

# CITIZEN POLICE REVIEW BOARD

816 FIFTH AVENUE, SUITE 400, PITTSBURGH, PA 15219

Board Action Date: 1/23/07

## CASE REVIEW AGENDA

CPRB# / INVESTIGATOR	ALLEGATION	SUMMARY	REASON
<b>PUBLIC HEARING (1)</b>			
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.	Authorized Public Hearing  (Case consolidated with Companion case #126-06 at 9-26-06 Board Meeting)
<b>30-DAY EXTENSION OF FULL INVESTIGATION (1)</b>			
178-06 Gamble	Use of Force (PBP 12-6) Use of Taser (PBP 12-13) Conduct Unbecoming a Member (PBP 16-1, 3.6) Conduct toward the Public (PBP 16-1, 3.7)	Cx alleges the S.O.s used excessive force against him during his arrest.	Authorized 30-Day Extension
<b>FULL INVESTIGATION (6)</b>			
144-06 Gamble	Use of Force (PBP 12-6) Conduct Toward the Public (PBP 16-1, 3.7)	Cx. alleges the S. O. used excessive force against him for religious reasons.	Authorized Full Investigation
380-06 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.s used excessive force against the Victim and refused to give their names or badge numbers.	Authorized Full Investigation
384-06 Carson	Conduct Unbecoming a Member (PBP 16-1, 3.6) Conduct Toward the Public (PBP 16-1, 3.7)	Cx. alleges the S.O. harassed her because he pulled her vehicle over on two separate traffic stops.	Authorized Full Investigation
404-06 Lefcowitz	Use of Force (PBP 12-6) Conduct Unbecoming a Member (PBP 16-1, 3.6)	Cx. alleges the S.O.s racially profiled him, used excessive force and made jokes about his tooth coming out during his arrest for drugs.	Authorized Full Investigation
421-06 Lefcowitz 344-06	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. #1 & Cx. #2 allege that the S.O.s used excessive force against the Victims.	Authorized Full Investigation

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422-06 Lefcowitz	Use of Force (PBP 12-6) Conduct Unbecoming a Member (PBP 16-1, 3.6) Conduct Toward the Public (PBP 16-1, 3.7) Warrantless Searches & Seizures (PBP 45-2, 10.2)	Cx. alleges the S.O. used excessive force and failed to produce a warrant while raiding his business.	Authorized Full Investigation
<b>DISMISSALS (TOTAL OF 9)</b>			
<b>UNSUSTAINABLE (4)</b>			
237-06 Lefcowitz	Conduct Toward the Public (PBP 16-1, 3.7) Truthfulness (PBP 16-1, 3.19)	Cx. alleges the S.O. was rude, refused to provide his name and lied about her citation.	Dismissed As Unsustainable (Evidence does not support the allegation(s))
252-06 Gamble/ Lefcowitz	Conduct Toward the Public (PBP 16-1, 3.7)	Cx. alleges he was harassed and detained by the S.O. for a false accusation provided by Witness #1.	Dismissed As Unsustainable (Evidence does not support the allegation(s))
276-06 Gamble	Use of Force (PBP 12-6) Conduct Toward the Public (PBP 16-1, 3.7) Truthfulness (PBP 16-1, 3.19)	Cx. alleges the S.O. used excessive force during his arrest and falsified allegations against him to cover for a false identification.	DismissED As Unsustainable (Evidence does not support the allegation(s))
306-06 Carson	Conduct Unbecoming a Member (PBP 16-1, 3.6)	Cx. alleges the S.O. was rude during a traffic stop.	HOLD TO ATTEMPT MEDIATION
<b>UNFOUNDED (5)</b>			
308-06 Lefcowitz	Conduct Unbecoming a Member (PBP 16-1, 3.6)	Cx. alleges the S.O.s threatened to arrest him for being rude to 911 dispatch.	Dismissed As Unfounded (Evidence does not support the allegation(s))
336-06 Lefcowitz	Truthfulness (PBP 16-1, 3.19) Conduct Unbecoming a Member (PBP 16-1, 3.6) Conduct Toward the Public (PBP 16-1, 3.7)	Cx. alleges the S.O. has harassed him at work and lied in court.	Dismissed As Unfounded (Evidence does not support the allegation(s))
403-06 Lefcowitz	Conduct Unbecoming a Member (PBP 16-1, 3.6)	Cx. alleges the unknown S.O.s, along with several other police departments, have harassed him for over 10 years.	Dismissed As Unfounded  (Evidence does not support the allegation(s))
407-06 Carson	Truthfulness (PBP 16-1, 3.19) Conduct Unbecoming a Member (PBP 16-1, 3.6)	Cx. alleges the S.O. was rude to him when he tried to retrieve his vehicle from the tow pound.	Dismissed As Unfounded; Include Cx. in the next Reclassification Hearing for Rude & Discourteous Conduct

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419-06 Lefcowitz	Truthfulness (PBP 16-1, 3.19) Conduct Unbecoming a Member (PBP 16-1, 3.6) Conduct Toward the Public (PBP 16-1, 3.7)	Cx. alleges the S.O. used profanities during his arrest and falsified charges.	Dismissed As Unfounded  (Evidence does not support the allegation(s))
<b>WITHDRAWN (2)</b>			
248-06 Lefcowitz	Conduct Toward the Public (PBP 16-1, 3.7)	Cx. alleges the S.O. used inappropriate language during a traffic stop.	Accepted the Cx.'s Request to Withdrawal
295-06 Gamble	Conduct Toward the Public (16-1, 3.7) Neglect of Duty (PBP 16-1, 3.13)	Cx. alleges the S.O. neglected to arrest the person that broke into his home.	Accepted the Cx.'s Request to Withdrawal
<b>OUT OF JURISDICTION (0)</b>			
<b>LACK OF COOPERATION (1)</b>			
205-06 Gamble	Use of Force (PBP 12-6)	Cx. alleges the S. O. s used excess force against him after fleeing from them.	Dismissed due to the Cx.'s lack of Cooperation.
<b>OTHER (3)</b>			
241-06 Gamble	Conduct Toward the Public (16-1, 3.7)	Cx. alleges the S.O. acted inappropriately during a traffic stop.	Accepted the Cx.'s request to participate in the Reclassification Hearing for Rude & Discourteous Conduct  ** Case was Authorized to Public Hearing on 10/24/06**
293-06 Gamble	Conduct Unbecoming a Member (PBP 16-1, 3.6) Conduct Toward the Public (16-1, 3.7)	Cx. alleges the S.O.s made rude comments about his family.	Accepted the Cx.'s request to participate in the Reclassification Hearing for Rude & Discourteous Conduct
325-06 Gamble	Conduct Unbecoming a Member (PBP 16-1, 3.6) Conduct Toward the Public (PBP 16-1, 3.7)	Cx. alleges the S.O.s were rude while he was following up on reports he had made.	Accepted the Cx.'s request to participate in the Reclassification Hearing for Rude & Discourteous Conduct
<b>SUSPENSIONS (1)</b>			
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 Suspension Pending Cx.'s Criminal trial.

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## *Status/Information Update Only – No Action Requested (4)*

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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.