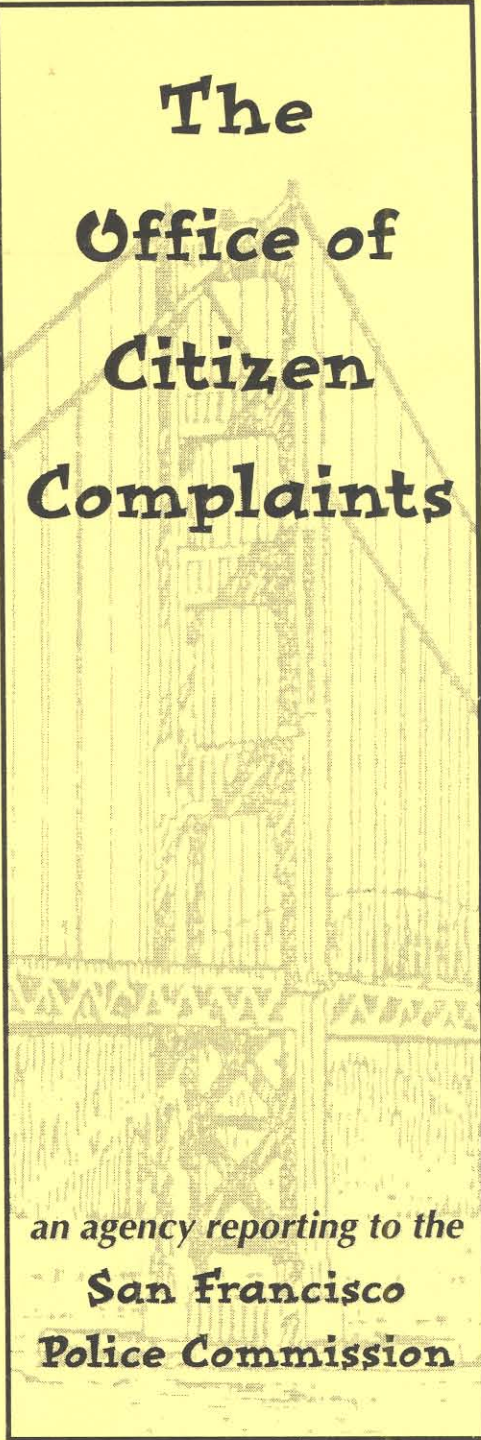


**1998 ANNUAL REPORT OF**



**The  
Office of  
Citizen  
Complaints**

*an agency reporting to the*  
**San Francisco  
Police Commission**

City and County of San Francisco  
Willie L. Brown, Jr., Mayor  
Report Presented By: Mary C. Dunlap  
Director, Office of Citizen Complaints

**STAFF OF THE OFFICE OF CITIZEN COMPLAINTS**  
(as of 12/31/98)

Director: Mary C. Dunlap

Trial Attorneys: Jean Field, James Rodriguez

Special Assistant (Policy & Outreach):  
River Ginchild-Abeje

Chief Investigator: Donna Medley

Senior Investigators:  
Charles Gallman, Jason Wechter, Cheri Toney (acting)

Investigators:  
Jeff Apkarian, David Aulet, Erick Baltazar, Helen Garza,  
Eileen Grady, Karol Heppe, Mary Ivas, Kasi Jammeh,  
Richard Kung, Sergei Litvinov, Dennis Maxson,  
Ed McMahon, Irene Rapoza, Mark Scafidi

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Senior Accounting Clerk: Laura Tham

Principal Clerk: Linda Taylor

Senior Clerk: Pat Grigerek

Clerk/Typists and Receptionists:  
Nancy Chau, Gwen Lancaster, Vanetta Smith



**Staff of the OFFICE OF CITIZEN COMPLAINTS (2/99)**

**Street level (L to R): Mark Scafidi; Linda Taylor; Dennis Maxson; Nancy Chau (behind); River Ginchild-Abeje; Jayson Wechter (behind); Gwen Lancaster; Erick Baltazar; David Aulet; Vanetta Smith; Sergei Litvinov; Laura Tham; Richard Kung (behind); Kasi Jammeh; Karol Heppe (behind); Jean Field; Cheri Toney; Jeff Apkarian; Pat Grigerek; Helen Garza; Irene Rapoza; Donna Medley; Charles Gallman. Window level (L to R): Eileen Grady; Mary Ivas; Mary Dunlap; James Rodriguez. Not pictured: Silvia Landau; Ed McMahon. Photo credit: Maureen C. Mason.**

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THE POLICE COMMISSION  
**OFFICE OF CITIZEN COMPLAINTS**

CITY AND COUNTY OF SAN FRANCISCO



February 26, 1999

**Mary C. Dunlap**  
Director

TO: Members, San Francisco Police Commission  
c/o Hon. Dennis Herrera, President  
Hall of Justice, 850 Bryant Street  
San Francisco CA. 94103

**RE: OCC '98 Annual Report**

Dear President Herrera and Members of the Commission,

I am pleased to present the 1998 Annual Report of the Office of Citizen Complaints, for review by the SF Police Commission. As set forth, OCC has made good and steady progress in 1998, in staffing, investigations, litigation, community outreach, and SFPD relations. Rather than summarize the report in detail here, I will leave it to yourself and the other Commissioners to read the report itself, and to study the statistical data, sustained case report, policy recommendations and other attachments.

I offer one focus for those who are seeking to measure OCC's progress during 1998 by studying this report: OCC committed in the 1997 Annual Report that we would address delays and abate backlogs in litigation and cases pending, and we did so. The numbers that I would emphasize in asserting that OCC met this commitment are these: OCC opened 1057 cases in 1998, and closed almost as many (1043). Sustaining 108 cases in 1998, we moved 88 cases through the Chief's level of discipline, of which 74 (84%) were sustained. While OCC ended 1998 with 82 cases in "hardcore backlog" (defined as more than a year pending with OCC), and while we did not succeed in trying as many cases at the Commission level as we would have preferred, I believe that OCC accomplished a high level of efficiency in 1998, while performing thorough investigations and consistent findings as to complaints, by an increasingly well-trained and well-managed staff.

I look forward to the presentation of this report at the Commission's next regular meeting.

With best regards,

  
MARY C. DUNLAP, Director

Encl.

## I. OCC STAFF GROWTH/CHANGES

Beginning in early 1998, the OCC became legally authorized and fully funded to employ a staff of 30 persons. (To contrast, OCC's authorized and funded staff as of mid-1996 was 22 persons, and as of early 1997, the figure was 25). With increases from the General Fund enabling a FY '97-'98 budget of \$2.2 million (including SF Airport funds for the SFPD Airport Division), and with authorization by the Mayor and Board of Supervisors of several other key employment positions (including a second trial attorney, a third senior investigator, and a policy & outreach specialist), OCC was able to hire, train and retain 15 investigators for most of 1998 (corresponding with a police force of more than 2100 SFPD officer positions during calendar 1998), as required by the City Charter investigator-officer ratio that was mandated by voters. Substantially full staffing of the investigator positions, for most of 1998, was achieved amidst significant changes in personnel (including the departures of one staff attorney/policy specialist, one chief investigator, two senior investigators and four investigators during 1998). By the end of 1998, all positions except for one (1) senior investigator were filled.

## II. OCC CASELOAD

As set forth in the Comprehensive Statistical Report of the OCC for 1998 (see p. 21), the OCC received 1057 new complaints in the year. During 1998, 557 of these new complaints were closed, along with 437 complaints filed in 1997, 48 complaints filed in 1996 and 1 complaint (concerning an officer-involved shooting) from 1995, for a total closure of 1043 complaints. As of the end of 1998, only 2 cases from 1996 remained open (one concerning an in-custody death, and one concerning a beating in a multijurisdictional context).

Of the 1043 complaints closed by the OCC in 1998, it was concluded that one or more allegations of police misconduct were true, by a preponderance of the evidence, in a total of 108 cases (10.4%).<sup>1</sup> Sustained cases require the most labor-intensive and detailed work by OCC staff, and each is subject to multi-layered evidentiary and legal review.

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<sup>1</sup> Beginning in July, 1998, the OCC commenced a practice of sending allegations of failure of officers to comply with Department General Order 2.04 insofar as it requires SFPD members to appear for OCC interviews and to provide written answers to interrogatories to SFPD's Management Control Division for investigation and closure. Before that date, such allegations were investigated by OCC itself, and thus counted in OCC's sustained case rate. Accordingly, by the former method of calculating OCC's sustained case rate, the rate would be higher than 10.4%, due to the number of cases sustained by MCD/SFPD in this period (4 out of 7, making the sustained case rate 10.7% for 1998).

A total of 12 policy recommendations were made by the OCC during 1998. Copies of these recommendations appear in this report (see pp. 52-63). OCC's policy & outreach specialist, Ms. River Ginchild-Abeje, has begun working with SFPD and with Police Commissioner/OCC Liaison Connie Perry, not only to assure implementation of these and prior recommendations of OCC not yet acted upon, but to set up an orderly and mutually constructive procedure for the handling of policy recommendations from OCC by SFPD and the Police Commission.

The policy-recommending function of the OCC is expressly Charter-mandated.<sup>2</sup> This function is considered to be one of OCC's most important responsibilities, because it enables the OCC to look beyond individual complaints, and beyond the canalized factual disputes and the personalities that can limit the impact of police discipline cases to specific individuals and situations, in order to assist SFPD and the Police Commission to make policy changes in the public interest.

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<sup>2</sup> The City Charter for San Francisco provides in relevant part that: "...[t]he Office of Citizen Complaints shall prepare ... recommendations quarterly concerning policies or practices of the [SF Police] Department which could be changed or amended to avoid unnecessary tensions with the public or a definable segment of the public while insuring effective police services." (City Charter section 4.127 (1/1/96)).



The number of OCC prosecutions conducted at the Police Commission level during 1998 was relatively small (after a "record" volume of prosecutions during 1997); however, approximately a dozen OCC sustained cases resulting in charges at the Police Commission level are currently awaiting trial. The sustained case list accompanying this report (see pp. 40-51) sets forth these cases and related information including outcomes, where determined, to the full extent permitted by law.

During 1998, OCC attorneys prosecuted 88 sustained complaints to the Chief's designee, Assistant Chief Prentice Sanders. Of these, 74 (84% of the cases presented to the Chief) resulted in disciplinary action by SFPD. Of the remaining 14, 8 were "Not Sustained" by the Department, 4 were deemed "Policy Failure" by the Department, and 2 were closed due to the retirement of the accused officers.<sup>3</sup> These cases are also summarized in the accompanying sustained case list (see pp. 40-51), including outcomes, where determined, to the full extent permitted by law.

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<sup>3</sup> These statistics were gathered and calculated manually by OCC Attorney Jean Field for this report, who deserves special praise for her assistance in this matter. The OCC database project (which has experienced severe delays in readiness) will enable automatic reporting of statistics of this nature, once that project is implemented. In the interim, OCC intends to provide manually calculated statistics on this subject whenever feasible, in its quarterly and annual reports.

As of the end of 1998, a total of 556 complaints were pending, including 80 complaints from 1997 and 2 complaints (as described above) from 1996. All of these 82 cases if not since closed, as well as all cases from 1998 that are within the below definition, constitute OCC's case backlog. OCC case backlog is defined to include any simple complaint that has been pending with OCC for more than 6 months, and any complex complaint (multiple accused officers and/or complex issues) pending with OCC for more than 1 year.

As of the end of 1997, the OCC's annual report stated in pertinent part: "Our plan, our pledge, and the closing statement of this 1997 Annual Report ... is simply this: the complaint and litigation backlogs of the OCC must and will decrease in 1998." That plan and pledge were fulfilled in 1998, to the extent accounted for below.

First, OCC reduced its litigation backlog at the Chief's level by completing 88 cases there. Second, OCC sought to reduce the litigation backlog at the Police Commission level, mainly by moving individual cases to readiness to the full extent that this is within the control of OCC's attorneys, and also by meeting with representatives of SFPD, the City Attorney's office and the Police Commission to make arrangements to set OCC's pending cases

for trial by the Commission at its earliest opportunities. With more automatic case calendaring<sup>4</sup>, particularly by the Police Commission, OCC expects that its litigation backlog will be more significantly reduced during 1999.

Third, OCC reduced its complaint backlog during 1998, as follows:

OCC closed 1043 cases in 1998 (with 108 sustained), 64 cases (6.5%) more than in 1997 (where 979 were closed, with 101 sustained) and 17.1% more than in 1996 (where 890 were closed, with 63 sustained) (see p. 21-22).

The five greatest obstacles to OCC's complaint backlog abatement process in 1998 consisted of: (1) the relative newness of OCC's investigative staff, which is an obstacle to efficiency that is being rapidly remedied by stepped-up training and close supervision, and more gradually remedied by time itself, as OCC's investigators gain experience enabling them to work more rapidly; (2) a fairly constant and voluminous stream of new complaints to OCC (while down by 66 (6%) from 1998, the number of new filings still

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<sup>4</sup> OCC respectfully observes, on this subject, that Police Commission rules requiring that cases be calendared, set for pretrial and tried within specific, fixed time periods after the filing of charges would have a substantial ameliorative effect on the litigation backlog. OCC stands ready to do its part to assist in the design of, and then to obey, implement and facilitate the effectiveness of any such automatic calendaring rules. OCC further respectfully observes that such rules of automatic calendaring would serve the additional and useful purpose of accomplishing predictability in trial calendaring, to the obvious advantage of all parties affected by the system.

remains above 1000 (1057 in 1998)), an obstacle which is systematically addressed by the City Charter mandate for a 1/150 OCC/SFPD staffing ratio (but see (1), above);

(3) a significant increase during 1998 in the filing of complex and multi-allegation complaints with OCC, including an objectively and relatively large number of complaints that concern officer-involved shootings and other situations of the utmost gravity that require particularly high staffing levels and especially labor-intensive and time-consuming investigative and legal work on the part of OCC;

and, finally, (4) the passage of a state law that requires OCC to expedite the handling of its more recent cases (those involving incidents occurring after January 1, 1998)<sup>5</sup>, to the obvious detriment of OCC's ability to prioritize the closure of cases opened before January 1, 1998.

Given this array of both chronic and acute obstacles to the abatement of OCC's complaint backlog, it is understandable that OCC still had 80 cases filed in 1997 pending at the end of 1998. While OCC managed to bring the absolute number of pending cases down by 19 at the end of 1998 (575 as of 12/31/97, 556 as of 12/31/98), the abatement

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<sup>5</sup> This amendment to California Government Code section 3304 was discussed at length in the 1997 Annual Report of OCC (pp. 7-9). The law requires that, with certain express exceptions, complaints involving alleged misconduct occurring on or after 1/1/98 must be investigated and closed by OCC within one (1) year of filing with OCC.

of OCC's case backlog remains a major challenge to all OCC staff. This challenge is being embraced enthusiastically by all concerned. Chief Investigator Donna Medley, who began with OCC in late December, 1998, has already implemented a number of training and case management measures aimed at assuring that the backlog will further decrease in 1999, and that the obstacles set forth above will be addressed and overcome as completely as possible.

Meanwhile, along with a continuing commitment to remove unnecessary delays from OCC's work, and to rigorously address the sources of these delays when within OCC's reach, the guideposts of OCC's functioning must remain the quality of investigations, the accuracy of findings, and fairness to all parties.

### **III. OCC PUBLIC CREDIBILITY AND COMMUNITY RELATIONS**

OCC continued to build bridges with the diverse communities participating in the life of the City of San Francisco, during 1998. This bridge-building was conducted in a variety of ways, such as:

- OCC personnel appeared and spoke at literally dozens of meetings, trainings, community hearings and a variety of other occasions (for examples: a table at the Tenderloin Adopt-A-Block community fair; an in-service training in the Mission District for the Real Alternatives Project counseling staff; a meeting about alleged selective enforcement of prostitution laws against massage parlor employees; a visit to YGC to brief juvenile corrections personnel on the functions of OCC)
- OCC staff wrote, designed and distributed brochures about the functions and procedures of OCC, including a brochure in Spanish;
- OCC staff members voluntarily raised and contributed funds for the Machen Foundation Community Center in the OMI neighborhood, for the Combined Charities Campaign of the City and County of SF (with enrollment of 50% of OCC staff), and for several other charitable purposes;
- OCC staff participated in meetings and trainings on ADA compliance, and set up TTY equipment with a full-staff training to assist deaf and hearing-impaired persons;
- OCC provided trainings and meetings to a number of groups and individuals from foreign countries expressing interest in the subject of civilian review of police

(including a 27-member delegation of prosecutors, defenders, journalists and civil rights activists from the Republic of Georgia and a human rights researcher from Azerbaijan, presented by the US State Department, and a police chief from South Africa, presented by SFPD);

- OCC provided telephone consultations and written information to a host of persons and organizations contacting OCC for assistance in setting up or fine-tuning civilian review mechanisms across the United States (in California, New York, Tennessee, Texas and Arkansas), and provided live testimony concerning the operations of OCC to a committee, headed by UC Berkeley law professor Steven Bundy, that is considering the establishment of civilian review for misconduct complaints against the UC Berkeley Campus police.

The above list is by no means all-inclusive of the activities of the OCC during 1998 that were intended to preserve OCC's public credibility and to strengthen OCC's community ties. Through the work of OCC's policy and outreach specialist, River Ginchild-Abeje, and others, most notably OCC staff attorney James Rodriguez, OCC advanced these concerns ably and diligently throughout 1998.

Because OCC's new database remains unavailable to date, no detailed reports concerning OCC's complainants can be generated. However, demographic data as to OCC's complainants was manually synthesized for this Report, as in 1996 and 1997. (See p. 39 for "OCC Complaints by Selected Demographic Characteristics"). This data provides some, albeit rather limited and speculative, feedback on the success of OCC's community outreach efforts during 1998.

As in 1996 and 1997, most individual complainants were males between ages 20 and 40; at the same time, 31% of complainants were females, and about 35% of complainants were older than 40. This suggests that access to OCC is roughly equal for males, females, and persons of all age groups (except for juveniles, who made up less than 5% of OCC's complainant base). Outreach to youth by OCC continues, through implementation of a planned formal outreach program directed by River Ginchild-Abeje that has begun in 1999.

Of the 82% (1034 out of 1294) of OCC's individual complainants who identified themselves by race/ethnicity, 48% were persons of color, including 357 African-Americans (27%), 139 Hispanic/Latino(a) (11%), 89 Asian-American and Pacific Islander (7%), 20 Middle Eastern/Arab (2%), 19



Native American (1%), and 4 persons of Mixed Race/Ethnicity (less than 1%).

As in 1996 and 1997, African-American persons appear as OCC complainants at a rate roughly 2-1/2 times greater than their numbers in the San Francisco population. This number, and the continuing statistical disparity for 1996-1998 that the rate establishes (shown as of 1998 by 357 self-identifying African-American complainants, constituting 27% of OCC's complainants, while the 1990 census, with adjustments for undercounting, enumerated African-Americans as a bit more than 11% of San Francisco's population) raises a still-unanswered cluster of questions as to how and why African-Americans experience and report police misconduct to OCC at a rate that is consistently, substantially higher than their share of the SF population.

This cluster of questions, as well as the realities that underlie African-American complainants' experiences with SFPD, cannot be approached in an adequately professional and scientific fashion until OCC's database project is completed. At that time, the patterns and frequencies of African-Americans' complaints, including their natures, locations and the rates of sustained allegations, both within the group, and as compared with

those of other racial groups, can be fully and properly studied.

However, in the meanwhile, it certainly remains important, particularly for those who care about issues of racial profiling (recently resoundingly condemned by President Clinton's Commission on Race) and racially discriminatory law enforcement (e.g., as raised by the pending state-level controversy concerning statistical study of traffic citations to determine whether and how "Driving While Black/Brown" constitutes an enforcement pattern, as claimed by many civil libertarians), to be aware that 27% (or more<sup>6</sup>) of OCC's complainants are African-Americans, in a city whose population is substantially less than 27% African-American. Whatever the explanatory factors prove to be as to how and why there is a persistent substantial disparity in African-American complainants' rates of complaint to OCC as to SFPD misconduct, the answers surely must be sought; in the interim, awareness of the disparity itself, and careful thoughts about it, should be encouraged.

The percentage of complainants identifying as Hispanic/Latino(a) increased slightly from 1997, from 108

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<sup>6</sup> The 27% figure assumes that African-Americans do not constitute a disproportionate number of those OCC complainants who decline or omit their race/ethnicity on the 293 complaint form. There is no information available to OCC to confirm or refute this premise at this time.

(9%) in 1997 to 139 (11%) in 1998. This increase hopefully although not certainly reflected OCC's outreach efforts to this population during 1998, effectuated by bicultural and Spanish-English bilingual staff, including James Rodriguez, David Aulet and Helen Garza, with appearances at community and organizational meetings and trainings, and distribution of OCC's Spanish language brochure across the City.

Hispanic/Latino(a) and Asian American/Pacific Islander complainants come to OCC at less than their census-based percentages in the SF population. These disparities also raise important questions, particularly about how OCC now serves and how it should be serving each of these populations, and especially the monolingual Spanish- and Asian-language speakers within these population groups. Given that OCC now has the efforts of policy & outreach specialist Ms. Ginchild-Abeje, and once OCC's computerized capacity for correlation and comparison comes into reach, answers to these questions should become more accessible.

#### **IV. OCC/POLICE DEPARTMENT RELATIONS**

As emphasized in the reports for 1996 and 1997, OCC enjoys excellent communications and a well-developed rapport

with SFPD command staff. During 1998, this good relationship was tested in a number of situations, and it held up sturdily.

To illustrate: In the fall of 1998, after a relative downpour of OCC complaints due to officer-involved shootings, where certainly the potential for mutual misunderstanding, defensiveness, and "turf warfare" among OCC, SFPD, and the District Attorney was high, representatives of the interested agencies sat down, conferred, and ultimately reached a written agreement as to a protocol for these situations. This agreement, which soon will be formalized and implemented, enables OCC to meet with the relevant criminal law enforcement authorities promptly after receiving an officer-involved shooting complaint, to harmonize its efforts with those of SFPD and the District Attorney, and to fulfill its legal and public interest obligations to investigate allegations of police misconduct without either interfering with the work of SFPD and the DA's office or unnecessarily delaying (and thus undermining) its own efforts in this most serious category of cases.

Also, for another full year, OCC was not obliged to invoke its verified complaint power to file charges with the Police Commission in any case where the OCC and SFPD

disagreed about the forwarding of charges to the Commission. Moreover, as reported in Section II., above, in 74 (84%) of 88 cases presented by OCC to the Chief's designee in 1998, SFPD agreed that OCC's sustained complaints should be upheld.

One other area of real improvement in OCC/SFPD communications should be noted. OCC's policy & outreach specialist, River Ginchild-Abeje, has been regularly attending the present recruit classes at the Police Academy, for reasons of improving OCC's knowledge of SFPD's "basic training" and of establishing rapport between OCC and SFPD's recruits. Ms. Ginchild-Abeje herself has expressed the value of her attendance at the Academy this way:

"The bank of knowledge built by attending the academy is vital to understanding police procedures. Relationships that develop over 28 weeks of mutual learning are far superior to a typical 30-minute interview at the OCC."

In the new year, OCC looks forward to working with MCD and the Legal Division of SFPD to implement: a better case management and communications system between our agencies to

assure that cases are tried efficiently and within legal time limits; connections of OCC's LAN and PC workstations to SFPD's new information databases, including the new "911" Emergency Communications information project; continuing vigilance by OCC and MCD/SFPD as to violations by officers of Department General Order 2.04 insofar as compelled appearances and answers to written questions, and service of OCC's documents by commanders, are concerned; and, finally, coordinated record-keeping as to the Early Warning System.

## **V. CONCLUSION**

In 1998, OCC accomplished full staffing, as well as re-staffing in key positions with the loss of certain highly valued personnel, better controls as to caseload, significant reductions of the litigation backlog at the Chief's level, and at least a beginning level of improvement in trial calendaring at the Commission level, modest but real reductions in OCC's complaint backlog, demonstrably better training and supervision of OCC investigative staff, and substantial improvements in community outreach, especially to Spanish-speaking complainants and to deaf and hearing-disabled persons contacting OCC, and improvements in

OCC's connections to the SF Police Academy, its programs of training and SFPD's newest recruits.

It is planned and pledged that 1999 will bring continuation of these improvements, as well as material advances in OCC's painfully overdue database project. Assuming budgetary assistance from the General Fund, full implementation should be accomplished, by mid-2000 at the latest, of new data connections between OCC's computer system and those of SFPD and other City law enforcement agencies. We are working diligently and enthusiastically toward these advances in OCC's efficiency and communications, and with renewed dedication to OCC's mission, to establish "...accountability of every member of the San Francisco Police Department, in each and every rank, position and location, to all of the people in or of this City and County." (See p. 20 for "Mission Statement of the Office of Citizen Complaints".)

Respectfully submitted,



BY: MARY C. DUNLAP, Director

Office of Citizen Complaints

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## MISSION STATEMENT OF THE OFFICE OF CITIZEN COMPLAINTS

The Office of Citizen Complaints ("the O.C.C.") was founded by the people of the City and County of San Francisco in the year 1983. By means of a popular vote strongly affirming a ballot measure, the O.C.C. was born. The highest purpose, essence and meaning of the O.C.C. is and has always been to achieve accountability of every member of the San Francisco Police Department, in each and every rank, position and location, to all of the people in or of this City and County.

San Francisco is a special city, one to which the world looks for inspiration, ethical guidance and humanitarian models in addressing problems both contemporary and chronic. Whether it is a matter of finding the best medical, emotional, legal and moral prototypes for the care and support of people with AIDS, HIV-positive people, and their loved ones, or locating the most expert methods for maintaining civil order during and after devastating earthquakes, or learning how most effectively to diversify local government to serve and reflect the multicultural human rainbow, or doing formative work on a host of other persistent problems affecting health, safety, welfare and the environment, San Francisco is a leader in our region, state, nation and in the world. In accomplishing civilian review and oversight, prevention, deterrence, and discipline, as to police brutality, inequality of enforcement, and in the challenge of overcoming police misconduct, San Francisco is looked to as a leader, and San Francisco must become a better leader.

But how shall we do this? Every person working at the O.C.C. can make a crucial difference. Every individual who works at the O.C.C., paid or volunteer, temporary or permanent, regardless of job title, position, level of experience, political beliefs or personal identity, must be dedicated and re-dedicated to meeting certain standards. These are:

- (1.) To show to every person who has business with the O.C.C. the utmost courtesy, respect, and understanding of their situation;
- (2.) To realize that an honest, just, effective and duly restrained police force is instrumental to civic peace;
- (3.) To realize that the responsibilities of the O.C.C. in achieving an honest, just, effective and duly restrained police force serve a sacred public trust; and, to make choices and decisions harmonious with that public trust, based on fairness and truth, and never upon partisanship or sentiment, as to each complaint presented, and as to each problem encountered;
- (4.) To appreciate that the work of the O.C.C. will be unwelcome, unpopular and misunderstood among some, and not to be deterred or distracted by those reactions, but rather to stay focussed on the central and justifying mission of the Office of Citizen Complaints, namely, to achieve accountability of every member of the San Francisco Police Department, in whatever rank, position and location, to all of the people in or of this City and County.

By: Mary C. Dunlap, Director (7/29/96)

**OFFICE OF CITIZEN COMPLAINTS:  
 COMPREHENSIVE STATISTICAL REPORT  
 01/01/1998 TO 12/31/1998**

	1ST QUARTER	2ND QUARTER	3RD QUARTER	October	November	December	YTD
	TOTAL	TOTAL	TOTAL	1998	1998	1998	TOTAL
Number of Cases Received	276	289	253	96	81	62	1057
Total Mergers/Voids 1998	6	6	7	2	3	0	24
Adjusted No. of Cases Received	270	283	246	94	78	62	1033
Total Mergers/Voids 1997	4	4	0	0	0	0	8
Number of 1995 Cases Closed	1	0	0	0	0	0	1
Number of 1996 Cases Closed	23	16	9	0	0	0	48
Number of 1997 Cases Closed	155	135	102	18	10	17	437
Number of 1998 Cases Closed	51	135	186	49	57	79	557
Total Number of Cases Closed	230	286	297	67	67	96	1043
Number of 1995 Cases Pending	0	0	0	0	0	0	0
Number of 1996 Cases Pending	25	10	2	2	2	2	2
Number of 1997 Cases Pending	367	230	125	107	97	80	80
Number of 1998 Cases Pending	222	370	429	474	491	474	474
Total Number of Cases Pending	614	610	556	583	590	556	556
Total Info. Only 1998	15	8	13	7	3	6	52
Total Info. Only 1997	3	0	0	0	0	0	3
Number of Cases Sustained	21	38	28	3	4	14	108

**OFFICE OF CITIZEN COMPLAINTS:  
COMPARATIVE OVERVIEW OF O.C.C. CASELOAD, '98 - '97 - '96**

		YEAR	YEAR	YEAR
		1998	1997	1996
<b>Complaints Filed</b>	<b>TOTAL</b>	<b>1057</b>	<b>1123</b>	<b>1023</b>
	<b>1st Quarter</b>	<b>276</b>	<b>287</b>	<b>225</b>
	<b>2nd Quarter</b>	<b>289</b>	<b>260</b>	<b>263</b>
	<b>3rd Quarter</b>	<b>253</b>	<b>281</b>	<b>284</b>
	<b>October</b>	<b>96</b>	<b>118</b>	<b>101</b>
	<b>November</b>	<b>81</b>	<b>77</b>	<b>81</b>
	<b>December</b>	<b>62</b>	<b>100</b>	<b>69</b>
	<b>Cases Closed</b>	<b>TOTAL</b>	<b>1043</b>	<b>979</b>
<b>1st Quarter</b>		<b>230</b>	<b>217</b>	<b>262</b>
<b>2nd Quarter</b>		<b>286</b>	<b>311</b>	<b>118</b>
<b>3rd Quarter</b>		<b>297</b>	<b>262</b>	<b>236</b>
<b>October</b>		<b>67</b>	<b>74</b>	<b>101</b>
<b>November</b>		<b>67</b>	<b>48</b>	<b>69</b>
<b>December</b>		<b>96</b>	<b>67</b>	<b>104</b>
<b>Cases Pending</b>		<b>1st Quarter</b>	<b>614</b>	<b>515</b>
	<b>2nd Quarter</b>	<b>610</b>	<b>464</b>	<b>438</b>
	<b>3rd Quarter</b>	<b>556</b>	<b>475</b>	<b>481</b>
	<b>October</b>	<b>583</b>	<b>516</b>	<b>479</b>
	<b>November</b>	<b>590</b>	<b>545</b>	<b>488</b>
	<b>TOTAL</b>	<b>556</b>	<b>575</b>	<b>453</b>
	<b>Sustained Cases</b>	<b>TOTAL</b>	<b>108</b>	<b>101</b>
<b>1st Quarter</b>		<b>21</b>	<b>10</b>	<b>9</b>
<b>2nd Quarter</b>		<b>38</b>	<b>37</b>	<b>13</b>
<b>3rd Quarter</b>		<b>28</b>	<b>28</b>	<b>10</b>
<b>October</b>		<b>3</b>	<b>6</b>	<b>7</b>
<b>November</b>		<b>4</b>	<b>5</b>	<b>9</b>
<b>December</b>		<b>14</b>	<b>15</b>	<b>15</b>

\* As of 7/98 forward, these numbers do not include sustained allegations of failures to communicate and cooperate with OCC (DG0 2.04). See 1998 Annual Report text for explanation.

**OFFICE OF CITIZEN COMPLAINTS:  
 INVESTIGATIVE HEARING REQUESTS  
 01/01/1998 TO 12/31/1998**

	FIRST QUARTER	SECOND QUARTER	THIRD QUARTER	OCTOBER 1998	NOVEMBER 1998	DECEMBER 1998	YTD TOTAL
Number of Requests	17	8	26	6	6	4	67
Number of Hearing(s) Granted*	2	1	1	0	0	2	6
Number of Requests Denied*	18	11	40	4	3	6	82
Number of Requests Pending Hearing*	n/a	5	n/a	2	4	2	n/a
Number of Hearings Held*	0	0	3	0	0	0	3

\* Action specified may reflect hearings granted in previous months.

**MEDIATION REPORT  
 01/01/1998 TO 12/31/1998**

	FIRST QUARTER	SECOND QUARTER	THIRD QUARTER	OCTOBER 1998	NOVEMBER 1998	DECEMBER 1998	YTD TOTAL
Number of New Eligible Cases	21	7	2	0	0	0	30
Number Refused by Complainant *	4	0	0	0	0	0	4
Number Refused by Officer *	0	0	0	0	0	0	0
Number of Cases Pending Mediation *	n/a	7	2	1	0	0	n/a
Number of Cases Mediated *	0	3	1	0	0	0	4

\* Action specified may reflect hearings granted in previous months.

**OFFICE OF CITIZEN COMPLAINTS:  
HOW COMPLAINTS WERE RECEIVED  
01/01/1998 TO 12/31/1998**

<b>MONTH</b>	<b>IN PERSON</b>	<b>PHONE</b>	<b>MAIL</b>	<b>SFPD</b>	<b>MAYOR</b>	<b>OTHER</b>	<b>TOTALS</b>
<b>January</b>	<b>39</b>	<b>25</b>	<b>15</b>	<b>2</b>	<b>1</b>	<b>5</b>	<b>87</b>
<b>February</b>	<b>41</b>	<b>13</b>	<b>17</b>	<b>2</b>	<b>0</b>	<b>4</b>	<b>77</b>
<b>March</b>	<b>52</b>	<b>31</b>	<b>21</b>	<b>6</b>	<b>0</b>	<b>2</b>	<b>112</b>
<b>TOTAL 1ST QUARTER</b>	<b>132</b>	<b>69</b>	<b>53</b>	<b>10</b>	<b>1</b>	<b>11</b>	<b>276</b>
<b>April</b>	<b>42</b>	<b>25</b>	<b>19</b>	<b>4</b>	<b>0</b>	<b>4</b>	<b>94</b>
<b>May</b>	<b>46</b>	<b>19</b>	<b>19</b>	<b>3</b>	<b>1</b>	<b>1</b>	<b>89</b>
<b>June</b>	<b>56</b>	<b>21</b>	<b>18</b>	<b>5</b>	<b>0</b>	<b>6</b>	<b>106</b>
<b>TOTAL 2ND QUARTER</b>	<b>144</b>	<b>65</b>	<b>56</b>	<b>12</b>	<b>1</b>	<b>11</b>	<b>289</b>
<b>July</b>	<b>32</b>	<b>34</b>	<b>16</b>	<b>9</b>	<b>0</b>	<b>6</b>	<b>97</b>
<b>August</b>	<b>44</b>	<b>16</b>	<b>16</b>	<b>4</b>	<b>0</b>	<b>4</b>	<b>84</b>
<b>September</b>	<b>35</b>	<b>11</b>	<b>17</b>	<b>2</b>	<b>0</b>	<b>11</b>	<b>76</b>
<b>TOTAL 3RD QUARTER</b>	<b>111</b>	<b>61</b>	<b>49</b>	<b>15</b>	<b>0</b>	<b>21</b>	<b>257</b>
<b>October</b>	<b>38</b>	<b>16</b>	<b>22</b>	<b>7</b>	<b>0</b>	<b>13</b>	<b>96</b>
<b>November</b>	<b>27</b>	<b>20</b>	<b>22</b>	<b>4</b>	<b>0</b>	<b>8</b>	<b>81</b>
<b>December</b>	<b>20</b>	<b>15</b>	<b>15</b>	<b>3</b>	<b>0</b>	<b>9</b>	<b>62</b>
<b>TOTAL 4TH QUARTER</b>	<b>85</b>	<b>51</b>	<b>59</b>	<b>14</b>	<b>0</b>	<b>30</b>	<b>239</b>
<b>YEAR TO DATE TOTAL</b>	<b>472</b>	<b>246</b>	<b>217</b>	<b>51</b>	<b>2</b>	<b>73</b>	<b>1061</b>

**OFFICE OF CITIZEN COMPLAINTS:  
COMPLAINTS AND ALLEGATIONS BY UNIT, DECEMBER 1998  
12/01/1998 TO 12/31/1998**

**ALLEGATION NUMBERS**

UNIT	Complaint Count	Unnecessary Force	Unwarranted Action	Conduct					Training Failure	Total Allegations	Total Officers		
				Reflecting Discredit	Neglect of Duty	Racial Slur	Sexual Slur	Discourtesy Procedure				Policy	
=-Unknown Assignment	22	2	13	7	7	0	0	6	0	0	0	35	27
1J -Tenderloin Task Force	7	4	11	5	4	0	0	4	0	0	0	28	12
3A -Central Station	3	0	6	3	2	0	0	0	0	0	0	11	4
3B -Southern Station	3	1	18	10	0	0	0	2	0	0	0	31	7
3C -Bayview Station	4	3	6	5	3	0	0	2	0	0	0	19	6
3D -Mission Station	8	3	3	7	7	0	0	3	0	0	0	23	10
3E -Northern Station	5	3	5	1	4	0	0	1	0	0	0	14	8
3F -Park Station	4	5	3	4	5	0	0	3	0	0	0	20	7
3G -Richmond Station	1	0	0	2	0	0	0	0	0	0	0	2	1
3H -Ingleside Station	1	1	5	1	1	0	0	0	0	0	0	8	2
3I -Taraval Station	3	0	5	2	1	0	0	0	0	0	0	8	4
Muni Transit Company	4	1	10	3	2	0	0	0	0	0	0	16	6
3T -Crime Supression Unit	2	0	1	2	0	0	0	0	0	0	0	3	2
3U -Field Operations HQ	2	0	0	3	1	0	0	0	0	0	0	4	2
3Y -Tactical/Honda	1	0	0	2	0	0	0	0	0	0	0	2	1
4C -E & I Staff	3	0	0	1	4	0	0	0	0	0	0	5	3
4T -Headquarters Company	1	0	1	0	0	1	0	1	0	0	0	3	1
5D -Burglary	1	0	0	0	1	0	0	0	0	0	0	2	1
5U -Investigations HQ	2	0	0	2	0	0	0	0	0	0	0	4	2
AB -Airport Bureau	1	0	0	0	4	0	0	0	0	0	0	5	2
IO1-Info only (Referral)	2	0	1	0	1	0	0	0	0	0	0	4	0
IO2-Info only	2	0	1	0	1	0	0	0	0	0	0	4	0
<b>TOTAL</b>	<b>82</b>	<b>23</b>	<b>89</b>	<b>60</b>	<b>48</b>	<b>1</b>	<b>0</b>	<b>22</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>251</b>	<b>108</b>

**OFFICE OF CITIZEN COMPLAINTS:  
COMPLAINTS AND ALLEGATIONS BY UNIT  
12/01/1997 TO 12/31/1997, FOR COMPARISON**

**ALLEGATION NUMBERS**

UNIT	Complaint Count	Unnecessary Force	Unwarranted Action	Conduct				Discourtesy Procedure	Policy	Training Failure	Total Allegations	Total Officers
				Reflecting Discredit	Neglect of Duty	Racial Slur	Sexual Slur					
=-Unknown Assignment	35	8	32	20	27	1	0	2	0	0	90	49
1A -Chief's Office	2	0	0	2	3	0	0	1	0	0	6	4
1J -Tenderloin Task Force	4	1	9	4	2	0	0	1	0	0	17	5
3A -Central Station	7	5	10	1	5	0	0	2	0	0	23	11
3B -Southern Station	5	1	7	4	11	0	0	2	0	0	25	9
3C -Bayview Station	8	4	15	7	4	0	0	4	0	0	34	15
3D -Mission Station	8	3	20	6	7	0	0	5	0	0	41	15
3E -Northern Station	12	0	27	4	11	0	0	3	0	0	45	23
3F -Park Station	8	3	16	3	5	0	0	2	0	0	29	12
3G -Richmond Station	4	0	3	5	2	0	0	3	0	0	13	4
3H -Ingleside Station	4	1	4	2	5	0	0	2	0	0	14	4
3I -Taraval Station	4	7	14	0	2	0	0	3	0	0	26	10
Muni Transit Company	3	0	2	1	1	0	0	2	0	0	6	2
3U -Field Operations HQ	1	0	1	0	0	0	0	0	0	0	1	1
4B -Solo Motorcycle	1	0	0	1	1	0	0	0	0	0	2	1
4T -Headquarters Company	3	2	9	5	0	0	0	0	0	0	16	4
5C -Auto	1	0	1	0	0	0	0	0	0	0	1	1
5F -Fraud	1	0	0	0	1	0	0	0	0	0	1	1
5V -Vice Crimes/Prostitution	1	0	0	0	1	0	0	0	0	0	1	1
AB -Airport Bureau	1	2	0	0	2	0	0	0	0	0	4	2
IO1-Info only (Referral)	9	0	6	5	2	0	0	0	0	0	13	0
IO2-Info only	1	0	1	0	0	0	0	0	0	0	1	0
<b>TOTAL</b>	<b>123</b>	<b>37</b>	<b>177</b>	<b>70</b>	<b>92</b>	<b>1</b>	<b>0</b>	<b>32</b>	<b>0</b>	<b>0</b>	<b>409</b>	<b>174</b>

**OFFICE OF CITIZEN COMPLAINTS:  
COMPLAINTS AND ALLEGATIONS BY UNIT - FOURTH QUARTER, 1998  
10/01/1998 TO 12/31/1998**

**ALLEGATION NUMBERS**

UNIT	Complaint Count	Unnecessary Force	Unwarranted Action	Conduct				Discourtesy	Procedure	Policy	Training Failure	Total Allegations	Total Officers
				Reflecting Discredit	Neglect of Duty	Racial Slur	Sexual Slur						
=-Unknown Assignment	92	28	81	45	55	1	0	23	0	0	0	233	117
1J -Tenderloin Task Force	19	14	42	15	11	3	2	7	0	0	0	94	28
3A -Central Station	15	3	17	14	15	0	0	5	0	0	0	54	21
3B -Southern Station	18	7	40	24	25	2	0	8	0	0	0	106	28
3C -Bayview Station	13	7	25	9	10	0	0	9	0	0	0	60	21
3D -Mission Station	19	7	30	14	20	0	0	10	0	0	0	81	24
3E -Northern Station	15	14	28	5	11	1	0	4	0	0	0	63	28
3F -Park Station	17	9	35	16	16	2	0	9	0	0	0	87	24
3G -Richmond Station	6	0	3	5	2	0	0	2	0	0	0	12	8
3H -Ingleside Station	12	8	39	5	9	0	1	5	0	0	0	67	14
3I -Taraval Station	11	2	38	9	10	0	0	1	0	0	0	60	17
3M -Muni Transit Divis	3	0	2	2	1	0	0	2	0	0	0	7	3
3T -Crime Supression Unit	2	0	1	2	0	0	0	0	0	0	0	3	2
3U -Field Operations HQ	3	1	0	3	1	0	0	0	0	0	0	5	3
3Y -Tactical/Honda	1	0	0	2	0	0	0	0	0	0	0	2	1
4B -Solo Motorcycle	1	1	0	1	2	0	0	0	0	0	0	4	1
4C -E & I Staff	7	0	1	2	5	1	0	4	0	0	0	13	7
Muni Transit Company	4	1	5	4	1	0	0	2	0	0	0	13	3
4T -Headquarters Company	6	1	14	4	1	1	0	1	0	0	0	22	9
5A -Night Investigation	2	0	8	0	7	0	0	1	0	0	0	16	3
5D -Burglary	1	0	0	0	1	0	0	0	0	0	0	1	1
5G -General Works	2	0	0	2	1	0	0	0	0	0	0	3	2
5I -Sex Crimes	1	0	0	2	0	0	0	0	0	0	0	2	1
5U -Investigations HQ	2	0	0	2	0	0	0	0	0	0	0	2	2
5V -Vice Crimes/Prostitution	2	2	5	2	1	0	0	2	0	0	0	12	3
AB -Airport Bureau	6	0	3	4	5	0	0	2	0	0	0	14	6
IO1-Info only (Referral)	13	2	4	7	8	0	0	4	0	0	0	25	0
IO2-Info only	6	0	4	0	2	0	0	0	0	0	0	6	0
<b>TOTAL</b>	<b>299</b>	<b>107</b>	<b>425</b>	<b>200</b>	<b>220</b>	<b>11</b>	<b>3</b>	<b>101</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>1067</b>	<b>377</b>

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**OFFICE OF CITIZEN COMPLAINTS:  
 COMPLAINTS AND ALLEGATIONS BY UNIT - FOURTH QUARTER, 1997  
 10/01/1997 TO 12/31/1997 - FOR COMPARISON**

**ALLEGATION NUMBERS**

UNIT	Complaint Count	Unnecessary Force	Unwarranted Action	Conduct						Training Failure	Total Allegations	Total Officers	
				Reflecting Discredit	Neglect of Duty	Racial Slur	Sexual Slur	Discourtesy	Procedure Policy				
=-Unknown Assignment	105	30	90	65	77	5	3	26	0	0	0	296	143
1A -Chief's Office	2	0	0	2	3	0	0	1	0	0	0	6	4
1J -Tenderloin Task Force	16	10	28	10	18	0	0	6	0	0	0	72	26
1X -FTO/Mission Station	1	0	1	0	0	0	0	0	0	0	0	1	1
2G -Permits	1	0	1	1	0	0	0	0	0	0	0	2	1
3A -Central Station	16	7	35	7	18	0	0	5	0	0	0	72	29
3B -Southern Station	29	6	35	13	29	1	1	13	0	0	0	98	35
3C -Bayview Station	20	6	37	19	25	0	0	8	0	0	0	95	34
3D -Mission Station	17	9	34	19	21	0	0	10	0	0	0	93	31
3E -Northern Station	30	14	56	19	35	0	1	9	0	0	0	134	47
3F -Park Station	23	12	44	12	29	0	1	7	0	0	0	105	32
3G -Richmond Station	17	3	34	18	8	1	0	9	0	0	0	73	19
3H -Ingleside Station	15	10	29	8	14	0	0	3	0	0	0	64	25
3I -Taraval Station	12	8	24	6	31	0	0	9	0	0	0	78	25
Muni Transit Company	8	1	7	4	2	0	0	4	0	0	0	18	6
3U -Field Operations HQ	3	3	8	5	3	1	0	0	0	0	0	20	4
4A -Traffic Administration	1	0	0	9	2	0	0	0	0	0	0	11	9
4B -Solo Motorcycle	3	0	3	3	3	0	0	1	0	0	0	10	3
4K -Special Motorcycle	1	0	1	1	0	0	0	0	0	0	0	2	1
4T -Headquarters Company	8	5	21	5	5	0	0	0	0	0	0	36	11
5C -Auto	2	0	2	0	0	0	0	0	0	0	0	2	1
5F -Fraud	2	0	0	0	2	0	0	1	0	0	0	3	2
5G -General Works	1	0	1	3	0	0	0	1	0	0	0	5	1
5H -Homicide	1	0	3	0	0	0	0	0	0	0	0	3	2
5N -Narcotics	3	0	23	0	7	0	0	0	0	0	0	30	15
5S -S Squad	2	1	0	1	0	0	0	0	0	0	0	2	2
5T -Juvenile	1	1	5	2	3	0	0	1	0	0	0	12	1
5V -Vice Crimes/Prostitution	3	0	1	1	2	0	0	0	0	0	0	4	4
AB -Airport Bureau	2	2	4	1	2	0	0	0	0	0	0	9	7
IO1-Info only (Referral)	27	6	15	12	7	1	0	5	0	0	0	46	0
IO2-Info only	7	1	5	4	1	0	0	0	0	0	0	11	0
<b>TOTAL</b>	<b>379</b>	<b>135</b>	<b>547</b>	<b>250</b>	<b>347</b>	<b>9</b>	<b>6</b>	<b>119</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>1413</b>	<b>521</b>

**OFFICE OF CITIZEN COMPLAINTS:  
COMPLAINTS AND ALLEGATIONS BY UNIT  
01/01/1998 TO 12/31/1998**

**ALLEGATION NUMBERS**

UNIT	Complaint Count	Unnecessary Force	Unwarranted Action	Conduct						Training Failure	Total Allegations	Total Officers	
				Reflecting Discredit	Neglect of Duty	Racial Slur	Sexual Slur	Discourtesy	Procedure Policy				
=-Unknown Assignment	393	115	290	167	227	11	8	89	4	0	0	911	511
1J -Tenderloin Task Force	69	57	171	65	68	4	9	19	0	0	0	393	55
1Q -Personnel Staff	1	0	0	1	0	0	0	0	0	0	0	1	1
1V -Planning & Research	1	0	0	0	0	0	0	1	0	0	0	1	1
1Z -Housing Police	3	0	5	0	0	1	0	2	0	0	0	8	4
2F -Records Section	1	0	0	1	0	0	0	0	0	0	0	1	1
2G -Permits	1	0	1	1	0	0	0	0	0	0	0	2	1
2U -Support Services HQ	2	0	0	2	0	0	0	1	0	0	0	3	2
3A -Central Station	57	13	65	42	42	0	2	18	0	0	0	182	55
3B -Southern Station	78	26	142	61	79	2	0	31	0	0	0	341	79
3C -Bayview Station	75	24	144	76	59	1	0	23	0	0	0	327	73
3D -Mission Station	79	35	138	82	80	0	1	34	0	0	0	370	75
3E -Northern Station	87	46	136	61	95	6	2	47	0	0	0	393	102
3F -Park Station	59	22	100	40	47	3	0	20	0	0	0	232	57
3G -Richmond Station	45	19	56	37	43	1	2	36	0	0	0	194	45
3H -Ingleside Station	53	28	136	38	42	0	3	22	0	0	0	269	60
3I -Taraval Station	56	14	120	70	51	1	2	14	0	0	0	272	57
Muni Transit Company	23	4	25	17	8	0	0	10	0	0	0	64	20
3T -Crime Supression Unit	3	0	1	2	0	0	0	1	0	0	0	4	3
3U -Field Operations HQ	9	1	14	6	6	0	0	2	0	0	0	29	8
3X -Mounted Unit	2	0	4	1	0	0	0	1	0	0	0	6	2
3Y -Tactical/Honda	7	3	5	7	4	1	0	1	0	0	0	21	7
4A -Traffic Administration	1	0	0	0	3	0	0	0	0	0	0	3	1
4B -Solo Motorcycle	9	1	4	7	4	0	0	2	0	0	0	18	8
4C -E & I Staff	8	0	1	3	5	1	0	4	0	0	0	14	8
4K -Special Motorcycle	3	0	3	0	1	0	0	1	0	0	0	5	1

**OFFICE OF CITIZEN COMPLAINTS:  
COMPLAINTS AND ALLEGATIONS BY UNIT  
01/01/1998 TO 12/31/1998**

**ALLEGATION NUMBERS**

UNIT	Complaint Count	Unnecessary Force	Unwarranted Action	Conduct				Discourtesy	Procedure	Policy	Training Failure	Total Allegations	Total Officers
				Reflecting Discredit	Neglect of Duty	Racial Slur	Sexual Slur						
4T -Headquarters Company	25	10	43	16	12	1	0	9	0	0	0	91	31
5A -Night Investigation	5	0	15	0	9	0	0	3	0	0	0	27	5
5C -Auto	2	0	2	1	1	0	0	1	0	0	0	5	2
5D -Burglary	2	0	0	1	2	0	0	1	0	0	0	4	2
5F -Fraud	1	0	2	1	1	0	0	0	0	0	0	4	1
5G -General Works	10	0	3	8	6	0	0	1	0	0	0	18	8
5H -Homicide	3	0	0	1	2	0	0	2	0	0	0	5	3
5I -Sex Crimes	1	0	0	2	0	0	0	0	0	0	0	2	1
5N -Narcotics	7	3	13	2	8	0	0	0	0	0	0	26	7
5T -Juvenile	4	1	5	3	5	0	0	1	0	0	0	15	4
5U -Investigations HQ	6	1	5	6	0	0	0	3	0	0	0	15	9
5V -Vice Crimes/Prostitution	17	9	54	14	8	0	0	5	0	0	0	90	16
AB -Airport Bureau	17	3	23	16	11	3	0	6	0	0	0	62	14
IO1-Info only (Referral)	47	7	19	22	33	2	0	13	0	0	0	96	0
IO2-Info only	26	1	15	11	3	0	0	0	0	0	0	30	0
<b>TOTAL</b>	<b>1298</b>	<b>443</b>	<b>1760</b>	<b>891</b>	<b>965</b>	<b>38</b>	<b>29</b>	<b>424</b>	<b>4</b>	<b>0</b>	<b>0</b>	<b>4554</b>	<b>1340</b>

**OFFICE OF CITIZEN COMPLAINTS:  
COMPLAINTS AND ALLEGATIONS BY UNIT  
01/01/1997 TO 12/31/1997 - FOR COMPARISON**

UNIT	ALLEGATION NUMBERS											Total Allegations	Total Officers
	Complaint Count	Unnecessary Force	Unwarranted Action	Conduct Reflecting Discredit	Neglect of Duty	Racial Slur	Sexual Slur	Discourtesy	Procedure	Policy	Training Failure		
=Unknown Assignment	381	108	304	175	231	9	11	69	4	3	0	914	517
1A -Chief's Office	2	0	0	2	3	0	0	1	0	0	0	6	4
1E -Community Services	1	0	1	0	0	0	0	0	0	0	0	1	1
1J -Tenderloin Task Force	74	80	142	45	61	5	4	19	0	0	0	356	76
1L -Legal	2	0	0	1	1	0	0	1	0	0	0	3	1
1X -FTO/Mission Station	1	0	1	0	0	0	0	0	0	0	0	1	1
1Z -Housing Police	4	1	12	0	2	0	0	0	0	0	0	15	5
2C -Crime Lab	1	0	1	0	0	0	0	0	0	0	0	1	1
2G -Permits	5	1	4	7	1	0	0	2	0	0	0	15	5
2R -Communications	1	0	0	0	1	0	0	0	0	0	0	1	1
2U -Support Services HQ	4	1	3	2	2	0	0	1	0	0	0	9	3
3A -Central Station	57	12	75	39	56	2	3	20	0	0	0	207	64
3B -Southern Station	101	40	129	59	98	3	3	32	0	0	0	364	92
3C -Bayview Station	69	20	151	55	86	4	2	27	0	0	0	345	82
3D -Mission Station	94	64	143	83	122	1	3	41	0	0	0	457	104
3E -Northern Station	114	44	176	72	102	2	3	34	0	0	0	433	105
3F -Park Station	70	48	121	51	80	2	1	24	0	0	0	327	67
3G -Richmond Station	52	18	84	50	65	1	0	22	0	0	0	240	53
3H -Ingleside Station	76	32	172	50	90	0	1	12	0	0	0	357	86
3I -Taraval Station	48	21	83	36	57	2	1	20	0	0	0	220	62
Muni Transit Company	11	6	9	3	0	0	0	6	0	0	0	29	12
3U -Field Operations HQ	4	3	9	5	4	1	0	0	0	0	0	22	5
3X -Mounted Unit	3	2	1	0	2	0	0	1	1	0	0	7	4
4A -Traffic Administration	3	0	0	10	8	0	0	0	0	0	0	18	12
4B -Solo Motorcycle	15	6	15	5	12	1	0	4	0	0	0	43	11
4C -E & I Staff	1	0	1	1	0	0	0	0	0	0	0	2	1
4K -Special Motorcycle	7	0	7	3	2	0	0	2	0	0	0	14	6
4T -Headquarters Company	45	22	75	28	32	1	0	7	0	0	0	165	50
5A -Night Investigation	2	0	1	1	0	0	1	0	0	0	0	3	1

**OFFICE OF CITIZEN COMPLAINTS:  
COMPLAINTS AND ALLEGATIONS BY UNIT  
01/01/1997 TO 12/31/1997 - FOR COMPARISON**

**ALLEGATION NUMBERS**

UNIT	Complaint Count	Unnecessary Force	Unwarranted Action	Conduct				Discourtesy	Procedure	Policy	Training Failure	Total Allegations	Total Officers
				Reflecting Discredit	Neglect of Duty	Racial Slur	Sexual Slur						
5B -Hit & Run	1	0	1	1	3	0	0	0	0	0	0	5	2
5C -Auto	4	0	3	1	7	0	0	3	0	0	0	14	4
5D -Burglary	2	2	0	1	1	0	0	1	0	0	0	5	2
5F -Fraud	3	0	1	0	2	0	0	1	0	0	0	4	3
5G -General Works	7	0	3	5	3	0	0	3	0	0	0	14	7
5H -Homicide	2	0	9	0	0	0	0	0	0	0	0	9	4
5I -Sex Crimes	1	1	1	0	0	0	0	0	0	0	0	2	1
5N -Narcotics	26	10	101	19	20	0	0	7	0	0	0	157	43
5S -S Squad	2	1	0	1	0	0	0	0	0	0	0	2	2
5T -Juvenile	3	1	5	4	3	0	0	1	0	0	0	14	3
5U -Investigations HQ	1	0	0	0	1	0	0	0	0	0	0	1	1
5V -Vice Crimes/Prostitution	8	3	6	3	4	0	0	0	0	0	0	16	9
AB -Airport Bureau	10	2	14	3	4	0	0	3	0	0	0	26	14
IO1-Info only (Referral)	78	20	41	25	32	1	1	11	0	0	0	131	0
IO2-Info only	28	3	20	9	10	1	0	0	0	0	0	43	0
<b>TOTAL</b>	<b>1424</b>	<b>572</b>	<b>1925</b>	<b>857</b>	<b>1211</b>	<b>36</b>	<b>34</b>	<b>375</b>	<b>5</b>	<b>3</b>	<b>0</b>	<b>5018</b>	<b>1527</b>

**OFFICE OF CITIZEN COMPLAINTS:  
FINDINGS AND ALLEGATIONS CLOSED  
01/01/1998 TO 12/31/1998**

SUSTAINED	UF	UA	CRD	ND	RS	SS	D	SUBTOTAL	POLICY	TRAINING	TOTAL
									PROCEDURE	FAILURE	
TOTAL FIRST QUARTER	2	9	6	22	0	0	0	39	1	0	40
TOTAL SECOND QUARTER	1	13	3	66	0	0	4	87	4	0	91
TOTAL THIRD QUARTER	1	14	3	23	0	0	3	44	2	0	46
October	0	0	1	0	0	0	2	3	0	0	3
November	0	0	0	2	0	0	2	4	0	0	4
December	5	11	6	14	0	0	1	37	1	0	38
TOTAL FOURTH QUARTER	5	11	7	16	0	0	5	44	1	0	45
YEAR TO DATE TOTAL	9	47	19	127	0	0	12	214	8	0	222

NOT SUSTAINED	UF	UA	CRD	ND	RS	SS	D	SUBTOTAL	POLICY	TRAINING	TOTAL
									PROCEDURE	FAILURE	
TOTAL FIRST QUARTER	69	107	133	139	2	3	56	509	0	0	509
TOTAL SECOND QUARTER	103	210	159	187	5	7	102	773	0	0	773
TOTAL THIRD QUARTER	70	176	154	141	2	4	62	609	0	0	609
October	12	40	46	25	0	1	21	145	0	0	145
November	7	32	28	29	5	0	23	124	0	0	124
December	47	62	67	64	2	0	34	276	0	0	276
TOTAL FOURTH QUARTER	66	134	141	118	7	1	78	545	0	0	545
YEAR TO DATE TOTAL	308	627	587	585	16	15	298	2436	0	0	2436

UNFOUNDED	UF	UA	CRD	ND	RS	SS	D	SUBTOTAL	POLICY	TRAINING	TOTAL
									PROCEDURE	FAILURE	
TOTAL FIRST QUARTER	6	13	6	9	0	0	0	34	0	0	34
TOTAL SECOND QUARTER	5	8	10	17	0	0	0	40	0	0	40
TOTAL THIRD QUARTER	4	17	9	17	1	0	5	47	0	0	47
October	1	0	3	6	0	0	1	11	0	0	11
November	3	3	3	9	0	0	0	18	0	0	18
December	1	3	4	3	1	0	4	16	0	0	16
TOTAL FOURTH QUARTER	5	6	10	18	1	0	5	45	0	0	45
YEAR TO DATE TOTAL	20	44	35	61	2	0	10	166	0	0	166

**OFFICE OF CITIZEN COMPLAINTS:  
FINDINGS AND ALLEGATIONS CLOSED  
01/01/1998 TO 12/31/1998**

**PROPER CONDUCT**

	UF	UA	CRD	ND	RS	SS	D	SUBTOTAL	POLICY PROCEDURE	TRAINING FAILURE	TOTAL
TOTAL FIRST QUARTER	8	149	15	41	0	0	2	215	2	0	217
TOTAL SECOND QUARTER	27	241	27	49	0	0	1	345	0	0	345
TOTAL THIRD QUARTER	21	278	27	61	0	0	2	560	0	0	560
October	7	41	1	22	0	0	1	72	0	0	72
November	2	24	1	10	0	0	0	37	0	0	37
December	1	99	11	30	0	0	0	141	0	0	141
TOTAL FOURTH QUARTER	10	164	13	62	0	0	1	250	0	0	250
<b>YEAR TO DATE TOTAL</b>	<b>66</b>	<b>832</b>	<b>82</b>	<b>213</b>	<b>0</b>	<b>0</b>	<b>6</b>	<b>1370</b>	<b>2</b>	<b>0</b>	<b>1372</b>

**NO FINDING**

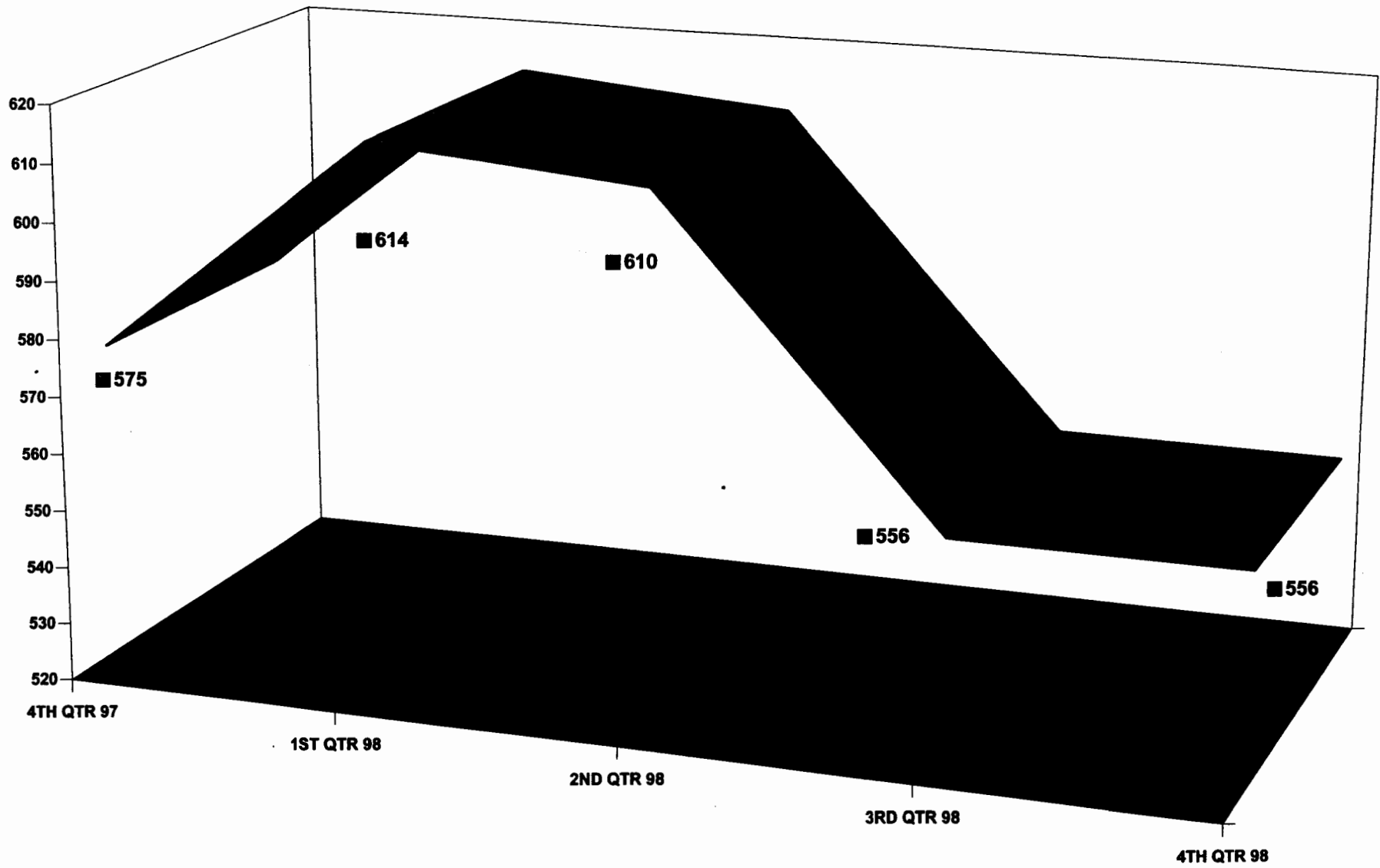
	UF	UA	CRD	ND	RS	SS	D	SUBTOTAL	POLICY PROCEDURE	TRAINING FAILURE	TOTAL
TOTAL FIRST QUARTER	11	20	5	3	0	0	3	42	0	0	42
TOTAL SECOND QUARTER	5	14	7	9	0	0	10	45	0	0	45
TOTAL THIRD QUARTER	14	28	15	42	3	1	10	113	0	0	113
October	0	2	1	6	0	0	3	12	0	0	12
November	0	9	8	7	0	0	4	28	0	0	28
December	2	5	4	5	0	0	4	20	0	0	20
TOTAL FOURTH QUARTER	2	16	13	18	0	0	11	60	0	0	60
<b>YEAR TO DATE TOTAL</b>	<b>32</b>	<b>78</b>	<b>40</b>	<b>72</b>	<b>3</b>	<b>1</b>	<b>34</b>	<b>260</b>	<b>0</b>	<b>0</b>	<b>260</b>

**WITHDRAWN**

	UF	UA	CRD	ND	RS	SS	D	SUBTOTAL	POLICY PROCEDURE	TRAINING FAILURE	TOTAL
TOTAL FIRST QUARTER	2	5	3	2	0	0	2	14	0	0	14
TOTAL SECOND QUARTER	1	6	2	5	0	0	2	16	0	0	16
TOTAL THIRD QUARTER	5	15	7	15	0	1	6	49	0	0	49
October	0	0	0	0	0	0	0	0	0	0	0
November	0	2	1	2	0	0	1	6	0	0	6
December	1	2	3	4	0	0	2	12	0	0	12
TOTAL FOURTH QUARTER	1	4	4	6	0	0	3	18	0	0	18
<b>YEAR TO DATE TOTAL</b>	<b>9</b>	<b>30</b>	<b>16</b>	<b>28</b>	<b>0</b>	<b>1</b>	<b>13</b>	<b>97</b>	<b>0</b>	<b>0</b>	<b>97</b>

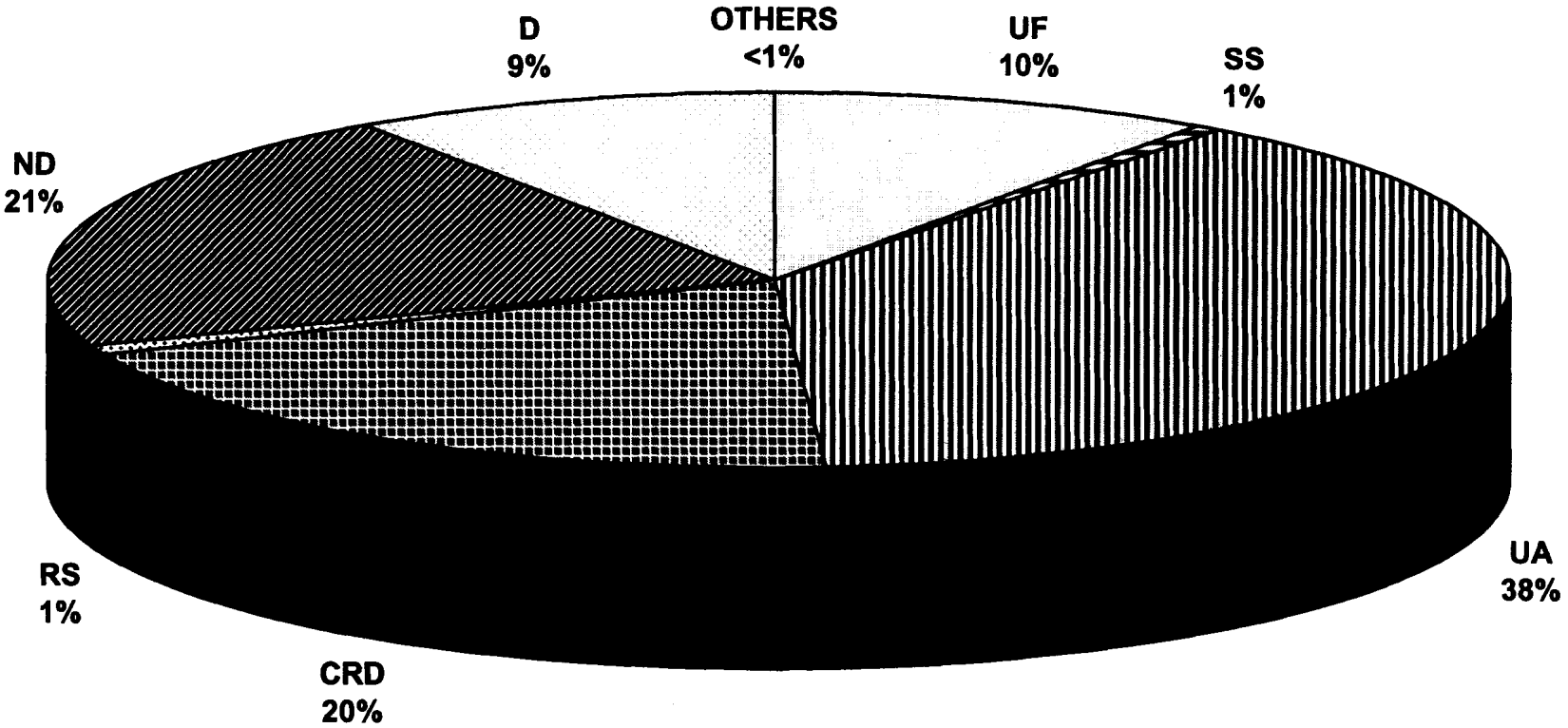
PENDING CASE LEVELS-1997/1998 QUARTERLY COMPARISONS

- 35 -

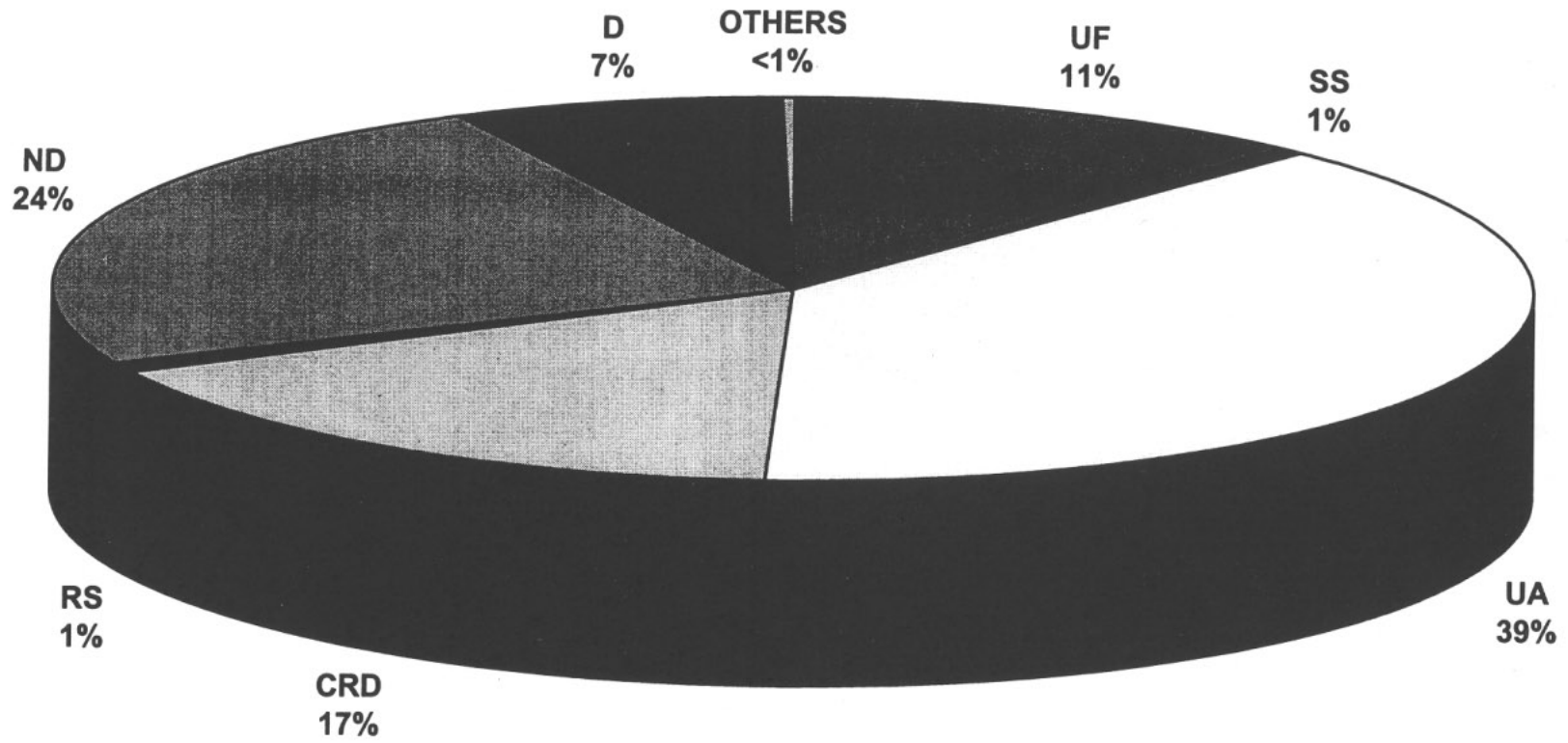




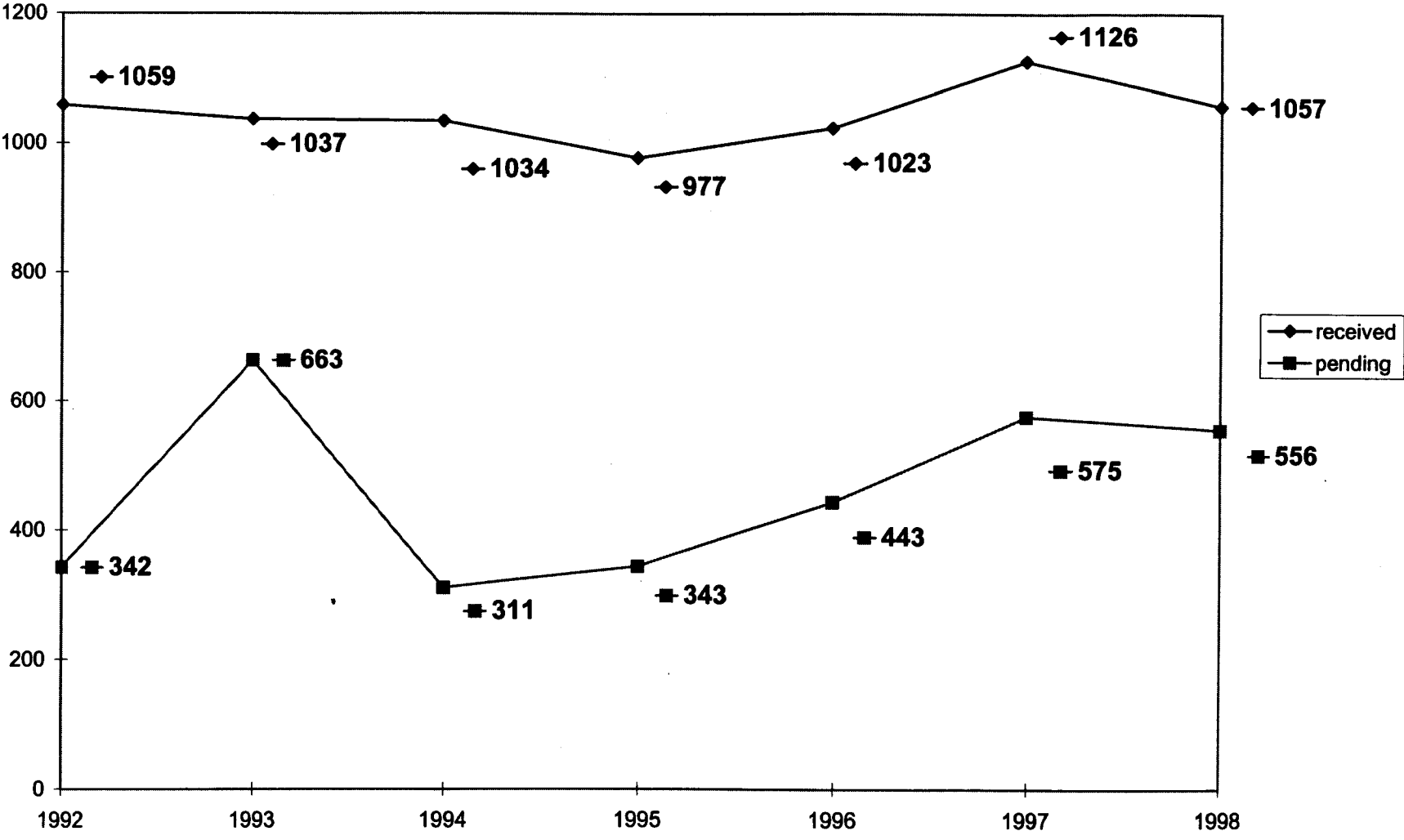
**ALLEGATIONS BY PERCENTAGE - 1998**



# ALLEGATIONS BY PERCENTAGE - 1997 FOR COMPARISON



**CASES RECEIVED/PENDING  
1992-1998**



OCC COMPLAINTS BY SELECTED DEMOGRAPHIC  
CHARACTERISTICS: 1998

	Number	Percent (rounded):
Named Individuals (inc. co-comps)	1289	98%
Anonymous Persons	17	1%
Organizational Complaints	6	less than 1%
Total Complainants	1312	100%

GENDER

Males	820	63%
Females	400	31%
Transgendered Persons*	2	less than 1%
Blank or Declined to State	84	6%

RACE/ETHNICITY\*\*

Caucasian/White	436	33%
African-American	357	27%
Asian-American & Pacific Islander	89	7%
Hispanic/Latino/a	139	11%
Native American	19	1%
Middle Eastern/Arab***	20	2%
Mixed****	4	less than 1%
Blank or Declined to State	230	18%

AGE

1-13 (by an adult)	4	less than 1%
14-16	6	less than 1%
17-19	41	3%
20-30	317	24%
31-40	344	26%
41-50	275	21%
51-60	124	9%
61-70	49	4%
71-80	11	1%
Over 80	1	less than 1%
Blank or Declined to State	134	10%

DISABLED\*\*\*\*\* PERSONS 41 3%

\*OCC served a number of transgendered persons during this period; of this group, two (2) persons elected to self-designate on the form.  
 \*\* The total of race/ethnicity designations is greater than the total of complainants because multiple self-designations are counted.  
 \*\*\*This is a new self-designating category as of 1998.  
 \*\*\*\*The term "mixed" was used by the 4 complainants counted in self-designating their race/ethnicity.  
 \*\*\*\*\* These 41 persons volunteered this information; a number of other disabled persons who did not self-designate were also served.

**SUSTAINED CASES  
1994 - 1998**

ETH	SUSTND ALLEG.	COMP. DATE	DATE MCD	DATE RETD	REMARKS
1	D,RS	01/01/94	08/26/94	06/20/95	Dismissed by Police Commission
2	SS	01/12/94	03/15/94	06/19/95	Not Sustained
2	Policy	01/18/94	Nov-94	---	Policy Recommendation
1	UA / 2	01/19/94	08/26/94	09/14/95	NSx2/Chief's Hearing/Policy Failure
3	UA / UA	01/21/94	03/20/95	05/22/95	Proper Conduct by Chief
3	UF	01/28/94	08/22/94	05/22/95	Sustained/Member Terminated
1	Policy	02/07/94	Aug-94	---	Policy Recommendation
1	Policy Failure(ND=NS)	02/08/94	09/16/94	11/28/94	IHO Decision NS.,Policy Failure
1	CRD	02/23/94	11/28/94	06/20/95	Sustained - Admonished
3	CRD / 2	02/26/94	10/25/94		
9	ND/ND	02/25/94	05/25/95	01/26/96	Sustained - Admonished
3	CRD,UA/2,UA,CRD,ND	02/28/94	8/07/95		Commission - Charges Filed
3	ND	03/02/94	12/12/94	03/5/95	Not Sus.- Chief's Hearing
2	UA / UA / UA	03/09/94	12/29/94	03/11/95	Proper Conduct-Chief's Hearing
2	CRD / ND	03/14/94	12/19/94	02/10/95	10 Days Susp.6 in Abey.3Yrs.
3	ND	03/16/94	06/09/95	11/13/95	Sustained-Written Reprimand
4	ND, ND / 2	03/25/94	05/06/94	11/21/94	Sustained - Written Reprimand
9	CRD	04/05/94	11/21/94	03/24/95	Sustained - Admonished
2	ND	04/06/94	01/10/95	04/05/95	Sustained-Written Reprimand
4	D	05/02/94	04/14/95	08/09/95	Sustained-CO to Determine Dispo.
1	UA, ND / 2	05/09/94	09/27/94	03/20/95	1 Day Suspension
8	UA	06/01/94	01/09/95	06/20/95	Sustained - Written Reprimand
3	ND	06/10/94	12/29/94	06/01/95	Sustained - Admonished
5	D	06/21/94	01/13/95	05/19/95	Sustained-CO to Determine Dispo.
1	ND / ND	06/22/94	08/31/94	02/01/95	Not Sustained - Chief's Hearing
1&3	UA	08/03/94	06/28/95		Pending MCD
1	UF/D/UA	08/03/94	12/19/95	09/04/97	Sustained-Officer Admonished
3	ND / ND	08/09/94	01/10/95	11/13/95	Not Sustained-Chief's Hearing
1	Policy	08/10/94	Jan-95	04/04/95	Department Bulletin to be Issued
2	D	08/13/94	01/09/95	06/13/95	Officer Retired
3	Policy	08/17/94	01/07/95	*	Policy Recommendation

**SUSTAINED CASES**  
**1994 - 1998**

ETH	SUSTND ALLEG.	COMP. DATE	DATE MCD	DATE RETD	REMARKS
2	ND	09/08/94	8/29/95	10/08/96	Sustained - Written Reprimand
1	D	09/12/94	07/14/95	11/13/95	Sustained - Written Reprimand
x	Policy	09/16/94	annual 94	---	Policy Recommendation
3	ND/ND	09/20/94	06/12/95	11/09/95	1 Day Suspension
2	CRD	09/22/94	01/10/95	05/23/95	Sustained - Written Reprimand
2	ND	09/30/94	11/03/95	05/08/96	Sustained - 1 day Suspension
3	UA/CRD*	9/30/94	06/30/95		
x	TF	09/29/94	Jun-95	---	Policy Recommendation
1	ND	10/28/94	12/27/94	03/23/95	Sustained - Written Reprimand
2	CRD / CRD	10/30/94	07/25/95	12/06/95	5 Day Suspension 4 Held in Abeyance
1	ND / ND	11/01/94	10/24/95	6/3/97	Not Sust.by Chief-Members retrained by C.O.
1	UA / UF	11/07/94	08/09/95	01/31/96	Written Reprimand
9	UF	11/14/94	12/15/95	05/17/96	Sustained - 4 day Suspension
3	Policy	11/16/94	A.Rprt'94	04/04/95*	Auto Status Procedures Changed*
9	D / ND*	11/16/94	06/28/95	02/17/97	Sustained-Admonished/Retrained
1	SS	11/28/94	03/14/95	08/08/95	Sustained - Written Reprimand
3	UF/ND	12/02/94	05/24/95	02/17/98	Sustained-Admonshed/Retrained
1	UA	12/14/94	8/29/95		Pending Commission
6	ND	12/25/94	04/17/95	08/09/95	Sustained-Written Reprimand
2	ND	Q1/04/95	8/01/95		Sustained-Counselled by CO
2	UA	01/04/95	07/28/95	12/05/95	Changed to Pol.Fail.by IHO
X	ND / ND	01/04/95	03/14/95	08/09/95	Terminated/One Day Suspension
	ND,ND / 2;ND	01/06/95	8/24/95		Officer Admonished
	"	"	"		Charges Dismissed by Comm.
	"	"	"		Charges N/S,Comm.
	"	"	"		Charges Withdrawn
	ND;SS;UA;UA;ND;ND;	"	"		Chief's Hearing
	CRD;CRD.	"	"		Chief's Hearing
	"	"	"		Chief's Hearing
	"	"	"		5 day Suspension
	"	"	"		Terminated, Held in Abeyance

**SUSTAINED CASES  
1994 - 1998**

ETH	SUSTND ALLEG.	COMP. DATE	DATE MCD	DATE RETD	REMARKS
	"	"	"		3Yrs. 6 Months Served,Counseling
7	UF	01/12/95	10/18/95	6/03/97	Not Sustained by Chief at Chief's Hearing.
1	CRD	01/24/95	04/18/95	10/17/95	2 Day Suspension
2	UF	02/01/95	03/14/96		Not Sustained By Police Commission
2	CRD	02/03/95	11/17/95	12/06/95	Sustained - Admonished
2	UA	02/06/95	06/01/95	06/20/95	Sustained - Admonished
1	ND	02/03/95	12/11/95	01/21/97	Sustained - Officers Counseled
2	ND	02/15/95	9/06/95	04/13/95	Sustained - Admonished by CO
2	UA / UA	03/20/95	9/06/95	02/17/98	3Days Susp.2 Held Abeya./Officer Resigned
3	ND / ND	03/22/95	07/18/95	11/09/95	Sustained - Written Reprimand
2	ND	03/28/95	06/08/95	12/08/95	5 Day Susp.3 Held in Abey For 2 Yrs
1	UA/D	04/04/95	06/21/95	02/17/98	Sustained-Admonished/Retrained
1	D	04/04/95	08/21/95	01/31/96	Written Reprimand
2	RS,UA / 2	04/19/95	09/21/95	02/17/98	Not Sustained by Police Commission
2	UA	04/25/95	12/27/95	02/17/98	Sustained-Admonished/Retrained
1	ND	05/09/95	06/21/95	08/09/95	Sustained - Admonished
9	UF; US / 7	06/06/95	11/02/95		1ND withdrawn by OCC, 2 sust. by Pol Com
"	"	"	"	"	3ND NS 3 Sus by Pol Comm
"					UF Dismissed,1ND Sus,1 ND withdrawn
1	ND	06/16/95	07/30/97		Chief's Hearing
X	UA/UA	6/22/95	10/16/96	06/27/97	Disp. changed by Chief to PC/Retraining
	CRD/ND	6/27/95	04/10/96	10/08/96	Sustained - Written Reprimand
2	UA/UA/ND	06/30/95	10/03/96	04/13/98	Sust.-Officers Admonished/Counseled by CO
2	UA/UA	06/30/95	05/16/96	04/13/98	Sustained-Amonished/Reprimanded by CO
	UA;UF	07/20/95*	8/24/95		UA,UF,ND dismissed, UA,ND Withdrawn
	UA	07/20/95*	8/24/95		Sustained By Police Commission
	ND	07/20/95*	8/24/95		Pls.see Remarks Under 8/24/95 above
	UF;ND	07/20/95*	8/24/95		UF Dismissed, ND Withdrawn+O405+O417
	"	"	"	"	ND Withdrwan by OCC
	UA;UF	07/20/95*	8/24/95		Sustained by Pol. Comm.
	UA;UF	07/20/95*	8/24/95		Not Sustained by Pol. Comm.

**SUSTAINED CASES  
1994 - 1998**

ETH	SUSTND	COMP.	DATE	DATE	REMARKS
	ALLEG.	DATE	MCD	RETD	
	"	"	"	"	UA Sust. by Pol. Comm.
	UA;UF	07/20/95*	8/24/95		UF NS by Pol.Comm.
	UA;UF;SS;UA	07/20/95*	8/24/95		UA NS by Pol.Comm., SS Sustained
	"	"	"	"	1 UA Withdrawn by OCC
	"	"	"	"	...
	"	"	"	"	...
	UA	07/20/95*	8/24/95		Pls.see Remarks Under 8/24/95 above
	UA	07/20/95*	8/24/95		Pls.see Remarks Under 8/24/95 above
1	CRD/ND	08/01/95	06/11/96	08/19/97	20 day susp. 10 days in abeyance for 2 yrs.
1	Policy Failure	08/04/95			Policy Recommendation
1	RS / UA	08/06/95	01/08/96		Term in abey 2 yrs 90 day susp, 45 in abey
2	CRD	08/07/95	10/12/95	07/17/97	Termination
4	D/ND	08/15/95	06/28/96	06/26/97	D-Insufficient Evidence/ND-Sustained
2	D/RS	08/30/95	05/30/96		Pending Commission Hearing
1	ND/ND	09/05/95	07/05/96		Chief's Hearing
X	PF	09/01/95	10/25/96		Policy Recommendation
2	RS	09/15/95	02/28/96	05/29/96	Sustained - Admonishment
X	ND	09/19/95	07/03/96	12/09/96	Sustained-90 Day Suspension
X	UA / UA	09/12/95	08/07/96	08/01/97	Sustained - Written Reprimand
3	ND	09/20/95		04/01/96	Sustained - Written Reprimand
3	ND / 4	09/26/95	10/24/96		Pending MCD
3	ND / 2 & POL.REC.	09/26/95	"		...
2	ND	10/10/95	03/13/96		Officer Resigned 7/30/96
X	CRD	10/18/95	04/04/96	05/30/96	Sustained - Written Reprimand
2	ND	10/31/95	11/20/96	12/02/92	Sustained - Retrained by CO
2	CRD/ND	11/02/95	04/01/96	08/05/96	Sustained - Written Reprimand
1	ND	11/27/95	04/16/97	06/03/97	Sustained - Admonished
1	ND	11/29/95	06/10/96	06/04/97	Sustained - Admonished
2	UA/4;CRD/3;ND;UA/3	11/22/95	09/30/97		Pending MCD
"	UF/CRD/ND/2	"	"		...
1	ND/ND/ND/ND	12/07/95	05/13/97	02/24/98	Sustained-1 Officer Admonished, Other



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ETH	SUSTND	COMP.	DATE	DATE	REMARKS
	ALLEG.	DATE	MCD	RETD	
*	*	*	*	*	Officer 1 Day Suspension Held 1 Yr Abey.
2	ND/ND/ND/ND	11/30/95	11/08/96	03/12/98	Sustained-Admonished&Retrained by CO
1	CRD/ND	12/13/95	03/19/96	06/02/98	Sustained-30 Days Suspension, 18 Days
*	*	*	*	*	Held in Abeyance for 1 Year
1	UA	12/15/95	05/10/96	10/08/96	Verbal Admonishment
1	ND	12/15/95	10/30/96	06/30/97	Chief's Written Reprimand
3	ND	12/28/95	11/05/96	02/20/97	Sustained - Admonished
1	ND/ND	01/08/96	06/10/96	10/08/96	Sustained & Written Reprimand
1	Policy Failure	01/10/96	03/11/97		Policy Recommendation
1	Policy Failure	01/10/96	06/04/97		Policy Recommendation
9	Policy Failure	01/05/96	04/29/97		Policy Recommendation
2	ND/ND/CRD	01/12/96	10/17/96		Member Resigned
X	UA&ND&D	01/19/96	09/09/96		Chief's Hearing
1	ND	01/19/96	09/09/96	06/03/97	Sustained & Chief's Written Reprimand
9	ND	01/19/96	06/10/96	08/05/97	Sustained & Admonished by CO
x	ND	01/19/96	04/25/96	12/18/97	Sustained - Admonished by CO
3	UA / UA	02/08/96	10/17/96		Chief's Hearing Pending
2	ND	02/20/96	07/08/97	02/23/98	Not Sustained-Poicy Failure
4	UA / UA/ND	02/20/96	05/28/97	06/22/98	Not Sustained
2	CRD	02/20/97	06/18/97	03/02/98	Sust.-2 Days Susp.Held in Abey. Retrained
4	ND/ND/ND/ND	02/29/96	08/08/97	04/09/97	Sustained-Officers Admonished/Retrained
3	UA & ND	03/01/96	09/12/96	10/27/97	Sustained-Admonished by CO
2	ND/ND/PF	03/01/96	01/22/97	02/18/96	Sustained-Admonished&Written Reprimand
9	ND	03/05/96	05/06/97	06/30/97	Sustained-Admonished by CO
9	UA/UA/UA/UA/UA/UA	03/05/96	06/13/97	10/09/97	Sustained - Admonished by CO
*	& Policy Failure	*	*		
1	D	3/07/96	06/20/96	09/04/97	Sustained - 1 Day Suspension
1	ND	3/12/96	07/11/96	10/08/96	Sustained- Counseled by CO
3	D	3/13/96	04/26/97	07/01/97	Sustained- Counseled by CO
3	ND	3/15/96	06/13/97	12/02/97	Sustained-Chief's Written Reprimand
X	ND/ND/ND	3/15/96	12/31/97	06/22/98	Sustained-Written Reprimand

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ETH	SUSTND	COMP.	DATE	DATE	REMARKS
	ALLEG.	DATE	MCD	RETD	
3	ND	3/22/96	06/19/98		Pending MCD
2	ND/ND/ND/D	3/25/96	9/26/97	02/26/98	Sustained-Counseled&Retrained by CO
1	ND	3/25/96	11/17/96	02/26/98	Sustained-Retrained by CO
2	ND	3/26/96	11/20/96		Officer Resigned
1	ND	3/26/96	11/21/96	06/03/97	Sustained - Admonished by CO
3	UF	3/28/96	06/04/97	09/11/97	Not Sust.by Chief/Sustained by OCC
1	ND/ND	4/2/96	9/04/97	02/26/98	Sustained-Chief's Written Reprimand
3	UA/UF/UA/ND/ND	4/17/96	11/01/96		Chief's Hearing Scheduled
6	ND	04/10/96	03/04/98	06/22/98	Sustained-Reprimand & Retrained
1	UA	4/17/96	11/21/96	07/17/97	Sustained - Admonished by CO
1	ND	4/19/96	10/25/96		Chief's Hearing
9	ND/ND	04/18/96	03/27/97	03/03/98	Sustained-Officer Admonished by CO
1	ND	04/19/96	1/13/97		Pending Chief's Hearing
2	RS	04/25/96	11/1/96	02/20/97	Sustained - Written Reprimand
3	ND	04/29/96	04/30/98	12/30/98	Sustained - Written Reprimand
2	D	04/30/96	11/18/96	08/01/97	Sustained - Admonished
3	UA/D	05/08/96	09/17/97	08/12/98	Sustained - Counseled by CO
1	UA/UA	05/09/96	01/02/98	08/19/98	Sustained- Admonished & Retrained by CO
9	UA	06/05/96	05/27/97	12/02/97	Not Sustained by Chief
2	ND/ND/ND/ND	06/10/96	09/12/97	03/12/98	Sustained- Admonished & Retrained by CO
2	ND/D	06/13/96	11/18/96	02/18/98	Sustained-1 Day Susp.Held Abey for 1 Year
4	UA/UA	06/20/96	03/31/98	11/05/98	Not Sustained by SFPD
1	D/ND/ND	06/27/96	01/22/97	04/02/98	Sustained-1 Day Susp.Held Abey for 1 Year
x	ND/ND	06/28/96	01/03/97	06/06/97	Sustained - Chief's Written Reprimand
2	ND/ND	07/01/96	01/13/97	05/25/98	SFPD=Not Sustained/OCC=Sustained
x	UA & CRD	06/27/96	04/01/97	06/10/97	Commission Charges Filed
1	Police Failure	07/03/96	07/01/98		Pending MCD
2	UA/UA/UA	07/08/96	01/22/97	07/01/97	Sustained - Counseled & Retrained by CO
2	ND	07/11/96	05/13/97	12/03/97	Sustained - Written Reprimand
1	ND	07/19/96	07/03/97	02/20/98	Sustained-Counseled & Reprimanded by CO
4	D	07/22/96	06/03/97	08/01/97	Sustained - Admonished

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ETH	SUSTND	COMP.	DATE	DATE	REMARKS
	ALLEG.	DATE	MCD	RETD	
9	D	07/23/96	04/16/97	06/03/97	Sustained - Admonished
2	ND/ND	07/26/96	01/03/97	07/17/97	Sustained - Admonished & Retrained
9	UA,CRD,UA,ND	07/30/96	03/13/98		Commission Charges Filed
2	ND/PF	08/02/96	06/09/97	09/10/98	Sustained - Admonished by CO
1	CRD	08/05/96	06/06/97		Pending MCD
x	ND/ND	08/12/96	08/08/97	02/26/98	Not Sustained-Policy Failure
2	UA	08/15/96	1/22/97	06/30/97	Disp.Changed by Chief to Proper Conduct
1	ND/ND/ND	08/20/96	06/19/98		Pending MCD
2	ND	08/24/96	08/05/97	09/22/98	Sustained - Admonished by CO
9	ND/ND/ND	08/29/96	05/13/97		Pending Comm.
3	NDxNDxND	09/04/96	09/10/98	11/05/98	Sustained - Admonished by CO
2	UA / ND	07/28/96	08/10/98	09/10/98	Sustained - Retrained by CO
9	ND / ND	09/20/96	03/31/97	09/05/97	Sustained - Admonished&Retrained
4	ND/ ND	09/23/96	12/12/97	12/30/97	Not Sustained as Per MCD
X	CRD	09/24/96	10/01/97	02/26/98	Sustained 3 Days Suspension
2	ND,ND	09/25/96	05/05/98	07/16/98	Sustained - Retrained
2	ND	09/30/96	08/11/97	03/05/98	Not Sustained - Policy Failure
1	ND	09/30/96	08/04/97	09/14/98	Sustained-Written Reprimand
1	D / CRD	09/30/96	04/22/97		Pending Chief's Hearing
1	UA/ND/ND	10/17/96	06/25/98		Pending MCD
1	UAxUA	10/12/96	02/24/98	08/19/98	Adjudicated - No Further Action
1	UF	10/18/96	05/13/97	Dec.98	OCC Sustained-SFPD Proper Conduct
2	ND(PF)	10/18/96	11/13/97	Dec.98	Policy Failure
2	UA/UF/D/ND	10/21/96	05/22/97	02/18/98	Sustained-Retrained/5 Days Susp.1 in Abey.
X	ND	10/22/96	0/14/98	06/22/98	Sustained - Written Reprimand
X	ND	10/18/96	08/07/97	06/22/98	Sustained-3 Days Suspension in Abeyance
X	UA	10/18/96	04/14/98		Pending MCD
1	ND/ND/ND	10/28/96	09/15/97	04/20/98	Sustained-1 Officer w/Written Reprimand
"	"	"	"	"	1 Officer on Chief's Hearing Not Sustained
1	UA/ND/ND/UF/ND	10/23/96	06/23/96		Pending MCD
"	NDx4/NDx11/ND	"	"	"	"

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ETH	SUSTND ALLEG.	COMP. DATE	DATE MCD	DATE RETD	REMARKS
.	.	.	.	.	...
1	NDxNDxND	10/28/96	09/15/97	04/20/98	1 Officer Sustained-Written Reprimand, 2nd Officer Not Sustained on Chief's Hearing
1	ND	10/28/96	05/13/98	11/16/98	Not Sustained on Chief's Hearing
1	ND	10/29/96	02/20/98		Pending MCD
12	ND	10/30/96	02/18/98		Pending MCD
9	CRD/ND&CRD/ND	10/28/96	04/15/97	11/3/97	Sustained-Admonished&Retrained
1	UA/ND/UA/ND	11/02/96	05/27/97	10/29/97	Sustained-Admonished&Retrained
5	ND / ND	11/01/96	05/06/97		Pending Chief's Hearing
1	ND	11/07/96	10/02/97	02/11/98	Officer Retired
1	ND/ND	11/13/96	12/12/97	07/31/98	Sustained-Retrained by CO
2	ND	11/08/96	07/04/97	02/23/96	Sustained-Admonished
1	ND	11/22/96	06/13/97	09/04/97	Sustained-Admonished&Retrained
1	ND,ND,ND	11/22/96	06/10/98		Pending MCD
1	ND,ND	11/25/96	06/11/98	12/30/98	One Officer Sustained-Admonished by CO
...	...	...	...		Second Officer Not Sustained
1	UA/UA/SS/UF	11/27/96	07/09/97	06/10/97	Commission Charges Pending
2	UA	12/06/96	09/04/97		Pending MCD
9	ND	12/09/96	05/13/97	02/24/98	Sustained - Officer Reprimanded
1	ND/UA/UA/UA	12/09/96	05/13/97	07/08/97	Sustained - Counseled & Reprimanded
3	ND/ND	12/12/96	03/13/98		Pending MCD
5	RS	01/07/97	06/13/97	09/04/97	Sustained/Officer Admonished-Retrained
1	ND/ND	01/07/97	12/18/97	04/21/98	Sustained/ 1 Officer Admonished by CO
.	.	.	.	.	1 Officer 1 Day Suspension held in Abeyance
2	UAxUA	01/09/97	01/14/99		Pending MCD
3	ND	01/13/97	07/30/97	02/26/98	Sustained-Retrained by CO
3	ND	01/13/97	07/08/97	07/27/98	Sustained-Written Reprimand&Retraining
2	ND/ND/ND	01/13/97	08/13/97		Sustained/One Officer Retrained by CO
.	.	.	.	.	Two Officers Admonished by CO.
3	CRD/ND	01/11/97	07/18/97	10/07/97	Sustained-Reprimanded&Retrained by CO
3	UF,UA,ND,UA,ND,UA	01/22/97	12/31/98		Pending MCD

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ETH	SUSTND ALLEG.	COMP. DATE	DATE MCD	DATE RETD	REMARKS
9	ND	01/17/97	04/29/97	02/30/97	Policy Failure
2	ND, ND, ND, ND	01/30/97	05/01/98	09/23/98	Sustained-Written Reprimand&Admonished
9	ND	01/27/97	01/20/98		Pending MCD
1	UA	01/30/97	01/13/97	07/28/97	Sustained - Admonished by CO
2	UA	02/04/97	12/03/97	11/05/98	Sustained - Admonished by CO
1	UA	02/06/97	04/17/97	06/22/98	Sustained-Counseled by CO
1	UF/D/ND/ND	02/12/97	06/04/97	11/25/97	Officer pled NC, Term in abey 4 yrs 90 days
4	ND	02/13/97	11/13/97		Pending Chiefs Hearing
2	CRD,CRD	02/14/97	03/10/98		Pending MCD
6	ND	02/21/97	06/23/97	03/09/98	Sustained-Admonished by CO
9	ND	02/21/97	01/20/98	06/22/98	Sustained-One Named Officer Retrained
3	ND/ND/ND	02/21/97	04/09/98		Pending MCD
1	UA	02/21/97	06/19/98		Pending MCD
3	UA/ND/ND	03/03/97	11/06/97		Pending MCD
4	D	03/10/97	10/09/97	11/10/97	Sustained-Admonished by CO
3	CRD	03/03/97	02/26/98	07/16/98	Sustained- Admonished
2	UAxUAxUAxUA	03/12/97	07/12/98		Pending MCD
2	ND	03/18/97	08/14/98	12/31/98	Sustained-Admonished&Retrained by CO
9	ND	03/24/97	03/04/98		Pending MCD
5	POLICE FAILURE	03/27/98	03/27/98		Pending MCD
2	ND (PF)	03/28/97	09/26/97	11/25/97	Sustained-admonished by CO & Pol .Rec.
3	ND,ND	03/31/97	04/09/98		Pending MCD
1	D	04/03/97	08/07/97	09/04/97	Sustained-Admonished&Retrained
3	SS/CRD/ND	03/31/97	01/05/98	06/22/98	Sustained-CRD&ND-5days Suspension
1	CRD	04/07/97	08/08/97	09/04/97	Sustained-Admonished&Retrained
x	ND/ND/ND/ND/ND	04/07/97	06/18/98		Pending MCD
4	ND	04/11/97	08/13/98		Pending MCD
2	UA(PF)	04/11/97	03/13/98	Dec.98	Changed to Policy Failure
x	D	04/23/97	09/23/97	02/26/98	Sustained-Counseled by CO
1	CRD,UA	04/23/97	02/24/98		Pending MCD
4	ND	04/24/97	04/24/98	08/27/98	Changed to Not Sustained by OCC

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ETH	SUSTND ALLEG.	COMP. DATE	DATE MCD	DATE RETD	REMARKS
3/1	ND,ND	04/12/97	03/04/98	09/19/98	Sustained-Admonished by CO
x	ND	04/20/97	01/07/98	04/21/98	Sustained-Admonished by CO
x	ND	04/20/97	01/07/98	04/21/98	Sustained-Admonished by CO
2	UA	04/21/97	03/04/98	07/07/98	Sustained - Named Officer Retired
1	ND	05/07/97	08/14/97	02/26/98	Sustained-Admonished by CO
	Police Failure	05/09/97	07/01/98		Pending MCD
1	ND	05/12/97	09/03/97	09/23/97	Sustained-Counseled by CO
7	D	05/15/97	12/15/97	02/26/98	Sustained-Counseled by CO
3	UF,ND,ND	05/20/97	04/13/98		Pending MCD
1	CRD/ND/ND	06/13/97	11/12/97	04/22/98	Sustained-Written Reprimand
2	NDxND	06/25/97	01/06/99		Pending MCD
2	ND	08/11/97	12/12/97	04/21/98	Sustained-Retrained by CO
2x2	UA/UA/UA/UA/UA/UA	05/22/97	06/11/98		Pending MCD
1	D	05/22/97	06/11/98	09/14/98	Sustained-1 Day Suspension
x	ND,ND	05/22/97	09/25/98	Dec.98	Sustained by OCC not Sustained by SFPD
x	NDxNDxNDxNDxCRD	06/03/97	08/13/98		Pending MCD
4	ND	06/05/97	05/28/98	09/14/98	Sustained-Chief's Written Reprimand
2	UAxUAxUAxUA	06/09/97	07/30/98		Pending MCD
3	NDxNDxND	06/10/97	09/30/98		Pending MCD
1	UAxDxND	06/10/97	07/15/98	09/17/98	Sustained-Chief's Written Reprimand
1	CRDxNDxND	06/13/97	11/12/97	04/22/98	Sustained-Chief's Written Reprimand
2	UAxND	06/23/97	01/13/99		Pending MCD
4	UAx4-UFx3	07/01/97	12/14/98		Pending MCD
1	NDxND	07/07/97	08/10/98		Pending MCD
2	CRD	07/09/97	09/14/98		Pending MCD
1	CRDxCRD	07/22/97	08/14/98		Pending MCD
1	CRD & D	07/30/97	06/11/98		Pending MCD
1	UA, UA	08/01/97	05/01/98		Pending MCD
1x1	ND,ND,ND/ND	08/05/97	06/30/98		Pending MCD
2	ND	08/11/97	12/09/97	04/21/98	Sustained-Retrained by CO
1	CRDxNDxCRD	08/15/97	01/14/99		Pending MCD

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ETH	SUSTND ALLEG.	COMP. DATE	DATE MCD	DATE RETD	REMARKS
x	Police Failure	08/19/97	02/25/98		Pending MCD
1	UAxNDxND	08/18/97	06/11/98	08/10/98	Pending MCD
1	NDxUF	08/27/97	12/15/98		Pending MCD
1	ND	09/02/97	01/15/98	03/10/98	Sustained-Admonished by CO
1	UF/NDx3&UD/NDx2	08/28/97	06/11/98	07/2/98	Sustained Allegations Reversed
*	Sust.Alleg.Reversed	*** **	*** **	*** **	by OCC to Not Sustained.
2	UA	09/05/97	08/06/98	09/14/98	Sustained-Retrained by CO
9	CRD	08/21/97	08/06/98	11/16/98	Sustained-Admonished by CO
1	ND	09/08/97	11/06/1998		Pending MCD
9	NDxND	09/04/97	08/14/98		Pending MCD
2	ND, ND	09/09/97	06/11/98		Pending MCD
2	NDxUFxDxND	09/12/97	08/04/98		Pending MCD
*	*	*** **	*** **	*** **	
2	CRD	09/08/97	04/13/98		Pending Chief's Hearing
9	ND & ND	09/15/97	04/24/98	Dec.98	Charges Changed by OCC to Not Sustained
7	CRD/D	09/26/97	06/25/98		Pending MCD
3	ND	09/29/97	05/29/98	12/29/98	Sustained-Chief's Written Reprimand
x	ND	10/15/97	05/29/98	09/14/98	Sustained-1 Day Suspension Held in Abey.
9	CRD,ND,ND,UA	10/10/97	01/05/99		Pending MCD
3	ND	10/15/97	05/14/98		Pending MCD
3	DxNDxND	10/21/97	09/10/98	Jan.99	Commission Charges Filed
1	ND	10/21/97	04/24/98		Pending MCD
1	ND	10/30/97	05/28/98		Pending MCD
2	ND	10/10/97	07/10/98	08/12/98	Not Sustained
1	CRD/Policy Failure	10/03/97	06/19/98		Sustained-Officer Retired
4	UAxND	11/10/97	08/13/98		Pending MCD
5	ND	11/10/97	12/11/98		
1	ND,ND	11/16/97	05/11/98	12/29/98	Sustained-Chief's Written Reprimand
1	ND & ND	11/19/97	04/13/98	06/22/98	Sustained-Counseled & Retrained by CO
1	ND	11/26/97	09/11/98	11/16/98	Sustained-Counseled & Retrained by CO
1	ND,ND	12/04/97	06/11/98	12/30/98	One Officer Admonished by CO, Second

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ETH	SUSTND ALLEG.	COMP. DATE	DATE MCD	DATE RETD	REMARKS
					Officers Chiefs Written Reprimand
1	NDxND	12/16/97	08/14/98	12/09/98	Policy Failure
x	ND	12/23/97	09/02/98		Pending MCD
x	UA	12/19/97	05/12/98	12/29/98	Sustained-Admonished & Retrained by CO
2	ND	12/02/97	07/31/98	12/31/98	Not Sustained At Chief's Hearing
3	ND	12/31/97	01/12/99		Pending MCD
1	ND	01/16/98	05/13/98	06/22/98	Sustained-Counseled & Retrained by CO
1	ND	01/30/98	07/28/98	08/17/98	Alleg. Corrected by OCC -Proper Conduct
1	ND	02/05/98	09/10/98		Pending MCD
3	NDxNDxNDxND	02/23/98	08/18/98		Pending MCD
x/3	DxCRDxND	05/27/98	01/14/99		Pending MCD
x	D	02/25/98	12/14/98	12/21/98	Referred to C.O.
1	D	03/02/98	12/25/98		Pending MCD
1	DxCRD	03/10/98	11/13/98	12/14/98	Pending-Police Commission
1	ND	03/11/98	10/28/98		Pending MCD
1	D	03/16/98	07/31/98	05/13/98	Sustained-Admonished&Retrained by CO
1	ND	03/19/98	12/18/98		Pending MCD
x	D	04/20/98	10/28/98	12/31/98	Sustained-Counseled&Retrained by CO
3	CRD	04/27/98	01/14/99		Pending MCD
1	ND	04/27/98	07/30/98		Pending MCD
1	CRD	04/27/98	01/14/99		Pending MCD
2	D	05/11/98	12/14/98		Pending MCD
x	Policy Failure	07/14/98	12/01/98		Pending MCD



POLICY RECOMMENDATION  
OCC CASE NO. 262-97

**SUBJECT: Need for amendment of SFPD Booking and Detention Manual (DM-12) to require issuance of Certificate of Release form in PC 647(f) detention releases.**

**RECOMMENDATION:**

The OCC recommends that the San Francisco Police Department amend the Department's Booking and Detention Manual (DM-12) to require issuance of Certificates of Release by the Station Keeper to individuals detained solely for being under the influence of alcohol when they are released when sober.

**BACKGROUND:**

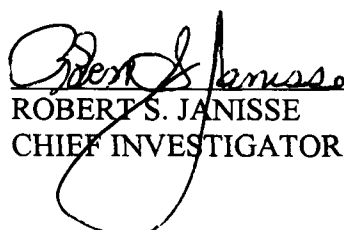
The complainant in this case specifically noted that he was not issued any paperwork to explain or justify his prolonged detention at the Tenderloin Task Force district station. Department General Order 5.03 requires that Certificates of Release be issued when an individual has been "moved a substantial distance or has been detained a significant length of time." Individuals who are held at district stations for being under the influence of alcohol are routinely moved substantial distances and held for up to four (4) hours before being evaluated and released by a Station Keeper. In addition, California Penal Code Section 849 permits a peace officer to release an individual arrested without a warrant where the individual has been arrested for intoxication only and where no further proceedings are desirable. The policy of the Department is "to hold for detoxification only those persons who appear solely under the influence of alcohol." (DM-12, p. 38) California Penal Code Section 851.6(b) states:

In any case in which a person is arrested and released and no accusatory pleading is filed charging him [sic] with an offense, the person *shall be* issued a certificate by the law enforcement agency which arrested him describing the action as a detention.

This issue has also been raised in other cases in which individuals were detained for detoxification purposes only but were not issued any documentation that they had been detained.

CASE INVESTIGATED BY SERGEI LITVINOV

POLICY RECOMMENDATION  
REVIEWED BY:

  
ROBERT S. JANISSE  
CHIEF INVESTIGATOR

POLICY RECOMMENDATION  
APPROVED BY:

  
MARY C. DUNLAP  
DIRECTOR

DATE: March 2, 1998

**POLICY RECOMMENDATION**  
**OCC CASE # 690-97**

**SUBJECT: Issuing business cards to SFPD officers**

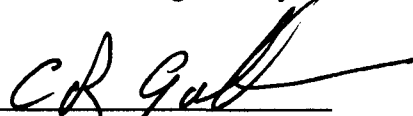
**RECOMMENDATION:**

It is recommended that the Department issue business cards to all SFPD officers who have public contact. Business cards would strengthen communication between officers of the department and the public, providing an easy means for officers to convey basic information about themselves to members of the public, and enabling officers to present, and the public to know and preserve, officers' identifying information in a business-like fashion.

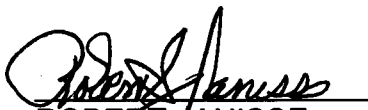
**BACKGROUND:**

The complainant in this case had difficulty obtaining a vehicle release. The release of this particular vehicle was a complicated one, due to a language barrier between the complainant and officers involved. Other problems prevented the officers from releasing the car that day. The complainant asked for the officers' business cards, in case he needed to contact the officers in the future. The officers did not have business cards to give the complainant. It was found that the Department does not presently issue business cards to officers; rather, they must provide their own.

Case Investigated by:

  
\_\_\_\_\_  
CHARLES GALLMAN  
Senior Investigator

Reviewed by:

  
\_\_\_\_\_  
ROBERT JANISSE  
Chief Investigator

Approved by:

  
\_\_\_\_\_  
MARY C. DUNLAP Date: 2/24/98  
Director

POLICY RECOMMENDATION  
OCC CASE NO. 504-96

**SUBJECT: Recommendation that SFPD adopt a policy requiring district stations and inspectors' bureaus to develop a daily log to document members' use of marked and unmarked vehicles.**

RECOMMENDATION:

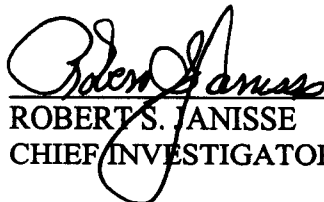
The OCC recommends that the San Francisco Police Department immediately adopt a policy requiring the district stations and inspectors' bureaus to develop a daily log to document members' use of marked and unmarked vehicles. This log should include every shift and clearly identify by name and star number each member using a San Francisco Police Department vehicle. For the purposes of officer accountability to their superiors and a more efficient complaint investigation process, a daily log should be developed and maintained.

BACKGROUND:


A complaint was filed with the OCC that resulted in no sustained findings. Identification of the officers complained about was an issue. Part of the identification information that was provided was a description of the vehicle used by the police officers. During the course of this case investigation, it was discovered that there is no documented information available that permits identification of officers based upon the identification of their vehicles. A station sergeant reported to the OCC that on a shift-by-shift basis this information is kept in the form of a "sign-in/sign-out" board, which is erased at the end of every shift. A daily log that is maintained documenting members' use of vehicles would assist the identification process.

CASE INVESTIGATED  
BY DAVID AULET

POLICY RECOMMENDATION  
REVIEWED BY:

  
ROBERT S. JANISSE  
CHIEF INVESTIGATOR

POLICY RECOMMENDATION  
APPROVED BY:

  
MARY C. DUNLAP  
DIRECTOR

DATE: June 22, 1998

POLICY RECOMMENDATION  
OCC CASE NO. 399-97

**SUBJECT: Recommendation that SFPD adopt a policy requiring the Narcotics Division to develop a daily log to document the activity, location, vehicle use and identification of Narcotics Division officers.**

**RECOMMENDATION:**

The OCC recommends that the San Francisco Police Department immediately adopt a policy requiring the Narcotics Division to develop a daily log to document the activity, location, vehicle use and identification of Narcotics Division officers. For the purposes of officer accountability to their superiors and a more efficient complaint investigation process, a daily log should be developed and maintained.

**BACKGROUND:**

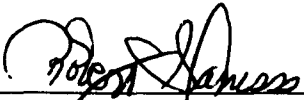
This complaint was filed by an independent civilian who witnessed what he believed to be an improper detention and use of force by several undercover members of the San Francisco Police Department. The complainant was able to supply minimal physical descriptions of the members, and only limited information about the incident, such as the time, location, and general activities of the officers.

During the course of this case investigation, it was discovered that there is no information available through the Narcotics Division, or any other Department source, that permits identification of Narcotics Division officers, and, in particular, undercover officers. A daily log of officer activity, location, and vehicles used would assist this identification process.

It should be noted that, in 1995, the San Francisco Police Commission adopted Resolution 117-95 (see Volume 71 of San Francisco Police Commission Meeting Minutes, p. 154), recommending the adoption of a similar policy.

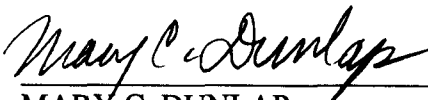
CASE INVESTIGATED  
BY DAVID AULET

POLICY RECOMMENDATION  
REVIEWED BY:

  
\_\_\_\_\_  
ROBERT S. JANISSE  
CHIEF INVESTIGATOR

DATE: June 22, 1998

POLICY RECOMMENDATION  
APPROVED BY:

  
\_\_\_\_\_  
MARY C. DUNLAP  
DIRECTOR

OFFICE OF CITIZEN COMPLAINTS  
POLICY RECOMMENDATION

**SUBJECT: Revise Department General Order 5.01, Section I.3. to require medical treatment, including face and eye rinsing, for all individuals who have been exposed to oleoresin capsicum ("pepper spray") regardless of direct contact to their face.**

**RECOMMENDATION:**

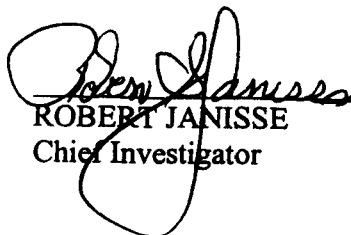
It is recommended that Department General Order 5.01 be revised to require members to rinse the faces of all individuals who have been exposed to pepper spray, except when the exposed individual clearly and coherently communicates that rinsing is not necessary.

**BACKGROUND:**

In this case, it is unclear whether the arrestee was sprayed in the face with pepper spray, although there is no doubt that he was exposed to pepper spray. The arrestee was under the influence of narcotics and not in a position to indicate if he was in distress from the exposure to pepper spray. Because no officer saw direct pepper spray contact with his face, his eyes and face were never washed or flushed based upon the current language of Department General Order 5.01.

Investigated by: **MIKE KLOSS, Investigator**  
**BLANCHE BLACHMAN, Senior Investigator**

Reviewed By:

  
ROBERT JANISSE  
Chief Investigator

Approved by:

 6/23/98  
MARY DUNLAP DATE  
Director

OFFICE OF CITIZEN COMPLAINTS  
POLICY RECOMMENDATION

**SUBJECT: Conduct Department-wide review to determine which members have not received training in the proper use of oleoresin capsicum ("pepper spray") and the proper treatment of individuals exposed to pepper spray.**

**RECOMMENDATION:**

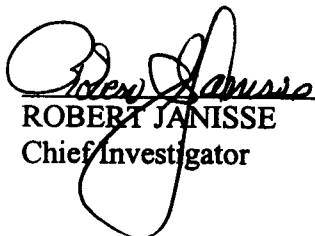
It is recommended that the Department conduct a review to determine which members of the Department have not yet been provided training regarding the proper use of pepper spray and proper treatment of individuals exposed thereto, including transportation and medical treatment.

**BACKGROUND:**

During the course of this investigation, it was determined that there remain members of the Department, including superior officers, who have not been trained in the proper use of pepper spray. Because Department General Order 10.02, Section F.1.o. requires officers to carry Department-issued mace or pepper spray, each member must be provided the necessary training to use it effectively. In addition, superior officers who must supervise their subordinates must be provided training to effectively provide guidance at a scene where pepper spray has been used.

Investigated by: **MIKE KLOSS, Investigator**  
**BLANCHE BLACHMAN, Senior Investigator**

Reviewed By:

  
ROBERT JANISSE  
Chief Investigator

Approved by:

 6/23/98  
MARY DUNLAP DATE  
Director

OFFICE OF CITIZEN COMPLAINTS  
POLICY RECOMMENDATION

**SUBJECT: Issuance of Department General Order regarding care and treatment of individuals displaying altered mental status and/or risks associated with positional asphyxia. Updated training regarding members' responsibilities relative to positioning, transportation, and medical treatment of persons taken into police custody.**

**RECOMMENDATION:**

The San Francisco Police Department should issue a General Order regarding the care and treatment of individuals displaying "altered mental status," previously referred to as excited delirium, and/or risks associated with positional asphyxia. This Order should encompass members' duties relative to the positioning, transportation, and medical treatment of persons taken into police custody. Updated training for all members should be provided after issuance of new order.

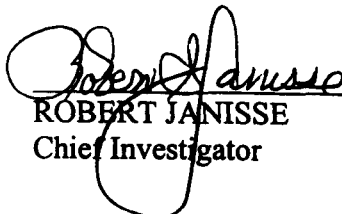
The Order should contain mandatory language regarding care and treatment of persons in custody.

**BACKGROUND:**

Relevant Department policies regarding excited delirium, also referred to as altered mental status, and positional asphyxia were issued in 1994 and have expired. Department policy relevant to these issues currently only appear in the Booking and Detention Manual (SFPD DM-12). All members must be required to understand and comply with new written directives.

Investigated by: **MIKE KLOSS, Investigator**  
**BLANCHE BLACHMAN, Senior Investigator**

Reviewed By:

  
ROBERT JANISSE  
Chief Investigator

Approved by:

 6/23/98  
MARY DUNLAP DATE  
Director

**OFFICE OF CITIZEN COMPLAINTS**  
**POLICY RECOMMENDATION**

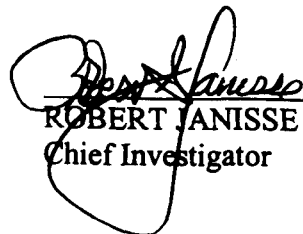
**SUBJECT: Implement recommendations from Custody Death Task Force.**

**RECOMMENDATION:**

In May 1996, a report was issued by the Custody Death Task Force (see attached) related to safe positioning and transportation of arrestees. Included in this report were recommendations regarding the purchase of equipment to safely transport arrestees, development of new training regarding First Aid and CPR, and the development of a data base to record and monitor incidents of in-custody death. Several recommendations that were adopted in principle by the San Francisco Police Commission and recommended by the San Francisco Police Department itself have not been acted upon. It is recommended that those items be acted upon immediately.

Investigated by: **MIKE KLOSS, Investigator**  
**BLANCHE BLACHMAN, Senior Investigator**

Reviewed By:

  
\_\_\_\_\_  
**ROBERT JANISSE**  
Chief Investigator

Approved by:

 **6/23/98**  
\_\_\_\_\_  
**MARY DUNLAP**      **DATE**  
Director



POLICY RECOMMENDATION  
OCC CASE NO. 0027-98

**SUBJECT: Need for formal training or guidance to be issued to officers regarding appropriate procedures for updating or correcting citations issued.**

RECOMMENDATION:

The OCC recommends that the San Francisco Police Department develop formal training for, and provide clear, written guidelines to, members of the Department regarding how to correct information on a citation being issued.

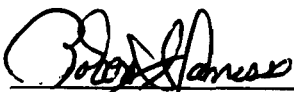
BACKGROUND:

The complainant in this case was issued and, upon request, signed the citation. After the complainant signed the citation, the officer determined that incorrect information was presented and changed that information by drawing through one street name and writing in different information. The complainant was then presented with the corrected citation. She did not sign the citation again.


The officer involved admitted that he altered the citation after the complainant signed it. He stated that there was no SFPD procedures for how to correct errors made on citations. During the course of the OCC investigation, an interview was conducted with the Department Academy instructor for citation writing. He stated that there is no written procedure on the correct way to alter citations and that such material is only covered where specifically asked about by a student in the course.

CASE INVESTIGATED  
BY EILEEN GRADY

POLICY RECOMMENDATION  
REVIEWED BY:

  
\_\_\_\_\_  
ROBERT S. JANISSE  
CHIEF INVESTIGATOR

POLICY RECOMMENDATION  
APPROVED BY:

  
\_\_\_\_\_  
MARY C. DUNLAP  
DIRECTOR

DATE: June 29, 1998

OFFICE OF CITIZEN COMPLAINTS  
POLICY RECOMMENDATION  
OCC CASE # 738-97

**SUBJECT: TRAINING FOR ENFORCEMENT OF TAXICAB REGULATIONS**

**RECOMMENDATION:**

The Office of Citizen Complaints recommends that the San Francisco Police Department institute written procedures and training protocols so that officers in general, and members of the Taxi Detail in particular, receive proper instruction on the enforcement of the Chief's Taxicab Regulations.

Department Bulletin 98-91, issued May 8, 1998, partly addresses the proper enforcement action for violations of the Chief's Taxicab Regulations. (See Attachment A.) However, that Bulletin fails to address the training and stated practice of the Taxi Detail to cite taxi drivers for offenses that are not clearly delineated within the Chief's Regulations or the provisions of the Municipal Police Code. In addition, DB 98-91 fails to address the stated practice of members of the Taxi Detail to cite taxi drivers for Section 1077(a) of the Municipal Police Code. (See Attachment B.) MPC Section 1077(a) does not delineate any citable offenses; it is solely an administrative provision that gives the Chief of Police the authority to promulgate regulations. As such, citations issued for violations of MPC Section 1077(a) are improper on their face.

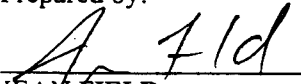
**BACKGROUND:**

In August 1997, a San Francisco police officer issued a citation to a taxi driver for "Failure to Obey 1077(a) MPC." The officer, a member of the Taxi Detail, stated that he cited the driver because the driver was willfully late to a scheduled taxi inspection.

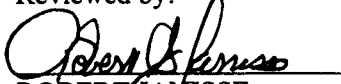
The citation was improper, and dismissed as invalid by the court. MPC Section 1077(a) is an administrative provision that grants the Chief of Police to adopt rules in order to regulate the taxi industry. MPC Section 1077(a) does not delineate illegal behavior, nor does it contain any language to the effect of "failure to obey." The Chief's Regulations do not specify what enforcement action, if any, may be taken against a taxi driver who fails to arrive on time for a scheduled inspection.

The officer stated that he was trained to cite drivers under MPC Section 1077(a). Both his fellow officer, and the acting officer in charge of the Taxi Detail at the time of the incident, corroborated this statement.

Prepared by:

  
JEAN FIELD  
Attorney

Reviewed by:

  
ROBERT JANNISSE  
Chief Investigator

Approved by:

 7/16/98  
MARY C. DUNLAP  
Director

POLICY RECOMMENDATION  
OFFICE OF CITIZEN COMPLAINTS  
OCC CASE #0602-98

Fourth Quarter 1998  
Reference 98-602/DGO 9.06 III. C.  
SUBJECT: **Vehicle Tows/Stranded Motorist**

RECOMMENDATION:


The Office of Citizen Complaints recommends that the San Francisco Police Department amend DGO 9.06. The amendment shall require officers ordering a vehicle tow to remain at the scene for a total of 30 minutes to wait for tow and to allow driver to arrange alternative transportation. If driver cannot secure alternative transportation, officers shall, at driver's request, transport driver to a safe location, convenient to communication and transportation facilities. Existing policy permits officers to wait 20 minutes for the tow; a requirement that officers remain to assist, and an additional 10 minutes for them to wait, are reasonable provisions for driver safety.

BACKGROUND:


Officers seized the truck of complainant, a resident of Redwood City, at 2:30 am on or near the Golden Gate Bridge. Officers left the scene although complainant stated he had no alternative transportation or money. Complainant walked in terror for several miles along desolate streets to the Townsend Street Caltrain station.

CASE INVESTIGATED BY KASI JAMMEH

POLICY PREPARED BY:

  
River Ginchid-Abeje  
Policy and Outreach Specialist

POLICY RECOMMENDATION  
APPROVED BY:

 12/1/98  
Mary C. Dunlap  
Director

Policy Recommendation  
Office of Citizen Complaints  
First Quarter 1999  
Reference 98-723/DGO 6.09, 6.13, 6.16  
**Subject: Sexual Assaults, Domestic Violence**

**Recommendation:** The Office of Citizen Complaints recommends that the San Francisco Police Department amend DGO 6.16 I. and 6.09 I. to inform officers that victims of sexual assaults and or domestic violence are more severely traumatized than victims of opportunistic crimes. These amendments shall require officers to be sensitive to the needs of these victims including use of language and behavior respectful of the tenor of the situation. Victims of sexual assaults shall also be provided appropriate referrals to community organizations, as is the procedure for victims of domestic violence. The OCC believes that existing policy, as reflected in DGO 6.13 I. D, supports this recommendation.

**Background:**

After reporting a sexual assault, complainant was driven by officers to San Francisco General Hospital. During the transport, the officers laughed and held a lively social discussion which complainant experienced as officer insensitivity to the situation.

INVESTIGATED BY KASI JAMMEH

Prepared by:

River Ginchild-Abeje  
River Ginchild-Abeje  
Policy and Outreach Specialist

Approved by:

Mary C. Dunlap 12/18/98  
Mary C. Dunlap Date  
Director

#### DEFINITIONS OF ALLEGATIONS

**Unnecessary Force (UF):** Any use of force which exceeds the level of force reasonably needed to perform a necessary police action.

**Unwarranted Action (UA):** An act or action not necessitated by circumstances or which does not effect a legitimate police purpose.

**Conduct Reflecting Discredit (CRD):** An act or action which, by its nature, reflects badly on the Department and undermines public confidence.

**Neglect of Duty (ND):** Failure to take action when some action is required under the applicable laws and regulations.

**Racial Slur (RS):** Behavior or use of language meant to belittle or defame because of race or ethnicity.

**Sexual Slur (SS):** Behavior or the use of language meant to belittle or defame because of sex or sexual orientation.

**Discourtesy (D):** Behavior or language commonly known to cause offense, including the use of profanity.

#### DEFINITIONS OF FINDINGS

**Sustained (S):** A preponderance of the evidence proved that the conduct complained of did occur, and that using as a standard the applicable regulations of the Department, the conduct was improper.

**Not Sustained (NS):** The investigation failed to disclose sufficient evidence to either prove, or disprove the allegation made in the complaint.

**Proper Conduct (PC):** The evidence proved that the acts which provided the basis for the allegations occurred; however, such acts were justified, lawful, and proper.

**Unfounded (U):** The evidence proved that the acts alleged in the complaint did not occur, or that the named member was not involved in the acts alleged.

**Policy Failure (PF):** The evidence proved that the act by the member was justified by Departmental policy, procedure, or regulation; however, the OCC recommends a change in the particular policy, procedure, or regulation.

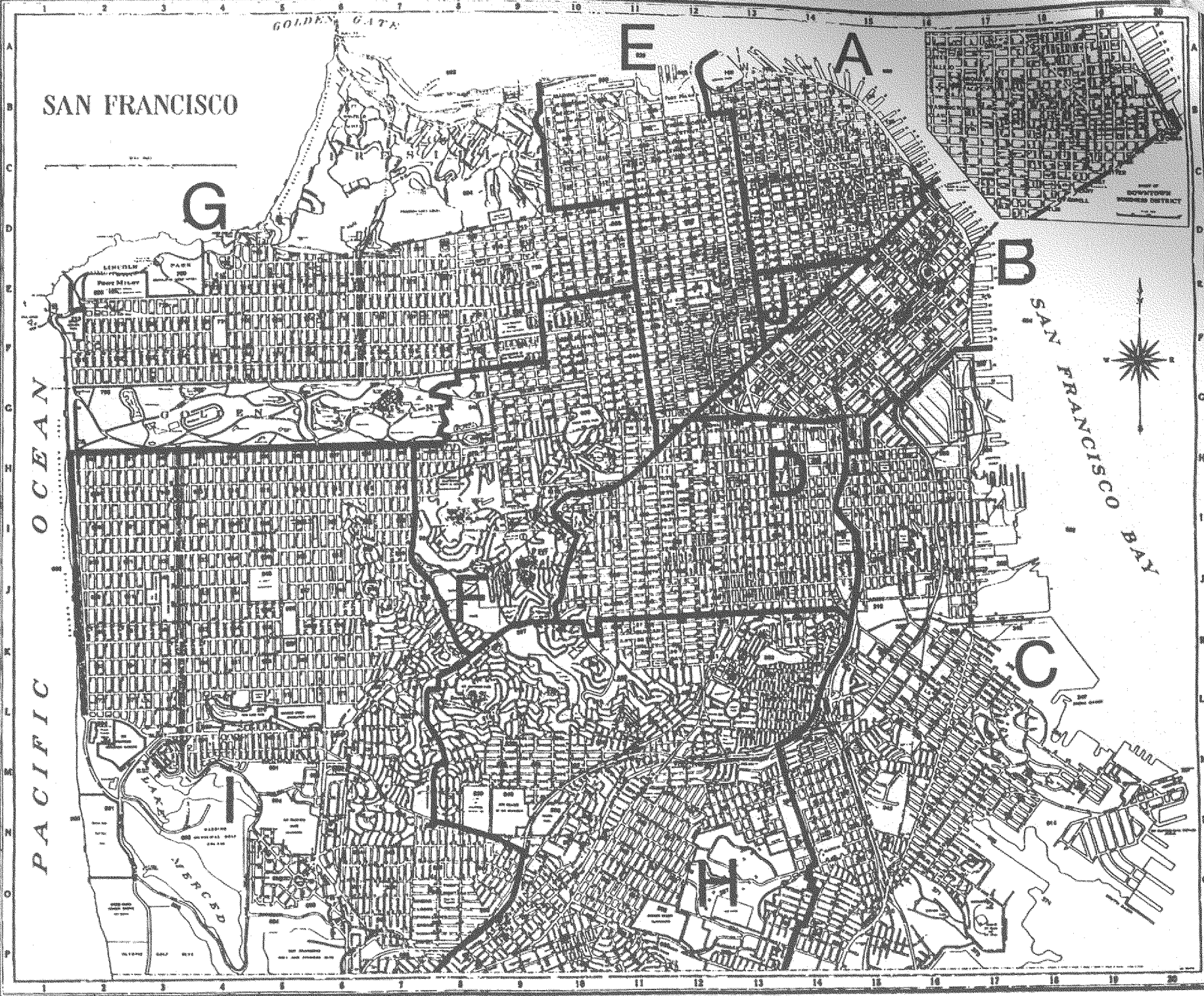
**Supervision Failure (SF):** The evidence proved that the action complained of was the result of inadequate supervision when viewed in light of applicable law; training; and Departmental policy and procedure.

**Training Failure (TF):** The evidence proved that the action complained of was the result of inadequate or inappropriate training; or a absence of training when viewed in light of Departmental policy and procedure.

**Information Only (IO):** The evidence proved that the action complained of did not involve a sworn member of the Department; or that the action described was so obviously imaginary that their occurrence is not admissible by any competent authority. Information Only allegations are not counted as complaints against sworn members of the Department. Complaints against non-sworn employees of the Department are referred to Management Control Division. Complaints against employees of other agencies, are referred to the appropriate agency.

**No Finding (NF):** The complainant failed to provide additional requested evidence, or the complainant requested a withdrawal of the complaint.

**Mediation (M):** By mutual agreement of the complainant and the accused member, the complaint was mediated and resolved in a non-disciplinary manner.



SAN FRANCISCO

GOLDEN GATE

PACIFIC OCEAN

SAN FRANCISCO BAY

