

CITIZEN POLICE REVIEW BOARD

816 FIFTH AVENUE, SUITE 400, PITTSBURGH, PA 15219

Board Action Date: 10/24/06

CASE REVIEW AGENDA

| CPRB# / INVESTIGATOR | ALLEGATION | SUMMARY | REASON |
|---|--|---|--|
| PUBLIC HEARING (0) | | | |
| 30-DAY EXTENSION OF FULL INVESTIGATION (1) | | | |
| 242-06 Gamble | Use of Force (PBP12-6) Taser (PBP 12-13) Conduct toward the Public (PBP16-1, 3.7) | Cx. alleges the S.O.s used unnecessary force against him while making a drug arrest. | Authorized 30-Day Extension (Evidence continues to support the allegation(s)) |
| FULL INVESTIGATION (5) | | | |
| 237-06 Lefcowitz | Truthfulness (PBP 16-1, 3.19) Conduct Toward the Public (PBP 16-1, 3.7) | Cx. alleges the S.O. was rude, refused to provide his name and lied about her citation. | Authorized Full Investigation |
| 248-06 Lefcowitz | Conduct Toward the Public (PBP 16-1, 3.7) | Cx. alleges the S.O. used inappropriate language during a traffic stop. | Authorized Full Investigation |
| 250-06 Gamble | Truthfulness (PBP 16-1, 3.19) Conduct Toward the Public (PBP 16-1, 3.7) | Cx. alleges the S.O. wrote his citation after he made a complaint about him. | Authorized Full Investigation |
| 271-06 Gamble | Neglect of Duty (PBP 16-1, 3.13) | Cx. alleges that Zone 4 refuses to investigate his complaint of death threats and illegal phone tap. | Authorized Full Investigation |
| 313-06 Gamble/ Lefcowitz | Use of Force (PBP 12-6) Conduct Unbecoming a Member (PBP 16-1, 3.6) Conduct Toward the Public (16-1, 3.7) | Cx. alleges the S.O. acted inappropriately by threatening her and her children over a traffic violation | Authorized Full Investigation |
| DISMISSALS (TOTAL OF 6) | | | |
| UNSUSTAINABLE (2) | | | |
| 183-06 Gamble | Conduct Unbecoming a Member (PBP 16-1, 3.6) Conduct Toward the Public (PBP 16-1, 3.7) Warrantless Searches and Seizures (PBP 45-2) | Cx. alleges the S.O.s tried to have him evicted from his residence and arrested for no reason | Dismissed as Unsustainable (Evidence does not support the allegation(s)) |

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| 241-06 Gamble | Conduct Toward the Public (PBP 16-1, 3.7) | Cx. alleges the S.O. acted inappropriately when she pulled over for an emergency vehicle. | Authorized a Public Hearing |
| UNFOUNDED (4) | | | |
| 04-06 Gamble | Use of Force (PBP 12-6) Taser (PBP 12-13) | Cx. alleges that the S.O.s Tased him twice after he was in a submissive position on the ground. | Dismissed As Unfounded (Evidence does not support the allegation(s)) |
| 43-06 Lefcowitz | Neglect Of Duty (PBP 16-1, 3.13) Conduct Unbecoming a Member (PBP 16-1, 3.6) Conduct Toward the Public (PBP 16-1, 3.7) Records/ Reports/Files- Gen. Regulations (PBP 62-1) | Cx. alleges the S.O.s acted inappropriately because the failed to recognize him as a victim and arrested him. | Dismissed as Unfounded (Evidence does not support the allegation(s)) |
| 145-06 Lefcowitz | Use of Force (PBP 12-6) | Cx. alleges the S.O.s used excessive force while arresting her while she attempted to flee. | Dismissed as Unfounded (Evidence does not support the allegation(s)) |
| 206-06 Gamble | Conduct Unbecoming a Member (PBP 16-1, 3.6) | Cx. alleges the S.O. acted inappropriately when he was detained and searched for a mistaken identity. | Dismissed as Unfounded (Evidence does not support the allegation(s)) |
| WITHDRAWN (0) | | | |
| OUT OF JURISDICTION (0) | | | |
| LACK OF COOPERATION (0) | | | |
| OTHER (2) | | | |
| 34-06 Lefcowitz (Companion case to 35-06) | Use of Force (PBP 12-6) Conduct Toward The Public (PBP 16-1, 3.7) | Cx. alleges the S.O.s used excessive force against the Victim and used foul language towards her. | Dismissed charges against S.O. #2, #3, & #4 * Public Hearing was ordered at the 9-26-06 Board Meeting |
| 35-06 Lefcowitz | Use of Force (PBP 12-6) Conduct Toward The Public (PBP 16-1, 3.7) | Cx. alleges the S.O.s used foul language and excessive force during his arrest. | Dismissed charges against S.O. #2, #3, & #4 * Public Hearing was ordered at the 9-26-06 Board Meeting |

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| SUSPENSIONS (1) | | | |
| 128-06 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. showed a lack of regard for public safety during a Critical Mass bike ride. | Suspended Pending receipt of S.O. Statements from OMI (Case consolidated with Companion case #126-06 at 9-26-06 Board Meeting) |
| Status/Information Update Only – No Action Requested (5) | | | |
| 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 re-evaluation 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 re-evaluation due to the investigator's separation from the agency.) |
| 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: 01/25/05 (Pending re-evaluation by the Executive Director.) |
| 23-06 Gamble | Truthfulness (PBP 16-1, 3.19) | Cx. alleges the S.O. perjured himself while testifying at the Cx.'s trial. | Suspension Occurred: 6/27/06 Pending Receipt Of Additional Information. |
| 70-06-S Gamble (Companion Case to 72-06-S) | Conduct Unbecoming a Member (PBP 16-1, 3.6) Use of Force (PBP 12-6) Truthfulness (PBP 16-1, 3.19) | Cx. alleges the S.O.s K-9 partner bit her during an anti-recruitment rally and the S.O. later lied about the circumstances in court. | Public Hearing Authorized on 6/27/06; Suspended Pending receipt of S.O. Statements |

* ECP = Executive Director reviewed fact-finding summary and authorized a Preliminary Inquiry or concurred with investigator's recommendations of dismissal. Before this meeting, the Board has not seen these cases and retains final action on these "new" cases.