

SUMMARY REPORT DIGEST-
COMPLAINT REGISTER INVESTIGATION NO.:
CHICAGO POLICE DEPARTMENT

274809

DATE OF REPORT (DAY-MO.-YEAR)

29OCT01

To be used in all cases that are to be classified as either EXONERATED, UNFOUNDED, NOT SUSTAINED, or in SUSTAINED cases where the Disciplinary Recommendation does not exceed FIVE (5) DAYS SUSPENSION.

SUBMIT ORIGINAL AND 3 COPIES IF ASSIGNED TO SAME UNIT AS ACCUSED.
SUBMIT ORIGINAL AND 4 COPIES IF NOT ASSIGNED TO SAME UNIT AS ACCUSED.

TO: SUPERINTENDENT OF POLICE

ATTENTION

☐ ADMINISTRATOR IN CHARGE, OFFICE OF PROFESSIONAL STANDARDS
☒ ASSISTANT DEPUTY SUPERINTENDENT, INTERNAL AFFAIRS DIVISION

FROM - INVESTIGATOR'S NAME		RANK	STAR NO.	SOCIAL SEC. NO.	EMPLOYEE NO.	UNIT ASSIGN.
Bennett, Duane A.		Sgt.	770			009
ADDRESS OF INCIDENT		DATE OF INCIDENT - TIME		BEAT OF INCIDENT	LOCATION CODE*	
		17SEP01/0130		934	17	
NAME		RANK	STAR NO.	SOCIAL SEC. NO.	EMPLOYEE NO.	UNIT ASSIGN.
1. Hackett, Christopher		P.O.	7447			009
2. Dowling, John		P.O.	19486			009
SEX/RACE	D.O.B.	DATE OF APPOINTMENT		DUTY STATUS (TIME OF INCIDENT)		PHYS. COND. CODE*
1. M/2		17MAR97		<input checked="" type="checkbox"/> ON DUTY <input type="checkbox"/> OFF DUTY		01
2. M/2		18MAR96		<input checked="" type="checkbox"/> ON DUTY <input type="checkbox"/> OFF DUTY		01
IF APPLICABLE - DATE ARRESTED / INDICTED		CHARGES		COURT BRANCH	DISPOSITION & DATE	
1.						
2.						
NAME		ADDRESS**		CITY STATE	TELEPHONE	SEX/RACE
NAME		ADDRESS**		CITY STATE	TELEPHONE	SEX/RACE
same as complainant						
NAME		ADDRESS**		CITY STATE	TELEPHONE	SEX/RACE
none						

☒ SEE ATTACHED SHEET FOR ADDITIONAL ACCUSED, COMPLAINANTS, VICTIMS, WITNESSES.

The complainant alleges that he was the victim of a robbery and that during the investigation of the robbery the accused officers made derogatory remarks toward him.

I.A.D. LOCATION CODES*

01 Food Sales/Restaurant	11 Public Transportation Veh./Facility
02 Tavern/Liquor Store	12 Park District Property
03 Other Business Establishment	13 Airport
04 Police Building	14 Public Property Other
05 Lockup Facility	15 Other Private Premise
06 Police Maintenance Facility	16 Expressway/ Interstate System
07 CPD Automotive Pound Facility	17 Public Way - Other
08 Other Police Property	18 Waterway, Incl. Park District
09 Police Communications System	19 Private Residence
10 Court Room	

I.A.D. PHYSICAL CONDITION CODES+

01 No Visible Injury - Apparently Normal
02 No Visible Injury - Under Influence
03 Injured, Not Hospitalized
04 Injured, Not Hospitalized - Under Influence
05 Injured, Hospitalized
06 Injured, Hospitalized - Under Influence
07 Injured, Refused Medical Aid
08 Injured, Refused Medical Aid - Under Influence
09 Deceased
10 Deceased - Under Influence

** IF CPD MEMBER, LIST RANK, STAR, SOCIAL SECURITY, EMPLOYEE NOS. IN ADDRESS BOX, PAX/BELL IN TELEPHONE BOX.

Briefly summarize the investigation describing your efforts to prove or disprove the allegation(s). Indicate whether witnesses or evidence support or do not support the allegation(s). In sustained cases ONLY, copies of the accused member's Summary of Previous Disciplinary Actions and Record of Previous Disciplinary Actions and Record of Previous Complimentary History will be included as attachments.

R/Sgt. was assigned to investigate CR#274809 on 20SEP01. R/Sgt. attempted to contact the complainant by telephone on 21SEP01/0730hrs., 26SEP01/0730hrs., and 04Oct01/2200hrs. R/Sgt. was unable to contact complainant by telephone. R/Sgt. sent a certified letter to the complainant on 04OCT01. The certified letter (Article #652576) was delivered on 17OCT01 and was signed for by the complainant. The complainant has failed to contact the R/Sgt. so an interview could be conducted.

Officer Hackett #7447 submitted a TO-FROM-SUBJECT report which stated that at no time did he or his partner (P.O. Dowling #19486) make any derogatory remarks toward the complainant.

Officer Dowling #19486 submitted a TO-FROM-SUBJECT report which stated that at no time did he or his partner (P.O. Hackett #7447) make any derogatory remarks toward the complainant.

Due to the complainant's lack of cooperation, the R/Sgt. was unable to conduct an interview. Therefore the R/Sgt. is unable to prove or disprove the allegations against the accused officers.

SUMMARY

ATTACHMENTS	INVESTIGATIVE REPORTS- SUPPORTING ALLEGATION LIST ATTACHMENT NUMBERS	INVESTIGATIVE REPORTS- SUPPORTING ACCUSED MEMBER(S) LIST ATTACHMENT NUMBERS	PHYSICAL EVIDENCE LIST ATTACHMENT NUMBERS	TOTAL NUMBER OF ATTACHMENTS SUBMITTED WITH THIS FILE
	1,2	9,10	11,12,13,14,	15

Summarize the findings and recommendations. Rule violations will be cited by number only. One overall recommendation for Disciplinary Action will be made by the investigator. The recommendation will be for ALL sustained findings; recommendations will NOT be made for each sustained allegation. Example: 1 Violation noted, no disciplinary action warranted, 2 That the accused member be reprimanded, 3, That the accused member be suspended for ... days (not to exceed 5 days).

Accused #1 - P.O. C. Hackett #7447

FINDINGS : NOT SUSTAINED

RECOMMENDATION: No Disciplinary Action At This Time.


Accused #2 - P.O. J. Dowling #19486

FINDINGS: NOT SUSTAINED

RECOMMENDATION: No Disciplinary Action At This Time.

REVIEWED BY 
FEB 19 2002

FINDINGS-RECOMMENDATIONS

DATE INITIATED (DATE COMPLAINT WAS RECEIVED FOR INVESTIGATION)	20SEP01	DATE COMPLETED (DATE OF THIS REPORT)	29Oct01	ELAPSED TIME (TOTAL TIME EXPRESSED IN DAYS)	39
Investigator will initiate the Command Channel Review form by completing the Investigator's Section.			INVESTIGATOR 	#776	

IF NECESSARY, USE AN 8 1/2 x 11" SHEET OF WHITE PAPER TO CONTINUE ANY ITEM

ATTACHMENTS

1. Complaint Against Dept. Member
2. CR#274809 Initiation Report
3. Notification of Charges - P.O. C. Hackett #7447
4. Administrative Proceedings Rights - P.O. C. Hackett #7447
5. Waiver of Counsel/Request to Secure Counsel - P.O. C. Hackett #7447
6. Notification of Charges - P.O. J. Dowling #19486
7. Administrative Proceedings Rights - P.O. J. Dowling #19486
8. Waiver of Counsel/Request to Secure Counsel - P.O. J. Dowling #7447
9. TO/FROM/SUBJECT Report - P.O. C. Hackett #7447
10. TO/FROM/SUBJECT Report - P.O. J. Dowling #19486
11. Event History #0126000920 - Beat 934
12. Copy of Certified Letter Sent 04 Oct 01
13. Certified Letter Receipt - Addressed to Complainant
14. Certified Letter Return Receipt - Article #652576 - Signed by Complainant
15. Request for Time Extension - CR#27480

SUMMARY REPORT DIGEST-

COMPLAINT REGISTER INVESTIGATION NO.:
CHICAGO POLICE DEPARTMENT

278902

DATE OF REPORT (DAY-MO.-YEAR)

09 Apr 02

To be used in all cases that are to be classified as either EXONERATED, UNFOUNDED, NOT SUSTAINED cases where the Disciplinary Recommendation does not exceed FIVE (5) DAYS SUSPENSION.

SUBMIT ORIGINAL AND 3 COPIES IF ASSIGNED TO SAME UNIT AS ACCUSED.
SUBMIT ORIGINAL AND 4 COPIES IF NOT ASSIGNED TO SAME UNIT AS ACCUSED.

TO: SUPERINTENDENT OF POLICE
ATTENTION ☒ ADMINISTRATOR IN CHARGE, OFFICE OF PROFESSIONAL STANDARDS
☐ ASSISTANT DEPUTY SUPERINTENDENT, INTERNAL AFFAIRS DIVISION

FROM - INVESTIGATOR'S NAME Neomi Hernandez				Rank Inv	STAR NO. 222	SOCIAL SEC. NO. [REDACTED]	EMPLOYEE NO. [REDACTED]	UNIT ASSIGN. 113
ADDRESS OF INCIDENT [REDACTED]				DATE OF INCIDENT - TIME 10 Mar 02 1855		BEAT OF INCIDENT 0931		LOCATION CODE* 17
ACCUSED	NAME 1. John J. Dowling			RANK PO	STAR NO. 19486	SOCIAL SEC. NO. [REDACTED]	EMPLOYEE NO. [REDACTED]	UNIT ASSIGN. 009
	2 Timothy J. Hayes			PO	7308	[REDACTED]	[REDACTED]	009
	SEX/RACE 1. M/W	DOB [REDACTED] 58	DATE OF APPOINTMENT 18 Mar 96		DUTY STATUS (TIME OF INCIDENT) <input checked="" type="checkbox"/> ON DUTY <input type="checkbox"/> OFF DUTY		<input checked="" type="checkbox"/> SWORN <input type="checkbox"/> CIVILIAN	PHYS. COND. CODE 01
	2 M/W	[REDACTED] 66	13 Apr 98		<input checked="" type="checkbox"/> ON DUTY <input type="checkbox"/> OFF DUTY		<input checked="" type="checkbox"/> SWORN <input type="checkbox"/> CIVILIAN	01
	IF APPLICABLE - DATE ARRESTED INDICATED 1.		CHARGES		COURT BRANCH		DISPOSITION & DATE	
	2.							
COMPLAINANTS	NAME			ADDRESS**	CITY STATE	TELEPHONE	SEX/RACE	DOB/AGE
	[REDACTED]			[REDACTED]		[REDACTED]	[REDACTED]	[REDACTED]
VICTIMS	NAME			ADDRESS**	CITY STATE	TELEPHONE	SEX/RACE	DOB/AGE
	[REDACTED]			[REDACTED]		[REDACTED]	[REDACTED]	[REDACTED]
WITNESSES	NAME			ADDRESS**	CITY STATE	TELEPHONE	SEX/RACE	DOB/AGE
	[REDACTED]			[REDACTED]		[REDACTED]	[REDACTED]	[REDACTED]

☐ SEE ATTACHED SHEET FOR ADDITIONAL ACCUSED, COMPLAINANTS, VICTIMS, WITNESSES.

See page 2

I.A.D. LOCATION CODES*

- 01 Food Sales/Restaurant
- 02 Tavern/Liquor Store
- 03 Other Business Establishment
- 04 Police Building
- 05 Lockup Facility
- 06 Police Maintenance Facility
- 07 CPD Automotive Pound Facility
- 08 Other Police Property
- 09 Police Communications System
- 10 Court Room

- 11 Public Transportation Veh./Facility
- 12 Park District Property
- 13 Airport
- 14 Public Property - Other
- 15 Other Private Premise
- 16 Expressway/Interstate System
- 17 Public Way - Other
- 18 Waterway, Incl. Park District
- 19 Private Residence

I.A.D. PHYSICAL CONDITION CODES

- 01 No Visible Injury - Apparently Normal
- 02 No Visible Injury - Under Influence
- 03 Injured, Not Hospitalized
- 04 Injured, Not Hospitalized - Under Influence
- 05 Injured, Hospitalized
- 06 Injured, Hospitalized - Under Influence
- 07 Injured, Refused Medical Aid
- 08 Injured, Refused Medical Aid - Under Influence
- 09 Deceased
- 10 Deceased - Under Influence

** IF CPD MEMBER, LIST RANK, STAR, SOCIAL SECURITY, EMPLOYEE NOS. IN ADDRESS BOX, PAX/BELL IN TELEPHONE BOX.

SUMMARY

Briefly summarize the investigation describing your efforts to prove or disprove the allegation(s). Indicate whether witnesses or evidence support or do not support the allegations(s).
In sustained cases ONLY, copies of the accused member's Summary of Previous Disciplinary Actions and Record of Previous Complimentary History will be included as attachments.

SEE PAGE 2

INVESTIGATIVE REPORTS-
SUPPORTING ALLEGATION
LIST ATTACHMENT NUMBERS
2,4.

INVESTIGATIVE REPORTS-
SUPPORTING ACCUSED MEMBER(S)
LIST ATTACHMENT NUMBERS:
15,19.

PHYSICAL EVIDENCE
LIST ATTACHMENT numbers

TOTAL NUMBER OF ATTACHMENTS
SUBMITTED WITH THIS FILE:
20.

FINDINGS-RECOMMENDATIONS

Summarize the findings and recommendations. Rule violations will be cited by number only. One overall recommendation for Disciplinary Action will be made by the investigator. The recommendation will be for ALL sustained findings; recommendations will NOT be made for each sustained allegation. Example: 1. Violation noted, no disciplinary action warranted. 2. That the accused member be reprimanded. 3. That the accused member be suspended for days (not to exceed 5 days).

Finding:

Accused:
ALLEGATIONS: # 1-4

Officer John J. Dowling # 19486, 009 District
Unfounded

Accused:
ALLEGATIONS: #1-4

Officer Timothy J. Hayes # 7308, 009 District
Unfounded

Approved:

OPS, Supervisor Raymond Matkovich # 107

DATE INITIATED
(DATE COMPLAINT WAS
RECEIVED FOR INVESTIGATION)

11 Mar 02

DATE COMPLETED
(DATE OF THIS
REPORT)

09 Apr 02

Elapsed Time
(TOTAL TIME, 30
EXPRESSED IN DAYS)

Investigator will initiate the Command Channel Review
for by completing the Investigator's Section.

INVESTIGATOR'S SIGNATURE

IF NECESSARY, USE AN 8 1/2 X 11" SHEET OF WHITE PAPER TO CONTINUE ANY ITEM.

Complaint Register # 278902

ALLEGATION:

The complaint was received via telephone by the Office of Professional Standards on 10 March 2002, at 1900 hours, and registered by Investigator Neomi Hernandez # 222. The complainant [REDACTED] alleged that on 10 Mar 02, at approximately 1855 hours, at [REDACTED], the accused, **Officer John J. Dowling # 19486, 009 District:**

- 1.) Pushed him onto the hood of the squad car
- 2.) Struck him on the head with his arm/elbow
- 3.) Threw his keys at him
- 4.) Verbally abused him by saying, "shut the fuck up, maybe this motherfucker don't understand"

The complainant, [REDACTED] alleged that on the same date, time and location, the accused, **Officer Timothy J. Hayes # 7308, 009 District:**

- 1.) Pushed him onto the hood of the squad car
- 2.) Struck him on the head with his arm/elbow
- 3.) Threw his keys at him
- 4.) Verbally abused by by saying, "shut the fuck up, maybe this motherfucker don't understand"

Complaint Register # 278902

INVESTIGATION:

The allegations are as stated in the "Allegations Section" of this Summary Report Digest.

In a telephone interview and in an in-person interview, the complainant, [REDACTED], stated that on 10 Mar 02, at approximately 1855 hours, he had just finished closing his restaurant, Classic Gyros, at 1543 W. 47th Street, when he was approached by two male white plainclothes officers. [REDACTED] stated that the officers told him to place his hands on the squad car and he asked the officers, "what is going on?". [REDACTED] was pushed on his back and told again to place his hands on the squad car. At that point, one of the officers struck him on his head with his arm/elbow several times. Then the officers asked [REDACTED] for the keys to the restaurant. The officer walked towards the restaurant but then turned around and threw the keys back at [REDACTED]. [REDACTED] further stated that one of the officers said, "maybe this motherfucker don't understand". The officers got in their squad car and drove away. [REDACTED] stated that the license plate number of the squad car was "M91127".

[REDACTED] also stated that two customers/vendors outside who witnessed the incident but he would provide their names and addresses at a later date.

[REDACTED] sustained soreness to the back of his head but he did not seek medical treatment.

[REDACTED] viewed photographs at the Internal Affairs Division but was unable to identify an accused.

[REDACTED] failed to provide the names and telephone numbers of his witnesses after several attempts were made to obtain them.

No Field Contact Card was on file with the 009th District Review Office. Officers T. Hayes # 7308 and J. Dowling # 19486 were assigned to vehicle 2922 (license M91127).

In a report submitted by Officer Timothy J. Hayes # 7308, 009 District, he stated that on 10 Mar 02, he did not have any physical contact or verbally abuse the complainant [REDACTED].

In a report submitted by Officer John J. Dowling # 19486, 009 District, he stated that he did not physically or verbally abuse the complainant, [REDACTED].

Complaint Register # 278902

CONCLUSION:

Based on the facts of this investigation, the reporting investigator recommends this case be closed and classified as **Unfounded**. There is no evidence to support that the incident took place as alleged by the complainant

The complainant [REDACTED], in a telephone interview, initially stated that he did not speak English and he further stated that he did not have time to view photographs at the Internal Affairs Division because he was too busy.

A day later [REDACTED] registered a second complaint with OPS regarding the same incident. At this time, [REDACTED] spoke English and he also viewed photographs of police personnel. However, [REDACTED] was unable to identify the accused.

SUMMARY

Briefly summarize the investigation describing your efforts to prove or disprove the allegation(s). Indicate whether witnesses or evidence support or do not support the allegations(s).
In sustained cases ONLY, copies of the accused member's Summary of Previous Disciplinary Actions and Record of Previous Complimentary History will be included as attachments.

ATTACHMENTS

INVESTIGATIVE REPORTS-
SUPPORTING ALLEGATION
LIST ATTACHMENT NUMBERS:
1,2, 5a, 6, 9

INVESTIGATIVE REPORTS-
SUPPORTING ACCUSED MEMBER(S)
LIST ATTACHMENT NUMBERS:
3,4,5,9,13,14

PHYSICAL EVIDENCE
LIST ATTACHMENT NUMBERS:
0

TOTAL NUMBER OF ATTACHMENTS
SUBMITTED WITH THIS FILE:
15

FINDINGS-RECOMMENDATIONS

Summarize the findings and recommendations. Rule violations will be cited by number only. One overall recommendation for Disciplinary Action will be made by the investigator. The recommendation will be for ALL sustained findings; recommendations will NOT be made for each sustained allegation. Example: 1. Violation noted, no disciplinary action warranted. 2. That the accused member be reprimanded. 3. That the accused member be suspended for days (not to exceed 5 days).

FINDINGS:

Accused #1 - Police Officer John Dowling, Star #19486

Allegations #1 through #5 Not Sustained

APPROVED:

OPS Supervisor

DATE INITIATED: 03 April 02
(DATE COMPLAINT WAS
RECEIVED FOR INVESTIGATION)

DATE COMPLETED
(DATE OF THIS
REPORT) 30 July 02

ELAPSED TIME
(TOTAL TIME,
EXPRESSED IN DAYS) 119 Days

Investigator will initiate the Command Channel Review
for by completing the Investigator's Section.

INVESTIGATOR

IF NECESSARY, USE AN 8 1/2 X 11" SHEET OF WHITE PAPER TO CONTINUE ANY ITEM.

ALLEGATIONS:

On Tuesday, 02 April 02 at approximately 1443 hours, the complainant, [REDACTED] [REDACTED] telephoned the Office of Professional Standards and registered a complaint with Civilian Employee Yolanda Toppins. [REDACTED] alleged that on Monday, 01 April 02 at approximately 1900 hours in the 5100 block of South May **Officer John Dowling, Star #19486:**

- (1) Grabbed him by the back of his neck
- (2) Pushed him against his car
- (3) Kicked his legs apart and kicked him on his groin
- (4) Struck him on his head with his fist and a flashlight
- (5) Planted drugs on him.

INVESTIGATION:

██████████ stated that on 01 April 02 at 1900 hours, he and his friend, ██████████ were driving around looking for his girlfriend, ██████████ stated that they stopped at K and K Foods located at 5100 S. May. ██████████ went inside the store. At this time, an unmarked squad car that ██████████ described as a tan Crown Victoria pulled up alongside of him. ██████████ said that two male/white uniformed officers exited the squad car and told him to get out of his car. ██████████ complied and as he was exiting his vehicle, one of the officers, now known to be Officer John Dowling, grabbed him by the back of his neck, pushed him against his car, kicked his legs apart and kicked him on his groin. Officer Dowling searched ██████████ as his partner, now known to be Officer Timothy Hayes, searched ██████████ vehicle.

██████████ said that Officer Timothy Hayes nodded his head at Officer Dowling and Officer Dowling struck him on his head several times. Officer Dowling struck ██████████ three times on his head with a small flashlight and Then kicked him on his groin three more times. ██████████ related that he did not resist the officers, but covered himself and absorbed the abuse. ██████████ said that Officer Dowling told him "You want to be treated like a nigger, we'll treat you like a nigger."

██████████ said that the officers placed him and ██████████ inside a squad car where the officers ran their names and then ██████████ was released. ██████████ was arrested for Possession of Marijuana.

██████████ stated that he sustained soreness and a bruise on his head and body. There was no medical attention sought.

██████████ was given an opportunity to view photographs of officers in the 009th District in an attempt to identify the accused officers by photographs. He failed to keep the appointment. He did provide a description of the two officers

The reporting investigator obtained physical descriptions of Officers Dowling and Hayes from the Department's Personnel Division. According to the descriptions that was given by ██████████ it appears that Officer Dowling was the officer who ██████████ stated

INVESTIGATION (CONTINUED):

physically mistreated him.

There were several people outside during the incident, but he did not know any of their names or phone numbers. [REDACTED] related that [REDACTED] witnessed the incident but he didn't know at what point he came out of the store. [REDACTED] stated that he would have [REDACTED] call the Department on a later date.

In the arrest report, Officer Dowling and Hayes arrested [REDACTED] for Possession of Cannabis and Drinking on a Public Way after he was observed consuming a bottle of beer on the public way. [REDACTED] was placed under arrest and transported to the 009th District for processing. The reporting officers conducted a custodial search of [REDACTED] and found five clear plastic bags containing a green plant like substance in [REDACTED] right pants pocket.


A canvass was conducted in the 5100 block of South May in an attempt to locate additional witnesses to the arrest of [REDACTED]. There were no additional witnesses identified.

Officer Timothy Hayes stated that he was working with Officer John Dowling when the observe [REDACTED] consuming a bottle of beer on a public way. He was placed under arrest. Officer Hayes observed his partner perform a custodial search of [REDACTED] right front pants pocket at which time five clear plastic bags containing a green leaf substance suspect cannabis was found. Officer Hayes stated that the only physical contact that he observed was when [REDACTED] was handcuffed by his partner and placed into the rear seat car of the squad car.

Officer John Dowling gave a similar account of the incident as stated by his partner Officer Timothy Hayes. He stated that after [REDACTED] was observed drinking on a public way, he was placed under arrest. The only contact that Officer Dowling said he had with [REDACTED] was to place him in handcuffs and inside the squad car. Officer Dowling denied that he physically mistreated [REDACTED] during his arrest.

CONCLUSION:

The reporting investigator recommends that the allegations made against Officer John Dowling be Not Sustained. Without witnesses to the incident and the lack of medical evidence, there is insufficient evidence to prove or disprove the allegations that were made by



SUMMARY REPORT DIGEST-
COMPLAINT REGISTER INVESTIGATION NO.:
CHICAGO POLICE DEPARTMENT

279810

DATE OF REPORT (DAY-MO.-YEAR)

02 Jun 02

To be used in all cases that are to be classified as either EXONERATED, UNFOUNDED, NOT SUSTAINED, or
in SUSTAINED cases where the Disciplinary Recommendation does not exceed FIVE (5) DAYS SUSPENSION.

SUBMIT ORIGINAL AND 3 COPIES IF ASSIGNED TO SAME UNIT AS ACCUSED.
SUBMIT ORIGINAL AND 4 COPIES IF NOT ASSIGNED TO SAME UNIT AS ACCUSED.

TO: SUPERINTENDENT OF POLICE

ATTENTION

☐ ADMINISTRATOR IN CHARGE, OFFICE OF PROFESSIONAL STANDARDS

☒ ASSISTANT DEPUTY SUPERINTENDENT, INTERNAL AFFAIRS DIVISION

FROM - INVESTIGATOR'S NAME Hardy William H	RANK Sgt	STAR NO. 2456	SOCIAL SEC. NO. [REDACTED]	EMPLOYEE NO. [REDACTED]	UNIT ASSIGN. 009
---	-------------	------------------	-------------------------------	----------------------------	---------------------

ADDRESS OF INCIDENT [REDACTED]	DATE OF INCIDENT - TIME 15 Apr 02 2116	BEAT OF INCIDENT 934	LOCATION CODE* 14
-----------------------------------	---	-------------------------	----------------------

NAME 1. Conneely John	RANK PO	STAR NO. 16929	SOCIAL SEC. NO. [REDACTED]	EMPLOYEE NO. [REDACTED]	UNIT ASSIGN. 009
--------------------------	------------	-------------------	-------------------------------	----------------------------	---------------------

NAME 2. Vella Robert	RANK PO	STAR NO. 8642	SOCIAL SEC. NO. [REDACTED]	EMPLOYEE NO. [REDACTED]	UNIT ASSIGN. 009
-------------------------	------------	------------------	-------------------------------	----------------------------	---------------------

SEX/RACE 1. M/2	D.O.B. [REDACTED] 44	DATE OF APPOINTMENT 10 Jul 95	DUTY STATUS (TIME OF INCIDENT) <input checked="" type="checkbox"/> ON DUTY <input type="checkbox"/> OFF DUTY	<input checked="" type="checkbox"/> SWORN <input type="checkbox"/> CIVILIAN	PHYS. COND. CODE* 01
--------------------	-------------------------	----------------------------------	---	--	-------------------------------

SEX/RACE 2. M/2	D.O.B. [REDACTED] 63	DATE OF APPOINTMENT 26 Mar 90	DUTY STATUS (TIME OF INCIDENT) <input checked="" type="checkbox"/> ON DUTY <input type="checkbox"/> OFF DUTY	<input checked="" type="checkbox"/> SWORN <input type="checkbox"/> CIVILIAN	PHYS. COND. CODE* 01
--------------------	-------------------------	----------------------------------	---	--	-------------------------------

IF APPLICABLE - DATE ARRESTED/INDICTED 1.	CHARGES	COURT BRANCH	DISPOSITION & DATE
2.			

NAME	ADDRESS**	CITY STATE	TELEPHONE	SEX/RACE	D.O.B./AGE	PHYS. COND. CODE*
[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]

NAME	ADDRESS**	CITY STATE	TELEPHONE	SEX/RACE	D.O.B./AGE	PHYS. COND. CODE*
[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]

NAME	ADDRESS**	CITY STATE	TELEPHONE	SEX/RACE	D.O.B./AGE	PHYS. COND. CODE*
[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]

☒ SEE ATTACHED SHEET FOR ADDITIONAL ACCUSED, COMPLAINANTS, VICTIMS, WITNESSES.

The complainant alleges that two male white plainclothes Officers stopped the victim. The complainant alleges that one of the Officers was verbally abusive stating, "We lock your ass up before, you got away then".

I.A.D. LOCATION CODES*

01 Food Sales/Restaurant	11 Public Transportation Veh./Facility
02 Tavern/Liquor Store	12 Park District Property
03 Other Business Establishment	13 Airport
04 Police Building	14 Public Property Other
05 Lockup Facility	15 Other Private Premise
06 Police Maintenance Facility	16 Expressway/ Interstate System
07 CPD Automotive Pound Facility	17 Public Way - Other
08 Other Police Property	18 Waterway, Incl. Park District
09 Police Communications System	19 Private Residence
10 Court Room	

I.A.D. PHYSICAL CONDITION CODES+

01 No Visible Injury - Apparently Normal
02 No Visible Injury - Under Influence
03 Injured, Not Hospitalized
04 Injured, Not Hospitalized - Under Influence
05 Injured, Hospitalized
06 Injured, Hospitalized - Under Influence
07 Injured, Refused Medical Aid
08 Injured, Refused Medical Aid - Under Influence
09 Deceased
10 Deceased - Under Influence

** IF CPD MEMBER, LIST RANK, STAR, SOCIAL SECURITY, EMPLOYEE NOS. IN ADDRESS BOX, PAX/BELL IN TELEPHONE BOX.

Briefly summarize the investigation describing your efforts to prove or disprove the allegation(s). Indicate whether witnesses or evidence support or do not support the allegation(s). In sustained cases ONLY, copies of the accused member's Summary of Previous Disciplinary Actions and Record of Previous Disciplinary Actions and Record of Previous Complimentary History will be included as attachments.

R/Sgt was assigned to investigate CR#279810, investigation showed that on 15 Apr 02 at approx 2116 hrs complainant [REDACTED] alleged that two male white plainclothes Officers stopped the victim [REDACTED]. The complainant alleges that one of the Officers was verbally abusive stating, "We lock your ass up before, you got away then". On 13 May 02 R/Sgt attempted to contact complainant [REDACTED] via Phone # [REDACTED] this number was found disconnected. R/Sgt later went to the contact address at [REDACTED] while there R/Sgt spoke with an unk [REDACTED] approx [REDACTED] who refused to give her name. [REDACTED] stated that [REDACTED] does not live there and was unaware of where [REDACTED] was presently living. Also on this date R/Sgt attempted to contact alleged victim [REDACTED] at [REDACTED] this address was found to be in the middle of [REDACTED]. On 17 May 02 R/Sgt sent off two certified letters to mentioned address's, stated letters were returned under article # [REDACTED] and [REDACTED]. Article number [REDACTED] was returned signed while article number [REDACTED] was returned unable to contact. An event history revealed Bt 961D Officers Conneely #16929 and Vella #8642 were in the area and placed [REDACTED] in custody for Aggravated Assault with a Firearm and Escape/Violation of Electronic Monitoring. The Officers completed a Supplementary Report For the Agg Assault along with an arrest report and Gang Arrest Card. In reveiwing the arrest report R/Sgt noticed the Officers were assisted by fellow Officers Hayes #7308, Olson #11778, Fitzgerald #19959, Perez #10546, Trinidad #8168 and Dowling #19486. The male white plainclothe Officers were later served with complaints and allegations while the remaining Officers were asked to submit witness statements. In reviewing the Officers reports, all Officers involved deny making the alleged statement nor did they observe fellow Officers make this statement. As of 04 Jun 02 the complainants have not made themselves available to interview in order to gather information.

SUMMARY

ATTACH-
MENTS

INVESTIGATIVE REPORTS-
SUPPORTING ALLEGATION
LIST ATTACHMENT NUMBERS:

0

INVESTIGATIVE REPORTS-
SUPPORTING ACCUSED MEMBER(S)
LIST ATTACHMENT NUMBERS:

14, 18, 22, 23, 24, 25, 26, 27

PHYSICAL EVIDENCE

LIST ATTACHMENT NUMBERS:

30

TOTAL NUMBER OF ATTACHMENTS
SUBMITTED WITH THIS FILE:

34 35

Summarize the findings and recommendations. Rule violations will be cited by number only. One overall recommendation for Disciplinary Action will be made by the investigator. The recommendation will be for ALL sustained findings; recommendations will NOT be made for each sustained allegation. Example: 1. Violation noted, no disciplinary action warranted. 2. That the accused member be reprimanded. 3. That the accused member be suspended for days (not to exceed 5 days).

Findings: - NOT SUSTAINED

IN REVIEWING THE OFFICERS TO-FROM REPORTS, SUPPLEMENTARY CASE REPORT, ARREST REPORT AND GANG ARREST CARD AND DUE TO THE INABILITY TO CONTACT COMPLAINANTS AND THEIR UNWILLINGNESS TO MAKE THEMSELVES AVAILABLE FOR FURTHER INFORMATION, R/SGT IS UNABLE TO CONTINUE IN THIS INVESTIGATION.

RECOMMENDATION: - "NO DISCIPLINARY ACTION".

REVIEWED BY
[Signature]
OCT 2 - 2002

DATE INITIATED
(DATE COMPLAINT WAS
RECEIVED FOR INVESTIGATION)

17 APR 02

DATE COMPLETED
(DATE OF THIS
REPORT)

10 JUN 02

ELAPSED TIME
(TOTAL TIME
EXPRESSED IN DAYS)

45

Investigator will initiate the Command Channel Review form
by completing the Investigator's Section.

INVE

URE

IF NECESSARY, USE AN 8 1/2 x 11" SHEET OF WHITE PAPER.

CONTINUE ANY ITEM.

**SUMMARY REPORT DIGEST-
COMPLAINT REGISTER INVESTIGATION NO.:
CHICAGO POLICE DEPARTMENT**

287590

DATE OF REPORT (DAY-MO.-YEAR)

12 APR 03

To be used in all cases that are to be classified as either EXONERATED, UNFOUNDED, NOT SUSTAINED or in SUSTAINED cases where the Disciplinary Recommendation does not exceed FIVE (5) DAYS SUSPENSION.

SUBMIT ORIGINAL AND 3 COPIES IF ASSIGNED TO SAME UNIT AS ACCUSED.
SUBMIT ORIGINAL AND 4 COPIES IF NOT ASSIGNED TO SAME UNIT AS ACCUSED.

TO: SUPERINTENDENT OF POLICE

ATTENTION

☒ ADMINISTRATOR IN CHARGE, OFFICE OF PROFESSIONAL STANDARDS
☐ ASSISTANT DEPUTY SUPERINTENDENT, INTERNAL AFFAIRS DIVISION

FROM- INVESTIGATOR'S NAME		RANK	STAR NO.	SOCIAL SEC. NO.	EMPLOYEE NO.	UNIT ASSIGN.
McMURRAY, George H		Sgt	1962			009
ADDRESS OF INCIDENT		DATE OF INCIDENT - TIME		BEAT OF INCIDENT	LOCATION CODE*	
502 W 55th St		12 FEB 03 / 1915 hrs		934	03	
NAME		RANK	STAR NO.	SOCIAL SEC. NO.	EMPLOYEE NO.	UNIT ASSIGN.
1. CONNEELY, John		PO	16929			009
2. VELLA, Robert		PO	8642			009
SEX/RACE	D.O.B.	DATE OF APPOINTMENT		DUTY STATUS (TIME OF INCIDENT)		PHYS. COND. CODE†
1. M/W		10 JUL 95		<input checked="" type="checkbox"/> ON DUTY <input type="checkbox"/> OFF DUTY		01
2. M/W		26 MAR 90		<input checked="" type="checkbox"/> ON DUTY <input type="checkbox"/> OFF DUTY		01
IF APPLICABLE - DA		CHARGES		COURT BRANCH	DISPOSITION & DATE	
1.						
2.						
NAME		ADDRESS**		CITY STATE	TELEPHONE	SEX/RACE D.O.B./AGE PHYS. COND.
NAME		ADDRESS**		CITY STATE	TELEPHONE	SEX/RACE D.O.B./AGE PHYS. COND.
NAME		ADDRESS**		CITY STATE	TELEPHONE	SEX/RACE D.O.B./AGE PHYS. COND.

☒ SEE ATTACHED SHEET FOR ADDITIONAL ACCUSED, COMPLAINANTS, VICTIMS, WITNESSES.

ALLEGATIONS The complainant alleges that three unknown uniformed officers entered his business and arrested his brother for no apparent reason.

I.A.D. LOCATION CODES*

01 Food Sales/Restaurant	11 Public Transportation Veh./Facility
02 Tavern/Liquor Store	12 Park District Property
03 Other Business Establishment	13 Airport
04 Police Building	14 Public Property Other
05 Lockup Facility	15 Other Private Premise
06 Police Maintenance Facility	16 Expressway/Interstate System
07 CPD Automotive Pound Facility	17 Public Way - Other
08 Other Police Property	18 Waterway, Incl. Park District
09 Police Communications System	19 Private Residence
10 Court Room	

I.A.D. PHYSICAL CONDITION CODES†

01 No Visible Injury - Apparently Normal
02 No Visible Injury - Under Influence
03 Injured, Not Hospitalized
04 Injured, Not Hospitalized - Under Influence
05 Injured, Hospitalized
06 Injured, Hospitalized - Under Influence
07 Injured, Refused Medical Aid
08 Injured, Refused Medical Aid - Under Influence
09 Deceased
10 Deceased - Under Influence

* * IF CPD MEMBER, LIST RANK, STAR, SOCIAL SECURITY, EMPLOYEE NOS. IN ADDRESS BOX, PAX/BELL IN TELEPHONE BOX.

Briefly summarize the investigation describing your efforts to prove or disprove the allegation(s). Indicate whether witnesses or evidence support or do not support the allegation(s). In sustained cases ONLY, copies of the accused member's Summary of Previous Disciplinary Actions and Record of Previous Complimentary History will be included as attachments.

R/Sgt spoke to the complainant, the victim, and all of the witness, and they were unanimous in saying that it was all a misunderstanding. That they hadn't understood that the victim [REDACTED] was arrested on signed complaints, and that once that was made clear that they were ok.

The accused officers all state that they went to the location of the incident in search of a named offender. They located the offender [REDACTED] and placed him under arrest explaining the reason for his arrest to the others (Complainant and Witnesses) present.

SUMMARY

ATTACHMENTS	INVESTIGATIVE REPORTS- SUPPORTING ALLEGATION LIST ATTACHMENT NUMBERS:	INVESTIGATIVE REPORTS- SUPPORTING ACCUSED MEMBER(S) LIST ATTACHMENT NUMBERS:	PHYSICAL EVIDENCE LIST ATTACHMENT NUMBERS:	TOTAL NUMBER OF ATTACHMENTS SUBMITTED WITH THIS FILE:
	NONE	4,5,6,7,8,9,10,14,18,22	NONE	22

Summarize the findings and recommendations. Rule violations will be cited by number only. One overall recommendation for Disciplinary Action will be made by the investigator. The recommendation will be for ALL sustained findings; recommendations will NOT be made for each sustained allegation.

Example: 1. Violation noted, no disciplinary action warranted. 2. That the accused member be reprimanded. 3. That the accused member be suspended for days (not to exceed 5 days).

R/Sgt's investigation revealed that the accused officers acted professionally and properly, and that this complainat was a of misunderstanding and perhaps miscommunication. Based on this investigation R/Sgt makes the following finding:

FINDING: EXONERATED as to all accused officers

REVIEWED BY *[Signature]*

JUL 4 2003

DATE INITIATED (DATE COMPLAINT WAS RECEIVED FOR INVESTIGATION)	15 FEB 03	DATE COMPLETED (DATE OF THIS REPORT)	12 APR 03	ELAPSED TIME (TOTAL TIME, EXPRESSED IN DAYS)	53
Investigator will initiate the Command Channel Review form by completing the Investigator's Section.		INVESTIGATOR'S SIGNATURE [REDACTED]			

IF NECESSARY, USE AN 8 1/2 x 11" SHEET OF WHITE PAPER TO CONTINUE ANY ITEMS

Additional Accused:

DOWLING, John PO #19486 SS# [REDACTED] Emp# [REDACTED] Unit/009
M/W DOB [REDACTED] 58 DOA 18 MAR 96 On Duty Sworn Phys Cond 01

SUMMARY REPORT DIGEST-
COMPLAINT REGISTER INVESTIGATION NO.:
CHICAGO POLICE DEPARTMENT

288915

DATE OF REPORT (DAY-MO.-YEAR)

16 July 03 T 5 Aug 03

To be used in all cases that are to be classified as either EXONERATED, UNFOUNDED, NOT SUSTAINED cases where the Disciplinary Recommendation does not exceed FIVE (5) DAYS SUSPENSION.

SUBMIT ORIGINAL AND 3 COPIES IF ASSIGNED TO SAME UNIT AS ACCUSED.
SUBMIT ORIGINAL AND 4 COPIES IF NOT ASSIGNED TO SAME UNIT AS ACCUSED.

TO: SUPERINTENDENT OF POLICE
ATTENTION [x] ADMINISTRATOR IN CHARGE, OFFICE OF PROFESSIONAL STANDARDS
[] ASSISTANT DEPUTY SUPERINTENDENT, INTERNAL AFFAIRS DIVISION

FROM - INVESTIGATOR'S NAME Irma Nollan		RANK Inv.	STAR NO. 237	SOCIAL SEC. NO.	EMPLOYEE NO. [REDACTED]	UNIT ASSIGN. 113
ADDRESS OF INCIDENT [REDACTED]		DATE OF INCIDENT - TIME 20 Apr 03 1100		BEAT OF INCIDENT 912	LOCATION CODE* 17	
ACCUSED	NAME 1. DOWLING, John		RANK PO	STAR NO. 19486	SOCIAL SEC. NO. [REDACTED]	EMPLOYEE NO. [REDACTED]
	2 VELLA, Robert		PO	8642	[REDACTED]	[REDACTED]
	SEX/RACE 1. M/W	D.O.B. [REDACTED] 58	DATE OF APPOINTMENT 26 March 90		DUTY STATUS (TIME OF INCIDENT) [x] ON DUTY [] OFF DUTY	[x] SWORN [] CIVILIAN
	2 M/W	[REDACTED] 63	26 March 90		[x] ON DUTY [] OFF DUTY	[x] SWORN [] CIVILIAN
IF APPLICABLE - DATE ARRESTED/INDICATED 1.		CHARGES		COURT BRANCH	DISPOSITION & DATE	
2						
COMPLAINANTS	NAME		ADDRESS**		CITY STATE	TELEPHONE
	[REDACTED]		[REDACTED]		[REDACTED]	[REDACTED]
VICTIMS	NAME		ADDRESS**		CITY STATE	TELEPHONE
	[REDACTED]		[REDACTED]		[REDACTED]	[REDACTED]
WITNESSES	NAME		ADDRESS**		CITY STATE	TELEPHONE
	[REDACTED]		[REDACTED]		[REDACTED]	[REDACTED]

[] SEE ATTACHED SHEET FOR ADDITIONAL ACCUSED, COMPLAINANTS, VICTIMS, WITNESSES.

*** SEE REPORT***

I.A.D. LOCATION CODES*

- 01 Food Sales/Restaurant
- 02 Tavern/Liquor Store
- 03 Other Business Establishment
- 04 Police Building
- 05 Lockup Facility
- 06 Police Maintenance Facility
- 07 CPD Automotive Pound Facility
- 08 Other Police Property
- 09 Police Communications System
- 10 Court Room

- 11 Public Transportation Veh./Facility
- 12 Park District Property
- 13 Airport
- 14 Public Property - Other
- 15 Other Private Premise
- 16 Expressway/Interstate System
- 17 Public Way - Other
- 18 Waterway, Incl. Park District
- 19 Private Residence

I.A.D. PHYSICAL CONDITION CODES

- 01 No Visible Injury - Apparently Normal
- 02 No Visible Injury - Under Influence
- 03 Injured, Not Hospitalized
- 04 Injured, Not Hospitalized - Under Influence
- 05 Injured, Hospitalized
- 06 Injured, Hospitalized - Under Influence
- 07 Injured, Refused Medical Aid
- 08 Injured, Refused Medical Aid - Under Influence
- 09 Deceased
- 10 Deceased - Under Influence

** IF CPD MEMBER, LIST RANK, STAR, SOCIAL SECURITY, EMPLOYEE NOS. IN ADDRESS BOX, PAX/BELL IN TELEPHONE BOX.

Briefly summarize the investigation describing your efforts to prove or disprove the allegation(s). Indicate whether witnesses or evidence support or do not support the allegations(s).
In sustained cases ONLY, copies of the accused member's Summary of Previous Disciplinary Actions and Record of Previous Complimentary History will be included as attachments.

SEE PAGE TWO

INVESTIGATIVE REPORTS-
SUPPORTING ALLEGATION
LIST ATTACHMENT NUMBERS:

5

INVESTIGATIVE REPORTS-
SUPPORTING ACCUSED MEMBER(S)
LIST ATTACHMENT NUMBERS:

27 and 31

PHYSICAL EVIDENCE
LIST ATTACHMENT NUMBERS:

12 and 18

TOTAL NUMBER OF ATTACHMENTS
SUBMITTED WITH THIS FILE:

32

Summarize the findings and recommendations. Rule violations will be cited by number only. One overall recommendation for Disciplinary Action will be made by the investigator. The recommendation will be for ALL sustained findings; recommendations will NOT be made for each sustained allegation. Example: 1. Violation noted, no disciplinary action warranted. 2. That the accused member be reprimanded. 3. That the accused member be suspended for days (not to exceed 5 days).

FINDINGS:

Allegations #1, #2 and #3-----UNFOUNDED against Officers Robert Vella, star # 8642 and John Dowling, star #19486

O.P.S. Supervisor

Summary prepared by Investigator III Grace L. Wilson, badge # 257

DATE INITIATED (DATE COMPLAINT WAS
RECEIVED FOR INVESTIGATION)

21 April 03

DATE COMPLETED (DATE OF THIS REPORT)

16 July 03

ELAPSED TIME (TOTAL TIME, EXPRESSED IN DAYS)

86 days

Investigator will initiate the Command Channel Review
for by completing the Investigator's Section.

INVESTIGATOR'S SIGNATURE

IF NECESSARY, USE AN 8 1/2 X 11" SHEET OF WHITE PAPER TO CONTINUE ANY ITEM.

ALLEGATION:

Sgt. W. Hardy, star # 2456, Unit 009, contacted the Office of Professional Standards on Sunday, 20 April 2003, at approximately 1315 hours, and registered a complaint with Inv. R. Fundarek, star # 218. Sgt. Hardy registered the complaint on behalf of the Complainant, [REDACTED]. The complainant alleges that on 20 April 2003, at approximately 1100 to 1130 hours, while in the vicinity of 4500 S. Union, Officers John Dowling, star # 19486, and Robert Vella, star # 8642,

1. Verbally abused [REDACTED] by calling him a "nigger."
2. Punched [REDACTED] about the face, mouth and body
3. Confiscated [REDACTED] wallet containing \$340.00 USC, but failed to inventory or return it.

INVESTIGATION:

Sgt. W. Hardy, star # 2456, Unit 009, contacted the Office of Professional Standards to file a complaint on behalf of the Complainant [REDACTED] Sgt. Hardy provided an Initiation Report where he stated that on 20 April 2003, he spoke to [REDACTED] who alleged that on 20 April 2003, between the hours of 1100 and 1130, while in the vicinity of 4500 to 4600 S. Union, two uniformed officers, driving a dark-colored unmarked squad car, verbally abused him and referred to him as a "nigger."

Sgt. Hardy reported that [REDACTED] alleged that one of the officers removed \$340.00 U.S.C. from his wallet and failed to return it. One of the officers struck him with a closed fist on his mouth, face and body repeatedly. According to Sgt. Hardy's report, [REDACTED] declined medical attention, but he did consent to be photographed by an Evidence Technician. [REDACTED] was not arrested.

Several attempts were made to interview [REDACTED] but these attempts were met with negative results.

There were red blotchy areas on [REDACTED]'s chest area per the Evidence Technician photographs.

The accused were presented with allegations and they provided To/From Subject Reports, which contained essentially the same accounts of the incident. The accused reported that on 20 April 2003 a citizen, who told them that [REDACTED] was peering into neighborhood vehicles, flagged them down. The officers approached [REDACTED] to conduct a field investigation. The officers questioned [REDACTED] about why he was exiting a gangway where he did not reside and Mr. [REDACTED] told the officers that he was looking for his daughter's bike. The officers reported that they did not refer to [REDACTED] as a "nigger," that they did not strike him and they denied taking his money.

CONCLUSION:

Given the fact that the Complainant, [REDACTED] has failed to cooperate by giving a statement and identifying the accused, coupled with the absence of any documented physical injury, as well as the lack of any facts to corroborate his allegations, there is no evidence to support the allegations made by the complainant. Therefore, it is recommended that pursuant to General Order 93-3, Addendum 3, Section II C.10 that this complaint register investigation be closed as UNFOUNDED.

**SUMMARY REPORT DIGEST-
COMPLAINT REGISTER INVESTIGATION NO.:
CHICAGO POLICE DEPARTMENT**

290164

DATE OF REPORT (DAY-MO.-YEAR)

22 August 2003

To be used in all cases that are to be classified as either EXONERATED, UNFOUNDED, NOT SUSTAINED cases where the Disciplinary Recommendation does not exceed FIVE (5) DAYS SUSPENSION.

SUBMIT ORIGINAL AND 3 COPIES IF ASSIGNED TO SAME UNIT AS ACCUSED.
SUBMIT ORIGINAL AND 4 COPIES IF NOT ASSIGNED TO SAME UNIT AS ACCUSED.

TO: SUPERINTENDENT OF POLICE
ATTENTION ☒ ADMINISTRATOR IN CHARGE, OFFICE OF PROFESSIONAL STANDARDS
☐ ASSISTANT DEPUTY SUPERINTENDENT, INTERNAL AFFAIRS DIVISION

FROM - INVESTIGATOR'S NAME
Roberto Soto

RANK
Inv.

STAR NO.
251

EMPLOYEE NO.

UNIT ASSIGN.
113

ADDRESS OF INCIDENT

DATE OF INCIDENT - TIME

BEAT - 825

LOCATION CODE*

1. John Dowling RANK PO STAR NO. 19486 SOCIAL SEC NO. [REDACTED] EMPLOYEE NO. [REDACTED] UNIT ASSIGN. 009

2. Timothy Hayes RANK PO STAR NO. 7308 SOCIAL SEC NO. [REDACTED] EMPLOYEE NO. [REDACTED] UNIT ASSIGN. 009

SEX/RACE 1 M/W DOB [REDACTED] 58 DATE OF APPOINTMENT 18 Mar.96 DUTY STATUS (TIME OF INCIDENT) ☒ ON DUTY ☐ OFF DUTY ☒ SWORN ☐ CIVILIAN PHYS. COND. CODE 01

2 M/W DOB [REDACTED] 66 DATE OF APPOINTMENT 13 April 98 DUTY STATUS (TIME OF INCIDENT) ☒ ON DUTY ☐ OFF DUTY ☒ SWORN ☐ CIVILIAN PHYS. COND. CODE 01

IF APPLICABLE - DATE ARRESTED/INDICATED 1 CHARGES COURT BRANCH DISPOSITION & DATE

2 CHARGES COURT BRANCH DISPOSITION & DATE

NAME ADDRESS** CITY STATE TELEPHONE SEX/RACE D.O.B./AGE PHYS. COND. CODE

NAME ADDRESS** CITY STATE TELEPHONE SEX/RACE D.O.B./AGE PHYS. COND. CODE

NAME ADDRESS** CITY STATE 773-667-2104 SEX/RACE D.O.B./AGE PHYS. COND. CODE 01

☐ SEE ATTACHED SHEET FOR ADDITIONAL ACCUSED, COMPLAINANTS, VICTIMS, WITNESSES.

See Report

I.A.D. LOCATION CODES*

01 Food Sales/Restaurant
02 Tavern/Liquor Store
03 Other Business Establishment
04 Police Building
05 Lockup Facility
06 Police Maintenance Facility
07 CPD Automotive Pound Facility
08 Other Police Property
09 Police Communications System
10 Court Room
11 Public Transportation Veh./Facility
12 Park District Property
13 Airport
14 Public Property - Other
15 Other Private Premise
16 Expressway/Interstate System
17 Public Way - Other
18 Waterway, Incl. Park District
19 Private Residence

I.A.D. PHYSICAL CONDITION CODES

01 No Visible Injury - Apparently Normal
02 No Visible Injury - Under Influence
03 Injured, Not Hospitalized
04 Injured, Not Hospitalized - Under Influence
05 Injured, Hospitalized
06 Injured, Hospitalized - Under Influence
07 Injured, Refused Medical Aid
08 Injured, Refused Medical Aid - Under Influence
09 Deceased
10 Deceased - Under Influence

ZCPD-44.112a (1/84)

CR#:290164

Briefly summarize the investigation describing your efforts to prove or disprove the allegation(s). Indicate whether witnesses or evidence support or do not support the allegations(s).

In sustained cases ONLY, copies of the accused member's Summary of Previous Disciplinary Actions and Record of Previous Complimentary History will be included as attachments.

See Report

INVESTIGATIVE REPORTS-
SUPPORTING ALLEGATION
LIST ATTACHMENT NUMBERS:

2

INVESTIGATIVE REPORTS-
SUPPORTING ACCUSED MEMBER(S)
LIST ATTACHMENT NUMBERS:

24,28

PHYSICAL EVIDENCE

LIST ATTACHMENT NUMBERS:

0

TOTAL NUMBER OF ATTACHMENTS
SUBMITTED WITH THIS FILE:

31

Summarize the findings and recommendations. Rule violations will be cited by number only. One overall recommendation for Disciplinary Action will be made by the investigator. The recommendation will be for ALL sustained findings; recommendations will NOT be made for each sustained allegation. Example: 1. Violation noted, no disciplinary action warranted. 2. That the accused member be reprimanded. 3. That the accused member be suspended for days (not to exceed 5 days).

FINDINGS:

ACCUSED # 1: POLICE OFFICER JOHN DOWLING # 19486

Allegations 1 & 2: Not Sustained

ACCUSED # 2: POLICE OFFICER TIMOTHY HAYES # 7308

Allegations 1 & 2: Not Sustained

APPROVED: [REDACTED]

Summary Prepared by Inv. Andrew Butler

DATE INITIATED
(DATE COM INVESTIGATION) 18 JUNE 03

DATE COMPLETED
(DATE OF THIS 22 AUGUST 03

ELAPSED TIME
(TOTAL TIME [REDACTED])

Investigator will initiate the Command Channel Review
for by completing the Investigator's Section.

INVESTIGATOR'S SIGNATURE

IF NECESSARY, USE AN 8½ X 11" SHEET OF WHITE PAPER TO CONTINUE ANY ITEM.

ALLEGATIONS:

The complainant, [REDACTED] telephoned the Office of Professional Standards on 17 June 03 at 1005 hours and registered this complaint with Intake Aide, Yolanda Toppins. The complainant alleged that on 19 May 03 at approximately 1700 hours, in the vicinity of [REDACTED], **Officers John Dowling & Timothy Hayes:**

1. Punched him about the face.
2. Punched him about the stomach.

INVESTIGATION:

The allegations are as stated in the Allegations section of the Summary Digest Report.

In a telephone interview, [REDACTED] repeated the allegations as already defined.

The arrest report of [REDACTED] reflected that he was charged with Delivery of a Controlled Substance and Possession of a Controlled Substance. [REDACTED] was observed making a narcotic transaction and was subsequently taken into custody. [REDACTED] was transported to the 009 District by Officers John Dowling and Timothy Hayes. [REDACTED] was taken into custody and transported without incident.

Mug Shot Photos of [REDACTED] do not reflect any injuries.

Officer Timothy Hayes reported that he observed [REDACTED] on four separate occasions making narcotic transactions. He continued that [REDACTED] was taken into custody and the only physical contact he had with him was to conduct a custodial search of his person and place him in handcuffs.

Officer Timothy Hayes categorically denied the allegation.

Officer John Dowling reported essentially the same information as Officer Hayes. Officer Hayes also categorically denied the allegation.

CONCLUSION:

The reporting investigator recommends a finding of Not Sustained, against Officers John Dowling and Timothy Hayes, regarding the allegations that they punched [REDACTED] about the face and stomach. There is insufficient evidence to prove or refute the allegations as listed.

**SUMMARY REPORT DIGEST-
COMPLAINT REGISTER INVESTIGATION NO.:
CHICAGO POLICE DEPARTMENT**

296460

DATE OF REPORT (DAY-MO.-YEAR)

08 Feb 05

To be used in all cases that are to be classified as either EXONERATED, UNFOUNDED, NOT SUSTAINED or in SUSTAINED cases where the Disciplinary Recommendation does not exceed FIVE (5) DAYS SUSPENSION.

SUBMIT ORIGINAL AND 3 COPIES IF ASSIGNED TO SAME UNIT AS ACCUSED.
SUBMIT ORIGINAL AND 4 COPIES IF NOT ASSIGNED TO SAME UNIT AS ACCUSED.

TO: SUPERINTENDENT OF POLICE

ATTENTION

☐ ADMINISTRATOR IN CHARGE, OFFICE OF PROFESSIONAL STANDARDS
☒ ASSISTANT DEPUTY SUPERINTENDENT, INTERNAL AFFAIRS DIVISION

FROM-INVESTIGATOR'S NAME		RANK	STAR NO.	SOCIAL SEC. NO.	EMPLOYEE NO.	UNIT ASSIGN.	
Douglas SZYMANSKI		P.O.	5028			121-G	
ADDRESS OF INCIDENT		DATE OF INCIDENT -TIME		BEAT OF INCIDENT	LOCATION CODE*		
		27 Feb 04 0330		915	15		
ACCUSED	NAME	RANK	STAR NO.	SOCIAL SEC. NO.	EMPLOYEE NO.	UNIT ASSIGN.	
	1. John DOWLING	P.O.	19486			009	
	2. Timothy HAYES	P.O.	7308			009	
	SEX/RACE	D.O.B.	DATE OF APPOINTMENT		DUTY STATUS (TIME OF INCIDENT)		
	1. M/2		18 Mar 96		<input checked="" type="checkbox"/> ON DUTY <input type="checkbox"/> OFF DUTY		
	2. M/2		13 Apr 98		<input checked="" type="checkbox"/> ON DUTY <input type="checkbox"/> OFF DUTY		
IF APPLICABLE - DATE ARRESTED/INDICTED		CHARGES		COURT BRANCH	DISPOSITION & DATE		
1. DNA		DNA		DNA	DNA		
2.							
COMPLAINANTS	NAME	ADDRESS**	CITY STATE	TELEPHONE	SEX/RACE	D.O.B./AGE	PHYS. COND.
VICTIMS	NAME	ADDRESS**	CITY STATE	TELEPHONE	SEX/RACE	D.O.B./AGE	PHYS. COND.
WITNESSES	NAME	ADDRESS**	CITY STATE	TELEPHONE	SEX/RACE	D.O.B./AGE	PHYS.

☒ SEE ATTACHED SHEET FOR ADDITIONAL ACCUSED, COMPLAINANTS, VICTIMS, WITNESSES.

- ALLEGATIONS**
- #1. The complainant alleges on 27 February 2004 at 0330 hours at [REDACTED] the accused entered and searched his residence without justification.
- #2. The complainant alleges on 27 February 2004 at 0330 hours at [REDACTED] the accused failed to inventory or return his \$550.00 U.S.C.

I.A.D. LOCATION CODES*

- 01 Food Sales/Restaurant
- 02 Tavern/Liquor Store
- 03 Other Business Establishment
- 04 Police Building
- 05 Lockup Facility
- 06 Police Maintenance Facility
- 07 CPD Automotive Pound Facility
- 08 Other Police Property
- 09 Police Communications System
- 10 Court Room

- 11 Public Transportation Veh./Facility
- 12 Park District Property
- 13 Airport
- 14 Public Property Other
- 15 Other Private Premise
- 16 Expressway/Interstate System
- 17 Public Way - Other
- 18 Waterway, Incl. Park District
- 19 Private Residence

I.A.D. PHYSICAL CONDITION CODES†

- 01 No Visible Injury - Apparently Normal
- 02 No Visible Injury - Under Influence
- 03 Injured, Not Hospitalized
- 04 Injured, Not Hospitalized - Under Influence
- 05 Injured, Hospitalized
- 06 Injured, Hospitalized - Under Influence
- 07 Injured, Refused Medical Aid
- 08 Injured, Refused Medical Aid - Under Influence
- 09 Deceased
- 10 Deceased - Under Influence

** IF CPD MEMBER, LIST RANK, STAR, SOCIAL SECURITY, EMPLOYEE NOS. IN ADDRESS BOX, PAX/BELL IN TELEPHONE BOX.

Briefly summarize the Investigation describing your efforts to prove or disprove the allegation(s). Indicate whether witnesses or evidence support or do not support the allegation(s).
In sustained cases ONLY, copies of the accused member's Summary of Previous Disciplinary Actions and Record of Previous Complimentary History will be included as attachments.

SUMMARY

See Pages 4-5-6

ATTACHMENTS	INVESTIGATIVE REPORTS- SUPPORTING ALLEGATION LIST ATTACHMENT NUMBERS:	INVESTIGATIVE REPORTS- SUPPORTING ACCUSED MEMBER(S) LIST ATTACHMENT NUMBERS:	PHYSICAL EVIDENCE LIST ATTACHMENT NUMBERS:	TOTAL NUMBER OF ATTACHMENTS SUBMITTED WITH THIS FILE:
	0	2,3,4,5,13,14,15,17,18,19,20	0	20


Summarize the findings and recommendations. Rule violations will be cited by number only. One overall recommendation for Disciplinary Action will be made by the Investigator. The recommendation will be for ALL sustained findings; recommendations will NOT be made for each sustained allegation.

Example: 1. Violation noted, no disciplinary action warranted. 2. That the accused member be reprimanded. 3. That the accused member be suspended for days (not to exceed 5 days).

FINDINGS--RECOMMENDATIONS

See Page 6

REVIEWED BY 
MAY 25 2005

DATE INITIATED (DATE COMPLAINT WAS RECEIVED FOR INVESTIGATION)	18 Mar 04	DATE COMPLETED (DATE OF THIS REPORT)	09 Feb 05	ELAPSED TIME (TOTAL TIME, EXPRESSED IN DAYS)	335
Investigator will initiate the Command Channel Review form by completing the Investigator's Section.			INVESTIGATOR'S SIGNATURE 		

IF NECESSARY, USE AN 8 1/2 x 11" SHEET OF WHITE PAPER TO CONTINUE ANY ITEM.

ADDITIONAL ACCUSED:

3. Chris HACKETT, P.O., 7447, Emp # [REDACTED] 009th District, M/2, 17-Mar-97, On-Duty,
Sworn, 01
4. Lisa ROCCO-PIGNATO, P.O., 3102, Emp # [REDACTED] Unit 134, F/2, 07-Dec-92, On-Duty,
Sworn, 01

SUMMARY:

The undersigned received this complaint for investigation on 18 March 2004. A review of the Compliant Against Department Member revealed that the complainant, [REDACTED] alleges that 3 unknown officers kicked in his basement door, entered and searched his residence without justification and alleges that the officers failed to inventory \$550.00 U.S.C.(Attachment 1)

The R/I obtained the General Offense Case Report [REDACTED] and the corresponding Arrest Reports for the alleged incident. These reports identify the complainant, [REDACTED], and the witnesses, [REDACTED] and [REDACTED] and the accused officers, DOWLING, HAYES, HACKETT, and ROCCO.(Attachment 2,3,4,5)

The R/I telephoned [REDACTED] but the phone number was no longer in service. On 21 June 2004, the R/I went to [REDACTED] This is the address for [REDACTED] on the case report RD-[REDACTED] The R/I spoke to [REDACTED] She stated that [REDACTED] was incarcerated. She said he is not at 26th and California. The investigator asked for [REDACTED] LS was also arrested with [REDACTED] stated [REDACTED] no longer lived there. [REDACTED] stated they are moving out of [REDACTED] by the end of the month. [REDACTED] stated they do not have a phone. The R/I left a card and asked that [REDACTED] contact him. [REDACTED] stated that she did not witness the incident in question.(Attachment 7)

The R/I contacted the IDOC via their website and discovered that [REDACTED] was incarcerated at the Graham Correctional Center in Hillsboro, IL. On 21 June 2004 RO sent a certified letter to the complainant, [REDACTED] requesting he contact the R/I regarding CR # 296460.(Attachment 6)

On 09 July 2004, the R/I received a letter from [REDACTED]. This letter states that [REDACTED] is currently incarcerated at the Graham Correctional Center. [REDACTED] stated he is being released next month and will contact the R/I at that time to discuss his complaint.(Attachment 8)

On 27 May 2004 the R/I sent a certified letter to the witness, [REDACTED] requesting he contact the R/I regarding CR # 296460 [REDACTED] as also arrested with the complainant, [REDACTED] [REDACTED] never contacted the R/I. The R/I went to [REDACTED] residence but was unable to contact anyone at the residence.(Attachment 9,10,11)

On 13 August 2004, the R/I received a telephonic voice message from [REDACTED] [REDACTED] stated that he had been released from the [REDACTED] [REDACTED] said he does not have a current address or phone and he would contact the R/I. As of this date [REDACTED] has failed to contact R/I.(Attachment 12)

The R/I obtained the General Offense Case Report [REDACTED] and the corresponding Arrest Reports for [REDACTED]. According to the case report, [REDACTED] and [REDACTED] were doing narcotics surveillance of the address of [REDACTED]. [REDACTED] observed [REDACTED] approach the basement door and then observed [REDACTED] open the door and a narcotics transaction transpired. [REDACTED] then walked away from the stated address. [REDACTED] radioed [REDACTED] enforcement officers. HACKETT and ROCCO stopped [REDACTED] at [REDACTED]. [REDACTED] admitted to being in possession of 2 "Rocks" at which time he was placed under arrest and transported to the 009th District by [REDACTED]. [REDACTED] then radioed HAYES and DOWLING of the positive hit for narcotics. DOWLING and HAYES then went to [REDACTED] and knocked on the door. [REDACTED] answered the door and DOWLING and HAYES announced their office at which time [REDACTED] attempted to close the door and run towards the bathroom of the apartment. DOWLING and HAYES placed [REDACTED] into custody and found in his possession 7 small baggies of suspect crack cocaine. [REDACTED] was also in the apartment and was arrested for possession of cannabis. According to the case report, [REDACTED] was not in the apartment at the time of the incident and was arrested at [REDACTED] (Attachment 2,3,4,5)

The R/I obtained the criminal court history for [REDACTED] under RD# [REDACTED]. [REDACTED] L pled guilty to the charges and [REDACTED] case was Nollie Pros. The R/I also obtained the criminal histories of [REDACTED]. All 3 have multiple arrest for narcotics possession. (Attachment 13,14,15)

The R/I obtained the inventories for HK-207011, inventory # 10284899, 10284894, [REDACTED]. DOWLING and HAYES inventoried suspect crack cocaine found in the possession of [REDACTED] and [REDACTED] and cannabis found in [REDACTED] possession. DOWLING and HAYES also inventoried \$50.00 U.S.C. in which [REDACTED] had in his possession. (Attachment 16)

The accused officers were served with Notifications of Charges and Allegations.

Officer DOWLING related the facts as stated in the case report. DOWLING stated he and HAYES were conducting narcotics surveillance of [REDACTED]. DOWLING stated he observed [REDACTED] knock on the basement door of the stated address and conduct a hand to hand transaction with the M/I that answered the door. [REDACTED] was subsequently stopped a block away by ROCCO and HACKETT and admitted to being in possession of crack cocaine. [REDACTED] also told DOWLING that he lives on the 2nd floor of [REDACTED]. DOWLING stated he never entered the 2nd floor and the entire incident occurred in the basement of [REDACTED]. DOWLING also stated he served a search warrant at the same address on 25 April 2004 which resulted in a recovery of approximately 90 grams of cocaine. DOWLING denies all allegations. (Attachment 17)

Officer HAYES denied all allegations. HAYES related the same facts as given by DOWLING and the General Offense Case Report. HAYES also stated [REDACTED] said his address was on the 2nd floor of [REDACTED] and HAYES never entered the 2nd floor.(Attachment 18)

Officer HACKETT stated he assisted DOWLING and HAYES with the arrests made at [REDACTED] HACKETT denies taking any money from [REDACTED] residence.(Attachment 19)

Officer ROCCO denies all the allegations. ROCCO stated she has no knowledge at this time of the incident in question but she denies ever taking any money from any person unless that money was being inventoried.(Attachment 20)

FINDINGS:

Based on the evidence gathered in this investigation, including the General Offense Case Report and Arrest Reports, and the failure of the complainant and witnesses to cooperate in this investigation, the R/I recommends that allegation #1 be unfounded. The R/O'S were justified in the arrest and search of the stated address after observing several narcotic transactions taking place at the stated address. The R/I recommends a finding of Not-Sustained for allegation #2. The R/I cannot prove nor disprove the allegation that the accused failed to return \$550.00 U.S.C. to the complainant.

RECOMMENDATIONS:

ACCUSED # 1:	Police Officer John DOWLING #19486
ALLEGATION # 1:	Unfounded
ALLEGATION # 2:	Not-Sustained

ACCUSED # 1:	Police Officer Timothy HAYES #7308
ALLEGATION # 1:	Unfounded
ALLEGATION # 2:	Not-Sustained

ACCUSED # 1:	Police Officer Chris HACKETT #7447
ALLEGATION # 1:	Unfounded
ALLEGATION # 2:	Not-Sustained

ACCUSED # 1:	Police Officer Lisa ROCCO-PIGNATO # 3102
ALLEGATION # 1:	Unfounded
ALLEGATION # 2:	Not-Sustained

No disciplinary action warranted; case to be filed.

EVIDENCE
CR # 296460

ATTACHMENTS:

1. Complaint Against Department Member
2. General Offense Cases Report [REDACTED]
3. Arrest Report [REDACTED]
4. Arrest Report [REDACTED]
5. Arrest Report [REDACTED]
6. Certified Letters sent to [REDACTED]
7. Interview [REDACTED]
8. Letter from [REDACTED]
9. Certified Letter [REDACTED]
10. Certified Mail Receipt [REDACTED]
11. Domestic Return Receipt [REDACTED]
12. Voice Message from [REDACTED]
13. Case History and Criminal History [REDACTED]
14. Case History and Criminal History [REDACTED]
15. Case History and Criminal History [REDACTED]
16. Inventory #'s [REDACTED]
17. Report of Accused Police Officer John DOWLING # 19486 and related documents
18. Report of Accused Police Officer Timothy HAYES # 7308 and related documents
19. Report of Accused Police Officer Chris HACKETT # 7447 and related documents
20. Report of Accused Police Officer Lisa ROCCO-PIGNATO # 3102 and related documents

SUMMARY REPORT DIGEST-
COMPLAINT REGISTER INVESTIGATION NO.:
CHICAGO POLICE DEPARTMENT

303459

DATE OF REPORT (DAY-MO.-YEAR)

05 Mar 05

To be used in all cases that are to be classified as either EXONERATED, UNFOUNDED, NOT SUSTAINED, or in SUSTAINED cases where the Disciplinary Recommendation does not exceed FIVE (5) DAYS SUSPENSION.

SUBMIT ORIGINAL AND 3 COPIES IF ASSIGNED TO SAME UNIT AS ACCUSED.
SUBMIT ORIGINAL AND 4 COPIES IF NOT ASSIGNED TO SAME UNIT AS ACCUSED.

TO: SUPERINTENDENT OF POLICE

ATTENTION

- ☐ ADMINISTRATOR IN CHARGE, OFFICE OF PROFESSIONAL STANDARDS
☒ ASSISTANT DEPUTY SUPERINTENDENT, INTERNAL AFFAIRS DIVISION

FROM - INVESTIGATOR'S NAME Janeczko, Kenneth		RANK Sgt	STAR NO. 1052	SOCIAL SEC. NO. DNA	EMPLOYEE NO. [REDACTED]	UNIT ASSIGN. 009
ADDRESS OF INCIDENT [REDACTED]			DATE OF INCIDENT - TIME 01 Feb 05 1320 hrs		BEAT OF INCIDENT 934	LOCATION CODE* 17
NAME 1. Coughlin, Craig		RANK PO.	STAR NO. 3818	SOCIAL SEC. NO. DNA	EMPLOYEE NO. [REDACTED]	UNIT ASSIGN. 009
2. Putrow, Michael		PO.	9758	DNA	[REDACTED]	009
SEX/RACE 1. M/W	D.O.B. [REDACTED] 71	DATE OF APPOINTMENT 06 May 96		DUTY STATUS (TIME OF INCIDENT) <input checked="" type="checkbox"/> ON DUTY <input type="checkbox"/> OFF DUTY		<input checked="" type="checkbox"/> SWORN <input type="checkbox"/> CIVILIAN PHYS. COND. CODE* 01
2. M/W	[REDACTED] 76	15 Nov 99		<input checked="" type="checkbox"/> ON DUTY <input type="checkbox"/> OFF DUTY		<input checked="" type="checkbox"/> SWORN <input type="checkbox"/> CIVILIAN 01
IF APPLICABLE - DATE ARRESTED / INDICTED 1. DNA		CHARGES		COURT BRANCH	DISPOSITION & DATE	
2. DNA						
NAME [REDACTED]		ADDRESS** [REDACTED]		CITY STATE [REDACTED]	TELEPHONE [REDACTED]	SEX/RACE [REDACTED]
D.O.B./AGE [REDACTED]		[REDACTED]		[REDACTED]		PHYS. COND. CODE* [REDACTED]
NAME None		ADDRESS**		CITY STATE	TELEPHONE	SEX/RACE
D.O.B./AGE		[REDACTED]		[REDACTED]		PHYS. COND. CODE* [REDACTED]
NAME None		ADDRESS**		CITY STATE	TELEPHONE	SEX/RACE
D.O.B./AGE		[REDACTED]		[REDACTED]		PHYS. COND. CODE* [REDACTED]

☒ SEE ATTACHED SHEET FOR ADDITIONAL ACCUSED, COMPLAINANTS, VICTIMS, WITNESSES.

The complainant alleges that the accused officers failed to inventory or return her Link Card.

I.A.D. LOCATION CODES*

01 Food Sales/Restaurant
02 Tavern/Liquor Store
03 Other Business Establishment
04 Police Building
05 Lockup Facility
06 Police Maintenance Facility
07 CPD Automotive Pound Facility
08 Other Police Property
09 Police Communications System
10 Court Room

11 Public Transportation Veh./Facility
12 Park District Property
13 Airport
14 Public Property Other
15 Other Private Premise
16 Expressway/ Interstate System
17 Public Way - Other
18 Waterway, Incl. Park District
19 Private Residence

I.A.D. PHYSICAL CONDITION CODES+

01 No Visible Injury - Apparently Normal
02 No Visible Injury - Under Influence
03 Injured, Not Hospitalized
04 Injured, Not Hospitalized - Under Influence
05 Injured, Hospitalized
06 Injured, Hospitalized - Under Influence
07 Injured, Refused Medical Aid
08 Injured, Refused Medical Aid - Under Influence
09 Deceased
10 Deceased - Under Influence

** IF CPD MEMBER, LIST RANK, STAR, SOCIAL SECURITY, EMPLOYEE NOS. IN ADDRESS BOX, PAX/BELL IN TELEPHONE BOX.

Briefly summarize the investigation describing your efforts to prove or disprove the allegation(s). Indicate whether witnesses or evidence support or do not support the allegation(s). In sustained cases ONLY, copies of the accused member's Summary of Previous Disciplinary Actions and Record of Previous Disciplinary Actions and Record of Previous Complimentary History will be included as attachments.

Investigation:

Inv/Sgt. received the Complaint Against Department Member (attach 1) and initiation report dated 01 Feb 05 (attach 2) on 07 Feb 05. Inv/Sgt attempted to contact the complainant via telephone on 11 Feb 2005 and learned that the phone had been disconnected. Inv/Sgt mailed a certified letter (attach 3) to the complainant on 11 Feb 05. The complainant has not contacted Inv/Sgt regarding this investigation. The complainant, [REDACTED] was arrested on 01 Feb 05 for possession of suspect heroin and has four prior Possession of Controlled Substance arrests in her extensive criminal history (attaches 4-7).

Conclusion:

Without a signed Sworn Affidavit for Complaint Register Investigation, or the cooperation of the complainant, the Inv/Sgt is unable to proceed with the investigation.

SUMMARY

ATTACH-
MENTS

INVESTIGATIVE REPORTS- SUPPORTING ALLEGATION LIST ATTACHMENT NUMBERS:	INVESTIGATIVE REPORTS- SUPPORTING ACCUSED MEMBER(S) LIST ATTACHMENT NUMBERS:	PHYSICAL EVIDENCE LIST ATTACHMENT NUMBERS:	TOTAL NUMBER OF ATTACHMENTS SUBMITTED WITH THIS FILE:
None	4-7	None	7

Summarize the findings and recommendations. Rule violations will be cited by number only. One overall recommendation for Disciplinary Action will be made by the investigator. The recommendation will be for ALL sustained findings; recommendations will NOT be made for each sustained allegation. Example: 1. Violation noted, no disciplinary action warranted. 2. That the accused member be reprimanded. 3. That the accused member be suspended for days (not to exceed 5 days).

NOT SUSTAINED
Findings: Allegation # 1. Unfounded.

Based on all the available information at this time.

FINDINGS-RECOMMENDATIONS

DATE INITIATED (DATE COMPLAINT WAS RECEIVED FOR INVESTIGATION)	07 Feb 05	DATE COMPLETED (DATE OF THIS REPORT)	05 Mar 05	ELAPSED TIME (TOTAL TIME EXPRESSED IN DAYS)	26
Investigator will initiate the Command Channel Review form by completing the Investigator's Section.			INVESTIGATOR'S SIGN [REDACTED] 1052		

IF NECESSARY, USE AN 8 1/2 x 11" SHEET OF WHITE PAPER

Additional Accused:

Name	Rank	Star	Employee #	Unit	Sex/Race	DOB
Dowling, John	PO.	19486	[REDACTED]	009	M/W	[REDACTED] 58

Appointment Date	Duty Status	Sworn/Civilian	Phy/Code
18 Mar 96	On duty	Sworn	01

SUMMARY REPORT DIGEST-
COMPLAINT REGISTER INVESTIGATION NO.:
CHICAGO POLICE DEPARTMENT

307327

DATE OF REPORT (DAY-MO.-YEAR)
02 October 2006

To be used in all cases that are to be classified as either EXONERATED, UNFOUNDED, NOT SUSTAINED cases where the Disciplinary Recommendation does not exceed FIVE (5) DAYS SUSPENSION.

SUBMIT ORIGINAL AND 3 COPIES IF ASSIGNED TO SAME UNIT AS ACCUSED.
SUBMIT ORIGINAL AND 4 COPIES IF NOT ASSIGNED TO SAME UNIT AS ACCUSED.

TO: SUPERINTENDENT OF POLICE
ATTENTION ☒ ADMINISTRATOR IN CHARGE, OFFICE OF PROFESSIONAL STANDARDS
☐ ASSISTANT DEPUTY SUPERINTENDENT, INTERNAL AFFAIRS DIVISION

FROM - INVESTIGATOR'S NAME Robert Cosey		RANK Inv.	STAR NO. 267	SOCIAL SEC. NO. XXX-XX-XXXX	EMPLOYEE NO. [REDACTED]	UNIT ASSIGN. 113
ADDRESS OF INCIDENT [REDACTED]		DATE OF INCIDENT - TIME 14 April 05-1430		BEAT OF INCIDENT 935		LOCATION CODE* 17/04
ACCUSED	NAME 1. Timothy Hayes		RANK PO	STAR NO. 7308	SOCIAL SEC. NO. XXX-XX-XXXX	UNIT ASSIGN. 009
	2 John Dowling		PO	19486	XXX-XX-XXXX	009
	SEX/RACE 1. M/W	D.O.B. [REDACTED] 66	DATE OF APPOINTMENT 13 Apr 96		DUTY STATUS (TIME OF INCIDENT) <input checked="" type="checkbox"/> ON DUTY <input type="checkbox"/> OFF DUTY	PHYS. COND. CODE 01
	2 M/W	[REDACTED] 58	18 March 96		<input checked="" type="checkbox"/> ON DUTY <input type="checkbox"/> OFF DUTY	01
	IF APPLICABLE - DATE		CHARGES		COURT BRANCH	DISPOSITION & DATE
	1.					
2.						
COMPLAINANT	NAME		ADDRESS**		CITY STATE	TELEPHONE
	[REDACTED]		[REDACTED]		[REDACTED]	[REDACTED]
VICTIMS	NAME		ADDRESS**		CITY STATE	TELEPHONE
	[REDACTED]		[REDACTED]		[REDACTED]	[REDACTED]
WITNESSES	NAME		ADDRESS**		CITY STATE	TELEPHONE
	[REDACTED]		[REDACTED]		[REDACTED]	[REDACTED]

☐ SEE ATTACHED SHEET FOR ADDITIONAL ACCUSED, COMPLAINANTS, VICTIMS, WITNESSES.

ALLEGATIONS
On 27 Jul 05 at 1520 hours, complainant [REDACTED] telephoned the Office of Professional Standards and registered a complaint with Civilian White #15194. He alleged that during his arrest at [REDACTED] on 14 Apr 05 at approximately 1430 hours accused Officer Timothy Hayes (1) physically abused him when he grabbed him by the arm and allowed his partner to shove the complainant's head into the steering wheel, choked him and pulled him from the vehicle by his handcuffs. It was further alleged that Officer Hayes (2) took the complainant's keys and wallet containing \$185 USC from his pockets and threw them into a parking lot and while at the 009th District Station, (3) pulled the complainant's pants down exposing his genitals. It was further alleged that Officer Hayes (4) falsely charged the complainant with possession of cannabis causing his vehicle to be impounded. The complainant further alleged that accused Officer John Dowling (1) physically abused the complainant when he grabbed him by the neck and shoved his face and head into the steering wheel of his vehicle and (2) falsely charged the complainant with possession of cannabis causing his vehicle to be impounded.

I.A.D. LOCATION CODES* 01 Food Sales/Restaurant 02 Tavern/Liquor Store 03 Other Business Establishment 04 Police Building 05 Lockup Facility 06 Police Maintenance Facility 07 CPD Automotive Pound Facility 08 Other Police Property 09 Police Communications System 10 Court Room 11 Public Transportation Veh./Facility 12 Park District Property 13 Airport 14 Public Property - Other 15 Other Private Premise 16 Expressway/Interstate System 17 Public Way - Other 18 Waterway, Incl. Park District 19 Private Residence	I.A.D. PHYSICAL CONDITION CODES 01 No Visible Injury - Apparently Normal 02 No Visible Injury - Under Influence 03 Injured, Not Hospitalized 04 Injured, Not Hospitalized - Under Influence 05 Injured, Hospitalized 06 Injured, Hospitalized - Under Influence 07 Injured, Refused Medical Aid 08 Injured, Refused Medical Aid - Under Influence 09 Deceased 10 Deceased - Under Influence
---	--

** IF CPD MEMBER, LIST RANK, STAR, SOCIAL SECURITY, EMPLOYEE NOS. IN ADDRESS BOX, PAX/BELL IN TELEPHONE BOX.

CPD-44.112a (1/84)

C.R. NO. 307327

Briefly summarize the investigation describing your efforts to prove or disprove the allegation(s). Indicate whether witnesses or evidence support or do not support the allegations(s).

In sustained cases ONLY, copies of the accused member=s Summary of Previous Disciplinary Actions and Record of Previous Complimentary History will be Included as attachments.

This Investigation involves a citizen who was allegedly physically abused by the arresting officers.

The following investigative steps were taken in an effort to prove or disprove the allegations:

In an in-person interview with complainant [REDACTED] he stated that after being curbed in his vehicle for a traffic stop by two M/W civilian dressed officers in an unmarked vehicle, the one officer he identified as Timothy Hayes physically abused him when he grabbed him by his arm and allowed his partner to shove his head into the steering wheel, choked him and pulled him out of the vehicle by his handcuffs. He further alleged that this same officer removed his keys and wallet containing \$185 USC and threw them over a fence into a parking lot at the scene of his arrest. While in the tact office at the 009th District Station the same officer pulled the complainant's pants down exposing his genitals. [REDACTED] further alleged that Officer Hayes planted marijuana on his person, causing him to be falsely charged with possession of canabis subsequently causing his vehicle to be impounded. Complainant [REDACTED] further alleged that Officer John Dowling, who was also on the scene physically abused him when he grabbed him by the neck and shoved his face and head into the steering wheel of his vehicle and he too was responsible for him being falsely charged with possession of canabis and the impoundment of his vehicle. (Att. 2)

The Arrest Report (CR [REDACTED]) revealed that complainant [REDACTED] was observed committing a traffic violation. During the traffic stop, Bradley was unable to produce a driver's license and was subsequently arrested. A custodial search of his pockets revealed plastic zip lock bags containing suspect cannabis and \$73 USC. A name check revealed an outstanding warrant for Domestic Battery. [REDACTED] was charged with Possession of Canabis, Failure to Stop at a red light and Assault. (Att. 15)

In a report completed by accused Officer Timothy Hayes he stated that he and his partner conducted the traffic stop of [REDACTED] at which time it was discovered that he had a criminal warrant for domestic battery. He reported that his only physical contact with [REDACTED] was placing handcuffs on him. Officer Hayes denied the allegations made against he and his partner (Att.33).

In a report completed by accused Officer John Dowling, he stated, that the only physical contact he had with the complainant was to escort him to the vehicle prior to transport to the 009th District station.. Officer Dowling denied the allegations made against he and his partner. (Att. 29)

ATTACHMENT

INVESTIGATIVE REPORTS-
SUPPORTING ALLEGATION
LIST ATTACHMENT NUMBERS:
1,2,26,30

INVESTIGATIVE REPORTS-
SUPPORTING ACCUSED MEMBER(S)
LIST ATTACHMENT NUMBERS:
7,8,15,16,17,29,33

PHYSICAL EVIDENCE
LIST ATTACHMENT NUMBERS:
0

TOTAL NUMBER OF ATTACHMENTS
SUBMITTED WITH THIS FILE:
35

FINDINGS-RECOMMENDATIONS

Summarize the findings and recommendations. Rule violations will be cited by number only. One overall recommendation for Disciplinary Action will be made by the investigator. The recommendation will be for ALL sustained findings; recommendations will NOT be made for each sustained allegation.

Example: 1. Violation noted, no disciplinary action warranted. 2. That the accused member be reprimanded. 3. That the accused member be suspended for .days (not to exceed 5 days).

FINDINGS:

Accused: Officer Timothy Hayes
Allegations 1 thru 4: Not Sustained

Accused: Officer John Dowling
Allegations 1 & 2 Not Sustained

A/S [REDACTED]
O.P.S. Supervisor [REDACTED]

DATE INITIATED (DATE COMPLAINT WAS
RECEIVED FOR INVESTIGATION)
27 July 2005

DATE COMPLETED (DATE OF THIS REPORT)
01 Oct 2006

ELAPSED TIME (TOTAL TIME, EXPRESSED IN DAYS)
430 days

Investigator will initiate the Command Channel Review
for by completing the Investigator=s Section.

INVESTIGATOR=S SIGNATURE [REDACTED]

IF NECESSARY, USE AN 82 X 11" SHEET OF WHITE PAPER TO CONTINUE ANY ITEM.

Conclusion:

Accused: Officer Timothy Hayes

There will be a finding of Not Sustained for Allegations 1 thru 4. There were no available witnesses to any of the allegations made or any medical evidence to corroborate any alleged physical contact, therefore there is insufficient evidence to prove or disprove the allegations.

Accused: Officer John Dowling

There will be a finding of Not Sustained for Allegations 1 and 2. There were no available witnesses to any of the allegations made or any medical evidence to corroborate any alleged physical contact, therefore, there is insufficient evidence to prove or disprove the allegations.

COMPLAINT AGAINST DEPARTMENT MEMBER
CHICAGO POLICE DEPARTMENT

INITIAL COMPLAINT CATEGORY
05A

C.R. NO.
307327

TO COMMANDING OFFICER INVESTIGATING UNIT

UNIT

MANNER COMPLAINT RECEIVED

☐ BELL ☐ PAX ☐ LETTER ☒ IN PERSON

RECEIVED FROM COMPLAINANT BY-NAME

WHITE, LaKenya

RANK

I/A

STAR/EMPL. NO.

15194

UNIT NO.

113

DAY OF WK.

WED

DATE

27 JUL 05

TIME

15:20

REGISTERED WITH O.P.S. BY-NAME

WHITE, LaKenya

RANK

I/A

STAR/EMPL. NO.

15194

UNIT NO.

113

DAY OF WK.

SAME

DATE

SAME

TIME

SAME

NAME

1. Hayes, Timothy

RANK

PO

STAR NO.

7308

UNIT NO.

009

SOCIAL SECURITY NO.

emp. #

DUTY STATUS

☒ ON ☐ OFF

2. Dowling, John

RANK

PO

STAR NO.

19486

UNIT NO.

009

SOCIAL SECURITY NO.

emp. #

DUTY STATUS

☒ ON ☐ OFF

3.

4.

5.

LOCATION OF INCIDENT

DAY OF -

THU

DATE

14 APR 05

TIME

14:30

TOTAL ACCUSED

TOTAL COMPL. TOTAL WIT

NAME

*ADDRESS (STREET, APT. NO., CITY, STATE)

ZIP CODE

HOME PHONE NO. CONTACT AT

TIME

PHONE NO.

CHECK ONE

ADDITIONAL COMPLAINANT/VICTIM/WITNESS

C V W

NAME

* ADDRESS (STREET, APT. NO., CITY, STATE)

PHONE NO.

FOR ADDITIONAL ACCUSED, COMPLAINANTS (C), VICTIMS (V), WITNESSES (W), USE ANOTHER FORMSET.
* IF CPID MEMBER, LIST RANK, STAR/EMPLOYEE, SOCIAL SECURITY NOS. IN ADDRESS, PAX/BELL IN PHONE NO. BOX.

NARRATIVE OF ALLEGATIONS

The complainant alleges that at the first location 2 male white plainclothes officers struck his head against his steering wheel. The complainant also alleges that at the second location the officers struck him in his ribs with their fist. The complainant further alleges that he told an unknown male white sergeant about the officers and he failed to file a complaint.

ARREST: Warrant
INJURY: NONE
MEDICAL: NONE

INVESTIGATOR ASSIGNED

1. Casey, Robert

RANK

INV

STAR/EMPL. NO.

267

UNIT NO.

113

SOCIAL SECURITY NO.

DATE ASSIGNED - TIME

1. 28 JUL 05 1800

DAY OF WK.

Ttu

DATE ASSIGNED - TIME

2.

DAY OF WK.

CPD-44.202 (Rev. 11/84)

INVESTIGATOR'S UNIT COMMANDING OFFICER COPY

ATTACHMENT 1

C.R. NO.

Redaction Log

Total Number of Redactions in Document: 316

Redaction Reasons by Page

Page	Reason	Description	Occurrences
1			10
2			4
4			6
5			5
6			3
7			12
8			4
9			3
10			3
11			22
12			16
13			1
14			6
15			22
16			6
17			5
18			3
19			5
20			2
21			4
22			14
23			1
24			6
25			4
26			2
27			11
28			1
29			6
30			2
31			2

Redaction Log

Page	Reason	Description	Occurrences
32			32
33			39
34			5
35			12
36			6
37			3
38			2
39			7
40			13
42			6

Redaction Log

Redaction Reasons by Exemption

Reason	Description	Pages (Count)
		1(10) 2(4) 4(6) 5(5) 6(3) 7(12) 8(4) 9(3) 10(3) 11(22) 12(16) 13(1) 14(6) 15(22) 16(6) 17(5) 18(3) 19(5) 20(2) 21(4) 22(14) 23(1) 24(6) 25(4) 26(2) 27(11) 28(1) 29(6) 30(2) 31(2) 32(32) 33(39) 34(5) 35(12) 36(6) 37(3) 38(2) 39(7) 40(13) 42(6)