipline A)	PO Shixun Huang	Abuse of Authority	Improper use of body-worn camera	108	Queens
Substantiated (Command Discipline A)	PO Richard Montanez	Abuse of Authority	Improper use of body-worn camera	108	Queens
Substantiated (Command Discipline A)	PO John Laird	Discourtesy	Word	112	Queens
Substantiated (Charges)	PO Matthew Delfaus	Force	Gun Pointed	112	Queens
Substantiated (Charges)	PO Matthew Delfaus	Force	Gun Pointed	112	Queens
Substantiated (Command Discipline A)	SGT James Sgaglione	Abuse of Authority	Other	113	Queens
Substantiated (Command Discipline A)	PO Steven Obrien	Abuse of Authority	Search (of person)	113	Queens
Substantiated (Charges)	PO Thomas Marzocchi	Force	Nonlethal restraining device	113	Queens
Substantiated (Command Discipline B)	PO Aziz Din	Abuse of Authority	Threat of arrest	114	Queens
Substantiated (Command Discipline B)	PO Aziz Din	Discourtesy	Word	114	Queens
Substantiated (Command Discipline B)	PO Aziz Din	Discourtesy	Word	114	Queens
Substantiated (Charges)	PO Aaron Ayala	Abuse of Authority	Photography/Videography	115	Queens
Substantiated (Formalized Training)	SGT Matthew Peters	Abuse of Authority	Failure to provide RTKA card	115	Queens
Substantiated (Formalized Training)	PO Cydnee Davis	Abuse of Authority	Failure to provide RTKA card	115	Queens
Substantiated (Command Discipline B)	PO Rahuel Bhardwaj	Discourtesy	Word	115	Queens
Substantiated (Command Discipline B)	PO Rahuel Bhardwaj	Discourtesy	Word	115	Queens

Board Disposition	Officer	FADO&U Category	Allegation	Precinct of Occurrence	Borough of Occurrence
Substantiated (Charges)	PO Cydnee Davis	Discourtesy	Word	115	Queens
Substantiated (Charges)	PO Cydnee Davis	Offensive Language	Disability	115	Queens
Substantiated (Command Discipline B)	PO Matthew Panik	Abuse of Authority	Threat re: removal to hospital	120	Staten Island
Substantiated (Command Discipline A)	PO Joseph Dipaolo	Abuse of Authority	Threat of arrest	121	Staten Island
Substantiated (Command Discipline A)	PO Daniel Gilby	Abuse of Authority	Improper use of body-worn camera	121	Staten Island
Substantiated (Command Discipline A)	PO Ibrahim Sangare	Abuse of Authority	Improper use of body-worn camera	123	Staten Island
Substantiated (Command Discipline A)	PO Gaetano Depaolo	Abuse of Authority	Improper use of body-worn camera	123	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 39: Unable to Investigate and Withdrawn Allegations (December 2023)

	Withdrawn	Unable to Investigate	Total
Force	38	165	203
Abuse of Authority	70	219	289
Discourtesy	6	31	37
Offensive Language	1	8	9
Total	115	423	538

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

	Withdrawn	Unable to Investigate	Total
Total	51	151	202

Figure 41: Unable to Investigate and Withdrawn Allegations (YTD 2023)

	Withdrawn	Unable to Investigate	Total
Force	228	1519	1747
Abuse of Authority	575	2279	2854
Discourtesy	84	291	375
Offensive Language	17	76	93
Total	904	4165	5069

Figure 42: Unable to Investigate and Withdrawn CCRB Complaints (YTD 2023)

	Withdrawn	Unable to Investigate	Total
Total	403	1481	1884

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 43: PSA Complaints Closed as % of Total Complaints Closed

	Dec 2022	Dec 2023	YTD 2022	YTD 2023
PSA Complaints	14	16	216	225
Total Complaints	365	485	3898	5216
PSA Complaints as % of Total	3.8%	3.3%	5.5%	4.3%

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 44: Closed Complaints Against Officers Assigned to a PSA

	Dec 2022	Dec 2023	YTD 2022	YTD 2023
PSA 1	1	5	25	25
PSA 2	1	4	82	60
PSA 3	10	12	65	118
PSA 4	0	3	17	38
PSA 5	7	0	46	68
PSA 6	4	0	27	23
PSA 7	1	2	148	55
PSA 8	4	2	47	40
PSA 9	0	4	33	24
Total	28	32	490	451

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

	Dec 2022		Dec 2023		YTD 2022		YTD 2023	
	Count	% of Total						
Force (F)	10	32%	16	36%	191	30%	237	41%
Abuse of Authority (A)	16	52%	19	43%	326	51%	249	43%
Discourtesy (D)	4	13%	8	18%	101	16%	78	13%
Offensive Language (O)	1	3%	1	2%	19	3%	19	3%
Untruthful Statement (U)	0	0%	0	0%	8	1%	2	0%
Total	31	100%	44	99%	645	101%	585	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 46: Disposition of PSA Officers (2022 vs 2023)

	Dec 2022		Dec 2023		YTD 2022		YTD 2023	
	Count	%of Total	Count	%of Total	Count	%of Total	Count	%of Total
Full Investigations								
Substantiated	0	0%	4	19%	134	40%	70	26%
Within NYPD Guidelines	6	75%	9	43%	86	26%	98	36%
Unfounded	0	0%	3	14%	28	8%	49	18%
Unable to Determine	2	25%	5	24%	80	24%	54	20%
MOS Unidentified	0	0%	0	0%	6	2%	1	0%
Total - Full Investigations	8		21		334		272	
Mediation Closures	Count	%of Total	Count	%of Total	Count	%of Total	Count	%of Total
Mediated	4	100%	0	0%	7	39%	5	100%
Mediation Attempted	0	0%	0	0%	11	61%	0	0%
Total - ADR Closures	4		0		18		5	
Unable to Investigate / Other Closures	Count	%of Total	Count	%of Total	Count	%of Total	Count	%of Total
Complaint withdrawn	0	0%	2	18%	16	14%	8	5%
Unable to Investigate	9	56%	9	82%	57	50%	88	53%
Closed - Pending Litigation	7	44%	0	0%	21	18%	61	37%
Miscellaneous	0	0%	0	0%	21	18%	9	5%
Administrative closure*	0	0%	0	0%	0	0%	0	0%
Total - Other Case Dispositions	16		11		115		166	
Total - Closed Cases	28		32		467		443	

*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 December and this year.

Figure 47: Mediated Complaints Closed

	December 2023	YTD 2023
Mediated Complaints	12	104

Figure 48: Mediated FADO Allegations Closed

	December 2023	YTD 2023
Force	4	23
Abuse of Authority	16	225
Discourtesy	4	38
Offensive Language	2	4
Total	26	290

Figure 49: Mediated Complaints By Borough (December 2023)

	Mediations
Bronx	1
Brooklyn	3
Manhattan	6
Queens	2
Staten Island	0

Figure 50: Mediated Allegations By Borough (December 2023)

	Mediations
Bronx	1
Brooklyn	7
Manhattan	11
Queens	7
Staten Island	0

**Figure 51: Mediated Complaints By Precinct
(Dec 2023 - YTD 2023)**

Precinct	Dec 2023	YTD 2023	Precinct	Dec 2023	YTD 2023
5	0	1	62	0	3
6	1	3	63	0	3
7	0	1	67	0	4
9	0	1	68	0	2
10	1	1	69	0	2
13	0	2	70	1	2
14	0	5	71	1	1
17	0	1	72	0	1
18	2	3	75	0	1
20	1	1	77	0	1
23	0	1	78	0	2
24	1	2	79	0	2
25	0	1	90	1	2
26	0	1	94	0	1
33	0	1	100	0	1
40	0	1	101	0	1
42	0	4	103	1	2
43	0	2	105	0	6
44	0	3	106	0	1
45	0	1	108	0	1
46	0	3	109	0	1
47	0	1	113	0	2
48	0	2	114	1	3
49	0	1	115	0	2
50	1	4	120	0	2
52	0	3	122	0	1
61	0	1	NA	0	3

**Figure 52: Mediated Allegations By Precinct
(Dec 2023 - YTD 2023)**

Precinct	Dec 2023	YTD 2023	Precinct	Dec 2023	YTD 2023
5	0	2	62	0	4
6	5	7	63	0	5
7	0	1	67	0	7
9	0	1	68	0	14
10	1	1	69	0	7
13	0	2	70	2	8
14	0	10	71	1	1
17	0	1	72	0	6
18	3	7	75	0	9
20	1	1	77	0	1
23	0	2	78	0	7
24	1	8	79	0	9
25	0	3	90	4	11
26	0	4	94	0	1
33	0	2	100	0	3
40	0	4	101	0	4
42	0	14	103	1	4
43	0	4	105	0	23
44	0	8	106	0	1
45	0	2	108	0	2
46	0	15	109	0	1
47	0	1	113	0	5
48	0	11	114	6	13
49	0	1	115	0	5
50	1	8	120	0	3
52	0	9	122	0	2
61	0	1	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 53: Administrative Prosecution Unit Case Closures

Disposition Category	Prosecution Disposition	Dec 2023	YTD 2023
Disciplinary Action	Not guilty after trial but Discipline Imposed	0	0
	Guilty after trial	2	10
	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	5	70
	Plea Renegotiated by PC	2	6
	Plea set aside, Comm. Disc. B	0	1
	Plea set aside, Comm. Disc. A	2	4
	Plea set aside, Formalized Training	0	12
	Plea set aside, Instructions	0	0
	*Retained, with discipline	4	10
	Disciplinary Action Total	15	113
No Disciplinary Action	Not guilty after trial	3	22
	Trial verdict reversed by PC, Final verdict Not Guilty	1	1
	Plea set aside, Without discipline	2	6
	**Retained, without discipline	1	12
	Dismissed by Police Commissioner	0	1
	Dismissed by APU	0	0
	No Disciplinary Action Total	7	42
Not Adjudicated	Charges not served	0	116
	Deceased	0	0
	Other	0	1
	***Previously adjudicated, with discipline	0	4
	***Previously adjudicated, without discipline	0	1
	†Reconsidered by CCRB Board	0	0
	Retired	0	18
	Resigned	0	8
	Terminated	0	1
	Terminal leave	0	0
	SOL Expired prior to APU	0	32
	SOL Expired in APU	0	3
	Not Adjudicated Total	0	184
Total Closures	22	339	

*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 54: NYPD-CCRB Discipline Concurrence

Discipline Report Year	Non APU %	APU %	Total %
2021	77.21	25.00	70.96
2022	41.56	37.50	41.30
2023 YTD	54.14	60.76	55.40

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 55: NYPD Discipline Imposed for Adjudicated APU Cases

Discipline*	December 2023	YTD 2023
Terminated	0	0
Forced Separation	0	1
Suspension for or loss of vacation time of 31 or more days and/or Dismissal Probation	0	6
Suspension for or loss of vacation time of 21 to 30 days	0	1
Suspension for or loss of vacation time of 11 to 20 days	2	8
Suspension for or loss of vacation time of 1 to 10 days	11	73
Command Discipline B	0	1
Command Discipline A	2	4
Formalized Training**	0	19
Warned & Admonished/Reprimanded	0	0
Disciplinary Action† Total	15	113
No Disciplinary Action†	7	42
Adjudicated Total	22	155
Discipline Rate	68%	73%
Not Adjudicated† Total	0	184
Total Closures	22	339

*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 56: NYPD Discipline Imposed for Non-APU Cases

Disposition	Disposition Type*	November 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	11	92
	Command Discipline A	15	197
	Formalized Training**	5	87
	Closed Administratively (With Discipline) ††	3	13
	Total	34	389
No Disciplinary Action	Retired	0	10
	Resigned	0	15
	SOL Expired	3	23
	Department Unable to Prosecute†††	10	298
	Closed Administratively (No penalty reported) ††	0	2
	Total	13	348
	Discipline Rate	72%	53%
	DUP Rate	21%	40%

*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 57: NYPD Discipline Imposed for Allegations - Non-APU Cases (November 2023)

Board Disposition Recommendation	Officer	Allegation(s)	Precinct	Borough	NYPD Discipline
Substantiated (Command Discipline A)	PO Sam Zitomer	A: Refusal to provide name	7	Manhattan	Command Discipline - A
Substantiated (Command Discipline B)	PO Michael Mckenzie	A: Refusal to process civilian complaint	7	Manhattan	Command Discipline - B (Vacation: 5 days)
Substantiated (Formalized Training)	PO Minqin Pan	A: Refusal to provide shield number	7	Manhattan	Closed Administratively (Command Discipline - B) / Vacation: 2 days
Substantiated (Formalized Training)	PO Suzanne Velasquez	A: Failure to provide RTKA card	9	Manhattan	Closed Administratively (Instructions)
Substantiated (Command Discipline A)	PO Andrew Bhagan	A: Frisk; A: Stop; A: Failure to provide RTKA card	14	Manhattan	Command Discipline - A
Substantiated (Command Discipline B)	LT Shahid Mirza	A: Threat re: removal to hospital	14	Manhattan	Command Discipline - B (Vacation: 5 days)
Substantiated (Command Discipline B)	PO Charles Powell	A: Threat re: removal to hospital	14	Manhattan	Command Discipline - B (Vacation: 5 days)
Substantiated (Command Discipline A)	LT Augusto Hernandez	A: Forcible Removal to Hospital	23	Manhattan	Command Discipline - A
Substantiated (Command Discipline A)	PO David Garcia	D: Word	23	Manhattan	Command Discipline - A
Substantiated (Command Discipline B)	PO Kevin Altamirano	A: Refusal to process civilian complaint	25	Manhattan	Command Discipline - B (Vacation: 5 days)
Substantiated (Command Discipline B)	PO Justin Senese	A: Threat of arrest; D: Word	25	Manhattan	Command Discipline - B (Vacation: 5 days)
Substantiated (Command Discipline B)	PO Sun Hu	A: Threat of force (verbal or physical)	25	Manhattan	No penalty
Substantiated (Command Discipline B)	PO Katrayen Arsen	A: Frisk; A: Failure to provide RTKA card	25	Manhattan	Command Discipline - B
Substantiated (Command Discipline A)	PO Alejandro Ruiz	A: Frisk	32	Manhattan	No penalty
Substantiated (Command Discipline A)	SGT Alberto Pizarro	A: Frisk	32	Manhattan	No penalty
Substantiated (Command Discipline A)	PO Grabiell Rosado	A: Search (of person)	34	Manhattan	No penalty
Substantiated (Command Discipline B)	SGT Danny Aguilar	A: Refusal to provide name; A: Threat of force (verbal or physical)	42	Bronx	Formalized Training
Substantiated (Command Discipline B)	PO Kelvin Paulinocepeda	A: Refusal to process civilian complaint	46	Bronx	Command Discipline - B (Vacation: 5 days)
Substantiated (Command Discipline B)	SGT Daliza Matoslugo	A: Refusal to process civilian complaint	46	Bronx	Command Discipline - B (Vacation: 5 days)
Substantiated (Command Discipline A)	PO Carolyn Daley	A: Search (of person)	46	Bronx	Command Discipline - A
Substantiated (Formalized Training)	LT Rafael Tosado	A: Failure to provide RTKA card	46	Bronx	Formalized Training
Substantiated (Formalized Training)	PO Katherine Capote	A: Failure to provide RTKA card	46	Bronx	Formalized Training
Substantiated (Command Discipline B)	PO Taisha Acevedo	D: Word; O: Gender	48	Bronx	Command Discipline - B (Vacation: 2 days)
Substantiated (Command Discipline A)	SGT Ruben Santos	A: Forcible Removal to Hospital	52	Bronx	No penalty
Substantiated (Command Discipline A)	PO Dana Ladson	A: Frisk	61	Brooklyn	Closed Administratively
Substantiated (Command Discipline A)	SGT Joseph Piscatella	D: Word	63	Brooklyn	Command Discipline - A

Board Disposition Recommendation	Officer	Allegation(s)	Precinct	Borough	NYPD Discipline
Substantiated (Command Discipline B)	PO Wael Jaber	D: Word; D: Word	63	Brooklyn	Command Discipline - B (Vacation: 2 days)
Substantiated (Command Discipline A)	SGT Philip Ditto	D: Word	63	Brooklyn	Command Discipline - A (Vacation: 1 day)
Substantiated (Formalized Training)	PO Dayana Rosa	A: Failure to provide RTKA card	67	Brooklyn	Closed Administratively (Instructions)
Substantiated (Command Discipline A)	SGT Claude Dorsaint	A: Refusal to provide name	67	Brooklyn	Command Discipline - A
Substantiated (Command Discipline A)	DT2 Michael Spera	D: Word	69	Brooklyn	No penalty
Substantiated (Command Discipline A)	PO Daniel Davidoff	D: Word	69	Brooklyn	No penalty
Substantiated (Command Discipline B)	SGT Dana Martillo	D: Word; A: Threat of force (verbal or physical)	69	Brooklyn	No penalty
Substantiated (Formalized Training)	PO King Zhang	A: Other	72	Brooklyn	Formalized Training
Substantiated (Command Discipline A)	PO Kevin Richards	A: Vehicle search	73	Brooklyn	Command Discipline - A
Substantiated (Command Discipline A)	SGT James Seder	A: Vehicle search	73	Brooklyn	Command Discipline - A
Substantiated (Command Discipline A)	SGT Matthew Byrnes	A: Failure to provide RTKA card	73	Brooklyn	Command Discipline - A
Substantiated (Command Discipline A)	PO Howard Darsi	D: Word	75	Brooklyn	Command Discipline - A
Substantiated (Command Discipline A)	PO Chaoli Kuang	A: Failure to provide RTKA card	78	Brooklyn	No penalty
Substantiated (Formalized Training)	PO Mccartney Forbes	A: Other	79	Brooklyn	Formalized Training
Substantiated (Command Discipline A)	LT Michael Demonda	D: Word	88	Brooklyn	Command Discipline - A
Substantiated (Command Discipline B)	SGT Derek Sambolin	A: Threat of force (verbal or physical)	90	Brooklyn	No penalty
Substantiated (Command Discipline B)	CPT Sean Claxton	A: Unlawful Summons	90	Brooklyn	No penalty
Substantiated (Command Discipline A)	SGT Alberto Jimenez	A: Forcible Removal to Hospital	100	Queens	No penalty
Substantiated (Command Discipline A)	SGT Edwin Espinal	A: Question	103	Queens	Command Discipline - A
Substantiated (Command Discipline B)	SGT Thaddeus Grandstaff	A: Search of Premises; A: Entry of Premises	113	Queens	No penalty
Substantiated (Command Discipline A)	PO Joseph Dipaolo	A: Failure to provide RTKA card	121	Staten Island	Command Discipline - A
Substantiated (Command Discipline B)	PO Dominic Darrigo	A: Failure to provide RTKA card; D: Word; D: Word; D: Word	121	Staten Island	Command Discipline - B (Vacation: 1 day)

Figure 58: NYPD Discipline Imposed for APU Adjudicated Cases (December 2023)

Board Disposition Recommendation	Officer	Allegation(s)	Precinct	Borough	NYPD Discipline
Substantiated (Charges)	PO Joshua Lawrence	A: Search (of person); A: Threat re: removal to hospital	6	Manhattan	Command Discipline A
Substantiated (Charges)	POM Erik Leonardo	D: Action; D: Word; D: Word; A: Threat of force (verbal or physical); D: Action; O: Other; D: Word; A: Threat of arrest; O: Other	20	Manhattan	Forfeit vacation 15 days
Substantiated (Charges)	PO Nicholas Mcquail	F: Physical force; A: Threat of force (verbal or physical)	25	Manhattan	Forfeit vacation 5 days / Command Discipline A
Substantiated (Charges)	SGT Brian Klarman	D: Word; A: Frisk; A: Failure to provide RTKA card	25	Manhattan	Forfeit vacation 1 days
Substantiated (Charges)	POM Robert Vargas	D: Word; O: Other	46	Bronx	Forfeit vacation 5 days
Substantiated (Charges)	SGT Brian Martin	A: Entry of Premises; A: Search of Premises	46	Bronx	Forfeit vacation 3 days / Command Discipline A
Substantiated (Charges)	POM Louis Carrion	A: Entry of Premises	61	Brooklyn	Forfeit vacation 10 days
Substantiated (Charges)	POF Claudia Pinzon	A: Entry of Premises	61	Brooklyn	Forfeit vacation 10 days
Substantiated (Charges)	SGT Charles Arnone	A: Search of Premises; A: Entry of Premises	71	Brooklyn	Forfeit vacation 5 days
Substantiated (Charges)	LT Christopher Siani	A: Stop; A: Failure to provide RTKA card; A: Search (of person); D: Word; A: Frisk	73	Brooklyn	Forfeit vacation 11 days
Substantiated (Charges)	SGT Arthur Mccarthy	A: Frisk; A: Frisk; A: Search (of person); A: Stop	73	Brooklyn	Forfeit vacation 3 days / Command Discipline A
Substantiated (Charges)	POM Jeffrey Goris	A: Threat of force (verbal or physical)	73	Brooklyn	Forfeit vacation 5 days / Command Discipline A
Substantiated (Charges)	PO Gregory Gromling	F: Physical force; D: Word	103	Queens	Command Discipline A
Substantiated (Charges)	PO Paramveer Singh	D: Word; D: Word; D: Word	107	Queens	Forfeit vacation 5 days
Substantiated (Charges)	POM Galo Lopez	A: Threat of arrest; A: Failure to provide RTKA card	121	Staten Island	Forfeit vacation 5 days / Command Discipline A

Figure 59: NYPD No Discipline Imposed for APU Adjudicated Cases (December 2023)

Board Disposition Recommendation	Officer	Allegation	Precinct	Borough	NYPD Discipline
Substantiated (Charges)	POM Conner Anzalone	D: Word; O: Race; D: Word	60	Brooklyn	Closed: Plea set aside, Without discipline
Substantiated (Charges)	POM Pierre Pradieu	F: Physical force; F: Physical force; F: Hit against inanimate object	67	Brooklyn	Closed: Not guilty after trial
Substantiated (Charges)	POM Ryan Barba	A: Threat of force (verbal or physical)	67	Brooklyn	Closed: Plea set aside, Without discipline
Substantiated (Charges)	POM Salvatore Rizzo	F: Gun Pointed	67	Brooklyn	Closed: Not guilty after trial
Substantiated (Charges)	POM Andrey Samusev	F: Vehicle; F: Vehicle; F: Vehicle; F: Vehicle	78	Brooklyn	Closed: Not guilty after trial
Substantiated (Charges)	POM Daniel Alvarez	F: Vehicle	78	Brooklyn	Closed: Trial verdict reversed by PC, Final verdict Not Guilty
Substantiated (Charges)	CPT Joseph Taylor	U: False official statement; D: Action; D: Word	78	Brooklyn	Closed: Retained, without discipline