



**Central Falls Police Department
Investigative Report**

Case #: 17-4-IA

Date/Time Reported: 03/31/2017 @ 0900
 Report Date/Time: 04/03/2017 @ 0900
 Occurred Between: 09/26/2016 @ 1430
 And: 09/26/2016 @ 1600
 Complaint Type: Internal
 Disposition: Sustained

Reporting Officer: Captain CRAIG HORTON

Signature: _____

OFFENSE(S) A/C TITLE/CHAP SECTION

LOCATION TYPE: Government/Public Building Zone: ZONE 1
 CENTRAL FALLS POLICE DEPARTMENT
 160 ILLINOIS ST
 CENTRAL FALLS RI 02863

- | | | | | |
|---|---|---|---|--------|
| 1 | SUPERIOR OFFICERS
OCCURRED: 09/26/2016 1430 | C | 1 | 5 (C) |
| 2 | UNSATISFACTORY PERFORMANCE
OCCURRED: 09/26/2016 1430 | C | 2 | 42 (A) |

VICTIM(S) SEX RACE AGE SSN PHONE

- | | | | | | | |
|---|---|---|---|------------|------------|----------------|
| 1 | [REDACTED]
TOBEY ST Apt. [REDACTED]
PROVIDENCE RI 02909
DOB: [REDACTED] 1979
EMPLOYER: [REDACTED]
CONTACT INFORMATION:
Home Phone (Primary) 401-[REDACTED]
ETHNICITY: Not of Hispanic Origin
RESIDENT STATUS: Non Resident
RELATION TO: [REDACTED]
RELATION TO: [REDACTED]
RELATION TO: [REDACTED] | M | W | [REDACTED] | [REDACTED] | 401-[REDACTED] |
|---|---|---|---|------------|------------|----------------|

PERSON(S) PERSON TYPE SEX RACE AGE SSN PHONE

- | | | | | | | | |
|---|--|-------------|---|---|------------|-----------|----------------|
| 1 | [REDACTED]
160 ILLINOIS ST
Central Falls RI 02863
DOB: [REDACTED]
EMPLOYER: CENTRAL FALLS POLICE DEPT 401-727-7411
CONTACT INFORMATION:
Home Phone (Primary) 401-[REDACTED]
Home Phone 401-727-7411
Work Phone (Primary) 401-727-7411 | COMPLAINANT | M | W | [REDACTED] | NOT AVAIL | 401-[REDACTED] |
|---|--|-------------|---|---|------------|-----------|----------------|

OFFICER(S) SEX RACE AGE SSN PHONE

- | | | | | | | |
|---|---|---|---|------------|-----------|----------------|
| 1 | [REDACTED]
160 ILLINOIS ST
CENTRAL FALLS RI 02863 | M | W | [REDACTED] | NOT AVAIL | 401-[REDACTED] |
|---|---|---|---|------------|-----------|----------------|

Central Falls Police Department
Investigative Report

Case #: 17-4-IA

OFFICER(S)

SEX RACE AGE SSN PHONE

CONTACT INFORMATION:

Home Phone (Primary) 401-727-7411
Home Phone 401-██████████

BODY: NOT AVAIL.

DOB: ██████████

LICENSE NUMBER: NOT AVAIL.

COMPLEXION: NOT AVAIL.
PLACE OF BIRTH: NOT AVAIL.
ETHNICITY: ██████████

EMPLOYER/SCHOOL: CENTRAL FALLS POLICE

2 OGNI, HENNESSY

██████████ BUTLER AVE
Central Falls RI 02863

CONTACT INFORMATION:

Home Phone (Primary) 401-██████████

BODY: NOT AVAIL.

DOB: ██████████

LICENSE NUMBER: ██████████

COMPLEXION: NOT AVAIL.
PLACE OF BIRTH: NOT AVAIL.
ETHNICITY: ██████████

F W ██████████ NOT AVAIL 401-██████████

[APPEARANCE]

GLASSES WORN: NO

3 DELANDE, FRANCO

160 ILLINOIS ST
Central Falls RI 02863

CONTACT INFORMATION:

Home Phone (Primary) 401-727-7411
Work Phone (Primary) 401-727-7411

BODY: NOT AVAIL.

DOB: ██████████

LICENSE NUMBER: ██████████

COMPLEXION: NOT AVAIL.
PLACE OF BIRTH: NOT AVAIL.
ETHNICITY: ██████████

M B ██████████ NOT AVAIL 401-██████████

[APPEARANCE]

GLASSES WORN: NO

EMPLOYER/SCHOOL: CFPD · 401-727-7411

Central Falls Police Department
NARRATIVE FOR CAPTAIN CRAIG P HORTON

Page: 1

Ref: 17-4-IA

Entered: 04/18/2017 @ 1007
Modified: 04/19/2017 @ 0949
Approved: 04/18/2017 @ 1044

Entry ID: CH
Modified ID: CH
Approval ID: CH

Facts:

On 03/07/2017, I received a phone message from [REDACTED] stating his box truck had been stolen, the Central Falls PD located the vehicle on 09/26/2016 and the tow company crushed his truck. I checked our system for any stolen vehicles recovered on that date. [REDACTED] located a box truck from in front of 138 Sylvian Street which was reported abandoned. He ran a VIN check and the vehicle came back stolen out of Providence (later determined to be East Providence). [REDACTED] reported the vehicle was removed from NCIC and a locate was sent to Providence PD.

On, or just before, 03/07/2017, a detective from the Rhode Island State Police contacted King's Towing because a part of the stolen vehicle was being sold a salvage yard and the vehicle was still listed as stolen. Jay from King's Towing gave the detective paperwork showing how they obtained the vehicle and the process they utilized in disposing of the vehicle with the salvage yard. They towed the vehicle on 09/26/2016. On 10/06/2016, they sent a certified letter to registered owner, according to the VIN. It was returned to them unclaimed on 11/03/2016. According to Rhode Island state law, King's Towing followed the proper procedure for abandonment of a vehicle at their facility. They brought the vehicle to the salvage yard and sold it. I spoke with Jay myself and he explained this all to me via telephone.

I then spoke with [REDACTED] who was in charge the day the vehicle was towed and he is the [REDACTED] when the vehicle was located. I asked him about the incident and asked if he could look into the situation and get back to me.

On 03/13/2017, [REDACTED] drafted a witness statement concerning this incident. He reports an error was made at the time regarding the place from which the vehicle was originally stolen. It should have been listed as East Providence not Providence. He said he attempted an inventory search but the vehicle was locked and he did not see anything in the driver's or passenger's compartment. There is no mention of why he did not ensure the vehicle was removed from NCIC and a locate sent to the proper department prior to putting that in his report. [REDACTED] gathered copies from King's Towing documenting their steps in the process regarding this vehicle. He had the vehicle properly removed from NCIC and a locate sent to East Providence PD. [REDACTED] obtained a copy of the original report from the East Providence PD. This report shows inconsistencies in the reporting of the stolen vehicle by [REDACTED], including only one plate on the vehicle and it would not match the vehicle itself.

When [REDACTED] returned the package to me on or about 03/31/2017, he explained he was at fault for not properly checking the report before approving and forwarding it to detectives. He did not notice the error on the report, which states it was stolen from Providence instead of East Providence. He also did not notice the vehicle had not been removed from NCIC and no locate was sent to the East Providence PD.

On 04/11/2017, I spoke with [REDACTED] about this incident. She remembered the call in question and said she made the error of not sending the locate to East Providence. She said she knew it was no excuse, but she got very busy between dispatches for police and fire immediately after the stolen motor vehicle was recovered, she simply forgot to send it. She was the only dispatcher working during that shift.

Findings:

A "suspect" SMV report was filed with the East Providence PD in August 2016. It was recovered by our department on Sylvian Street on 09/26/2016 and towed by King's Towing. King's Towing, following the State of RI protocol, sold the vehicle to a salvage yard in November 2016. In March 2017, a part of that vehicle came back stolen when the RI State Police ran a check through NCIC. Through an investigation by [REDACTED] and myself, [REDACTED] takes fault in not properly approving and forwarding the recovered stolen motor vehicle report and not ensuring the vehicle was removed from the NCIC computer and a locate sent to East Providence

Central Falls Police Department

NARRATIVE FOR CAPTAIN CRAIG P HORTON

Page: 2

Ref: 17-4-IA

Entered: 04/18/2017 @ 1007

Entry ID: CH

Modified: 04/19/2017 @ 0949

Modified ID: CH

Approved: 04/18/2017 @ 1044

Approval ID: CH

PD. These attachments were not part of the report he forwarded to detectives. [REDACTED] also accepted her fault in not removing the vehicle from the NCIC computer or sending the locate to East Providence, despite the volume of additional calls for service at the time of this particular incident.

The charge of Unsatisfactory Performance (2-42-A) against [REDACTED] is SUSTAINED.

The charge of Unsatisfactory Performance (2-42-A) against [REDACTED] is SUSTAINED.

The charge of Superior Officers (1-5-C) against [REDACTED] is SUSTAINED.



**Central Falls Police Department
Investigative Report**

Case #: 18-6-IA

Date/Time Reported: 05/16/2018 @ 1130
 Report Date/Time: 05/16/2018 @ 1138
 Occurred Between: 05/11/2018 @ 0800
 And: 05/14/2018 @ 1600
 Complaint Type: Internal
 Disposition: Suspension

Reporting Officer: Captain CRAIG HORTON

Signature: _____

#	OFFENSE(S)	A/C	TITLE/CHAP	SECTION
---	------------	-----	------------	---------

LOCATION TYPE: Government/Public Building Zone: ZONE 1
 160 ILLINOIS ST
 CENTRAL FALLS RI 02863

1	OBEDIENCE TO RULES&REGULATIONS OCCURRED: 05/09/2018 1430	C	II	2A
2	HARASSMENT AND DISCRIMINATION OCCURRED: 05/09/2018 0930	C	II	10A
3	RELATIONS WITH DEPARTMENT EMPLOYEES OCCURRED: 05/09/2018 1430	C	II	28A&B
4	RELATIONS WITH DEPARTMENT EMPLOYEES OCCURRED: 05/14/2018 0800	C	II	28A&B

#	VICTIM(S)	SEX	RACE	AGE	SSN	PHONE
---	-----------	-----	------	-----	-----	-------

1	[REDACTED] 160 ILLINOIS ST CENTRAL FALLS RI 02863 DOB: [REDACTED] EMPLOYER: CENTRAL FALLS POLICE 401-727-7411 CONTACT INFORMATION: Home Phone (Primary) 401-727-7411 ETHNICITY: Not of Hispanic Origin RESIDENT STATUS: Resident VICTIM CONNECTED TO OFFENSE NUMBER(S): 2 3 RELATION TO: [REDACTED]	F	W	[REDACTED]	NOT AVAIL	401-[REDACTED]
						Otherwise Known

#	PERSON(S)	PERSON TYPE	SEX	RACE	AGE	SSN	PHONE
---	-----------	-------------	-----	------	-----	-----	-------

1	[REDACTED] 160 ILLINOIS ST Central Falls RI 02863 DOB: [REDACTED] EMPLOYER: CENTRAL FALLS POLICE DEPT 401-727-7411 CONTACT INFORMATION: Home Phone (Primary) 401-[REDACTED] Home Phone 401-727-7411 Work Phone (Primary) 401-727-7411	COMPLAINANT	M	W	[REDACTED]	NOT AVAIL	401-[REDACTED]
---	---	-------------	---	---	------------	-----------	----------------

Central Falls Police Department
Investigative Report

Page: 2
01/22/2019

Case #: 18-6-IA

#	OFFICER(S)	SEX	RACE	AGE	SSN	PHONE
---	------------	-----	------	-----	-----	-------

#	OFFICER(S)	SEX	RACE	AGE	SSN	PHONE
---	------------	-----	------	-----	-----	-------

1	[REDACTED] 160 ILLINOIS ST CENTRAL FALLS RI 02863	M	W	[REDACTED]	NOT AVAIL	401-[REDACTED]
---	---	---	---	------------	-----------	----------------

CONTACT INFORMATION:

Home Phone (Primary) 401-727-7411
Work Phone (Primary) 401-727-7411

BODY: NOT AVAIL.

DOB: [REDACTED]

LICENSE NUMBER: [REDACTED]

COMPLEXION: NOT AVAIL.

PLACE OF BIRTH: NOT AVAIL.

ETHNICITY: NOT HISPANIC

EMPLOYER/SCHOOL: CENTRAL FALLS POLICE · 401-727-7411

#	OTHER PROPERTIES	SUSPECT #	ORIGIN	QUANTITY
---	------------------	-----------	--------	----------

1	GLOCK MODEL 22 Property #: 18-287-PR	1	[REDACTED] locker	1
---	---	---	-------------------	---

NARRATIVE FOR CAPTAIN CRAIG P HORTON

Ref: 18-6-IA

Entered: 05/18/2018 @ 1339

Entry ID: CH

Modified: 06/01/2018 @ 1437

Modified ID: CH

Approved: 05/18/2018 @ 1513

Approval ID: CH

Facts:

On 05/16/2018, at approximately 1130 HRS, [REDACTED] came into my office with a signed copy of a RI District Court Summons - Protection from Abuse filed by [REDACTED] against [REDACTED]. The summons was signed by a District Court judge and had a court date of 05/24/2018 on it to determine its necessity. [REDACTED] said he spoke with [REDACTED] who was out of state and unavailable. Through [REDACTED] told me to launch an investigation into [REDACTED] reasoning for applying for a restraining order.

[REDACTED] affidavit to the District Court is as follows: "I was [REDACTED] we were together for 2 years he just Recently Came Back to Work we both are police officers and he already made commets to [REDACTED] he seen me in the Report Room And Slammed the Door at the police Station In the past he put a belt around my neck And I filed a complaint with Providence Police. Providence never went forward with the charges Now that he has Returned to work Im afraid of him he was [REDACTED] and is still angry. He came to Home on May 10, 2017 unwanted, he began to hug me and Grab me. All this was Reported to Providence Police on 11/20/17. Police Report # 2017-00122694. Since he came back To work I do not feel Safe."

I spoke with [REDACTED] and she briefed me on the comments [REDACTED] made that were referenced by [REDACTED] in her affidavit. After she told me what happened and when it occurred, I asked her to write me a memo about this interaction.

Synopsis of [REDACTED] memorandum:

On 05/09/2018 around school dismissal time, [REDACTED] was out at a school for dismissal and a mother came into the station requesting a police officer scare her child with the threat of being arrested. [REDACTED] who was [REDACTED] that day, was in the [REDACTED] speaking with [REDACTED] who had finished his detail and was out of uniform talking to [REDACTED] [REDACTED] asked [REDACTED] who should handle this case and [REDACTED] gave a derisive laugh and said something to the effect of 'Call [REDACTED] in she'll be good at that'. [REDACTED] told [REDACTED] it was [REDACTED] side but she was tied up at the schools. [REDACTED] made additional comments such as [REDACTED] isn't scary enough". [REDACTED] began dispatching [REDACTED] n to talk to the child but [REDACTED] took the call and handled it. [REDACTED] made no comments about [REDACTED] [REDACTED] spoke to [REDACTED] the next day and [REDACTED] expressed to her it was upsetting her that [REDACTED] as constantly hanging around the station when he wasn't on duty. [REDACTED] told her about the comment [REDACTED] made about [REDACTED] not being scary enough to the boy the previous day, but she intentionally did not tell [REDACTED] about [REDACTED] saying it should be [REDACTED] to come in to scare someone because [REDACTED] thought it would upset [REDACTED]

[REDACTED] had already come to me on Monday, 05/14/2018, and told me [REDACTED] told her the entire story, including [REDACTED] saying she should be the one to come in to scare the child. She had gone to [REDACTED] as the [REDACTED] spoke with [REDACTED] who told him this is not the Union's job, it should go through the chain of command. [REDACTED] called [REDACTED] who called me and told me [REDACTED] wished to speak with me. When [REDACTED] told me of this interaction [REDACTED] told her, I informed [REDACTED] when I saw him. When I was speaking to him about it, he already knew of it because [REDACTED] had been approached by [REDACTED] about a separate incident which occurred Monday 05/14/2018. [REDACTED] told [REDACTED] [REDACTED] came into the report room to get a detail slip, mumbled something under his breath and

Ref: 18-6-IA

Entered: 05/18/2018 @ 1339 Entry ID: CH
Modified: 06/01/2018 @ 1437 Modified ID: CH
Approved: 05/18/2018 @ 1513 Approval ID: CH

then slammed the door as he left the room. On Wednesday, 05/16/2018, she came into the station and responded to District Court with [REDACTED] and applied for the District Court Order of Protection.)

I also spoke with [REDACTED] on 05/16/2018 about the incident [REDACTED] referred to on 05/09/2018. [REDACTED] remembered the mother and child coming into the station and dealing with that situation. She remembered [REDACTED] was not happy with the mother of the child until they discovered what the child had done. [REDACTED] remembered [REDACTED] being in the office and they were talking, but she does not remember any conversation with [REDACTED] making any comments about [REDACTED] or [REDACTED]. She only remembers his presence in the room, but does not remember any derogatory comments and any comments at all.

[REDACTED] instructed me to draft a letter [REDACTED] pending the results of this investigation and/or the results of the hearing at District Court on May 24th, 2018 between [REDACTED]

At approximately 1522 HRS, I called [REDACTED] and left a message. He called me back at 1526 HRS and I informed him of the District Court Order and the [REDACTED]. At approximately 1612 HRS, [REDACTED] called me and asked what was going on. I explained the situation and I needed to serve him with the protective order from District Court and inform him of the impending [REDACTED]. I asked if he was comfortable with me going by myself or did he want Union Representation with me. He said he was comfortable with me going alone. At approximately 1830 HRS, I responded to [REDACTED]. I served the order to [REDACTED] he signed it, and I told him not to come into work that evening and I would be back the next day with [REDACTED]. When I returned to the station, I emailed the signed protective order to [REDACTED].

On 05/17/2018, at approximately 0845 HRS, I handed the signed protective order to [REDACTED] and asked she deliver it to the appropriate courtroom at District Court, which she would later acknowledge was received by the same judge who signed it. At approximately 0900 HRS, I spoke with [REDACTED] about the incident on 05/09/2018. She said she remembered the mother and child coming into station and what occurred with them, but she did not hear any of the interactions between [REDACTED].

She was doing her job and was not paying attention to their conversation. At approximately 0925 HRS, I emailed [REDACTED]. At approximately 1000 HRS, I responded back to [REDACTED] and served him with [REDACTED].

On 05/18/2018, I saw the [REDACTED] and the [REDACTED] and asked if they received their copies of [REDACTED]. Neither had received it and I hand delivered copies to both of them.

On 05/21/2018, I spoke with [REDACTED] to get her direct interpretation of her interaction with [REDACTED] on Monday, 05/14/2018. She said she was in the report room completing a report when he entered the room to get a detail slip. She did not see him look at her and he did not say anything, but he was red in the face and he slammed the door as he left the room. She sees his actions as passive aggressive intimidation and interprets his actions as if he saying, "I'm still here and I got away with it." [REDACTED] states, "He does things but he doesn't, if you know what I mean."

On 05/25/2018, at approximately 0958 HRS, I emailed copies of the Notice of Interview and the Notice of Allegations to [REDACTED].

On 05/29/2018, at approximately 1800 HRS, [REDACTED] arrived at my office for [REDACTED] interview. Once in my office, [REDACTED] was officially given the Notice of Allegations, which he and his attorney signed, as well as his Garrity Rights, which he signed as well. The following is a synopsis of his interview:

Synopsis of [REDACTED] Interview:

Central Falls Police Department

NARRATIVE FOR CAPTAIN CRAIG P HORTON

Ref: 18-6-IA

Entered: 05/18/2018 @ 1339

Entry ID: CH

Modified: 06/01/2018 @ 1437

Modified ID: CH

Approved: 05/18/2018 @ 1513

Approval ID: CH

██████████ acknowledged his name, rank, years of service, time in rank and his swearing to obey all rules, regulations, policies and procedures (including the harassment policy), of Central Falls PD.

Regarding the first incident which allegedly occurred on 05/09/2018 in the ██████████ ██████████ said he believes he was there, albeit briefly, after working a detail, just to drop off his detail slip. He does not recall any of the specifics of conversation which took place during that time. ██████████ was asked if he interjected his opinion of a conversation between ██████████ and ██████████ concerning a disobedient child, as well as if he made the specific statements, ("Call ██████████ in she'll be good at that" & ██████████ isn't scary enough"). His answer to each of these questions was, "I don't recall the specifics of that." He had the same answer when asked if he heard ██████████ asking ██████████ who should handle the call and what was the subject matter of the call. When asked why he would make such statements, if he made them, in front of ██████████ (close friend at the police department), ██████████ said he doesn't speak to ██████████. He does not talk about ██████████ in front of ██████████ ██████████ and ██████████ used to speak about ██████████ in times of crisis, but not anymore. He maintains no contact with ██████████ explicitly for purposes like this.

Regarding the second incident which allegedly occurred in the Report Room on 05/14/2018, ██████████ said he walked into the room to get his detail slip, vaguely aware ██████████ was there, obtained the slip and left the room. He's been doing what he could to avoid her, but he didn't think he had to side step her that much. He did not want to make a big promotion about everything by asking others to get him a detail slip just because ██████████ was in a room where the detail slips are kept. He did not remember if the door was open or shut when he entered the room, but he knows it is usually open. When he exited, he does not remember shutting the door and he definitely didn't slam the door. He never said anything to ██████████ nor did he look at her wrong, make any facial gestures or even acknowledge her.

██████████ closed with the following, "I believe that ██████████ is manufacturing needless crises in order to get me in trouble. I would not put myself in a situation where she could set me up. I believe she's grasping at straws. I've had no interaction with her except a call we went on about two weeks ago. I've avoided her and I believe she's got it out for me. I've never made any threats toward her. When I returned from my suspension, I was not angry with her and I sought to avoid her." There was a brief discussion where he said nothing happened on the call they went on together. Then he continued, "I haven't spoken about her. I've had nothing to do with her. I just, I mean with a third party interjecting themselves, I think that it's just she's looking at any way to get back at me." He believes ██████████ will go to any length to get rid of him and he hopes the ██████████ and everyone else can see this.

Findings:

There are two incidents involved in the investigation.

The first incident allegedly took place on 05/09/2018, whereby ██████████ alleged ██████████ made comments regarding ██████████. Specifically, she would be good at scaring a young child and ██████████ isn't scary enough. There is no history to question ██████████ credibility but there are mitigating factors surrounding the validity of her allegations. First, there were three other people present for this conversation and she is the only person who remembers anything that was said during the interaction. Second, ██████████ is close friends with ██████████ and therefore is not unbiased. Third, ██████████ statement says she only told ██████████ half of she alleges ██████████ said during the interaction, but ██████████ said ██████████ told her the entire story. Lastly, ██████████ knows ██████████ and ██████████ are close friends and he denies saying anything about ██████████ in ██████████ presence. ██████████ does not deny saying anything about ██████████ or ██████████ but he does not

Central Falls Police Department
NARRATIVE FOR CAPTAIN CRAIG P HORTON

Page: 4

Ref: 18-6-IA

Entered: 05/18/2018 @ 1339 Entry ID: CH
Modified: 06/01/2018 @ 1437 Modified ID: CH
Approved: 05/18/2018 @ 1513 Approval ID: CH

remember anything either. [REDACTED] contradicts himself in regards to his conversations with [REDACTED]. He said he maintains no contact with [REDACTED] explicitly for purposes like this, but two witnesses [REDACTED] state they heard [REDACTED] and [REDACTED] having a conversation, but they didn't remember what was being said.

The second incident allegedly took place on 05/14/2018 whereby [REDACTED] alleges [REDACTED] slammed the door to the Report Room in an attempt at passive aggressive intimidation. Both parties involved state [REDACTED] came into the Report Room where [REDACTED] was located. Both parties acknowledge nothing was said or any other gesture, remark or anything took place until [REDACTED] left the room. [REDACTED] said [REDACTED] slammed the door as he exited. [REDACTED] denies slamming the door.

Conclusion:

1. Rules and Regulations, Chapter II, Section 2 (a) OBEDIENCE TO RULES AND REGULATIONS: In which it is alleged that on May 9th, 2018, you violated the rules and regulations of the Central Falls PD when you allegedly interjected your opinion on a police matter, which did not involve you, by giving a derisive laugh and stating, [REDACTED] "should be good at that" and [REDACTED] "isn't scary enough". Also, it is alleged that on May 14th, 2018, you violated the rules and regulations of the Central Falls PD when you allegedly slammed the door when exiting the report room to intimidate [REDACTED]. **SUSTAINED**

2. Rules and Regulations, Chapter II, Section 10 (a) HARASSMENT AND DISCRIMINATION: In which it is alleged that on May 9th, 2018, you harassed [REDACTED] on the basis of her personal characteristics when you gave a derisive laugh and stated, [REDACTED] "should be good at that" and [REDACTED] "isn't scary enough". **UNFOUNDED**

3. Rules and Regulations, Chapter II, Section 28 (a)(b) RELATIONS WITH DEPARTMENT EMPLOYEES: In which it is alleged that on May 9th, 2018, you behaved disrespectfully toward another employee [REDACTED] when you interjected your opinion on a police matter, which did not involve you, by giving a derisive laugh and stating, [REDACTED] "should be good at that" and [REDACTED] "isn't scary enough". **SUSTAINED**

4. Rules and Regulations, Chapter II, Section 28 (a)(b) RELATIONS WITH DEPARTMENT EMPLOYEES: In which it is alleged that on May 14th, 2018, you slammed the door when exiting the report room to intimidate [REDACTED]. **UNFOUNDED**

The two sustained charges are : #1 – Obedience to Rules and Regulations and #3 – Relations with Department Employees, section B.

1. Although the charge isn't listed, he is in violation of Courtesy (II 7b), which states that one must "... perform

Central Falls Police Department

NARRATIVE FOR CAPTAIN CRAIG P HORTON

Page: 5

Ref: 18-6-IA

Entered: 05/18/2018 @ 1339

Entry ID: CH

Modified: 06/01/2018 @ 1437

Modified ID: CH

Approved: 05/18/2018 @ 1513

Approval ID: CH

their duties in a manner, which will inspire confidence and respect" and **Conduct Unbecoming (II 8a)** which states that "a member shall conduct themselves at all times, both on and off duty, in such a manner as to reflect most favorably on the Central Falls Police" and "... conduct that brings or may bring the department into disrepute or reflects discredit upon a member or impairs the operation or efficiency of the Central Falls Police or the member." He also violated this Rule and Regulation by violating section B of charge #3.

3. Relations with Department Employees, section B, which states that "... in their dealings with employees, all members shall act in a professional, respectful manner befitting individuals who share the common goal of safeguarding lives in the public interest." The only infraction lies with section B because he did not direct his comment(s), disrespectful or not, towards [REDACTED]

**Central Falls Police Department
Investigative Report**

Page: 1
02/13/2019

Case #: 18-8-IA

Date/Time Reported: 06/20/2018 @ 0900
 Report Date/Time: 06/20/2018 @ 1030
 Occurred Between: 06/19/2018 @ 2243
 And: 06/20/2018 @ 0800
 Complaint Type: Internal
 Disposition: Suspension
 Additional Cases: 18- [REDACTED] -AR

Reporting Officer: Captain CRAIG HORTON

Signature: _____

#	OFFENSE(S)	A/C	TITLE/CHAP	SECTION
	LOCATION TYPE: Government/Public Building 160 ILLINOIS ST CENTRAL FALLS RI 02863		Zone: ZONE 1	
1	UNSATISFACTORY PERFORMANCE OCCURRED: 06/19/2018 2243	C	II	42A
2	GENERAL KNOWLEDGE AND PERFORMANCE OCCURRED: 06/19/2018 2243	C	II	76A
3	JUVENILE OPERATIONS POLICY OCCURRED: 06/19/2018 2243	C	250.01	
4	PRISONER DETENTION/HOLDING FACILITY PLAN POLICY OCCURRED: 06/19/2018 2243	C	270.01	

#	PERSON(S)	PERSON TYPE	SEX	RACE	AGE	SSN	PHONE
1	[REDACTED] ILLINOIS ST Central Falls RI 02863 DOB: [REDACTED]/1964 EMPLOYER: CENTRAL FALLS POLICE DEPT CONTACT INFORMATION: Home Phone (Primary) 401-616-[REDACTED] Home Phone 401-727-[REDACTED] Work Phone (Primary) 401-727-[REDACTED]	COMPLAINANT	M	W	[REDACTED]	NOT AVAIL	401-616-[REDACTED]

#	OFFICER(S)	SEX	RACE	AGE	SSN	PHONE
1	[REDACTED] ILLINOIS ST CENTRAL FALLS RI 02863 CONTACT INFORMATION: Home Phone (Primary) 401-475-[REDACTED] Home Phone (Primary) 401-727-[REDACTED] Cell Phone (Primary) 401-533-[REDACTED] Work Phone (Primary) 401-727-[REDACTED]	M	W	[REDACTED]	NOT AVAIL	401-727-[REDACTED]

BODY: NOT AVAIL.
 DOB: [REDACTED]/1977
 LICENSE NUMBER: RI [REDACTED]

COMPLEXION: NOT AVAIL.
 PLACE OF BIRTH: NOT AVAIL.
 ETHNICITY: HISPANIC

Central Falls Police Department
Investigative Report

Page: 2
02/13/2019

Case #: 18-8-IA

#	OFFICER(S)	SEX	RACE	AGE	SSN	PHONE
---	------------	-----	------	-----	-----	-------

[APPEARANCE]

GLASSES W

401-727- [REDACTED]

EMPLOYER/SCHOOL: CENTRAL FALLS POLICE

160 ILLINOIS
CENTRAL FALLS RI 02863

2

M W [REDACTED]

NOT AVAIL

401-727- [REDACTED]

[REDACTED] ILLINOIS ST
CENTRAL FALLS RI 02863

CONTACT INFORMATION:

Home Phone (Primary) 401-727- [REDACTED]
Cell Phone (Primary) 401-640- [REDACTED]

BODY: NOT AVAIL.

DOB: [REDACTED]/1975

LICENSE NUMBER: RI [REDACTED]

COMPLEXION: NOT AVAIL.

PLACE OF BIRTH: NOT AVAIL.

ETHNICITY: NOT HISPANIC

[APPEARANCE]

GLASSES W

401-727- [REDACTED]

EMPLOYER/SCHOOL: CENTRAL FALLS POLICE

NARRATIVE FOR CAPTAIN CRAIG P HORTON

Ref: 18-8-IA

Entered: 08/07/2018 @ 1258

Entry ID: CH

Modified: 08/30/2018 @ 1143

Modified ID: CH

Approved: 08/07/2018 @ 1354

Approval ID: CH

Facts:

On 06/19/2018, at approximately 2305 HRS, [REDACTED] DOB [REDACTED]/2001, was placed under arrest based on a warrant signed by Family Court Judge Harris in August of 2017. The arrest warrant was for her alleged involvement with a breaking and entering and conspiracy at [REDACTED] Lincoln Avenue. [REDACTED] had stopped a vehicle operated by [REDACTED] sister, [REDACTED], and when backup officers arrived on scene, [REDACTED] recognized [REDACTED] and thought her to have said warrant for her arrest. [REDACTED] placed her under arrest, brought her to the police station and called [REDACTED] mother and informed her mother [REDACTED] would be brought to court in the morning. [REDACTED] ended his report by stating, "[REDACTED] was placed in the juvenile cell where she will wait to be transported to court in the morning." The OIC at the time of the report and the supervisor who approved the report was [REDACTED]

[REDACTED] noticed [REDACTED] in the cell when she arrived for work at approximately 0700 HRS on 06/20/2018. She asked the OIC at the time, [REDACTED], why a juvenile was in the cell. [REDACTED] referred to her being arrested on night shift prior to his taking over as OIC.

[REDACTED] was given a meal and remained in the juvenile cell until she was transported to court by [REDACTED] at 0850 HRS on 06/20/2018. [REDACTED] logged a check of [REDACTED] at 0037 HRS on 06/20/2018 and [REDACTED] logged another check of [REDACTED] at 0117 HRS. [REDACTED] was monitored at all times by [REDACTED] throughout the shift.

I spoke with [REDACTED] about this incident. He admitted his culpability regarding [REDACTED] remaining in our custody and not calling the On-Duty Family Court Judge or transporting her to the Training School for Girls. He was momentarily perplexed with the actions necessary according to our policies applicable in the case, Juvenile Operations (250.01) and Prisoner Detention/Holding Facility Plan (270.01). He began reading the Juvenile Operations policy but stopped reading when he thought he was covered in the custodial arrest section of the policy. After being informed of the error, he reread the policy and realized his error and took ownership of his mistakes. At the time of transfer of custody to [REDACTED] at 0000 HRS on 06/20/2018, he thought he'd done the right thing and did not need to pass along information about the juvenile status of the prisoner.

I spoke to [REDACTED] about this incident as well. He also admitted he was wrong in how he handled the situation and accepts responsibility for it. When he arrived for shift, he knew [REDACTED] was there under arrest, but he assumed it was a night shift matter at the time and they were handling it. After the night shift left for the evening and he knew [REDACTED] was still in his custody, he simply made an error in judgement by not taking her to the Training School or calling [REDACTED] to ask any questions about her status. It wasn't until he spoke to [REDACTED] that he realized the magnitude of his mistake of keeping her in our custody.

As of 08/07/2018, no complaint has been filed by [REDACTED] her attorney or any connection to the Family Court or judicial system.

Conclusion:

NARRATIVE FOR CAPTAIN CRAIG P HORTON

Ref: 18-8-IA

Entered: 08/07/2018 @ 1258 Entry ID: CH
Modified: 08/30/2018 @ 1143 Modified ID: CH
Approved: 08/07/2018 @ 1354 Approval ID: CH

1. Rules and Regulations, Chapter II, Section 42 (a) UNSATISFACTORY PERFORMANCE: In which it is alleged that on June 19th (██████████) and June 20th (██████████), 2018, you failed to maintain sufficient competency to properly perform your duties and assume the responsibilities of your positions. **SUSTAINED**

2. Rules and Regulations, Chapter II, Section 76 (a) GENERAL KNOWLEDGE AND PERFORMANCE: In which it is alleged that on June 19th (██████████) and June 20th (██████████), 2018, you failed to familiarize yourselves with all the laws, statutes, ordinances and regulations necessary for the proficient execution of your duty as a police officer. **SUSTAINED**

3. Juvenile Operations Policy (250.01): Under section IV. (C) 8 and special NOTE: immediately following said section, the policy reads, "Juveniles held for Family Court will be transferred for a hearing as soon as practical. If court is not in session, authorization will be obtained from the on-call Family Court Judge and the juvenile will be transferred, without delay, to the R.I.T.S.Y.. NOTE: Juveniles will not be held in custody for more than six (6) hours without the expressed authorization of a Family Court Judge. The six (6) hour time limit begins when the juvenile is placed in a secure room or cell." Both ██████████ and ██████████ violated this policy. **SUSTAINED**

4. Prisoner Detention/Holding Facility Plan Policy (270.01): Under section IV. I.n.(1), the policy reads, "Juvenile prisoners who have been or will be charged with a criminal offense may be placed in a temporary detention cell for processing purposes or moved to the juvenile holding cell. The juvenile may be detained in the Central Falls Police Department holding facility for up to six (6) hours." Both ██████████ and ██████████ violated this policy. **SUSTAINED**



**Central Falls Police Department
Investigative Report**

Case #: 18-10-IA

Date/Time Reported: 07/09/2018 @ 0900
 Report Date/Time: 07/09/2018 @ 0900
 Occurred Between: 07/05/2018 @ 1745
 And: 07/05/2018 @ 1800
 Complaint Type: Internal
 Disposition: Letter of Reprimand

Reporting Officer: Captain CRAIG HORTON

Signature: _____

#	OFFENSE(S)	A/C	TITLE/CHAP	SECTION
	LOCATION TYPE: Highway/Road/Alley/Street BROAD ST CENTRAL FALLS RI 02863		Zone: ZONE 3	
1	COURTESY OCCURRED: 07/05/2018 1745	C	II	7A
2	CONDUCT UNBECOMING OCCURRED: 07/05/2018 1745	C	II	8A

#	VICTIM(S)	SEX	RACE	AGE	SSN	PHONE
1	[REDACTED] BRYANT ST CUMBERLAND RI 02864 DOB: [REDACTED] 1984 CONTACT INFORMATION: Home Phone (Primary) 401-771-[REDACTED] ETHNICITY: Not of Hispanic Origin RESIDENT STATUS: Non Resident VICTIM CONNECTED TO OFFENSE NUMBER(S): 1 2	M	W	[REDACTED]	[REDACTED]	401-771-[REDACTED]

#	PERSON(S)	PERSON TYPE	SEX	RACE	AGE	SSN	PHONE
1	[REDACTED] ILLINOIS ST Central Falls RI 02863 DOB: [REDACTED] 1964 EMPLOYER: CENTRAL FALLS POLICE DEPT . 401-727-[REDACTED] CONTACT INFORMATION: Home Phone (Primary) 401-616-[REDACTED] Home Phone 401-727-[REDACTED] Work Phone (Primary) 401-727-[REDACTED]	COMPLAINANT	M	W	[REDACTED]	NOT AVAIL	401-616-[REDACTED]
2	[REDACTED] ILLINOIS ST CENTRAL FALLS RI 02863 DOB: [REDACTED]/1988 EMPLOYER: CENTRAL FALLS POLICE DEPT . 401-727-[REDACTED] CONTACT INFORMATION: Home Phone (Primary) 401-727-[REDACTED] Work Phone (Primary) 401-727-[REDACTED] Work Phone 401-528-[REDACTED]	PARTICIPANT	M	W	[REDACTED]	NOT AVAIL	401-727-[REDACTED]

**Central Falls Police Department
Investigative Report**

Page: 2
02/13/2019

Case #: 18-10-IA

#	PERSON(S)	PERSON TYPE	SEX	RACE	AGE	SSN	PHONE
---	-----------	-------------	-----	------	-----	-----	-------

3	[REDACTED] ILLINOIS ST CENTRAL FALLS RI 02863 DOB: [REDACTED]/1983 EMPLOYER: CITY OF CENTRAL FALLS PD · 401-727-[REDACTED] CONTACT INFORMATION: Home Phone (Primary) 401-727-[REDACTED] Work Phone (Primary) 401-727-[REDACTED]	PARTICIPANT	M	W	[REDACTED]	NOT AVAIL	401-727-[REDACTED]
---	--	-------------	---	---	------------	-----------	--------------------

4	[REDACTED] ILLINOIS ST CENTRAL FALLS RI 02863 DOB: [REDACTED]/1989 EMPLOYER: CENTRAL FALLS PD · 401-727-[REDACTED] CONTACT INFORMATION: Home Phone (Primary) 401-727-[REDACTED]	PARTICIPANT	M	W	[REDACTED]	NOT AVAIL	401-727-[REDACTED]
---	---	-------------	---	---	------------	-----------	--------------------

#	OFFICER(S)	SEX	RACE	AGE	SSN	PHONE
---	------------	-----	------	-----	-----	-------

1	[REDACTED] ILLINOIS ST CENTRAL FALLS RI 02863 CONTACT INFORMATION: Home Phone (Primary) 401-727-[REDACTED] Cell Phone (Primary) 401-215-[REDACTED] BODY: NOT AVAIL. DOB: [REDACTED] 990 LICENSE NUMBER: RI [REDACTED]		F	W	[REDACTED]	NOT AVAIL	401-727-[REDACTED]
---	---	--	---	---	------------	-----------	--------------------

COMPLEXION: NOT AVAIL.
PLACE OF BIRTH: NOT AVAIL.
ETHNICITY: HISPANIC

2	[REDACTED] ILLINOIS ST CENTRAL FALLS RI 02863 CONTACT INFORMATION: Home Phone (Primary) 401-723-[REDACTED] Work Phone (Primary) 401-578-[REDACTED] Work Phone (Primary) 401-727-[REDACTED] Work Phone 401-663-[REDACTED] BODY: NOT AVAIL. DOB: [REDACTED]/1994 LICENSE NUMBER: RI [REDACTED]		F	W	[REDACTED]	NOT AVAIL	401-723-[REDACTED]
---	--	--	---	---	------------	-----------	--------------------

COMPLEXION: NOT AVAIL.
PLACE OF BIRTH: NOT AVAIL.
ETHNICITY: HISPANIC

EMPLOYER/SCHOOL: CFPD · 401-727-[REDACTED]

NARRATIVE FOR CAPTAIN CRAIG P HORTON

Ref: 18-10-IA

Entered: 07/09/2018 @ 1421

Entry ID: CH

Modified: 08/06/2018 @ 1446

Modified ID: CH

Approved: 07/09/2018 @ 1519

Approval ID: CH

Facts:

On 07/09/2018, I was assigned this investigation. On 07/05/2018, at approximately 1745 HRS, [REDACTED] stopped ME registration # [REDACTED], a gold 1998 Toyota Camry, operated by [REDACTED], DOB [REDACTED]/1988. A man with the Facebook name of [REDACTED], later discovered to be [REDACTED], DOB [REDACTED]/1984, of Cumberland, RI, is standing on the sidewalk filming the car stop and when a backup vehicle arrives for [REDACTED] he announces the second cruiser is there for him. [REDACTED] approaches first but dismisses [REDACTED] and approaches the passenger side of the Toyota after [REDACTED] begins confrontational rhetoric with him. [REDACTED] said he can ask questions but doesn't have to answer them and [REDACTED] "technically" works for him. [REDACTED] is speaking with [REDACTED] and then approaches [REDACTED] after talking with [REDACTED] and allowing [REDACTED] to deal with the vehicle stop. When [REDACTED] asks if [REDACTED] is with [REDACTED] [REDACTED] tells [REDACTED] he doesn't answer questions. [REDACTED] tries to get [REDACTED] to move away but [REDACTED] refuses and starts to speak as if he is acting as a member of the press. [REDACTED] intercede and asks [REDACTED] to move from the immediate area, 10 feet or so, and [REDACTED] said, "Well going to refuse. I refuse." [REDACTED] asks him for identification and again he answers that he does not have to answer questions. [REDACTED] and [REDACTED] go back and forth debating the First Amendment and their interpretations of the law in general. Almost two and a half minutes after being asked by [REDACTED] to move and again by [REDACTED], [REDACTED] has not vacated the immediate area surrounding the vehicle stop. [REDACTED] remains in contact with the vehicle operator during this time, [REDACTED] is in his cruiser the entire time and [REDACTED] also arrives on scene. [REDACTED] does not move away from the vehicle stop until [REDACTED] walks him back with him constantly complaining not to touch him. You can see [REDACTED] hands and they do not touch him at this time. [REDACTED] continues to antagonize [REDACTED] as well as [REDACTED] and [REDACTED] who are following. [REDACTED] then walks around them and goes back towards the vehicle stop again. He continues recording from right behind [REDACTED]. It's not until [REDACTED] orders him to back again when he backs away from the vehicle stop, but is now in line with [REDACTED] cruiser. [REDACTED] continues to debate with [REDACTED] and [REDACTED] from a safe distance from the vehicle stop. [REDACTED] constant rhetoric is often misguided with regards to facts of law, but [REDACTED] and [REDACTED] continue to debate with him. [REDACTED] stayed with [REDACTED] and the stopped vehicle after [REDACTED] moved a safe distance away, but later rejoined [REDACTED] and [REDACTED] when [REDACTED] moved to address the operator. [REDACTED] even accuses officers of harassing the vehicle operator and himself. When [REDACTED] keeps insisting on knowing [REDACTED] name when he walked by near the end of the vehicle stop, [REDACTED] tells the other officers to give him [REDACTED] name because he will not and [REDACTED] said, "It's bullshit." [REDACTED] now takes offense to the word bullshit. [REDACTED] then walks back to the vehicle and stands directly behind [REDACTED] who has resumed a back up position for [REDACTED]. He stays behind [REDACTED] until [REDACTED] turns around and has to deal with him. The interactions between [REDACTED], [REDACTED], [REDACTED] and [REDACTED] continue after the stopped vehicle pulls over to a parking spot and [REDACTED] drive away.

I spoke with [REDACTED] about this incident on 07/09/2018. He said he spotted [REDACTED] driving the ME registered vehicle, which had heavy tint and no third brake light. He had a previous interaction with [REDACTED] the night before, in which [REDACTED] intentionally locked his vehicle to prevent the police from accessing it. He knew [REDACTED] to be a violent sex offender with past arrests for gun charges. When Dispatch reminded him of this via radio, he agreed he would like backup for his safety. When he first approached [REDACTED], he was very abrasive and accusatory of [REDACTED] motives and probably cause for the stop. When [REDACTED] began entering data into the computer, he saw another man ([REDACTED]) approach [REDACTED] from across Broad Street (Family Dollar), speak to him and give him something he could not identify. When backup units arrived, he spoke with [REDACTED] and explained the need for backup and the interaction with [REDACTED] and [REDACTED].

NARRATIVE FOR CAPTAIN CRAIG P HORTON

Ref: 18-10-IA

Entered: 07/09/2018 @ 1421

Entry ID: CH

Modified: 08/06/2018 @ 1446

Modified ID: CH

Approved: 07/09/2018 @ 1519

Approval ID: CH

██████████ also informed ██████████, he could not see what ██████████ was doing, but he was acting weird and he was not part of the vehicle stop and he did not know what ██████████ gave ██████████. Everything that is depicted on the video of the incident he could not hear at all and didn't see much either.

I listened to the calls over the radio and telephone concerning this incident. During the stop, ██████████ calls the police station asking for the shift commander because of his displeasure with being stopped. ██████████ radioed to ██████████ and informed him to have ██████████ come to the station if he wants to make a complaint. There are no requests via radio for the supervisor (██████████) to respond to the scene.

Later on 07/09/2018, I interviewed ██████████. She signed for her Notice of Allegations and her Garrity Rights, waiving her Right to Counsel. ██████████ said she arrived on scene with her partner, ██████████ after ██████████ requested backup. ██████████ went to speak with the occupants of the vehicle and she spoke with ██████████. ██████████ explained the suspect's background and his history with him, as well as witnessing ██████████ approaching the driver during the car stop and giving the driver an unknown object. ██████████ also told her ██████████ was not a part of the vehicle stop. ██████████ then described the interactions with ██████████, all of which were consistent with the video. Her thoughts during the stop were to keep the interaction positive and avoid any physical aggression. She did not call the supervisor because she thought she and the others were handling it well at the time, especially because with three different officers talking to him with different approaches that they were getting through to him. At some point during the interaction, she realized he was no longer interested in video recording the traffic stop but just wanted to provoke the police on scene. She again thought she was setting a good example and believed she and the others were handling it well at the time. She closed her statement by saying she understands the uproar better after watching the video. She feels bad about the position she put the administration and the police department in with this now viral video. She, the CSU and most of the police department work hard to create good positive feedback regarding the police department. This incident has taken a toll on her and she feels bad because of everyone who now has to deal with everything because of her actions. She passes her sincerest apologies.

On 07/10/2018, I spoke with ██████████ about this incident. ██████████ knew ██████████ told Dispatch he'd like backup on scene. He and ██████████ were first to arrive. He approached the vehicle and saw ██████████ on the sidewalk. He asked ██████████ if he was involved and ██████████ told him he does not answer questions. ██████████ then ignored him and concentrated on the vehicle. He heard the discussion between ██████████ and the other officers, but he does not know what was being said for most of the traffic stop. He later walked past ██████████ again and did not engage in much conversation with him because he did not think much of ██████████ and his involvement in the traffic stop. What he did hear of the conversation, he felt the officers did a good job of containing their collective patience and composure, but he did later wonder why ██████████ let ██████████ get to her.

Also on 07/10/2018, I interviewed ██████████. She signed for her Notice of Allegations and her Garrity Rights, waiving her Right to Counsel. Once ██████████ agreed to have backup, she responded as well as other units. ██████████ did not remember all the details of the interactions with ██████████ and she had not watched the recording which were posted on the internet. She didn't feel like she engaged in a back and forth argument with ██████████, but she knows she made comments to him. She knows she should not have gotten into any type of discussions with him once he was not a threat. Were she to have a chance to do it over, she would have reiterated his right to record the vehicle stop as long as he was at a safe distance and not interfering. Looking back on the incident, there were instances where she could have arrested ██████████, but did not, mainly when he refused to comply with orders to back up to a safe distance. ██████████ thought everyone did the best they could at the time, especially with none of them having previously dealt with an issue like this one.

On 07/11/2018, I spoke with ██████████. He felt he and the other officers dealt with the incident as best they could. He did not know ██████████ handed something to the operator in the stopped vehicle, so he just thought it was a random person recording the stop. When he asked the man politely to back up a few feet and the

NARRATIVE FOR CAPTAIN CRAIG P HORTON

Ref: 18-10-IA

Entered: 07/09/2018 @ 1421 Entry ID: CH
Modified: 08/06/2018 @ 1446 Modified ID: CH
Approved: 07/09/2018 @ 1519 Approval ID: CH

man refuse, [REDACTED] still did not arrest him because he did not feel the man was a threat at that time. He felt his interactions with [REDACTED] were professional and acceptable given his knowledge of the situation at the time, but it might have been different had he known the man actively interfered with the traffic stop by giving something to the operator, who was a known violent felon.

On 07/17/2018, I received a Citizen Complaint Form from a [REDACTED] concerning this incident. [REDACTED] appears to be the same person who was filming the officers and narrating his side of the story during the course of the recording. [REDACTED] asked in his complaint form that all correspondences be done through his email address, [REDACTED]@gmail.com. [REDACTED] attached a typed complaint narrative to the complaint form and he did not print or sign his name to the form. Throughout [REDACTED]'s typed complaint narrative, most of the narrative is in the form of questions and retracing what is observed on the video. The only actual complaint which can be ascertained is what [REDACTED] referred to as "bullying tactics" by [REDACTED].

On 07/19/2018, I responded to [REDACTED] via his requested method of correspondence. I asked him to contact me to come into my office for an interview or to reach out to me if he had any additional information or evidence. As of 08/06/2018, I have not heard from [REDACTED] and no signed complaint has been received by an actual person. With no additional information or evidence provided to this office, the following conclusion has been reached.

Conclusion:

Although all officers on scene did adhere to the Recording of Police Activity Policy (General Order 130.09), [REDACTED] and [REDACTED] interactions did not conform to the following Rules and Regulations:

1. Rules and Regulations, Chapter II, Section 7 (a) COURTESY: In which it is alleged that on July 5th, 2018, you engaged in argumentative discussions even in the face of extreme provocation. **SUSTAINED**

2. Rules and Regulations, Chapter II, Section 8 (a) CONDUCT UNBECOMING: In which it is alleged that on July 5th, 2018, you failed to conduct yourself in such a manner as to reflect most favorably on the Central Falls Police. **SUSTAINED**

Central Falls Police Department
Investigative Report

Page: 1
02/13/2019

Case #: 18-11-IA

Date/Time Reported: 08/29/2018 @ 1200
Report Date/Time: 08/29/2018 @ 1500
Occurred Between: 08/27/2018 @ 1200
 And: 08/29/2018 @ 1200
Complaint Type: Internal
Disposition: Suspension

Reporting Officer: Major DANIEL BARZYKOWSKI

Signature: _____

OFFENSE(S) A/C TITLE/CHAP SECTION

LOCATION TYPE: Commercial/Office Building Zone: ZONE 1
160 ILLINOIS ST
CENTRAL FALLS RI 02863

1 VIOLATION OF DEPT POLICY 400.01 C
 OCCURRED: 08/27/2018 1200

OFFICER(S) SEX RACE AGE SSN PHONE

1 [REDACTED] ILLINOIS ST M W [REDACTED] NOT AVAIL 401-727-[REDACTED]
CENTRAL FALLS RI 02863
CONTACT INFORMATION:
Home Phone (Primary) 401-335-[REDACTED]
Work Phone (Primary) 401-727-[REDACTED]

BODY: NOT AVAIL. COMPLEXION: NOT AVAIL.
DOB: [REDACTED]/1991 PLACE OF BIRTH: NOT AVAIL.
LICENSE NUMBER: NOT AVAIL. ETHNICITY: HISPANIC

EMPLOYER/SCHOOL: CFPD · 401-727-[REDACTED]

Central Falls Police Department

NARRATIVE FOR MAJOR DANIEL J BARZYKOWSKI

Ref: 18-11-IA

Entered: 08/29/2018 @ 1514 Entry ID: DJB
Modified: 08/29/2018 @ 1518 Modified ID: DJB
Approved: 08/29/2018 @ 1518 Approval ID: DJB

On 08/27/18, while working as a probationary police officer in the Field Training and Evaluation Program (FTEP), [REDACTED] violated department policy 400.01, Cellular Telephone Policy when he answered his personal cell phone while operating a police cruiser and had a conversation that was personal in nature and not an emergency. This infraction was documented by his Field Training Officer, [REDACTED] in his daily observation report. [REDACTED] acknowledged the infraction and apologized for his actions. This matter was reviewed by [REDACTED] who suspended [REDACTED] for [REDACTED] without pay. A record of this was placed in his personnel folder on 08/29/18.



**Central Falls Police Department
Investigative Report**

Page: 1
02/13/2019

Case #: 18-13-IA

Date/Time Reported: 10/01/2018 @ 0900
 Report Date/Time: 10/15/2018 @ 1015
Occurred Between: 09/28/2018 @ 2130
And: 09/29/2018 @ 0130
 Complaint Type: Internal
 Disposition: Letter of Reprimand

Reporting Officer: Captain CRAIG HORTON

Signature: _____

#	OFFENSE(S)	A/C	TITLE/CHAP	SECTION
---	------------	-----	------------	---------

LOCATION TYPE: Government/Public Building Zone: ZONE 1
 160 ILLINOIS ST
 CENTRAL FALLS RI 02863

1	NEGLECT OF DUTY OCCURRED: 09/28/2018 2130	C	41	C
2	REPORTING FOR DUTY OCCURRED: 09/28/2018 2130	C	72	A

#	PERSON(S)	PERSON TYPE	SEX	RACE	AGE	SSN	PHONE
---	-----------	-------------	-----	------	-----	-----	-------

1	[REDACTED] ILLINOIS ST Central Falls RI 02863 DOB: [REDACTED]/1964 EMPLOYER: CENTRAL FALLS POLICE DEPT 401-727-[REDACTED] CONTACT INFORMATION: Home Phone (Primary) 401-616-[REDACTED] Home Phone 401-727-[REDACTED] Work Phone (Primary) 401-727-[REDACTED]	COMPLAINANT	M	W	[REDACTED]	NOT AVAIL	401-616-[REDACTED]
2	[REDACTED] ILLINOIS ST CENTRAL FALLS RI 02863 DOB: [REDACTED]/1982 EMPLOYER: CENTRAL FALLS POLICE 401-727-[REDACTED] CONTACT INFORMATION: Home Phone (Primary) 401-727-[REDACTED] Work Phone (Primary) 401-727-[REDACTED]	WITNESS	M	W	[REDACTED]	NOT AVAIL	401-727-[REDACTED]

#	OFFICER(S)	SEX	RACE	AGE	SSN	PHONE
---	------------	-----	------	-----	-----	-------

1	[REDACTED] ILLINOIS ST CENTRAL FALLS RI 02863 CONTACT INFORMATION: Home Phone (Primary) 401-616-[REDACTED] Home Phone 401-727-[REDACTED] HEIGHT: 600 WEIGHT: [REDACTED] HAIR: [REDACTED] EYES: [REDACTED] BODY: NOT AVAIL. COMPLEXION: NOT AVAIL. DOB: [REDACTED]/1974 PLACE OF BIRTH: RI LICENSE NUMBER: NOT AVAIL. ETHNICITY: NOT HISPANIC		M	W	[REDACTED]	[REDACTED]	401-616-[REDACTED]
---	--	--	---	---	------------	------------	--------------------

Central Falls Police Department
Investigative Report

Page: 2
02/13/2019

Case #: 18-13-IA

#	OFFICER(S)	SEX	RACE	AGE	SSN	PHONE
---	------------	-----	------	-----	-----	-------

[APPEARANCE]

GLASSES W

[FAMILY/EMPLOYMENT INFORMATION]

MARITAL STATUS: MARRIED

EMPLOYER/SCHOOL: CFPD, [REDACTED] · 40
[REDACTED] ILLINOIS
CENTRAL FALLS RI 02863

OCCUPATION: [REDACTED]

NARRATIVE FOR CAPTAIN CRAIG P HORTON

Ref: 18-13-IA

Entered: 10/15/2018 @ 1026 Entry ID: CH
Modified: 10/15/2018 @ 1112 Modified ID: CH
Approved: 10/15/2018 @ 1112 Approval ID: CH

On 10/01/2018, ██████████ presented a memorandum with additional supporting documentation to me concerning ██████████. The following facts were ascertained through the memorandum and the supporting documentation.

Facts:

On 09/17/2018, ██████████ was the ██████████ of the night shift and therefore in charge of filling details that evening. While calling for details, ██████████ spoke with ██████████ who agreed to work a ██████████ detail from 2130 HRS on 09/28/2018 to 0100 HRS on 09/29/2018. A detail slip was filled out and placed on the board in the break room and ██████████ entered ██████████ into attendance in the IMC computer system.

On 09/28/2018, ██████████ was again working the night shift as the OIC. He was covering the dispatch desk at approximately 2220 HRS as ██████████ took a break when he received a call from the ██████████ inquiring as to the location of their detail officer. At 2225 HRS, ██████████ called ██████████ and asked why he wasn't at his detail. ██████████ said he didn't remember taking a detail and as a result took a vacation day during his normal shift (0759 HRS-1559 HRS). ██████████ asked him if he was going to respond to his detail and ██████████ said he was not going to respond. At approximately 2248 HRS, ██████████ called ██████████ cell phone and apologized about not remembering his detail. He told ██████████ he had looked in attendance on Thursday, 09/27/2018, and he didn't see himself scheduled for the detail.

██████████ responded to the ██████████ and explained there was a scheduling error and assured them the detail officer would be there the next night. At approximately 2315 HRS, the night shift had to respond to the ██████████ for an unwanted party and the morning shift had to return to close the bar that evening. Both of these duties should have been handled by the detail officer.

██████████ also noted within his memorandum two prior instances of ██████████ failing to appear for a scheduled detail. During the month of February 2016, ██████████ agreed to complete a DUI detail. When the month ended, the detail had not been completed and ██████████ noted this in Guardian Tracker. Again on 08/31/2017, ██████████ was scheduled to work a Distracted Driver detail. ██████████ did not work the detail or find a replacement for said detail. This failure to work a scheduled detail was also noted in Guardian Tracker.

Conclusion:

1. Rules and Regulations, Chapter II, Section 41 (c) NEGLECT OF DUTY: In which it is alleged that on September 28th, 2018, you failed to notify your Superior Officer that you were unable to report for duty as scheduled or assigned. **SUSTAINED**

2. Rules and Regulations, Chapter II, Section 72 (a) REPORTING FOR DUTY: In which it is alleged that on September 28th, 2018, you failed to report for duty and be present at the time and place specified by your Superior Officer. **SUSTAINED**

**Central Falls Police Department
Investigative Report**

Page: 1
02/13/2019

Case #: 18-14-IA



Date/Time Reported: 11/01/2018 @ 0900
 Report Date/Time: 11/01/2018 @ 1000
 Occurred Between: 10/31/2018 @ 2017
 And: 10/31/2018 @ 2040
 Complaint Type: Internal
 Disposition: Letter of Reprimand
 Additional Cases: 18-1108-AR

Reporting Officer: [REDACTED] CRAIG HORTON

Signature: _____

#	OFFENSE(S)	A/C	TITLE/CHAP	SECTION
---	------------	-----	------------	---------

LOCATION TYPE: Highway/Road/Alley/Street Zone: ZONE 1
 24 FULLER AVE @ 66 GARFIELD ST
 CENTRAL FALLS RI 02863

1	USE OF FORCE			
	OCURRED: 10/31/2018		2017	
		C	200.03	

#	VICTIM(S)	SEX	RACE	AGE	SSN	PHONE
---	-----------	-----	------	-----	-----	-------

1	[REDACTED] HUGHES AVE PAWTUCKET RI 02861 DOB: [REDACTED]/1993 CONTACT INFORMATION: Home Phone (Primary) 401-952-[REDACTED] INJURIES: Apparent Minor Injury ETHNICITY: Not of Hispanic Origin RESIDENT STATUS: Non Resident VICTIM CONNECTED TO OFFENSE NUMBER(S): 1 RELATION TO: [REDACTED] Stranger RELATION TO: [REDACTED] Stranger RELATION TO: [REDACTED] Stranger RELATION TO: [REDACTED] Stranger	M	B	[REDACTED]	[REDACTED]	401-952-[REDACTED]
---	--	---	---	------------	------------	--------------------

#	PERSON(S)	PERSON TYPE	SEX	RACE	AGE	SSN	PHONE
---	-----------	-------------	-----	------	-----	-----	-------

1	[REDACTED] ILLINOIS ST Central Falls RI 02863 DOB: [REDACTED]/1964 EMPLOYER: CENTRAL FALLS POLICE DEPT . 401-727-[REDACTED] CONTACT INFORMATION: Home Phone (Primary) 401-616-[REDACTED] Home Phone 401-727-[REDACTED] Work Phone (Primary) 401-727-[REDACTED]	COMPLAINANT	M	W	[REDACTED]	NOT AVAIL	401-616-[REDACTED]
---	--	-------------	---	---	------------	-----------	--------------------

**Central Falls Police Department
Investigative Report**

Page: 2
02/13/2019

Case #: 18-14-IA

#	PERSON(S)	PERSON TYPE	SEX	RACE	AGE	SSN	PHONE
2	[REDACTED] ILLINOIS ST CENTRAL FALLS RI 02863 DOB: [REDACTED]/1986 EMPLOYER: CITY OF CENTRAL FALLS CONTACT INFORMATION: Home Phone (Primary) 401-000-[REDACTED] Home Phone 401-727-[REDACTED] Cell Phone 401-000-[REDACTED] Work Phone (Primary) 401-000-[REDACTED] Work Phone (Primary) 401-727-[REDACTED]	OTHER	M	W	[REDACTED]	NOT AVAIL	401-000-[REDACTED]
3	[REDACTED] ILLINOIS ST CENTRAL FALLS RI 02863 DOB: [REDACTED]/1990 EMPLOYER: CENTRAL FALLS P.D. CONTACT INFORMATION: Home Phone (Primary) 401-616-[REDACTED] Home Phone (Primary) 401-727-[REDACTED]	OTHER	M	W	[REDACTED]	NOT AVAIL	401-616-[REDACTED]

#	OFFICER(S)	SEX	RACE	AGE	SSN	PHONE
1	[REDACTED] ILLINOIS ST CENTRAL FALLS RI 02863 CONTACT INFORMATION: Home Phone (Primary) 401-727-[REDACTED] BODY: NOT AVAIL. DOB: [REDACTED]/1989 LICENSE NUMBER: MA [REDACTED]	M	W	[REDACTED]	NOT AVAIL	401-727-[REDACTED]
						COMPLEXION: NOT AVAIL. PLACE OF BIRTH: NOT AVAIL. ETHNICITY: NOT HISPANIC

[APPEARANCE]

						GLASSES W	
2	[REDACTED] ILLINOIS ST CENTRAL FALLS RI 02863 CONTACT INFORMATION: Home Phone (Primary) 401-727-[REDACTED] Work Phone (Primary) 401-727-[REDACTED] Work Phone 401-528-[REDACTED] BODY: NOT AVAIL. DOB: [REDACTED]/1988 LICENSE NUMBER: RI [REDACTED]		M	W	[REDACTED]	NOT AVAIL	401-727-[REDACTED]
						EMPLOYER/SCHOOL: CENTRAL FALLS PD · 4	
						401-727-[REDACTED]	
						EMPLOYER/SCHOOL: CENTRAL FALLS POLICE	
3	[REDACTED] ILLINOIS ST CENTRAL FALLS RI 02863		M	W	[REDACTED]	NOT AVAIL	

Central Falls Police Department
Investigative Report

Page: 3
02/13/2019

Case #: 18-14-IA

#	OFFICER(S)	SEX	RACE	AGE	SSN	PHONE
---	------------	-----	------	-----	-----	-------

4	<p>BODY: NOT AVAIL. DOB: [REDACTED]/1994 LICENSE NUMBER: MA [REDACTED]</p> <p>[REDACTED] ILLINOIS ST CENTRAL FALLS RI 02863 CONTACT INFORMATION: Home Phone (Primary) 401-714-[REDACTED] Work Phone (Primary) 401-727-[REDACTED]</p> <p>BODY: NOT AVAIL. DOB: [REDACTED]/1972 LICENSE NUMBER: RI [REDACTED]</p> <p>401-727-[REDACTED]</p>					
	<p>COMPLEXION: NOT AVAIL. PLACE OF BIRTH: NOT AVAIL. ETHNICITY: NOT HISPANIC</p>	M	W	[REDACTED]	NOT AVAIL	401-727-[REDACTED]
	<p>COMPLEXION: NOT AVAIL. PLACE OF BIRTH: NOT AVAIL. ETHNICITY: NOT HISPANIC</p>					EMPLOYER/SCHOOL: CENTRAL FALLS POLICE

Central Falls Police Department
PERSONNEL NARRATIVE FOR [REDACTED] CRAIG P HORTON

Ref: 18-14-IA

Entered: 12/04/2018 @ 1027	Entry ID: CH
Modified: 01/11/2019 @ 1334	Modified ID: CH
Approved: 12/17/2018 @ 1502	Approval ID: CH

Ref: 18-14-IA

Entered: 12/04/2018 @ 1027 Entry ID: CH
Modified: 01/11/2019 @ 1334 Modified ID: CH
Approved: 12/17/2018 @ 1502 Approval ID: CH

On 11/01/2018, ██████████ ordered an investigation into the Use of Force utilized during a car stop, which resulted in the arrest of ██████████, DOB ██████████/1993.

Facts:

██████████ narrative:

On 10/31/2018, at approximately 2017 HRS, ██████████ stopped a vehicle for excessive sunscreen tint on Fuller Avenue near the intersection with Garfield Street. ██████████ conducted a routine check of the vehicle and it's owner prior to approaching it. The vehicle's owner showed gang affiliations through a cross agency check.

After speaking with the owner/operator of the vehicle, ██████████, DOB ██████████/1993, ██████████ returned to his cruiser with ██████████ license and the marijuana observed in plain view. ██████████ also noted observing a silver folding knife and a pair of black scissors in close proximity to ██████████ ██████████ and ██████████ with K9 Hayron arrived on scene for backup. ██████████ informed both officers of ██████████ gang affiliation and returned to his cruiser to process citations for sunscreen tint and marijuana possession. ██████████ took a cover position at the driver's door and ██████████ was on the passenger side of the vehicle.

As ██████████ was typing the citations, he could hear ██████████ telling ██████████ to remove his hands from his pockets and ██████████ saying he was trying to retrieve his ID. ██████████ had ██████████ ID and believed ██████████ was trying to access a weapon or destroy additional contraband. ██████████ heard and observed ██████████ ordering and attempting to extract ██████████ from the vehicle. Once ██████████ was out of the vehicle, ██████████ ordered him to place his hands on the vehicle so he could conduct a "terry pat". ██████████ also told ██████████ he was to be placed in hand cuffs. When ██████████ said he wasn't going to be placed in hand cuffs, ██████████ told him he was under arrest. ██████████ and ██████████ grabbed ██████████ and attempted to take him to the ground. ██████████ who had his OC spray in his hand when he got out of his cruiser the second time, attempted to put it away but it fell to the ground while they struggled with ██████████ who was resisting their arrest orders. While ██████████ was still on his feet but in a bent over position, ██████████ issued 2-3 knee strikes to the torso and face. These strikes were effective and they took him to the ground. ██████████ alerted the other officers the spray was unsecured on the ground. After resecuring the OC spray, officer continued to struggle with ██████████ kept his hands beneath his body, continued to attempt to rise to his feet and refused all orders to stop resisting and to put his hands behind his back. "██████████ arrived on scene and began issuing closed fist distractionary strikes to ██████████ face area in order to allow ██████████ ██████████ and I to secure ██████████ in hand cuffs." As ██████████ tried to pull ██████████ left arm out from beneath him, ██████████ grabbed ██████████ duty belt and crotch area of his uniform. ██████████ broke away and began addressing the growing number of people arriving on scene.

As the struggle continued, ██████████ did get the hand cuff on the left wrist but ██████████ continued to resist. ██████████ issued a "drive stun" with his Taser to ██████████ lower back. The struggle continued for a short time longer before they were able to gain control of ██████████ and secure the other hand cuff and place him in a cruiser.

██████████ brought K9 Hayron out to conduct a narcotics sniff of the vehicle for additional contraband. K9 Hayron made a positive indication on the driver's door. K9 Hayron entered the vehicle through the driver's window and indicated on the center console, where the marijuana was previously observed and secured by ██████████ ██████████ and ██████████ arrived on scene with ██████████ transporting ██████████ to the police station.

PERSONNEL NARRATIVE FOR [REDACTED] CRAIG P HORTON

Ref: 18-14-IA

Entered: 12/04/2018 @ 1027

Entry ID: CH

Modified: 01/11/2019 @ 1334

Modified ID: CH

Approved: 12/17/2018 @ 1502

Approval ID: CH

[REDACTED] narrative:

[REDACTED] arrived on the scene of [REDACTED] car stop to assist. As he arrived [REDACTED] was walking back to his cruiser after speaking with the operator of the vehicle. [REDACTED] was observing the vehicle from the passenger side so he positioned himself at the driver's side to observe. The following is quoted directly from his narrative;

"As I came into contact with the operator I noticed he was talking on his cell phone with his right hand. I asked the male to place the cell phone down so I could speak with him. The male responded "I don't have to yo, I always call my girlfriend when I get arrested". As he was speaking with me his left hand reached into his left pants pocket and he started making furtive movements inside. I told the male to remove his hand from his pocket and he responded "I don't have to yo". The male then reached into the front of his waistband with a closed fist and I told him to stop and show me his hands. He refused to do and so I went to grab his hand as it was in his waistband to remove it because I was not sure if he was trying to conceal or grab some sort of contraband or narcotics or weapon. The male then grabbed my right arm and pushed it away causing the watch on my wrist to break and fall off. I told the male to step out of the vehicle and he refused to comply so I opened his driver's side door so he could get out. He still refused, therefore [REDACTED] and I removed our OC spray from our duty belts and told him we were going to spray him if he does not exit his vehicle and show us his hands. The male refused and I placed the OC spray back into my pouch and went to grab his left arm and pull him out. His seat belt was still on and he refused to remove his seat belt so [REDACTED] opened the passenger's front door, reached into the vehicle and unbuckled him. At this point I was able to get the male out of the vehicle and told him to place his hands on the vehicle so I could pat him down. The male stated "Na you can't search me" and refused to put his hands on the vehicle and allow me to search him. [REDACTED] told the male he was being put in handcuffs for everyone's safety. The male stated "Na you can't do that". At this point we told the male to place his hands behind his back because he is under arrest. He did not give me his hand so I grabbed his right arm and tried to put it behind his back to apply handcuffs to him. He was not complying and kept tucking his hands in front of his body and clenching up. The male was told several times he was under arrest and to stop resisting and place his hands behind his back but he refused to. [REDACTED] came over to assist us and after a brief struggle we ended up on the ground. On the ground the male kept tensing up and did not place his hands behind his back. [REDACTED] noticed there was a large crowd of people yelling around us and went to speak with them. I placed my right knee on the back of the male's neck to secure his head while [REDACTED] attempted to secure him with handcuffs. [REDACTED] and I continued to wrestle with the male and [REDACTED] arrived on scene. The male then flipped from on his stomach and [REDACTED] applied several closed fists strikes to the male's head/face. We were able to get him back onto his stomach and he continued to resist and not follow our verbal commands. [REDACTED] deployed his taser and issued a drive-stun to his lower back. [REDACTED] were finally able to secure handcuffs on him.

He was searched and nothing was located on his person. He was secured in the rear of cruiser #206.

[REDACTED] arrived on scene and I escorted him into the rear of his vehicle, cruiser #205. [REDACTED] transported him to the Central Falls Police station. I went back to the station and assisted [REDACTED] with processing him. During the altercation with officers, [REDACTED] behaved in a way that led officers to believe he was attempting to conceal contraband or a weapon. After his behavior tonight and learning of a prior narcotics arrest, [REDACTED] authorized a strip search. The search was conducted in the CFPD finger printing room by myself and witnessed by [REDACTED]. The search had negative results. I observed a small laceration in between the male's eyes that was still bleeding and asked him if he wished to have it cleaned up and he refused."

PERSONNEL NARRATIVE FOR ██████████ CRAIG P HORTON

Ref: 18-14-IA

Entered: 12/04/2018 @ 1027

Entry ID: CH

Modified: 01/11/2019 @ 1334

Modified ID: CH

Approved: 12/17/2018 @ 1502

Approval ID: CH

██████████s narrative:

"...I responded to the area of Garfield Street and Fuller Avenue after ██████████ called out with a traffic stop on RI registration ██████████ a 2003 Infiniti blue. When I arrived on scene ██████████ advised me the operator /registered owner ██████████-93 has potential gang affiliations. I approached the passenger's side of the vehicle while ██████████ went back to his patrol car to enter vehicle data into his department issued laptop. When I approached the passenger's side of the vehicle I could smell a strong odor of marijuana coming from inside. I observed in plain view on the passenger's side seat a clear plastic baggie with a residual amount of a green leafy substance I immediately believed to be marijuana and Dutch cigarettes which are used for smoking "blunts". Also while looking inside the vehicle in plain view I observed in the area of the center console (1) pair of scissors and (1) silver pocket knife.

██████████ arrived on scene and spoke to ██████████ who was on his cell phone. ██████████ advised ██████████ to keep his hands where officers could see them. At that time, ██████████ placed his left hand in his left sweat pants pocket and then towards his waste band. Due to ██████████ furtive movements and ██████████ Safety reasons ██████████ requested ██████████ to exit the vehicle which he refused and continued talking on his phone. At that point, ██████████ attempted to grab his left hand to remove it from his waist band. ██████████ pushed ██████████ hand away from his waist band. ██████████ opened the driver's side door and attempted to forcefully removed him from the driver's seat. I opened the passengers side door and hit the seat belt release button in order to allow ██████████ to get ██████████ out of the driver's seat. Once outside the vehicle ██████████ attempted to place ██████████ hands on the vehicle. At that time, verbal orders were given by ██████████ to ██████████ to place his hands behind his back to secure hand restraints on him. ██████████ stated "No I dont have to do that." At that time, I ran around to the other side of the vehicle attempting to subdue ██████████ as he began to fight with officers. ██████████ and I took ██████████ to the ground attempting to place him under arrest. ██████████ struggled with officers while he was on the ground. I landed (3) knee strikes to the side of his torso while officers attempted to place hand restraints on him. ██████████ continued to resist and fight officers as he continued to tense his arms up and tuck them under his body towards his waist band.

Due to a crowd gathering and (2) females running towards officers yelling ██████████ name I disengaged from the struggle and focused my attention on the females and the crowd gathering. I had to give several verbal commands to the females, one being ██████████ girlfriend to back away from the area which they refused to do. I once again advised the females to move away from the area or they would be arrested. They moved from the area moments later. ██████████ was taken into custody by officers while I dealt with the gathering crowd. ██████████ was secured in patrol car 206.

Due to smell of marijuana, I removed K9 Hayron from car 210 to conduct a narcotic sniff of RI registration ██████████. Hayron arrived at the driver's side door and jumped into the open driver's side window. Hayron began an interior sniff of the vehicle, he made several positive indications for narcotic odor by scratching at the center console the clear plastic baggie I observed in plain view and underneath the passenger's side front seat. I removed K9 Hayron from the interior of the vehicle once he completed his "sniff".

I started Hayron's exterior sniff at the driver's side rear door. Hayron arrived at the front passenger's side door and jumped through the open window, he began to scratch at the passenger's side front seat where the clear plastic baggie he indicated on earlier. I removed Hayron from the interior once again. I had Hayron complete his exterior sniff, he did not make any positive indications for narcotic odor while conducting the remainder of his exterior sniff. Hayron was removed from the area and secured in car 210.

PERSONNEL NARRATIVE FOR [REDACTED] CRAIG P HORTON

Ref: 18-14-IA

Entered: 12/04/2018 @ 1027

Entry ID: CH

Modified: 01/11/2019 @ 1334

Modified ID: CH

Approved: 12/17/2018 @ 1502

Approval ID: CH

Officers checked the areas where Hayron made his positive indication for narcotic odor, all that was located was small pieces of suspected marijuana scattered through the vehicle.

CFFD later responded to the cell block and treated [REDACTED] for a minor laceration to his forehead. No further treatment was rendered."

[REDACTED] narrative:

"...I approached I saw two police vehicles at the intersection and once I was in the intersection I saw [REDACTED] and [REDACTED] grappling with a male in the street and taking him to the ground. I immediately exited my vehicle and ran towards them to assist in securing the suspect in handcuffs. As I approached I saw the male keep his arms away from officers and attempt to get back on his feet. As this occurred I heard officers give verbal commands to the suspect to stop fighting. He continually refused all commands and was actively resisting.

I got on top of the suspect and began to strike his head/face with my right hand with a closed fist and my right elbow in an attempt to gain compliance. The suspect attempted to shift from his side to his back and also tried to get on his knees. He yelled "I'm not fighting" but continued to keep his arms underneath him, covering his face and later spread rigidly out in front of him as officers attempted to put them behind his back. [REDACTED] was able to gain control and handcuff the suspect's left hand. At this time I deployed my Taser [REDACTED] and drive-stunned him on his lower back for approximately 5 seconds. At this time officers gained control of his right arm and secured him in handcuffs. After he was secured I noticed a large crowd had gathered in the intersection. I got the suspect up and walked him over to vehicle 206. On the side walk next to the rear right door of the vehicle the male went limp and fell forward out of my grasp and onto the ground. At this time people in the crowd became more vocal. I lifted the suspect up and secured him in the rear of 206. I remained with the vehicle and suspect as officers searched the suspects vehicle, RI reg. [REDACTED], and addressed the crowd."

[REDACTED] narrative:

[REDACTED] heard the call for service and responded to the scene after a few minutes when he discovered officers had been in a physical altercation while on scene. Once on scene, he noted the vehicle was unoccupied and smelled of marijuana, several people were gathered with some yelling and the former occupant of the vehicle was under arrest and in cruiser #206. He learned from the officers of their altercation with the occupant, [REDACTED] and they thought he was trying to conceal something. He witnessed K9 Hayron "sniff" the vehicle. He spoke with [REDACTED] and transferred him to another cruiser for transport to the station. He ordered [REDACTED] to go to the hospital to get his hand checked. Based on the marijuana found on scene, [REDACTED] actions and a previous narcotics offense with the [REDACTED] authorized a strip search, which was negative.

[REDACTED] narrative:

"...Upon arrival, Officers had a male in the back of cruiser 206 placed under arrest. Officers on scene were searching the vehicle. (Refer to [REDACTED] personal narrative for further information). The Supervisor in charge, [REDACTED] requested for me and [REDACTED] to transport the male in and pat him down and wait for further instruction. [REDACTED] along with myself transferred the male, identified as [REDACTED] (DOB: [REDACTED]/93) into cruiser 205.

PERSONNEL NARRATIVE FOR ██████████ CRAIG P HORTON

Ref: 18-14-1A

Entered: 12/04/2018 @ 1027 Entry ID: CH
Modified: 01/11/2019 @ 1334 Modified ID: CH
Approved: 12/17/2018 @ 1502 Approval ID: CH

I transported the male to the police station. I then secured my weapon in a weapon's locker. I searched ██████████ thoroughly in the processing room, and the outcome was negative. ██████████ was then placed in the processing cell until ██████████ authorized a strip search based on the circumstances involving the motor vehicle stop and arrest. ██████████ and I, had ██████████ strip search and the outcome was negative.

I booked and processed ██████████ and the placed him in men's holding cell # 3. Not once did ██████████ request medical attention. I encouraged ██████████ to at least get himself cleaned up in the bathroom as visible blood is seen on his forehead; however, ██████████ refused complete treatment."

On November 1st, 2018, ██████████ was brought to 6th District Court by ██████████ ██████████. He was arraigned in that court and plead guilty/nolo contendere to Obstructing Officer in Execution of Duty, Resisting Arrest, and two counts of Simple Assault. He received one year's probation and one year's suspended sentence in lue of his plea agreement as well as the Disorderly Conduct and Weapons Other than Firearms charges being dismissed.

On November 8th, 2018, Central Falls ██████████ ██████████ provided copies of two rescue runs by their personnel to evaluated and/or treat ██████████. According to their report, the first interaction with Rescue and ██████████ was on October 31st, 2018, at 2343 HRS, with their evaluation/treatment completed at 2352 HRS. This report reads aid given or received was none and their primary action taken was investigate, but in the narrative, it reads they cleaned out a scrape for police. Rescue was called and responded again for ██████████ at 0707 HRS on November 1st, 2018 with them clearing at 0713 HRS. According to their report, aid given or received was none and their primary action taken was emergency medical services, other. The narrative for this report read rescue provided a 902 report to police for inmate going to court.

On November 12th, 2018, I received a Citizen Complaint Form from ██████████, DOB ██████████/1993, (401-952-██████████) alleging excessive use of force, property damage and a lack of medical care once in custody. The following is an exact transcription of his allegations:

"On Wed. Oct 31st 2018 I was driving through central falls to go to a friends house. I got pulled over for my tinted windows. Once officer made the stop three other police vehicles pulled up to the stop as well. The officer who pulled me over was still in vehicle when suddenly a rookie cop comes by aggressively and shouts for me to get off my cellphone. Then from there the officer showed tremendous aggression and broke his g-shock watch. He became infuriated and then tired to threaten me with mace and resisting arrest. I refused to be jailed for a traffic stop and said officer began to subdue me aggressively. The officer threw punches to the back of my head and temple. I couldn't breathe thus resistance was caused due to discomfort. While this was happening said officer then got on top of my back while I was chest down prone position and curb stomped/bashed my forehead into cement, gravel, and glass.

I seen stars and continued to be assaulted by said officer and was even tazed twice. I was then dropped walking to police cruiser. After this I witnessed the k-9 dog clawing at the side of my car and the cop neglecting to open the door for the dog. He lifted the dog threw the window thus scratching and leaving property damage. I have pictures as well.

Once I got to station I was hounded and asked personal questions harrasing me about alleged drugs I have never been arrested for. Several hours then went by and I wasd not checked by rescue for a concussion. Once rescue finally came I was not checked for a concussion or other injuries. I just don't think it's fair someone can be assaulted like that by people who are supposed to protect you. I haven't gotten a good night sleep in days and I am still dealing with injuries."

██████████ lists ██████████ (his girlfriend, 401-500-██████████) and ██████████ (401-548-██████████) as witnesses to these allegations. The officers listed on the complaint form are: youngest blue eyes I have pictures,

PERSONNEL NARRATIVE FOR ██████████ CRAIG P HORTON

Ref: 18-14-IA

Entered: 12/04/2018 @ 1027

Entry ID: CH

Modified: 01/11/2019 @ 1334

Modified ID: CH

Approved: 12/17/2018 @ 1502

Approval ID: CH

dept ██████████ id ██████████ and K-9 SUV.

On November 26th, 2018, I mailed ██████████ a letter of response and acknowledgement of his complaint by placing the sealed envelope in our outgoing mail tray in Dispatch.

On December 17th, 2018, I called ██████████ and left a message with his cousin who answered ██████████ phone and told me ██████████ just went into the store and he'd get right back to me.

As of 01/09/2019, I have not heard from ██████████. The letter mailed to him did not "return to sender" and the phone number was active.

Findings:

The primary officers involved (██████████ & ██████████) were consistent with their recollections of what occurred on the scene of this incident. All four officers documented their involvement with ██████████ and the incident as a whole. Their individual usage of force varied in its application and its compliance regarding proper protocols and accepted procedures. ██████████ and ██████████ were the cover officers as ██████████ returned to his cruiser to type citations. At some point in time during the incident, ██████████ decided to engage in a discussion with ██████████. The conversation escalated to where ██████████ and ██████████ who could hear the conversation, felt ██████████ needed to be removed from the vehicle. It was during this time the interactions escalated and the use of force to gain compliance was necessary.

There were three officers involved with using force against ██████████ at this time. Based on his statement, ██████████ applied proper use of force to assist in gaining compliance with ██████████. He issued tactical strikes to soft tissue areas of the body. At no time during ██████████ physical engagement with ██████████ did ██████████ comply with any physical or verbal demands. He then disengaged and dealt with the growing crowd. ██████████ arrived on scene prior to ██████████ disengaged and he assisted with ██████████.

██████████ tried to physically place ██████████ under arrest and began wrestling with him when ██████████ did not comply. He did not move to any tools or strike ██████████, but when the officers had ██████████ face down on the ground, ██████████ used his knee on the back of ██████████ neck to secure his head as ██████████ tried to put handcuffs on ██████████. ██████████ also noted ██████████ refused to comply with all of his verbal commands and continued to struggle with all officers until after the Taser was used against him.

██████████ had removed his pepper spray from his duty belt, but never used it. He did drop the spray when officers began to struggle with ██████████. ██████████ issued 2-3 knee strikes to the face and torso as they struggled with ██████████ before he went to the ground. ██████████ did secure his pepper spray can and continued to wrestle with ██████████ until he was secured in handcuffs.

██████████ arrived on scene when the other three officers were already struggling with ██████████. He began issuing closed fist strikes to the face and head to assist the other officers in gaining compliance. ██████████ described ██████████ use of force at this point as "distractionary strikes to ██████████ face area". When these techniques were not working, ██████████ issued drive stuns from his Taser and compliance was gained and ██████████ was placed in handcuffs. ██████████ noted ██████████ kept saying he was not fighting, but he would not comply with any orders by keeping his arms underneath himself and making his body rigid when attempts and commands were made to put him in handcuffs.

When ██████████ was secured in handcuffs and the struggle had ended, ██████████ was called to the scene. ██████████ reviewed and approved each officer's narrative for what occurred.

██████████ lack of cooperation in this investigation has not enabled me to confirm or deny the claims he

Ref: 18-14-IA

Entered: 12/04/2018 @ 1027 Entry ID: CH
Modified: 01/11/2019 @ 1334 Modified ID: CH
Approved: 12/17/2018 @ 1502 Approval ID: CH

made against the officers involved. Additionally, he refused treatment from Rescue personnel twice, yet he was still seen by Rescue personnel that evening and in the morning. There was no mention from these trained medical personnel about any signs of a concussion.

However, based on his statement and those provided by the officers involved, some conclusions can be reached. ██████████ kneeling on the back of ██████████ neck, ██████████' knee strikes to the face and ██████████ closed fist strikes to the face and head are not in conjunction with approved practices when dealing with a resistant subject in this situation. There were at least three and sometimes four officers physically dealing with ██████████. Under the circumstances the officers themselves presented, potential lethal force type strikes to the parts of the body which are not approved under the current use of force guidelines, were not warranted. ██████████ strikes to the torso and ██████████ use of his Taser were within the guidelines and therefore acceptable uses of force. Of note, ██████████ refused to comply with all commands to do so. By ██████████ own admission in his complaint, "I refuse to be jailed for a traffic stop..." and thus continued to resist arrest and obstruct officers in the execution of their duty. Both criminal offenses he plead guilty in 6th District Court.

There is no evidence to support ██████████ claims against the K9 damaging his vehicle, as well as no evidence support any of his claims after being transported to the police station or while at the police station. He was treated by Rescue personnel twice and none of his medical claims have any evidentiary support.

Conclusion:

Use of Force Policy (200.03) - ██████████ and ██████████ did exceed the necessary level of force set forth in this policy. ██████████ did not exceed the necessary level of force set forth in this policy.