

# CITIZEN POLICE REVIEW BOARD

816 FIFTH AVENUE, SUITE 400, PITTSBURGH, PA 15219

**BOARD ACTION DATE:** 4/26/05

## CASE REVIEW AGENDA

CPRB# / INVESTIGATOR	ALLEGATION	SUMMARY	REASON
<b>PUBLIC HEARINGS (1)</b>			
59-04 Gamble	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 while falsely arresting him.	Authorize a Public Hearing. (Suspend until scheduled court hearing: June 30, 2005).
<b>PRELIMINARY INQUIRY (0)</b>			
<b>FULL INVESTIGATIONS (5)</b>			
199-04 Gamble ECP	Warrantless Searches & Seizures (PBP 45-2) Conduct Unbecoming a Member (PBP 16-1, 3.6) Conduct Toward the Public (PBP 16-1, 3.7)	Cx. alleges that the S.O. did not act appropriately during several incidents involving a neighborhood dispute.	Authorize a Full Investigation. (Dismiss charges of Warrantless Searches & Seizures PBP 45-2).
290-04 Matts 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. acted inappropriately while attempting to handle an accident scene.	Authorize a Full Investigation.
313-04 Gamble ECP	Conduct Unbecoming a Member (PBP 16-1, 3.6) Conduct Toward the Public (PBP 16-1, 3.7) Truthfulness (PBP 16-1, 3.19)	Cx. alleges that the off-duty S.O. acted inappropriately during a traffic incident.	Authorize a Full Investigation.
349-04 Gamble ECP	Warrantless Searches & Seizures (PBP 45-2) 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 failed to immediately call medics for his gunshot wounds.	Authorize a Full Investigation.
381-04 Matts ECP	Conduct Toward the Public (PBP 16-1, 3.7) Neglect of Duty (PBP 16-1, 3.13)	Cx. alleges that the S.O. did not properly handle a situation where he was assaulted.	Authorize a Full Investigation.
<b>30-DAY EXTENSION OF FULL INVESTIGATION (1)</b>			
413-04 Gamble	Neglect of Duty (PBP 16-1, 3.13)	Cx. alleges that the S.O.s failed to intervene while he was being assaulted by Witness #2.	Authorize a 30-day extension.

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OTHERS (11)			
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).
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).
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).
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 and also wrote a false report.	Suspension Occurred: 02/24/04 (Pending reevaluation of complaint due to the investigator's separation from the agency).
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).
101-04 Gamble	Conduct Unbecoming a Member (PBP 16-1, 3.6) Conduct Toward the Public (PBP 16-1, 3.7)	Cx. alleges that the S.O. was rude to her while she was trying to file a police report.	Suspension Occurred: 12/7/04 Pending consideration of possible reclassification.
189-04 Gamble	Use of Force (PBP 12-6)	Cx. alleges the S.O.s used excessive force while arresting him.	Suspension Occurred: 2/25/05: Pending Complainant's release date.
210-04 Matts	Conduct Unbecoming a Member (PBP 16-1, 3.6) Conduct Toward the Public (PBP 16-1, 3.7) Towing & Tow Pound Procedures (PBP 41-4)	Cx. alleges that the S.O. did not treat him properly and arrested him without cause.	Suspension Occurred: 1/25/05 (Pending re-evaluation by the executive director).
228-04 Matts	Towing & Tow Pound Procedures (PBP 41-4) Conduct Toward the Public (PBP 16-1, 3.7)	Cx. alleges that his vehicle was wrongfully towed.	Suspension Occurred: 1/25/05 Pending possible reclassification of complaint.



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245-04 Matts	Obedience to Orders &/or Laws (PBP 16-1, 3.1) Conduct Unbecoming a Member (PBP 16-1, 3.6) Conduct Toward the Public (PBP 16-1, 3.7)	Cx. alleges that the S.O. was rude to him and issued an improper citation.	Suspension Occurred: 12/7/04 Pending possible reclassification of complaint.
351-04 Matts	Use of Force (S.O. #2) (PBP 12-6) Neglect of Duty (PBP 16-1, 3.13)	Cx. alleges that the S.O. used excessive force during his arrest.	Suspension Occurred: 2/25/05 Until S.O. statements can be obtained and evaluated.
DISMISSALS (5)			
UNSUSTAINABLE (1)			
02-05 Matts ECP	Conduct Unbecoming a Member (PBP 16-1, 3.6)	Cx. alleges that the S.O. was rude and discourteous towards him.	Dismiss as Unsustainable.
UNFOUNDED (3)			
437-04 Gamble ECP	Conduct Toward the Public (PBP 16-1, 3.7)	Cx. alleges that the S.O.s acted inappropriately towards him during the arrest of Witness #1.	Dismiss as Unfounded.
01-05-T Matts ECP	Conduct Unbecoming a Member (PBP16-1, 3.6)	Cx. alleges that the S.O.s were rude and told him not to come out of his home for the rest of the night.	Dismiss as Unfounded.
55-05 Matts ECP	Towing and Tow Pound (PBP 41-4)	Cx. alleges that the S.O. towed his vehicle without having a proper hearing.	Dismiss as Unfounded.
WITHDRAWAL (0)			
LACK OF COOPERATION (1)			
379-04 Gamble	Use of Force (PBP 12-6) Conduct Toward the Public (PBP 16-1, 3.7) Towing and Tow Pound (PBP 41-1) Warrantless Searches & Seizures (PBP 45-2)	Cx. alleges that the S.O. acted inappropriately after his vehicle broke down.	Dismiss due to Lack of Cooperation.

**\* 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.**