

Memorandum

City of Lawrence

Police Department

To: Tom Markus, City Manager
Tarik Khatib, Chief of Police
Captain Anthony Brixius

From: Sergeant David Hogue

Date: January 6, 2017

Re: 2016 Office of Professional Accountability
Investigations

BACKGROUND

As stated in the Lawrence Police Department's policy regarding personnel investigations, the Lawrence Police Department is committed to providing professional police service to the citizens of Lawrence. Department members are required to observe high standards of moral and ethical conduct at all times. Implied deviation from such conduct by a department member will not be construed as permission for investigative personnel to violate the normal standards of courtesy and dignity of the individual during an internal investigation. It is the policy of the Lawrence Police Department to receive, document, investigate and resolve all complaints made against members of the Department. It is critical to do so in a fair and consistent manner regardless of the nature of the complaint, the complainant or the manner in which the complaint is received.

External or internal complaints regarding the alleged violation of laws, policies and procedures are investigated by the Office of Professional Accountability (OPA) or the employee's direct supervisor. Each alleged violation is investigated and documented using OPA case files. The final disposition of each investigation is categorized as sustained, not sustained, exonerated, unfounded, dismissed, commended, training issue or policy deficiency, each being based upon the facts collected during the investigation. The data below represents the final dispositions of formal investigations that were initiated by citizens and/or employees for 2016.

DISCUSSION

As shown by the data below, the Lawrence Police Department conducted 17 OPA investigations for 2016, an increase of 2 investigations from those reported in 2015. Out of the 17 investigations conducted in 2016, 7 were generated by city employees, and 10 were generated by citizen complaints. Formal reprimand and/or disciplinary actions were issued for 7 "sustained" complaints. In accordance with department policy, 1 investigation is pending court proceedings.

DATA

Total	17
Sustained	7
Not Sustained	2
Exonerated	0
Unfounded	3
Dismissed	2
Commended	0
Training Issue	0
Policy Deficiency	0
Pending	1
Changed to Inquiry	2

Disciplinary Action Taken	7
Racial Profiling Complaints	2

Citizen Generated Complaints	10
Internally Generated Complaints	7

Further details regarding each of the 2016 investigations are explained in short summaries on the attached document.

Respectfully Submitted,



Sergeant David J. Hogue
Office of Professional Accountability

2016 Office of Professional Accountability Case Summaries of Complaints

OPA 16-01

An internal complainant reported that an employee used excessive force to arrest a citizen.

The complaint was sustained.

OPA 16-02

An internal complainant reported that an employee violated department policy.

The complaint was sustained.

OPA 16-03

A citizen reported that an employee violated department policy. The citizen did not cooperate with the investigation after the complaint was initiated.

The complaint was dismissed.

OPA 16-04

The complaint was addressed as an inquiry.

OPA 16-05

An internal complainant reported that an employee used excessive force during the arrest of a citizen.

The complaint was sustained.

OPA 16-06

A citizen reported an employee racially profiled the citizen's child during a traffic stop.

The complaint was unfounded.

OPA 16-07

A citizen reported employees racially profiled them during a traffic stop.

The citizen forwarded the complaint to the Kansas Attorney General's Office, which determined there was no evidence that race or gender were unreasonably used in deciding to initiate the stop.

OPA 16-08

A citizen reported that an employee violated department policy.

The complaint was not sustained.

OPA 16-09

The complaint was address as an inquiry.

OPA 16-10

A citizen reported that an employee used excessive force when the citizen was arrested.

Complaint was not sustained.

OPA 16-11

A citizen reported that an employee violated department policy.

Complaint was unfounded.

OPA 16-12

Complaint is pending the outcome of complainant's court proceeding.

OPA 16-13

An internal complainant reported that an employee used excessive force to arrest a citizen.

The complaint was sustained.

OPA 16-14

An internal complainant reported that an employee used excessive force to arrest a citizen.

The complaint was sustained.

OPA 16-15

An internal complainant reported that an employee used excessive force to arrest a citizen.

The complaint was sustained.

OPA 16-16

An internal complainant reported that an employee violated department policy.

The complaint was sustained.

OPA 16-17

A citizen reported that an employee used excessive force when the citizen was arrested.

Complaint was not sustained.