

MATTHEW JERZYK
CITY SOLICITOR



JAMES A. DIOSSA
MAYOR

CITY OF CENTRAL FALLS
LAW DEPARTMENT

580 BROAD STREET
CENTRAL FALLS, RI 02863

OFFICE: (401) 727-7490
FAX: (401) 727-7422

February 29, 2016

[REDACTED]
[REDACTED]

Re: Access to Public Records Act Request

Dear Ms. [REDACTED]

This Department's review of your February 2, 2016 Access to Public Records Act ("APRA") request is complete after the initial response period and an extension for cause. Specifically, you seek the following:

"The last 10 Internal Affairs Reports from Investigations after a Complaint against Police Officer(s) in Central Falls"

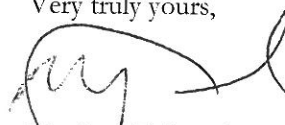
Upon a review of the files maintained and possessed by the Central Falls Police Department, we have determined that this Department does possess records to your request. Please find enclosed the said records. This Department is withholding personally identifiable information for the complainants and the police officers subject to the complaints pursuant to R.I. Gen. Laws § 38-2-2(4)(A)(I)(b) and the balancing test recognized in Direct Action for Rights and Equality v. Gannon, 713 A.2d 218 (R.I. 1998).

As you will see in the records, certain identifying information has been redacted pursuant to R.I. Gen. Laws § 38-2-2(4)(A)(I)(b), and the balancing test recognized in Direct Action for Rights and Equality v. Gannon, 713 A.2d 218 (R.I. 1998). The nature of the redactions should be self-evident, but are the following: personally identifiable of complainants and the police officers subject to the complaint, the day and month of birth, telephone numbers, employer information and ID numbers. In addition to guarding against identity theft, the relevant privacy interests outweigh the public's right to access this information.

The decision of this Department can be appealed pursuant to R.I. Gen. Laws § 38-2-8 by appealing this decision to the Mayor of the City of Central Falls, James A. DiOSSa, City of Central Falls, 580 Broad Street, Central Falls, RI 02863.

Thank you for your time and cooperation.

Very truly yours,


Matthew T. Jerzyk
City Solicitor

cc: Mayor James A. DiOSSa
Colonel James Mendonca

Central Falls Police Department

Page: 1

NARRATIVE FOR CAPTAIN DORIAN R RAVE

Ref: 16-1-IA

Entered: 01/06/2016 @ 1207
Modified: 01/06/2016 @ 1234

Entry ID: DRR
Modified ID: DRR

On 01/06/2016, I received a Citizen Complain/Compliment form that was dated 12/28/2015. The form was completed by [REDACTED] who in the form, states and complains that he was pushed by a police officer and was treated in an aggressive manner. This IA number was assigned to this case.

On 01/06/2016, I called [REDACTED] and spoke to him on the phone. [REDACTED] explained that on the report date he had been placed under arrest because someone had used his name back in 2008. Due to this a warrant had been issued in his name, but that information was inaccurate. Secondly, after he was released he was served with a protection order and not allowed to return to his home at [REDACTED] Crossman Street. [REDACTED] stated the officer rushed him to get whatever belongings who could and would not answer his questions. It was while he was gathering his belonging that he alleged the officer pushed him and threatened to arrest him.

[REDACTED] also explains that later on during that night he responded to the station and planned on staying in the lobby until the morning. Due to the fact that he did not have a place to stay and his car had been towed. The tow shop would not open until morning and [REDACTED] needed his vehicle to leave. In addition, it was sleeting outside and being that he is from the Boston area he did not have any friends or family to go to in the local area. [REDACTED] states he was approached by another officer in the lobby of the police station who yelled at him and told him he could not sleep in the lobby, the officer made him leave and threw him out into the street.

After speaking with [REDACTED] in depth about this incident, he agreed that there were a lot of emotions that played into how things resulted. He stated that he was very upset and could not believe that he was not allowed to go into his house and that made him very upset. [REDACTED] then stated that he did not wish to pursue the complaint any further and wished for it to be closed out. His only request is that perhaps the officers should try to be a bit more compassionate. He felt mistreated for something he did not do and although his attitude might have contributed to it, he felt his attitude was negative because he felt that he had no place to turn and the police weren't there for him either.

I informed [REDACTED] that I could document the incident and our conversation and informed him to call me if he has any further issues. [REDACTED] was satisfied and thanked the police department for calling him back.

This matter will be closed per the request of the complainant.

Central Falls Police Department

Page: 1

NARRATIVE FOR LIEUTENANT JOHN CARROLL

Ref: 14-1-IA

Entered: 01/14/2014 @ 1054 Entry ID: JCC
Modified: 08/25/2014 @ 1031 Modified ID: JCC
Approved: 01/15/2014 @ 1347 Approval ID: JCC

On 1/06/14 I was re-assigned to the Office of Professional Standards. On 1/13/14 I received an internal affairs complaint from Lt. Solan. On 12/29/13 one [REDACTED] of [REDACTED] Evaleen Street transported her 14 year old dog to Bay State Animal Hospital in Swansea. It should be noted that Ms. Sionni transported the animal via a taxi which she was unable to pay for and thus the driver contacted the Swansea Police Department. [REDACTED] animal was continually having seizures and it was later found out was that the animal was bleeding internally. The animal was subsequently euthanized. [REDACTED] states in her complaint that [REDACTED] threatened her with arrest if she did not agree to euthanize the animal. On 1/14/14 at approximately 9:00am I requested a witness statement from [REDACTED] which [REDACTED] promptly completed which I then placed with the file. [REDACTED] stated that [REDACTED] did tell [REDACTED] over the phone that if [REDACTED] left the animal hospital with her dog and did not humanly euthanize the animal she could be charged with animal abuse. At approximately 9:30am I spoke with [REDACTED] who was yelling the entire time of our conversation and was very belligerent and confused the entire time. I informed [REDACTED] that I would be investigate her complaint and would call her back in two days.

On 1/15/14 at approximately 11:30am I spoke with Dr. Kristie Thomas of Bay State Animal Hospital 1-508-379-1233. Dr. Thomas stated that she remembered the [REDACTED] case very well as it was one of the most horrific cases that she had ever dealt with as a Veterinarian. Dr. Thomas stated that the animal appeared to be having continual seizures due to long term kidney failure. Dr. Thomas went onto to state that the dog was emaciated, bleeding internally and the animal's mouth was ulcerated. Dr. Thomas stated that [REDACTED] called the animal hospital on her day off just to help the doctor with this situation. Dr. Thomas stated that the dog appeared to have had numerous seizures over more than one day and it was humane to euthanize the animal. Dr. Thomas also stated that [REDACTED] requested that the doctor give her narcotics so that she could euthanize her own dog at home. Dr. Thomas informed [REDACTED] that this was not possible as it was a violation of the law.

On 1/15/14 at approximately 1:30pm I spoke to [REDACTED] and informed her that after investigating her complaint I found that [REDACTED] acted properly in this matter and the case would be closed. [REDACTED] again was very irate and confused and I also informed her that I would be forwarding her name to Officer Eileen Crenshaw our elderly affairs coordinator. At this time I am requesting that this complaint be closed and [REDACTED] exonerated of this charge.

Central Falls Police Department
NARRATIVE FOR LIEUTENANT JOHN CARROLL

Page: 1

Ref: 14-2-IA

Entered: 01/17/2014 @ 1018
Modified: 04/08/2014 @ 1126
Approved: 01/22/2014 @ 0936

Entry ID: JCC
Modified ID: JCC
Approval ID: JCC

On 9/6/13 one [REDACTED] filed an Internal Affairs Complaint against [REDACTED]. At this time [REDACTED] stated that he was stopped on 9/16/13 at approximately 5:45pm. [REDACTED] states he was told to place his hands on the vehicle which he complied and was then searched by [REDACTED]. On 1/07/14 I began a review of this internal affairs complaint. [REDACTED] completed a witness statement on 9/17/13 at the request of Captain Bradley. In the statement [REDACTED] stated that [REDACTED] was operating his bicycle erradically and weaving in and out of traffic almost being struck by a vehicle. [REDACTED] also went through the red light at the corner of Broad and Cross and was almost struck by a vehicle travelling west on Cross Street. The vehicle had to slam on its brakes in order to not strike [REDACTED]. [REDACTED] then states he requested identification from [REDACTED] which [REDACTED] retrieved from his own backpack. [REDACTED] actions on his bicycle were in clear violation 31-9 Operation of Bicycles and thus [REDACTED] had probable cause to stop him. [REDACTED] was well within his rights to issue a summons to [REDACTED] for Obedience to a Traffic Control device and various other traffic infractions. [REDACTED] exercised his discretion and gave [REDACTED] a warning, in which [REDACTED] stated that he has always riden his bike like this and will always. On 1/8/13 I attempted to call [REDACTED] on the four phone numbers that he has listed on his face sheet and also the one he placed on the internal affairs complaint form. The phone numbers are either re-assigned to someone else or not in service. On 1/8/13 at approximately 10:30am I responded to [REDACTED] Foundry Street in order to speak with [REDACTED]. I was unable to make contact with [REDACTED] as no one appeared to be home at the time. On 1/9/13 at approximately 1:30pm I again responded to his home and it appeared someone was at home but would not answer my repeated knocks at the door. On 1/15/13 at approximately 12:00pm I responded to [REDACTED] Foundry Street and again was unble to make contact with [REDACTED].

At this time I am requesting that this complaint be closed due to the fact that [REDACTED] acted properly in the normal execution of his duty and did not violate Chapter II Rule#7 Courtesy. I would also request that the case be closed due to the fact that I am unable to locate [REDACTED] after numerous attempts to speak with him.

Central Falls Police Department

Page: 1

NARRATIVE FOR LIEUTENANT JOHN CARROLL

Ref: 14-3-IA

Entered: 02/12/2014 @ 1034

Entry ID: JCC

Modified: 02/25/2014 @ 1223

Modified ID: JCC

Approved: 02/25/2014 @ 1223

Approval ID: JCC

On 2/12/14 I, received an internal affairs complaint form in the mail from one [REDACTED] 81 and opened this complaint for an internal investigation. On 2/12/14 at approximately 10:45am I called the cell phone number given by [REDACTED]. I then spoke with her father one [REDACTED] [REDACTED] informed me that his daughter was currently enrolled in the [REDACTED] [REDACTED] stated his daughter has many [REDACTED] issues and is currently trying to get her [REDACTED] and other issues worked out in a program. I then asked [REDACTED] to have his daughter call me so that I could discuss the internal complaint that his daughter filed with the department. The complaint alleges that [REDACTED] and [REDACTED] were discourteous to [REDACTED] on 12/23/13 and threw her out of the lobby of the police station. On 2/12/14 I called [REDACTED] to the Office of Professional standards to ask about the complaint filed against her. [REDACTED] then read the complaint form and informed me that she has no idea what [REDACTED] is complaining about as she did not have any interaction with her on 12/23/13. On 2/13/14 I spoke with [REDACTED] in regards to the complaint and [REDACTED] informed me he had contact with [REDACTED] on the day in question. [REDACTED] stated that he responded to Division Street at the request of [REDACTED]. She then al ledged that her juvenile son broke into her apartment and stole Christmas plates. [REDACTED] appeared to be under the influence of some type of [REDACTED] due to her speech and in ability to stand still. [REDACTED] stated that her son no longer lived with her and did not have keys to her apartment. [REDACTED] investigated and spoke with her son and his new family and there was no evidence to support her claims. [REDACTED] went onto to state that he has had no contact with [REDACTED] in the Police Station.

I then attempted to leave messages on the cell phone number provided on 2/14/14, 2/18/14, 2/21/14 but the voice mail system was not set up. On 2/25/14 I again called the number provided and again the voice mail system was not set up. Approximately five minutes later I received a return call from [REDACTED]. Mr. [REDACTED] stated that his daughter told him she had already spoken to me and the complaint was all set. Mr. [REDACTED] stated that his daughter still has her issues and she will not return my calls if she hasn't already. At this time I am requesting that this complaint be closed as it is unfounded.

Central Falls Police Department

Page: 1

NARRATIVE FOR LIEUTENANT JOHN CARROLL

Ref: 14-5-IA

Entered: 03/11/2014 @ 1053
Modified: 03/19/2014 @ 1329
Approved: 03/19/2014 @ 1327

Entry ID: JCC
Modified ID: JCC
Approval ID: JCC

On 3/10/14 I received a citizens complaint form in the mail from one [REDACTED]. [REDACTED] alleges that he was stopped on 3/6/14 between the hours of 10am and 11am by officers in front of his home at [REDACTED] Watson Street. A search of the dispatch log call#14-3274 showed in fact that he was stopped along with three other subjects. The three additional subjects were identified as one Susan Ribeiro dob [REDACTED]/88, one Arlinda Rodrigues [REDACTED]/84 and one Jonathan Pereira dob [REDACTED]/75. They were stopped by [REDACTED] and [REDACTED] as part of an investigation of a vehicle that appeared to be disabled with in fact turned out that the three subjects in the car were waiting for someone to come out of [REDACTED] Watson Street. Mr. [REDACTED] states in his complaint form that he was ordered to give the officers his identification and also alleges that his phone was taken from him and placed on the ground. [REDACTED] compliant form also states that when he came into the station to get a complaint form and [REDACTED] laughed at him. On 3/10/14 I attempted to contact [REDACTED] on three occasions between the hours of 10am and 2pm and his phone was not set up for voice mail. On 3/11/14 at approximately 10:30am I made contact with [REDACTED] and informed him that I opened an investigation into his allegations and would be in contact within a few days. I then spoke with [REDACTED] and [REDACTED] and [REDACTED] and requested witness statements from them in regards to the incident. I also requested a witness statement from from Dispatcher Irwin who was present when [REDACTED] came into the station to speak with [REDACTED] about obtaining a complaint form. Dispatcher Irwin refuted [REDACTED] accusation that [REDACTED] laughed at him. Dispatcher Irwin went on to state that [REDACTED] gave [REDACTED] the information he requested and that [REDACTED] appeared to be satisfied with this information.

On 3/18/14 I received the final witness statement from the officers involved and have reviewed all the information presented to me. The witness statements do show that [REDACTED] was stopped by [REDACTED] as part of a possible investigation into one Jason Goncalves who was identified by Susan Ribeiro as her boyfriend whom she was waiting for outside [REDACTED] Watson Street. Mr. Goncalves is known to [REDACTED] from a previous [REDACTED] case (13-772-AR) which is still pending. [REDACTED] does live on the second floor of the home that Ms. Ribeiro did state her boyfriend went into prior to [REDACTED] arrival. Mr. [REDACTED] was evasive when asked for his identification and further was continuing to play with his cell phone and not paying attention to [REDACTED] questions. On 3/19/14 at approximately 9:00am I spoke with Mr. [REDACTED] over the phone in regards to his complaint. I explained to [REDACTED] that after a review of his internal affairs complaint. I found that the officers acted properly in detaining [REDACTED] in an attempt to locate one Jason Goncalves. [REDACTED] was very agitated on the phone and admitted that he had not taken his [REDACTED] for over a week and he did state that when he becomes agitated he could end up in another situation which gets him arrested. I then asked [REDACTED] if he needed to go to the hospital to speak with a counselor and he stated no he wanted to take care of his problems on his own. I then asked if I could stop over at his apartment to further evaluate his situation in person. At approximately 9:25 am [REDACTED] and I responded to [REDACTED] Watson Street and spoke with [REDACTED]. [REDACTED] again stated that he did not want any further assistance from the police department and did not make any statements in regards to harming himself or others. At this time he stated he was going to follow up with his regular doctor for further assistance.

I had reviewed all information in regards to this complaint and found that the officers involved acted properly and were not discourteous to [REDACTED]. I would make the suggestion that this charge is Unfounded.

Central Falls Police Department
NARRATIVE FOR SERGEANT DERRICK V LEVASSEUR

Page: 1

Ref: 14-9-IA

Entered: 05/22/2014 @ 1043
Modified: 05/29/2014 @ 1340

Entry ID: DL
Modified ID: DL

On 5/19/14 I was re-assigned to the Office of Professional Standards. Later that day, I received an internal affairs complaint from Major Barzykowski. The complaint was from a [REDACTED] /83. [REDACTED] is claiming that on 5/14/14, officers entered her apartment without consent and then proceeded to use profanity and abusive language towards her and her son, who is autistic. My investigation in regards to the incident was as follows:

5/21/14 9:33am:

I contacted [REDACTED] at phone number (401) [REDACTED] [REDACTED] answered and I explained that I would be investigating the matter. Upon asking [REDACTED] what had happened, she stated the following:

On 5/14/14 at approximately 9:30 am, officers responded to her apartment and stated that they had received a call for a possible domestic dispute taking place in her apartment. [REDACTED] stated that she was arguing on the phone with someone but no one other than her son was in the apartment. She then stated that the [REDACTED] officer proceeded to place her foot in the door, keeping her from being able to shut the door. Eventually, the two male officers and the female officers entered the apartment and searched for any additional subjects. [REDACTED] stated that during the search, the officer with "badge number [REDACTED] continuously swore at her, making comments such as "There better not fucking be anyone else in this apartment.", "Stop acting like a fucking animal.", and "If you don't like our rules, get the fuck out."

[REDACTED] went on to state that while making that last statement,, the officer with "badge number [REDACTED] pointed at her and then touched her nose. He then went on to say "Get over it and go kill yourself." During that time, [REDACTED] was still contesting the fact the that officers were in her home and that was when the [REDACTED] officer stated that if she going to "lock her up if she didn't shut her fucking mouth."

Before leaving, the officer then stated that if she didn't like it, report it because nothing was going to happen to him. At that point, all officers left the apartment. [REDACTED] stated that he son had come out of the room at one point and began yelling at the officers because of the way they were treating her but they told him to go back in the room and they left.

[REDACTED] now feels like she is being targeted and feels that the officers our following her when they see her.

I advised [REDACTED] that after I had spoken with all parties, I would call her back with my findings. She stated that she understood and would be waiting for my call.

5/21/14 10:00 am:

I checked the dispatch log and learned that on the date of the alleged incident at approximately 9:28 am, officers did respond to [REDACTED] address in regards to a possible domestic assault. The officers that responded were [REDACTED] and [REDACTED] cleared the call and stated that the female was "highly agitated but stated that she was on the phone and there was no one in the house."

5/22/14 11:10 am:

I contacted the listed witness, Janet Rodriguez dob [REDACTED] /86 at phone number (401) [REDACTED]. There was no answer but I did leave a voice message advising her to contact me at her earliest convenience.

5/22/14 11:30 am:

Central Falls Police Department
NARRATIVE FOR SERGEANT DERRICK V LEVASSEUR

Page: 2

Ref: 14-9-IA

Entered: 05/22/2014 @ 1043
Modified: 05/29/2014 @ 1340

Entry ID: DL
Modified ID: DL

I received a call from [REDACTED] at phone number (401) [REDACTED]. [REDACTED] stated they following:

During the day of the incident, she was in the first floor apartment of [REDACTED] Fletcher Street with her friend "Elisa". When the cops arrived, she could hear everything through the floor. [REDACTED] stated that she heard [REDACTED] ask the officers numerous times to leave but they refused. She then stated that she heard one specific officer make numerous disrespectful comments to [REDACTED], such as "Your stupid, shut up.", "Shut the fuck up." He also told her to "Make a complaint because she couldn't do nothing about it." She also heard [REDACTED] son yell at the cops, telling them not to talk to her like that and they told him to go to his room. [REDACTED] went on to state that she has known [REDACTED] for five years and considers her to be like "family".

I then thanked her for her cooperation and told her I would be in touch if I had any further questions.

5/27/14 9:00 am:

I spoke with both [REDACTED] and [REDACTED] and requested that both officers write written statements in regards to their encounter with [REDACTED] on 5/14/14. Both agreed to do so.

5/27/14 12:30 pm:

I received a written witness statement from [REDACTED], describing the events that transpired on 5/14/14. [REDACTED] did explain upon arrival, it was the first floor apartment tenant who actually directed them to the second floor. Due to the nature of the call and [REDACTED] behavior when she answered the door, it was decided to search the apartment to ensure that no one had been injured and there were no other individuals inside any of the rooms.

[REDACTED] stated that [REDACTED] was uncooperative and confrontational the entire time they were there. [REDACTED] stated numerous times that she knew the Mayor and was going to "Facebook him" as soon as they left. [REDACTED] did state that there was a point when [REDACTED] son came out of one of the bedrooms, and [REDACTED] instructed all officers not to "touch her son". [REDACTED] stated that no officer touched [REDACTED] son at any point and time. [REDACTED] did acknowledge at one point she did inform [REDACTED] that if she did not calm down, she may be placed under arrest. Before leaving, [REDACTED] did ask all officers for their badge numbers, which they gave before leaving the premises.

5/28/14 2:30 pm:

I received a written witness statement from [REDACTED], describing the events that transpired on 5/14/14. [REDACTED] corroborated [REDACTED] story, adding that while speaking with [REDACTED], they asked her if there was anyone else in the apartment and she refused to answer. A few moments later, they saw a small child exit one of the rooms and that was when the decision was made to enter. [REDACTED] elaborated on Ms. [REDACTED] comments towards them, stating that in addition to threatening them about contacting the Mayor, she also used obscenities towards them, stating that they "don't do shit to anyone else in the building."

At that point, officers cleared the apartment, gave her their badge numbers, and left the area in attempt to diffuse the situation.

5/28/14 3:00 pm:

I received a written witness statement from [REDACTED], describing the events that transpired on 5/14/14. [REDACTED] gave a similar story to both [REDACTED] and [REDACTED]. [REDACTED] went on to state that at one point, [REDACTED] said to him, "Don't treat me like a child! I'm an adult!" and that is when

Central Falls Police Department

Page: 3

NARRATIVE FOR SERGEANT DERRICK V LEVASSEUR

Ref: 14-9-IA

Entered: 05/22/2014 @ 1043
Modified: 05/29/2014 @ 1340

Entry ID: DL
Modified ID: DL

██████████ responded by saying, "OK, then please stop yelling and act like an adult." He also confirmed that ██████████ made multiple allegations and threats, stating that she felt violated and she intended on calling both the Mayor and her lawyer. All officers gave their badge numbers and then cleared the call.

Finding:

Based on both the statements from ██████████ and the officers, it became evident that there was in fact a verbal confrontation between ██████████ and the officers on scene. ██████████ confrontational and non-cooperative behavior was indicative of someone who may have been protecting herself or someone else from the officers' preliminary investigation.

Due to the nature of the initial call, the first floor tenants' affirmation upon arrival that it was the second floor apartment, and the visual observation by the officers of a small child being in the apartment, it was appropriate to enter and ensure that everyone, including ██████████, was safe.

In regards to the verbal confrontation and the words allegedly used by both sides, it appears that Ms. ██████████ was extremely irate over the fact that officers entered her apartment against her wishes and proceeded to threaten the officers with both political and legal ramifications. The officers remained calm and although their voices may have been elevated, they conducted themselves in a professional manner and in line with our policies and procedures.

Based on these facts and circumstances, I find the accusations of ██████████ unsubstantiated.

Central Falls Police Department

Page: 1

NARRATIVE FOR LIEUTENANT JOHN CARROLL

Ref: 14-11-IA

Entered: 08/25/2014 @ 1048
Modified: 09/12/2014 @ 1025
Approved: 09/12/2014 @ 1025

Entry ID: JCC
Modified ID: JCC
Approval ID: JCC

On 8/25/14 I was assigned this complaint by Major Barzykowski. I then began an initial review of the case and sent e-mail requests to [REDACTED] and [REDACTED] and [REDACTED] in regards to this incident. I then called the two phone numbers associated with [REDACTED], 401-[REDACTED] which rings and then goes busy so I was unable to leave a voice mail. I then called the phone number on her arrest report 401-[REDACTED] who belongs to another person who is not associated with [REDACTED]. At approximately 11:00am I called [REDACTED] where [REDACTED] works and spoke to the clerk. I then gave the clerk my contact information so that Ms. [REDACTED] could contact me at her convenience. I then also sent an e-mail to [REDACTED] at [REDACTED] with all of my contact information.

At approximately 12:15pm I spoke with [REDACTED] in regards to her complaint. [REDACTED] stated that she was scheduled to speak with her attorney on 8/27/14 and she wanted to speak with her Attorney first to see if she was going to go forth with this complaint. I explained that she would have to come into the station and be interviewed and she appeared to be apprehensive with the process. On 8/29/14 at approximately 11:00am I again spoke with [REDACTED] who again stated that she was apprehensive about coming in and completing and interview. [REDACTED] stated that she still wanted to speak with her attorney first. On 9/2/14 I spoke with [REDACTED] who stated that she was still thinking about if she was going to come in for a formal interview. I then informed [REDACTED] that If I did not hear from her by 9/4/14 in regards to her complaint that I would be closing the complaint due to lack of cooperation.

On 9/8/14 I attempted to speak with [REDACTED] again and was not able to leave her a message due to the fact her voice mail on her phone was not set up to receive messages. I am therefore requesting that this complaint be closed due to lack of cooperation on behalf of [REDACTED]. I have reviewed the witness statements of all officers involved and do not believe that the officers acted improperly and therefore did not violate department policy. I believe that the charges Chapter II Section 7 Courtesy and Chapter II Section 50 Treatment of Prisoners in Custody would be un-sustained.

Central Falls Police Department

Page: 1

NARRATIVE FOR LIEUTENANT JOHN CARROLL

Ref: 13-20-IA

Entered: 01/14/2014 @ 1408
Modified: 01/15/2014 @ 1153
Approved: 01/14/2014 @ 1449

Entry ID: JCC
Modified ID: JCC
Approval ID: JCC

On 1/6/14 I was re-assigned to the Office of Professional Standards. At this time I then began a review of all open Internal Affairs complaints. On 9/21/13 at approximately 2:40pm [REDACTED] and [REDACTED] responded to the area of 18 Sylvian Street for an intoxicated subject who was yelling and making threatening statements to people who were passing by the residence. The subject was identified as one [REDACTED] /67. [REDACTED] and [REDACTED] determined that [REDACTED] was not only intoxicated but he also appeared to have some type of psychological disorder. This facts was confirmed by [REDACTED] brother, [REDACTED] dob [REDACTED] /70 who had arrived on scene. [REDACTED] was then escorted to his brothers vehicle and he left the area.

On 9/21/13 at approximately 3:30pm a subject identified as one [REDACTED] dob [REDACTED] /85 came into the station and spoke with Lt. Solan. [REDACTED] explained that his father resides at [REDACTED] Sylvian Street with other members of his family. [REDACTED] stated that his father was the subject that was threatened by [REDACTED] and he was outraged that the police did not arrest him. Lt. Solan explained to [REDACTED] that the officers present exercised their discretion in this matter due to [REDACTED] intoxicification and his [REDACTED] state. This explanation was not satisfactory to [REDACTED] and he then sent an e-mail to Mayor Diossa regarding his frustration with the police department. The e-mail was then forwarded to Colonel Mendonca and then given to Captain Bradley. Captain Bradley then interviewed [REDACTED] on 11/19/13 in regards to the situation. On 1/9/13 I requested witness statements from [REDACTED] and [REDACTED] in regards to this incident which I have reviewed and placed with this package.

On 1/14/13 at approximately 2:00pm I spoke with [REDACTED] via the telephone. I then explained to Mr. [REDACTED] that I reviewed his complaint and spoke with the officers involved. I then found that the officers did exercise their discretion in this matter and did not violate any regulations. [REDACTED] was frustrated with what he believed was a lack of policing on Sylvian Street. I then explained that the department has always placed an emphasis on making its presence felt on Sylvian Street due to the streets call volume. I then went onto explain that during the summer we usually have more officers present on Sylvian Street and other busy streets through our bike and walking beat programs. [REDACTED] was appreciative with the follow up call and has been assured if there are any other issues to contact me directly.

At this time after a review of this complaint I found that the officers exercised their discretion and therefore did not violate policy. I would ask that this complaint be closed as the charges are unfounded.

*****It should also be noted that [REDACTED] passed away on [REDACTED]/2013*****

Central Falls Police Department

Page: 1

NARRATIVE FOR CAPTAIN DORIAN R RAVE

Ref: 14-14-IA

Entered: 11/12/2014 @ 1020
Modified: 11/13/2014 @ 1423

Entry ID: DRR
Modified ID: DRR

On 10/03/14, I received notification from Colonel James Mendonca that he had received a letter from an anonymous source expressing discontent with the behavior shown by [REDACTED] while he was participating in the 16th season of a [REDACTED] known [REDACTED]. The anonymous letter was sent to the Providence Police Department which was then later forwarded to this agency. The content of the letter explained that [REDACTED] had engaged in a sexually motivated conversation while on the [REDACTED] [REDACTED] which the complainant found disturbing and conduct not becoming of a police officer. The complainant did not leave any identifying information or any form of getting in touch with her.

Background on [REDACTED]

In order to explain the nature of the complaint it would only be appropriate to further describe the show [REDACTED] and [REDACTED] involvement in the show. In June of 2014, [REDACTED] took time off from the Central Falls Police Department to participate in this show. [REDACTED] was allowed to take his vacation time and other accumulated time; as well as an unpaid leave of absence until his return from the show.

The show [REDACTED] is a reality game show franchise created by [REDACTED] and was originally based on a show from the Netherlands of the same name. The premise of the show is that there is a group of people, dubbed as "housemates" or "houseguests", living together in a specially constructed large house. During their time in the house they are isolated from the outside world and are not commonly aware of outside events. Contestants are continuously monitored by in-house television cameras as well as personal audio microphones during their stay. Each series lasts for more than three months, with at least ten contestants entering the house. To win the final cash prize, a contestant must survive periodic (usually weekly) evictions and be the last housemate or houseguest remaining in the compound by the series' conclusion.

During the time that the show is on, people may subscribe to view the "live feed" cameras that are constantly monitoring the [REDACTED] House. Subscription to unlimited access to view the [REDACTED] house and the contestants' everyday activity cost approximately \$9.99 per month or \$26.99 for the full season. The content of the "live feeds" is not censored and does not normally appear on live television.

Complaint Background

Based on the limited information that was provided by the complainant, I was only able to assume that the complainant was speaking about a "live feed" clip that lasted approximately three minutes. During the "live feed" video, [REDACTED] and four other "house guests" were involved in a conversation in which several of the "house guest" made reference to getting another fellow "house guest" by the name of [REDACTED] drunk and taking away her virginity.

I was able to find the video that I believe the complainant might have been talking about and observed it's content. The video segment last approximately two minutes and twelve seconds on youtube.com. I observed a group of people to include [REDACTED] engaged in a conversation. During the course of the video clip, it is apparent that they are speaking about consuming alcohol and then making sexual gestures while laughing about certain things that appear to be "inside jokes". It appears that everyone who is in the "live feed" is actively engaged in the conversation, but it is apparent that the main protagonist of the conversation appears to be the "house guest" identified as [REDACTED]

Central Falls Police Department

Page: 2

NARRATIVE FOR CAPTAIN DORIAN R RAVE

Ref: 14-14-1A

Entered: 11/12/2014 @ 1020
Modified: 11/13/2014 @ 1423

Entry ID: DRR
Modified ID: DRR

While I was observing the "live feed" footage, I paid close attention to [REDACTED] actions. During the entirety of the video, [REDACTED] did make comments and laugh at what was being said, but his comments were not made in regards to drinking alcohol or forcefully having sex with anyone in particular. Although the laughter in the video might be considered inappropriate by some people, I do not believe it would have brought disrepute to the agency. During a portion of the video, [REDACTED] actually comments that if he was [REDACTED] father he would have been very upset about the topic of the conversation and indicated that the topic was inappropriate.

Findings

In addition to my observations of the "live feed" footage, I also needed to take into account the totality of the circumstances. Firstly, [REDACTED] with the permission of the City of Central Falls, participated in a show in which he was confined in a house with a group of individuals and that was going to be monitored by camera's 24/7. He was also placed in a situation where he was living with strangers who did not know his true identity as a police officer, which was clearly his strategy for the sole purpose of blending in with the rest of the group and winning a competition. Secondly, although [REDACTED] was aware that his actions were being monitored at all times, we must also consider that the complainant had subscribed to watch the "live feeds", which are not censored for television. The subscriber of the "live feeds" is aware that nudity, foul language or other activity that might be considered offensive might occur. Other than the friends and family of the contestants, most of the other individuals that sign up to view the "live feeds" do it to see the "dirt" that they normally would not have seen on the televised footage. Therefore the sensitivity of complainant can only be questionable since she knew that potentially could have encountered offensive "live feed" footage. Since the complainant was anonymous, I was unable to question her on this.

Lastly, although it could potentially be said that the actions of [REDACTED] did offend the complainant, the fact is that the person of which the complainant is so concerned about, was not offended by the comments made. In fact [REDACTED] and [REDACTED] remain very good friends, even after the existance of these "live feed" footage became known to her.

Based on the aforementioned observations I conclude this investigation and find that Charge of Conduct Unbecoming can not be sustained.

Conclusion : Exonerated.

Central Falls Police Department

Page: 1

NARRATIVE FOR CAPTAIN DORIAN R RAVE

Ref: 14-11-IA

Entered: 12/09/2014 @ 0906
Modified: 12/09/2014 @ 1052

Entry ID: DRR
Modified ID: DRR

On 12/09/14, I reviewed this case and agree with Lt. Carroll's findings. Furthermore, the court has provided a disposition for [REDACTED] DUI Case. On December 3rd, 2014, [REDACTED] failed to appear for a scheduled pre-trial conference. As a result of these actions, a default judgment sustaining the charge of "Refusal to Submit to Chemical Test" was entered.

Case Review

This case was assigned to Lieutenant Carroll on 02/25/14. The complainant, [REDACTED] (88) sent an email to Colonel James Mendonca, indicating that on July 28th, she was stopped and subsequently placed under arrest by two officers who were later identified as [REDACTED] and [REDACTED]. Both officers were partnered up and were working a DUI patrol detail. [REDACTED] states that during the course of the night her interaction with these two officers was unpleasant. [REDACTED] complains that she was never read her rights and that she was not told what she was being charged with. [REDACTED] further states that later on when she was given a ride home, the officer [REDACTED] who provided the ride to her became upset with her and intentionally started to speed which caused her to smash the left side of her face on the window. Ms. [REDACTED] claims that the next day the whole left side of her face was bruised and that she had a black eye. As a result of the complaint, Colonel Mendonca initiated an internal investigation on this matter. The case was assigned to Lieutenant Carroll.

Case Findings:

During the course of his investigation, Lt. Carroll obtained witness statements from [REDACTED] and [REDACTED]. On 08/25/14, Lt. Carroll spoke to [REDACTED] regarding her complaint. [REDACTED] stated that she was going to talk to her attorney on 08/27/14 first to see if she wanted to go forward with the complaint. On 08/29/14, Lt. Carroll stated that he spoke with [REDACTED] again and that she was still apprehensive about making the complaint. [REDACTED] stated that she still needed to speak with her lawyer about the matter. On 09/02/14, [REDACTED] again told Lt. Carroll that she was still thinking whether or not she was still coming in to make a complaint. Lt. Carroll explained that she needed to notify him by 09/04/14, if she wanted to make a complaint or he would be closing the case for lack of cooperation. Lt. Carroll did not hear from [REDACTED] on 09/04/14. Lt. Carroll attempted to call [REDACTED] on 09/08/14, at which time he did not get an answer from her. He was unable to leave a message due to the voicemail not being set up.

Lt. Carroll reviewed the basic information provided by [REDACTED] initial complaint and the witness statements provided by the officers involved. In addition, a witness statement was gathered from Lt. Wayne Solan who spoke to [REDACTED] on the day after the incident when she responded to the station to get a release form for her vehicle. Lt. Solan assisted [REDACTED] with the matter. Lt. Solan explains in his statement that [REDACTED] did express to him that she had an "issue" with one of the officers from the night before, but at no time did [REDACTED] indicate to Lt. Solan that she had been assaulted. Furthermore, Lt. Solan got a good view of Ms. [REDACTED] face while speaking to her and he did not observe any injuries to her face whatsoever.

Based on [REDACTED] failure to cooperate, this case could only be reviewed with the information that Lt. Carroll was able to gather. The witness statements and observations from the officers involved indicate that Ms. [REDACTED] was intoxicated and belligerent. She failed to comply with the officers orders and as a result was charged with obstruction. The officers state that although she was not being cooperative at all, there was no physical altercation at all with [REDACTED] at any point. [REDACTED] who gave [REDACTED] a ride, states that

Central Falls Police Department

Page: 2

NARRATIVE FOR CAPTAIN DORIAN R RAVE

Ref: 14-11-IA

Entered: 12/09/2014 @ 0906
Modified: 12/09/2014 @ 1052

Entry ID: DRR
Modified ID: DRR

he

placed [REDACTED] in the rear seat of cruiser [REDACTED] and secured her seat belt. [REDACTED] states that although Ms. [REDACTED] appear agitated about the situation there was not interaction between them except for when she mentioned that she wanted of the officers badge numbers. All of the officers indicate that [REDACTED] was visibly and verbally clear about her discontent with her interaction with them, but at no time was there any physical force used against her. [REDACTED] explains that even when they had to physically remove her from her vehicle because she refused to get out, there was actually no force necessary. [REDACTED] was completely passive aggressive with the officers. The officers explain that when [REDACTED] was released she did not have any injuries and she did not complain of any.

Conclusion:

The information gathered during the course of this investigation was reviewed. Based on the facts and findings I concur with Lt. Carroll's findings indicating that the charges against the officers for violating *Chapter II Section 7 "Courtesy"* and *Chapter II Section 50 "Treatment of Persons in custody"* are Not Sustained. As a result, this case will be closed.

Central Falls Police Department

Page: 1

NARRATIVE FOR LIEUTENANT JOHN CARROLL

Ref: 13-21-IA

Entered: 01/15/2014 @ 1027 Entry ID: JCC
Modified: 01/15/2014 @ 1402 Modified ID: JCC
Approved: 01/15/2014 @ 1114 Approval ID: JCC

On 1/6/14 I was assigned to the Office of Professional Standards. I then began a review of any open Internal Affairs complaints. On 10/18/13 [REDACTED] and [REDACTED] responded to the area of 722 Broad Street for a motor vehicle accident. Upon arrival they came in contact with one [REDACTED] who was operating Rhode Island registration [REDACTED]. This vehicle sustained heavy front end damage and was not able to be driven from the scene and was subsequently towed by Kings Towing. [REDACTED] was very upset at the fact he could not drive his vehicle and continued to yell about his vehicle being towed and how the police were handling the situation. On 10/18/13 [REDACTED] responded to the station to file an Internal Affairs complaint against [REDACTED] and [REDACTED]. On 1/08/14 I requested that the officers involved complete witness statements in regards to the incident which are placed with this package.

On 1/8/14 at approximately 1:30pm I called [REDACTED] cell phone and home phone and left a message for him in regards to speaking about his complaint. On 1/9/14 at approximately 9:30am I again called Mr. [REDACTED] cell phone and home phone and left a message for him in regards to speaking about his complaint. On 1/9/14 at approximately 2:15pm I responded to [REDACTED] Summit Street and spoke with [REDACTED] mother and left her my card and phone number so that I could speak with her son. On 1/10/14 at approximately 12:45pm I received a phone call from [REDACTED] did state that he was upset that his vehicle was towed, but did admit that he did not hear any officers present make any racial statements during the entire incident as he did indicate in his original complaint narrative. [REDACTED] also stated he did not hear any officers present make any jokes about his vehicle being towed, but again stated that he was upset about the incident. I then informed [REDACTED] that I did speak with both officers that were present and that I would be closing his complaint.

Upon review of this case the charges against the officers are unsubstantiated and therefore I am requesting that the case be closed.