

1. Civilian Review Board Agenda Packet April 10 2012  
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Documents: [CRB-AGENDA-04-10-2012.PDF](#), [CIVILIAN REVIEW BOARD DRAFT MINUTES MARCH 13 2012.PDF](#), [MARCH 2012 CLOSED CASE REPORT.PDF](#), [MARCH 2012 OPEN CASE REPORT.PDF](#), [MARCH 2012 PUBLISHED COMMENDATIONS.PDF](#)

# City of Eugene CIVILIAN REVIEW BOARD



*It is the mission of the Civilian Review Board to provide fair and impartial oversight and review of internal investigations conducted by the City of Eugene Police Department involving allegations of police misconduct, use of force and other matters. The Board will strive to build trust and confidence within the community and to ensure that complaints are handled fairly, thoroughly and adjudicated reasonably. The Board will encourage community involvement and transparency in order to promote the principles of community policing in the City of Eugene.*

Meeting Agenda: Civilian Review Board  
**Tuesday, April 10, 2012**  
**McNutt Room, City Hall, Eugene, OR, 97401**  
5:30 PM (Public Portion)  
Contact: Vicki Cox, 682-5016

*(Dinner will be available for board members beginning at 5:00 pm.)*

<b><u>ITEM</u></b>	<b><u>TIME (Starting)</u></b>
1. Dinner for Board Members	30 minutes (5:00 pm)
2. Agenda and Materials Review	5 minutes (5:30 pm)
3. Minutes Approval (March 2012 Meeting)	5 minutes (5:35 pm)
4. Public Comment	10 minutes (5:40 pm)
5. Comments: Members, Liaisons to Police and Human Rights Commissions and Chair	15 minutes (5:50 pm)
6. Case Discussion	30 minutes (6:05 pm)
A man alleged that he was racially profiled when he was stopped for speeding in a school zone. He also alleged that the officer amended the ticket after reviewing the Auditor's office intake of his complaint.	
7. Break	10 minutes (6:35 pm)
8. Case Discussion	30 minutes (6:45 pm)
A woman complained that she was denied the opportunity to use the bathroom when she was arrested for DUII.	
9. Auditor's Report	5 minutes (7:15 pm)
10. Training for Board	5 minutes (7:20 pm)
11. Case Selection for May Meeting	5 minutes (7:25 pm)
12. Adjourn	5 minutes (7:30 pm)

NAME OF MEETING: Civilian Review Board  
DATE OF MEETING: March 13, 2012  
TO: Vicki Cox  
RECORDED BY: Linda Henry

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**ROUTING INFORMATION**

3/26/12 llh Draft to Staff

# MINUTES

Civilian Review Board  
McNutt Room—Eugene City Hall—777 Pearl Street

March 13, 2012  
6:30 p.m.

PRESENT: Tim Laue, Chair; Bernadette Conover, Steven McIntire, Snell Fontus, George Rode, Eric Van Houten (arrived at 5:32 p.m.), Debra Velure, members; Vicki Cox, Mark Gissiner, Ms. Pitcher, Police Auditor's Office; Lt. Scott Fellman, Lt. David Natt, Eugene Police Department.

ABSENT: None.

## **I. EUGENE MISSION TOUR**

## **II. DINNER FOR BOARD MEMBERS**

Mr. Laue convened the CRB at 5:30 p.m.

## **III. AGENDA AND MATERIALS REVIEW**

There were no adjustments to the agenda.

## **IV. MINUTES APPROVAL—February 14, 2012**

Ms. Conover, seconded by Mr. Rode, moved that the February 14, 2012 minutes be approved as submitted. Mr. Laue deemed the minutes approved.

## **V. PUBLIC COMMENT**

There was no one who wished to offer public comment.

## **VI. COMMENTS FROM CHAIR, MEMBERS AND CRB REPRESENTATIVES TO THE POLICE COMMISSION AND HUMAN RIGHTS COMMISSION (HRC)**

Mr. Laue welcomed Ms. Pitcher back.

Ms. Conover did not attend the March 8, 2012 Police Commission meeting. The commission scheduled a retreat for May 5, 2012. She suggested the CRB identify items to forward to the Police Commission for inclusion in the commission's work plan.

Mr. Laue stated CRB members toured the Eugene Mission earlier this evening. He was impressed with the Mission's transformation, noting it was more open and welcoming than it had been in the past. Jack Tripp, the Executive Director, stated Eugene Police Department (EPD) officers were at the Mission

several times a week and 100 percent of the officers were sensitive and patient, and performed well. Mr. Tripp noted the growth of homeless women with children had been exponential.

Ms. Snell said the Mission did good work and he had been impressed with his observations during the tour. He said the Mission accepted donations of clothing, appliances and furniture.

Mr. Rode expressed disappointment there was no facility for single men with children in the community. The Mission served approximately 11,000 meals per month for less than \$4,000, with the support of food donations. He had been impressed with the new Eugene Mission Executive Director on a previous visit. He attended the Police Commission March 2012 meeting. One guest at the meeting was there to share peace and encouraged being kind to our fellow human beings, and another guest who had filmed a police situation had been detained and was very unhappy. Kids FIRST staff gave a presentation on their work. The commission discussed the appointment process for new members.

## **VII. AUDITOR'S REPORT**

Mr. Gissiner said there had been three officer involved shootings since he came to the City, two of which involved .223 rifles. When he reviewed complaints, it was important for him to understand how the weapons operated. He recently visited the range to observe the rifles in use. He suggested the CRB should visit the range if it decided to review an officer involved shooting case. He had discussed the trespassing issue with City Councilors. EPD issued about one trespassing citation every 24 hours and there were approximately 3,000 trespassing letters on file in at EPD. Ms. Pitcher was preparing the Police Auditor annual report. Complaints for 2011 were up about 20 percent over 2010. Use of force complaints were down to 15 in 2011 from 40 in 2010. The U.S. Department of Justice (DOJ) National Institute of Justice recently published a report on use of force complaints which the Police Auditor's office would compare to Eugene's data. The number of internally generated complaints from EPD to the Auditor's office had increased. He reviewed several cases the CRB could consider reviewing. He observed Eugene was unique in that the number of complaints was going up, whereas historically, the number of complaints decreased in other jurisdictions. He added there had been numerous complaints about the party patrol in the past, but there had been no complaints filed since the start of the current school year. He attributed this to an improved search and seizure policy, word of mouth communication among the student population, initiatives on the part of the University of Oregon (UO), and internal City changes.

Mr. Van Houten inquired if there was a nationwide repository of police auditor reports. The National Association for Civilian Oversight of Law Enforcement (NACOLE) had tried to establish a system several years ago, but had not been able to secure funding from the DOJ.

Mr. Laue directed CRB members to a letter in the agenda packet from Mr. Swaggart who had requested the CRB review his case. He noted the file was available for review by CRB members in the Police Auditor's office. The CRB could make a decision at the April meeting.

## **VIII. AUDITOR'S POLICY CONCERN: *Medical care of prisoners refused from Lane County Jail***

Mr. Gissiner stated the CRB had an opportunity to suggest improvements in policies related to the Lane County Jail. He described a situation in which an officer took a prisoner to the Lane County Jail for a misdemeanor offense. When at the jail, the prisoner complained about injuries. The prisoner was

assessed by the nurse who told a Sheriff's Deputy that she would not take the prisoner because of the prisoner's complaints about the injuries. This information was conveyed to the police officer who subsequently issued the person a citation and released him. Mr. Gissiner was concerned about line officers making medical decisions. The current policy did not provide direction on what officers should do if the nurses at the jail refused to accept people transported to jail. He preferred that officers speak directly with the nurses and consult on whether paramedics should be called to evaluate the prisoners to determine whether they should be transported to the hospital, released with citations or the police supervisor should be contacted. Mr. Gissiner had reviewed policies in place in other jurisdictions and found few policies which addressed this issue. There is a short policy statement indicating that officers are to provide access to medical treatment for all prisoners who need or claim to need such care.

Lt. Fellman said the current EPD policy did not clearly outline what should occur if the prisoner had committed a more serious crime. In practice, officers consulted with supervisors. If prisoners were transported to the hospital, EPD posted guards. He was in favor of the officer and nurse speaking directly.

Mr. Gissiner opined the nurse was refusing to accept the injured prisoner because the jail did not have the medical capability to treat the prisoner's injury or illness and the prisoner needed to go to a medical facility. The policy was not clear on how to manage the medical transport, and was left to the officer's discretion.

Mr. Laue suggested the Police Commission may want to discuss this issue at its May 2012 retreat.

Mr. Laue invited Lt. Natt to join the CRB at the table. Lt. Natt asserted police officers were not trained to be EMTs. In a situation with prisoners who claimed to be injured or ill, he issued a citation and called the paramedics to evaluate the prisoner and make a decision on whether the prisoner needed medical attention.

Lt. Natt iterated most of his experience with the jail refusing to accept prisoners was related to chronic alcoholism for which the jail did not have the capability to accept prisoners who would become medical complications during incarceration without detox treatment. He asserted officers made decisions based on the totality of the situation and they needed to be allowed to use their common sense to assess individual situations and make appropriate decisions.

## **IX. BREAK**

The CRB took a break.

## **X. CASE DISCUSSION**

Mr. Laue welcomed Lt. Natt who was the weekend night watch commander, and who had completed the investigation on this case.

**Summary:** Officers apprehended two individuals involved in a fight. One individual alleged that the officers used excessive force. He also alleged that they caused an injury to his head.

Ms. Pitcher provided a PowerPoint presentation and the staff report. She stated the case started with a fight reported at the corner of Broadway and Willamette Street. Officers contacted the reporting party and another person at the scene. The officers established probable cause, handcuffed the reporting party and guided him to the car. The video showed the reporting party walking. He subsequently fell repeatedly. After being placed in the vehicle, the reporting party repeatedly banged his head against the window and Plexiglas divider. She noted the impact of the reporting party banging his head sounded like a violent impact on the recording. At that point, the officer ordered the reporting party out of the vehicle and ordered him to get on the ground. The video showed the reporting party getting on his knees. The officer then ordered him to lay down on the ground. Officer A's hand was on the reporting party's left shoulder and the video showed contact but it appeared the hand was attempting to guide the reporting party to the ground. It did not appear that Officer A struck the reporting party. The reporting party fell forward and hit his head. A witness and his family observed the interaction and were contacted as part of the investigation. The reporting party accused the officer of pushing him and asked for CAHOOTS to come and get him. Officers called paramedics who treated the head injury at the scene. The reporting party went to the Police Auditor's office where his complaint was heard and photographs taken.

*Allegation:*

Allegations of excessive force and performance were investigated. The Board may also wish to discuss policy implications relating to violent behavior in the back of police cruisers.

*Recommended adjudications*

Ms. Pitcher said the incident was classified as an allegation of misconduct. One allegation of performance was Officer A did not perform appropriately in managing the care of the subject. A second allegation was the officers and sergeant on the scene used excessive force during the arrest. After the investigation, both the chain of command and the Police Auditor recommended the performance allegation be sustained. There should have been more care of the subject while he was handcuffed since he had shown he could not balance well and it was not unexpected that he could fall. There was no evidence that the officers used excessive force against the reporting party and the allegation was recommended to be unfounded by the chain of command and the Police Auditor's office.

- ***Complaint Intake and Classification***
  - There were no comments on Complaint Intake and Classification.
- ***Complaint Investigation and Monitoring***
  - Mr. Rode said the investigation appeared to be thorough and fair. It was good to have an unbiased witnesses.
  - Mr. Laue thought the investigation was thorough. There was a lot of supportive video. The interviews with the witnesses were well done and there did not appear to be leading questions.
- ***Relevant Department Policies and Practices***
  - 901.1—Use of Force.
  - 1101.1.B.9—Performance.
  - Mr. Fontus thought this was the most timely investigation that the CRB had reviewed. He did not know why there had been two extensions.
  - Lt. Fellman opined the extensions may have been in the adjudication process related to the collective bargaining process.

- Mr. Gissiner noted the number of people working in Internal Affairs (IA) had remained the same while the number of allegations was up 50 percent compared to 2010.
  - Ms. Conover asked why two of the videos which contained no pertinent visual information although there was some audio, had been included in those reviewed by the CRB.
  - Lt. Natt stated he never excluded any evidence from an investigation, inane or not, to ensure there was no perception that evidence had been excluded.
  - Ms. Velure asked why the CRB was looking at the performance policy. She inquired if there was a policy on positive control and a duty to protect the safety of the person in custody.
  - Lt. Fellman stated for general performance issues, there was policy language that said officers were responsible for people in their custody. The issue was what was expected of officers. Judgment, performance and care in custody had been discussed, and performance settled on.
- ***Policy and/or Training Considerations***
    - There were no comments on Policy and/or Training Considerations.
- ***Adjudication Recommendations***
    - ***Performance***
      - Mr. Van Houten appreciated hearing how that the officer recognized he could have performed differently and that he could have done something differently so that the reporting party may not have been injured.
      - Ms. Conover appreciated the forthrightness of the officer.
      - Mr. Laue said it was good to see that reports written by the officers at the time of the incident were very helpful.
      - Mr. Rode said the reports appeared to be thorough.
    - ***Use of Force***
      - Ms. Conover agreed the use of force was unfounded.
      - Mr. Van Houten agreed the use of force was unfounded.
- ***Additional Comments and/or Concerns***
    - Mr. Laue asked what officers needed to do when a person was potentially hurting themselves in the back of a police vehicle. He asked for the perspective of the officers.
    - Lt. Fellman said officers had several options depending on the totality of circumstances, starting with trying to talk the person out of the behavior. If talking to the person was not effective, officers then used force options which meant physically removing them from the car, restraining and immobilizing them, and putting them back in the car. Often, the restraints were uncomfortable and the person's behavior changed. In extreme situations, officers would have to call a medic unit that would put the person in a stretcher, tie the person down with four point restraints, and transport the person in an ambulance. There were dangers of the person hurting themselves in the vehicles, and getting someone who was thrashing around out of the back seat of a vehicle hazardous for the person and the officer. If officers identified behavior as excited delirium, where the body was burning itself out, it was medical emergency, with a potential for death. Officers were trained to contact the paramedics who would transport the person to the hospital as a Code 3 emergency.
    - In response to Mr. Gissiner, Lt. Fellman said pepper spray was an option if they were fighting and a danger to themselves or others. As with other force decisions, the totality of circumstances needed to be taken into consideration when using pepper spray.

- In response to Mr. McIntire, Lt. Fellman said Tasing a person was an option if the officer could articulate there was an immediate risk of serious physical injury. Again, as with other force decisions, the totality of circumstances needed to be taken into consideration when using a Taser. Lt. Natt added if the use of the Taser fit the policy and training for the use of the Taser and the officer could articulate it within the force factors that the Supreme Court had given and EPD policy dictated, the Taser could be used.
- Lt. Fellman, reading from the Taser policy said, “The Taser will not be discharged against a handcuffed or secured prisoner absent overtly assaultive self-destructive or violently resistive behavior that cannot be reasonably addressed by other less intrusive and readily available means. Officers discharging the Taser against a restrained individual shall consider using the Taser in dry stun mode...and only to the extent required to gain control of the person.”
- Mr. Laue observed that reasonable under the totality of the circumstances was not judged by a reasonable person, but is judged by another law enforcement professional or police officer.
- Lt. Natt added Graham vs. Connor said reasonable under the totality of the circumstances was the reasonable officer standard. In response to Mr. Laue, Lt. Natt acknowledged he was satisfied the tools available to the officers were reasonable under the totality of circumstances when dealing with scenarios where people were a danger to themselves or others. He added EPD transport times were generally shorter than those of the Lane County Sheriff’s Office, and officers generally arrived at the jail within ten minutes of putting a person in the vehicle. After arriving at the jail, jail staff engaged in verbal de-escalation to achieve compliance to get people out of the vehicle. Once in the sally port, if jail staff did not like what they saw, they would use their policies and procedures to deal with the person. The jail staff video taped arrival of vehicles in the sally port.
- Mr. Rode stated his biggest concern was how much time was spent on someone who was under the influence and blatantly not telling the truth. In this case, the CRB found something the officer could have done better. He was bothered by the fact that dealing with exaggeration or untruth was expensive.
- Mr. Laue said police had the authority to use force under certain circumstances. Police investigating the actions of other officers was a wise investment of community resources.
- Lt. Fellman said the department had considered undertaking some research to determine what the cost of different police actions was. He did not want the department to be discouraged from the very thorough review it undertook as long as the cases appeared to be reasonable to investigate at the onset. IA had two missions: ascertain the truth of the matter; and, assure the integrity of the investigation. If that was done, the community knew the officers had acted with integrity.
- Lt. Natt said the resources devoted to investigating a case also provided learning opportunities for the citizens, the officers, and the community. He stated the officers were pro investigation. When allegations came to the department the vast majority of officers wanted the truth to come out in the investigation.
- Mr. Laue averred the sustained rate for the EPD investigations was higher than most other departments of its size. He added a benefit was the Police Auditor’s office completed the intake and classification, and determined what would be investigated, which was important.
- Lt. Fellman said as a result of conversations with Mr. Gissiner about head injuries specifically related to this case, this issue was discussed at defensive tactics training.

## **XI. ADDITIONAL COMMENTS**

Lt. Natt stated he was completing his rotation in IA. He thanked CRB members for their service to the community. He averred the CRB's work was very important and was going very well, due in part to the time the CRB members gave to the process. It was important to the community, the City government and the officers. He encouraged the CRB to keep doing what it was doing and using resources to ensure that the process was right. He thanked the CRB for what it had given back to him as an investigator and as a police officer in this community.

Mr. Gissiner commended Lt. Natt as a top IA investigator.

## **XII. TRAINING STRATEGY PROPOSAL FROM CHAIR**

Mr. Laue directed CRB members to the training proposal he had provided. Following a brief discussion, a tour of the forensics facility was tentatively identified as the April 2012 training opportunity.

## **XIII. CASE SELECTION TOPIC FOR APRIL MEETING**

Mr. Gissiner said reviewed possible cases for the April 2012 meeting. A racial profiling case was tentatively identified for the April meeting.

## **XIV. ADJOURN**

The meeting adjourned at 7:55 p.m.  
(Recorded by Linda Henry)

# Eugene Police Department

March 2012 Closed Case Report

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Incident type: Internal Affairs

IA No: IA12-074

Received date: Mar 12, 2012

Class/sub-class: Allegation of Criminal Conduct / Conformance to Laws

Disposition: Dismissed-EE Not Active

RP contacted the Auditor's office inquiring about his contact with an EPD detective about the cold case murder of Sharon Hiller in 1992. RP alluded that an EPD employee at the time had something to do with the murder and wanted to be sure since he had not heard back from the detective in over 3 weeks that EPD was taking his report seriously.

This will be closed and referred to the Lane County D.A.'s office for a decision about whether they wish to pursue this claim.

Auditor Dismissed; Employee Not Active

Report created on: 04/04/2012 at: 12:21

# Eugene Police Department

## March 2012 Open Case Report

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Incident type: Internal Affairs  
Status: Completed  
Class/sub-class: Service Complaint / Performance  
Disposition: Resolved

A sergeant forwarded a complaint to the Auditor's Office for an anonymous complainant. RP was unhappy with officers who tried to have Cahoots respond when he wanted a disorderly trespasser at a shelter arrested. Supervisor responded and spoke with RP about the officers' discretion and reasoning the officers may have had. RP was satisfied with explanation.

Auditor is satisfied with resolution: Complaint may be dismissed resolved.

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Incident type: Internal Affairs  
Status: Completed  
Received date: Mar 2, 2012  
Class/sub-class: Policy Complaint /  
Disposition: Supervisor Review-Closed

RP contacted the Auditor's Office about a traffic stop. RP received a citation for speeding in a residential area as she was looking for a street in an unfamiliar area. The officer then cited her for tinted windows RP was unaware of this law since she has recently moved here from Arizona and feels like the officer added it for punishment.

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Incident type: Internal Affairs  
Status: Active  
Received date: Mar 2, 2012  
Class/sub-class: Allegation of Misconduct / Use of Force  
Disposition:

RP telephoned and then stopped by the Auditor's office to file a complaint of Excessive Use of Force, and Harassment when they arrested him. RP stated officers rudely approached him near the Wetlands Bar because he supposedly was harassing someone, he sat on the curb as ordered and then stood, as officers went to put handcuffs on they started yelling to stop resisting which he was not doing and from a full standing position pitched him on his head.

Allegations:

Use of Force - 901.1 Use of Force

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Incident type: Internal Affairs  
Status: Active  
Received date: Mar 5, 2012  
Class/sub-class: Allegation of Misconduct / Courtesy  
Disposition:

RP stopped by the Auditor's office and alleged that during her warrant arrest an officer verbally harassed her calling her a junkie over and over. A couple of other officers on scene actually told him to knock it off.

Allegations:

Courtesy - 1101.1.B.7 Courtesy

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Incident type: Internal Affairs  
Status: Active  
Received date: Mar 5, 2012  
Class/sub-class: Allegation of Misconduct / Constitutional Rights  
Disposition:

RP filed a complaint at the Auditor's office alleging that sometime in the last 6 months 2 officers yelled at him to stop as he was leaving Starbucks on Pearl, that he had a warrant. RP continued to walk into the parking structure. Realizing officers were not going to leave him alone he put his hands behind his head and got on the ground. RP stated an officer still put a knee in his back and neck using force against him while yelling stop resisting. He was then released because he did not have a warrant.

Allegations:

Constitutional Rights/Discrimination - 1101.1.B.6 Constitutional Rights

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Incident type: Internal Affairs  
Status: Active  
Received date: Mar 5, 2012  
Class/sub-class: Service Complaint / Performance  
Disposition:

RP stopped by the Auditor's office and alleged that an officer took her SSN when she was arrested and did not notify her that she could decline to provide it.

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Incident type: Internal Affairs  
Status: Completed  
Received date: Mar 6, 2012  
Class/sub-class: Service Complaint / Performance  
Disposition: Dismissed-o/s jurisdic

RP contacted the Auditor's Office with the complaint that a motorcycle officer used his lights too speed through an intersection at Gateway near Best Buys, almost causing him and another driver to have an accident. The officer then turned off the lights and proceeded normally. He did not appreciated the officer abusing his power this way.

Listed plate is not EPD Dismissed by Auditor; Outside Jurisdiction

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Incident type: Internal Affairs  
Status: Active  
Received date: Mar 6, 2012  
Class/sub-class: Service Complaint / Performance  
Disposition:

A banking official was upset that a call for service from their bank never received a response.

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Incident type: Internal Affairs  
Status: Active  
Received date: Mar 7, 2012  
Class/sub-class: Policy Complaint /  
Disposition:

RP contacted the Auditor's office upset that when she went to pick up her vehicle from a towing company after an accident they want to charge her more than double because an officer called in the tow. (\$190.00 vs. \$65.00) Since her vehicle a Ford F-150 was not drivable, the officer asked if she had a tow company. Not knowing one, she had the officer call for a tow. No one informed her that is was more if EPD called or

that she could have her vehicle towed somewhere besides the tow company's lot. She feels this was really unfair especially since she had done nothing illegal or been cited.

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Incident type: Internal Affairs  
Status: Completed  
Received date: Mar 7, 2012

Class/sub-class: Policy Complaint /  
Disposition: Supervisor Review-Closed

RP filed an online complaint about the handling of a traffic accident. RP stated that because the CSO did not verify driver's information for accuracy, investigate the scene or cite the other party for running a red light the uninsured driver cannot be found and be held accountable for his actions.

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Incident type: Internal Affairs  
Status: Active  
Received date: Mar 8, 2012

Class/sub-class: Allegation of Misconduct / Conduct  
Disposition:

RP alleged that an officer did not provide accurate information nor had reasonable suspicion to charge her with an offense.

Allegations:

Constitutional Rights/Discrimination - 1101.1.B.6 Constitutional Rights  
Conduct - 401.1 Report Preparation and Submission

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Incident type: Internal Affairs  
Status: Active  
Received date: Mar 8, 2012  
Class/sub-class: Inquiry /  
Disposition:

RP stopped by the Auditor's Office to complain that Records did not completely fulfill his request for police reports.

[Updated]: RP stopped by the Auditor's Office again to state that he was able to get the correct reports from Records. He now complains that the report was inaccurate and he questioned why EPD was allowed to take his medical marijuana before transporting him to the hospital.

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Incident type: Internal Affairs  
Status: Active  
Received date: Mar 12, 2012  
Class/sub-class: Policy Complaint /  
Disposition:

RP inquired into the impounding of her husband's vehicle for DUII even though the arrest took place in their driveway and the car was secure.

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Incident type: Internal Affairs  
Status: Completed  
Received date: Mar 12, 2012

Class/sub-class: Allegation of Criminal Conduct / Conformance to Laws  
Disposition: Dismissed-EE Not Active

RP contacted the Auditor's office inquiring about his contact with an EPD detective about the cold case murder of Sharon Hiller in 1992. RP alluded that a former EPD employee was involved. This will be closed and referred to the Lane County D.A.'s office for a decision about whether they wish to pursue this claim.

Auditor Dismissed; Employee Not Active

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Incident type: Internal Affairs  
Status: Active  
Received date: Mar 13, 2012  
Class/sub-class: Service Complaint / Performance  
Disposition:

RP contacted the Auditor's office because he has on numerous occasions over the last 2 months tried to contact an officer about his stolen vehicle and trailer and cannot get her to respond.

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Incident type: Internal Affairs  
Status: Active  
Received date: Mar 13, 2012  
Class/sub-class: Inquiry /  
Disposition:

RP alleged he was sexually abused while being transported to jail after being arrested.

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Incident type: Internal Affairs  
Status: Completed  
Received date: Mar 14, 2012  
Class/sub-class: Service Complaint / Performance  
Disposition: Supervisor Review-Closed

RP called the Auditor's office with the complaint that she was riding her bicycle on 13th Avenue near Patterson when another cyclist rode toward her on the one way street going the wrong way. A police officer in a patrol car drove by. When she asked the officer at the light why he did not cite the cyclist disobeying the law she was told he didn't think it was a safety issue. RP disagrees and being on the bicycle pedestrian committee wants to bring the issue of Officers citing cyclists for infractions to EPD.

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Incident type: Internal Affairs  
Status: Completed  
Received date: Mar 14, 2012  
Class/sub-class: Service Complaint / Conduct  
Disposition: Supervisor Review-Closed

RP contacted the Auditor's office alleging that on numerous occasions since last year when her son ran from police, police have spoken with family members threatening harm to her son if he does not immediately cooperate in an arrest.

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Incident type: Internal Affairs  
Status: Active  
Received date: Mar 14, 2012  
Class/sub-class: Service Complaint / Service level  
Disposition: Resolved

RP stated that he is being psychologically harassed by people in American cars and many have vet stickers. He stated he originally reported it 7 months ago. He stated that this complaint is because he called the police chief's office twice and they never investigated his harassment allegations. He also stated that EPD officers are part of the organized harassment that is occurring with him.

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Incident type: Internal Affairs  
Status: Completed  
Received date: Mar 16, 2012  
Class/sub-class: Service Complaint / Performance  
Disposition: Supervisor Review-Closed

RP contacted the Auditor's Office frustrated with the lack of follow-up on her stolen vehicle. She also does not understand why her case cannot be reassigned to someone who is not busy.

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Incident type: Internal Affairs  
Status: Completed  
Received date: Mar 16, 2012  
Class/sub-class: Service Complaint / Courtesy  
Disposition: Supervisor Review-Closed

RP alleged an officer contacted him 5 different times harassing him. Harassing behavior RP cited was telling him to get out of here when he was helping out after a vehicle accident, accusing him of starting a fight when he was mediating it, accusing him of trespassing and throwing his coat in water, pushing him in the middle of his chest.

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Incident type: Internal Affairs  
Status: Completed  
Received date: Mar 16, 2012  
Class/sub-class: Inquiry /  
Disposition: Supervisor Review-Closed

RP that an officer came to her door and accused her of lying and cited her for hit and run and no insurance. (She has insurance). She said she was driving on I-105 and another car came into her lane, they both swerved and went on their way - no contact, the officer claimed because the other girl called first he was believing her. RP believed no investigation took place and she was cited on this other person's say so.

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Incident type: Internal Affairs  
Status: Completed  
Received date: Mar 19, 2012  
Class/sub-class: Inquiry /  
Disposition: Supervisor Review-Closed

RP spoke with Sgt. Mason about an incident at the Serbu Court Room. RP was upset that EPD officers escorted him and another person from the Court Room dishonoring them. Also that the woman's child, referred to by the RP as "the cargo" was not returned.

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Incident type: Internal Affairs  
Status: Active  
Received date: Mar 20, 2012  
Class/sub-class: Inquiry /  
Disposition:

RP stopped by the Auditor's Office to complain that a detective's investigation of his wife has been inadequate.

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Incident type: Internal Affairs  
Status: Active  
Received date: Mar 22, 2012  
Class/sub-class: Service Complaint / Courtesy  
Disposition:

RP contacted the Auditor's office with a concern about a traffic stop he was involved in.

Service Complaint: Courtesy; Alternative Remedy for citation.

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Incident type: Internal Affairs  
Status: Active  
Received date: Mar 22, 2012  
Class/sub-class: Inquiry /  
Disposition:

RP contacted the Auditor's Office inquiring into an incident in which a friend who is a RN and a mandatory reporter and who lives in Medford contacted EPD during her home birth labor concerned because it had been several days and she had not heard any news of the birth.

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Incident type: Internal Affairs  
Status: Completed  
Received date: Mar 25, 2012  
Class/sub-class: Inquiry /  
Disposition: Supervisor Review-Closed

RP filed a complaint form with the Auditor stating that during the 30-40 minutes he was detained by police while they investigated a claim of a theft of a washer and dryer he had helped a friend transport, officers handcuffed him too tightly and he lost sensation after several minutes.

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Incident type: Internal Affairs  
Status: Active  
Received date: Mar 26, 2012  
Class/sub-class: Service Complaint / Performance  
Disposition:

RP stated that her nephew smashed a window on her son-in-law's car. An officer told RP that if they wished to press charges against the nephew, they could do so. When they telephoned the officer, the officer told them they could not file charges.

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Incident type: Internal Affairs  
Status: Active  
Received date: Mar 26, 2012  
Class/sub-class: Inquiry /  
Disposition:

RP contacted the Auditor's Office with 3 issues:

1. The arresting officer would not arrest the owner of a market for assaulting him.
  2. He was arrested at the Market and officers held him at taser point and transported him to jail for trespass with cuffs on too tight even when he told them he has medical issues with his wrists.
  3. He was not told why he was arrested nor was he read his rights.
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Incident type: Internal Affairs  
Status: Completed  
Received date: Mar 26, 2012  
Class/sub-class: Inquiry /  
Disposition: Supervisor Review-Closed

An anonymous caller to the Auditor's Office inquired into why EPD was airing a two year old commercial on TV depicting a "hoodie" clad person stealing a car. RP stated that under the circumstance of the recent shooting of a young black teen in a hoodie EPD was profiling people wearing hoodies and he thought this was not a good thing to do. RP wants to know why this was suddenly put on the air and how to have it removed. RP will check back with the Auditor's office about his inquiry.

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Incident type: Internal Affairs  
IA No: IA12-092 Status: Completed  
Received date: Mar 27, 2012  
Class/sub-class: Inquiry /  
Disposition: Dismissed-Timeliness

RP contacted the Auditor's office via phone and written correspondence about an incident in July 2010 in which she believes she was falsely arrested.  
Auditor will dismiss - timeliness.

31 incidents displayed.

Report created on: 04/02/2012 at: 09:36

**The Eugene Police Department received 29 commendations in March, 2012. Below is a sampling.**

The reporting party commended the work of one officer, who was able to recover her stolen cell phone within hours of taking the report: "so responsive and so professional and caring... He went above and beyond the call of duty and I am so grateful!" Of a second officer, who facilitated the return of the phone's SD card, which contained pictures of her grandchildren, she says, "He was very patient and helpful and I felt like he cared about helping me."

The reporting party commended an officer's patient and thorough investigation of a series of Criminal Mischief incidents. "All in all [the officer] did an outstanding job. She treated us with dignity, respect and seemed to take this case on as if it were her own."

A local businessperson commended an officer's presentation to staff members: "She was warm and professional; she knew her information deeper than the data on the slides, so was able to factually and confidently answer questions about them. She was respectful of the delicate questions that could have bordered on the political edge, and she made the presentation not only interesting, but fun."

The reporting party commended an officer's response to a telephonic harassment incident. The officer was "a great help to me" and provided useful information: "all the ins and outs and the pushes and the shoves."

The reporting party thanked an officer for assisting a family member whose neighbor was undergoing a mental health crisis. "Obviously this was a scary situation for them, but for you it was just another Monday. Hard-working police officers like yourself don't get enough credit."

The reporting party commended an officer for a "more than professional" response to an ongoing vandalism problem: "He has done an excellent job communicating with me and is quick to respond when needed."

The son of a theft victim thanked detectives for recovering his father's property: "You have given my father's life back."

The reporting party commended an officer for their performance in a drug investigation involving a family member. "We are blessed to have come to the station, met [the officer], and hope that everything works out to the best the system can offer for us, and [the arrested party] ... He needs to be sent away for a long time. And with all the help we received, I believe this time he is going to!!"

The reporting party commended an officer for discussing the consequences of falsifying a traffic accident report with his son: "[The officer] was perfect in the way he talked to my son. He didn't over state anything, as I had the day before, but instead calmly discussed the subject."

The reporting party described an encounter with an officer in 2009 that was "one of his first and best experiences in America." He had become lost on a walk, and the officer allowed him to use their cell phone and then gave him a ride back home in the patrol car.