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CITY SECRETARY
DALLAS, TEXAS



City of Dallas

COMMUNITY POLICE OVERSIGHT BOARD
REGULAR MEETING

Public Notice

230795

POSTED CITY SECRETARY
DALLAS, TX

SEPTEMBER 12, 2023 at 5:30 P.M.

Dallas City Hall, 6EN Council Chambers and Videoconference

Video Conference Link:

bit.ly/3ReeA8l

Access Code: CPOBSept23

Telephone: (408) 418-9388 Access Code: 2480 183 2285

The City of Dallas will make Reasonable Accommodations/Modifications to programs and/or other related activities to ensure any and all residents have access to services and resources to ensure an equitable and inclusive meeting. Anyone requiring auxiliary aid, service, and/or translation to fully participate in the meeting should notify the Office of Community Police Oversight by calling (214) 671-8283, three (3) business days prior to the scheduled meeting. A video stream of the meeting will be available twenty-four (24) hours after adjournment by visiting <https://dallastx.new.swagit.com/views/113>.

Individuals and interested parties wishing to speak must register with the Office of Community Police Oversight at [Dallascityhall.com/OCPO](https://dallascityhall.com/OCPO) or call (214) 671-8283, twenty-four (24) hours prior to the meeting date and time.

La Ciudad de Dallas llevará a cabo Adecuaciones/Modificaciones Razonables a los programas y/u otras actividades relacionadas para asegurar que todos y cada uno de los residentes tengan acceso a los servicios y recursos para asegurar una reunión equitativa e inclusiva. Cualquier persona que requiera asistencia adicional, servicio y/o interpretación para poder participar de forma íntegra en la reunión debe notificar a Office of Community Police Oversight llamando al (214) 671-8283, tres (3) días hábiles antes de la reunión programada. Una transmisión en video de la reunión estará disponible dos días hábiles luego de la finalización de la reunión en <https://dallastx.new.swagit.com/views/113>.

Las personas y las partes interesadas que deseen hacer uso de la palabra deben registrarse en Office of Community Police Oversight en [enlace Dallascityhall.com/OCPO](https://dallascityhall.com/OCPO) o llamando al (214) 671-8283, veinticuatro (24) horas antes de la fecha y horario de la reunión.

AGENDA

Call to Order

Jesurobo Enobakhare, Jr., Chair

Public Comment (Minutes and Action Items)/Open Microphone

I. **Approval of Minutes – August 8, 2023**

II. **Action Items**

2.

a. Dynell Lane Independent Investigation by OCPO [OCPO Director McClary]

Attachment: Memo

b. Kymberly and Terasius Jefferson Review & Decision Regarding Independent Investigation by OCPO [OCPO Special Investigator Williams]

Attachment: Memo

c. CPOB Discussion Regarding Potential Board Recommendation to the City that DPD Adopt and Implement Department of Justice Standards for Internal Investigations [CPOB Chairman Enobakhare, Jr.]

Attachment: Memo

III. **Staff Reports/Briefings**

3.

a. REPORT: Three August 2023 Officer Involved Shootings: (1) August Clifford Osmer, (2) Corey Thomas, and (3) Redricous Lewis & Redtravion Polk & Xavier Cook [OCPO Special Investigator Williams]

Attachment: Memo

b. UPDATE: CPOB Annual Report [OCPO Director McClary]

Attachment: Memo

c. REPORT: DPD Monthly Arrest Data [CPOB Chairman Enobakhare, Jr.]

Attachment: Memo

d. UPDATE: CPOB Chair & OCPO Director Monthly Meeting with the DPD Chief of Police Eddie Garcia [CPOB Chairman Enobakhare, Jr. and OCPO Director McClary]

Attachment: Memo

e. UPDATE: OCPO Policy Review of Dallas Police Department Protests and Use of Force and Recommendations [OCPO Director McClary]

Attachment: Memo

f. UPDATE: Discussion of CPOB Training Opportunities with the Dallas Police Department [OCPO Director McClary]

Attachment: Memo

g. UPDATE: Status of Independent Investigations Requested by CPOB: Diamond Ross [OCPO Director McClary]

Attachment: Memo

IV. **Monthly Activity Report** [OCPO Director McClary]

Attachments: Monthly Activity Report Memo
Monthly Activity Chart
August Complaint Summaries

V. **Board Training Schedule** [CPOB Chairman Enobakhare, Jr.]

Attachment: Memo

VI. **UPDATE: Board Member Community Engagement** [All]

Attachment: Memo

VII. **UPCOMING MEETING**

October 10, 2023

Attachment: 2023 Schedule

Public Comment/Open Microphone

Adjournment

Handgun Prohibition Notice for Meetings 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."

"Pursuant to Section 46.03, Penal Code (places weapons prohibited), a person may not carry a firearm or other weapon into any open meeting on this property."

"De conformidad con la Sección 46.03, Código Penal (coloca armas prohibidas), una persona no puede llevar un arma de fuego u otra arma a ninguna reunión abierta en esta propiedad."

EXECUTIVE SESSION NOTICE

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]

Memorandum Item 2A



DATE September 12, 2023

TO: Members of the Community Police Oversight Board

SUBJECT: Dynell Lane Independent Investigation by OCPO

Part A: Background

At the August 8, 2023, CPOB meeting, the Board reviewed the complaint of Mr. Dynell Lane and voted for OCPO to do an independent investigation into the case.

Prior to the CPOB voting for the independent investigation, they heard from Mr. Lane during the public comment section on the matter. Special Investigator Kevin Williams also presented the findings of the Dallas Police Department's Internal Affairs Division (IAD) investigation and played body-worn camera (BWC) footage related to the complaint. IAD was available for questions from CPOB members.

During the public comments from Mr. Lane, the CPOB learned that he was a Sergeant in the United States Army and that he had been deployed to Afghanistan, Kuwait, and Iraq. While he was deployed, he sustained life-threatening injuries to his lower extremities that led him to be disabled. Mr. Lane explained how his disability led him to seek the assistance of two off-duty DPD officers on the night of June 10, 2023, who were working at a restaurant in Dallas called Serious Pizza. He also explained that he called 911 seeking assistance because of his interaction with those officers.

The BWC footage played by OCPO during the meeting did not capture the interaction between Mr. Lane and the two off-duty officers working at Serious Pizza. However, it did capture a conversation between the two officers who were dispatched to Serious Pizza in response to Mr. Lane's 911 call and the two off-duty officers working at Serious Pizza who had interacted with Mr. Lane earlier that evening.

During the Q & A session regarding Mr. Lane's complaint, IAD informed the CPOB that they had not seen the BWC footage that was played prior to it being shown at the August 8th CPOB meeting.

Part B: News Coverage

Since the August 8th CPOB meeting, Mr. Lane's case has gone "viral". Meaning that the case has garnered not only national but international notoriety partially from members of the military. The media coverage started with an article written about Mr. Lane's case by the Dallas Morning News. The case was then picked up by all the major news outlets in Dallas and quickly spread to media outlets nationally and internationally.

Below are links to a sampling of news outlets that covered the story:

Local

Dallas Morning News: [Dallas cops laughed after disabled military vet was denied restroom, urinated on himself](#)

Dallas Morning News: [Restaurant asks not to work with Dallas cops who laughed about disabled vet denied toilet](#)

WFAA: [Dallas police investigating officers seen laughing about Army veteran with disability who urinated on himself](#)

NBCDFW (KXAS): [Military veteran says he soiled himself after Dallas police refused to help him gain restroom entry](#)

CBS Texas (KTVT): [Dallas Police Department faces scrutiny after controversial video surfaces](#)

KERA: [Video of Dallas police mocking veteran who urinated himself under investigation](#)

Dallas Observer: [Cops Behaving Badly: 6 Recent Times Local Police Have Not Been Good](#)

State

Houston Chronicle: [Military veteran says he soiled himself after Dallas police refused to help him gain restroom entry](#)

San Antonio Express-News: [Texas police bar disabled vet from bathroom, joke after he soils himself](#)

Fort Worth Star-Telegram: [Disabled veteran denied bathroom access laughed at by Dallas police after wetting himself](#)

Denton Record-Chronicle: [Video of Dallas police mocking veteran who urinated himself under investigation](#)

National

AP: [Military veteran says he soiled himself after Dallas police refused to help him gain restroom entry](#)

New York Post: [Dallas cops roar with laughter after disabled military vet urinated on himself: video](#)

New York Daily News: [Dallas cops mock disabled veteran for wetting himself after he was denied restroom access: video](#)

Daily Beast: [Dallas Cops Cracked Up as Disabled Vet Wet Himself After Being Denied Restroom Access](#)

Insider: [4 cops were caught on video laughing after a disabled veteran urinated on himself after being denied restroom access](#)

The Daily Caller: [Disabled Army Vet Says He Soiled Himself After Off-Duty Dallas Cops Didn't Let Him Use Restroom](#)

Inside Edition: [Video Shows Dallas Police Laughing About Disabled Vet Denied Use of Bathroom Soiling Himself](#)

International

Daily Mail (UK): [Dallas cops are filmed laughing - with one seen slapping his knee - 'after making disabled veteran wet himself by banning him from using restaurant bathroom'](#)

Mr. Lane's case has also been picked up on social media. There have been several posts on YouTube, Tic Tok, and X (formerly Twitter) regarding Mr. Lane's case.

Part C: Public Concern & Outrage

Mr. Lane's case has struck a chord with men and women who have served in the military and others concerned about the case. The OCPO office has been receiving on average 10-15 calls and emails daily from people expressing their concern and/or outrage about Mr. Lane's case based on the BWC footage that they have seen.

DPD and OCPO have also received many written complaints about the incident. Because none of the complainants so far were actually involved in the incident between Mr. Lane and the DPD officers, those complaints have been classified as "No Investigations" because the complainants are third parties.

Part D: Update Regarding DPD Investigation

Mr. Lane filed his complaint with DPD on June 3, 2023. After reviewing the case IAD determined that the case would be classified as a "No Investigation" because they "were unable to establish a violation of departmental policies or procedures."

However, on August 16, 2023, OCPO Director McClary received an email from Major Irene Alanis who is the commanding officer in charge of IAD stating, **"Be advised, I have opened an investigation on Mr. Lanes EC2023-0603 complaint."**

Part E: Status of the OCPO Independent Investigation & Next Steps

As stated at the beginning of this memorandum, the CPOB voted for OCPO to conduct an independent investigation of the two complaints filed by Mr. Lane with IAD. OCPO was in the process of beginning their investigation when it received the email referenced above from IAD's Major Irene Alanis stating that IAD was going to conduct a formal investigation into the complaint.

Dallas City Code Sec. 37-32 (3) states the following:

W[w]hen the board is not satisfied *with the findings of the police department internal affairs division's investigation* of a critical [an] incident or external administrative complaint which is properly before the board [pursuant to Section 37 33], the board may direct the director to initiate [conduct] an independent [additional] investigation into the internal affairs division investigation of a critical incident or an external administrative complaint. (*Emphasis added*)

Based on this language OCPO has the authority to conduct an independent investigation at the conclusion of a DPD investigation. The "No Investigation" finding originally articulated by IAD gave the OCPO the authority to conduct an independent investigation. However, that finding has now been superseded by the notification to OCPO that IAD will launch a full investigation into the complaint.

Based on that notification to OCPO, Director McClary has instructed OCPO Special Investigator Williams to halt his investigation until OCPO receives the findings from IAD. Once OCPO receives those findings it will reach out to Mr. Lane to see if he satisfied with the results of the IAD investigation or if he wants the CPOB to review the new findings by IAD.

OCPO is actively monitoring the IAD investigation of Mr. Lane's complaint and will keep the Board informed of this matter.

Tonya McClary
OCPO Director

Cc: T.C. Broadnax, City Manager

Memorandum Item 2B



DATE September 12, 2023

TO: Members of the Community Police Oversight Board

SUBJECT: Kymberly Jefferson and Terasius Jefferson Review & Decision Regarding Independent Investigation by OCPO

Ms. Kymberly Jefferson and Mr. Terasius Jefferson requested that the CPOB review their complaint investigation at its August 8, 2023 board meeting. However, because of some technical issues regarding the ability of CPOB members to view BWC related to the case the Board voted to table the review until its September 12, 2023 meeting.

The Jefferson's are mother and son and their complaints arise out of the same incident. In preparation for the Board's discussion, the OCPO Director provided board members with case information regarding Ms. Kymberly Jefferson and Mr. Terasius Jefferson's complaint.

At the September 12, 2023 Board meeting, 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 discussing the complaint investigation. Members of the DPD Internal Affairs Department will be available at the meeting to answer specific questions regarding their investigation.

After the discussion, the Board will be asked to vote on this matter. You will decide if you want OCPO to conduct an independent investigation or if no further action is needed

Below are basic facts regarding the complainant cases:

Background Facts:

Complainants: Kymberly Jefferson and Terasius Jefferson

Incident Type: DPD IAD Complaint Investigation

IAD No: NI 2023-317

Incident Date: February 7, 2023

BWC: Yes

Involved Officer (1) Police Office Joseph Robinson (2) Police Senior Corporal Austin Thomason (3) Police Officer Richard Pfell (4) Police Sergeant Rex Jones (5) Police Officer Krina Guerra (6) Police Senior Corporal Kelvin Rattler (7) Police Officer Trainee Il Yahaira Perez Guterrez

Officer Witness: Police Lieutenant Bobby Adkison (Body Camera not issued)

DPD Internal Affairs Investigation Summary: After review of information provided, we are in unable to establish a violation of departmental policies or procedures as a result it is determined **no investigation is warranted.**

Case A: Kymberly Jefferson

Synopsis of Concerns by Complainant: Complainant alleges no investigation was done and the officers were unprofessional. Also that the detective did not respond to their calls.” I have never been arrested. I am an honest citizen and handicap. I’ve lost complete trust in the Dallas Police Department from the lack of what they have not done. We have been victimized and re-victimized by the Dallas Police Department including up to them physically hurting me.”

“If you cannot turn to the ones who are sworn to protect you who do you then? It a cold and lonely feeling when you feel on island when no help and criminals can continue to prevail while honest working individuals are made victims. I truly do feel fear now. Calling 911 because of this incident and I don’t know if that well change EVER!”

The complaint raises 6 specific concerns regarding the incident:

1. The unprofessionalism that all the officers on scene including the sergeant displayed.
2. DPD failure to investigate the possible stolen property.
3. DPD helped to aide and abide in a “CIVIL” matter.
4. DPD violated my 4th amendment rights.
5. Use of excessive force with handcuffs and positioning of arms
6. Cruel and unusual punishment.

(Please review Kymberly Jefferson’s complaint review form for more details)

Case B: Terasius Jefferson

Synopsis of Incident by Complainant: “As a citizen even a cop I’m baffled in the way an agency could treat someone and just the sure act of lack of investigation and the way we were treated (like criminals) who did no wrong. As a Cop myself I could never not imagine trying to get down to the meat and potatoes or talking and treating anyone in the manner that they did us. And it clearly the place has a track record of this and there been complaints on the reviews that DPD has done nothing.”

The complaint raises 3 specific concerns regarding the incident:

1. My first complaint is I feel there was no true investigation into the ordeal of what occurred, and the sergeant failed to prevent the consequences of theft (my trailer). And failed to investigate into the unauthorized use of a motor vehicle.

And the failing to look into the possible stolen trailer that was connected to my tractor. And also not willing or even taking seriously the accounts of the criminal attempt assault with a deadly weapon (vehicle) that the tractor tried to strike us with.

2. My second complaint is the unprofessionalism I experienced from the sergeant. From him failing to listen to me continuing to shut me down during my story because that wasn't his focus instead of waiting to get the info he needed after.

3. My third complaint is against the assigned detective when getting my case I reached back out multiple times stating my email and other avenues to reach by so I can assist with getting my case done. I work overnights 12 hour shifts Mon - Wednesday every other Thursday during the weekday. I'm exhausted after work as they probably are also. The detective made no attempts to find alternative means to help assisting me before closing the case even though I did.

(Please review Terasius Jefferson's complaint review form for more details)

Tonya McClary
OCPO Director

Cc: T.C. Broadnax, City Manager

ATTACHMENT #1

Civilian Review Form and Support Documents

Kymberly Jefferson

Office Of Community Police Oversight
CIVILIAN REVIEW FORM

KP

Complainant Name: Kimberly Jefferson
Race/Sex/Date of Birth B / F / [REDACTED]
Driver License or ID Number # [REDACTED] / State: TX
Home Street Address [REDACTED]
City/ State/ Zip Code Garland / TX / 75040
Contact Phone Number [REDACTED] ☐ home ☒ cell anytime
E-Mail [REDACTED] best times to call
Date of Incident 02-07-23 / 03-30-2023
Time of Incident 4:30 PM / 8:00 PM
Location of Incident (address) [REDACTED], Garland, TX, 75041
Response from Dallas Police Department ☐ No Investigation Conducted ☐ Investigation Conducted
Supporting Documents ☐
New Information Not Originally Submitted with Complaint ☐

In your own words, describe why you are not satisfied with the response you received from Dallas Police Department regarding your complaint. Please print or write legibly.

I am not satisfied with the response from DPD due to I feel there were multiple violations such as failing to act and conduct issues. DPD throughout our multiple interactions have had zero care and understanding attitudes. They tried their hardest from their actions to not take a report for the unauthorized use of our truck and theft of our trailer. Texas CCP (Code of Criminal Procedure) is specific on the duties police officers are sworn to do, and the ways they should conduct themselves. Texas CCP 18.1b Preventing the consequences of theft. The owner admitted to unlawfully appropriating and taking our trailer without our consent and nothing was done. My complaint of being chased by armed individuals through Dallas and them trying to intentionally strike us with 18-wheeler (aggravated assault) was also not diligently investigated. Our raw emotion during that being chased and almost struck can be verified through 911 calls. A informant report was taken and follow-ups from detectives were horrendous. I was injured from the incident on 03/30/23 after going through proper legal channels to get our stuff off the property. Dallas who was supposed to be a civil standby turned a civil issue to a criminal case arresting me without probable cause and injuring. During that incident they also allowed the suspect to keep our property without a judgement.

(See attached)

Electronic Review Submission

Sign the completed form electronically and return to the Office Of Police Oversight by clicking here **E-Submit**

Paper Review Submission

Print a copy of the form and sign then send to one of the below address.

Print

E-Mail: OCPO@dallascityhall.com

Telephone: 214-670-3882

[Signature]
Signature
07-07-23
Date

Logged in by: Travis Peterson [REDACTED]
Employee Name, ID#

(continued)

km (K)

or proof he could retain it. Given with this will be a detailed response of what occurred both times. My reason I feel this should of been investigated because both time show a climate in that Division and I.A of Unprofessionalism, such as the way they talk and respond to citizens, the failing to act, investigate, or follow-up from officers, supervisors and detectives. My other complaint is the fact they intervened in a civil issue and allowed the suspect to keep our property with no judgments or proof he could have it. We actually have Default judgments, titles, and demand letters showing we went through proper channels and own everything. I also feel this should of been investigated because I was injured from a false arrest and negligence from a Police officer failing to double lock my cuffs and leaving them constricted for a extended period of time causing permanent wrist and shoulder damage that can be verified by medical reports. I also felt their was negligence exposing me to danger by allowing the suspect to walk up to a vehicle I was detained defenseless in. He made threats to me wasn't searched and could of did anything to hurt me and the officers weren't paying attention. They had a duty to prevent theft, duty to prevent injury, duty to conduct themselves and none of that was done.

**DALLAS POLICE DEPARTMENT
CITIZEN'S COMPLAINT FORM**

Complaint Number: _____

(To be assigned by I.A.D.)

This form is provided to assist citizens with the formal complaint process. Witnesses may also use this form to provide information on incidents.

Citizen Name: Kymerberly Jefferson

☒ Complainant ☐ Witness

Race/Sex/Date of Birth B / F / [REDACTED]

Driver License or ID Number # [REDACTED] / State: TX

Home Street Address 1716 ARBOR CREEK DR

City/ State/ Zip Code GARLAND / TX / 75040

Contact Phone Number [REDACTED] ☐ home ☒ cell

AFTERNOON

best times to call

E-Mail [REDACTED]

Date of Incident 03/30/2023

Time of Incident 19:54 hours

Location of Incident (address) 6723 S Central Expy, Dallas, TX 75241

In your own words, describe the exact nature of the complaint. Begin with the date and location of the incident, then construct the facts in chronological order. Include description of officer (name and badge# if known). Please print or write legibly.
See Attached

Electronic Complaint Submission

Sign the completed form electronically and return to the Dallas Police Department by clicking here:

E-Submit

Paper Complaint Submission

Print a copy of the form and sign then send to one of the below address.

Print

E-Mail: DPDIAD@dallascityhall.com

Fax: 214-670-8219

Mail: Dallas Police Department
Internal Affairs Division
1400 South Lamar Street
Dallas, Texas 75215

Kymerberly Jefferson

Signature

04/03/2023

Date

Logged in by:

Employee Name, ID#

On March 30th I Kymberly Jefferson had a run in with the Dallas police and the following situation is what occurred.

On March 30th we attempted to go collect our property we had that T [REDACTED] H [REDACTED] was depriving from me specifically a 1984 56 foot Dorsey trailer and 2007 International 9400 Tractor. Originally there was an attempt to file a report for theft of trailer and unauthorized use of a motor vehicle and a potential assault that occurred under 021969-2023. Due to not being helped by the Dallas Police Department (DPD) we sought and hired legal counsel (a lawyer) It was determined after speaking to the districts attorneys (DA) office about hot checks he wrote and theft of our property we were advised to file a 10 day demand letter (Exhibit C attached). The DA's office who was baffled DPD didn't apply charges and stated this would help with the recovery since we knew he had our property in specific the trailer. Also since we didn't know of any other property that was taken we were advised to list all property we had on the lot. We sent the certified letter through the law firm that was delivered to T [REDACTED] T [REDACTED] responded to the lawyer stating that all our property was on the lot and that we could come get it. On March 27th my son Terasius Jefferson along with the lawyer went out to the property to make sure our property was there and the tractor and trailer was missing but the box truck was on the lot. (Exhibit A & B attached) The empty space in Exhibit A is where our property was supposed to be parked in our assigned spot and it wasn't. The whole lot was driven and it wasn't elsewhere on the lot. The Tractor should not have been missing due to us having the key. And it was last seen during the 02/07/2023 (021969-2023) incident when the owner T [REDACTED] wanted the trailer that was illegally connected to our truck, that was being illegally driven WITHOUT OUR EFFECTIVE CONSENT. We collected our key that day and had not been back since so the truck should have been parked there with the random trailer connected. Also during that incident T [REDACTED] told police he had our trailer and would bring it back and still failed to do so due to it not being on the lot and him saying it was. I had my son and the lawyer go out there again and do one more full drive around the lot to make sure that the property wasn't there. On March 30th, 2023 the box truck was there and now the trailer was but the tractor still wasn't. The trailer was parked in a different spot and not in the assigned spot (see Exhibit D & E). My son Terasius went to inspect the trailer and noticed the doors had damage to them that weren't originally there, and upon further inspection he noticed the trailer had been loaded with what he believed to be stolen goods due to the totality of the circumstances. (See exhibit F, G, H, I and J). My son then went to the south central station that had jurisdiction over the area to file a report for the stolen trailer and to do a civil standby to recover our trailer due to the incident that happened last time. Last time we were being chased by men with guns that I saw in vehicles and was almost rammed and assaulted by 18-wheeler. We were also advised by my sons department and DPD to not go back out there without legal representation and DPD. My son met with an officer at the front desk who was able to get the preliminary report started. He was able to get a tow truck on standby and a new yard to take the trailer to. My son then advised me to head near the [REDACTED] yard to wait for DPD who will call me before I arrived. DPD never called me and pulled right in causing immediate alarm to everyone there. I followed in behind them and my son showed up not much after that. Immediately upon first interaction with the two responding officers there tone was very condescending and they acted as they didn't want to be there. They stated that "we aren't gonna be out here all day" in a very rude manner without even knowing what was going on. We explained them the situation with our lawyer on the phone and they started collecting info in reference to our stolen tractor truck. We also advised that our trailer was definitely being used

and had proof that it was taken due to it not being on the lot days ago and now on the lot it was loaded with random brand new expensive merchandise. (See Exhibit G, H, I) We had the female officer go over in the trailer and look at the brand new Samsung washer dryers not in boxes and the loads of brand new craftsman lawnmowers and blowers that were in there along with different size mattresses pricing well over thousands of dollars. My son stated he believed it was stolen and the female officer stated she can't prove it so we can take it. My son advised he didn't want to take property that belongs to other people especially if it stolen and asked if they get any bolo's (be on the lookout) or anything of the sorts and she stated no. Eventually T [REDACTED] arrived on the lot after being called by employees at the lot. T [REDACTED] stated to the responding officers that he had no clue what was going on and had been sick for weeks. T [REDACTED] was lying (like usual) due to reaching back out to the lawyer days before about us getting our property back. T [REDACTED] stated our tractor was parked in the lot and walked around with officers and walked to our spot where it should be parked and stated that he doesn't know where it went looking clueless, T [REDACTED] stated someone must of stole it. We have video that can be sent where an individual was seen driving our truck and stated T [REDACTED] gave permission. There is also affirmative links because it should be on the 911 call where he was asking to get the trailer that didn't belong to us originally and now since we haven't been back the trailer and tractor are both gone. While waiting for the tow company to get there T [REDACTED] began talking to the officers who you can tell are growing impatient because they don't want to be there. T [REDACTED] stated that we were in civil court behind everything (we have not gone to court due to him not responding to the suit which put him in a default judgement). T [REDACTED] also stated we owed him a ton of money so we had no business on the lot and wanted us criminally trespassed. I and my son tried to explain that we been paying there since 2021 and have a contractual agreement to be there. They would ask us to produce proof of everything but would not once ask T [REDACTED] to prove anything. My son attempted to show how we have paid consistently since 2021 and was able to find a lot but not all the payments but found enough to show we have established a track record of being there that didn't disprove we can't be there. Also T [REDACTED] had no paperwork nor did he fill any notices to vacate, any motions in court "for the money we owe" or any motions to be able to keep our property. T [REDACTED] made it very apparent by stating we were trespassed and no trucks were allowed to come pick up the trailer from the property due to him wanting the trailer to stay to collect that stolen property. DPD officers on scene stated that they would take our report for the stolen tractor but that we had to vacate the premises due to us now being trespassed. I and my son both kept trying to diligently explain that we had all lawful reasons to be there and that T [REDACTED] could not deprive us from getting our property which is what he been doing on multiple instances. Texas Penal Code 31.03 Theft A person commits an offense if he unlawfully appropriates property with intent to deprive the owner of property.

(b) Appropriation of property is unlawful if:

(1) **it is without the owner's effective consent;**

T [REDACTED] stated we could recover our property and now denying that due to he wanted the stolen goods on board that responding officers failed to investigate. Officers didn't want to hear what we had to say due to we couldn't show a "March" payment. Putting us under a lot of duress trying to find it spur of the moment that just isn't easy to be found with not being prepared. Not once did they ask him anything pertaining to his truth when we have showed multiple. At the end

of the day we had all legal rights to our property. Officer who were very persistent and kept threatening to arresting us if we didn't leave. Both my son and I stated we weren't leaving without our property and placed our hands behind our back because we committed no crime. Responding officers then called a supervisor on scene. An unidentified African American female supervisor arrived and tried to speak to my son who was already frustrated with the treatment given and advised of her to speak to me. The supervisor then approached me in a manner I believe was unprofessional asking me what was going on. I stated to her that I wasn't talking without my lawyer present, and during the moment of me stating that she stated if she wants to play games just take her to jail. That's when the responding female officer grabbed me placing me in handcuffs. The way she had my arms were contorted in a position that was uncomfortable to me causing me extreme pain. As a disabled person who wasn't resisting I felt my arms shouldn't have been placed in that manner. The sergeant then went and spoke to my son that explained everything to her which then at that point she agreed to let my son let the tow truck pick up the trailer. While in the mist as the tow truck pulls up T[REDACTED] is actively trying to stop it at the front which my son had to step in, in order for the truck to come back where we were. The sergeant then spoke to her officers then stated last minute that this was a civil issue, and that there not doing anything, and that we had to leave the property assisting in a "CIVIL" matter allowing him to keep our trailer with no evidence that he can. Allowing him once again to steal our trailer and then trespassed us from the property where we are lawfully able to be. Responding officers who had me never told me I was under arrest but was asking for more info. The male officer went over to my son asking for my info, my son asked if "I was lawfully under arrest" which he stated yes. I responded stating she never said that then the responding female officer then stated yes! you under arrest for criminal trespass. At the moment after knowing being under arrest I gave my info even though it was already given when I gave my titles to them with all my information on it. Both my sons left due to the threat of arrest and officers kept me in the car for a while after they left while they huddled and talked about what occurred. While in the squad car my handcuffs were tightening on my wrist causing me extreme pain and the position of my arms were causing pain in my back. The male officer came and double locked my cuffs but never loosened them, he left them tight where they closed up. While in the back of the vehicle it was hot and I was sweating purposelessly and was forced to wipe my head on the head rest, which now caused my eye to be irritated. Also while in the vehicle when they were huddled up, my safety was at risk due to them allowing T[REDACTED] too walk up to the vehicle and he could have done anything to me defenseless in the back seat and came over to the window and threatened me. Also while the officers were talking I could hear the responding officer (female) yell at her sergeant with discontent stating, "You told me to arrest her". Officers eventually got back in the vehicle and drove me off. They stated that my trailer was taken and picked up which I found out later that they lied. While in the car they pulled over I believe off the lot and began trying to negotiate with me on not going to jail after they lawfully arrested me. They kept trying to get me to sign a paper and go to another facility that wasn't Dallas County Jail. They stated that jail was nasty and where they could take me I could be out by the morning. Due to being lawfully arrested I didn't want to sign anything I didn't understand and choose to go to jail. Eventually after pleading with me not to, they eventually just un-arrested me. They sent my family home who I came with who apparently already made it back to the city of Garland. They tried calling my daughter who lives in [REDACTED] and they tried taking me there but I don't live there. They then were able to call my son Terasius asking for him to pick me up but he refused, due to the way I and him were treated and he didn't want to risk being arrested coming back. They were

very nasty the way they responded to him on the phone. The officer's sergeant then approved for them to take me home all the way to Garland. As we pulled up to my house my son was waiting for me and they made a smart allic remark stating owe he can be here but he can't pick up his own mama. They on multiple occasions made unprofessional remarks about me including to my youngest son when at yard they stated to my youngest son, "your mama something else". When I made it home I immediately went to the hospital due to my wrist swelling from the handcuffs and the pain in my back from sitting in the cop car for a long extended period of time **ARRESTED** without being taken anywhere. The next day I was in so much pain that I literally couldn't move out my bed and was stuck unable to move cause the pain. I eventually went to another hospital due to my pain continuing and when there I heard officers (Dallas PD) officers talking about how they killed someone and laughing about and how they tased a mentally ill man, sent me in a full panic attack because immediately thought about the way I was treated, and how the culture of the officers I could be substitute to victimization as those individuals they were laughing about.

My 1st complaint is of the unprofessionalism that all the officers on scene including the sergeant displayed. They never contacted me before they arrived, they were very impatient and short with us, made unprofessional remarks about me towards my son and was hostile and nasty on the phone with my son. Also that the fact they were closed off and refused to hear us when we had valid points because they were already closed off in there thinking due to they didn't want to be there. There first response when meeting them stating "were not gonna be out here all day" showed where their hearts were when dealing with the situation. Also that they stated a lot of this was civil but would constantly ask us for stuff but never had T [REDACTED] produce anything to prove his claims. Like showing receipts for the property on the truck or the contractual agreement which we have.

My 2nd complaint is the fail to investigate into the possible stolen property and that my trailer was stolen at one point. Failed to prevent the consequences of theft.

My 3rd complaint is they help to aide and abide in a "CIVIL" matter with allowing T [REDACTED] to keep our trailer that already been stolen and appropriated without our permission with proof and affirmative links showing it had been. Completely disregarding having a demand letter. Pretty much becoming the court, judge and jury. Dallas PD allowed him to keep our property with no evidence that he could even though we had valid proof titles in hand.

My 4th complaint is the violation of my 4th amendment right that protects people from unreasonable searches and seizures by the government. I believe they seized me illegally by arresting me for criminal trespass and didn't have probable cause to do so. Hence the reason they un-arrested me.

My 5th complaint is the excessive force with handcuffs and positioning of arms, my arms were contorted causing me pain that caused me to be bed ridden for days and still with pain to this day. Also the failing to double lock the handcuffs causing the cuffs to restrict on my arms, and double locking them where they were, never loosening them.

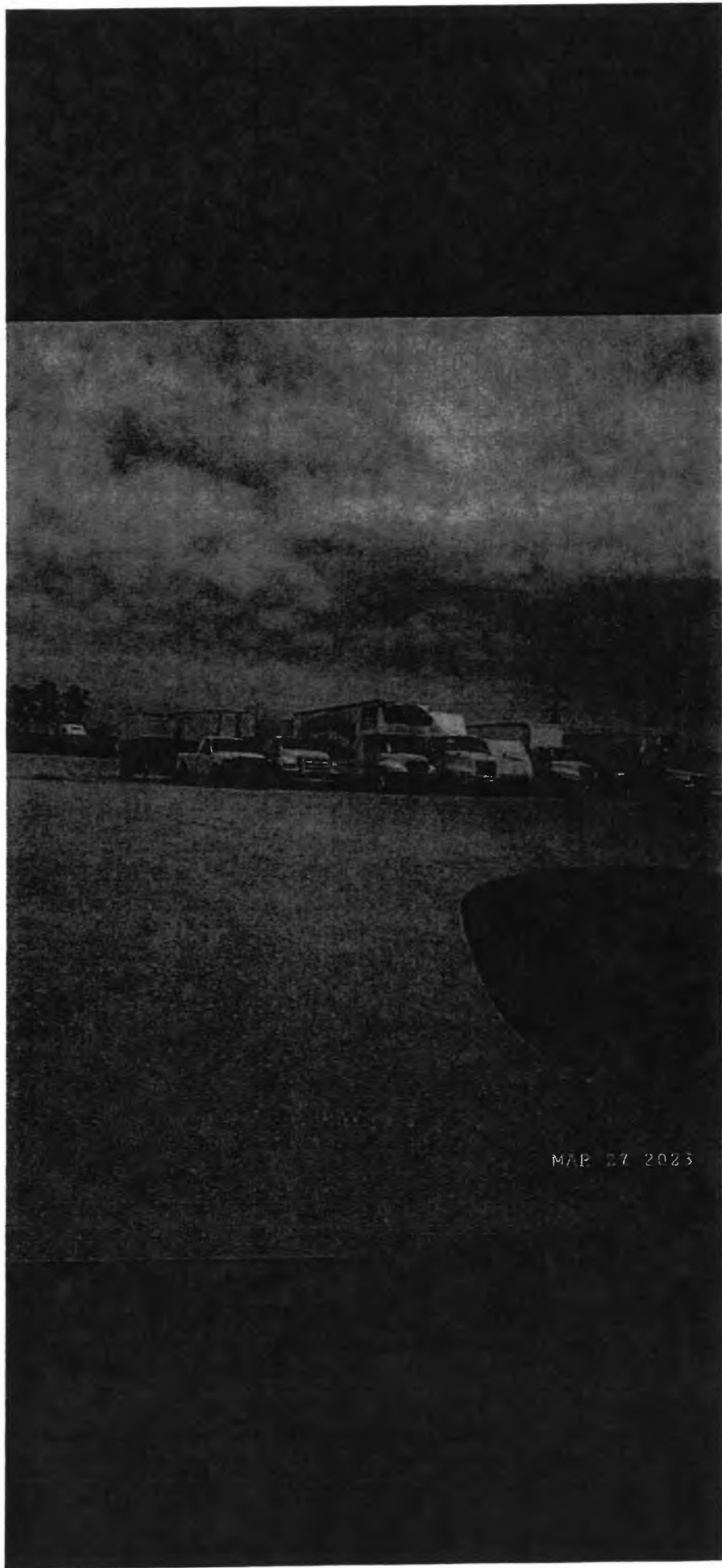
My 6th complaint is cruel and unusual punishment due to the fact they kept me in the hot car for an extended period of time, in handcuffs that were tight. Without diligently transporting me to a jail facility after they arrested me.

Synopsis: I've never been arrested I'm an honest citizen and handicap. I've lost complete trust in the Dallas Police Department from the lack of what they have not done. We have been victimized by T [REDACTED] and re-victimized by the Dallas Police Department including up to them physically hurting me. If you can't turn to the ones who are sworn to protect you who do you then? It a cold and lonely feeling when you feel on island when no help and criminals can continue to prevail while honest working individuals are made victims. I truly do feel fear now calling 911 because of this incident and don't know if that will change **EVER!**.



Exhibit
A

Exhibit
B



11:54

5GUC 22%

EXhibit

C

[REDACTED]

ATTORNEYS-AT-LAW

Dallas, Texas 75219

Fax [REDACTED]

[REDACTED] ~ Attorney at Law
MEMBER - AMERICAN BOARD OF TRIAL ADVOCATES

March 27, 2023

Via Certified Mail Return Receipt Requested

Mr. [REDACTED] H. [REDACTED]

Dallas, Texas 75241

Re: Kymberly Jefferson

10 DAY DEMAND LETTER

Dear Mr. H. [REDACTED]

Pursuant to the DALLAS COUNTY DISTRICT ATTORNEY'S OFFICE requirements, please accept this as your official notice to return the following property to Kymberly Jefferson within 10 days of your receipt of this notice or theft charges will be filed against you:

1. 2007 International 4000 (Box Truck)

VIN# [REDACTED]

2. 1984 56 Foot Dorsey Trailer

VIN# [REDACTED]

LICENSE # [REDACTED]

3. 2007 International 9400 Tractor Truck

VIN # [REDACTED]

LICENSE # [REDACTED]

Sincerely,

/s/ [REDACTED]
[REDACTED]

CP/tlm

EXHIBIT
D



Exhibit
E

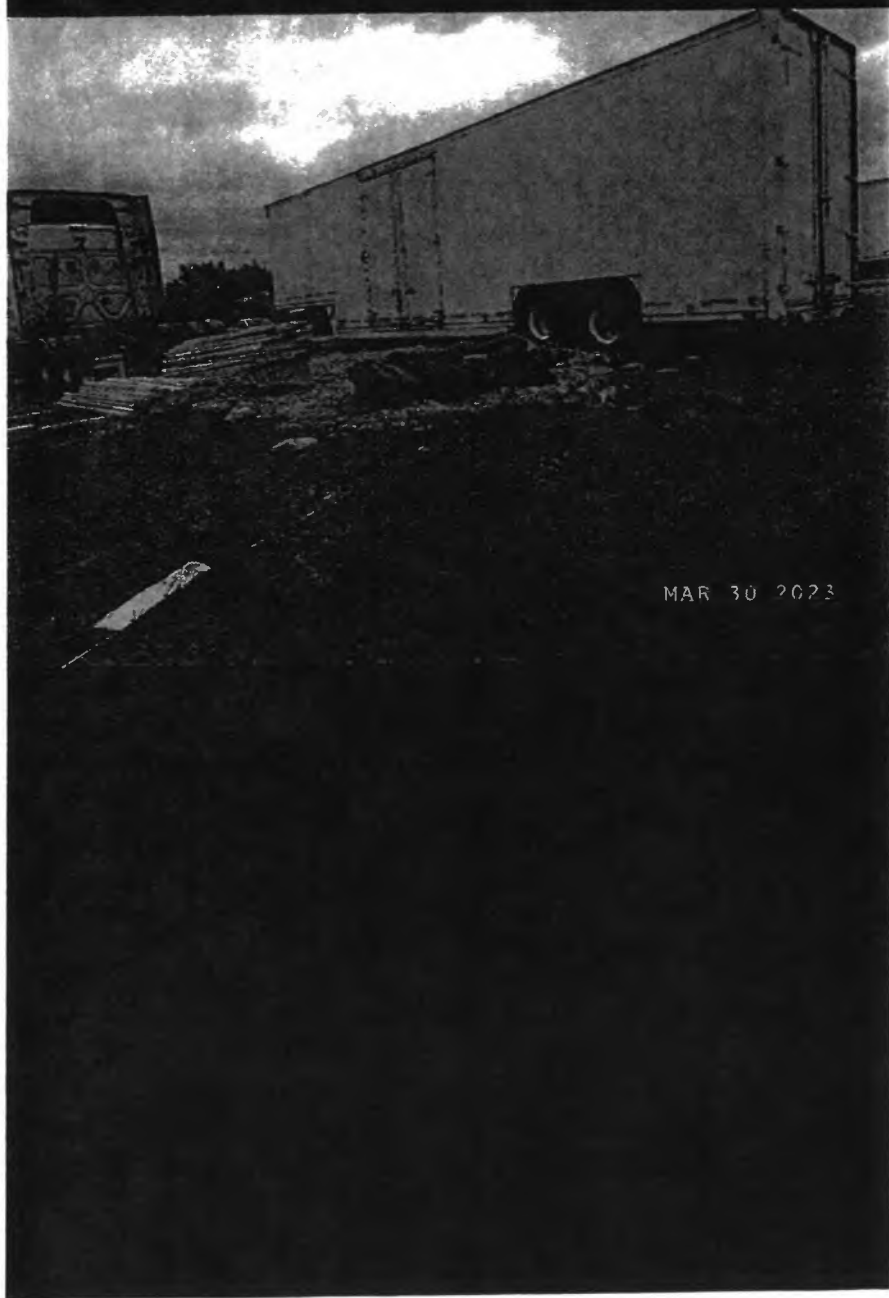




Exhibit
f

MAR 30 2023

Exhibit
G



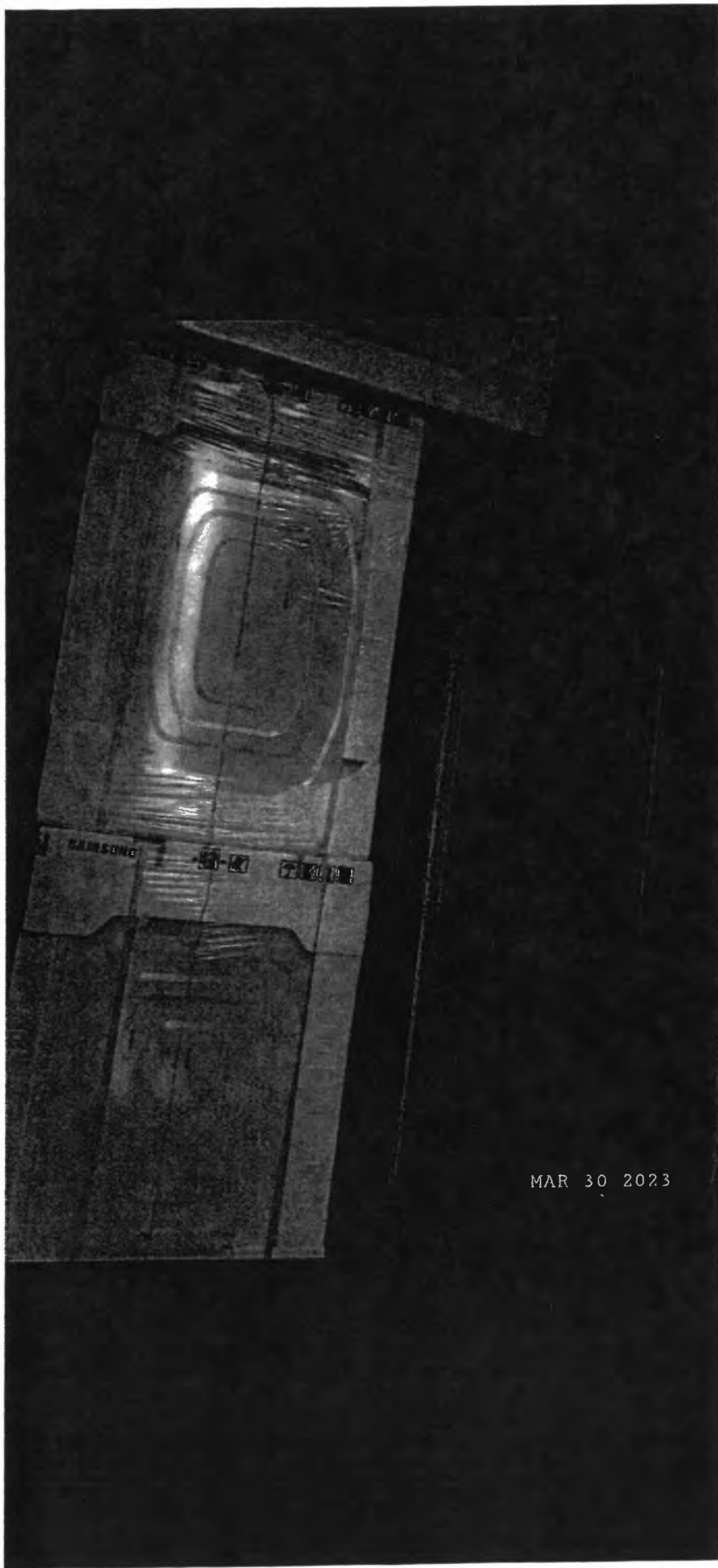
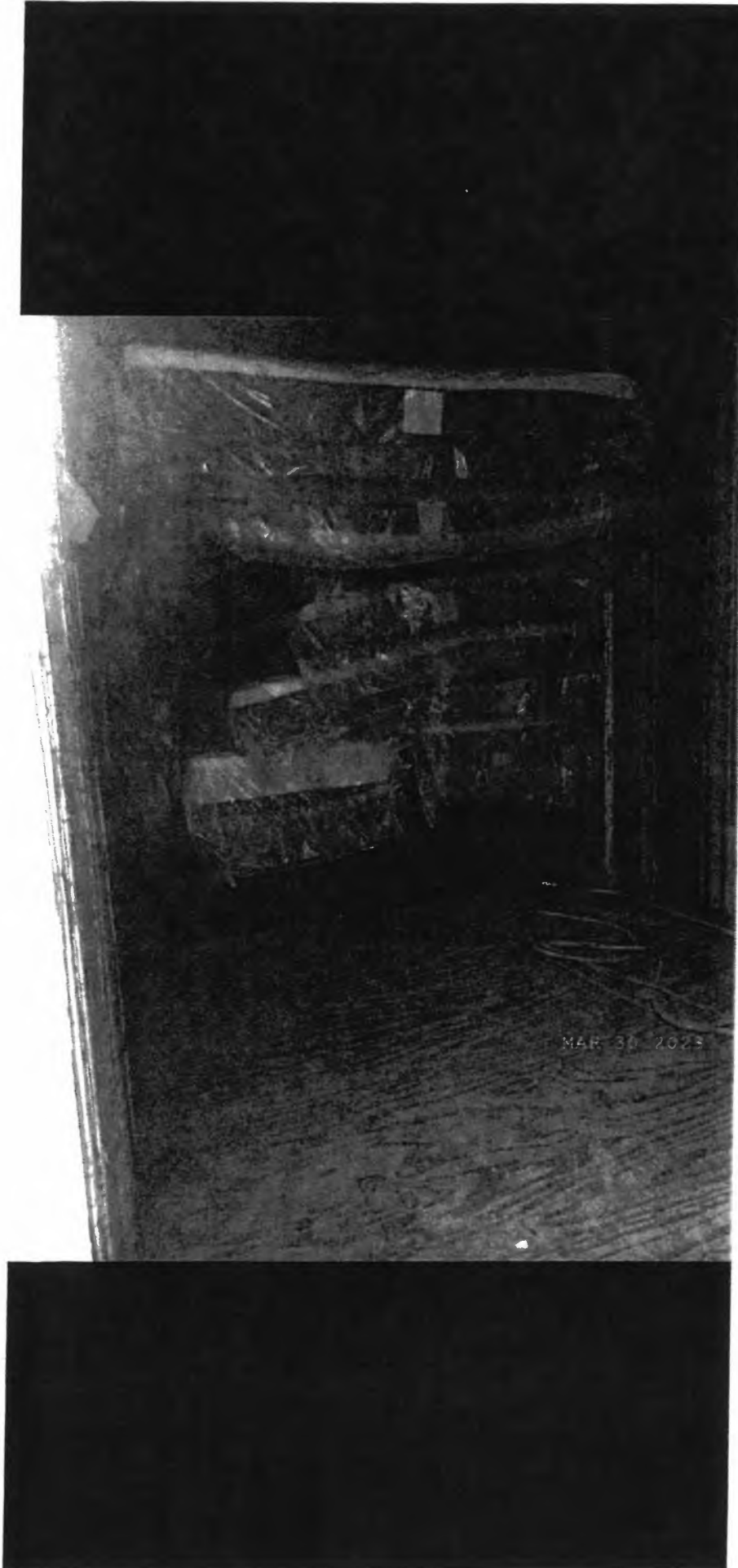


Exhibit
#

MAR 30 2023

Exhibit
I



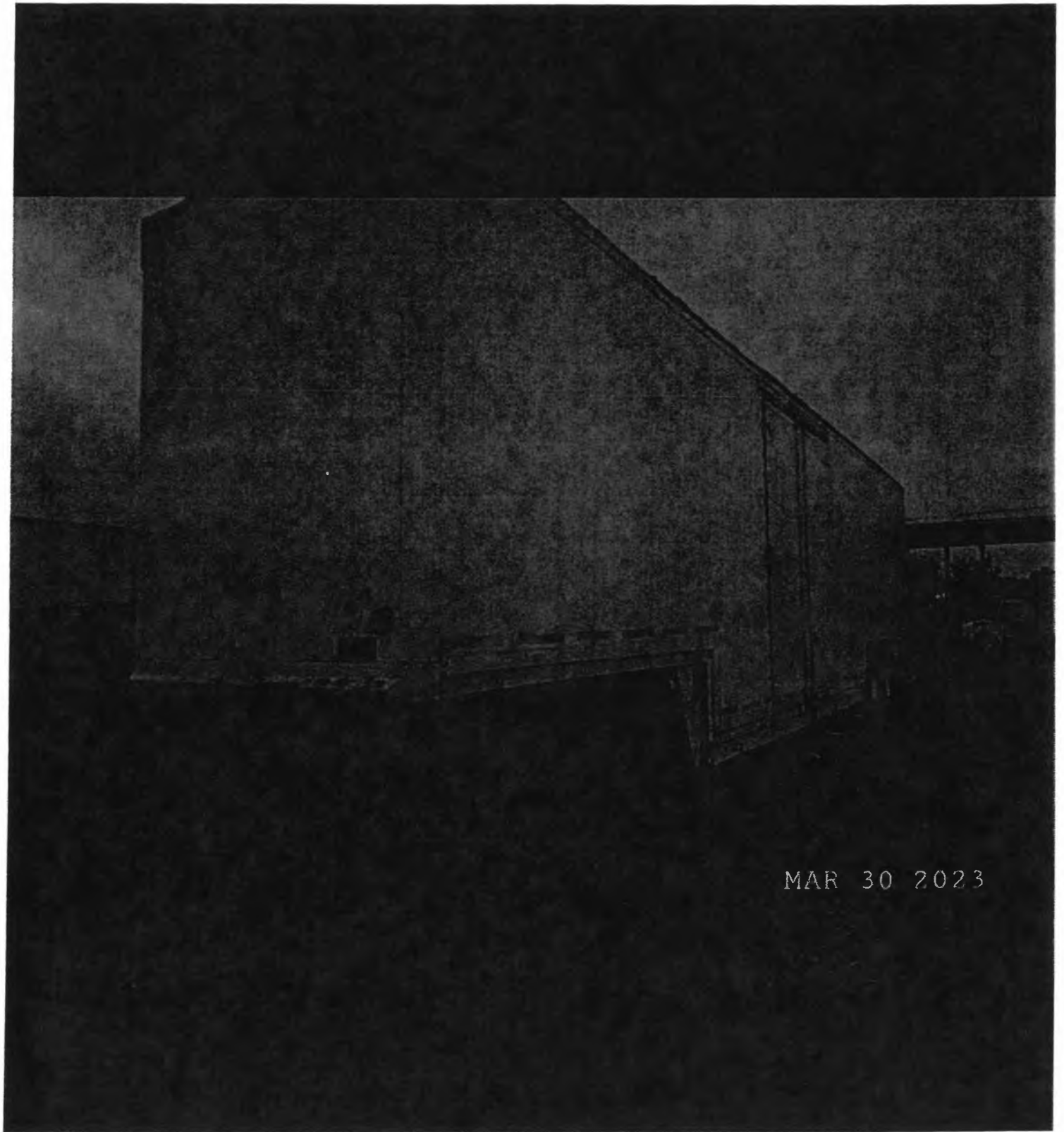


Exhibit J



City of Dallas

April 24, 2023

Terasius Jefferson

718 Arbor Creek Drive

Garland, Texas 75040

Dear Ms. Jefferson:

The Internal Affairs Division received the complaint you submitted on April 3, 2023. After a review of the information provided, we were unable to establish a violation of departmental policies or procedures. As a result, it was determined no investigation is warranted.

If you have any further questions, please contact Sergeant Nancy Jones, #7167, of the Internal Affairs Division at (214) 671-3986.

Sincerely,

EDDIE GARCIA
CHIEF OF POLICE

A handwritten signature in dark ink, appearing to read 'Irene Alanis'.

Irene Alanis
Major of Police
Internal Affairs Division
Office of the Chief of Police

NI#2023-317

LLAS POLICE DEPARTMENT
JACK EVANS POLICE HEADQUARTERS
10 BOTHAM JEAN BOULEVARD
LLAS, TEXAS 75215

neopost[®]

FIRST-CLASS MAIL

05/22/2023

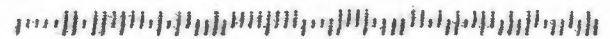
US POSTAGE \$000.60⁹



ZIP 75201
041M12251605

Terasius Jefferson
1718 Arbor Creek Dr
Garland, TX 75040

75040#8912 C025



ATTACHMENT #2

Civilian Review Form and Support Documents

Terasius Jefferson

**Office Of Community Police Oversight
CIVILIAN REVIEW FORM**

Complainant Name: Terasius Jefferson

Race/Sex/Date of Birth _____

Driver License or ID Number _____/State: TX

Home Street Address _____

City/ State/ Zip Code _____

Contact Phone Number _____ ☐ home ☒ cell

anytime
best times to call

E-Mail [REDACTED]

Date of Incident 02-07-23 / 03-30-2023

Time of Incident 4:30pm / 8:00pm

Location of Incident (address) [REDACTED] Dallas, TX 75241

Response from Dallas Police Department ☒ No Investigation Conducted ☐ Investigation Conducted

Supporting Documents ☒

New Information Not Originally Submitted with Complaint ☐

In your own words, describe why you are not satisfied with the response you received from Dallas Police Department regarding your complaint. Please print or write legibly.

I am not satisfied with the response from DPD due to this is the most unprofessional interactions and blatant wrong doing by police officers I've dealt with in awhile. As a police officer who assisted and served in the city of Dallas for the DART Police Dept and now with Lewisville where I'm trained for community policing and received numerous accommodations for service is baffled about how we were treated. I felt there should of been an investigation more thorough into the first incident. Instead of investigating they were more worried about me being a police officer and felt targeted as they were fishing to find me in a wrong doing which there wasn't. My agency called and they made a perception as if I was doing something. A investigation at my agency was opened on me I was found in no wrong doing. Per our internal affairs Dallas was extremely unprofessional and never in there experience either have they dealt with that. My investigation was dragged on for months due to their lack of cooperation. They came for my job as almost into retaliation for some reason even though I was trying to

Electronic Review Submission *file for (Department)*

Sign the completed form electronically and return to the Office Of Police Oversight by clicking here **E-Submit**

Paper Review Submission

Print a copy of the form and sign then send to one of the below address.

Print

E-Mail: OCPO@dallascityhall.com

Telephone: 214-670-3882

[Signature]
Signature
07-07-23
Date

Logged in by: Travis Peterson [REDACTED]
Employee Name, ID#

(continued)

Pg. 2

~~WJ~~

a legitimate offense. My complaints are since
im part owner in this company, was the lack of
investigation, the unprofessionalism, fail to investigate
into major offenses such as theft, aggravated assault.
the fact that I was threatened with arrest where I
was lawfully able to be.

I Terasius Jefferson had contact with the Dallas Police Department in uniform on February 7th, 2023 and the following are the circumstances surrounding the issue.

Brief Summary:

I and my mother Kymberly Jefferson used to own a transportation company years ago, In 2021 we decided to give it another go at starting up the business again. Out of the trucks we bought only two were feasible to bring back. The box trucks and a tractor and trailer were feasible vehicles. The tractor and trailer and one box trucks were brought back to Dallas the other was sold in Florida where we bought them. We found the only location at the time that had available parking for a tractor and trailer in Dallas which was [REDACTED] Parking (they just recently changed names not sure of the current name now) which is located at [REDACTED]. The parking storage for Trucks is owned by a male by the name of [REDACTED] H [REDACTED]. Our Box truck was parked at separate location and then eventually ended up at [REDACTED] due to our truck breaking down and a yard mechanic that worked for T [REDACTED] by the name of J [REDACTED] stated he would help us out and get it fixed. At this time, we were wanting to get the truck fixed to sale due to the demand and inflation in trucking was no longer worth it trying to start up a company from scrap. [REDACTED] was supposed to be fixing a computer part on the box truck and replacing our batteries on the tractor and trailer. J [REDACTED] had our truck for a while going from approximately summer into December and was paid funds. Nothing paid for on the truck was fixed. In January we were put in contact with T [REDACTED] (the owner) who stated he didn't know about J [REDACTED] taking our money and not fixing the trucks and stated he would make it right and it get it fixed. Also, around this time my dad was in the hospital and passed away. T [REDACTED] who knew the stress we were under, he even offered to help us sell the box truck and tractor trailer to help ease some of the stress we were dealing with due to "feeling" bad about J [REDACTED] ripping us off. In trusting him he collected our keys from both vehicles from J [REDACTED] due to us not being able to reach J [REDACTED] due to him not answering or being prominently available. During that time T [REDACTED] eventually stated he had a buyer for the truck and they wanted to close, due to us not having the titles yet from the Delay from the Texas state department he decided that he would buy them and sell them to the potential owner when the titles came in. There was no transaction, bill of sale or transfer of titles, or ownership until T [REDACTED]'s money cleared. On multiple occasions we attempted to close the deal but would fall through due to him having insufficient funds. This process of leading on went for about a month, our trucks which aren't registered or in road condition to drive (DOT standards) were parked at the yard to our knowledge and no one had permission to drive or move any property of ours. In February my mom had a hunch something was going on with the trucks on the 6th we drove up there and while up there someone was driving the tractor we own as we were pulling in. At the time we still owned the truck and had not given anyone permission to drive our truck. My mother was furious because there was damage to the truck which wasn't originally there, and the vehicle wasn't operable per DOT to be on the road which gave concern due to if they hurt anyone it fell back on us. We Took video and contacted T [REDACTED] about what was going on and he begged and pleaded not to call the police and that he would take care of it and that he had the means to finally close the deal. My mother decided to give him a last chance which he fell through again on the 7th today.

Incident February 7th: Around 15:33 hours today my mom texted me and advised we got took again and nothing went through. My mom then called me around 16:48 hours from my sleep and advised

something didn't feel right and felt weary that something may be going on with our trucks. I who was already getting up at around that time to get ready for work and left picked up my mom to go check on the trucks. My mom felt weary and that our vehicles may have had something happened to them. She called T asking for the keys and he stated he couldn't due to being out of town. Due to his weird acting nature my mom wanted to go check to see if truck was still there and to make sure everything was good, especially after finding out someone was driving it the previous day. She was advised that I have to be at work and stated that I can drop her off at a family member's house in [REDACTED] after we leave the yard. I had no plans of being out there long and did notify my on-duty commander of where I was going and that I may possibly be a little behind just in case I was late. I picked my mom up who also lives in Garland we arrived to the truck yard and noticed our truck was there and still damaged and our trailer was missing that was supposed to be connected in the back. The trailer was nowhere to be found on the lot or in our assigned spot. Our Trailer is a 56-foot 1996 Dorsey moving trailer (Exhibit A attached). There was a trailer connected to our truck that wasn't mine it appeared to be an enclosed 45 to 50 foot enclosed metallic trailer (Exhibit B attached). Due to my trailer being gone, and my truck definitely still being used without my permission I called DPD to make a report about the situation. While on the phone, DPD (Dallas Police Department) was notified I was law enforcement due to them not understanding what I was trying to file, and advised I was a cop and would be able to explain to them what offenses I thought was occurring if I could speak to an officer. While on the phone the phone with 911, the owner T arrived shortly following (at that time I had no clue he was coming due to him stating he was out of town) and had my key to the truck, he was trying to have an individual move my tractor to get to a trailer that was connected to it. I asked for that not to happen and collected my key, I didn't want anything touched because I wanted the Dallas police department to see how everything was and I also believed something suspicious was happening with the trailer and I didn't want my name connected to it. My mom had then again called 911 (unknown to me) because she felt his mannerism were hostile, I didn't notice due to walking away trying to keep anything from escalating until 911 came. My mom felt nervous due to her finding out about his past after a few dealings with him and believed he would possibly do something due to his history "she" was aware of. While on the phone Dallas police asked due to they heard him yelling at one point did I need "assistance" and officers code which I replied no. I didn't feel the situation at the time needed it due to I was attempting to keep cool, calm and collected and I knew they were on the way. Also, I did state it was raining and there was no need to have anyone running code at that moment. After refusing to move it and waiting for the Dallas Police Department T went back to the front office and came back in a side by side off roading vehicle. T then kept saying he can purchase the truck and we can close the deal now. Also pulled up was a red tractor day cab to connect to the trailer on my truck. While he was standing their multiple vehicles started speeding through the rocky dirt road headed towards our direction in the back of the lot, I looked at T and asked who those guys were, and he looked at me and shrugged his shoulders. The look he gave me and the way the vehicles were advancing towards my location gave me eerie feeling. My mom and I made eye contact and she stated lets go, I got in my truck and decided to leave because it looked like the situation was probably going to escalate. My mom stated she saw individuals in the vehicle with guns, I personally did not due to having tunnel vision in trying to leave but my mother is a pretty credible person with no criminal history. As we were leaving the individuals began to speed up and follow us, the red tractor then made a loop and came around at a high rate of speed appearing to almost striking us on the side. At that moment my mom who was still on the phone with DPD. I then stated that we were going to need help. I left and the vehicles

followed on my tail, I eventually was able to lose them with aggressive driving and was advised of a nearby station that I could go to, where officers can meet me. Those individuals took red lights as I did and followed in the same direction as I did at high rate of speed before losing them. I genuinely believed due to the actions presented that something was off and was about to happen which is why at that moment I asked for help (assistance per dispatcher). I arrived to the south central substation where I met officers and explained the situation.

I was met immediately by a barge of officers with an African American sergeant taking primary. They separated me and my mother to ask us questions. The sergeant began to ask me questions about my incident, as I would start explaining what happened he would rudely jump in then began questioning into my legitimacy as a police officer first asking for my credentials (even though I was uniformed due to I was heading to work before all this occurred) then he would ask about my supervisors information and other information pertaining to my agency. The sergeant showed no care into what offenses that may have occurred into the situation except who I worked for. The sergeant was then going to walk off and I had to ask was he going to listen to the rest of what happened then he continued for a bit then cut me to go speak with his higher up above him about my department. It appeared he was more interested in finding ways to get me with job than hear me out about an abundance of things that occurred. I who was already stressed from the incident dealing with a death of important family member started to become overwhelmed. The sergeant then came back frustrated stating I had his units running code over a civil matter even though he never took the time to do due diligence to hear our criminal matter. The sergeant then came back and stated he had guys at [REDACTED] parking and they told him that the cars following us weren't chasing us they were just leaving at the same time as us. My rebuttal to that was then if they were leaving why did they drive all the way from the front to the back where it dead ends just to leave back to the front that a one way in one way out. The sergeant couldn't give a good explanation then when asking about the truck trying to strike us, he stated the driver said he was driving fast through the parking lot and wasn't trying to. Why would you drive fast through a parking lot with pot holes and lots of pedestrian traffic unless you were speeding to strike something? The sergeant made it very clear he didn't want to help through his tone and body language. When asking about my trailer why it wasn't there he stated the guys at the yard said they moved it to another location and will bring it back. I never gave anyone effective consent to touch or move my trailer nor did I give them consent to move it to another location. The sergeant I believe decided they would take an information report (not 100% sure on the terminology used) but that what it sounded like and stated that everything we had was a civil issue.

My Complaints: My first complaint is I feel there was no true investigation into the ordeal of what occurred and the sergeant failed to prevent the consequences of theft (my trailer). And failed to investigate into the unauthorized use of a motor vehicle. And also the failing to look into the possible stolen trailer that was connected to my tractor. And also not willing or even taking serious the accounts of the criminal attempt assault with a deadly weapon (vehicle) that the tractor tried to strike us with.

My second complaint is that unprofessionalism I experienced from the sergeant. From him failing to listen to me continuing to shut me down during my story because that wasn't his focus instead of waiting to get the info he needed after.

My third complaint is against the assigned detective when getting my case I reached back out multiple times stating my email and other avenues to reach by so I can assist with getting my case

done. I work overnights 12 hour shifts Mon – Wednesday every other Thursday during the week day. I'm exhausted after work as they probably are also. The detective made no attempts to find alternative means to help assisting me before closing the case even though I did.

Synopsis: As a citizen even a cop I'm baffled in the way an agency could treat someone and just the sure act of lack of investigation and the way we were treated (like criminals) who did no wrong. As a Cop myself I could never not imagine trying to get down to the meat and potatoes or talking and treating anyone in the manner that they did us. And it clearly the place has a track record of this and there been complaints on the reviews that DPD has done nothing (Exhibit C attached).

Case# in reference 021969-2023

EXhibit
A

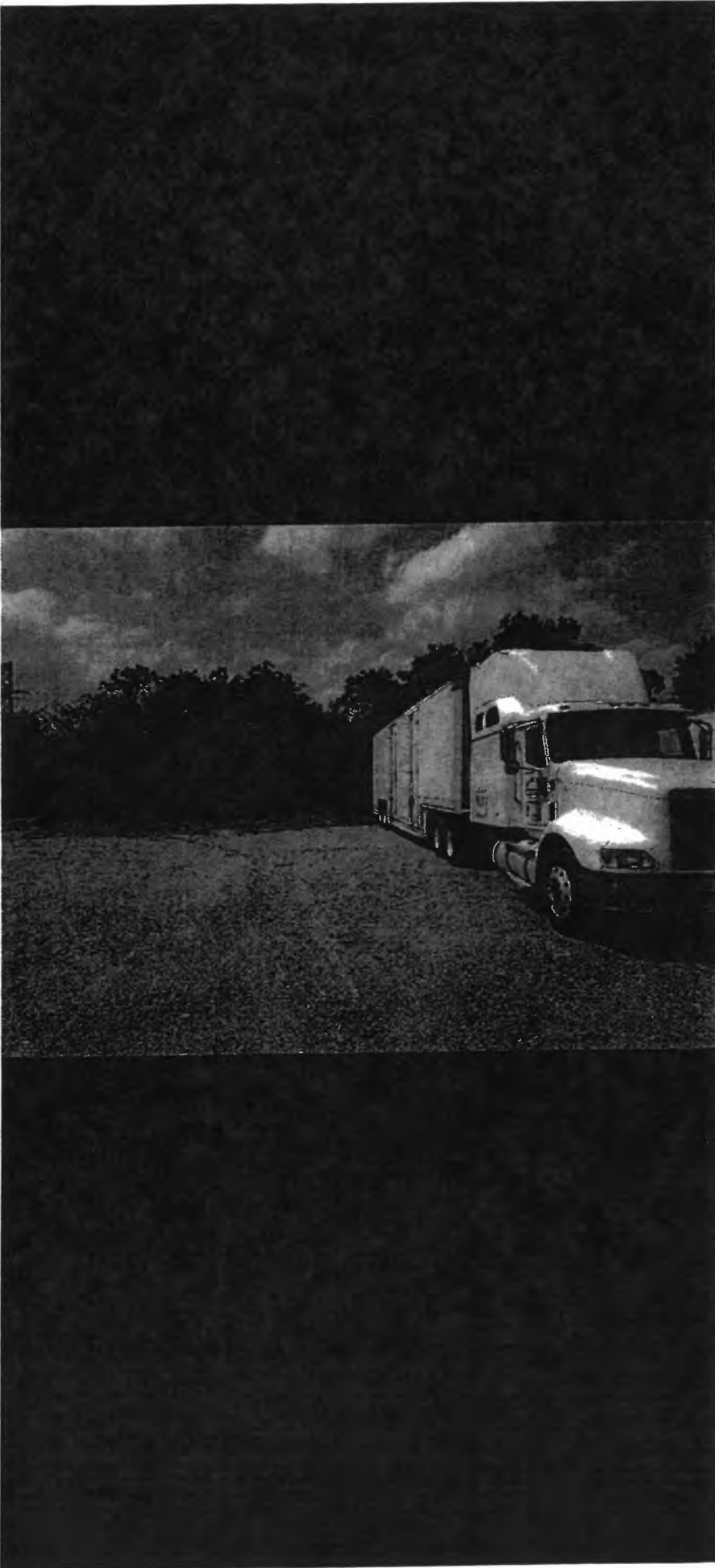
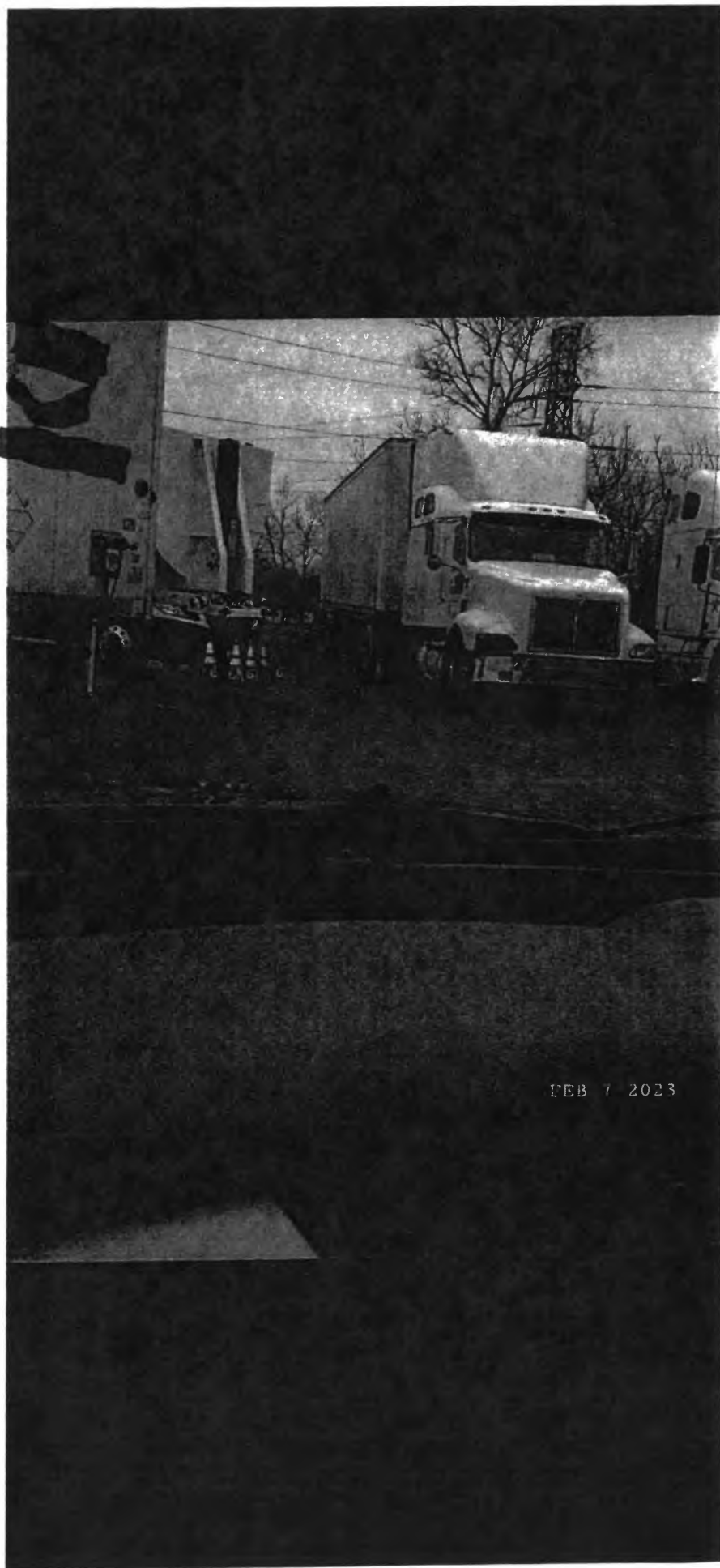


Exhibit
B



FEB 7 2023

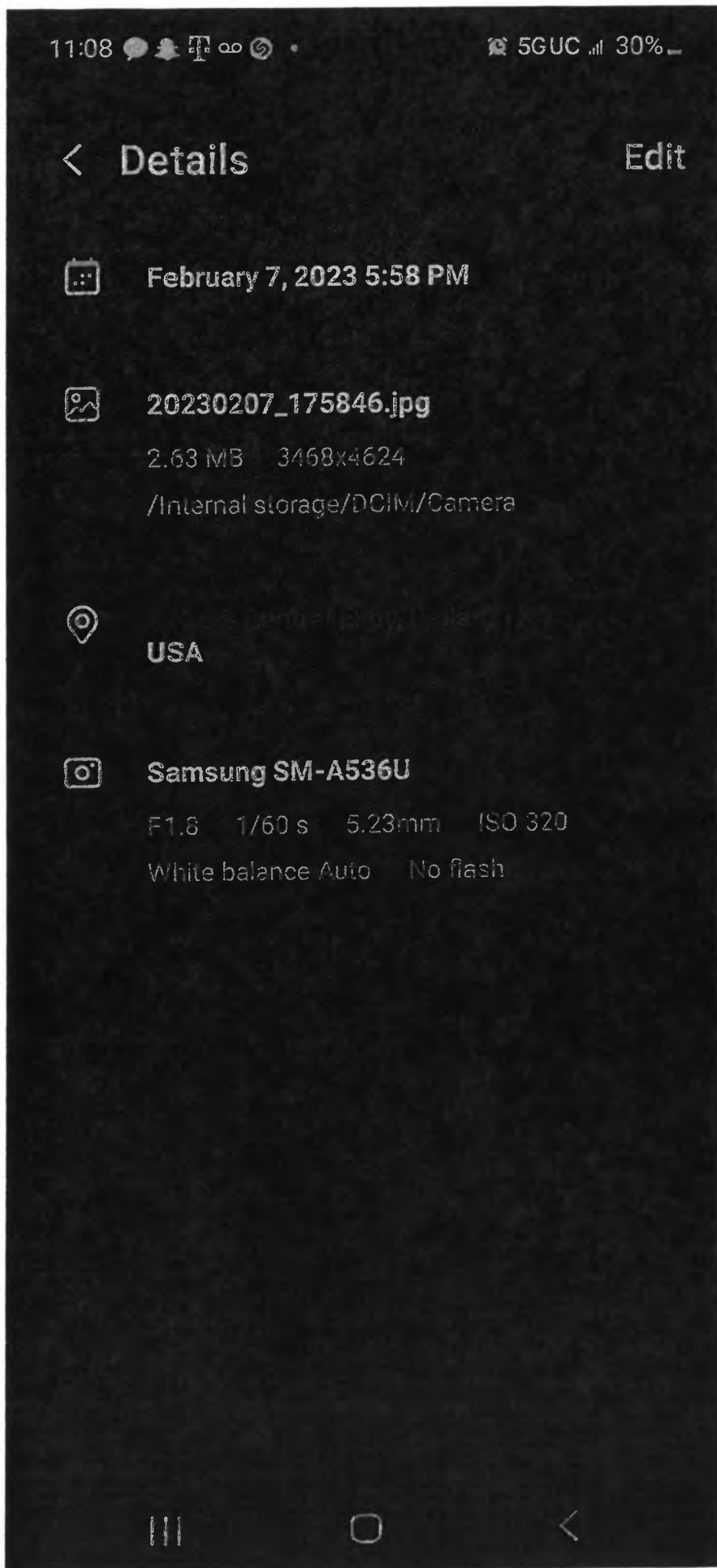
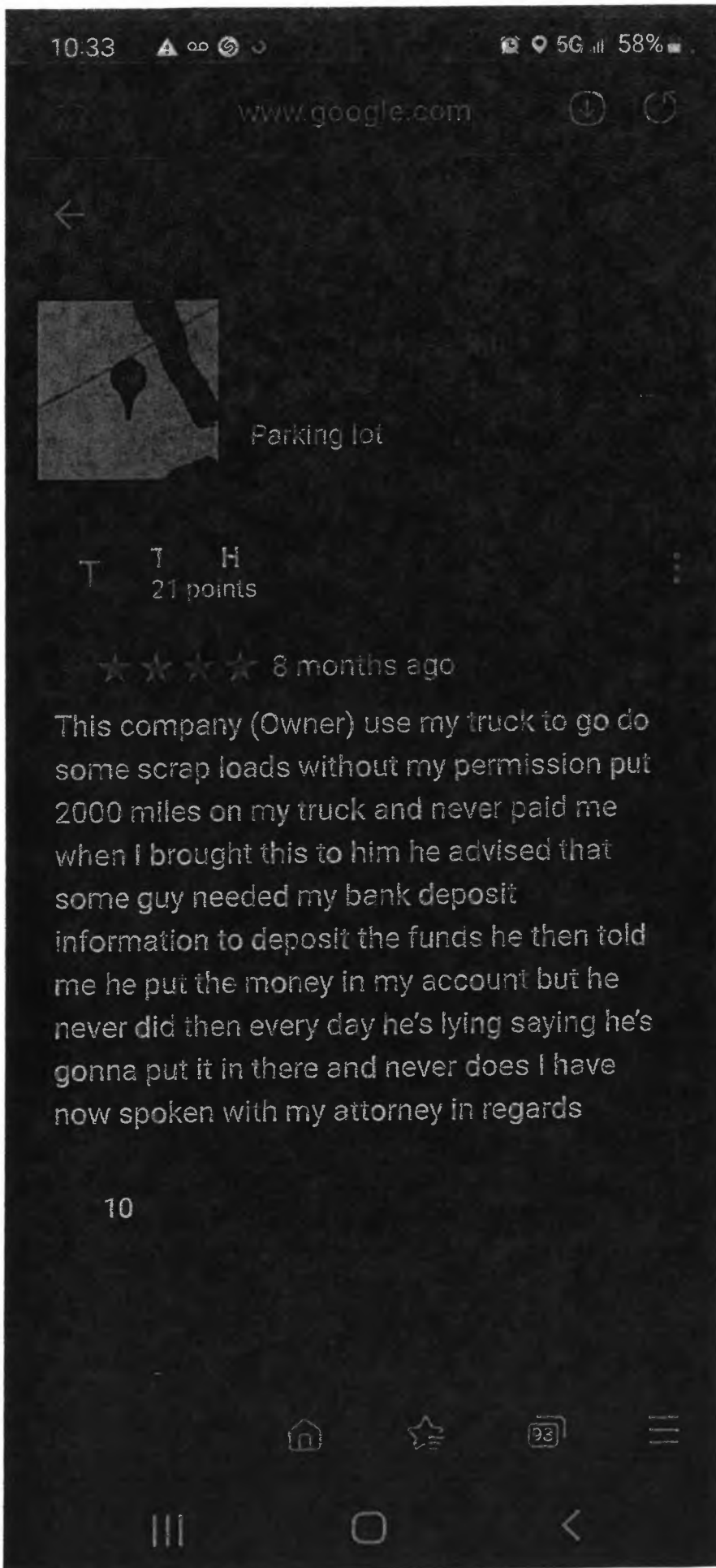


Exhibit
B



Exhibit

C



City of Dallas

April 24, 2023

Terasius Jefferson

718 Arbor Creek Drive

Garland, Texas 75040

Dear Ms. Jefferson:

The Internal Affairs Division received the complaint you submitted on April 3, 2023. After a review of the information provided, we were unable to establish a violation of departmental policies or procedures. As a result, it was determined no investigation is warranted.

If you have any further questions, please contact Sergeant Nancy Jones, #7167, of the Internal Affairs Division at (214) 671-3986.

Sincerely,

EDDIE GARCIA
CHIEF OF POLICE

A handwritten signature in black ink, appearing to read 'Irene Alanis'.

Irene Alanis
Major of Police
Internal Affairs Division
Office of the Chief of Police

NI#2023-317

LLAS POLICE DEPARTMENT
:K EVANS POLICE HEADQUARTERS
0 BOTHAM JEAN BOULEVARD
.LAS, TEXAS 75215

neopost

FIRST-CLASS MAIL

05/22/2023

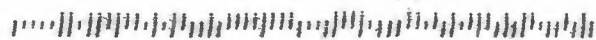
US POSTAGE \$000.60



ZIP 75201
041M12251605

Terasius Jefferson
1718 Arbor Creek Dr
Garland, TX 75040

7504038912 0025



Memorandum Item 2C



DATE September 12, 2023

CITY OF DALLAS

TO Members of the Community Police Oversight Board

SUBJECT CPOB Discussion Regarding Potential Board Recommendation to the City that DPD Adopt and Implement Department of Justice Standards for Internal Investigations

At the August 8th CPOB meeting the Board began discussing the possibility of making recommendations to DPD to adopt and implement Department of Justice Standards for Internal Investigations.

The discussion was sparked in part because of a July 11, 2023, Dallas Morning News article entitled: *“Eight ways Dallas police fall short of federal standards when investigating their own”* by Miles Moffeit and Ari Sen as part of their series called *“Black & Blue”* which examines the Dallas Police Department’s handling of officer violence in recent decades. In this article, the reporters uncovered numerous ways the nation’s ninth-largest force has failed to meet U.S. Department of Justice standards. (See attachment A).

After the article was released several community groups reached out to OCPO and various CPOB members to discuss the article, their concerns and raise questions.

The concerns raised in the article are based on two reports issued by the Department of Justice Office of Community Oriented Policing Services. One report is entitled: *Standards and Guidelines For Internal Affairs: Recommendations from a Community of Practice*. The document is the result of collaboration among several large law enforcement agencies. The report is 80 pages and documents suggested best practices in several areas that are normally handled by IAD departments: 1) Intake, 2) Classification of Complaints, 3) Investigation and 4) Mediation, Adjudication, and Disposition.

The other report is entitled: *Building Trust Between the Police and the Citizens They Serve: An Internal Affairs Promising Practices Guide for Local Law Enforcement*. This report looks at the Internal Affairs process from a citizen’s viewpoint. “The guide presents information on how local law enforcement agencies can be accountable to their citizens by engaging them in any number of trust-building initiatives, including citizen input for Internal Affairs determinations and discipline. Citizen involvement models range from very informal mechanisms to formalized (sometimes mandated) citizen Internal Affairs review boards. Departments are urged to create connections with their citizens in a proactive fashion to prevent the development of tenuous relationships following high-profile misconduct.”

The DMN article raised eight questions regarding DPD's internal investigations practices. CPOB Chairman Enobakhare, Jr. will lead the Board in a discussion of the questions and then talk about how the Board can work with the OCPO to delve deeper into the standards in the hopes of making recommendations. The Chairman acknowledges that this is just a start and understands that the Board will need to review the breadth of standards raised in the two Department of Justice Office of Community Oriented Policing Services reports.

The Chair also wanted to acknowledge CPOB Vice Chairman Jose Rivas who has already started working on crafting some recommendations for consideration by the CPOB to address some of the concerns raised.

OCPO Director McClary will also give her perspectives on many of the questions raised by the DMN based on her extensive experience working on policing issues for over a decade.

1. When should use of force by police officers be investigated as a crime?

The justice department's recommendation: A complaint that "alleges or suggests that an officer's use of force was willfully, intentionally, recklessly or knowingly excessive or unreasonable" should be classified as a criminal complaint.

Dallas police policy mandates a criminal investigation if an officer kills or seriously injures someone. Serious injury is defined as force that causes serious permanent disfigurement or impairs the body's function. But Dallas does not require a criminal investigation based on an accusation that an officer willfully or recklessly used force.

2. Is there a policy that guides detectives on when to consult with prosecutors during criminal investigations into allegations of officer brutality?

Justice Department recommendation: Law enforcement agencies should develop an "explicitly codified protocol" for the presentation of cases for potential prosecution. Federal officials advise that such protocols be developed with district attorney offices.

Dallas police say they have no written protocol.

3. Do detectives analyze an accused officer's history of complaints for patterns?

Justice department recommendation: Facts revealing "a pattern of conduct should be considered." For example, when an officer has been accused of the same act before in other cases involving other complainants, there may be reason to believe that the current case is not isolated.

An examination of dozens of Dallas internal investigations by *The News* found no indication detectives analyzed accused officers' complaint histories for patterns. Dallas police have used computer programs to track complaints against officers. Top police officials declined to discuss their effectiveness. A new \$900,000 system was projected to be up and running in 2021. Police officials recently told *The News* the system is not in use. They would not explain why.

4. Can people call in complaints about officers 24 hours a day?

Justice Department recommendation: 24-hour hotlines help create an “effective complaint process.”

Dallas police agreed in 2019 to install a 24-hour complaint hotline to take complaints against officers by phone but has not done so. The public can submit complaints online 24 hours a day.

5. Do internal affairs investigators need investigative experience?

Justice Department recommendation: Those selected to serve in internal affairs “must possess highly advanced investigation skills” similar to those used in conducting criminal investigations.

Dallas police say investigative experience is considered an “asset” but is not mandatory. Officials told *The News* that “every patrol officer has investigative experience gained through their calls for service.” Lopez, the former justice department official, said that is not adequate. “They need to be trained specifically in how to investigate police officers,” she said.

6. Do internal affairs detectives record interviews?

Justice Department recommendation: Electronic recording of the live, word-for-word statements of all interviewees, including accused employees, is the best practice.

The police department told *The News* that internal affairs detectives record interviews “on a case-by-case basis.” The department’s public integrity detectives, who investigate potential crimes by officers, record most interviews.

7. What if officers’ statements don’t match other evidence?

Justice Department recommendation: Each investigative report should contain a detailed, comprehensive summary and identify inconsistencies among statements and evidence.

Dallas police officials declined to say what steps they take to ensure investigators identify discrepancies between officers’ statements and evidence. A *News* review of internal excessive force investigations into former Officer Christopher Hess showed detectives’ summaries rarely highlighted differences between officers’ accounts and other evidence.

8. Who audits DPD's internal investigations?

Justice department recommendation: Police departments should consider creating units that audit investigative practices to determine whether policies are being followed and to pinpoint weaknesses in systems. Such audits “let the public know that the agency takes its integrity seriously.”

Dallas police do not have an internal compliance unit. They declined to say whether they have considered forming one and said there are no plans to audit practices in the near future. Dallas' city auditor office occasionally evaluates police practices, and last looked into its internal investigative processes in 2019.

Tonya McClary
OCPO Director

Cc: T.C. Broadnax, City Manager

Memorandum 3A



DATE: September 12, 2023

CITY OF DALLAS

TO: Members of the Community Police Oversight Board

SUBJECT: REPORT: Three August 2023 Officer Involved Shootings: (1) August Clifford Osmer, (2) Corey Thomas, and (3) Redricous Lewis & Redtravion Polk & Xavier Cook

During the month of August 2023, there were three Dallas Police Department officer-involved shootings. These were the 6th, 7th, and 8th Dallas police officer-involved shooting in 2023.

Below is a summary of the facts as reported by DPD regarding the three August 2023 Dallas Police Department officer-involved Shootings:

1# The Dallas Police Department continues to investigate the officer-involved shooting that occurred on August 2, 2023, in the 9600 block of CF Hawn Freeway. This is the sixth officer-involved shooting involving a Dallas Police officer in 2023.

On August 2, 2023, at about 10:00 a.m., Senior Corporal Rene Dominguez and Officer David Cortinas responded to a stolen property call at a motel located at 9616 CF Hawn Freeway.

The preliminary investigation determined a witness had tracked stolen equipment from a company to a room in the motel. Senior Corporal Dominguez and Officer Cortinas knocked on the door of the motel room, and Officer Cortinas saw the suspect, 41-year-old Clifford Osmer, trying to climb out of a window of the room.

Osmer went back into the room and closed the window behind him. A woman staying in the room walked out and told officers the suspect was inside. Senior Corporal Dominguez entered the open door to the room and saw a male witness sitting down on a chair and Osmer standing in the back of the room. Osmer raised his weapon, took a shooting stance, and fired the handgun at officers.

Senior Corporal Dominguez took cover behind the open door of the motel room. Osmer then came out from the bathroom and fired additional rounds at the officers. Both officers returned fire, and Osmer was shot. Dallas Police administered first aid to Osmer, and he was taken to a local hospital, where he was last listed in stable condition. Officers or witnesses were injured. Osmer's weapon was recovered at the scene and was determined to be stolen. The stolen property from the initial call was located inside the room, and the stolen vehicle was later recovered at another location.

Osmer will be charged with two counts of aggravated assault on a public servant and additional charges are pending. The investigation is ongoing and is being investigated by the Dallas Police Special Investigations Unit. The Dallas County District Attorney's office was notified and responded to the scene and will conduct its own investigation.

Office of Community Police Oversight was notified, responded, and will monitor this investigation.

2# Dallas Police continue to investigate the officer-involved shooting that occurred on August 7, 2023, in the 3700 block of South Tyler Street. This is the seventh officer-involved shooting involving a Dallas Police officer in 2023.

On August 7, 2023, at approximately 10:00 a.m., the U.S. Marshals Service – North Texas Fugitive Task Force was serving an arrest warrant for 36-year-old Corey Thomas, wanted for a murder on July 24, 2023, on Mentor Street in Dallas.

The preliminary investigation determined Task Force Officers, including a US Marshal, Mesquite Police Officer, and Dallas Police Officers Matthew Bacon and Edgar Morales, located Thomas inside a pick-up truck at the apartment complex.

The Task Force officers approached the suspect vehicle and attempted to block his escape with their vehicles. Thomas, who was in the driver's seat of the truck, attempted to exit the passenger side door, which was blocked. The preliminary investigation determined Thomas produced a firearm and pointed it in the direction of the arresting officers.

The four officers fired at the suspect, hitting the suspect. Task Force officers immediately requested Dallas Fire Rescue and began rendering first aid.

Thomas was transported by DFR to a local hospital where he died at 10:47 a.m. No officers were injured. Although operating as part of a US Marshals Task Force, this is the seventh officer-involved shooting involving a Dallas Police officer in 2023.

The suspect's weapon was recovered inside the vehicle. The vehicle was reported stolen. Thomas had an additional warrant out of Garland for deadly conduct, in addition to the warrant for Murder.

None of the involved officers were wearing body-worn cameras while working as task force officers due to a federal memorandum of understanding that requires an amendment the department is seeking and is currently under review. The investigation is ongoing and being investigated by the DPD Special Investigations Unit.

Office of Community Police Oversight was notified, responded, and will monitor this investigation.

3# Officer Injured in Officer Involved Shooting in the 2400 Block of Northwest Highway Three men were arrested in the aggravated robbery of a vehicle in the 2400 block of Northwest Highway.

This is the eighth officer-involved shooting involving a Dallas Police officer in 2023.

On August 9, 2023, three men were arrested in the carjacking of a Dallas Police Crime Response Team Officer in the 2400 block of Northwest Highway. Nineteen-year-old Redricous Lewis, 17-year-old Redtravion Polk, and 18-year-old Xavier Cook are charged with aggravated robbery.

Polk and Cook also face state charges in Louisiana. All three men were arrested in Shreveport, Louisiana. The investigation into the stolen vehicle and the shooting of the Dallas Police Officer during the robbery is ongoing. Additional charges are possible. Office of Community Police Oversight was notified, responded, to the scene, and will monitor this investigation.

Kevin Williams
OCPO Special Investigator

Cc: T.C. Broadnax, City Manager

Memorandum Item 3C



DATE September 12, 2023

CITY OF DALLAS

TO Members of the Community Police Oversight Board

SUBJECT REPORT: DPD Monthly Arrest Data

Attached is the monthly arrest data requested by the Board for the month of August 2023. It was prepared by the Dallas Police Department Crime Analysis – GIS Team of the DPD Research & Development Division.

Chairman Enobakhare, Jr. will lead the Board in a discussion on this item.

Tonya McClary
OCPO Director

Cc: T.C. Broadnax, City Manager

Attachment
Dallas Police Department
Monthly Arrest Data
August 2023

Monthly Arrest (Highest Charge) by Council District, Race, Sex and Zip Code: Aug-2023

NIBRS Crime	CD 1	CD 2	CD 3	CD 4	CD 5	CD 6	CD 7	CD 8	CD 9	CD 10	CD 11	CD 12	CD 13	CD 14	Out/City	Total
ACCIDENT INVOLVING DEATH		2														2
ACCIDENT INVOLVING SERIOUS BODILY INJURY	1															1
AGG ASSAULT - FV	1	3	1	5	1	5	8	3	1	3	1		1	1	1	35
AGG ASSAULT - NFV	1	4	4	5	3	2	3	5	4	1	2		1	2		37
ALL OTHER LARCENY	1	5	5	1	1	6			2				4	2		27
ALL OTHER OFFENSES	8	10	3	7	1	22	12	4	5	7	5	3	10	16	7	120
APOWW	20	51	26	34	17	31	25	32	25	19	31	24	13	30	1	379
ARSON							1									1
BETTING/ WAGERING						1	1									2
BURGLARY-BUSINESS		3		3	2	3					1		2			14
BURGLARY-RESIDENCE			2			1	2			2						7
COUNTERFEITING / FORGERY		1														1
CREDIT CARD/ ATM FRAUD								1					2			3
DECLINED BY JAIL SERGEANT							1							1		2
DESTRUCTION/ DAMAGE/ VANDALISM OF PROPERTY		1	1	1	2	3		2	2		1	1		1		15
DISORDERLY CONDUCT		6					1	1			1		1	2		12
DRUG EQUIPMENT VIOLATIONS	1	3	1	6	1	2	1	4		1			3	2		25
DRUG/ NARCOTIC VIOLATIONS	15	20	22	33	16	36	28	19	19	14	7	3	5	14	3	254
DUI	6	18	7	1	5	10	9	3	13	6	6		7	15	1	107
EMBEZZLEMENT	2															2
FALSE PRETENSES/ SWINDLE/ CONFIDENCE GAME	2	4	6	1	1	6	7	4		3				4	2	40
FAMILY OFFENSES, NONVIOLENT							1									1
FONDLING			1	1				1						1		4
HUMAN TRAFFICKING, COMMERCIAL SEX ACTS						1						1			1	3
IDENTITY THEFT		1	1	1		2						1		2		8
INTIMIDATION	3	2	4	5	4	5	2	7	1	3	1	2	2	7		48
KIDNAPPING/ ABDUCTION		1					1							1		3
PORNOGRAPHY/ OBSCENE MATERIAL													1			1
PROSTITUTION						11										11
PUBLIC INTOXICATION	2	15	3		2	13	5	2		2	3	5	1	5		58
RAPE					1		2								1	4
ROBBERY-BUSINESS	1	1		1	1	1		1	3							9
ROBBERY-INDIVIDUAL		4	1	1		3				2		2	1	5		19
SHOPLIFTING	3	3	1			5			2	2	3		7	2		28
SIMPLE ASSAULT	24	42	32	47	21	43	43	24	17	23	18	15	10	19	2	380

Monthly Arrest (Highest Charge) by Council District, Race, Sex and Zip Code: Aug-2023

NIBRS Crime	CD 1	CD 2	CD 3	CD 4	CD 5	CD 6	CD 7	CD 8	CD 9	CD 10	CD 11	CD 12	CD 13	CD 14	Out/City	Total
SODOMY		1														1
THEFT FROM MOTOR VEHICLE				1		1					2		1	1		6
TRAFFIC VIOLATION - HAZARDOUS				3		7				3			1	2	2	18
TRAFFIC VIOLATION - NON HAZARDOUS		1		1		24		1	1			3	2			33
TRESPASS OF REAL PROPERTY	1	2	3	13		6	4	6	6	2	1	3	3	6		56
UUMV	3	7	4	4	6	12	6	6	2	2	1		3	1	7	64
WARRANT DALLAS PD (AGG ASSAULT - FV)			1	2	1		5		1	2			1		2	15
WARRANT DALLAS PD (AGG ASSAULT - NFV)	1	2	1	1	1		2			1	1		1		2	13
WARRANT DALLAS PD (AGG ROBBERY - BUSINESS)	2						1	1	1						1	6
WARRANT DALLAS PD (AGG ROBBERY - INDIVIDUAL)	1			4		1		1	2						1	10
WARRANT DALLAS PD (ALIAS/CAPIAS)	12	30	9	18	4	17	20	14	3	3	7	5	7	11	6	166
WARRANT DALLAS PD (ANIMAL CRUELTY)								1								1
WARRANT DALLAS PD (ASSAULT - FV)	1	5	1	2	1	2	5	7	3	1	1	1		2	1	33
WARRANT DALLAS PD (ASSAULT - NFV)				1			1	1		2						5
WARRANT DALLAS PD (ASSIST/PROMOTE PROSTITUTION)						1										1
WARRANT DALLAS PD (BURGLARY - BUSINESS)		1														1
WARRANT DALLAS PD (BURGLARY - RESIDENCE)					1		1									2
WARRANT DALLAS PD (DRUG/NARCOTICS VIOLATIONS)		1			2											3
WARRANT DALLAS PD (DWI)				1		1										2
WARRANT DALLAS PD (EVADING)		1				1	1		1							4
WARRANT DALLAS PD (FONDLING)						1									1	2
WARRANT DALLAS PD (FRAUD)(CREDIT CARD/ATM FRAUD)			1													1
WARRANT DALLAS PD (FRAUD)(FALSE PRETENSES/SWINDLE/CONFIDENCE GAME)						1										1
WARRANT DALLAS PD (GAMBLING) (OPERATION/PROMOTION)	1															1
WARRANT DALLAS PD (HUMAN TRAFFICKING)(COMMERCIAL SEX ACT)		2											1		1	4
WARRANT DALLAS PD (INTIMIDATION)				1								1				2
WARRANT DALLAS PD (INTOXICATION MANSLAUGHTER)															1	1
WARRANT DALLAS PD (MURDER)		5	1	2				2					1	1	2	14
WARRANT DALLAS PD (OFFENSE AGAINST FAMILY)									1	1						2
WARRANT DALLAS PD (ORGANIZED CRIME)				1				1								2
WARRANT DALLAS PD (OTHERS)	1	2				1		2	1	1				1	4	13
WARRANT DALLAS PD (PAROLE VIOLATION)		1														1
WARRANT DALLAS PD (PORNOGRAPHY)										1						1
WARRANT DALLAS PD (PROSTITUTION)										1						1

Monthly Arrest (Highest Charge) by Council District, Race, Sex and Zip Code: Aug-2023

NIBRS Crime	CD 1	CD 2	CD 3	CD 4	CD 5	CD 6	CD 7	CD 8	CD 9	CD 10	CD 11	CD 12	CD 13	CD 14	Out/City	Total
WARRANT DALLAS PD (RAPE)		2			2				1						2	7
WARRANT DALLAS PD (ROBBERY - BUSINESS)						1								1		2
WARRANT DALLAS PD (ROBBERY - INDIVIDUAL)						1	1							2	1	5
WARRANT DALLAS PD (SEX OFFENSE - INDECENT CONDUCT)		1												1		2
WARRANT DALLAS PD (SEX OFFENSES)		1				1										2
WARRANT DALLAS PD (THEFT - SHOPLIFT)								2								2
WARRANT DALLAS PD (THEFT OTHER)	1		1	4			1		1						2	10
WARRANT DALLAS PD (TRAFFIC VIOLATION - OTHER THAN ALIAS OR CAPIAS)								1		1				1		3
WARRANT DALLAS PD (VANDALISM & CRIMINAL MISCHIEF)			1			1										2
WARRANT DALLAS PD (WEAPONS)						2		1			1					4
WARRANT HOLD (NOT A DPD WARRANT)	38	58	44	33	19	67	40	49	24	30	22	13	15	32	14	498
WEAPON LAW VIOLATIONS	6	7	9	17	1	10	8	18	3	2	2	1	2	4		90
Total	159	330	197	262	117	371	249	227	145	141	118	84	109	198	69	2776

Monthly Arrest (Highest Charge) by Council District, Race, Sex and Zip Code: Aug-2023

Race	Count
American Indian or Alaska Native	8
Asian	15
Black	1448
Hispanic or Latino	795
Middle Eastern	3
Native Hawaiian/Pacific Islander	1
White	506
Total	2776

Sex	Count
Female	732
Male	2044
Total	2776

Council District	Count
CD 1	159
CD 2	330
CD 3	197
CD 4	262
CD 5	117
CD 6	371
CD 7	249
CD 8	227
CD 9	145
CD 10	141
CD 11	118
CD 12	84
CD 13	109
CD 14	198
Out/City	69
Total	2776

Zip Code	Top 30 Count
75220	176
75216	167
75241	137
75211	128
75228	127
75217	117
75243	116
75215	110
75229	99
75226	84
75237	81
75232	78
75227	72
75202	69
75201	65
75235	64
75231	63
75287	62
75224	60
75212	58
75240	54
75203	53
75210	51
75208	50
75238	47
75219	45
75206	44
75214	44
75223	41
75204	38
Total	2776