

East Bay Regional Park District Police Department



2013

Internal Affairs Statistical Report and Analysis of Early Warning System Report

Timothy M. Anderson
Chief of Police

East Bay Regional Park District
Department of Public Safety

Introduction:

**East Bay Regional Park District Police Department
2013 Internal Affairs Statistics**

Introduction: The Department of Public Safety conducts annual statistical summaries of internal affairs investigations that are made available to the public and agency employees. By providing this information we believe we are demonstrating that the East Bay Regional Park District holds its personnel accountable for their actions.

These findings are published annually and are posted on the East Bay Regional Park District's website. <http://www.ebparks.org/about/police/stats>. They are also available for review at Public Safety Headquarters, 17930 Lake Chabot Road, Castro Valley, CA 94546

Annual Statistical Summary:

The Police Department consists of 60 authorized sworn positions, and 28 authorized civilian staff.

The East Bay Regional Park District's Department of Public Safety conducted two (2) internal affairs investigation in the year 2013, (1) was citizen initiated and (1) investigation of misconduct was conducted by the Office of the Chief.

During 2013 there were 8,611 calls for service 3,590 citations issued, 437 arrests and 3,205 Field Interviews (contacts without arrests). Per the above stated work it was determined that the ratio of Internal Affairs investigations were within acceptable levels. A review of the amount and nature of the statistics found no trends or need for training.

Early Warning Trends:

No employee was the subject of more than one investigation in 2013.

Conclusion of Fact: A conclusion of fact was made for each investigation into alleged misconduct. All involved parties were notified via letter of the results of each investigation. Below is a description of the types of findings that can be determined from an internal affairs investigation.

UNFOUNDED: The investigation shows the alleged act(s) did not occur.

EXONERATED: The investigation concluded that the Officer's actions were lawful and proper.

NOT-SUSTAINED: The investigation was unable to prove or disprove yours or the officer's version of the incident

SUSTAINED: The allegations made in the complaint are supported by the investigation.

It is the responsibility of the Chief of Police to administer the internal affairs process. Complaints against the East Bay Regional Park District's Police Department are received in one of two ways. Citizen initiated complaints (CC's) are the result of a complaint from a member or members of the public. Department initiated investigations (IA's) are the result of Department personnel alleging a violation of our policy manual and or misconduct against another member of the Department. In the Year 2013, 50% of complaints (one total of 1) were citizen initiated, while 50% were Department initiated investigations (total of 1).

Incident	Division	Complaint	Finding
CC 13-01	Police	1) Exceeding lawful peace officer powers by unreasonable, unlawful or excessive force	1) Exonerated
IA 13-01	Police	1) Dishonesty Conduct 2) Conduct unbecoming a member of the department	1) Sustained 2) Sustained

Internal Affairs Investigations by Year

	2012		2013	
	# of Complaints	# of Allegations	# of Complaints	# of Allegations
Department Initiated	3	4	1	1
Citizen Initiated	3	3	1	2
Total:	6	7*	2	3*

*Reflects the number of allegations within complaints. There were a total of 6 complaint investigations in 2012 and two complaint investigations in 2013.

The above results show that there was a significant decrease in the total complaints received in 2013 compared to the number of complaints received in 2012.

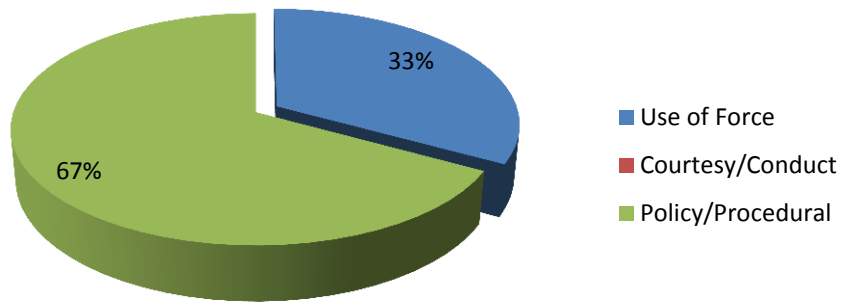
Types of Investigations by Allegation

Type of Allegation	Year		% of Investigations by Type	
	2012	2013	2012	2013
Use of Force	1	1	14	34
Courtesy/Conduct	1	0	14	0
Policy/Procedural	5	2	72	66
Total:	7	3	100	100

The Use of Force according to our policy manual is defined as:

- The application of Force occurs to have caused physical injury
- The individual has expressed a complaint of pain
- Any application of a control device
- The individual has been rendered unconscious

2013 Allegations by Type

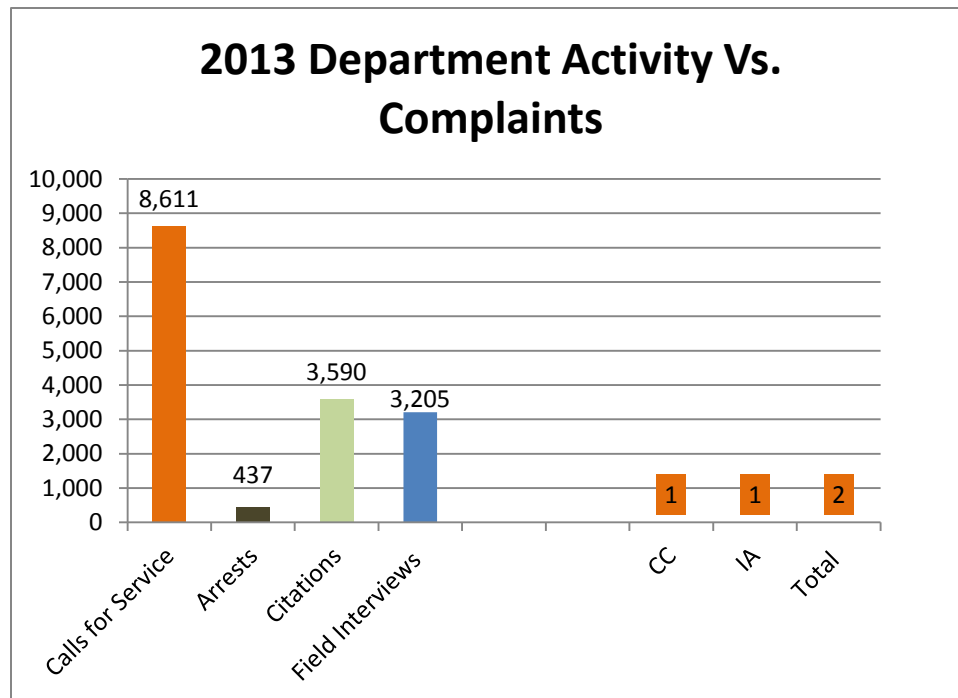


Disposition of Closed Cases

Disposition	Year		% of Dispositions by Type	
	2012	2013	2012	2013
Sustained	4	2	37	67
Not Sustained	0	0	0	0
Exonerated	0	1	0	33
Unfounded	3	0	43	0
Allegations Pending	0	0	0	0
No findings determined	0	0	0	0
Total:	7	3	100	100

2012 Department Activity			
Calls for Service	Arrests	Citations	Field Interviews
8,611	437	3,590	3,205

The chart to the left & graph below depicts a comparison of overall department activity vs. complaints against our agency. The purpose of this data is to show the intensity of department workload compared to the number of complaints received. No trends were identified.



Recommendations/Conclusions:

Upon reviewing all complaints submitted for 2013, for patterns or trends that could be predictive or could indicate training needs and/or policy modification needs, it has been determined that no changes need to be made. All employees have been appropriately disciplined where necessary and no further action was required. No employee was the subject of more than one complaint in the year 2013. The investigative files are confidential per Ca. Penal Code 832.7 and are maintained in a secure file in the Office of the Chief of Police.

The Department's purge criterion is five years for Citizen's Complaints and two years for Internal Affairs Investigations. Files are purged to comply with this criterion.