

East Bay Regional Park District Police Department



2012 Internal Affairs Statistical Report and Analysis of Early Warning System Report

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Introduction:

**East Bay Regional Park District Police Department
2012 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 six (6) internal affairs investigation in the year 2012, (3) were citizen initiated and (3) investigation of misconduct were conducted by the Office of the Chief.

During 2012 there were 8,946 calls for service 4,591 citations issued, 344 arrests and 3,210 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 2012.

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 2011, 75% of complaints (total of 3) were citizen initiated, while 25% were Department initiated investigations (total of 1).

Incident	Division	Complaint	Finding
CC 12-01	Police	1) Exceeding lawful peace officer powers by unreasonable, unlawful or excessive conduct	1) Unfounded
CC 12-02	Police	1) Unauthorized possession of, loss or damage to department property or the property of others	1) Sustained
CC 12-03	Police	1) Discourteous, disrespectful or discriminatory treatment of any member of the public or any member of this department	1) Unfounded
IA 12-03	Police	1) Unsatisfactory Work Performance	1) Sustained
IA 12-04	Police	1) Any other on-duty or off-duty conduct which any employee knows or reasonably should know is unbecoming a member of the Department 2) Violating any misdemeanor or felony statute	1) Unfounded 2) Sustained
IA 12-05	Police	1) Violation of an accepted safety practice or standard	1) Sustained

IA 12-01 & IA 12-02 were Fire Department Division investigations.

Internal Affairs Investigations by Year

	2011		2012	
	# of Complaints	# of Allegations	# of Complaints	# of Allegations
Department Initiated	1	4	3	4
Citizen Initiated	3	4	3	3
Total:	4	8*	6	7*

*Reflects the number of allegations within complaints. There were a total of 4 complaint investigations in 2011, and a total of 6 complaint investigations in 2012.

The above results show that there was an increase in department initiated complaints, however the number of citizen complaints remained the same compared to the year 2011.

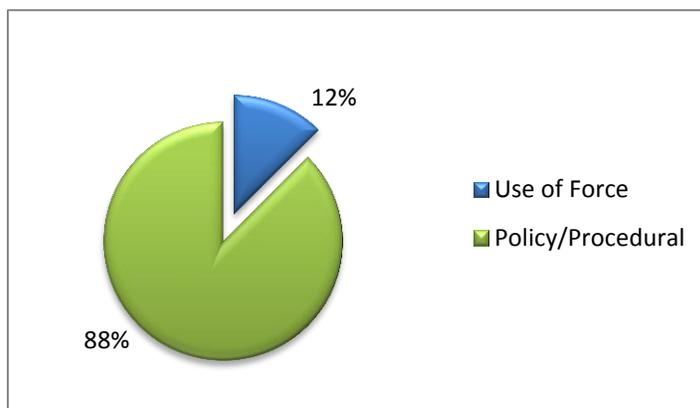
Types of Investigations by Allegation

Type of Allegation	Year		% of Investigations by Type	
	2011	2012	2011	2012
Use of Force	1	1	12	14
Courtesy/Conduct	0	1	0	14
Policy/Procedural	7	5	88	72
Total:	8	7	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

2012 Types of Investigations by Allegation

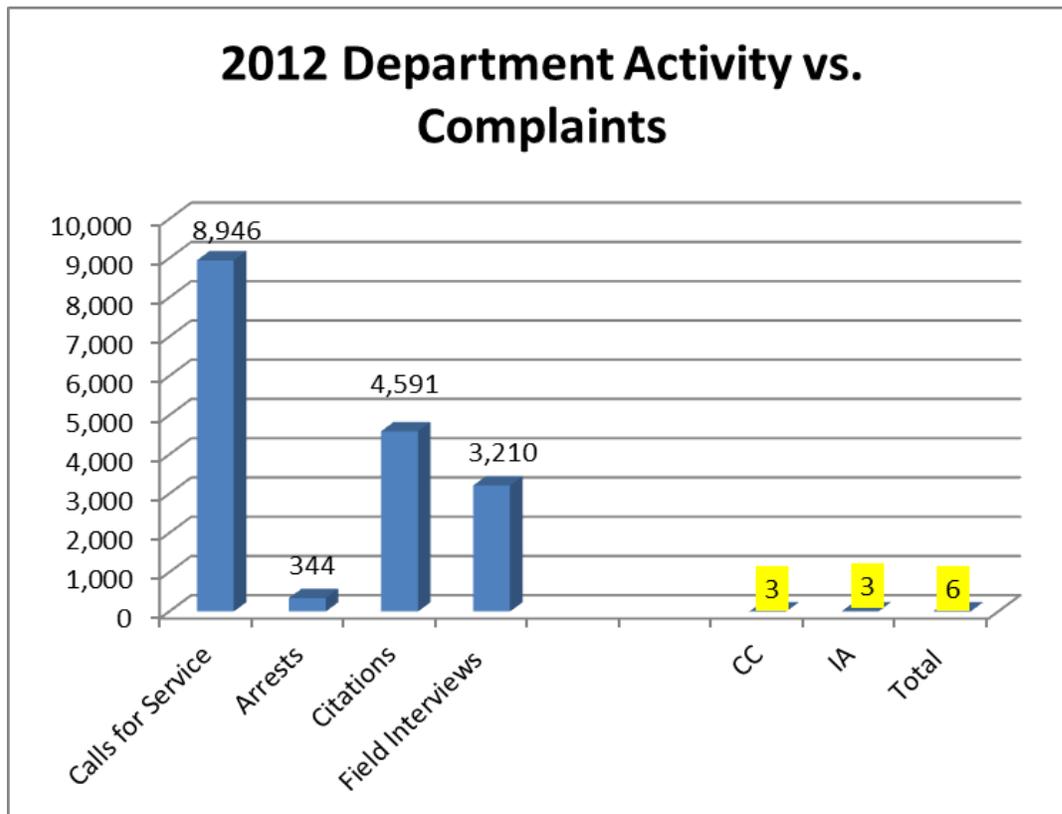


Disposition of Closed Cases

Disposition	Year		% of Dispositions by Type	
	2011	2012	2011	2012
Sustained	3	4	37	57
Not Sustained	0	0	0	0
Exonerated	5	0	63	0
Unfounded	0	3	0	43
Allegations Pending	0	0	0	0
No findings determined	0	0	0	0
Total:	8	7	100	100

2012 Department Activity			
Calls for Service	Arrests	Citations	Field Interviews
8,946	344	4,591	3,210

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 2012, 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 2012. 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.