

# CITIZEN POLICE REVIEW BOARD

816 FIFTH AVENUE, SUITE 400, PITTSBURGH, PA 15219

**BOARD ACTION DATE: 5/25/04**

## CASE REVIEW AGENDA

CPRB# / INVESTIGATOR	ALLEGATION	SUMMARY	REASON
<b>PUBLIC HEARINGS (0)</b>			
<b>PRELIMINARY INQUIRY (0)</b>			
<b>FULL INVESTIGATIONS (5)</b>			
453-03 Gamble ECP	Conduct Unbecoming a Member (PBP 16-1, 3.6)	Cx. alleges that the S.O.s have been harassing her by issuing questionable citations.	Authorize a Full Investigation. Held Pending Boards Review: Return 6-22-04.
480-03 Matts ECP	Conduct Toward the Public (PBP 16-1, 3.7) Conduct Unbecoming a Member (PBP 16-1, 3.6) Property of Prisoners/ Suspects (PBP 50-2)	Cx. alleges that the S.O. used profanity towards the Victim and forcefully removed the Victim's property.	Authorize a Full Investigation. Held Pending Boards Review: Return 6-22-04.
28-04 Gamble ECP	Use of Force (PBP 12-6) Conduct Toward the Public (PBP 16-1, 3.7)	Cx. alleges that the S.O. used excessive force on the Victim.	Authorize a Full Investigation. Held Pending Boards Review: Return 6-22-04.
44-04 Gamble ECP	Conduct Unbecoming a Member (PBP 16-1, 3.6) Warrantless Searches & Seizures (PBP 45-2) Property of Prisoners/Suspects (PBP 50-2)	Cx. alleges that the S.O. acted inappropriately and threatened him while conducting a search.	Authorize a Full Investigation. Held Pending Boards Review: Return 6-22-04.
97-04 Gamble ECP	Conduct Unbecoming a Member (PBP 16-1, 3.6) Conduct Toward the Public (PBP 16-1, 3.7)	Cx. alleges that the S.O.s acted inappropriately at the scene of an auto accident.	Authorize a Full Investigation. Held Pending Boards Review: Return 6-22-04.
<b>30-DAY EXTENSION OF FULL INVESTIGATION (2)</b>			
518-03 Gamble	Conduct Unbecoming a Member (PBP 16-1, 3.6) Neglect of Duty (PBP 16-1, 3.13)	Cx. alleges that she informed the S.O. of who stole her car and was later told by the S.O. to drop the charges against that person.	Authorize a 30-Day Extension. Held Pending Boards Review: Return 6-22-04.
525-03 Gamble	Truthfulness (PBP 16-1, 3.19)	Cx. stated that the S.O.s forced him to write a statement confessing to three murders.	Authorize a 30-Day Extension. Held Pending Boards Review: Return 6-22-04.

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<b>OTHERS (9)</b>			
10-02-W Gamble	Use of 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). Held Pending Boards Review: Return 6-22-04.
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: 03-25-03 (S.O. #2, on military duty). Held Pending Boards Review: Return 6-22-04.
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). Held Pending Boards Review: Return 6-22-04.
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.	Suspension Occurred: 12-02-03 (Due to S.O.'s employment status). Held Pending Boards Review: Return 6-22-04.
217-03 Matts	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.	Suspension Occurred: 12-02-03 (Due to S.O.'s employment status). Held Pending Boards Review: Return 6-22-04.

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269-03 Matts	Use of 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). Held Pending Boards Review: Return 6-22-04.
339-03 Matts	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.	Suspension Occurred: 02/24/04 (Pending reevaluation of complaint due to the investigator's separation from the agency). Held Pending Boards Review: Return 6-22-04.
363-03 Matts	Use of Force (PBP 12-6)	Cx. alleges the S.O.s used excessive force during his arrest.	Suspension Occurred: 02/24/04 (Pending reevaluation of complaint due to the investigator's separation from the agency). Held Pending Boards Review: Return 6-22-04.
372-03 Matts	Conduct Unbecoming a Member (PBP 16-1, 3.6)	Cx. alleges that the S.O. intimidated him because the Cx. made a police report about Witness #1.	Suspension Occurred 02/24/04 (Pending reevaluation of complaint due to the investigator's separation from the agency). Held Pending Boards Review: Return 6-22-04.
<b>DISMISSALS (10)</b>			
<b>UNSUSTAINABLE (1)</b>			
430-03 Gamble	Conduct Unbecoming a Member (PBP 16-1, 3.6)	The Cx. and Witness #1 allege that the S.O. has been harassing the Cx.	Dismiss as Unsustainable. Held Pending Boards Review: Return 6-22-04.
<b>UNFOUNDED (3)</b>			
276-03 Hundiak/Matts	Conduct Unbecoming a Member (PBP 16-1, 3.6)	Cx. alleges that the off duty S.O. made negative comments about her.	Dismiss as Unfounded. Held Pending Boards Review: Return 6-22-04.

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431-03 Matts ECP	Conduct Unbecoming a Member (PBP 16-1, 3.6) Truthfulness (PBP 16-1, 3.19)	Cx. alleges that the S.O. has been harassing him for the past three years.	Dismiss as Unfounded. Held Pending Boards Review: Return 6-22-04.
85-04 Gamble ECP	Conduct Unbecoming a Member (PBP 16-1, 3.6)	Cx. alleges that the S.O. threatened him.	Dismiss as Unfounded. Held Pending Boards Review: Return 6-22-04.
<b>WITHDRAWAL (3)</b>			
512-03 Gamble ECP	Use of Force (12-6)	Cx. alleges that the S.O. used excessive force during his arrest.	Accept Complainant's request to withdraw. Held Pending Boards Review: Return 6-22-04.
12-04 Gamble ECP	Use of Force (PBP 12-6) Conduct Toward the Public (PBP 16-1, 3.7)	Cx. alleges that the S.O.s used excessive force on the Victim while he was being arrested.	Accept Complainant's request to withdraw. Held Pending Boards Review: Return 6-22-04.
19-04 Gamble	Incompetency (PBP 16-1, 3.12) Truthfulness (PBP 16-1, 3.19)	Cx. alleges that he and Witness #1 were detained and arrested for no reason.	Accept Complainant's request to withdraw. Held Pending Boards Review: Return 6-22-04.
<b>LACK OF COOPERATION (3)</b>			
432-03 Gamble	Conduct Unbecoming a Member (PBP 16-1, 3.6) Conduct Toward the Public (PBP 16-1, 3.7) Neglect of Duty (PBP 16-1, 3.13)	The Cx. alleges that the S.O. was not concerned about the complaints she made regarding the behavior of people tailgating in a parking lot.	Dismiss due to Lack of Cooperation. Held Pending Boards Review: Return 6-22-04.
438-03 Gamble	Use of Force (PBP 12-6) Conduct Unbecoming a Member (PBP 16-1, 3.6) Conduct Toward the Public (PBP 16-1, 3.7)	The Cx. alleges that the S.O. used excessive force on the Victim after accusing him of breaking a window.	Dismiss due to Lack of Cooperation. Held Pending Boards Review: Return 6-22-04.
474-03 Gamble	Use of Force (PBP 12-6) Conduct Unbecoming a Member (PBP 16-1, 3.6) Conduct Toward the Public (PBP 16-1, 3.7)	Cx. alleges the S.O used excessive force and failed to protect him from injuries while acting as a bouncer at a nightclub.	Dismiss due to Lack of Cooperation. Held Pending Boards Review: Return 6-22-04.

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**\* 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.**