



CITIZENS' POLICE REVIEW BOARD

Meeting of Thursday, May 25, 2017 - 6:15 P.M.

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

Attachments

- | | | | |
|------|-------------------------------------|--------------|---|
| I. | Call to Order | | |
| II. | Roll Call | | |
| III. | Minutes – May 11, 2017 | | 1 |
| IV. | Open Forum | (10 minutes) | |
| V. | Director's Report | (10 minutes) | 2 |
| | A. Announcements | | |
| | B. Pending Cases as of May 18, 2017 | | |
| VI. | 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. 16-0724, Yolanda Davis-Rodgers

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

Complainants alleged that OPD officers stopped her son on his way to work, stomped on him, beat him in the head multiple times, dragged him from his car and tased him. The Complainant's son alleges his teeth were knocked out in the process and alleged an OPD officer yelled profanities towards him and threatened to kill him.

Rationale for administrative closure –The CPRB staff recommends administrative closure of this complaint with a finding of **Exonerated** to allegations #1, #2 and #3 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 and not violations under law and/or departmental policy.

The CPRB staff recommends administrative closure of this complaint with a finding of **Unfounded** to allegations #4, #5 and #6 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 good cause has not 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

Complainant #1 and #2 alleged that an OPD officer held a gun to the head of Complainant #3. Complainant #3 was unhappy that the officers directed him to get on the ground on his knees when he had on shorts.

Rationale for administrative closure –The CPRB staff recommends administrative closure of this complaint with a finding of **Unfounded** to allegation #1 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 and not violations under law and/or departmental policy.

The CPRB staff recommends administrative closure of this complaint on the basis a hearing would not facilitate the fact-finding process and that good cause has not been shown for further action.

Case No. 16-0669, Faheemah Kayaba, et al

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

Complainants allege OPD officers pointed firearms at family members, children and tenants of residence. Complainant also alleged that OPD officers arrested the wrong person in connection to the shooting of an OPD officer and racially profiled her son. Complainant also alleged that OPD officers broke furniture inside her home and damaged a shed door during the execution of a search warrant. **[The following allegations are proposed for administrative closure. The remaining allegations will be addressed during a 3-person panel hearing scheduled for June 17, 2017.]**

Rationale for administrative closure –The CPRB staff recommends administrative closure of this complaint with a finding of **Unfounded** to allegations #1 and #2 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 allegations #3, #4, #5, #6, and #7 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 and not violations under law and/or departmental policy.

The CPRB staff recommends administrative closure of this complaint with a finding of **Not Sustained** to allegations #8 and #9 as the investigation did not disclose sufficient evidence to determine whether or not the alleged conduct occurred.

The CPRB staff recommends administrative closure of this portion of the complaint on the basis a hearing would not facilitate the fact-finding process and that good cause has not been shown for further action.

Addendum to Case #16-0669

- B. Evidentiary Hearing, CPRB Case #16-0545, Charrika Harris
CPRB Board Report of Investigation
 - 1. Closed Hearing
 - 2. Closed Session Deliberations

- VII. Open Session
Disclosure of non-confidential closed session matters (5 minutes)

- VIII. 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.