

ROCHESTER POLICE DEPARTMENT

PROFESSIONAL

STANDARDS SECTION

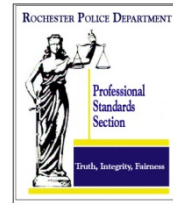


ANNUAL REPORT

January 1st through December 31st, 2023



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2023 Annual Report on Police Complaints

Between **January 1** and **December 31, 2023**, Police Department personnel responded to **301,657** calls for service, for a total of **324,034** responses by Departmental units. (A response refers to each individual officer involved in the call for service). This activity resulted in the initiation of **14** citizen complaints of misconduct.

Sometimes a complaint will involve several allegations of misconduct arising out of the same incident. For example, a citizen may file a complaint alleging that an officer put the handcuffs on too tightly, sprayed him with ASR, and was discourteous. This amounts to one complaint, which will be counted as three allegations.

The types of cases investigated by the Professional Standards Section include Citizen Complaints and Departmental Investigations. Misconduct that meets certain criteria may be resolved through the Command Discipline process. During the course of an investigation, Satellite Issues, alleged misconduct that is not part of the original complaint, may be discovered. These Satellite Issues will be addressed along with the original complaint.

The following findings apply to all allegations:

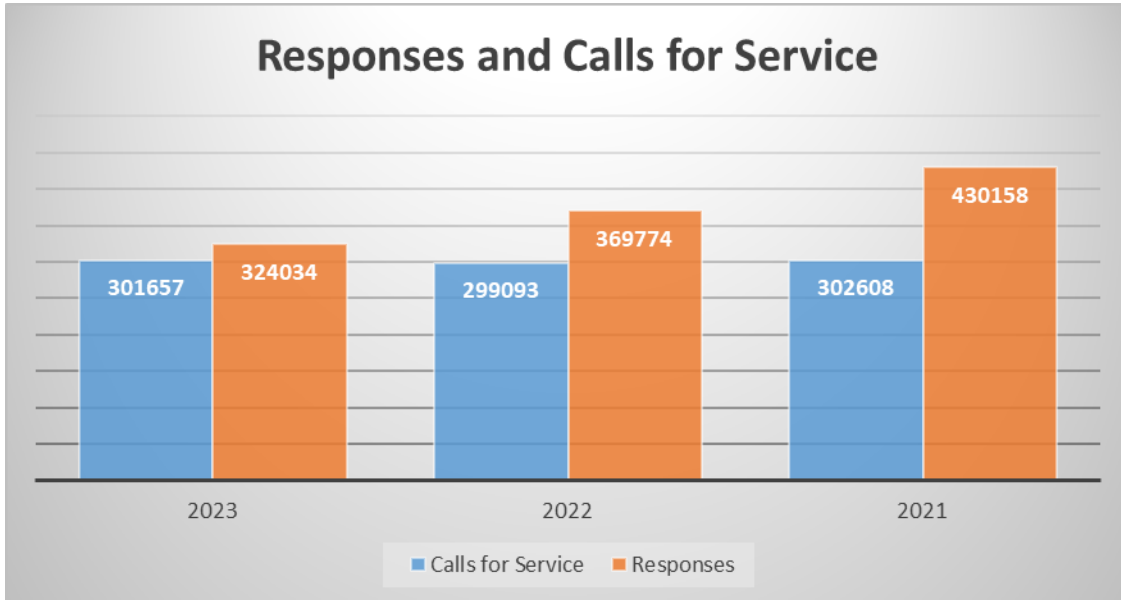
- Exonerated - Conduct was lawful, justified and proper.
- Sustained - The conduct occurred and amounted to misconduct or misjudgment.
- Unsubstantiated - Insufficient evidence to prove or disprove the allegation
- Policy Review - The allegation is true however; the action of the employee was consistent with current agency policy. The policy will be placed under review
- Referred for Training - Conduct alleged occurred, does not rise to misconduct, and requires training
- Office - An allegation is closed because a complainant fails to cooperate with the investigation and there is not enough evidence available to draw a fair conclusion and apply a finding.

The following are figures reflecting investigations initiated by the Professional Standards Section through the **Fourth** quarter of **2023** and the percentage of change when compared to the previous year's totals.

	Investigations initiated through the Fourth quarter 2022	Investigations initiated through the Fourth quarter 2023	Percentage Change
Citizen	12	14	25%
Departmental	18	11	-39%
Total Investigations	30	25	-13%
Command Discipline	1	4	300%

* Data reflects investigations initiated, not necessarily completed in 2023.

Table 1



INCIDENT REVIEWS

Incident Reviews are investigations that do not meet the criteria to become a formal investigation, but require investigative effort and documentation. Through the **Fourth** quarter of **2023**, **3** investigations were initiated as an Incident Review.

ADMINISTRATIVE INQUIRES

An Administrative Inquiry is when a P.S.S. Investigator renders a service to a complainant, which does not meet the criteria of a formal investigation. It is also used as an entry to track information pertaining to members within the department. Through the **Fourth** quarter of **2023**, the Professional Standards Section completed **269** Administrative Inquires.

COMMAND DISCIPLINE

Command Discipline cases are investigations that are initiated by a Command Officer. Through the **Fourth** quarter of **2023**, **4** allegations, implicating **4** officers, were disposed of through the Command Discipline process.

Command Discipline*			
PSS	Personnel Involved	Allegation	Departmental Action
23-0248	1 Member	Procedure	Transferred
23-0036	1 Member	Procedure	Letter of Reprimand
23-0708	1 Member	Procedure	<i>Active-Pending</i>
23-0783	1 Member	Procedure	Suspension

SATELLITE ISSUES

A satellite issue is an alleged violation, which was discovered through an investigation, but was not part of the original complaint. Through the **Fourth** quarter of **2023**, **0** satellite issues in **0** cases were sustained, **no** members were held accountable.

Satellite Issues			
PSS	Personnel Involved	Allegation	Departmental Action

CITIZEN COMPLAINTS

Complainant Demographic Breakdown: Of Complaints *initiated through* the **Fourth** quarter of **2023**.

	Complainants	% of Total
White	4	29%
Black	9	65%
American Indian	0	-
Asian/ Pacific Islander	0	-
Unknown	1	6%
Total	14	100%

Of the citizen complaints investigated / completed through the **Fourth** quarter of **2023**, **2** allegations of misconduct were sustained. For the sustained allegations of misconduct, **2** individuals were held accountable.

Citizen Complaints			
Citizen Complaints: Disposition by Individual			
<u>Action Taken</u>		<u>Number of Personnel</u>	
Memorandum of Record		2	
Formal Charges		0	
Other (Remedial)		0	
Total		2	
<u>Below is the breakdown of Formal Charges preferred:</u>			
PSS #	Personnel Involved	Allegation	Departmental Action (per officer)
2022-0291	1 Member	Procedure	Memorandum
2022-0289	1 Member	Procedure	Memorandum

* This data reflects those Citizen Complaint Investigations that were completed and closed out in 2023.

DEPARTMENTAL INVESTIGATIONS

Of the internal complaints investigated / completed through the **Fourth** quarter of **2023**, **0** allegations of misconduct were sustained. For the sustained allegations of misconduct, **0** individuals were held accountable. They received remedial training and/or Departmental charges were filed. The below table shows the disposition of Departmental Investigations.

Departmental Investigations			
Departmental Investigations: Disposition by Individual			
<u>Action Taken</u>		<u>Number of Personnel</u>	
Memorandum of Record		0	
Formal Charges		0	
Other (Retired)		0	
Remedial		0	
Total		0	
<u>Below is the breakdown of formal charges preferred:</u>			
PSS #	Personnel Involved	Allegation	Departmental Action (per officer)

2023 SUMMARY OF INVESTIGATIONS

Note: A complaint may consist of several separate allegations. Under the citizen complaints column, *complaints initiated* indicate the actual number of people who initiated investigations into officer misconduct during this reporting period.

	Citizen Complaints	Departmental Investigations	
Number of complaint investigations initiated	14	11	
Number of complaint investigations completed *	14	10	
Number of complaint investigations active/open*	7 (0 are in the review process) (1 is in the hearing process)	16 (0 are in the review process) (1 is in the hearing process)	
Closed Case Findings by allegation:			
Exonerated	38	39	
Sustained	2	0	
Unsubstantiated	6	8	
Referred for Training	4	4	
Unprovable	0	0	
Unfounded	0	0	
Policy Review	2	0	
Officed	3	4	
Totals	55	55	

* Some of the investigations completed this year were initiated in the previous year

Citizen Complaint Timeline

The average case completion timeframe for cases initiated and completed in **2023** and reviewed by the Civilian Review Board is as follows:

- **PSS Inv. Completion** 80 calendar days from the date of complaint
- **Final letter** 117 calendar days from date of complaint

Table 2

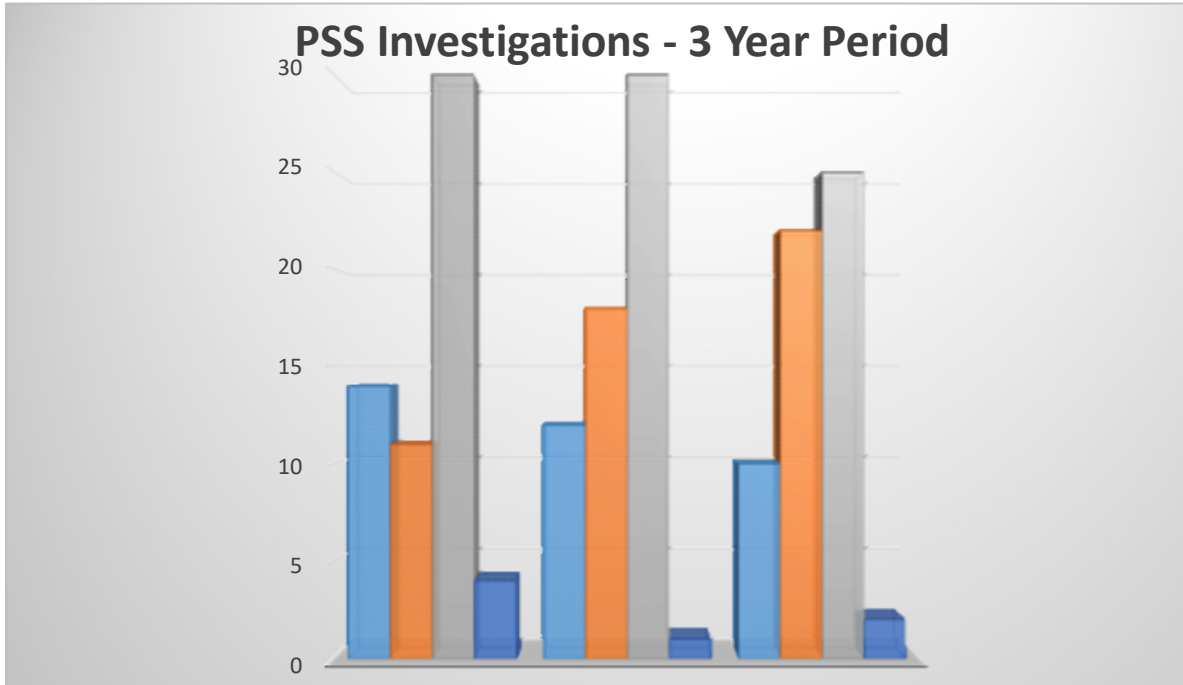


Table 3

