



## OFFICE OF PROFESSIONAL ACCOUNTABILITY

### Closed Case Summary

Complaint Number OPA#2016-0146

Issued Date: 08/24/2016

Named Employee #1, #2, #3 and #4	
Allegation #1	<u>Seattle Police Department Manual</u> 8.200 (1) Use of Force: When Authorized (Policy that was issued 09/01/2015)
OPA Finding	<b>Not Sustained</b> (Unfounded)
Allegation #2	<u>Seattle Police Department Manual</u> 5.140 (2) Bias-Free Policing: Officers Will Not Engage in Bias-Based Policing (Policy that was issued 08/01/2015)
OPA Finding	<b>Not Sustained</b> (Unfounded)
Final Discipline	N/A

#### **INCIDENT SYNOPSIS**

The Named Employees were dispatched to an "Assault in progress" call for service.

#### **COMPLAINT**

The complainant alleged that the Named Employees used force by throwing him to the ground and he was "roughed up" when taken into custody. The complainant also claimed that all the Named Employees were biased against him and arrested him due to his race.

## **INVESTIGATION**

The OPA investigation included the following actions:

1. Review of the complaint
2. Review of In-Car Video (ICV)
3. Search for and review of all relevant records and other evidence
4. Interview of SPD employee

## **ANALYSIS AND CONCLUSION**

The complainant alleged that Named Employee #1, #2, #3 and #4 “threw [him] to the ground and roughed [him] up.” The preponderance of the evidence from the investigation showed that the complainant got down on the ground voluntarily after he was ordered to do so and that no officer used reportable force on the complainant.

The complainant alleged that Named Employee #1, #2, #3 and #4 displayed bias by taking the word of white males that he (the complainant) was the aggressor in a fight and not the victim. The preponderance of the evidence from the OPA investigation showed no evidence of bias on the part of any officer.

## **FINDINGS**

### **Named Employee #1, #2, #3 and #4**

#### Allegation #1

There was no evidence to support the allegation against Named Employee #1, #2, #3 and #4. Therefore a finding of **Not Sustained** (Unfounded) was issued for *Use of Force: When Authorized*.

#### Allegation #2

The preponderance of the evidence showed no evidence of bias on the part of Named Employee #1, #2, #3 and #4. Therefore a finding of **Not Sustained** (Unfounded) was issued for *Bias-Free Policing: Officers Will Not Engage in Bias-Based Policing*.

*NOTE: The Seattle Police Department Manual policies cited for the allegation(s) made for this OPA Investigation are policies that were in effect during the time of the incident. The issued date of the policy is listed.*