

## ***Community Police Review Agency Report***

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**TO:** OAKLAND POLICE COMMISSION

**DATE:** August 9, 2018

**FROM:** Interim Director Anthony Finnell

**RE:** Request to Continue Investigating the Following Complaints

Prior to December 15, 2017, the former Community Police Review Board (CPRB) investigated alleged police misconduct or failure to act, whether or not such alleged misconduct was the subject of a public complaint. In addition to the investigation of public complaints, CPRB initiated investigations of Officer-involved shooting (OIS) incidents, officers arrested for criminal acts, incidents with a policy implications and as directed by the CPRB Commissioners.

Beginning on December 15, 2017, the Agency is authorized to receive, review, and prioritize all public complaints concerning alleged police misconduct or failure to act. The Agency is mandated to "investigate public complaints involving uses of force, in-custody deaths, profiling based on any of the protected characteristics identified by federal, state, or local law, and First Amendment assemblies." Charter section 603(f)1. The Agency shall also investigate other possible police misconduct or failure to act, whether or not the subject of a public complaint, as directed by the Commission. *Id.*

Agency investigators are currently investigating three cases that were initiated by the CPRB prior to December 15, 2017:

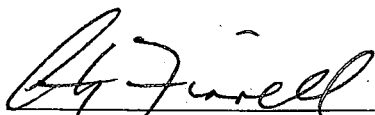
- 17-0963 CPRB generated investigation into in-custody death of a subject after being Tased.
- 17-1130 CPRB-generated investigation for review of proper procedure while engaging in a vehicle pursuit.
- 17-0598 Officer arrested for DUI (case tolled due to pending criminal case).

Since December 15, 2017, the Agency Interim Executive Director has identified the following cases for investigation, which have not been the subject of public complaints:

- 18-0165 Officer arrested for DUI. Additional issue of alleged untruthfulness.
- 18-0249 OIS.
- 18-0346 Officer arrested for DUI.
- 18-0056 Officer arrested for DUI. Additional allegations that officer was in possession of firearms and driving an OPD rental vehicle when arrested (case tolled due to pending criminal charges)

The Agency is requesting that the Commission direct it to continue and complete investigations on these matters which may involve police misconduct and/or policy recommendations and were not the subject of public complaints.

Respectfully submitted

A handwritten signature in cursive script, appearing to read "A. Finnell", written over a horizontal line.

Anthony Finnell  
Community Police Review Agency  
Interim Director