



# OFFICE OF PROFESSIONAL ACCOUNTABILITY

## Closed Case Summary

Complaint Number OPA#2016-1027

Issued Date: 02/24/2017

Named Employee #1	
Allegation #1	<u>Seattle Police Department Manual</u> 16.090 (6) In-Car Video System: Employees Will Record Police Activity (Policy that was issued March 1, 2016)
OPA Finding	<b>Not Sustained</b> (Lawful and Proper)
Final Discipline	N/A

### **INCIDENT SYNOPSIS**

The Named Employee contacted an individual who matched the description of a suspect.

### **COMPLAINT**

The complainant, the Office of Professional Accountability, alleged that the Named Employee may have violated SPD Policy 6.090 (6) Employees will Record Police Activity.

### **INVESTIGATION**

The OPA investigation included the following actions:

1. Review of the complaint memo
2. Review of external investigation documents
3. Search for and review of all relevant records and other evidence
4. Interview of SPD employee

## **ANALYSIS AND CONCLUSION**

The preponderance of evidence showed the Named Employee acted under exigent circumstances to keep a potentially armed and dangerous person in view and, later, to apprehend that person in order to prevent a possible mass shooting. Given the totality of the circumstances, it was reasonable for the Named Employee to focus on the armed suspect instead of the In-Car Video (ICV).

## **FINDINGS**

### **Named Employee #1**

#### **Allegation #1**

A preponderance of the evidence showed that it was reasonable for the Named Employee to focus on the armed suspect instead of the ICV. Therefore a finding of **Not Sustained** (Lawful and Proper) was issued for *In-Car Video System: Employees Will Record Police Activity*.

*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.*