

# CITIZEN POLICE REVIEW BOARD

816 FIFTH AVENUE, SUITE 400, PITTSBURGH, PA 15219

**BOARD ACTION DATE: 10/28/03**

## CASE REVIEW AGENDA

CPRB# / INVESTIGATOR	ALLEGATION	SUMMARY	REASON
<b>PUBLIC HEARINGS (4)</b>			
80-03 Gamble	Use of Force (PBP 12-6) Obedience to Orders &/or Laws (PBP 16-1, 3.1)	Cx. alleges that the S.O.s 302'd her without legal grounds and assaulted her during the arrest.	Authorize a Public Hearing.
183-03 Hundiak	Conduct Unbecoming a Member (PBP 16-1, 3.6)	Cxs. allege that the S.O. served a subpoena late at night and damaged their door after pounding on it.	Authorize a Public Hearing.
208-03 Gamble	Conduct Unbecoming a Member (PBP 16-1, 3.6)	Cx. alleges that his car was damaged by the S.O. while issuing him false driving citations.	Authorize a Public Hearing.
276-03 Hundiak	Conduct Unbecoming a Member (PBP 16-1, 3.6)	Cx. alleges that the off-duty S.O. made negative comments about her.	Authorize a Public Hearing.
<b>PRELIMINARY INQUIRY (0)</b>			
<b>FULL INVESTIGATIONS (5)</b>			
318-03 Gamble ECP	Excessive Force (PBP 12-6) Conduct Unbecoming a Member (PBP 16-1, 3.6)	Cx. alleges that the S.O. used excessive force against her because she did not follow his instructions.	Authorize a Full Investigation.
320-03 Gamble ECP	Obedience to Orders &/or Laws (PBP 16-1, 3.1) Conduct Toward the Public (PBP 16-1, 3.7)	Cx. alleges that the S.O. was rude to her while she was crossing an intersection.	Authorize a Full Investigation.
338-03 Hundiak ECP	Neglect of Duty (PBP 16-1, 3.13)	Cx. alleges that she called the police to inform them that her purse was missing and they did not respond.	Authorize a Full Investigation.
339-03 Hundiak ECP	Use of Force, (S.O. #1) (PBP 12-6) Conduct Unbecoming a Member (PBP 16-1, 3.6) Records/Reports/Files-General Regulations (S.O. #2, 3, &4) (PBP 62-1) Neglect of Duty, (S.O. #1) (PBP 16-1, 3.13)	Cx. alleges that the S.O.s utilized excessive force on him and also wrote a false report.	Authorize a Full Investigation.

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348-03 Gamble ECP	Obedience to Orders &/or Laws (PBP 16-1, 3.1) Conduct Toward the Public (PBP 16-1, 3.7)	Cx. alleges that the S.O. falsely arrested him and mistreated him while in custody.	Authorize a Full Investigation.
<b>30-DAY EXTENSION OF FULL INVESTIGATION(4)</b>			
216-03 Gamble	Use of Force (PBP 12-6)	Cx. alleges that the S.O. assaulted him while he was being detained.	Authorize a 30-Day Extension.
217-03 Hundiak	Warrantless Searches & Seizures (PBP 45-2) Obedience to Orders &/or Laws (PBP 16-1, 3.1) Conduct Unbecoming a Member (PBP 16-1, 3.6)	Cx. alleges that the S.O. falsely arrested the Victim and after handcuffing her the S.O. inappropriately frisked and searched the Victim.	Authorize a 30-Day Extension.
233-03 Hundiak	Conduct Unbecoming a Member (S.O. #1) (PBP 16-1, 3.6) Warrantless Searches and Seizures (S.O. #1) (PBP 45-2)  Conduct Toward the Public (S.O. #2) (PBP 16-1, 3.7)	Cx. alleges that the S.O. came to her house looking for Witness #1 and was verbally abusive.	Authorize a 30-Day Extension.
282-03 Gamble	Excessive Force (PBP 12-6) Conduct Unbecoming a Member (PBP 16-1, 3.6)	Cx. alleges that the S.O.s used excessive force during his arrest.	Authorize a 30-Day Extension.
<b>OTHERS (6)</b>			
10-02-W Gamble	Excessive Force (PBP 12-6) Warrantless Searches and Seizures (PBP 45-2) Conduct Unbecoming a Member (PBP 16-1, 3.6)	Cx. alleges that the S.O.s used excessive force during his arrest.	Suspension Occurred: 10-22-02 (Awaiting Cx's possible release date).

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61-02 Hundiak	Neglect of Duty (PBP 16-1, 3.13)	Cx. alleges that her son's death was not properly investigated.	Suspension Occurred: 12-3-02 (Awaiting S.O.'s investigation and re-interview of witnesses)
106-02 Gamble	Records/Reports/Files-General Regulation (S.O. #1 & #2) (PBP 62-1)  Truthfulness (S.O. #2) (PBP 16-1, 3.19) Conduct Unbecoming a Member (S.O. #2) (PBP 16-1, 3.6)	Cx. alleges that she received a false traffic citation after the S.O.'s vehicle hit the Cx.'s vehicle.	Suspension Occurred: 3-25-03 (S.O. #2, on military duty).
290-02 Matts	Use of Force (PBP 12-6) Warrantless Searches and Seizures (PBP 45-2) Conduct Toward the Public (PBP 16-1, 3.7)	Cx. alleges that he was pulled over by the S.O.s for unknown reasons, and that they searched him and his vehicle without his permission	Suspension Occurred: 04-22-03 (Awaiting Cx's trial).
206-03 Gamble	Warrantless Searches & Seizures (PBP 45-2) Conduct Toward the Public (PBP 16-1, 3.7)	Cx. alleges that the S.O.s were not given permission to search her residence.	<b>Authorize a Suspension of the Full Investigation.</b>  (Due to S.O.'s employment status).
269-03 Hundiak	Excessive Force (PBP 12-6)	Cx. alleges the S.O. shot and killed the Victim before all non-lethal measures were attempted.	Suspension Occurred: 09-23-03 (Awaiting conclusion of coroner's investigation).
<b>DISMISSALS (6)</b>			
<b>UNSUSTAINABLE (3)</b>			
113-03 Gamble	Excessive Force (PBP 12-6) Conduct Toward the Public (PBP 16-1, 3.7) Property of Prisoners & Suspects (PBP 50-2)	Cx. alleges that she was wrongfully arrested at a protest and that her video camera was broken after the arrest.	Dismiss as Unsustainable.
122-03 Gamble	Excessive Force (PBP 12-6) Conduct Toward the Public (PBP 16-1, 3.7) Obedience to Orders &/or Laws (PBP 16-1, 3.1)	Cx. alleges that the S.O.s used excessive force on her while she was protesting.	Dismiss as Unsustainable.
255-03 Hundiak	Conduct Toward the Public (PBP 16-1, 3.7)	Cx. alleges that the S.O. yelled at her and made intimidating remarks.	Dismiss as Unsustainable.

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<b>UNFOUNDED (2)</b>			
332-03 Hundiak	Conduct Toward the Public (PBP 16-1, 3.7)	Cx. alleges that the S.O. cited her daughter for placing a construction cone on the street, even though she stated that she was the one that placed it there.	Dismiss as Unfounded.
268-03 Gamble	Conduct Unbecoming a Member (PBP 16-1, 3.6)	Cx. alleges that the S.O.s chased the Victim because he was a Black male.	Dismiss as Unfounded.
<b>LACK OF COOPERATION (1)</b>			
205-03 Gamble	Warrantless Searches and Seizures (PBP 45-2) Conduct Unbecoming a Member (PBP 16-1, 3.6)	Cx. alleges that S.O. #1 broke the back door and stole money while looking for the Victim.	Dismiss due to Lack of Cooperation.  (Pending receipt of ten day letter).

**\* ECP = Executive Director reviewed fact-finding summary and authorized a Preliminary Inquiry or concurred with recommendations of dismissal. The Board before this meeting has not seen these cases and you retain final action on these "new" cases.**