

**RECEIVED**

**COMMUNITY POLICE OVERSIGHT BOARD**  
DALLAS CITY BOARDS AND COMMISSIONS AGENDA

**Public Notice**

**2021 NOV-05 PM 3:57**

TUESDAY, November 9, 2021

2 1 0 955

**CITY SECRETARY  
DALLAS, TEXAS**

5:30 P.M. - 9:30 P.M.  
In-person: Room 6EN  
City Council Chambers

**POSTED** CITY SECRETARY  
DALLAS, TX

The Community Police Oversight Board meeting will be held in person and by videoconference. The meeting will be broadcast live on Spectrum Cable Channel 95 and online at  
[bit.ly/cityofdallastv](https://cityofdallastv.bit.ly/cityofdallastv)

The public may also listen to the meeting as an attendee at the following videoconference link:  
<https://dallascityhall.webex.com/dallascityhall/onstage/q.php?MTID=ed21650827911475ebc8a8277331fb8ea>

**Access Code:** cpob2021  
AUDIO PHONE CONFERENCE LINE:  
**Event line:** 408-418-9388 **Access Code:** 2484 476 4261

**CALL TO ORDER**

**PUBLIC COMMENT/OPEN MICROPHONE**

**APPROVAL OF MINUTES**

1. Approval of the October 12, 2021 Minutes [Board Chairman Enobakhare, Jr.]

**Attachment:** Minutes

**ACTION ITEMS**

2.
  - a. Damien Gober Complaint Review & Decision Regarding Additional Investigation by OCPO [OCPO Special Investigator Williams and Board Chairman Enobakhare, Jr.]

**Attachment:** Memo

- b. Deralyn White Complaint Review & Decision Regarding Additional Investigation by OCPO [OCPO Special Investigator Williams and Board Chairman Enobakhare, Jr.]

**Attachment:** Memo

**A quorum of the City Council may attend this board meeting.**

c. Kevin Knight Complaint Review & Decision Regarding Additional Investigation by OCPO [OCPO Special Investigator Williams and Board Chairman Enobakhare, Jr.]

Attachment: Memo

d. Follow-up from Michael Fowler September Complaint Report Discussion & Vote on Recommendations [OCPO Director McClary and OCPO Special Investigator Williams]

Attachment: Memo

e. Report from the Board Training Subcommittee, Discussion and Vote on Recommendations [Board Training Subcommittee Chair Gilbert-Smith & CPOB Chairman Enobakhare, Jr.]

Attachments: Board Training Subcommittee Minutes and Memo

f. Discussion and Possible Recommendation on Amending *Section Sec 37-35, "Witnesses,"* of the Dallas City Code [Board Chairman Enobakhare, Jr.]

Attachment: Memo

### **BRIEFING ITEMS**

3.

a. Report on CPOB Chair & OCPO Director Monthly Meeting with the DPD Chief of Police Eddie Garcia [Board Chairman, Enobakhare, Jr. & OCPO Director McClary]

Attachment: Memo

b. Sha-Galia Felder Case [OCPO Director McClary]

Attachment: Memo & FOX4 Article

c. OCPO New Forms: Spanish Complainant Form and DPD Officer Commendation Form [OCPO Director and OCPO Complaint Intake Specialist Woods]

Attachment: Memo

4. Monthly Activity Report [OCPO Complaint Intake Specialist Woods]

Attachments: Monthly Activity Report Memo  
Monthly Activity Charts  
a. OCPO October Complaint Summaries  
b. OCPO October Inquiries Summaries

5. Board Training Schedule [Board Chairman Enobakhare, Jr.]

Attachment: Memo

6. Board Member Update on Scheduling Town Hall Meetings [All]

Attachments: Memo

**UPCOMING MEETING**

7. December 14, 2021

Attachments: Schedule

**PUBLIC COMMENT/OPEN MICROPHONE**

**ADJOURN**

A closed executive session may be held if the discussion of any of the above agenda items concerns one of the following:

1. seeking the advice of its attorney about pending or contemplated litigation, settlement offers, or any matter in which the duty of the attorney to the City Council under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with the Texas Open Meetings Act. [Tex. Govt. Code §551.071]
2. deliberating the purchase, exchange, lease, or value of real property if deliberation in an open meeting would have a detrimental effect on the position of the city in negotiations with a third person. [Tex. Govt. Code §551.072]
3. deliberating a negotiated contract for a prospective gift or donation to the city if deliberation in an open meeting would have a detrimental effect on the position of the city in negotiations with a third person. [Tex. Govt. Code §551.073]
4. deliberating the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee; or to hear a complaint or charge against an officer or employee unless the officer or employee who is the subject of the deliberation or hearing requests a public hearing. [Tex. Govt. Code §551.074]
5. deliberating the deployment, or specific occasions for implementation, of security personnel or devices. [Tex. Govt. Code §551.076]
6. discussing or deliberating commercial or financial information that the city has received from a business prospect that the city seeks to have locate, stay or expand in or near the city and with which the city is conducting economic development negotiations; or deliberating the offer of a financial or other incentive to a business prospect. [Tex Govt. Code §551.087]
7. deliberating security assessments or deployments relating to information resources technology, network security information, or the deployment or specific occasions for implementations of security personnel, critical infrastructure, or security devices. [Tex. Govt. Code §551.089]

## HANDGUN PROHIBITION NOTICE FOR MEETING OF GOVERNMENTAL ENTITIES

"Pursuant to Section 30.06, Penal Code (trespass by license holder with a concealed handgun), a person licensed under Subchapter H, Chapter 411, Government Code (handgun licensing law), may not enter this property with a concealed handgun."

*"De acuerdo con la sección 30.06 del código penal (ingreso sin autorización de un titular de una licencia con una pistola oculta), una persona con licencia según el subcapítulo h, capítulo 411, código del gobierno (ley sobre licencias para portar pistolas), no puede ingresar a esta propiedad con una pistola oculta."*

"Pursuant to Section 30.07, Penal Code (trespass by license holder with an openly carried handgun), a person licensed under Subchapter H, Chapter 411, Government Code (handgun licensing law), may not enter this property with a handgun that is carried openly."

*"De acuerdo con la sección 30.07 del código penal (ingreso sin autorización de un titular de una licencia con una pistola a la vista), una persona con licencia según el subcapítulo h, capítulo 411, código del gobierno (ley sobre licencias para portar pistolas), no puede ingresar a esta propiedad con una pistola a la vista."*

# Community Police Oversight Board

## Meeting Minutes

### Agenda Item 1

The Community Police Oversight Board meetings are recorded. Agenda materials and recordings may be reviewed/copied by contacting the Board Coordinator at 214-671-8283.

Meeting Date: October 12, 2021

Convened: 5:46 p.m.

Adjourned: 8:57 p.m.

Board Members Present:

Jesurobo Enobakhare, Jr., Chair - District 3

Jose Rivas, Vice Chair - District 7

Ozzie Smith - District 1

Jonathan E Maples - District 2 (Late)

Loren Gilbert-Smith - District 4

Andre Turner - District 5 (Late)

Kristian Hernandez - District 6

Ronald Wright - District 8

Tami Brown Rodriguez - District 9

Ezekiel Tyson - District 10

Arlene Steinfeld - District 11

Deatra Wadsworth - District 12

David Kitner - District 13

Brandon Friedman - District 14

Juan Olivo - District 15

Board Members Absent:

Staff Present:

Kanesia Williams, City Attorney's Office

Tonya McClary, Director OCPO

Kevin Williams, Special Investigator OCPO

Taylor Woods, Interim CPOB Coordinator & Complaint Intake Specialist OCPO

AGENDA:

Call to Order: 5:46 p.m.

Public Comment/ Open Microphone

Public comments were received by one speaker.

## **1. Approval of Meeting Minutes for September 21, 2021 Meeting**

A motion was made to approve the minutes from the September 21, 2021 Community Police Oversight Board meeting.

Motion made by David Kitner  
Item passed unanimously: X  
Item failed unanimously:

Motion seconded by Loren Gilbert Smith  
Item passed on a divided vote:  
Item failed on a divided vote:

## **2. Action Items**

### **a. Darren Reynolds Review & Discussion on OCPO Investigation**

Special Investigator Kevin Williams briefed the Board on his findings of the Darren Reynolds case. The Board asked questions and had a discussion on that matter. The Board took a vote on the following recommendations:

A motion was made to support the recommendation on Finding 1: Police Officer Bryan Nerio and Police Officer Brandon Porragas used unnecessary or inappropriate force against Mr. Darren Reynolds and should therefore be suspended without pay for their actions in the matter.

Motion made by Loren Gilbert Smith  
Item passed unanimously: X  
Item failed unanimously:

Motion seconded by Kristian Hernandez  
Item passed on a divided vote:  
Item failed on a divided vote:

A motion was made to support the recommendation on Finding 2: Police Officer Brandon Porragas and Police Officer Bryan Nerio were not wearing masks or gloves when interacting with Mr. Darren Reynolds and should therefore receive a documented counseling.

Motion made by Juan Olivo  
Item passed unanimously: X  
Item failed unanimously:

Motion seconded by David Kitner  
Item passed on a divided vote:  
Item failed on a divided vote:

A motion was made to support the recommendation on Finding 3: Police Officer Bryan Nerio used profanity towards Mr. Darren Reynolds while effectuating his arrest and should therefore receive a documented counseling.

Motion made by Loren Gilbert Smith  
Item passed unanimously: X  
Item failed unanimously:

Motion seconded by Jose Rivas  
Item passed on a divided vote:  
Item failed on a divided vote:

A motion was made to support the recommendation on Finding 4: Police Officer Brandon Porragas tried to embarrass, humiliate, or shame Mr. Darren Reynolds while effectuating his arrest and should therefore receive advice and instruction.

Motion made by Jose Rivas  
Item passed unanimously: X  
Item failed unanimously:

Motion seconded by Loren Gilbert Smith  
Item passed on a divided vote:  
Item failed on a divided vote:

### **3. Briefing Items**

#### **Report on CPOB Chair & OCPO Director Monthly Meeting with the DPD Chief of Police Eddie Garcia. [Board Chairman, Enobakhare, Jr.]**

- a. There was no meeting for the month of October.

#### **Follow up from September Complaint Report Discussion [OCPO Director McClary]**

- b. Police Monitor McClary gave a follow up on this topic that was brought up by Major Alanis when she stated the information that was briefed to the Board at the September CPOB meeting was incorrect.

### **4. Monthly Activity Report**

Complaint Intake Specialist Woods gave updates on complaints and inquiries received by OCPO for the month of September. There were 96 complaints and inquiries received for the month of September. 55 were actual complaints and 41 were inquiries and only 5 complaint were disagreed on by OCPO Director McClary

### **5. Board Training: "Subduing Suspects Face Down Isn't Fatal, Research Has Said. Now the research Is on Trial", New York Times Article.**

OCPO Director McClary lead a discussion on the article and highlighted important facts and tips for oversight.

### **6. Board Training Schedule**

The Annual NACOLE conference has started and Board members reviewed several opportunities to attend webinar training in the month of October. There were other opportunities for training as well for Board members.

### **7. Board Members Update on Scheduling Town Hall Meetings**

**Ozzie Smith Dist. 1** - Nothing to Report

**Jonathan Maples Dist. 2** - Nothing to Report.

**Jesuorobo Enobakhare Dist. 3** -Already hosted his townhall. It was held on July 27th

**Loren Gilbert Smith Dist. 4** - Nothing to Report.

**Andre Turner Dist. 5** -Already hosted his townhall. It was held on September 7th

**Kristian Hernandez Dist. 6** - Nothing to report

**Jose Rivas Dist. 7** - Nothing to Report

**Rev. Wright Dist. 8** - Nothing to Report

**Tami Brown Rodriguez Dist. 9** - Already hosted her townhall. It was held on June 1st with Districts 13 and 14.



Ezekiel Tyson Dist. **10** - Already hosted his townhall. It was held on July 1st  
Arlen Steinfield Dist. **11** - Nothing to report  
Deatra Wadsworth Dist. **12** - Nothing to Report  
David Kitner Dist. **13** - Already hosted his townhall. It was held on June 1st with Districts 9 and 14.  
Brandon Friedman Dist. **14** - Already hosted a townhall. It was held on June 1st with Districts 9 and 13.  
Juan Olivo Dist. **15** - Nothing to report

## 8. Upcoming CPOB Meeting

November 9, 2021 at 5:30 p.m.

Public Comment/ Open Microphone  
There were no closing public comments.

### Motion to Adjourn:

Motion made by David Kitner  
Item passed unanimously: X  
Item failed unanimously:

Motion seconded by Jose Rivas  
Item passed on a divided vote:  
Item failed on a divided vote:

Adjourn: 8:57 PM

APPROVED BY:

ATTEST:

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Chairman Jesuorobo Enobakhare, Jr.  
Community Police Oversight Board Chairman

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Taylor Woods  
Interim Community Police  
Oversight Board Liaison

## Memorandum Item 2A



DATE November 9, 2021

TO: Members of the Community Police Oversight Board

FROM: Tonya McClary, OCPO Director

SUBJECT: Damien Gober Complaint Investigation Review Request

On November 9, 2021, complainant Mr. Damien Gober is requesting the CPOB to review his complaint at the CPOB meeting. In preparation for the Board's discussion, the OCPO Director provided CPOB members case information regarding Damien Gober's complaint.

OCPO Special Investigator K.A. Williams will give the Board a brief synopsis of the case. After that, Chairman Enobakhare, Jr. will lead the Board in a discussion about the complaint investigation. The CPOB will be asked to vote on this matter. You will decide if you want OCPO to do an independent investigation or if you do not feel any further action is needed.

Below are basic facts regarding the complaint:

**Complainant:** Damien Gober

**Incident Type:** DPD IAD Complaint Investigation

**IAD No:** EC2021-0981-Duplicate NI 2021- 786

**Occurred Date:** September 21, 2021

**DPD Investigative Department:** Internal Affairs Division.

**DPD Division:** Northeast Patrol Div.3/Patrol Bureau/ NE-3rd Watch

**Involved Officer:** Officer Kyle Hubert, Badge #9546

**Video Footage:** None

**Synopsis of Incident:** On September 21, 2021, Damien Gober witnessed an incident early that morning and called 911. Mr. Gober saw a car in the alley and two vehicles in the main parking lot at Cotillion Park located in Northeast Dallas. The reason for his 911 call was that he observed two young individuals committing lewd behavior, indecent exposure, and illegal drug use in the park.

Mr. Gober called 911 several times. At approximately 1:00 a.m. DPD Officer Kyle Hubert responded, drove by the park, and did not stop to investigate. Mr. Gober called 911 a second time. Officer Hubert returned and did not do anything to the subjects.

**Complainants Allegations:** Mr. Gober alleges the officer did not take any enforcement action at the park when called for police. The basis of Mr. Gober's complaint is, "When you call for the police, their job is to investigate and do something about the problem, Not drive off".

**DPD Internal Affairs Department Summary:** On September 9, 2021, IAD classified Mr. Gober's complaint as a "no investigation" because there were no DPD policies that were violated during this incident violation according to them.

If you have any questions, please feel free to contact me either by email at [tonya.mcclary@dallascityhall.com](mailto:tonya.mcclary@dallascityhall.com) or by telephone at (469) 243-6803.

Cc: T.C. Broadnax, City Manager

## Memorandum Item 2B



DATE November 9, 2021

TO: Members of the Community Police Oversight Board

FROM: Tonya Mcclary, OCPO Director

SUBJECT: Deralyn White Complaint Investigation Review Request

CITY OF DALLAS

On November 9, 2021, complainant Mrs. Deralyn White is requesting the CPOB to review her complaint at the CPOB meeting. In preparation for the Board's discussion, the OCPO Director provided CPOB members case information regarding Deralyn White's complaint.

OCPO Special Investigator K.A. Williams will give the Board a brief synopsis of the case. After that, Chairman Enobakhare, Jr. will lead the Board in a discussion about the complaint investigation. The CPOB will be asked to vote on this matter. You will decide if you want OCPO to do an independent investigation or if you do not feel any further action is needed.

Below are basic facts regarding the complaint:

### **Part A: Background Facts**

**Complainant:** Deralyn White

**Incident Type:** Investigation

**IAD No:** EC 2021- 0377

**Occurred Date:** April 2, 202.

**DPD Investigative Department:** Internal Affairs Division.

**DPD Division:** South Central Patrol/4/Patrol Bureau /SC- 4th Watch

**Involved Officer(s):** (1) Officer Trainee Ill Jabari Smith-Badge# 11819

(2) Officer Trainee Ill Eric Urquiza - Badge # 11845

**Witness Officer(s):** (1) Sergeant Angelo Dragija - Badge# 8877

(2) Officer Barron Cooper -Badge# 11758

(3) Senior Corporal Joseph Wylie Robeson - Badge# 9868

(4) Senior Corporal Jared Maddox - Badge# 10464

(5) Officer Teresa Vaughn-Patterson - Badge# 11444

- (6) Officer Karissa David Badge #11578
- (7) Officer Adam Delgen Badge # 11809
- (8) Senior Corporal Tonya Taylor - Badge # 6278

**Video Footage:** (1) DVR Video  
(2) BWC - Officer Vaughn-Patterson

**Audio:** South Central Division Dispatch Audio

**Synopsis of Incident:** On April 2, 2021, police officers Darren Cooper, #11758, Jabari Smith, #11819, and Eric Urquiza, #11845, of the South Central Division, responded to a major disturbance call at 33007 Oaks Blvd: John C Phelps Park.

The disturbance was regarding a female dancing on the athletic field during a lacrosse game at the park. Mrs. White was a spectator at the lacrosse game. She was detained and placed in handcuffs by Officers Smith and Urquiza. Mrs. White was later released after it was determined that she was not the suspect the police were looking for. Mrs. White filed a complaint in which she alleged that officers Smith and Urquiza unlawfully detained her.

On Mrs. White's OCPO review form she stated the following:

The body cam footage that I requested is not what I received. There was an officer that rudely and unjustly handcuffed me, and his body cam is what I requested. Instead, I received the body cam footage of a female officer searching the "actual suspect" who was accused of dancing on the field.

When I reviewed the "Incident Detail Report", there were discrepancies in what the report states and what actually happened. I have witnesses to attest to that. I see nothing in the report that says that I was handcuffed nor why I was handcuffed. Additionally, there is nothing in this report that states that my son-in-law pointed out the suspect to the officers. I was not allowed to present my credentials inside my car. I complied to all inquiries. There was no threat.

The body cam that I received has absolutely no inclusion of me. The officer who handcuffed me was not a part of the recorded investigation. What is documented all occurred after I left the park.

I listened to the 911 call where one of the callers said there was no major disturbance. The rush of three officers who approached me with more backup was my experience. The sergeant himself said he would not have handcuffed me.

The description of what the suspect was wearing contradicts a reason to even approach me. I had on a gray sweatsuit. The report reads that they were to locate a person wearing a blue jacket and orange top with multicolored leggings. I did not match their search.

Mrs. White also alleged Officers Urquiza and Smith were immature and insecure in handling the incident. Officers Urquiza and Smith did not look around for any other persons or show compassion. Officers used bullying behavior and humiliated Mrs. White by placing her in handcuffs.

## **Part B: DPD Internal Affairs Division Investigation**

DPD's Internal Affairs Division did an investigation of the incident. They looked at two potential policy violations by Officer Trainee Ill Jabari Smith and Officer Trainee Ill Eric Urquiza during the incident with Mrs. White:

**Allegation #1:** It is alleged on April 2, 2021, Police Officer Eric Urquiza #11845 failed to complete a miscellaneous Incident Report documenting a field release before the end of his duty.

**Allegation #2:** It is alleged on April 2, 2021, police Officer Jabari Smith #11819 **and** Officer Eric Urquiza #11845 Used Improper Action when detaining Mrs. White.

### **Summary of IAD Findings:**

**Allegation #1:** It is alleged on April 2, 2021, Police Officer Eric Urquiza# 11845 failed to complete a miscellaneous incident report documenting a field release prior to the end of his tour of duty. After further review, it was determined Eric Urquiza #11845 was not responsible for completing the report. Ofc. Smith completed and submitted the MIR. However, the report was locked in the RMS database, therefore there is no allegation for failure to complete report. As a result, Allegation #1 was **RESCIDED on August 27, 2021.**

**Allegation #2:** On April 2, 2021, Mrs. White was handcuffed by Ofc. Smith during investigation for possible arrest based on information obtained. Witnesses at the location identified Ms. White as the female causing the disturbance. After further investigation, Ofc. Smith removed handcuffs from Mrs. White while at the scene, and the correct person was located and arrested. Ofc. Smith conducted a field release regarding Mrs. White. Throughout, Officers Urquiza and Smith investigation, they explained to Mrs. White the reason for contact, and Officer Smith apologized to Mrs. White. Based upon the testimonial and documentary evidence collected during the course of this investigation, the detention of Ms. White was within the Dallas Police Department's policies and procedures. Therefore, the allegation that Officers Urquiza and Smith used improper actions by unlawfully detained in Mrs. White is classified as **EXONERATED.**

If you have any questions, please feel free to contact me either by email at [tonya.mcclary@dallascityhall.com](mailto:tonya.mcclary@dallascityhall.com) or by telephone at (469) 243-6803.

Cc: T.C. Broadnax, City Manager

## Memorandum Item 2C



DATE November 9, 2021

TO: Members of the Community Police Oversight Board

FROM: Tonya McClary, OCPO Director

SUBJECT: Kevin J. Knight Complainant Investigation Review Request

On November 9, 2021, complainant Mr. Kevin J. Knight is requesting the CPOB to review his complaint at the CPOB meeting. In preparation for the Board's discussion, the OCPO Director provided CPOB members case information regarding Kevin J. Knight's complaint.

OCPO Special Investigator K.A. Williams will give the Board a brief synopsis of the case. After that, Chairman Enobakhare, Jr. will lead the Board in a discussion about the complaint investigation. The CPOB will be asked to vote on this matter. You will decide if you want OCPO to do an independent investigation or if you do not feel any further action is needed.

Below are basic facts regarding the complaint:

### **Part A: Background Facts**

**Complainant:** Kevin J. Knight

**Incident Type:** DPD IAD Complaint Investigation

**IAD No:** EC2021- 0407

**Occurred Date:** May 7, 2021

**DPD Investigative Department:** Internal Affairs Division

**DPD Division:** Northwest Patrol Division 1 Patrol Bureau / NW-1<sup>st</sup> Watch

**Involved Officers:** Officer Douglas Pierce -- Badge Number: 11177

**Witness Officer:** Officer Keenan Craven -- Badge Number: 11574

**Reporting Officer:** Lieutenant Jason Scoggins -- Badge Number: 7814

**Video Footage:** (1) BWC - Officer Pierce and Officer Craven

(2) Cellphone Video - Mr. Kevin Knight's

(3) DVR Video - Officer Pierce's

**Synopsis of Incident:** On May 7, 2021 at about 2:28 am, Officer Douglas Pierce, #11177, made a traffic stop at 10300 N. Walton Walker Blvd. During the traffic stop and while interacting with Mr. Kevin Knight, Officer Pierce leaned on the driver's side, sideview mirror with his left elbow. Mr. Knight asked Officer Pierce to not lean on his mirror. Officer Pierce responded, "I'll lean wherever the fuck I want to lean."

Mr. Knight recorded the interaction with Officer Pierce on a handheld device. There are three videos from the incident that Mr. Knight posted on Facebook and YouTube since this incident occurred. The videos have gained a lot of attention from the public and community leaders.

On Mr. Knight's OCPO review form he stated the following:

Per my past complaint, I am unhappy with how this investigation was handled, and the outcome. My issue started with the fact that I was following directly behind a friend of mine, who drives a very similar vehicle (both are white Mercedes G Wagons.). According to the officer, I was pulled over for making an illegal U-turn (which, based on my understanding, was not illegal in the first place.) Next, during the stop, the officer escalated the situation by his tone, demeanor, and vulgar language. I spoke to internal affairs and Sergeant Dasha Williams. My understanding is that they didn't find any cause for racial profiling, all though the officer stated in the video clubs they were "targeting." These locations are all businesses frequented by minorities.

## **Part B: DPD Internal Affairs Division Investigation**

DPD's Internal Affairs Division did an investigation of the incident. They looked at two potential policy violations by Officer Douglas Pierce during the traffic stop of Mr. Kevin knight:

**Allegation #1:** Use of indecent or profane language.

**Allegation #2:** Officer Pierce racially profiled Mr. Knight during the traffic stop.

### **IAD Findings:**

**Allegation: #1** Based upon the video and documentary evidence collected during the course of this investigation, Allegation #1, stating that on May 7, 2021, Police Officer Douglas Pierce, # 11177, was discourteous and unprofessional during a traffic stop, is classified as **"SUSTAINED."**

BWC documents Officer Pierce conducted a traffic stop, approached Mr. Knight, and explained his reason for contact. Mr. Knight began to record Officer Pierce with his cellphone. Mr. Knight asked Officer Pierce to explain why he was pulled over. While Officer Pierce was explaining his reason for contact, Mr. Knight asked Officer Pierce not to lean on his vehicle. Officer Pierce stated, "I'll lean wherever the fuck I want to lean."

Officer Craven stated during the traffic stop, he was on the passenger side of the vehicle. From his position, he could not clearly hear the verbal interaction between Officer Pierce and Mr. Knight.

Officer Pierce acknowledged he failed to maintain professionalism, courtesy, and patience with Mr. Knight throughout the traffic stop. He acknowledged his actions were discourteous and he used profane language during the encounter with Mr. Knight. Due to his actions, Officer Pierce should be held accountable for the following rule violations:



**DALLAS POLICE  
DEPARTMENT CODE OF  
CONDUCT CHAPTER IV  
PROFESSIONAL CONDUCT AND PERSONAL BEARING**

4.15 No employee shall use indecent or profane language in the performance of official duties or in the presence of the public.

4.17 Employees will be courteous and civil when dealing with members of the public or other City employees. Employees will not treat members of the public or other employees in a discourteous, irresponsible, or indifferent manner.

Officer Pierce violated the aforementioned rule on May 7, 2021, when he failed to be courteous and civil toward a citizen during a traffic stop.

**Allegation #2:** In his complaint letter, Mr. Knight mentioned Officer Pierce stated he was not racial profiling, but acknowledged he was conducting traffic stops in the area. However, he used three African American nightclubs as reasons why he conducted traffic stops.

BWC documents Officer Pierce explained the reason he conducted the traffic stop at Mr. Knight's request. Officer Pierce stated when making a right turn to exit the business establishment, the driver must turn into the immediate right-hand lane. Officer Pierce also stated, "I don't want to pull you over and you feel like you were being somehow targeted or profiled or whatever else is on the news that's hot and newsworthy right now."

Officer Pierce stated he was part of a team of officers known as the "Club Task Force." They were directed to conduct traffic stops in the Northwest Highway area. He observed Mr. Knight commit a traffic violation. At the time, he did not know the race of the driver of the vehicle. Officer Pierce drove past Mr. Knight's vehicle, slowed down to allow Mr. Knight's vehicle to get in front of him, then activated the overhead lights to initiate a traffic stop. When he activated the overhead lights, he did not know the race of the driver of the vehicle. The vehicle pulled into a nearby gas station parking lot and came to a stop. When Officer Pierce approached Mr. Knight's vehicle, he observed the driver for the first time. It was not until he approached Mr. Knight's driver side window that Officer Pierce knew the race of the driver.

Based on conflicting testimony and lack of an independent witness, there is insufficient evidence to prove or disprove the allegation that Officer Pierce racially profiled Mr. Knight during the traffic stop. Therefore, this allegation is classified as **"NOT SUSTAINED."**

If you have any questions, please feel free to contact me either by email at [tonya.mcclary@dallascityhall.com](mailto:tonya.mcclary@dallascityhall.com) or by telephone at (469) 243-6803.

Cc: T.C. Broadnax, City Manager

# Memorandum Item 2D



CITY OF DALLAS

DATE November 9, 2021

to Members of the Community Police Oversight Board

SUBJECT OCPO Complaint Investigation Recommendation: Michael Fowler

At the September 21, 2021 CPOB meeting, OCPO staff presented the results of the independent investigation conducted by OCPO regarding the Michael Fowler complaint.

At the meeting the Board voted on the two findings submitted to them from OCPO.

OCPO staff also made a training recommendation to the CPOB for Senior Cpl. Dillard. In order to help the CPOB understand why it was making the recommendation, OCPO staff gave the Board statistics regarding Senior Cpl. Dillard's use of force record from 2013-2019. The source of the information came from Open Source Data that is located on the DPD website.

Several Board members were concerned about the accuracy of the data and/or wanted more specifics about the outcomes of the documented uses of force. The Board voted to table a vote on the recommendation and asked that OCPO Director McClary ask DPD for a copy of Senior Cpl. Dillard's history.

OCPO Director McClary asked DPD's Internal Affairs Division to provide her with the information. She was given what is called a "Concise Officer History". It is attached in the appendix of this memo.

Board Chairman Enobakhare, Jr. will lead the Board in a discussion of the OCPO recommendation and next steps the Board would like to take.

Below is the recommendation from OCPO that was contained in the investigation report:

## **Recommendations**

In completing its investigation, OCPO considered the totality of the circumstances surrounding the DPD interaction with Mr. Fowler. Based on our findings OCPO is a training recommendation for Senior Cpl. Dillard. We believe that the force was potentially unnecessary and could have been avoided.

- 1. Senior Cpl. Dillard receive training in the proper use of the Dallas Police Department General Orders 901.05: Levels of Control.**

901.05 Levels of Control

- A. Officer Presence: Bearing, confidence, poise, and perceivable effectiveness assisting the officer in incident interaction. Officer presence includes two essential elements that are implemented to control the situation from the onset:
  - 1. Cognitive Skills: Information, such as law and procedures, which gives the officer a foundation of preparation for incident interaction.
  - 2. Tactical Control: Use of skills and techniques, such as tactical approach, to avoid confrontation and minimize risk; use of cover support; tactical disengagement and tactical withdrawal.
- B. Verbal Control: Communication skills used by an officer to enhance escalation prevention during incident interaction.  
(Commands of direction, control, or arrest.)
- C. Empty Hand Control: Empty hand control techniques depend upon the level of subject resistance. The four categories of empty hand control are:
  - 1. Soft Empty Hand Control (Techniques with a low probability of injury): Joint Locks, Pressure Points, Handcuffing. Note: If handcuffing is used as a control technique and the subject is subsequently not taken into custody, a handwritten or MDT generated MIR must be completed.
  - 2. Oleoresin capsicum (OC) Spray (Technique that can result in tissue damage, allergic reaction, or respiratory distress).
    - A. Handheld aerosols
    - B. Pepper Ball area saturation
  - 3. Electronic Control Weapon.
  - 4. Hard Empty Hand Control (Techniques with a probability of injury): Defensive Counterstrikes, Iron Wrist Take down, and Brachia! Stuns (use of personal weapons, i.e.: hands, feet, etc.)
- D. Intermediate Weapons: Use of intermediate weapons is justified for situations when the officer believes empty hand control will be ineffective, inappropriate, or when empty hand control has already failed.
  - 1. The use of intermediate weapons is categorized as follows:
    - A. Soft Intermediate Weapon Control: Impact weapon, joint locks, come-alongs and blocks.
    - B. Pepper Ball system-direct contact
    - C. Hard Intermediate Weapon Control: Impact **weapon** strikes, jabs, and chops.
  - 2. Departmentally authorized batons (refer to General Order 802.2JJ).
- E. Deadly Force: The use of physical control that will cause death or serious bodily injury. Deadly Force will only be employed in accordance with the Department's Deadly Force Policy (refer to Section 906.00).

In order to understand 901.05, OCPO looked at 901.01 which is the **Response Continuum-Philosophy**. OCPO believes that Senior Cpl. Dillard lacked the skillful use of options identified in many of the sections of this General Order but most notably **901.01- B** which describes, skillful use of options. The options described are designed to "decreas[e] the necessity to respond with physical control techniques and increasing the probability of gaining the incident to a successful conclusion".

1. **Response Continuum - Philosophy**

**A** The Response Continuum:

1. Is a concept used in incident handling that simultaneously recognizes the level of subject resistance encountered and the level of control required for the situation.
2. Is an overview that does not direct a particular officer on how much control to use in a particular situation.
3. Gives direction in the escalation and de-escalation of resistance and the escalation and de-escalation of control necessary in police incidents.
4. Explains that many variables are involved in situations where an officer must control a subject.
5. The Dallas Police Department uses the Linear Response-to-Resistance Continuum as its training model. (see attached)

**B.** Skillful use of the options identified in the Response Continuum decreases the necessity to respond with physical control techniques and increases the probability of bringing the incident to a successful conclusion. The physical control techniques used may range from the use of handcuffs in an arrest, strikes with an impact weapon, or the use of a firearm.

**c.** In all cases the Dallas Police Department dictates that only reasonably *necessary* control techniques are justified. Any use of control techniques above that would be unjustified and the goal of control violated.

**o** Where there is no apparent need to take a suspect into immediate physical custody, officers should utilize tactics designed to de-escalate the situation and facilitate a safer resolution whenever reasonably possible. The use of delaying tactics in order to obtain more favorable physical cover and additional officer presence is encouraged, as long as the safety of the officer, citizens, and subject is not compromised in doing so.

**E** Officers will be in situations where the use of physical control techniques is necessary and justified. In all cases of physical control, the potential exists for injury to officers and subjects. Officers will ensure that as soon as subjects are brought under control, they are placed in an upright position (if possible) or on their side. Officers are responsible for rendering first aid to injured subjects. First aid will include:

1. Monitoring the subject.
2. Calming the subject through reassurance.
3. Checking pulse and skin color.
4. Checking for consciousness through the use of interviews.
5. Applying direct pressure, if necessary.

Senior Cpl. Dillard loss of **verbal control at the scene** contradicts DPD General orders 901.05.B Verbal Control: Communication skills used by an officer to enhance escalation prevention during incident interaction. (Commands of direction, control, or arrest.)

- Senior Cpl. Dillard can be heard using profanity at a high-pitched tone when responding to the questions from Mr. Fowler and others about why it took DPD so long to arrive at the scene.
- It was Senior Cpl. Dillard's response to questions regarding response time that escalated the situation from the very beginning. Senior Cpl. Dillard can be seen on BWC giving Mr.

Fowler information in a calm voice. Mr. Fowler received the information calmly and attentively, saying "I am calm".

**Senior Cpl. Dillard:** "I just found out it is her at the hospital. I do not know her condition, but I believe she's okay. But we are investigating something else right now."

**Mr. Fowler:** "I have been waiting on y'all for two hours"!

**Senior Cpl. Dillard:** "Do you know what is going on downtown right now"?

**Mr. Fowler:** "No, I don't know what is going on downtown.

**Senior Cpl. Dillard:** "A full ass thousand man riot".

**Mr. Fowler:** "I ain't got nothing to do with that, what happened".

- OCPO notes that the explanation was insensitive, given that fact that Mr. Fowler's young daughter had been missing for almost three hours. The information was also negatively received due to Officer Dillard's use of profanity.
- OCPO recognizes that Senior Cpl. Dillard's poor levels of voice control and poor use of de-escalation techniques such as the tactical approach to avoid confrontation and minimal minimize risk were not employed once the scene was escalated.

OCPO also determined that Senior Cpl. Dillard's physical closing of Mr. Flower's car door also escalated the situation that had become very tense by that point even further.

There is an exchange between Senior Cpl. Dillard and Mr. Fowler as he is transported to the police substation that is another a sign of Dillard losing control even further and his increasing annoyance with Mr. Fowler.

**Mr. Fowler:** "I'm a motherfuckng mental patient".

**Senior Cpl. Dillard:** "That don't mean jack shit to me man".

OCPO notes that Senior Cpl. Dillard's de-escalation skills under duress seem very limited and caused more concern about his training techniques.

OCPO wants to note that toward the end of the encounter between Mr. Fowler and Senior Cpl. Dillard, Dillard takes the time to explain to Mr. Fowler why he responded to him in that manner that he did. The moment seemed genuine and Senior Cpl. Dillard even talks about himself as a father. However, by that time the damage had been done and trust destroyed because of how everything unfolded earlier during their interaction. OCPO encourages Senior Cpl. Dillard to utilize more human connectively skills earlier in his interactions with the public when possible.

**Cc: T.C. Broadnax, City Manager**

# **APPENDIX**

## **Concise Officer History**

**Police Senior Corporal Joseph D Dillard [10273]**

**Hire date: Sep 29, 2010**

**Current assignment(s):  
Division: Southeast Patrol Division**

## Memorandum Item 3A



oArE November 9, 2021

CITY OF DALLAS

To Members of the Community Police Oversight Board

SuSJEcT CPOB & OCPO Monthly Meeting with DPD Police Chief

Every month CPOB Chairman Enobakhare, Jr. and OCPO Director McClary usually meet with DPD Police Chief Eddie Garcia before the monthly CPOB meeting. However, Chairman Enobakhare, Jr. did not meet with Chief Garcia in October until October 20, 2021.

CPOB Chairman Enobakhare, Jr. and OCPO Director McClary meet with Chief Garcia also on November 9, 2021.

They will give the Board an update on the two meetings.

Tonya McClary  
OCPO Director

Cc: T.C. Broadnax, City Manager

## Memorandum Item 3B



CITY OF DALLAS

DATE November 9, 2021

MEMBERS OF THE COMMUNITY POLICE OVERSIGHT BOARD

SUBJECT Sha-Galia Felder Case

OCPO Director McClary was contacted by CPOB Chairman Enobakhare, Jr. about the Sha-Galia Felder case after he saw news coverage and got several calls from concerned residents and Council members. He wanted the Director to find out what DPD was doing regarding the matter.

The news story was about an incident where police were called out regarding a possible burglary and the actual residents of the home (Ms. Felder and her son) were confronted by DPD and mistaken as the people committing the burglary. Ms. Felder wants an apology from DPD. The news story stated that Ms. Felder filed a complaint regarding the incident.

As requested, Director McClary reached out to DPD regarding the matter via email. Below is the response from the Internal Affairs Division:

"We have reviewed the IAPro system and do not have a complaint from Ms. Sha-Galia Felder. We did locate the MIR when Officers went to the house which is attached to this email. Please let us know if you have further questions".

IAD provided OCPO with a copy of the MIR. That will be shared with CPOB members before the November meeting once the MIR has been redacted.

OCPO also got a response from Deputy Chief Monique Alex who is Chief of Staff for DPD. Her response is below:

"A search of the IAPro Database determined Ms. Felder never submitted an official complaint with the Dallas Police Department. Although she indicated in the media footage a complaint was filed. We did locate a miscellaneous incident report regarding the call for service at the location. Also, there is Body Worn Camera footage available for your review in evidence.com. Please let me know if you have any additional questions".

OCPO also could not locate a complaint from Ms. Felder that was filed with the office.



Below is a link to watch the news story. The article is attached to this memo in the appendix.

<https://www.fox4news.com/news/dallas-police-mistakenly-assume-homeowners-are-burglars-family-ovants-apology>

Chairman Enobakhare, Jr. will lead the Board in discussion of this incident.

Tonya McClary  
OCPO Director

Cc: T.C. Broadnax, City Manager

# Appendix

FOX 4 News article  
Sha-Galia Felder Case

Dallas police mistakenly assume homeowners are  
burglars; family wants apology

By Shaun Rabb

Published October 26, 2021

Sha-Galia Felder and son Alexander were watching TV and eating a late dinner when he saw flashlights at the front door. It was an unexpected visit from Dallas police.

DALLAS - A mom and her son want answers after Dallas police mistakenly assumed they were burglars and detained them while they were in their house.

Police rushed to the home on Sat. Oct. 16 about 9:45 p.m. after a 911 call from a neighbor who thought a burglary was taking place inside the residence on Menefee Drive in Pleasant Grove.

Sha-Galia Felder and son Alexander were watching TV and eating a late dinner when he saw flashlights at the front door. It was open, but a glass storm door was closed and unlocked.

"I didn't hear them say anything, I just heard banging," Alexander said. He jumped up to see what was going on and saw two officers with guns drawn, one inside the home.

"So I immediately say, 'Whoa, whoa, what's going on? What's going on?' he said. Alexander says he complied with commands and was taken outside.

Sha-Galia says she waited for permission to get up.

"I was like, 'I'm in here, is it okay if I come out?' she said.



Cell phone video from neighbors captured the incident. "They was like, 'Oh no, no, they live here, they live here,'" Alexander said.

When outside, Sha-Galia says she questioned the officers' actions. "I was asking them why were they here. Why are you here and why are your guns drawn? She responded the way he ran to the door made us believe that something was wrong. I was like, 'What was wrong is that you all were banging on the door,'" she said. Dallas police were responding to a 911 call from an area resident who thought the house was being burglarized. The caller talked with Alexander the following day, telling him they had left for dinner and came back and saw the door was still open. They thought someone had broken in and called police.

"I want... an apology," Sha-Galia said. "Whatever happened to knocking on the door? 'Sir, ma'am we got a phone call and we just want to stop and check to make sure everything is okay.' But that's not what happened."

Alexander said that night could have been much worse.

"I want some change," he said. "Miscommunication could have led to somebody being hurt, seriously hurt or killed. I appreciate them responding whole heartedly, but I don't appreciate how they assessed the situation how they handled it was very poor."

FOX4 found records of one burglary on the same street in recent days. But at the Felders' home there was no burglary in progress and the family says there was no apology.

Sha-Galia says she has filed an internal affairs complaint online.



## Memorandum Item 3C



CITY OF DALLAS

DATE November 9, 2021

TO: Members of the Community Police Oversight Board

SUBJECT: NEW Forms To Be Added to The OCPO & CPOB Websites

OCPO Director McClary is excited to announce that OCPO will adding two new documents to the OCPO & CPOB websites.

There will be a Spanish language Complaint form and a Police Officer Commendation form.

These forms were created from direct feedback the Office and Board heard from residents of Dallas.

Taylor Woods, OCPO Complaint Intake Specialist spearheaded the development of these forms.

The final edits are underway and both forms should be up and running before the CPOB December meeting. As soon as the forms are LIVE, the Board will be notified.

The Board will be given a demonstration of the forms at the December CPOB meeting.

Tonya McClary  
OCPO Director

Cc: T.C. Broadnax, City Manager

## Memorandum 4



CITY OF DALLAS

DATE November 9, 2021

m Members of the Community Police Oversight Board

susJEcT **Office of Community Police Oversight October 2021 Report**

Attached you will find the October monthly complaint statistical report from the Office of Community Police Oversight (OCPO). This report provides a summation of the total number of external complaints turned into the OCPO and IAD, the source of the complaints, and the disposition of the complaints. Also attached is an external Complaint Workflow Process diagram and general definition document that defines categories for no investigation which are listed as "No Investigation" on the monthly reports.

Attached are also summaries of the complaints and inquiries received by OCPO in October.

The external complaints for November are in the review process and will be provided once this information has been completed.

Please do not hesitate to reach out should you have any questions or concerns.

Tonya McClary  
OCPO Director

cc: T.C. Broadnax, City Manager



**External Administrative Complaints Received as of 11/1/2021 for Fiscal Year 2021-2022**

|  | Oct       |           | Nov      |          | Dec      |          | Jan      |          | Feb      |          | March    |          | April    |          | May      |          | June     |          | July     |          | Aug      |          | Sept     |          |
|--|-----------|-----------|----------|----------|----------|----------|----------|----------|----------|----------|----------|----------|----------|----------|----------|----------|----------|----------|----------|----------|----------|----------|----------|----------|
| Total External Complaints by Source                                      | DPD       | OCPO      | DPD      | OCPO     | DPD      | OCPO     | DPD      | OCPO     | DPD      | OCPO     | DPD      | OCPO     | DPD      | OCPO     | DPD      | OCPO     | DPD      | OCPO     | DPD      | OCPO     | DPD      | OCPO     | DPD      | OCPO     |
| <b>DPDTotal</b>  | <b>54</b> | <b>0</b>  | <b>0</b> | <b>0</b> | <b>0</b> | <b>0</b> | <b>0</b> | <b>0</b> | <b>0</b> | <b>0</b> | <b>0</b> | <b>0</b> | <b>0</b> | <b>0</b> | <b>0</b> | <b>0</b> | <b>0</b> | <b>0</b> | <b>0</b> | <b>0</b> | <b>0</b> | <b>0</b> | <b>0</b> | <b>0</b> |
| External Email   | 30        |           |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |
| External Fax   |           |           |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |
| External Letter  | 7         |           |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |
| External Telephone   | 1         |           |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |
| External Online Form   |           |           |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |
| External Walk-in DPD   | 16        |           |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |
| <b>OCPOTotal</b>   | <b>33</b> | <b>52</b> | <b>0</b> | <b>0</b> | <b>0</b> | <b>0</b> | <b>0</b> | <b>0</b> | <b>0</b> | <b>0</b> | <b>0</b> | <b>0</b> | <b>0</b> | <b>0</b> | <b>0</b> | <b>0</b> | <b>0</b> | <b>0</b> | <b>0</b> | <b>0</b> | <b>0</b> | <b>0</b> | <b>0</b> | <b>0</b> |
| External Email OCPO  | 10        | 6         |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |
| External Fax OCPO  |           |           |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |
| External Letter OCPO   |           |           |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |
| External Telephone OCPO  |           |           |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |
| External Online Form OCPO  | 23        | 46        |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |
| External Walk-in OCPO  |           |           |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |
| <b>Grand Total</b>   | <b>87</b> | <b>52</b> | <b>0</b> | <b>0</b> | <b>0</b> | <b>0</b> | <b>0</b> | <b>0</b> | <b>0</b> | <b>0</b> | <b>0</b> | <b>0</b> | <b>0</b> | <b>0</b> | <b>0</b> | <b>0</b> | <b>0</b> | <b>0</b> | <b>0</b> | <b>0</b> | <b>0</b> | <b>0</b> | <b>0</b> | <b>0</b> |
| <b>External Complaints Processed by Internal Affairs as of 11/1/2021</b> |           |           |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |
| <b>Divisional Investigations with Category</b>                           | <b>6</b>  | <b>6</b>  | <b>0</b> | <b>0</b> | <b>0</b> | <b>0</b> | <b>0</b> | <b>0</b> | <b>0</b> | <b>0</b> | <b>0</b> | <b>0</b> | <b>0</b> | <b>0</b> | <b>0</b> | <b>0</b> | <b>0</b> | <b>0</b> | <b>0</b> | <b>0</b> | <b>0</b> | <b>0</b> | <b>0</b> | <b>0</b> |
| Discourtesy or Unprofessionalism   | 3         |           |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |
| Fail to Complete Reports   |           |           |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |
| Improper Action  | 3         |           |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |
| Improper Comments  |           |           |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |
| Improper or No Investigation   |           |           |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |
| <b>Internal Affairs Investigations and Category</b>                      | <b>3</b>  | <b>0</b>  | <b>0</b> | <b>0</b> | <b>0</b> | <b>0</b> | <b>0</b> | <b>0</b> | <b>0</b> | <b>0</b> | <b>0</b> | <b>0</b> | <b>0</b> | <b>0</b> | <b>0</b> | <b>0</b> | <b>0</b> | <b>0</b> | <b>0</b> | <b>0</b> | <b>0</b> | <b>0</b> | <b>0</b> | <b>0</b> |
| Abuse of Authority   |           |           |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |
| Adverse Conduct  |           |           |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |
| Dispatch/911 Violation   |           |           |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |
| Discourtesy to Other Employees   |           |           |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |
| Failed to Complete Report on Time  |           |           |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |
| Failed to Secure Property  | 1         |           |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |
| Harassment   | 1         |           |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |
| Improper or False Arrest   |           |           |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |
| Improper or No Investigation   |           |           |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |
| Improper Release of Information  |           |           |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |
| Incomplete or Erroneous Report   |           |           |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |
| Inquiry  |           |           |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |
| Lost/Damaged Citizen Property  |           |           |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |
| Mistreatment of Citizen  |           |           |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |
| Placed Citizen in Danger   |           |           |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |
| Racial Profiling   |           |           |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |
| Use of Force   | 1         |           |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |
| Improper Action or Comments  |           |           |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |
| Complaints Referred to the Public Integrity Unit                         | 0         |           |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |
| <b>No Investigation Conducted and Reason</b>                             | <b>43</b> | <b>0</b>  | <b>0</b> | <b>0</b> | <b>0</b> | <b>0</b> | <b>0</b> | <b>0</b> | <b>0</b> | <b>0</b> | <b>0</b> | <b>0</b> | <b>0</b> | <b>0</b> | <b>0</b> | <b>0</b> | <b>0</b> | <b>0</b> | <b>0</b> | <b>0</b> | <b>0</b> | <b>0</b> | <b>0</b> | <b>0</b> |
| Did not meet criteria  |           |           |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |
| Duplicate Complaint  | 1         |           |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |
| Fail to Articulate   | 4         |           |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |
| Guilt or Innocence   | 2         |           |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |
| Information Only   | 3         |           |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |
| More Information   | 5         |           |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |
| Need Signature   |           |           |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |
| No Violation   | 10        |           |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |
| No Violation BWC   | 5         |           |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |
| Non Employee   | 8         |           |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |
| Other (Outside Agency)   |           |           |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |
| Possible   |           |           |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |
| Sixty Day  | 3         |           |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |
| Third Party  | 2         |           |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |
| Unknown Officer  |           |           |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |
| OCPO Investigation   |           |           |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |
| Recent EC's under review (as of 11/1/2021)                               |           |           |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |          |
| <b>Grand Totals</b>  | <b>52</b> | <b>0</b>  | <b>0</b> | <b>0</b> | <b>0</b> | <b>0</b> | <b>0</b> | <b>0</b> | <b>0</b> | <b>0</b> | <b>0</b> | <b>0</b> | <b>0</b> | <b>0</b> | <b>0</b> | <b>0</b> | <b>0</b> | <b>0</b> | <b>0</b> | <b>0</b> | <b>0</b> | <b>0</b> | <b>0</b> | <b>0</b> |

The Internal Affairs Division calculates monthly complaints by the received date, and not by the number of forms submitted regarding a complaint. OCPO complaint data was received by OCPO personnel who may have differing counting methods. \*Data pulled from IAPro as of 11/1/2021.





# Office of Community Police Oversight Complaints

Item4A

## October 2021 Complaints

Below are summaries of the complaints received in the Office of Community Police Oversight for the weeks of October 1, 2021 to October 31, 2021.

This report captures complaints during the OCPO fiscal year. The fiscal year for OCPO is October 1, 2021 to September 30, 2022. The office has received 52 complaints as of October 31, 2021.

|   |  |
|---|--|
| 10/1/2021<br>EC2021-1034<br>White, F<br>Council District: 2               | Complainant stated that the neighbor's dogs bark all day and night and wanted to file a noise complaint. This case was reviewed by IAD and OCPO and will be a No Investigation. This case was sent as a FYI to the Central Division to look into noise problems.   |
| 10/1/2021<br>EC2021-1035<br>Hispanic, F<br>Council District: Not Dallas   | Complainant stated she waited for two hours for the police to show up to the scene of her car accident and she wanted to file a police report. This case was reviewed by IAD and OCPO and will be a No Investigation. This was not regarding a DPD officer.  |
| 10/2/2021<br>EC2021-1036 (x9)<br>White, M<br>Council District: Not Dallas | Complainant stated DPD is using brain interference to cause him physical and mental pain. These complaints were reviewed by IAD and OCPO and will be a No Investigation. This case is considered a duplicate of several complaints that have been filed before from this individual. The Right Care Team has been consulted regarding this individual.   |
| 10/4/2021<br>EC2021-1052<br>White, F<br>Council District: 1               | Complainant stated she was arrested by an officer who took her iPhone and \$20 cash and has not received it back. This case was reviewed by IAD and OCPO and will be staying with IAD.   |
| 10/5/2021<br>EC2021-1050<br>Black, M<br>Council District: 7               | Complainant stated that 11 years ago when he was a teenager, he was hanging out with friends when he was physically attacked by DPD officers and was forced to deny EMT help for his injuries. This case was reviewed by IAD and OCPO and will be a No Investigation. OCPO Director McClary disagreed with the decision.<br><br><i>Reason for Disagreement: Although the man is 11 years old, the allegations are so egregious that they happened the day he was involved potentially shot by the police from the Director McClary feels that IAD should do some more digging to determine the merits of the case. Mr. McClary will be meeting with the complainant to get more information on what he has that may help the case he investigated more thoroughly.</i> |
| 10/5/2021<br>EC2021-1051<br>Hispanic, F<br>Council District: 2            | Complainant stated that she lives at a salvation army traditional home and her items were stolen. This case was reviewed by IAD and OCPO and will be a No Investigation. There was no complaint against DPD made.  |



|  |   |
|--|---|
| 10/5/2021<br>EC2021-1056(x15)<br>White, M<br>Council District: Not Dallas  | Complainant stated his son's mother B. K. was with her boyfriend officer D. 0. and she gained access to a brain interface computer. <a href="#">This complaint was reviewed by IAD and OCPO and will be a No Investigation. This was not a DPD officer.</a>   |
| 10/7/2021<br>EC2021-1053<br>Black, F<br>Council District: Not Dallas       | Complainant stated DPD informed her that her car was in the impound but the dealer used her identity on 3 other vehicles. <a href="#">This case was reviewed by IAD and OCPO and will be a No Investigation. There was No Policy Violation.</a>   |
| 10/7/2021<br>EC2021-1057<br>Asian, M<br>Council District: 14               | Complainant stated that a mail service asked him to pay for his package after purchasing it online. He wanted to report this company and felt it's was involved in fraudulent activity. <a href="#">This case was reviewed by IAD and OCPO and will be a No Investigation. FYI to Financial Crimes to look into the company.</a>  |
| 10/7/2021<br>EC2021-1054<br>Black, F<br>Council District: 10               | Complainant stated she was pulled over and lied to about the warrants she had on her car. She feels she was racially profiled. <a href="#">This case was reviewed by IAD and OCPO and will be a No Investigation. There was no Policy Violation.</a>  |
| 10/9/2021<br>EC2021-1059<br>Caucasian, M<br>Council District: 11           | Complainant stated a police car pulled out in front of him without signaling or leaving enough space. Complainant feels they should be setting an example. <a href="#">This case was reviewed by IAD and OCPO and will be sent as a Division Referral. This case was sent to the North Central Division.</a>  |
| 10/11/2021<br>EC2021-1061<br>Unknown, Unknown<br>Council District: Unknown | Complainant stated DPD is the worst police department in Texas and says he pays tax dollars for the road so DPD should help ease traffic. <a href="#">This case was reviewed by IAD and OCPO and will be a No Investigation. iviore information is needed on this complaint.</a>  |
| 10/11/2021<br>EC2021-1058<br>Hispanic, F<br>Council District: 5            | Complainant stated that when DPD officers made an arrest, they left her bed ridden father unattended. <a href="#">This case was reviewed by IAD and OCPO and will be a No Investigation. This case was cleared by BX/C and was No Policy Violation. OCPO Director McClary questioned the decision.</a><br><i>Dircedor McC/a J' lJallled lo JJJa'h !hi' BIFC lo see houl !he care q/lhefather JJas handled. The complailal2/ulas Vj.J' spei?Jic lha! he JPas lqji lllwllended pmper/y.</i> |
| 10/12/2021<br>EC2021-1077<br>Unknown, F<br>Council District: 8             | Complainant stated people aren't adhering to the school zone speed limit in her community and she wanted police to pay closer attention to the area until they get a crossing guard. <a href="#">This case was reviewed by LAD and OCPO and will be a No Investigation. This case was sent as an FYI to Traffic.</a>  |
| 10/13/2021<br>EC2021-1076<br>Hispanic, M<br>Council District: 7            | Complainant stated she and her neighbors have been fighting for years. They have been threatened and harassed and feel its racial. They wanted OCPO to do something or they stated they would go to Chief of Police with their concerns. <a href="#">This case was reviewed by LAD and OCPO and will be a No Investigation. There was no policy ,iolation.</a>  |



# Office of Community Police Oversight Complaints

## Item4A

|  |  |
|--|--|
| 10/13/2021<br>EC2021-1075<br>Black,M<br>Council District: 2          | Complainant stated he was in a car accident and when he gained consciousness, he was handcuffed to a bed tested for alcohol and when it read zero for alcohol, he was still treated badly by DPD officers. <a href="#">This case was reviewed by IAD and OCPO and will be a No Investigation. This case is considered Guilt or Innocence and must be settled in court.</a>   |
| 10/13/2021<br>EC2021-1079<br>Unknown,M<br>Council District: 13       | Complainant stated he was pulled over by a motorcycle officer and asked a question and the officer's answer was very rude. Complainant feared asking anything else. <a href="#">This case was reviewed by IAD and OCPO and will be sent as a Division Referral. This case was sent to Traffic Division.</a>  |
| 10/14/2021<br>EC2021-1078<br>Unknown, F<br>Council District: Unknown | Complainant stated she wants to offer community outreach assistance to the Dallas Police Department and wants to bring lunch to discuss. <a href="#">This case was reviewed by IAD and OCPO and will be a No Investigation. This case was sent as a FYI to DPD's Community Affairs Department.</a>   |
| 10/15/2021<br>EC2021-1080<br>White, F<br>Council District: 7         | Complainant stated that a Detective did not fully go through the inventory of her stolen property. She stated that the DPD detective told her she did not have to inform her of every process of the case. <a href="#">This case was reviewed by IAD and OCPO and will be a No Investigation. This case was sent as FYI to the Central Division so they could explain the investigative process to the complainant.</a>  |
| 10/15/2021<br>EC2021-1081<br>White, M<br>Council District: 7         | Complainant stated, "the Dallas police undercover officers operating the brain interface computer have put a snake inside my mattress and it is in my room at this time". <a href="#">This case was reviewed by IAD and OCPO and will be a No Investigation.</a>   |
| 10/18/2021<br>EC2021-1095<br>Unknown, F<br>Council District: 8       | Complainant wanted to report noise from a neighbor. She stated <b>they always have loud parties.</b> <a href="#">This case was reviewed by IAD and OCPO and will be a No Investigation. This case was sent as a FYI to the South-Central Division.</a>   |
| 10/19/2021<br>EC2021-1096<br>Black, F<br>Council District: Unknown   | Complainant stated she was trying to get information from her boyfriend's parole officer, and they were rude and had an attitude. <a href="#">This complaint was reviewed by IAD and OCPO and will be a No Investigation. This was not a DPD officer.</a>  |
| 10/26/2021<br>EC2021-1105<br>Black,M<br>Council District: 6          | Complainant stated as he was being frisked during a routine traffic stop, and feels he was falsely arrested. He also stated a DPD officer grabbed his penis and started massaging it which made the complainant feel very uncomfortable. <a href="#">This complaint was reviewed by IAD and OCPO and will be a No Investigation. This case was cleared by BWC. OCPO Director McClary had a question about this case.</a> |



# Office of Community Police Oversight Complaints

## Item4A

|   |  |
|---|--|
|   | <i>Ms. McClary wants to look at the BIFC footage in this case to review the collaboration between the officer and the complainant regarding parenting too see if it was appropriate.</i>   |
| 10/26/2021<br>EC2021-1106<br>Black, F<br>Council District: Not Dallas | Complainant stated her daughter was molested while in the care of her father by her stepbrother and she is requesting someone do a deeper investigation. <i>This case was reviewed by IAD and OCPO and will be a No Investigation. This case didn't happen in Dallas.</i>              |
| 10/27/2021<br>EC2021-1108<br>Unknown, M<br>Council District: 4        | Complainant felt DPD let a woman go without arresting her after a car accident. Complainant stated, "she needs to be brought to justice". <i>This case was reviewed by IAD and OCPO and will be a No Investigation. There was No DPD policy that was violated.</i>                     |
| 10/28/2021<br>EC2021-1107<br>White, M<br>Council District: Not Dallas | Complainant stated "The undercover officers had my cell phone cut off after the day I bought it. They are here at the motel putting parasites all over my food". <i>This complaint was reviewed by IAD and OCPO and will be a No Investigation. This is not a DPD officer.</i>         |
| 10/28/2021<br>EC2021-1104<br>White, F<br>Council District: 14         | Complainant stated police are to blame for her son's death because they did not follow protocol. Complainant feels her son went in a downward spiral because of DPD. <i>This complaint was reviewed by IAD and OCPO and will be a No Investigation. There was no policy violation.</i> |
| 10/30/2021<br>EC2021-1112<br>Unknown, F<br>Council District: 6        | Complainant stated the auto pound took her vehicle and released it to someone else. <i>This case was reviewed by IAD and OCPO and will be sent as a Division Referral. This case was sent to the Auto Pound.</i>   |
| 10/30/2021<br>EC2021-1111<br>Hispanic, F<br>Council District: 1       | Complainant stated that DPD was rude and aggressive with her when she called the police for what she believed was an emergency at her daughters' school. <i>This case was reviewed by IAD and OCPO and will be a No Investigation. This was not DPD.</i>                               |
| 10/31/2021<br>EC2021-1112<br>Unknown, F<br>Council District: Unknown  | Complainant stated DPD did not assist her when she asked for help to get home. She stated DPD laughed at her. <i>This case was reviewed by IAD and OCPO and will be a No Investigation. This was not a DPD officer.</i>  |



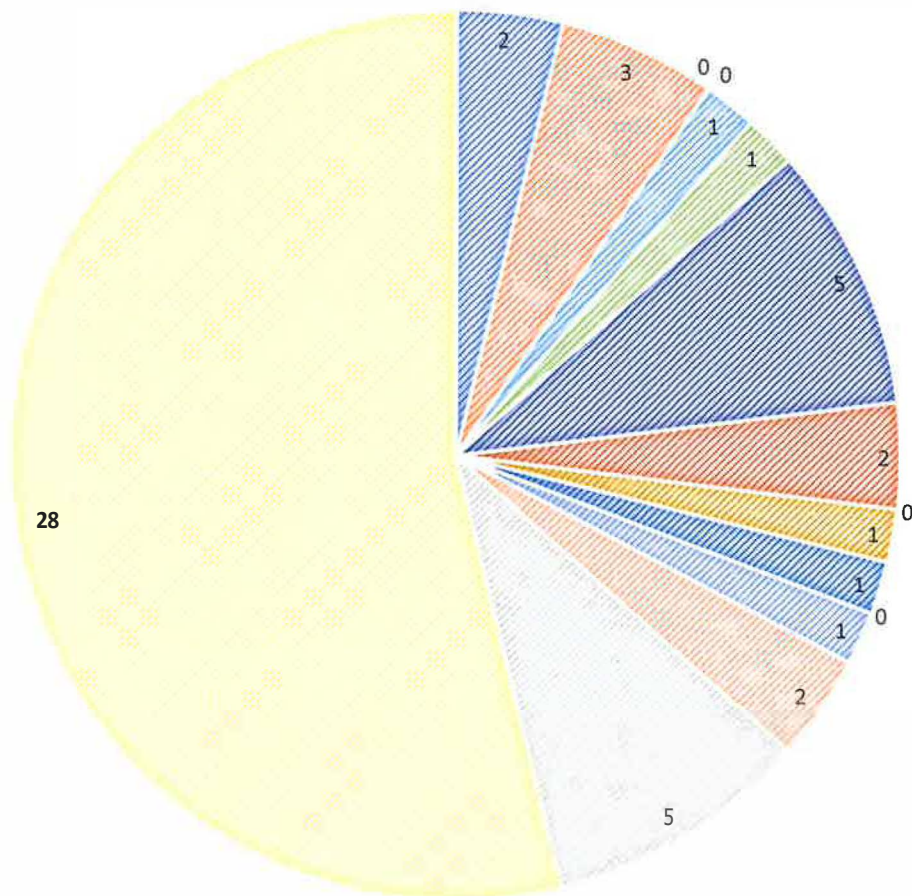


# Office of Community Police Oversight Complaints

Item 4, A

## COMPLAINTS BY DISTRICT

Dist 1 Dist 2 Dist 3 Dist 4 Dist 5 Dist 6  
Dist 7 Dist 8 Dist 9 Dist 10 Dist 11 Dist 12  
Dist 13 Dist 14 Unknown Dist Not Dallas

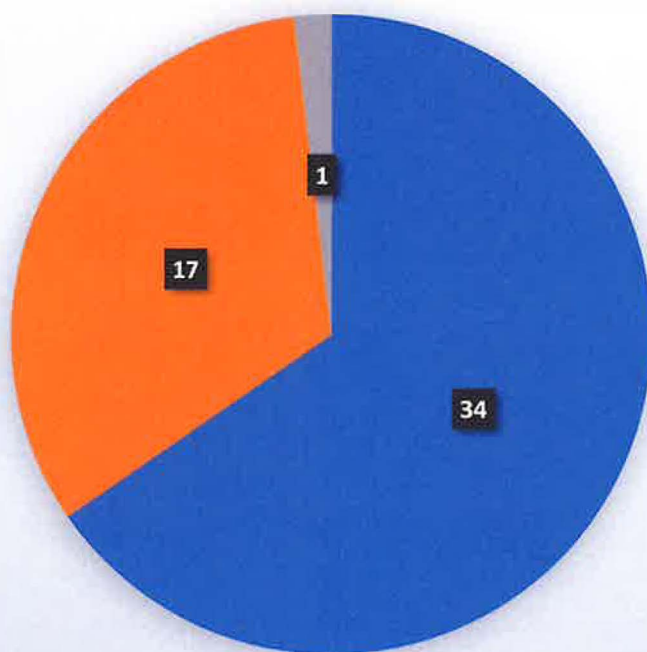




# Office of Community Police Oversight Complaints

Item4A

## Complaints By Gender



Male

Female

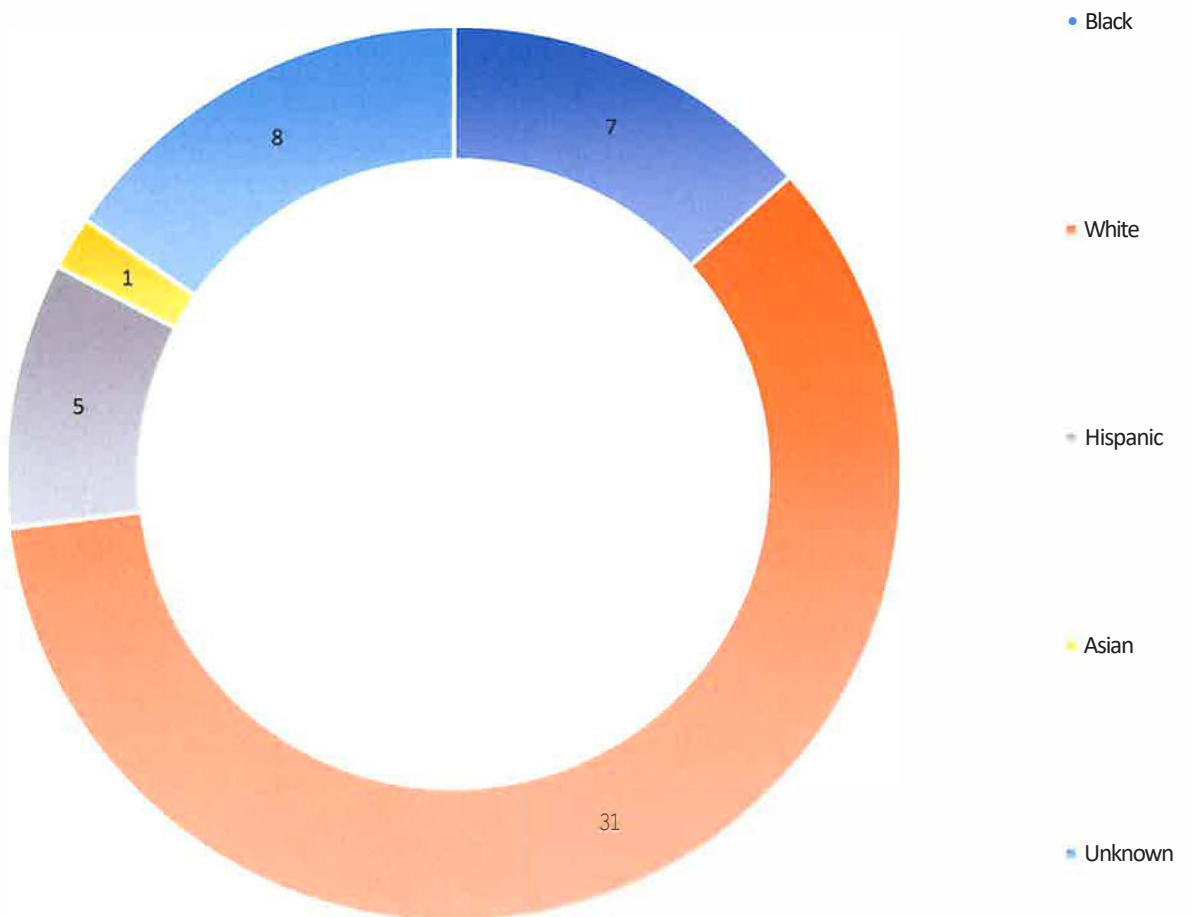
Unknown



# Office of Community Police Oversight Complaints

Item4A

Complaints by Race





# Office of Community Police Oversight Complaints

Item4B

## October 2021 Inquiries

Below are summaries of the inquiries received in the Office of Community Police Oversight for the weeks of October 1, 2021 to October 31, 2021.

This report captures inquiries during the OCPO fiscal year. The fiscal year for OCPO is October 1, 2021 to September 30, 2022. The office has received 42 inquiries as of October 31, 2021.

|           |   |
|-----------|---|
| 10/1/2021 | Individual stated her car was on hold at the auto pound and no one would help her find out who the detective is. OCPO told her to contact the Auto Pound because they would have the name of the detective. She was also instructed to call OCPO back with the name so she could be given the Detective's number. |
| 10/4/2021 | Individual wanted to file a complaint on a DPD officer for leaving her father's home unattended. OCPO sent her the form to file a complaint. <i>Official complaint was received a week later.</i>   |
| 10/5/2021 | Individual was looking for Officer Massey, J. OCPO looked up the name and gave him the number that was listed.  |
| 10/5/2021 | <i>Follow-up:</i> Individual called wanting an update on how her complaint was handled in the IAD meeting. OCPO informed her that her case will be investigated by IAD.   |
| 10/5/2021 | Individual stated that 11 years ago he was hanging out with friends when he was physically attacked by DPD and was forced to deny EMT help. <i>OCPO received his official complaint a few hours later.</i>  |
| 10/5/2021 | Individual is looking for an update on a robbery case. OCPO gave them the number to the robbery unit.   |
| 10/6/2021 | Individual stated they are trying to find their police report. OCPO walked them through how to file an Open Records request.  |
| 10/6/2021 | Individual wanted to file a police report on his storage unit that was broken into. OCPO walked him through how to file a Police Report Online.   |
| 10/6/2021 | Individual called because she is from Sterling County and wants to file a civil suit on someone in Dallas. OCPO informed her she should contact an attorney for any help in that matter.  |
| 10/7/2021 | Individual stated she continues to file a noise complaint on neighbors, but loud music never stops. OCPO informed her that we only take complaints against DPD officers and if she feels they are not handling the situation, then we can help. Individual did not want to file a complaint at this time.         |





# Office of Community Police Oversight Complaints

## Item4B

|            |  |
|------------|--|
| 10/7/2021  | Individual wanted to file a complaint on the detective over his brothers' case and stated he isn't investigating properly. OCPO informed him that his brother would need to be the one to call our office to make a complaint.   |
| 10/7/2021  | Individual stated he has been calling DPD since Saturday to get someone out to do a police report on his damaged vehicle. OCPO had to call dispatch and was eventually able to get the situation handled.  |
| 10/7/2021  | Individual called 911 dispatch and was told they had to many people on hold to help her file a police report online. OCPO is still waiting for her complaint.  |
| 10/13/2021 | Individual stated DPD knocked on her door looking for her grandson by the name of "Deandre", but she doesn't have a grandson by that name. She wants to figure out what's going on. OCPO informed her we wouldn't have that information and gave her the DPD non-emergency number. |
| 10/14/2021 | <b>Follow-up:</b> Individual wanted a follow up on his complaint on an incident that happen 11 years ago. OCPO informed him that IAD concluded his complaint to be a No Investi <sub>g</sub> ation past 60 days.   |
| 10/14/2021 | Individual called looking for the number to IAD. OCPO gave them the number to IAD.   |
| 10/15/2021 | <b>Follow-up:</b> Individual was arrested, and her phone and money were lost. Individual called OCPO to follow up on her case. OCPO informed her this case will be investigated by IAD.  |
| 10/16/2021 | Individual wants to file a police report because her vehicle was broken into. OCPO walked her through how to file a police report online.  |
| 10/18/2021 | Individual wanted to know what to do if his car was side swiped and the mirror was broken off. OCPO informed him how to file a police report online.   |
| 10/19/2021 | <b>Follow-up:</b> Individual is unhappy with how his cases was concluded by DPD which was a No Investigation No Policy Violation. OCPO sent him a Civilian Review Form.  |
| 10/19/2021 | Individual wanted to file a complaint on an officer. OCPO is still waiting on their complaint form.  |
| 10/20/2021 | Complainant stated he called 911 dispatch for help and she was very rude and wouldn't stay on the phone with him like he requested. OCPO is still waiting on their complaint form.   |
| 10/20/2021 | Individual stated that Tarrant County told her, Dallas County took their phones as evidence and she is trying to figure out what is going on. OCPO gave her the number to Dallas County.   |



# Office of Community Police Oversight Complaints

## Item4B

|                 |  |
|-----------------|--|
| 10/20/2021      | Individual stated she was mistreated by DPD officers and they treated her like they didn't care. OCPO is still waiting on her complaint form.  |
| 10/20/2021      | Individual stated DPD officer was very rude and disrespectful and no other officer did anything about it. Individual stated the officer said, "Ugh I have to deal with this again".  |
| 10/21/2021 (xS) | On this day OCPO received numerous phone calls about the incident that happened with a Dallas Firefighter kicking the gentlemen in the head.   |
| 10/21/2021(x2)  | On this day OCPO received two emails about the incident that happened with a Dallas Firefighter kicking the gentlemen in the head.   |
| 10/26/2021      | <b>Follow-up:</b> Individual called to inform OCPO that he had an incident report for something that happened to him 11 years ago and hopes that will help his case. OCPO thanked him and informed him it was already included in his complaint.   |
| 10/26/2021      | Individual stated he was shot, and his car was towed. His Detective told him he would waive the fees, but the detective hasn't been responsive. OCPO called the detective's office to get in contact with him before a complaint has to be filled. |
| 10/26/2021      | <b>Follow-up:</b> Individual stated she received a letter back from IAD stating they could not deny or prove her case and she would like DPD to investigate. OCPO sent her a Civilian Review Form  |
| 10/26/2021      | <b>Follow-up:</b> Individual was unhappy with how his case was handled with IAD which was considered a No Investigation No Policy Violation. OCPO sent him a Civilian Review Form.   |
| 10/27/2021      | Individual had office furniture that they would like to give away to DPD. OCPO gave her the number to the City Store.  |
| 10/27/2021 (x2) | <b>Follow-up:</b> Individual is following up on a review form that was submitted last week. OCPO informed him on when his case would be brought to the Board in November.  |
| 10/27/2021      | Individual works for a day care and wants to report homeless encampment. OCPO gave her the number to 311 to report this incident and gave her the non-emergency to the police department.  |
| 10/27/2021      | Individual is trying to file a police report on fraudulent activity at her company and no one in DPD is helping her figure out how to file online. OCPO walked her through the process.  |
| 10/28/2021      | Individual wanted to file a "Claim" with us for car accident she was in. OCPO informed her a claim could only be filled through her insurance but showed her how to file a police report online to submit for her claim.                           |

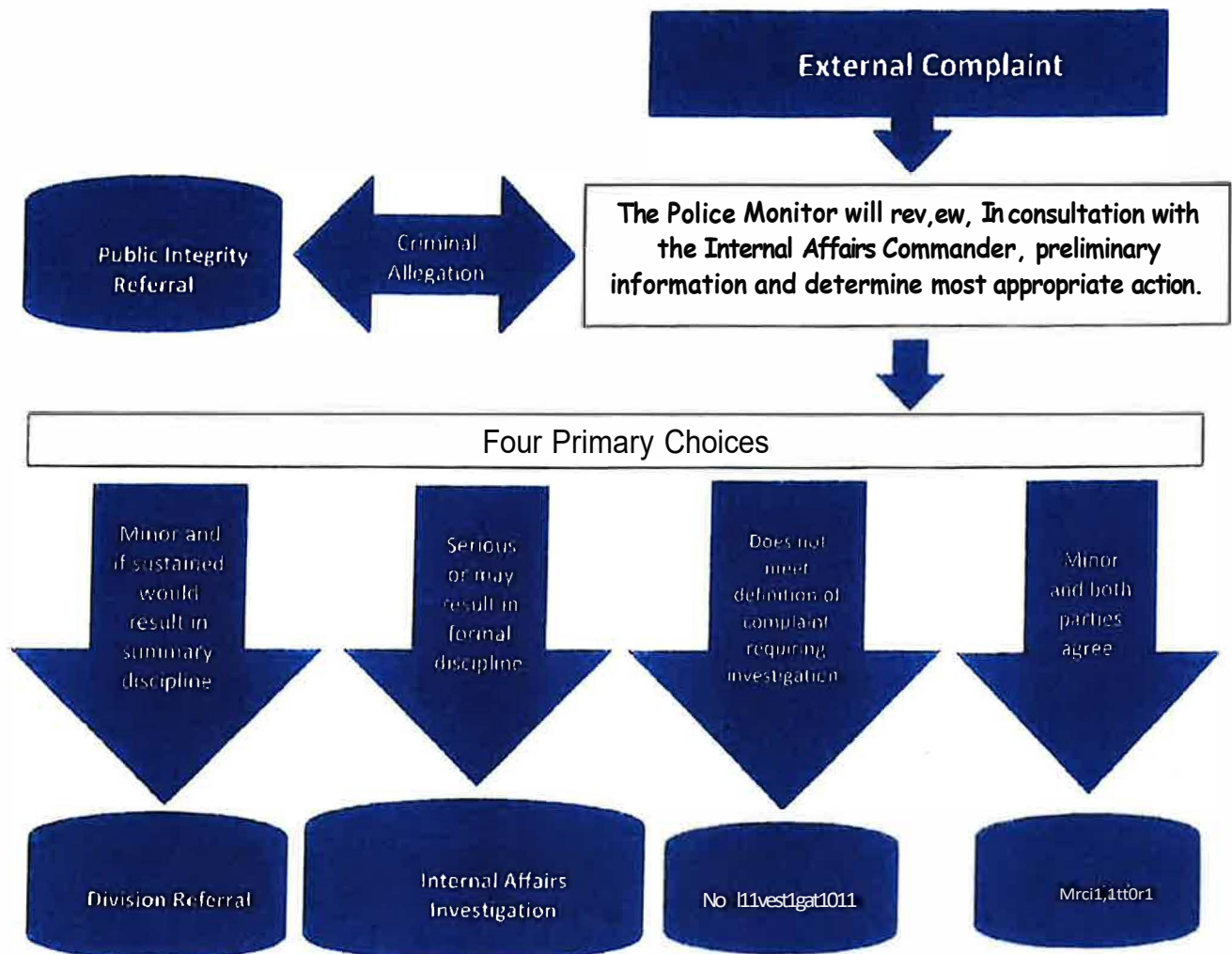


## Office of Community Police Oversight Complaints

Item4B

|            |   |
|------------|---|
| 10/30/2021 | Complainant stated that she as a DPD worker has a landlord who also works for DPD has not been using her money to pay rent. This complaint is Internal. Director McClary handled this as necessary. |
|------------|---|

# External Complaint Workflow Process



## External Complaint Workflow

### No Investigation Sub-Classification General Definitions

It is the policy of the Department to accept and investigate all complaints of misconduct or wrongdoing from any citizen as prescribed by state law and Department policy. Complaints are handled in accordance with Texas Government Code, Section 614.021-614.023, as interpreted by the City Attorney.

A No Investigation (NI) number is assigned to information received in the Internal Affairs Division that does not meet the guidelines of a complaint requiring a full investigation by the Department. The information is given a sub-classification for statistical tracking purposes. The current sub-classifications used are:

- **Does not meet** criteria-Complaints relative to differences of opinion between a citizen and the investigating officer regarding the contributing factors listed on an accident report will not be investigated. If a person calls or comes in but does not want to provide a written statement at that time, it will be entered. If they fail to follow up and provide a written complaint in any format, it may result in this sub-classification.
- **Duplicate Complaint-** Person is making a repeated allegation that has already been handled by the department.
- **Fail to Articulate-** Person may be complaining but does not make an allegation of misconduct.
- **Guilt or Innocencea**
  - Complaints relative to differences of opinion between a citizen and an arresting police officer regarding the guilt or innocence of that citizen will not be investigated but will be properly disposed of within the judicial system. If a citizen can furnish evidence that the arrest was malicious and/or illegal, the complaint may be investigated at the discretion of the Internal Affairs Division Commander.
  - Complaints relative to differences of opinion between a police officer and a citizen over the issuance of a traffic citation will not be investigated unless there is an allegation of a violation of law or departmental rules on the part of the officer.
- **Information Only-** A person may just be sending information or needing something from a member of the department. For instance, needing a detective to call them back about a case. A complaint about having to wait a long time for a police response to a 911 call may receive this sub-classification. Information is forwarded to division of responsibility.
- **More Information-** Person makes an allegation of misconduct, but the department needs more information to make determination on how to proceed.

- **No Violation-** Preliminary investigation is able to determine, based on evidence available, there is no violation of department procedures. Complaints involving a citizen's misunderstanding of departmental policy, which are resolved by a supervisor explaining the correct departmental policy and where the citizen is satisfied with the response, will not require investigation.
- **No Violation BWC-** Preliminary investigation is able to determine there is no violation due to review of officer's body worn camera.
- **Non-Employee-** Person makes allegation into misconduct of person who is not an employee of the police department.
- **Sixty Day-** Complaints are not typically accepted more than sixty days after the alleged incident, with the following exceptions:
  - When the complaint involves a criminal violation, the criminal statute of limitations will prevail.
  - When the complainant can show good cause for not making the complaint within the specified time limit.
- **Third Party-** Person complaining has no direct knowledge of incident. Often used when person sends an email or letter after seeing a negative news or social media story.

In all case, the citizen is sent a rAtum lAtter to inform them that the information or complaint has been received and how it will be handled. If the department is not going to investigate, the reason is given with contact information on who they may call to discuss.

## Memorandum Item 5



CITY OF DALLAS

DATE November 9, 2021

to Members of the Community Police Oversight Board

subject: 2021 Training Schedule for the Board

The CPOB is not only committed to community engagement, it is also committed to continued learning in the areas of oversight, policing, criminal justice and any other topics the Board deems relevant to its work.

Below is the CPOB Training Schedule for 2021.

### 2021 CPOB Training Calendar

#### January

- 27<sup>th</sup> = NACOLE Analyzing and Reporting Use of Force Statistics (1 ½ hours)

#### February

- 23<sup>rd</sup> = NACOLE Civilian Oversight of Police Surveillance Technology (1 ½ hours)

#### March

- 3<sup>d</sup> = NACOLE Death Anxiety and Police Culture (1 ½ hours)

#### April

- 6<sup>th</sup> = NACOLE Investigation and Systemic Review of Police Responses to Large-scale Protests (1 ½ hours)
- 13<sup>th</sup> = OCPO Board training: "How Can Civilian Oversight of Law Enforcement Help You?" (45 minutes)

#### May

- 11<sup>th</sup> = OCPO Board Training: "When Communities Try to hold Police Accountable, Law Enforcement Fights Back" (45 minutes)
- 18<sup>th</sup> = NACOLE National Initiative for Building Community Trust and Justice (1 ½ hours)

## June

- 8<sup>th</sup> = OCPO Board Training: Community-Police engagement: *"Improved Outcomes in Racially Charged Police Encounters: Making the Case for Decision-Based Training"* (30 minutes)
- 9<sup>th</sup> = NACOLE Role of the First-Line Supervisor in Facilitating Change in Law Enforcement Organizations (1 ½ hours)

## July

- No Board Trainings Scheduled

## August

- 4<sup>th</sup> = Cognificant Learning & Toby Groves Productions: Accountability and Transparency in Law Enforcement: After Action Review (4 hours)
- 10<sup>th</sup> = OCPO Board Training: NACOLE Report *"The Evolution and Growth of Civilian Oversight: Key Principles and Practices for Effectiveness and Sustainability"* (45 minutes)
- 16<sup>th</sup> = NACOLE Annual Virtual Conference: Civilian Oversight As A Permanent Part of Public Safety (1 ½ hours)
- 17<sup>th</sup> = NACOLE Annual Virtual Conference: Moment or Movement: The Case for Diversity, Equity, and Inclusion in Law Enforcement (1 ½ hours)
- 18<sup>th</sup> = NACOLE Annual Virtual Conference: Recent Legislative Wins and Losses on Officer Decertification (1 ½ hours)
- 19<sup>th</sup> = NACOLE Annual Virtual Conference: The Duty to Intervene After "I Can't Breathe" (1 ½ hours)
- 20<sup>th</sup> = NACOLE Annual Virtual Conference: Infiltration of White Supremacy in Law Enforcement (1 ½ hours)
- 24<sup>th</sup> = NACOLE Annual Virtual Conference: There's a New Sheriff in Town: Civilian Oversight
- 25<sup>th</sup> = NACOLE Annual Virtual Conference: Clippers & Cops (1 ½ hours)
- 26<sup>th</sup> = NACOLE Annual Virtual Conference: Effective Oversight Through Innovations in Technology (1 ½ hours)
- 27<sup>th</sup> = NACOLE Annual Virtual Conference: Six Durations of a Split Second: The Killing of Harith Augustus (1 ½ hours)
- 30<sup>th</sup> = NACOLE Annual Virtual Conference: Maintaining Enthusiasm for Oversight in the Face of Resistance and Setbacks (1 ½ hours)
- 31<sup>st</sup> = NACOLE Annual Virtual Conference: Oversight Commissions and Boards: How Member Selection Criteria and Processes Can Impact Effectiveness (1 ½ hours)



## September

- 1<sup>st</sup> = NACOLE Annual Virtual Conference: Oversight of Chicago's Police Disciplinary System (1 ½ hours)
- 2<sup>nd</sup> = NACOLE Annual Virtual Conference: Proactive Compliance: Ensuring Police Directives Are Aligned with Legal Standards & Best Practices (1 ½ hours)
- 10<sup>th</sup> = NACOLE Annual Virtual Conference: The Independent Critical Incident Investigation Agency: A New Form of Oversight for the U.S. (1 ½ hours)
- 24<sup>th</sup> = NACOLE Annual Virtual Conference: Mental Health Assistants: Compassion, Opportunities, and Partnerships (1 ½ hours)
- 27<sup>th</sup> = NACOLE Annual Virtual Conference: Lethal Force: Women and Children as Collateral Damage (1 ½ hours)
- 28<sup>th</sup> = NACOLE Annual Virtual Conference: Challenges of Arbitration Within Oversight and Accountability (1 ½ hours)
- 29<sup>th</sup> = NACOLE Annual Virtual Conference: Legal Updates (1 ½ hours)
- 30<sup>th</sup> = NACOLE Annual Virtual Conference: From Data Analysis to Policy Recommendation (1 ½ hours)

## October

- 1<sup>st</sup> = NACOLE Annual Virtual Conference: Civilian Oversight and the LGBTQIA+ Community (1 ½ hours)
- 4<sup>th</sup> = NACOLE Annual Virtual Conference: Money, Money, Money: Where Does All the Police Funding Go? (1 ½ hours)
- 5<sup>th</sup> = NACOLE Annual Virtual Conference: Towards Racial Equity, Part I (1 ½ hours)
- 6<sup>th</sup> = NACOLE Annual Virtual Conference: Towards Racial Equity, Part II (1 ½ hours)
- 7<sup>th</sup> = NACOLE Annual Virtual Conference: Civilian Oversight and Its Role in Reform (1 ½ hours)
- 13<sup>th</sup> = NACOLE webinar: Accountability & Transparency in Law Enforcement - After Action Review (4 hours)
- 20<sup>th</sup> = The creators of the KQED and NPR podcast *On Our Watch*: Understanding Police Misconduct Records with "On Our Watch"

## November

- 16<sup>th</sup> = NACOLE webinar: Investigating and Analyzing Use of Force (1 ½ hours)

Tonya McClary  
OCPO Director

cc: T.C. Broadnax, City Manager

## Memorandum Item 6



CITY OF DALLAS

DATE November 9, 2021

TO Members of the Community Police Oversight Board

SUBJECT Board Member Update on Scheduling Town Hall Meetings

Board members will provide an update on their efforts to schedule a town hall meeting in their district.

The following CPOB town hall meetings have already been held:

1. Districts 9, 13 and 14 Joint town hall meeting) = June 1, 2021
2. District 10 = July 1, 2021
3. District 3 = July 27, 2021
4. District 5 = September 7, 2021

Cc: T.C. Broadnax, City Manager



**City of Dallas**

**Community Police Oversight  
Board (CPOB) 2021 Schedule**

City Hall  
1500 Marilla Street  
City Council Chambers, 6EN  
Dallas, Texas 75201

## Item7

Community Police Oversight Board meetings are held every 2nd Tuesday of each month, unless noted otherwise. Meetings are held at Dallas City Hall, 1500 Marilla, City Council Chambers (6EN), 6ES or virtually. Meetings normally begin at 5:30p.m. unless noted otherwise.

January 12, 2021 - Video Conference at 5:30 p.m.

February 9, 2021 - Video Conference at 5:30 p.m.

March 9, 2021 - Video Conference at 5:30 p.m.

April 13, 2021 - Video Conference at 5:30 p.m.

May 11, 2021 - Video Conference at 5:30 p.m.

June 8, 2021 - Video Conference at 5:30 p.m.

July 13, 2021 - Board Recess

August 10, 2021 - Video Conference at 5:30 p.m.

September 21, 2021 - City Council Chambers and Video Conference at 6:00 p.m.

October 12, 2021 - City Council Briefing Chamber 6ES and Video Conference at  
5:30p.m.

November 9, 2021 - City Council Chambers and Video Conference at 5:30p.m.

December 14, 2021 - City Hall and Video Conference at 5:30p.m.