



# CITIZENS' POLICE REVIEW BOARD

**Meeting of Thursday, April 27, 2017 - 6:15 P.M.**

**City Council Chamber, Third Floor  
ONE FRANK H. OGAWA PLAZA, OAKLAND, CALIFORNIA  
(510) 238-3159**

	<b>Attachments</b>	
I. Call to Order		
II. Roll Call		
III. Minutes – April 13, 2017		1
IV. Open Forum	(10 minutes)	
V. CPRB Special Committee Reports	(10 minutes)	
A. Transparency and Legislation		
1. General Updates	(10 minutes)	
2. Next Meeting		
VI. Sign-up Sheet for Examiners for Hearings	(5 minutes)	2
VII. Closed Session: New Business	(60 minutes)	

A. Cases Proposed for Administrative Closure / Pursuant to Ordinance No. 12454 C.M.S. section 6, paragraph G subsection 9, hearing would not facilitate the fact-finding process and that no good cause is shown for further action.

1. Based on the findings of the investigation

Case No. 16-0386, Arnold Glaubitt

- a. Complainant's Comment
- b. Staff Report
- c. Discussion
- d. Action

Complainant alleged that an officer failed to inform him of his right to speak with OPD IAD. Complainant was also upset that an officer questioned his mental capacity.

**Rationale for administrative closure** –The CPRB staff recommends administrative closure of this complaint with a finding of **No Jurisdiction** to allegation #1 as the investigation disclosed sufficient evidence to determine that the subject officer is no longer employed by the Oakland Police Department.

The CPRB staff recommends administrative closure of this complaint with a finding of **No MOR Violation** to allegation #2 as the investigation disclosed sufficient evidence to determine that the conduct was not an MOR violation.

The CPRB staff recommends administrative closure of this complaint on the basis a hearing would not facilitate the fact-finding process and that no good cause has been shown for further action.

Case No. 16-0387, Jimmy Walker

- a. Complainant's Comment
- b. Staff Report
- c. Discussion
- d. Action

Complainant alleges that OPD officers choked him as he was being arrested.

**Rationale for administrative closure** –The CPRB staff recommends administrative closure of this complaint with a finding of **Unfounded** to the allegations as the investigation disclosed sufficient evidence to determine that the conduct did not occur.

The CPRB staff recommends administrative closure of this complaint on the basis a hearing would not facilitate the fact-finding process and that no good cause has been shown for further action.

Case No. 16-0475, Alton Long, Leon Williams, Jimmy Watkins

- a. Complainant's Comment
- b. Staff Report
- c. Discussion
- d. Action

Complainants #1 and #2 allege an officer held an AR-15 (rifle) to Complainant #2's head. Complainant #3 was unhappy the officers directed him to get on the ground on his knees when had on shorts.

**Rationale for administrative closure** –The CPRB staff recommends administrative closure of allegation #1 with a finding of **Unfounded** to the allegations as the investigation disclosed sufficient evidence to determine that the conduct did not occur.

The CPRB staff recommends administrative closure of this complaint with a finding of **Exonerated** to allegation #2 as the investigation revealed that the act or acts which provided the basis for the complaint occurred; however, the acts were justified, lawful and proper.

The CPRB staff recommends administrative closure of this complaint on the basis a hearing would not facilitate the fact-finding process and that no good cause has been shown for further action.

Case No. 16-0870, Ashanti Renee Payne

- a. Complainant's Comment
- b. Staff Report
- c. Discussion
- d. Action

Complainant alleged that OPD officers improperly arrested her; failed to advise her of her Miranda rights; improperly searched her; were rude; used improper force; failed to take proper care of her as a prisoner; and failed to provide their badge numbers upon request.

**Rationale for administrative closure** –The CPRB staff recommends administrative closure of this complaint with a finding of **Exonerated** to allegation #1 as the investigation revealed that the act or acts which provided the basis for the complaint occurred; however, the acts were justified, lawful and proper.

The CPRB staff recommends administrative closure of this complaint with a finding of **Not Sustained** to allegations #2 and #7 as the investigation failed to disclose a preponderance of the evidence to either prove or disprove the allegations made in the complaint.

The CPRB staff recommends administrative closure allegations #3, #4, #6, #8, and #11 of this complaint with a finding of **Unfounded** as the investigation disclosed sufficient evidence to determine that the conduct did not occur.

The CPRB staff recommends administrative closure of this complaint with a finding of **No MOR Violation** to allegations #5, #9, and #10 as the investigation disclosed sufficient evidence to determine that the conduct was not an MOR violation.

The CPRB staff recommends administrative closure of this complaint on the basis a hearing would not facilitate the fact-finding process and that no good cause has been shown for further action.

**B. Pending Cases for Administrative Hearing Discussion**

- VIII. Open Session  
Disclosure of non-confidential closed session matters (5 minutes)
- IX. Adjournment

**NOTE:** Meetings of the Citizens' Police Review Board are accessible. Individuals requesting alternate format materials and/or auxiliary aids and services must do so no later than five working days before the scheduled meeting date, otherwise it may not be possible to arrange a specific accommodation. Such requests should be addressed to the Citizens' Police Review Board, 250 Frank H. Ogawa Plaza, 6th Floor, Suite 6302, Oakland, CA 94612, or by telephone by calling (510) 238-3159 ; TTY/TDD (238-2007).

**Because some persons are sensitive to certain chemicals, persons attending this meeting are requested to refrain from wearing scented products.**

**CPRB MISSION STATEMENT**

The Citizens' Police Review Board strives to provide the community with a public forum to voice its concerns on policy matters and individual cases alleging police misconduct, through a mechanism of independent, impartial, fair, and transparent civilian oversight.