



OAKLAND POLICE COMMISSION

REGULAR MEETING AGENDA

March 28, 2024 - 5:30 PM

City Hall Council Chambers (1 Frank H. Ogawa Plaza, Oakland)

The purpose of the Oakland Police Commission is to oversee the Oakland Police Department to ensure its policies, practices, and customs conform to national standards of constitutional policing, and to oversee the Office of the Inspector General, led by the civilian Office of the Inspector General for the Department, as well as the Community Police Review Agency (CPRA), led by the Executive Director of the Agency, which investigates police misconduct and recommends discipline.

**Please note that Zoom links will be to observe only.
Public participation via Zoom is not possible currently.**



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PUBLIC PARTICIPATION

The Oakland Police Commission welcomes public participation. During this time of transition back to in-person meetings, we are currently prohibited from implementing hybrid meetings. Please refer to the ways in which you can observe and/or participate below:

OBSERVE:

- To observe, the public may view the televised video conference by viewing KTOP channel 10 on Xfinity (Comcast) or ATT Channel 99 and locating City of Oakland KTOP - Channel 10
- To observe the meeting by video conference, please click on this link <https://us02web.zoom.us/j/81965021532> at the noticed meeting time. Instructions on how to join a meeting by video conference are available at: <https://support.zoom.us/hc/en-us/articles/201362193>, which is a web page entitled "Joining a Meeting"
- To listen to the meeting by phone, please call the numbers below at the noticed meeting time: Dial (for higher quality, dial a number based on your current location):

+1 669 900 9128 or +1 669 444 9171 or +1 719 359 4580 or +1 253 215 8782 or +1 346 248 7799 or +1 646 931 3860

Webinar ID: 819 6502 1532

After calling any of these phone numbers, if you are asked for a participant ID or code, press #. Instructions on how to join a meeting by phone are available at: <https://support.zoom.us/hc/en-us/articles/201362663>, which is a web page entitled "Joining a Meeting by Phone."

Use of Zoom is limited to observing, public comment will not be taken via Zoom

PROVIDE PUBLIC COMMENT IN PERSON:

- Public comment on each agenda item will be taken. Members of the public wishing to comment must fill out a speaker card for each item they wish to comment on. Speaker cards will be accepted up until Public Comment for each item. Please submit your cards to the Chief of Staff before being recognized by the presiding officer.
- Comments must be made on a specific agenda item covered in the meeting that the comment was submitted for, and that item must be written on the speaker card, or they will be designated Open Forum comments.
- Comments designated for Open Forum, either intentionally or due to the comments being outside of the scope of the meeting's agenda, and submitted without including a written agenda item, will be limited to one comment per person.

E-COMMENT:

- Please email written comments to opc@oaklandcommission.org. E-comments must be submitted at least **24 hours** prior to the meeting with the agenda item to which it pertains. Open Forum comments are limited to one per person.

Commissioner Jackson-Castain via Teleconference at LS12 2NX, Leeds, UK



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- I. **Call to Order, Welcome, Roll Call and Determination of Quorum, and (Read-Out from Prior Meeting, if any).**
Chair Marsha Peterson
Roll Call: Vice Chair Karely Ordaz; Commissioner Regina Jackson; Commissioner Wilson Riles Jr.; Commissioner Angela Jackson-Castain; Alternate Commissioner Ricardo Garcia- Acosta

II. **Closed Session (approximately 5:30 p.m. - 6:30 p.m.)**

The Police Commission will take Public Comment on the Closed Session items.

THE OAKLAND POLICE COMMISSION WILL ADJOURN TO CLOSED SESSION AND WILL REPORT ON ANY FINAL DECISIONS DURING THE POLICE COMMISSION'S OPEN SESSION MEETING AGENDA.

PUBLIC EMPLOYEE APPOINTMENT

(Government Code Section 54957(b))

Title: Chief of Police

CONFERENCE WITH LEGAL COUNSEL

EXISTING LITIGATION (Government Code Section 54956.9(d)(1))

Delphine Allen et al., v. City of Oakland, et al. N.D.Cal No, 00-cv-4599-WHO

PUBLIC EMPLOYEE DISCIPLINE/DISMISSAL/RELEASE

(Government Code Section 54957(b))

Title not disclosed under personnel privacy laws, California's Brown Act, and City's Sunshine Ordinance

The Police Commission will take Public Comment on the Closed Session items.

III. **Redetermination of Quorum and (Read-Out from Closed Session and/or announcements, if any)**

Chair Marsha Peterson

Roll Call: Vice Chair Karely Ordaz; Commissioner Regina Jackson; Commissioner Wilson Riles Jr.; Commissioner Angela Jackson-Castain; Alternate Commissioner Ricardo Garcia- Acosta

IV. **Open Forum Part 1 (2 minutes per speaker, 15 minutes total)**

Members of the public wishing to address the Commission on matters that are not on tonight's agenda but are related to the Commission's work should submit a speaker card before this item. Comments regarding agenda items should be held until the agenda item is called for discussion. Speakers not able to address the Commission during this Open Forum will be given priority to speak during Open Forum Part 2. ***This is a recurring item.***



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V. Update from Oakland Police Department (OPD)

Representatives of the Oakland Police Department will provide an update. Topics discussed in the update may include NSA Updates, risk analysis, crime response, a preview of topics that may be placed on a future agenda, responses to community member questions, and specific topics requested by the Commission.

This is a recurring item. (Attachment 1)

- a. Discussion
- b. Public Comment
- c. Action, if any

VI. Community Police Review Agency (CPRA) Update

Per Oakland Municipal Code §2.46.040, the CPRA Executive Director, Mac Muir, will regularly provide a written report on the CPRA to promote transparency and make information publicly accessible.

This is a recurring item. (Attachment 2)

- a. Discussion
- b. Public Comment
- c. Action, if any

VII. Ad Hoc Committee Reports

Representatives from Ad Hoc Committees will provide updates on their work.

This is a recurring item.

Racial Profiling Ad Hoc (Commissioners Jackson (Chair), Garcia-Acosta, Peterson)

The Community Policing Ad Hoc committee is dedicated to developing a new policy directing the Oakland Police Department's role in Community Policing. This project began in earnest in July 2021 in partnership with community leaders, activists, police officers, and city staff. OPD has resubmitted the policy with amendments for review by the Ad Hoc, which reconvened in June 2023.

- a. Discussion
- b. Public Comment
- c. Action, if any

Enabling Ordinance (Commissioners Peterson (Chair), Ordaz, Jackson)

The Enabling Ordinance Ad Hoc committee is tasked with reviewing the City Council's revisions to the Enabling Ordinance Chapters 2.45, 2.46 and the addition of Chapter 2.47. The Enabling Ordinance Ad Hoc committee will align Commissioner feedback and make a recommendation to the City Council. Tasks include meeting with all relevant stakeholders.

- a. Discussion
- b. Public Comment
- c. Action, if any



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VIII. Upcoming / Future Agenda Items

The Commission will engage in a working session to discuss and determine agenda items for the upcoming Commission meeting and to agree on a list of agenda items to be discussed on future agendas.

The Commission will work on creating a list of agenda items for future meetings.

This is a recurring item.

- a. Discussion
- b. Public Comment
- c. Action, if any

IX. Open Forum Part 2 (2 minutes per speaker, 15 minutes total)

Members of the public wishing to address the Commission on matters that were not on tonight's agenda but are related to the Commission's work should submit a speaker card before the start of this item.

Persons who spoke during Open Forum Part 1 will not be called upon to speak again without prior approval of the Commission's Chairperson.

This is a recurring item

X. Re-adjourn to Closed Session (if needed) and Read-Out of Closed Session (if any)

XI. Adjournment

NOTICE: In compliance with the Americans with Disabilities Act and Equal Access Ordinance, for those requiring special assistance to access the videoconference meeting, to access written documents being discussed at the Discipline Committee meeting, or to otherwise participate at Commission meetings, please contact the Police Commission's departmental email at OPC@oaklandcommission.org for assistance. Notification at least 72 hours before the meeting will help enable reasonable arrangements to ensure accessibility to the meeting and to provide any required accommodations, auxiliary aids, or services.

**OAKLAND POLICE DEPARTMENT REPORTING TEMPLATE
FOR POLICE COMMISSION MEETING**

There hereby is established the Oakland Police Commission (hereinafter, Commission), which shall oversee the Oakland Police Department (hereinafter, Department) in order to ensure that its policies, practices, and customs conform to national standards of constitutional policing. - Oakland City Charter Section 604(a)(1)*

Prepared: 3/25/2024

I. 52 NSA Task Force – Status of Compliance, Charter 604(f)(5)

Task	Status
Task 45: Disparity in Discipline	6 th IMT Sustainability Report (15 Dec 23): No compliance finding <ul style="list-style-type: none"> 2023 IAD Discipline Outcome Study – in progress, internal draft expected by end of March Failure to Accept or Refer Complaint (FTARC) and Supervisory Notes File (SNF) inspection – complete Patterns definition – collaboration meeting w/ OIG, CPRA, IMT on 3/19/24

II. Policies Related to Constitutional Policing Matters – Status Update, Charter 604(b)(2) and 604(b)(4)-(5)
III. Any Other Policy, Procedure, Custom, or General Order Regardless of Its Topic – Status Update, Charter 604(b)(2) and 604(b)(6)

Policy	Status																								
Sexual Misconduct Policy	Action plan agreed with OIG, OPD developing policy																								
Racial Profiling / Bias Policy (DGO M-19)	In OPC Ad Hoc																								
Militarized Equipment Policy, MC 9.65.030	Policies approved by OPC. <table border="1"> <tr> <td>TB III-H: Specialty Impact Munitions</td><td>Published 3/18/2024</td></tr> <tr> <td>TB V F.02 Chemical Agents</td><td>Published 3/6/2024</td></tr> <tr> <td>K-5: Tactical Operations Team</td><td>Current Version: 2/25/2000, currently no revisions in process by SOD</td></tr> <tr> <td>K-4: Reporting and Investigating the Use of Force. (SO 9214)</td><td>OCA review</td></tr> <tr> <td>K-7 Military Equipment Funding</td><td>M&C done 3/14/24</td></tr> <tr> <td>K-06 - Patrol Rifle Program</td><td>Published 3/6/2024</td></tr> <tr> <td>I-28 - Mobile Command Centers</td><td>Published 3/6/2024</td></tr> <tr> <td>TB V F.02 Chemical Agents</td><td>Published 3/6/2024</td></tr> <tr> <td>TB III-G: OPD Crowd Control</td><td>Published 8/29/2023</td></tr> <tr> <td>TB III-P.04: Armored Vehicles</td><td>Published 2/8/2023</td></tr> <tr> <td>I-25: Unmanned Aerial Systems</td><td>Published 2/8/2023</td></tr> <tr> <td>K-3: Use of Force Effective</td><td>Published 1/1/2022</td></tr> </table>	TB III-H: Specialty Impact Munitions	Published 3/18/2024	TB V F.02 Chemical Agents	Published 3/6/2024	K-5: Tactical Operations Team	Current Version: 2/25/2000, currently no revisions in process by SOD	K-4: Reporting and Investigating the Use of Force. (SO 9214)	OCA review	K-7 Military Equipment Funding	M&C done 3/14/24	K-06 - Patrol Rifle Program	Published 3/6/2024	I-28 - Mobile Command Centers	Published 3/6/2024	TB V F.02 Chemical Agents	Published 3/6/2024	TB III-G: OPD Crowd Control	Published 8/29/2023	TB III-P.04: Armored Vehicles	Published 2/8/2023	I-25: Unmanned Aerial Systems	Published 2/8/2023	K-3: Use of Force Effective	Published 1/1/2022
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SO 9216: Excited Delirium	Special order presented to OPC twice. Pending OPD approval.																								
Body Worn Camera Policy	Published 12/19/2023. Training distributed 1/2/2024. Reinforcement training distributed 3/18/24.																								
CDC Policies	Published Nov 2023. Training distributed Dec 2023.																								

* “Constitutional Policing Matters” include: Use of force; Use of force review boards; Profiling based on any of the protected characteristics identified by Federal, State, or local law; First Amendment assemblies; Use of militarized equipment; and Elements expressly listed in Federal court orders or Federal court settlements such as the Negotiated Settlement Agreement.

IV. OPD Budget, Charter 604(b)(7) & MC 2.45.070(C)-(D)

Topic	Status	
Staffing & resource management	Sworn Staffing Authorized: 712	Long-term leave: 80 sworn employees <ul style="list-style-type: none"> 51 Medical Leave
	Filled: 709 Professional Staffing Authorized: 332.50 Filled: 266.50 Vacancies of note: Police Records Specialist (9) Police Communications Dispatchers (9)	<ul style="list-style-type: none"> 25 Admin Leave 4 Military Leave Attrition Rate – 4/mo. (45 separated over past year) Reemployments – 7 pending approval
Academy recruits	Academy 192 nd : 22, graduated Dec 2023 Academy 193 rd : 15, started 11 Nov 23 and graduate 10 May 24 Academy 194 th : Start 11 May 24 Academy 195 th : Start 3 Aug 24 Academy 196 th : Start 7 Dec 24 Academy 197 th : Start 15 Feb 25	
General Department functions (IAD)	2023 2040 total cases 114 Sustained cases 348 sustained allegations	2024 448 total cases Current open cases 46 in IAD Investigations 136 in DLI
General Department functions (CID)	SVS Juvenile Cases: 2024 (30 days) <ul style="list-style-type: none"> Juvenile Arrests: 37 total juvenile arrests Referrals to restorative justice programs (i.e. NOAB): 10 YTD Restorative Justice Referrals: 10 Missing Persons: 2024 (30 days) <ul style="list-style-type: none"> YTD MPU Cases: 202 YTD Closed MPU Cases: 148 DVU Cases: 2024 (30 days) <ul style="list-style-type: none"> New cases: 254 Clearance rate on DV cases is near 100%. These are named suspect cases. All I/C and Out of Custody cases get reviewed by an investigator. 	Hate Crimes: 2024 (30 days) <ul style="list-style-type: none"> New cases: 2 <ul style="list-style-type: none"> 24-008846 – 500 blk El Embarcadero: 594 PC (Unknown suspect(s) defaced City of Oakland property by spray painting- "OUR BLOOD WILL DEFEAT YOUR AIRSTRIKES AND MASSACRES O, ZIONIST", "FREE GAZA", "FREE PALESTINE" and "END US AID TO ISRAEL" 24-010618 – 2300 73rd Ave.: 664/187PC (S1 drove past V1/V2 as they were walking in the 2300 blk of 73rd Ave. S1 stated he was going to kill V1/V2 since they weren't black. S1 attempted to run over V1/V2 as they fled on foot. S1 struck V1 with his vehicle causing injury and fled the scene.
Education and training regarding job-related stress, PTSD, wellness	<ul style="list-style-type: none"> "Coping with Grief" webinar by Kaiser: April 15th Stress Awareness Week: April is National Stress Awareness Month Employee of the Month: Crime Analyst Svetlana Gubin (Jan), Officer Telisha Anderson (Dec), Officer Felicia Cervantes (Nov) Center Stage: Police Service Manager Tracey Jones, Captain Jeff Thomason, Police Performance Auditor Rebecca Johnson 	
Budget (QUARTERLY)	Last: Next:	
Citywide Risk Management (QUARTERLY)	Last: 3/14/24 Next:	

V. Collaboration with OIG

Project	Status
OPD Staffing Study	Biweekly meetings with OIG and PFM. Ongoing data collection and sharing.
M-19 Audit Response	In progress. Due 3/25/24.
Review of IAD Cases 07-0538, 13-1062, and 16-0146	In progress. Due 4/24/24.
Sexual Misconduct Policy	Policy: see policy section.
"Patterns" definition	Collaboration meeting w/ OIG, CPRA, IMT on 3/19/24
OIG Document on OPD Policy Types	Created by OIG and OPD completed review.
FTO Study	All data has been provided. Complete.

VI. Collaboration with CPRA**VII. Rules and Procedures for Mediation and Resolution of Complaints of Police Misconduct, OMC 2.45.070(N)**

Project	Status
Daily Complaint Log, Weekly IAD Meetings	Ongoing
Complaints & Mediation	Pending
"Patterns" definition	Collaboration meeting w/ OIG, CPRA, IMT on 3/19/24

VIII. Collaboration with Community

Project	Status
Easter Eggstravaganza	Preparing for scheduled events, working with Ms. Singleton. 3/26-28.

IX. Status of Submitting Records/Files Requested by Commission, Charter 604(f)(2)

File	Status
None	

X. New Laws Affecting OPD

Law	Status
2024 New Laws Generally	Training plan to OPC 2/8/24. Training Bulletin being drafted.
2806.5 VC / Citation Update (AB 2773)	Update sent 3/19/2024. • tell detainees the reason for the stop, prior to any questioning related to a criminal investigation or traffic violation • document the reason for the stop on citations and reports associated with the stop
AB 360: "excited delirium"	See policy section.

XI. Required Reporting to the California Department of Justice / Attorney General**XII. Policy/Practice on Publishing Department Data Sets, OMC 2.45.070(P)**

Report	Status
OIS or SBI (GC 12525.2)	Annual report: sent 1/26/24
DOJ Clearance Rates	Monthly report
Stop Data (GC 12525.5)	Annual report 2023 Stop data was transmitted to State – sent 3/11/24

XIII. Others**XIV. Any Commission Requests Made by Majority Vote of Commission – Status Update, Charter 604(b)(8)**

XV. Report from Department via City Administrator or designee, on Issues Identified by Commission through Commission's Chair, OMC 2.45.070(R)

XVI. Next Report: What to Expect

Request	Status

XVII. Police Chief's Annual Report, OMC 2.45.070(F) (ANNUALLY)



CITY OF OAKLAND
COMMUNITY POLICE REVIEW AGENCY
Pending Cases as of March 2024
(Sorted by One-Year Goal)

Page 1 of 5
 (Total Pending = 95)

Case #	Incident Date	Date Received IAD	Date Received CPRA	Intake or Investigator	Assigned Staff	180-Day Goal	1-Year Goal	Type (604(f)(1) or Other)	Class	Subject Officers	Allegation Count	Allegation(s)
21-1410	11/20/2021	11/20/2021	11/20/2021	Investigator	FK	05/19/2022	Tolled	Use of Force	1	1	17	Use of Force
21-1558	12/24/2021	12/24/2021	12/28/2021	Investigator	YH	06/22/2022	Tolled	Use of Force	1	1	4	Use of Force, Miranda, Performance of Duty
22-0622	05/25/2022	05/25/2022	05/25/2022	Investigator	JS	11/21/2022	Tolled	Use of Force	1	14	1	Use of Force
22-1102	08/23/2022	08/23/2022	04/19/2023	Investigator	YH	02/19/2023	Tolled	Other	1	1		Failure to Obey Laws
22-1379	10/17/2022	10/17/2022	10/17/2022	Investigator	JS	04/15/2023	Tolled		1		7	Use of Force
23-0558	01/23/2023	01/23/2023	01/25/2023	Investigator	FK	07/22/2023	Tolled	Use of Force	1	7	1	Use of Force
23-1602	03/29/2023	10/02/2023	10/15/2023	Investigator	YH	03/30/2024	Tolled	Truthfulness	1	2	1	Truthfulness, Obedience to Laws
23-1781	11/07/2023	11/07/2023	11/07/2023	Investigator	YH	05/05/2024	Tolled	Use of Force	1	1	1	Use of Force
23-0459	04/04/2023	04/04/2023	04/27/2023	Investigator	YH	10/01/2023	04/02/2024	Other	1			Performance of Duty
23-0811	04/12/2023	05/22/2023	05/23/2023	Investigator	YH	10/09/2023	04/10/2024	Other	1	1	3	Truthfulness
23-0519	04/14/2023	04/14/2023	05/09/2023	Investigator	YH	10/11/2023	04/11/2024	Use of Force	1	2	2	Use of Force
23-0585	04/21/2023	04/21/2023	05/09/2023	Investigator	EM	10/18/2023	04/19/2024	Use of Force	1	1	1	Use of Force
23-0582	04/22/2023	04/23/2023	05/09/2023	Investigator	MM	10/19/2023	04/20/2024	Use of Force	1	1	1	Use of Force
23-0638	04/28/2023	04/28/2023	05/02/2023	Investigator	YH	10/25/2023	04/26/2024	Use of Force	1	1	1	Use of Force
23-0716	05/09/2023	05/09/2023	05/11/2023	Investigator	YH	11/05/2023	05/07/2024	Use of Force	1	2	1	Use of Force
23-0718	05/09/2023	05/11/2023	05/11/2023	Investigator	MM	11/12/2023	05/14/2024	Use of Force	1	2	2	Use of Force
23-0802	05/18/2023	05/19/2023	05/19/2023	Investigator	YH	11/16/2023	05/18/2024	Use of Force	1	1	2	Use of Force
23-0822	05/22/2023	05/23/2023	05/23/2023	Investigator	MM	11/18/2023	05/20/2024	Use of Force	1	2	2	Use of Force, Demeanor
23-0856	05/24/2023	05/24/2023	05/26/2023	Investigator	AY	11/20/2023	05/24/2024	Use of Force	1	2	1	Use of Force
23-0898	05/29/2023	05/29/2023	05/31/2023	Investigator	MM	11/25/2023	05/27/2024	Use of Force	1	1	1	Use of Force, Performance of Duty
23-0968	06/10/2023	06/11/2023	06/13/2023	Investigator	JS	12/08/2023	06/09/2024	Use of Force	1	1	2	Use of Force
23-1066	01/01/2008	06/26/2023	06/26/2023	Investigator	JS	12/23/2023	06/24/2024	Discrimination	1	1	3	Discrimination, Use of Force reporting, Obedience to laws
23-1215	06/18/2023	07/24/2023	07/27/2023	Investigator	EM	01/20/2024	07/22/2024	Discrimination	1	1	1	Discrimination
23-1232	07/23/2023	07/23/2023	07/26/2023	Investigator	AY	01/19/2024	07/24/2024	Racial Discrimination	1	1	2	Racial Discrimination, Performance of Duty
23-1234	07/25/2023	08/01/2023	08/19/2023	Investigator	AY	01/21/2024	07/24/2024	Use of Force	1	1	5	Use of Force, Performance of Duty
23-1274	07/27/2023	08/03/2023	08/02/2023	Intake	SH	01/23/2024	07/25/2024	Racial Discrimination	1	7	2	Racial Discrimination, Performance of Duty
23-1327	07/31/2023	08/07/2023	08/10/2023	Investigator	MM	02/03/2023	08/05/2024	Use of Force	1	3	3	Use of Force

*Type (604(f) or Other) column indicates the allegations for which a full investigation is mandated under Oakland City Charter Section 604 (Measure LL). "Other" indicates the case does not include any such allegations.



CITY OF OAKLAND
COMMUNITY POLICE REVIEW AGENCY
Pending Cases as of March 2024
(Sorted by One-Year Goal)

Page 2 of 5
 (Total Pending = 95)

Case #	Incident Date	Date Received IAD	Date Received CPRA	Intake or Investigator	Assigned Staff	180-Day Goal	1-Year Goal	Type (604(f)(1) or Other)	Class	Subject Officers	Allegation Count	Allegation(s)
23-1348	08/07/2023	08/14/2023	08/15/2023	Investigator	JS	02/10/2024	08/12/2024	Racial Discrimination	1	5	8	Use of Force, Unlawful Detention, Illegal Search
23-1361	08/15/2023	08/15/2023	08/16/2023	Investigator	YH	02/11/2023	08/13/2024	Use of Force	1	4	6	Use of Force, False Arrest
23-1423	08/02/2023	08/25/2023	08/26/2023	Investigator	MM	2/21/2024	08/23/2024	Use of Force	1	1	3	Use of Force
23-1478	09/06/2023	09/06/2023	09/12/2023	Investigator	FK	03/04/2024	09/06/2024	Use of Force	1	5	2	Use of Force
23-1518	09/15/2023	09/15/2023	09/20/2023	Investigator	MM	03/13/2024	09/13/2024	Use of Force	1	1	8	Use of Force, Performance of Duty
23-1521	09/16/2023	09/16/2023	09/17/2023	Investigator	EM	03/14/2024	09/14/2024	Use of Force	1	1	1	Use of Force
23-1522	09/16/2023	09/16/2023	09/17/2023	Intake	DC	03/14/2024	09/14/2024	Use of Force	1	4	8	Use of Force, Demeanor, Discrimination
23-1544	09/18/2023	09/19/2023	09/19/2023	Intake	DC	03/16/2024	09/16/2024	Use of Force	1	1	6	Use of Force, Demeanor
23-1590	09/27/2023	09/27/2023	09/29/2023	Investigator	EM	03/25/2024	09/25/2024	Use of force	1	1	6	Use of Force, False Arrest, Racial Profiling
23-1595	10/01/2023	10/01/2023	10/01/2023	Investigator	MM	05/29/2023	10/01/2024	Use of Force	1	8	17	Use of Force, Performance of Duty
23-1611	10/02/2023	10/02/2023	10/02/2023	Investigator	FK	03/30/2024	10/02/2024	Use of Force	1	1	2	Use of Force, Demeanor, False Arrest
23-1655	10/06/2023	10/06/2023	10/10/2023	Investigator	JS	04/03/2024	10/04/2024	Use of Force	1	1	5	Use of Force, Demeanor, Performance of Duty
23-1659	10/07/2023	10/07/2023	10/10/2023	Investigator	FK	04/04/2024	10/05/2024	Use of Force	1	5	1	Use of Force
23-1665	10/09/2023	10/09/2023	10/11/2023	Investigator	JS	04/06/2024	10/07/2024	Use of Force	1	8	8	Use of Force
23-1702	10/15/2023	10/15/2023	10/18/2023	Intake	DC	04/13/2024	10/14/2024	Use of Force	1	1	1	Use of Force
23-1754	10/26/2023	10/26/2023	10/30/2023	Investigator	JS	04/27/2024	10/24/2024	Use of Force	1	1	6	Use of Force, Performance of duty, Demeanor
23-1786	11/03/2023	11/03/2023	11/07/2023	Investigator	EM	05/01/2024	11/01/2024	Truthfulness	1	3	1	Truthfulness
23-1795	11/04/2023	11/04/2023	11/07/2023	Investigator	EM	05/24/2024	11/02/2024	Other	1	1	1	Obedience to laws
23-1804	11/08/2023	11/10/2023	11/10/2023	Intake	DC	05/06/2024	11/06/2024	Discrimination	1	1	3	Discrimination
23-1818	11/12/2023	11/12/2023	11/14/2023	Intake	KC	05/10/2024	11/10/2024	Use of Force	1	1	9	Use of Force, Performance of duty

*Type (604(f) or Other) column indicates the allegations for which a full investigation is mandated under Oakland City Charter Section 604 (Measure LL). "Other" indicates the case does not include any such allegations.

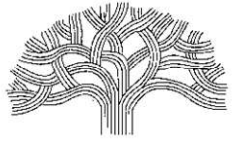


CITY OF OAKLAND
COMMUNITY POLICE REVIEW AGENCY
Pending Cases as of March 2024
(Sorted by One-Year Goal)

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 (Total Pending = 95)

Case #	Incident Date	Date Received IAD	Date Received CPRA	Intake or Investigator	Assigned Staff	180-Day Goal	1-Year Goal	Type (604(f)(1) or Other)	Class	Subject Officers	Allegation Count	Allegation(s)
23-1821	11/13/2023	11/13/2023	11/13/2023	Intake	KC	05/11/2024	11/11/2024	Harassment	1	3	2	Harassment, Performance of duty
23-1834	11/14/2023	11/14/2023	11/17/2023	Intake	DC	05/12/2024	11/12/2024	Discrimination	1	2	2	Discrimination
23-1857	11/18/2023	11/18/2023	11/21/2023	Investigator	MM	05/16/2024	11/16/2024	Use of force	1	1	5	Use of Force
23-1851	11/19/2023	11/19/2023	11/21/2023	Investigator	AY	05/17/2024	11/17/2024	Use of Force	1	4	3	Use of Force, Performance of Duty
23-1897	11/25/2023	11/25/2023	11/29/2023	Investigator	FK	05/23/2024	11/23/2024	Use of Force	1	1	12	Use of Force, Performance of Duty
23-1909	11/26/2023	11/28/2023	11/30/2023	Investigator	FK	05/26/2024	11/26/2024	Use of Force	1	2	1	Use of Force
23-1912	11/28/2023	11/28/2023	11/30/2023	Intake	KC	05/26/2024	11/26/2024	Use of Force	1	1	2	Use of Force, Performance of Duty
23-1914	11/29/2023	11/29/2023	12/01/2023	Intake	KC	05/27/2024	11/27/2024	Use of Force, Discrimination	1	2	13	Use of Force, Discrimination, Performance of Duty
23-1940	12/01/2023	12/01/2023	12/05/2023	Intake	DC	05/29/2023	11/29/2024	Other	1	5	1	Care of Property
23-1947	12/04/2023	12/04/2023	12/07/2023	Investigator	AY	06/01/2024	12/02/2024	Use of Force	1	1	1	Use of Force
23-1949	12/05/2023	12/05/2023	12/08/2023	Investigator	AY	06/02/2024	12/03/2024	Use of Force	1	1	1	Use of Force
23-1962	05/01/2023	12/08/2023	12/12/2023	Investigator	AY	06/05/2024	12/06/2024	Other	1	1	1	Obedience to Laws
23-1975	12/11/2023	12/11/2023	12/15/2023	Investigator	AY	06/08/2024	12/09/2024	Use of Force	1	1	2	Use of Force, Demeanor
23-1988	12/15/2023	12/15/2023	12/18/2023	Intake	DC	06/12/2024	12/13/2024	Other	1	1	2	Sexual Misconduct
23-2003	12/19/2023	12/19/2023	12/23/2023	Intake	SH	06/16/2024	12/17/2024	Other	1	2	2	Sexual Misconduct, False Arrest
23-2026	12/05/2023	12/22/2023	12/27/2023	Intake	DC	06/19/2024	12/20/2024	Racial discrimination	1	1	3	Racial Discrimination
23-2029	12/23/2023	12/24/2023	12/27/2023	Intake	KC	06/21/2024	12/22/2024	Use of Force	1	1	2	Use of Force, Performance of duty
23-2039	12/26/2023	12/26/2023	12/28/2023	Investigator	JS	06/23/2024	12/24/2024	Use of Force	1	3	3	Use of Force
23-2058	12/28/2023	12/28/2023	01/02/2024	Intake	KC	06/25/2024	12/26/2024	Use of Force	1	3	2	Use of Force, Performance of duty
23-2063	12/05/2023	12/29/2023	02/06/2024	Intake	DC	06/26/2024	12/27/2024	Use of Force	1	4	5	Use of Force, Truthfulness
24-0002	12/29/2023	12/29/2023	01/02/2024	Intake	SH	06/26/2024	12/28/2024	Other	1	1	4	Obedience to Laws, False Arrest
24-0041	04/18/2023	01/04/2024	01/09/2024	Intake	SH	07/02/2024	01/02/2025	Use of Force	1	2	3	Use of Force, False Arrest
24-0015	08/11/2023	01/03/2024	01/08/2024	Investigator	MM	07/03/2024	01/03/2025	Other	2	1	1	Demeanor
24-0056	01/08/2024	01/08/2024	01/11/2024	Intake	SH	07/06/2024	01/06/2025	Use of Force	1	1	1	Use of Force

*Type (604(f) or Other) column indicates the allegations for which a full investigation is mandated under Oakland City Charter Section 604 (Measure LL). "Other" indicates the case does not include any such allegations.



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COMMUNITY POLICE REVIEW AGENCY
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(Sorted by One-Year Goal)

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 (Total Pending = 95)

Case #	Incident Date	Date Received IAD	Date Received CPRA	Intake or Investigator	Assigned Staff	180-Day Goal	1-Year Goal	Type (604(f)(1) or Other)	Class	Subject Officers	Allegation Count	Allegation(s)
24-0059	12/23/2023	01/10/2024	01/12/2024	Intake	KC	07/08/2024	01/08/2025	Use of Force	1	1	8	Use of Force, Performance of Duty, Demeanor
24-0067	01/11/2024	01/12/2024	01/16/2024	Intake	KC	07/10/2024	01/10/2025	Use of Force	1	2	1	Use of Force
24-0156	01/26/2024	01/26/2024	01/30/2024	Investigator	EM	07/24/2024	01/24/2025	Use of Force	1	2	2	Use of Force, False Arrest
24-0155	01/28/2024	01/28/2024	01/30/2024	Intake	DC	07/26/2024	01/26/2025	Discrimination	1	2	3	Discrimination
24-0158	01/28/2024	01/28/2024	01/30/2024	Intake	SH	07/26/2024	01/26/2025	Discrimination	1	4	2	Discrimination, Performance of Duty
24-0187	09/27/2003	01/31/2024	01/31/2024	Intake	SH	07/29/2024	01/29/2025	Use of Force	1	2	6	Use of Force, Prohibited Activities On Duty, General Conduct, Compromising Criminal Cases, Service Complaint, Reports and Bookings
24-0189	01/31/2024	02/01/2024	02/01/2024	Intake	KC	07/30/2024	01/30/2025	Use of Force	1	1	3	Use of Force, Performance of Duty
24-0198	02/02/2024	02/02/2024	03/01/2024	Intake	KP	07/31/2024	01/31/2025	Discrimination	2	1	1	Discrimination
24-0207	02/06/2024	02/06/2024	02/08/2024	Investigator	FK	08/04/2024	02/04/2025	Discrimination	1	1	2	Discrimination
23-0510	04/12/2023	04/12/2023	04/12/2023	Investigator	MM	10/09/2023	02/07/2025	Use of Force	1	4	8	Use of Force, Performance of Duty, Obedience to Laws, Truthfulness
24-0223	02/08/2024	02/09/2024	02/20/2024	Investigator	FK	08/07/2024	02/08/2025	Use of Force	1	1	3	Use of Force, False Arrest, Improper Investigation
24-0226	02/12/2024	02/12/2024	02/20/2024	Intake	SH	08/10/2024	02/10/2025	Use of Force	1	1	7	Use of Force, false arrest, unlawful search, care of property
24-0229	02/12/2024	02/12/2024	02/14/2024	Intake	SH	08/10/2024	02/10/2025	Use of Force	1	2	2	Use of Force
25-0258	02/17/2024	02/17/2024	02/20/2024	Intake	SH	08/15/2024	02/15/2025	Discrimination	1	1	1	Discrimination
24-0285	02/16/2024	02/22/2024	03/04/2024	Intake	SH	08/20/2024	02/20/2025	Use of Force	1	1	4	Use of Force, False Arrest, Care of Property, Performance of duty

*Type (604(f) or Other) column indicates the allegations for which a full investigation is mandated under Oakland City Charter Section 604 (Measure LL). "Other" indicates the case does not include any such allegations.



CITY OF OAKLAND
COMMUNITY POLICE REVIEW AGENCY
Pending Cases as of March 2024
(Sorted by One-Year Goal)

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Case #	Incident Date	Date Received IAD	Date Received CPRA	Intake or Investigator	Assigned Staff	180-Day Goal	1-Year Goal	Type (604(f)(1) or Other)	Class	Subject Officers	Allegation Count	Allegation(s)
24-0304	02/24/2024	02/24/2024	03/04/2024	Intake	SH	08/22/2024	02/22/2025	Use of Force, Discrimination	1	1	3	Use of Force, Discrimination
24-0322	02/24/2024	02/24/2024	02/27/2024	Intake	KC	08/22/2024	02/22/2025	Other	1	1	1	Obedience to Laws
24-0353	03/01/2024	03/01/2024	03/05/2024	Investigator	KP	08/28/2024	02/28/2025	Use of Force	1	1	3	Use of Force, Reports and Bookings, Obedience to Laws
24-0372	03/04/2024	03/04/2024	03/04/2024	Intake	SH	08/31/2024	03/03/2025	Racial bias	1	1	1	Racial bias
24-0384	03/07/2024	03/07/2024	03/08/2024	Intake	DC	09/03/2024	03/06/2025	Use of Force	1	2	2	Use of Force
24-0398	03/11/2024	12/01/2024	03/11/2024	Intake	DC	09/07/2024	03/10/2025	Sexual Misconduct	1	1	1	Sexual Misconduct
24-0405	03/12/2024	03/12/2024	03/13/2024	Intake	SH	09/08/2024	03/11/2025	Use of Force	1	1	1	Use of Force, Conduct Towards Others
24-0414	11/07/2021	03/14/2024	03/14/2024	Intake	KC	09/10/2024	03/13/2025	Use of Force	1	1	4	Use of Force, Performance of duty
24-0416	03/14/2024	03/14/2024	03/15/2002	Intake	SH	09/10/2024	03/13/2025	Performance of Duty	1	1	1	Performance of Duty

*Type (604(f) or Other) column indicates the allegations for which a full investigation is mandated under Oakland City Charter Section 604 (Measure LL). "Other" indicates the case does not include any such allegations.



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Partial February 2024 Completed Investigations

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Assigned Inv.	Case #	Incident Date	Completion Date	1-Year Goal	Officer	Allegation	Finding/Conclusion
JS	23-1630	10/2023	2/28/2024	2/28/2024	Subject 1	Interfering With Investigations	Unable to Determine
					Subject 2	Interfering With Investigations	Unable to Determine
	23-1478	9/06/2023	2/20/2024	9/4/2024	Subject 1	Obedience to Laws - Felony/Serious Misdemeanor	Administrative Closure (Lacks Specificity)
					Subject 2	Obedience to Laws - Felony/Serious Misdemeanor	Administrative Closure (Lacks Specificity)
					Subject 3	Obedience to Laws - Felony/Serious Misdemeanor	Administrative Closure (Lacks Specificity)
					Subject 4	Obedience to Laws - Felony/Serious Misdemeanor	Administrative Closure (Lacks Specificity)
	23-1358	8/14/2023	1/23/2024	08/14/2023	Subject 1	Obedience to Laws - Felony/Serious Misdemeanor	Administrative Closure (Lacks Specificity)
	23-1272	7/30/2023	12/18/2023	7/28/2024	Subject 1	Service Complaint	Administrative Closure
						Conduct Toward Others - Harassment and Discrimination / Race	Administrative Closure
	23-1686	10/12/2023	2/17/2024	10/11/2024	Subject 1	Obedience to Laws - Misdemeanor/Infraction	Administrative Closure
	23-1555	9/19/2023	2/10/2024	9/17/2024	Subject 1	Use of Physical Force	Unfounded
						Use of Physical Force	Within OPD Policy

Other Cases No Longer Pending:

According to Oakland City Charter Section 604(f)1, the CPRA “shall not be required to investigate each public complaint it receives, beyond the initial intake procedure, but shall 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, untruthfulness, and First Amendment assemblies.

The following cases were initially determined to have involved at least one required or “mandated” allegation and were assigned to a staff member. Upon review, the CPRA found these cases did not, in fact, include mandated allegations. Pursuant to City Charter Section 604(f)1, the CPRA will not be investigating the allegations in the following cases, and they are being removed from the Pending Case List:



CITY OF OAKLAND
COMMUNITY POLICE REVIEW AGENCY

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23-1992

Partial February 2024 Completed Investigations

Finding Definitions:

Sustained: The investigation disclosed sufficient evidence to determine that the alleged conduct did occur and was in violation of law and/or Oakland Police Department rules, regulations, or policies.

Exonerated/Within OPD Policy: The alleged conduct did occur, but was in accord with law and with all Oakland Police Department rules, regulations, or policies. For reporting purposes, CPRA is using the term "Within OPD Policy" to provide greater clarity and transparency to the community regarding the meaning of the term "Exonerated."

Unfounded: The investigation disclosed sufficient evidence to determine that the alleged conduct did not occur.

Not Sustained/Unable to Determine: The available evidence can neither prove nor disprove that the alleged conduct occurred. For reporting purposes, CPRA is using the term "Unable to Determine" to provide greater clarity and transparency to the community regarding the meaning of the phrase "Not Sustained."

Additional Definitions:

No Jurisdiction: The Subject Officer of the allegation is not a sworn member of the OPD.

No MOR Violation: The alleged conduct does not violate any department rule or policy.

Service Related: The allegation pertains to the level of service provided by the Department as opposed to the misconduct of a single sworn officer.

Administrative Closure (Lacks Specificity): Complaint lacks specificity and complainant refuses or is unable to provide further clarification necessary to investigate the complaint.

Administratively Closure (Not OPD Officer): The investigation determined that the subject of this complaint was not a member of the Oakland Police Department.

Unable to Fully Investigate (Temporary Provision): Presently, the CPRA does not have the resources to complete a full investigation regarding the allegations in this case. However, in each case under this designation, all relevant evidence was reviewed, and investigative supervisors determined that BWC footage did not reveal misconduct or the likelihood of misconduct. As the CPRA only has the resources to complete investigative reports into cases that reveal misconduct or the likelihood of misconduct, this case has been closed under the designation "Unable to



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COMMUNITY POLICE REVIEW AGENCY
March 2024 Completed Investigations

Attachment 2

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Fully Investigate."

604(g)3 Adjudication: If the Chief of Police prepares his or her own findings and proposed discipline and provides it to the Agency before the Agency's investigation is initiated or completed, the Agency may close its investigation or may choose not to conduct its own investigation in order to allow final discipline to proceed as proposed by the Chief, except that in investigations of Level 1 uses of force, sexual misconduct or untruthfulness, the Commission must approve the Agency's decision by a majority vote. If the Agency chooses not to close its investigation, imposition of final discipline shall be delayed until the Agency's investigation is completed and the Agency makes its findings and recommendations for discipline.



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COMMUNITY POLICE REVIEW AGENCY
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Assigned Inv.	Case #	Incident Date	Completion Date	1-Year Goal	Officer	Allegation	Finding/Conclusion
MM	23-0352	3/11/2023	3/11/2024	3/10/2023	Subject 1	Performance of Duty – Unintentional/Improper Search, Seizure, or Arrest	Within OPD Policy
						Performance of Duty – Unintentional/Improper Search, Seizure, or Arrest	Unable to Determine
						Use of Physical Force	Unfounded
						Use of Physical Force	Within OPD Policy
						Performance of Duty – Care of Property	Unable to Determine
					Subject 2	Performance of Duty – Unintentional/Improper Search, Seizure, or Arrest	Within OPD Policy
						Performance of Duty – Unintentional/Improper Search, Seizure, or Arrest	Unable to Determine
						Performance of Duty – Unintentional/Improper Search, Seizure, or Arrest	Unable to Determine
						Use of Physical Force	Unfounded
						Use of Physical Force	Within OPD Policy
						Performance of Duty – Care of Property	Unable to Determine
					Subject 3	Performance of Duty – Unintentional/Improper Search, Seizure, or Arrest	Unable to Determine
						Performance of Duty – Care of Property	Unable to Determine
					Subject 4	Performance of Duty – Unintentional/Improper Search, Seizure, or Arrest	Unable to Determine



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Assigned Inv.	Case #	Incident Date	Completion Date	1-Year Goal	Officer	Allegation	Finding/Conclusion
						Performance of Duty – Care of Property	Unable to Determine
						Use of Physical Force	Within OPD Policy
EM	23-0269	3/14/2023	3/12/2024	3/12/2024	Subject 1	Conduct Toward Others – Harassment and Discrimination / Race	Unfounded
AY	23-0357	3/14/2023	3/12/2024	3/12/2024	Subject 1	Use of Physical Force	Unfounded
						Performance of Duty – Unintentional/Improper Search, Seizure, or Arrest	Within OPD Policy
					Subject 2	Performance of Duty – General	Within OPD Policy
					Subject 3	Performance of Duty – General	Within OPD Policy
					Subject 4	Performance of Duty – Unintentional/Improper Search, Seizure, or Arrest	Within OPD Policy
						Performance of Duty –	Within OPD Policy
	23-1407	8/23/2023	3/3/2024	8/21/2024	Subject 1	Performance of Duty – Unintentional/Improper Search, Seizure, or Arrest	Within OPD Policy
	23-1835	11/14/2023	3/5/2024	11/12/2024	Subject 1	Use of Physical Force	Within OPD Policy
	23-1542	9/18/2023	3/12/2024	9/16/2024	Subject 1	Performance of Duty – Unintentional/Improper Search, Seizure, or Arrest	Within OPD Policy
						Use of Physical Force	Within OPD Policy
						Performance of Duty – Unintentional/Improper Search, Seizure, or Arrest	Within OPD Policy



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 (Total Completed = 23)

Assigned Inv.	Case #	Incident Date	Completion Date	1-Year Goal	Officer	Allegation	Finding/Conclusion
					Subject 2	Performance of Duty – Unintentional/Improper Search, Seizure, or Arrest	Within OPD Policy
						Use of Physical Force	Within OPD Policy
						Performance of Duty – Unintentional/Improper Search, Seizure, or Arrest	Within OPD Policy
					Subject 3	Performance of Duty – Unintentional/Improper Search, Seizure, or Arrest	Within OPD Policy
						Use of Physical Force	Unfounded
					Subject 4	Performance of Duty – Unintentional/Improper Search, Seizure, or Arrest	Within OPD Policy
						Use of Physical Force	Unfounded
						Performance of Duty – Unintentional/Improper Search, Seizure, or Arrest	Unfounded
					Subject 5	Performance of Duty – Unintentional/Improper Search, Seizure, or Arrest	Within OPD Policy
						Use of Physical Force	Unfounded
					Subject 6	Performance of Duty – Unintentional/Improper Search, Seizure, or Arrest	Within OPD Policy
						Use of Physical Force	Unfounded
					Subject 7	Performance of Duty – Unintentional/Improper Search, Seizure, or Arrest	Within OPD Policy



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Assigned Inv.	Case #	Incident Date	Completion Date	1-Year Goal	Officer	Allegation	Finding/Conclusion
						Use of Physical Force	Unfounded
	23-1697	10/13/2023	3/14/2024	10/11/2024	Subject 1	Use of Physical Force	Within OPD Policy
	23-1875	11/21/2023	3/18/2024	11/19/2024	Subject 1	Performance of Duty – Unintentional/Improper Search, Seizure, or Arrest	Unfounded
						Performance of Duty – Unintentional/Improper Search, Seizure, or Arrest	Unfounded
						No MOR Violation	Administrative Closure
						No MOR Violation	Administrative Closure
						Use of Physical Force	Within OPD Policy
	23-0589	4/25/2023	3/18/2024	4/23/2024	Subject 1	Use of Physical Force	Within OPD Policy
						No MOR Violation	Administrative Closure
	23-1481	9/6/2023	3/2/2024	9/4/2024	Subject 1	Use of Physical Force	Within OPD Policy
	23-0882	5/29/2023	3/19/204	5/28/2024	Subject 1	Use of Physical Force	Within OPD Policy
						Performance of Duty – Unintentional/Improper Search, Seizure, or Arrest	Within OPD Policy
	23-0334	3/21/2023	3/19/2024	3/19/2024	Subject 1	Performance of Duty – General	Unfounded
						Obedience to Laws - Felony/Serious Misdemeanor	Unfounded
	23-0437	3/26/2023	3/20/2024	3/25/2024	Subject 1	Use of Physical Force	Within OPD Policy
	23-0442	3/31/2023	3/22/2024	3/30/2024	Subject 1	Use of Physical Force	Within OPD Policy



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 (Total Completed = 23)

Assigned Inv.	Case #	Incident Date	Completion Date	1-Year Goal	Officer	Allegation	Finding/Conclusion
						Use of Physical Force	Within OPD Policy
						Use of Physical Force	Within OPD Policy
						Use of Physical Force	Within OPD Policy
	24-0228	10/23/2023	3/22/2024	2/8/2025	Subject 1	Performance of Duty – General	Administratively Closure (Not OPD Officer)

Other Cases No Longer Pending:

According to Oakland City Charter Section 604(f)1, the CPRA “shall not be required to investigate each public complaint it receives, beyond the initial intake procedure, but shall 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, untruthfulness, and First Amendment assemblies.

The following cases were initially determined to have involved at least one required or “mandated” allegation and were assigned to a staff member. Upon review, the CPRA found these cases did not, in fact, include mandated allegations. Pursuant to City Charter Section 604(f)1, the CPRA will not be investigating the allegations in the following cases, and they are being removed from the Pending Case List:

23-1649

Finding Definitions:



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Sustained: The investigation disclosed sufficient evidence to determine that the alleged conduct did occur and was in violation of law and/or Oakland Police Department rules, regulations, or policies.

Exonerated/Within OPD Policy: The alleged conduct did occur, but was in accord with law and with all Oakland Police Department rules, regulations, or policies. For reporting purposes, CPRA is using the term “Within OPD Policy” to provide greater clarity and transparency to the community regarding the meaning of the term “Exonerated.”

Unfounded: The investigation disclosed sufficient evidence to determine that the alleged conduct did not occur.

Not Sustained/Unable to Determine: The available evidence can neither prove nor disprove that the alleged conduct occurred. For reporting purposes, CPRA is using the term “Unable to Determine” to provide greater clarity and transparency to the community regarding the meaning of the phrase “Not Sustained.”

Additional Definitions:

No Jurisdiction: The Subject Officer of the allegation is not a sworn member of the OPD.

No MOR Violation: The alleged conduct does not violate any department rule or policy.

Service Related: The allegation pertains to the level of service provided by the Department as opposed to the misconduct of a single sworn officer.

Administrative Closure (Lacks Specificity): Complaint lacks specificity and complainant refuses or is unable to provide further clarification necessary to investigate the complaint.

Administratively Closure (Not OPD Officer): The investigation determined that the subject of this complaint was not a member of the Oakland Police Department.

Unable to Fully Investigate (Temporary Provision): Presently, the CPRA does not have the resources to complete a full investigation regarding the allegations in this case. However, in each case under this designation, all relevant evidence was reviewed, and investigative supervisors determined that BWC footage did not reveal misconduct or the likelihood of misconduct. As the CPRA only has the resources to complete investigative reports into cases that reveal misconduct or the likelihood of misconduct, this case has been closed under the designation "Unable to Fully Investigate."

604(g)3 Adjudication: If the Chief of Police prepares his or her own findings and proposed discipline and provides it to the Agency before the Agency's investigation is initiated or completed, the Agency may close its investigation or may choose not to conduct its own investigation in order to allow final discipline to proceed as proposed by the Chief, except that in investigations of Level 1 uses of force, sexual misconduct or untruthfulness, the Commission must approve the Agency's decision by a majority vote. If the Agency chooses not to close its investigation, imposition of final discipline shall be delayed until the Agency's investigation is completed and the Agency makes its findings and recommendations for discipline.