



OFFICE OF PROFESSIONAL ACCOUNTABILITY

Closed Case Summary

Complaint Number OPA#2015-0243

Issued Date: 09/10/2015

Named Employee #1	
Allegation #1	<u>Seattle Police Department Manual</u> 5.100 - Operations Bureau Individual Responsibilities; III.A.1.c Patrol Sergeant Responsibilities (Policy that was issued 07/20/10)
OPA Finding	Not Sustained (Inconclusive)
Final Discipline	N/A

INCIDENT SYNOPSIS

The named employee was working as a patrol supervisor and was on his way to back another officer on a call when he was flagged down by a security guard regarding a fight in progress.

COMPLAINT

The complainant, the Force Review Board, alleged that the named employee, a department supervisor, received a report of a fight in progress. The named employee located the fight and broadcasted the incident over the radio. When bicycle officers arrived, the named employee left the area, leaving the bicycle officers to engage the combatants.

INVESTIGATION

The OPA investigation included the following actions:

1. Review of the complaint memo
2. Review of In-Car Video
3. Search for and review of all relevant records and other evidence
4. Interviews of SPD employees

ANALYSIS AND CONCLUSION

The evidence showed that the named employee was responding to back an officer at a DV disturbance, as he was the only available patrol supervisor, when he was flagged down regarding a fight disturbance. After additional officers arrived, the named employee continued onto the DV disturbance. Even though his In-Car Video captured the bicycle officers using pepper spray on the subjects in the fight disturbance, the named employee stated that he was not aware of the force used by the bicycle officers until he was notified of it the next day. The evidence could not prove or disprove that the named employee was aware that force had been used prior to his departure from the fight disturbance.

FINDINGS

Named Employee #1

Allegation #1

The evidence could not prove or disprove that the named employee was aware of the force used by the other officers before his departure. Therefore a finding of **Not Sustained** (Inconclusive) was issued for *Patrol Sergeant Responsibilities*.

NOTE: The Seattle Police Department Manual policies cited for the allegation(s) made for this OPA Investigation are policies that were in effect during the time of the incident. The issued date of the policy is listed.