



OFFICE OF PROFESSIONAL ACCOUNTABILITY

Closed Case Summary

Complaint Number OPA#2015-0475

Issued Date: 10/14/2015

Named Employee #1	
Allegation #1	<u>Seattle Police Department Manual</u> 16.090 (4) Employees Will Record Enforcement-Related Activity Which Occurs Within Camera (Policy that was issued 11/21/12)
OPA Finding	Not Sustained (Lawful and Proper)
Final Discipline	N/A

Named Employee #2	
Allegation #1	<u>Seattle Police Department Manual</u> 16.090 (4) Employees Will Record Enforcement-Related Activity Which Occurs Within Camera (Policy that was issued 11/21/12)
OPA Finding	Not Sustained (Lawful and Proper)
Final Discipline	N/A

Named Employee #3	
Allegation #1	<u>Seattle Police Department Manual</u> 16.090 (4) Employees Will Record Enforcement-Related Activity Which Occurs Within Camera (Policy that was issued 11/21/12)
OPA Finding	Not Sustained (Lawful and Proper)
Final Discipline	N/A

INCIDENT SYNOPSIS

The named employees were present at the same incident.

COMPLAINT

The complainant, the Force Investigation Team, during a review of the incident alleged that named employee #1 did not have any audio recorded on his In-Car Video, named employee #2 did not have any In-Car Video for his entire shift and named employee #3 did not have In-Car Video for the incident.

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. Review of In-Car Videos (ICV)
4. Interviews of SPD employees

ANALYSIS AND CONCLUSION

The evidence showed that the named employee #1 did not have his ICV microphone on his person as he was responding to the incident in an administrative capacity pursuant to the policy in effect at the time. The evidence showed that named employee #2 was also responding to the incident in an administrative capacity. The evidence showed that named employee #3 was initially responding to an unrelated incident that was inside of a building which would have made her enforcement activity out of range.

FINDINGS

Named Employee #1, #2 and #3

Allegation #1

The weight of the evidence showed that the named employees followed the policy in effect at the time regarding use of their In-Car Video systems. Therefore a finding of **Not Sustained** (Lawful and Proper) was issued for *Employees Will Record Enforcement-Related Activity Which Occurs Within Camera*.

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.