



OFFICE OF PROFESSIONAL ACCOUNTABILITY

Closed Case Summary

Complaint Number OPA#2014-0496

Issued Date: 05/27/2015

Named Employee #1	
Allegation #1	<u>Seattle Police Department Manual</u> 5.001 (III.A) Violation of Law (Policy that was issued 07/16/14)
OPA Finding	Not Sustained (Inconclusive)
Allegation #2	<u>Seattle Police Department Manual</u> 5.001 (9) Professionalism (Policy that was issued 07/16/14)
OPA Finding	Sustained
Final Discipline	5 days suspension without pay; Disciplinary Transfer

INCIDENT SYNOPSIS

The named employee, while on vacation, was at a hotel pool when Hotel Security asked him to leave the pool area. The named employee refused and began swearing at the Hotel Security. Eventually the named employee complied and was escorted to the Hotel Security office where it was determined that he was a Seattle Police Department employee.

COMPLAINT

The complainant alleged the named employee, while on vacation, inappropriately touched an unidentified female at a hotel pool who complained to a hotel employee. It was further alleged that while in the security office, the named employee directed threats and profanity at hotel security staff.

INVESTIGATION

The OPA investigation included the following actions:

1. Review of the complaint memo
2. Search for and review of all relevant records and other evidence
3. Interviews of witnesses
4. Interviews of SPD employees

ANALYSIS AND CONCLUSION

A thorough review of the evidence showed that the named employee was behaving in an unprofessional manner. Department policy on professionalism expressly states that it applies regardless of duty status. It requires officers not to engage in behavior that undermines public trust in the department or in the office and prohibits use of profanity as an insult or behaving disrespectfully toward others.

FINDINGS

Named Employee #1

Allegation #1

The evidence could not prove or disprove that the named employee committed a crime. Therefore a finding of **Not Sustained** (Inconclusive) was issued for *Violation of Law*.

Allegation #1

The evidence showed that the named retired employee violated Department policy and was unprofessional. Therefore a **Sustained** finding was issued for *Professionalism*.

Discipline imposed: **5 day suspension without pay**
Disciplinary Transfer

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.