**OFFICE OF POLICE COMPLAINTS REPORT TO**

**THE POLICE COMPLAINTS BOARD**

**May 21, 2020**

*Regular Board meeting on Thursday, May 21, 2020 at 6:00 p.m.*

*The next meeting date is tentative for Thursday, July 16, 2020.*

1. **Critical Issues Update**
* The operating status of OPC during the COVID-19 pandemic is fully operational, full telework from March 16, 2020 through June 8, 2020 which corresponds to the Mayor’s Stay at Home Order.
* The DC Council is no longer considering the implementation of a new complaint procedure involving Special Police Officers. The Judiciary and Public Safety Committee may schedule hearings on the legislation at a future legislative session but no earlier than Fiscal Year 2022.
* The DC Council amended the “Office of Police Complaints Independent Review Amendment Act of 2019” to conduct an independent review of the activities of MPD’s Narcotics and Specialized Investigations Division (NSID). The original legislation mandated review of data from January 1, 2017 through December 31, 2019. The amended legislation mandates review of data from August 1, 2019 through January 31, 2020. This change was necessitated by the lack of available raw data that MPD could produce in a useable format.
* On May 8, 2020, MPD issued Executive Order 20-027 implementing a new electronic procedure for notifying, scheduling, and requesting officer video interviews and mediations in OPC cases, and conducting the interviews and mediations via the Webex.
1. **Reports/Policy Recommendations**
* Policy recommendation #20-1 “Lawful Firearms” has been forwarded to the Police Complaints Board for review.
* The 2019 Use of Force Report is being analyzed and compiled with an initial draft format coming within the next several months.
1. **Outreach**
* On April 21, 22, 28, and May 13, 2020, Public Affairs Specialist Nykisha Cleveland attended ANC 7B, 5A, 1D and 1A virtual meetings, respectively.
1. **Press and Media Coverage**
* On March 4, 2020, NBC4 Washington published a feature story about invasive searches conducted by MPD. Director Michael Tobin was interviewed regarding OPC complaints that allege MPD invasive searches of community members.
1. **Staffing Update**
* On April 24, 2020, OPC bid farewell to Investigator Chauntini Clark.  Chauntini is continuing her DC Government service as an investigator with the Department of Health and Human Services.
* The two vacant investigator positions and vacant executive assistant position will remain unfilled for the remainder of Fiscal Year 2020 due to the district-wide budget conditions resulting from the COVID-19 pandemic.
1. **Internship Activities**
* Spring investigative intern Fatima Riaz, a senior and French exchange student from Marquette University; Tiffany Taylor, a senior at George Mason University; and Miranda Rispoli, a sophomore at American University, departed OPC on March 16, 2020 due to the COVID-19 pandemic.
* No intern positions will be filled for the remainder of Fiscal Year 2020 due to the district-wide budget resulting from the COVID-19 pandemic.

**VII. Training, Conferences, Guests, and Other Activities**

* OPC staff are participating in multiple DCHR individual training events offered via video teleconferencing platforms. On-site training and travel are currently suspended for the remainder of Fiscal Year 2020.
* On May 12 and 18, 2020, Deputy Director Rochelle Howard, Program Analyst Chris Weber, and Legal Counsel Alicia Yass conducted mediator training
1. **District Government Contacts**
* On March 24, 2020, Director Michael Tobin met with Councilmember Charles Allen regarding the COVID-19 pandemic and the NSID and Special Police Officer legislation.
* On May 7, 2020 Director Michael Tobin met with MPD Chief Newsham and command staff regarding COVID-19 operating concerns and the initiation of requesting videoconference officer investigation interviews and mediations.
1. **Dismissal Schedule**

      This schedule may change due to the COVID-19 Emergency. Below is the PCB dismissal schedule for May 18, 2020, through October 2, 2020:

|  |  |  |  |  |
| --- | --- | --- | --- | --- |
|    | **PCB Member** | **Week 1** | **Week 2** |   |
| Comm. Morgan Kane | 5/18/2020 | 5/25/2020 |   |
| Kurt Vorndran | 6/1/2020 | 6/8/2020 |   |
| Bobbi Strang | 6/15/2020 | 6/22/2020 |   |
| Jeffrey Tignor | 6/29/2020 | 7/6/2020 |   |
| Paul Ashton | 7/13/2020 | 7/20/2020 |   |
| Comm. Morgan Kane | 7/27/2020 | 8/3/2020 |   |
| Kurt Vorndran | 8/10/2020 | 8/17/2020 |   |
| Bobbi Strang | 8/24/2020 | 8/31/2020 |   |
| Jeffrey Tignor | 9/7/2020 | 9/14/2020 |   |
| Paul Ashton | 9/21/2020 | 9/28/2020 |   |

1. **Investigations Status**

|  |  |  |
| --- | --- | --- |
|   | **5/10/19**  | **5/12/20**  |
| **Status of Open Cases**  |   |   |
| Under Investigation  | 101 | 74 |
| Under Investigation – Report Written  | 24 | 0 |
| Awaiting Objections from Subj. Off.  | 4 | 4 |
| Forwarded to CE  | 2 | 2 |
| Forwarded to PCB  | 18 | 11 |
| Referred to Mediation  | 3 | 12 |
| Referred to Policy Training  | 4 | 3 |
| Referred to USAO  | 12 | 4 |
| **Total Open**  | **168** | **110** |
| **Complaints Received**  |   |   |
| Number of Complaints Received  | 467  | 483  |
| *Referrals from MPD*  | 122  | 183  |
| **Non-Complaint Contacts**  |   |   |
| Contacts  | 671  | 628  |

|  |  |  |
| --- | --- | --- |
| **Closures by Type**  |   |   |
| Decisions  | 11 | 12 |
| Policy Training  | 13 | 26 |
| Dismissals  | 179 | 243 |
| Successful Mediation  | 21 | 11 |
| Referred to MPD (jurisdiction or 90-days)  | 137 | 152 |
| Referred to MPD- Rapid Resolution  | 14 | 37 |
| Withdrawn  | 14 | 15 |
| Admin. Closed  | 27 | 21 |
| Referred to DCHAPD  | 1 | 2 |
| Referred to Other  | 14 | 14 |
| Conciliation Agreement  | - | - |
| **Total Closed**  | **431** | **533** |