



# OAKLAND POLICE COMMISSION

## REGULAR MEETING AGENDA

February 22, 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 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/82430529471> 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 webpage 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: 824 3052 9471**

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 webpage 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](mailto: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 via Teleconference at NYC Courtyard Marriott, 3 E 40th St, New York, NY 10016*



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

- 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 Jesse Hsieh; 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**

- 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 Jesse Hsieh; 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 prior to 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.***



# OAKLAND POLICE COMMISSION

## REGULAR MEETING AGENDA

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- V. Approval of Letter to California Highway Patrol**  
The letter expresses appreciation for the law enforcement surge operation and invites CHP to the March 14 Commission meeting on its policies and practices that promote constitutional policing.  
*(Attachment 1)*
- VI. 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 which 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 2)***
- a. Discussion
  - b. Public Comment
  - c. Action, if any
- VII. 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 for the purpose of promoting transparency and making information publicly accessible.  
***This is a recurring item. (Attachment 3)***
- a. Discussion
  - b. Public Comment
  - c. Action, if any
- VIII. Ad Hoc Committee Reports**  
Representatives from Standing and Ad Hoc Committees will provide updates on their work.  
***This is a recurring item.***
- Police Chief Search (Commissioners Peterson (Chair), Ordaz, Jackson)**  
The Chief of Police Search Ad Hoc committee is tasked with leading the executive search process with the search firm consultants. *(Attachment 4)*
- a. Discussion
  - b. Public Comment
  - c. Action, if any
- Retreat Ad Hoc (Commissioners Jackson-Castain (Chair), Jackson, Ordaz)**  
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. *(Attachment 5)*
- a. Discussion
  - b. Public Comment
  - c. Action, if any



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- IX. Commission Approval of Meeting Minutes for 12/14/2023; 12/28/2023; 1/11/2024**  
*(Attachment 6)*
- a. Discussion
  - b. Public Comment
  - c. Action, if any

- X. 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

- XI. 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 prior to 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***

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

- XIII. 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](mailto: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.

## CITY OF OAKLAND



CITY HALL • 1 FRANK H. OGAWA PLAZA • OAKLAND, CALIFORNIA 94612

Police Commission

February 22, 2024

**Via Electronic Submission**

[Name]

California Highway Patrol Liaison

Mr. Darren Allison  
Interim Chief of Police  
Oakland Police Department  
[dallison@oaklandca.gov](mailto:dallison@oaklandca.gov)

***RE: Partnership with California Highway Patrol in Law Enforcement Surge Operation & Invitation to March 14<sup>th</sup> Commission Meeting***

On behalf of the Police Commission, I write to extend an invitation to establish a strong line of communication with the Commission.

Under the Oakland City Charter which was overwhelmingly voted upon by the citizens of Oakland, the Oakland Police Commission is responsible for overseeing the Oakland Police Department in order to ensure that its policies, practices, and customs conform to national standards of constitutional policing.

As volunteer members of the Commission and residents of Oakland, we appreciate the additional support the Governor is providing to our city and police department. Thank you to the California Highway Patrol for augmenting the police force in order to address the uptick in crime and restore a sense of safety for our residents, businesses, and visitors.

As a Commission, we frequently hear from community members about the need for outside law enforcement agencies that provide mutual aid to our police department to also practice constitutional policing. Community members specifically have expressed that other law enforcement agencies must also follow the Oakland Police Department's policies that promote constitutional policing practices. We want to understand more about CHP's policies and practices, how CHP employs constitutional policing, how CHP handles public complaints, and how it coordinates with OPD.

We cordially invite you or your designee to attend our March 14 Commission meeting in order for the Commission and the community to hear more about CHP's constitutional policing policies along with its intervention success and crime reduction statistics.

Again, we thank you for your support of Oakland during this critical time. Thank you for your time and attention to this matter.

Sincerely,

Marsha Peterson  
Chair, Police Commission

Cc: Governor Gavin Newsom  
Oakland Mayor Sheng Thao  
Oakland City Council  
Oakland City Attorney Barbara Parker  
Commission Counsel

DRAFT

## CITY OF OAKLAND

Memorandum

**To:** Office of the Chief of Police  
**Attn:** Interim Chief Darren Allison  
**From:** Special Operations Division  
**Date:** 15 Feb 24

**Re:** California Highway Patrol Operation “*Oakland Safe Streets*”

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The City of Oakland has experienced serious public safety challenges. There have been significant increases in violent crime. Highway shootings, homicides, vehicle thefts, property crimes, robberies, organized retail thefts and “Sideshow” have all surged in Oakland. The increase in crime has negatively impacted the quality of life for Oakland residents and has forced businesses to close.

On July 31, 2023, Oakland Mayor Sheng Thao requested additional State resources from Governor Newsom to assist with increasing crime in Oakland. Governor Newsom subsequently directed the California Highway Patrol (CHP) staff to partner with the Oakland Police Department (OPD) with the shared goal of addressing crime in Oakland. The CHP operation in Oakland was dubbed “*Oakland Safe Streets*” and commenced on August 4, 2023. The operational period and its duration will be determined by the CHP.

The CHP was directed by Governor Gavin Newsom to assist OPD beyond the current highway focused mission of the CHP in Oakland. CHP has been tasked with conducting proactive and high-visibility enforcement within the City of Oakland in an effort to improve public safety. CHP deployed within designated high-impact areas identified by crime data and in partnership with the OPD.

OPD provided the relevant policies and procedures to CHP as outlined in OPD policy (General Order L-3, Assistance to Outside Jurisdictions and Mutual Aid). The CHP operates under their established policies, procedures and chain of command structure. CHP and OPD Command communicate and coordinate regularly to assess operations.

**CHP MISSION/OBJECTIVES/GOALS**

The CHP will assist OPD with a primary focus in three identified Zones (Zone 1, Zone 3, and Zone 6). Each zone has been identified through a weekly analysis of crime data and intelligence. CHP will likely have the most significant impact on crime by focusing on the identified Zones.



CHP objectives are accomplished by:

1. Conducting high visibility and enforcement patrols with the intent of proactively enforcing the law and maintaining community safety.
2. Provide investigative support to ongoing criminal investigations that will deter violence and crime.
3. Continually assessing crime data and the need to adjust Zone locations.

### **CHP Objective 1 – Patrol**

CHP patrol operations will appropriately fall within CHP policy and procedures. Officers will enforce laws in a constitutional, fair, and professional manner. Personnel assigned to this operation are expected to work collaboratively with members of the OPD with the goal of enhancing public safety for residents and visitors.

Briefings: Briefings are held at the CHP Oakland Office: 3601 Telegraph Avenue, Oakland.

Staffing: Deployments consist of a minimum of one (1) uniformed sergeant and six (6) uniformed officers. Additional CHP units will aid the operation in addition to their primary CHP roles and responsibilities. Daily numbers and resources will fluctuate. For officer safety and operational integrity, the number of officers deployed *shall not be publicized and/ or compromised*.

Hours: Deployment hours occur on Tuesdays and Fridays from **1200 to 2200 hours**.

Enforcement:

1. Deployment focuses on on-view (high-visibility) patrol and enforcement of legal statutes.
2. Officers use sound professional judgment when making enforcement contacts and appropriate discretion in all subsequent enforcement action taken.
3. All prisoners are transported in a CHP vehicle, in accordance with CHP policy, or with an OPD prisoner transport van, when available and requested. Prior to any prisoner transport, CHP may coordinate with the OPD through the Crime Gun Intelligence Center (CGIC), to determine if any OPD investigators (CID, SRS West, SRS East, Ceasefire, etc.) have an interest in their prisoner for any active or ongoing investigations.

OPD Liaison: OPD's Support Operation Division (SOD), Acting Captain E. Perez-Angeles has been designated as the Liaison between OPD and CHP for this ongoing operation.

Statistical Collection: CHP will provide their statistical data updates on a weekly basis to OPD Acting Captain E. Perez-Angeles for internal tracking. According to CHP leadership, any specific information with regards to CHP statistical data can be requested through the CHP public records request process.

The following is a summation of this week’s operational efforts and the total activity from the beginning of the operation (to date):

- Total arrests to date: **99**
  - All Arrests: **5**
- Total DUI arrest to date: **15**
  - DUI Arrests: **0**
- Total Drug arrests to date: **15**
  - Drug Arrests (Non-Fentanyl): **2**
- Total Fentanyl Drug arrests to date: **1**
  - Fentanyl Drug Arrests: **0**
- Total DREs to date: **3**
  - DREs: **0**
- Total citations to date: **524**
  - Citations issued (other): **13**
- Total vehicle impounds to date: **69**
  - Vehicles Impounded: **0**
  - Vehicle impounds - registration offenses: **0**
  - Vehicle impounds - license offenses: **0**
  - Vehicle impounds - arrests: **0**
  - Vehicle impounds - other: **0**
- Total vehicle recoveries to date: **186**
  - Vehicles Recovered: **11**
- Total firearm recoveries to date: **7**
  - Firearms Recovered: **0**
- Total Use of Force Incidents to date: **4**
  - Use of Force Incidents: **0**
- Narcotics/Drugs Seized: All weights are approximate.

<u>Total Seized to date:</u>	<u>Total Seized for week:</u>
<ul style="list-style-type: none"> <li>• Fentanyl: <b>0.7 grams</b></li> <li>• Methamphetamine: <b>199.2 grams</b></li> <li>• Cocaine: <b>88.7 grams</b></li> <li>• Heroin: <b>7.9 grams</b></li> <li>• Cannabis: <b>3,750.5 grams</b></li> <li>• Various Pills: <b>89.7 grams</b></li> </ul>	<ul style="list-style-type: none"> <li>• Fentanyl: <b>0.0 grams</b></li> <li>• Methamphetamine: <b>34.4 grams</b></li> <li>• Cocaine: <b>0.0 grams</b></li> <li>• Heroin: <b>0.0 grams</b></li> <li>• Cannabis: <b>0.0 grams</b></li> <li>• Various Pills: <b>0.0 grams</b></li> </ul>

OPD made a specific request from CHP for the following statistical data:

- **All Arrests** – Offenses and Zones
- **All Use of Force** - Incidents – Offenses and Zones
- **All Pursuits** – Offenses and Zones
- **All Recoveries** – Offenses and Zones
- **All Citations** – Primary Factors and Zones
- **All Vehicle Impounds** – Primary factors and Zones
- **All Complaints taken** – Types – Zones
- **All Narcotics and Drugs seized** – Types -Zones

CHP advised OPD that a Public Records Request would be required to supply this detailed data.

From February 5-9, 2024, Governor Newsom temporarily deployed additional CHP officers for what was called a “*Surge Operation*” in Oakland. The operation was focused on auto theft, cargo theft, organized retail theft, violent crime, and high visibility traffic enforcement. This operation was also under the command and coordination of the CHP. CHP provided public statistical data from this operation to media outlets. The results were 71 arrests, 145 stolen vehicle recoveries and 4 guns linked to crimes were seized. This operation included 120 CHP officers operating in the City of Oakland. OPD provided CHP with communications support. An OPD liaison was assigned to coordinate with CHP during each of their scheduled operations.

All complaints received in Oakland related to OPD will be addressed per the Department’s policy on internal investigations (General Order M-3). If it is determined that the complaint pertains to CHP or another law enforcement agency that is not OPD, OPD staff will contact that agency regarding the complaint to conduct their own investigation.

Any additional statistical data or specific information that has not been provided by CHP with regards to the “*Oakland Safe Street Operations*” and the “*Surge Operations*” must be requested through a public records request through the CHP.

Respectfully,

Eriberto Perez-Angeles  
Acting Captain of Police  
Support Operations Division  
Bureau of Field Operations - 2



CITY OF OAKLAND  
**COMMUNITY POLICE REVIEW AGENCY**  
*Partial January 2024 Completed Investigations*

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 (Total Completed = 19)

Assigned Inv.	Case #	Incident Date	Completion Date	1-Year Goal	Officer	Allegation	Finding/Conclusion
	23-1493	9/8/2023	1/11/2024	9/6/2024	Subject 1	Use of Physical Force	Within OPD Policy
	23-1658	10/7/2023	1/21/2024	10/5/2024	Subject 1	Use of Physical Force	Within OPD Policy
Subject 2					Use of Physical Force	Within OPD Policy	
Subject 3					Use of Physical Force	Within OPD Policy	
	23-1380	8/17/2023	1/6/2024	8/15/2024	Subject 1	Conduct Toward Others - Harassment and Discrimination / Race	Administrative Closure (Lacks Specificity)
Conduct Toward Others - Demeanor						Administrative Closure (Lacks Specificity)	
	23-0319	3/11/2023	1/19/2024	3/9/2024	Subject 1	Use of Physical Force	Unable to Fully Investigate
Subject 2					Use of Physical Force	Unable to Fully Investigate	
	23-0941	5/26/2023	1/16/2024	6/4/2024	Subject 1	Performance of Duty - Unintentional/Improper Search, Seizure, or Arrest	Unable to Fully Investigate
Use of Physical Force						Unable to Fully Investigate	
Performance of Duty - Miranda Violation						Unable to Fully Investigate	
	23-0269	3/14/2023	1/21/2024	3/12/2024	Subject 1	Performance of Duty - Unintentional/Improper Search, Seizure, or Arrest	Unable to Fully Investigate
Use of Physical Force						Unable to Fully Investigate	
Subject 2					Performance of Duty - Unintentional/Improper Search, Seizure, or Arrest	Unable to Fully Investigate	
Subject 3					Performance of Duty - Unintentional/Improper Search, Seizure, or Arrest	Unable to Fully Investigate	



CITY OF OAKLAND  
**COMMUNITY POLICE REVIEW AGENCY**  
*Partial January 2024 Completed Investigations*

Assigned Inv.	Case #	Incident Date	Completion Date	1-Year Goal	Officer	Allegation	Finding/Conclusion
					Subject 4	No Duty/No MOR Violation	Unable to Fully Investigate
						Performance of Duty - General	Unable to Fully Investigate
						Performance of Duty - Personal Digital Recording Device (PDRD)	Unable to Fully Investigate
	23-1547	9/15/2023	1/21/2024	9/13/2024	Subject 1	Use of Physical Force	Unable to Fully Investigate

**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.



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**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.

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CITY OF OAKLAND  
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Assigned Inv.	Case #	Incident Date	Completion Date	1-Year Goal	Officer	Allegation	Finding/Conclusion
YH	23-0548	2/6/2023	2/2/2024	2/5/2024	Subject 1	Conduct Toward Others - Harassment and Discrimination (Racial Profiling)	Sustained
JS	23-1283	5/7/2018	2/14/2024	7/30/2024	Subject 1	Use of Physical Force	Unfounded
	23-0522	4/13/2023	2/14/2024	4/11/2024	Subject 1	Performance of Duty – General	604(g)3 - Within OPD Policy
Use of Physical Force						604(g)3 - Within OPD Policy	
Performance of Duty – Care of Property						604(g)3 - Unfounded	
Subject 2					Performance of Duty – General	604(g)3 - Within OPD Policy	
					Use of Physical Force	604(g)3 - Within OPD Policy	
					Performance of Duty – Care of Property	604(g)3 - Sustained	
23-1485	9/7/2023	2/5/2024	9/5/2024	Subject 1	Use of Physical Force	Within OPD Policy	
				Subject 2	Use of Physical Force	Within OPD Policy	
23-1889	11/25/2023	2/10/2024	11/24/2024	Subject 1	Use of Physical Force	Within OPD Policy	
				Subject 2	Use of Physical Force	Within OPD Policy	
24-0016	1/2/2024	2/10/2024	12/31/2024	Subject 1	Use of Physical Force	Within OPD Policy	
23-1852	11/19/2023	2/10/2024	11/17/2024	Subject 1	Conduct Toward Others - Harassment and Discrimination / Race	Unfounded	
23-1075*	6/27/2023	2/6/2024	6/25/2024	Subject 1	Conduct Toward Others - Harassment and Discrimination / Race	Administrative Closure (Lacks Specificity)	
23-0272	3/28/2023	2/9/2024	3/26/2024	Subject 1	Obedience to Laws	Complaint Withdrawn	



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\*This is an amendment to the January 2024 report-out.

**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:

24-0027  
 24-0017  
 23-0871\*  
 23-1357  
 23-1610

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**Finding Definitions:**

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**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.





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

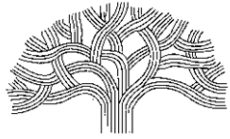
**Administrative Closure (Lacks Specificity):** Complaint lacks specificity and complainant refuses or is unable to provide further clarification necessary to investigate the complaint.

**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.

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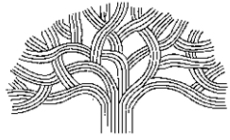


CITY OF OAKLAND  
**COMMUNITY POLICE REVIEW AGENCY**  
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 (Total Pending = 101)

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
23-1781	11/07/2023	11/07/2023	11/07/2023	Investigator	YH	05/05/2024	Tolled	Use of Force	1	1	1	Use of Force
23-1630	10/11/2022	01/20/2023	01/20/2023	Investigator	JS	07/19/2023	02/28/2024	Other	1	4	3	Interference
23-0352	03/11/2023	03/12/2023	05/02/2023	Investigator	YH	09/08/2023	03/10/2024	Use of Force	1	3	2	Use of Force
23-0269	03/14/2023	03/14/2023	04/26/2023	Investigator	EM	09/10/2023	03/12/2024	Racial Profiling	1	2	3	Racial Profiling
23-0357	03/14/2023	03/15/2023	05/02/2023	Investigator	AY	09/11/2023	03/13/2024	Use of Force	1	3	6	Use of Force, Performance of Duty
23-0334	03/20/2023	03/21/2023	04/26/2023	Investigator	EM	09/17/2023	03/19/2024	Other	1	2	2	Sexual Misconduct
23-0437	03/26/2023	03/26/2023	05/01/2023	Investigator	EM	09/22/2023	03/24/2024	Use of Force	1	6	1	Use of Force
23-0442	03/31/2023	03/31/2023	05/01/2023	Investigator	EM	09/27/2023	03/29/2024	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			
23-0510	04/12/2023	04/12/2023	04/12/2023	Investigator	MM	10/09/2023	04/10/2024	Use of Force	1	4	8	Use of Force, Performance of Duty, Obedience to Laws, Truthfulness
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
23-0589	04/25/2023	04/25/2023	05/09/2023	Investigator	EM	10/22/2023	04/23/2024	Use of Force	1	1	2	Use of Force, Conduct
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

\*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.

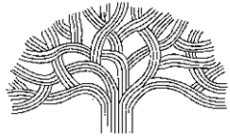


CITY OF OAKLAND  
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Case #	Incident Date	Date Received IAD	Date Received CPRA	Intake or Investigator	Assigned Staff	180-Day Goal	1-Year Goal	Type (604(f)(1) or Other)	Class	Subject Officers	Allegation Count	Allegation(s)
23-0802	05/18/2023	05/19/2023	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
23-0882	05/29/2023	05/29/2023	05/31/2023	Investigator	FK	11/25/2023	05/28/2024	Use of Force	1	1	2	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
22-1232	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
23-1272	07/30/2023	07/30/2023	08/03/2023	Intake	DC	01/26/2024	07/28/2024	Harassment	1	4	2	Discrimination, Harassment
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
23-1348	08/07/2023	08/14/2023	08/15/2023	Investigator	AY	02/10/2024	08/12/2024	Racial Discrimination	1	1	3	Use of Force, Unlawful Detention, Illegal Search
23-1358	08/14/2023	08/14/2023	08/15/2023	Intake	KC	02/10/2024	08/12/2024	Other	1	1	1	Obedience to Laws
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
23-1407	08/23/2023	08/23/2023	08/24/2023	Intake	DC	2/19/2024	08/21/2024	Discrimination	1	1	3	Discrimination
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
23-1481	09/06/2023	09/06/2023	09/12/2023	Intake	DC	03/04/2024	09/04/2024	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

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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
23-1542	09/18/2023	09/18/2023	09/19/2023	Intake	SH	03/16/2024	09/16/2024	Use of Force	1	1	4	Use of Force, Unlawful Detention, Illegal Search, Obedience to Laws
23-1555	09/19/2023	09/19/2023	09/20/2023	Intake	SH	03/17/2024	09/17/2024	Use of Force	1	2	8	Use of Force, Demeanor, False Arrest
23-1590	09/27/2023	09/27/2023	09/29/2023	Intake	SH	03/25/2024	09/25/2024	Use of force	1	1	6	Use of Force, False Arrest, Racial Profiling
23-1602	03/29/2023	10/02/2023	10/15/2023	Investigator	YH	03/30/2024	09/30/2024	Truthfulness	1	2	1	Truthfulness, Obedience to Laws
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	Intake	DC	04/03/2024	10/04/2024	Use of Force	1	1	2	Use of Force
23-1659	10/07/2023	10/07/2023	10/10/2023	Intake	KC	04/04/2024	10/05/2024	Use of Force	1	5	1	Use of Force
23-1649	10/08/2023	10/08/2023	10/09/2023	Intake	SH	04/05/2024	10/06/2024	Use of Force	1	1	12	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
23-1686	10/12/2023	10/13/2023	10/15/2023	Investigator	MM	04/10/2024	10/11/2024	Other	1	5	1	Obedience to Laws
23-1697	10/13/2023	10/13/2023	10/17/2023	Intake	KC	04/10/2024	10/11/2024	Use of Force	1	8	5	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

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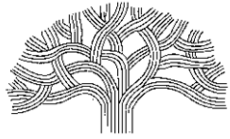


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23-1754	10/26/2023	10/26/2023	10/30/2023	Investigator	JS	04/27/2024	10/24/2024	Use of Force	1	1	6	Use of Force, Performance of duty, Demeanor
23-1786	11/03/2023	11/03/2023	11/07/2023	Investigator	EM	05/01/2024	11/01/2024	Truthfulness	1	3	1	Truthfulness
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
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
23-1835	11/14/2023	11/15/2023	11/15/2023	Intake	SH	05/12/2024	11/12/2024	Use of Force	1	1	3	Use of Force, Demeanor
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	Intake	KC	05/17/2024	11/17/2024	Use of Force	1	4	3	Use of Force, Performance of duty
23-1875	11/21/2023	11/21/2023	11/27/2023	Intake	DC	05/19/2024	11/19/2024	Use of Force	1	1	1	Use of Force, Truthfulness
23-1897	11/25/2023	11/25/2023	11/29/2023	Intake	KC	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	Intake	KC	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	Intake	SH	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

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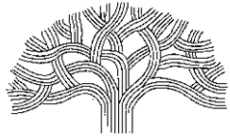


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23-1988	12/15/2023	12/15/2023	12/18/2023	Intake	DC	06/12/2024	12/13/2024	Other	1	1	2	Sexual Misconduct
23-1992	12/17/2023	12/17/2023	12/19/2023	Intake	KC	06/14/2024	12/15/2024	Other	1	1	4	Obedience to Laws, Performance of Duty
23-2003	12/19/2023	12/19/2023	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
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	Intake	SH	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	KC	07/26/2024	01/26/2025	Discrimination	1	4	2	Discrimination, Performance of Duty

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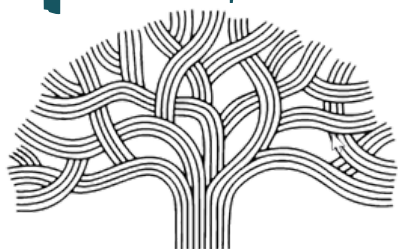


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24-0187	09/27/2003	01/31/2024	01/31/2024	Intake	SH	07/29/2024	01/29/2025	Use of Force	1	2	6	Use of Force, Prohibited Activities On Duty, General Conduct, Compromising Criminal Cases, Service Complaint, Reports and Bookings
24-0189	01/31/2024	02/01/2024	02/01/2024	Intake	KC	07/30/2024	01/30/2025	Use of Force	1	1	3	Use of Force, Performance of Duty
24-0207	02/06/2024	02/06/2024	02/08/2024	Investigator	FK	08/04/2024	02/04/2025	Discrimination	1	1	2	Discrimination

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**OAKLAND**  
POLICE COMMISSION

# POLICE CHIEF SEARCH OPEN FORUM



**SAVE THE DATE**

February 29, 2024  
6:30 p.m. to 9:00 p.m.

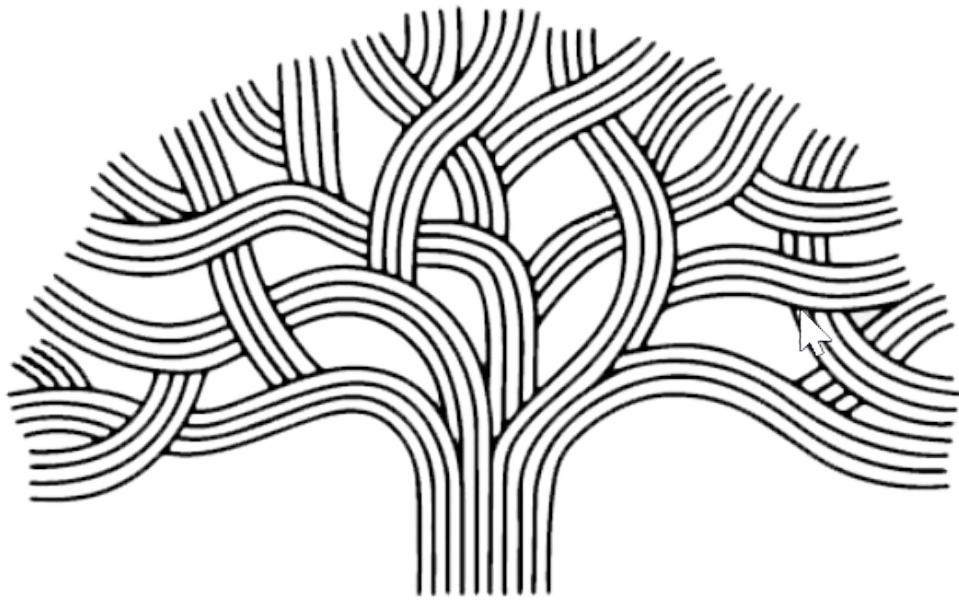


Join the Police Commission as they hear from police chief candidates and discuss their qualifications.

Stay tuned for additional information via the Police Commission website after 2/26/2024







# OAKLAND POLICE COMMISSION



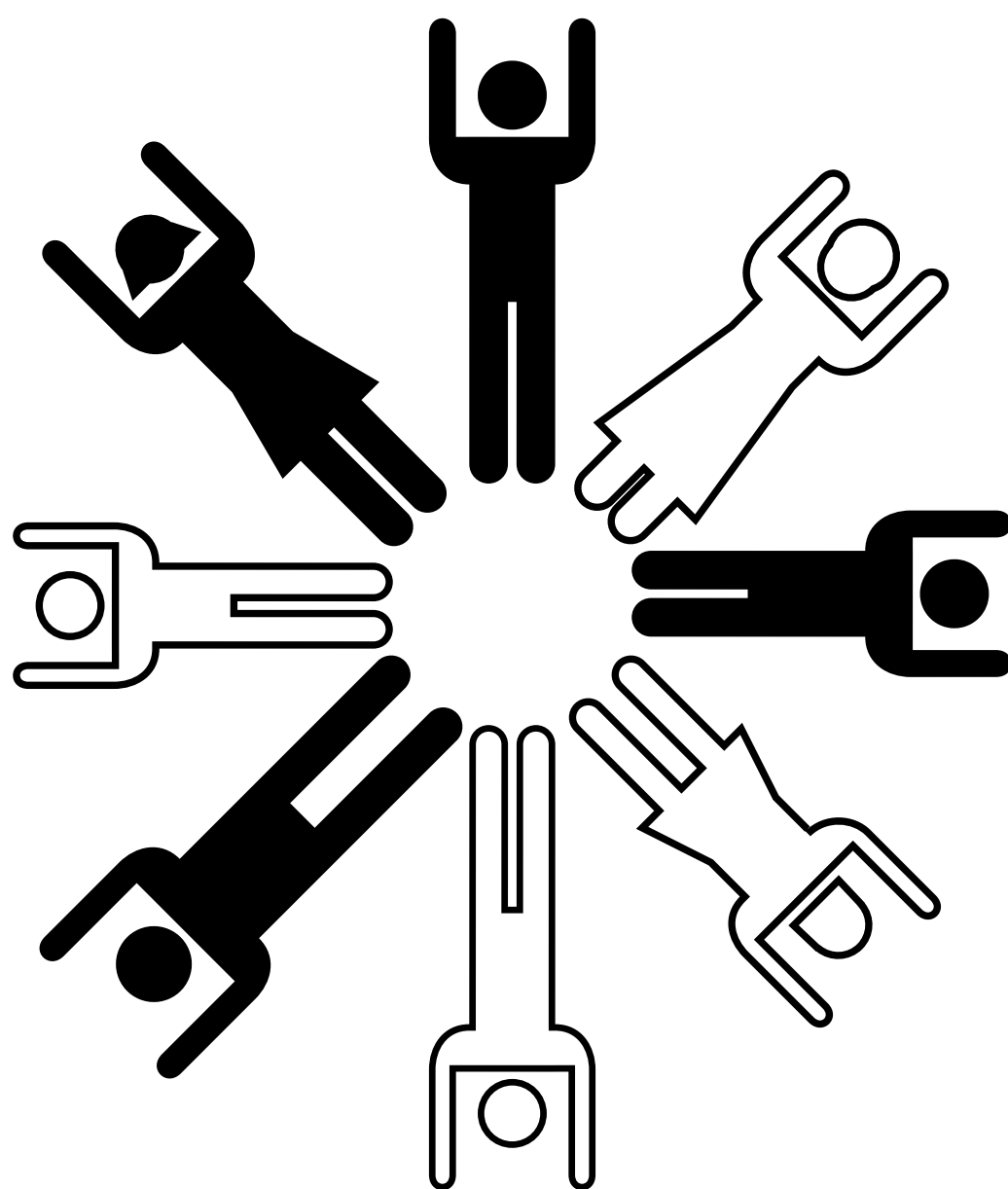
# 2024 RETREAT

3rd March

Start: 10:30 A.M.

Focused on commissioner team-building training and development.

Stay tuned for more details  
via the OPC website





# OAKLAND POLICE COMMISSION REGULAR MEETING MINUTES

December 14, 2023

Fruitvale - San Antonio Senior Center  
(3301 East 12th Street, Ste. 201, Oakland, CA 94601)

## I. Call to Order, Welcome, Roll Call and Determination of Quorum

**Chair Peterson called the meeting to order at 5:45pm and established quorum following roll call.**

Present: Chair Marsha Peterson; Vice Chair Karely Ordaz; Commissioner Wilson Riles Jr.; Commissioner Jesse Hsieh; Commissioner Angela Jackson-Castain; Alternate Commissioner Ricardo Garcia-Acosta Excused: Commissioner Regina Jackson - In transit arrived for Closed Session

## II. Welcome / OPC Introductions / OPC Overview

The Police Commissioners, Inspector General, and CPRA Director introduced themselves and shared their backgrounds. The Police Commission Chair provided an overview of the Police Commission.

There were no public comments on this item.

## III. Closed Session (approximately 5:30 p.m. – 6:30 p.m.)

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

There were no public comments on this item.

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

### 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 APPOINTMENT (Government Code Section 54957(b))

**Title: Chief of Police**

**The Commission adjourned to Closed Session at 5:51p.m. and returned at 6:36 p.m.**

Chair Peterson reestablished quorum with roll call.

Present: Chair Marsha Peterson; Vice Chair Karely Ordaz; Commissioner Wilson Riles Jr.; Commissioner Jesse Hsieh; Commissioner Angela Jackson-Castain; Alternate Commissioner Ricardo Garcia-Acosta

Excused: Commissioner Regina Jackson but was present for Closed Session.



# OAKLAND POLICE COMMISSION

## REGULAR MEETING MINUTES

December 14, 2023

Fruitvale -San Antonio Senior Center  
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Before taking public comment, Chair Peterson provided a Read-Out of Closed Session.

Under the charter, the Commission is required to send three (3) names to the mayor for the selection of a new chief of police.

Commissioner Regina Jackson made a motion, seconded by Commissioner Angela Jackson-Castain, to vote for the three (3) names sent to the mayor.

Ayes: 5 – Commissioners Karely Ordaz, Jesse Hsieh, Regina Jackson, Angela Jackson-Castain, Marsha Peterson

Nays: 1 - Commissioner Wilson Riles Jr.

- IV. Welcome / OPC Introductions / OPC Overview – *(Repeated at the request of community attendees)***  
The Police Commissioners, Inspector General, and CPRA Director introduced themselves and shared their backgrounds. The Police Commission Chair provided an overview of the Police Commission.

- V. Open Forum Part 1** (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 were related to the Commission’s work were asked to submit a speaker card prior to this item. Comments regarding agenda items should have been held until the agenda item was called for discussion. Speakers not able to address the Commission during this Open Forum were given priority to speak during Open Forum Part 2.

Public comments were made by (Grinage; Cleveland)

- VI. Update and Discussion on the City Council's Proposed Modifications of the Oakland Municipal Code Chapters 2.45, 2.46 and the Addition of 2.47.**

This was a follow up item from 11/30/2023 to continue to discuss the City Council's proposed modifications of the Oakland Municipal Code Chapters 2.45, 2.46, and the proposed addition of Chapter 2.47. Review of these amendments ensures alignment with the Commission’s work, Measure LL, and Measure S1.

Public comments were made by (Chavez; Jenks; Cleveland; Calderon)

- VII. Update from Oakland Police Department (OPD)**

Representatives of the Oakland Police Department provided an update.

Topics discussed in the update often include crime statistics; risk analysis; a preview of topics which may be placed on a future agenda; responses to community member questions; and specific topics requested by the Commission.

Public comments were made by (Contreras; Grinage)



# OAKLAND POLICE COMMISSION

## REGULAR MEETING MINUTES

December 14, 2023

Fruitvale - San Antonio Senior Center  
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### **VIII. Community Police Review Agency (CPRA) Update**

Per Oakland Municipal Code §2.46.040, the CPRA Executive Director, Mac Muir, must regularly provide a written report on the CPRA for the purpose of promoting transparency and making information publicly accessible.

Public comment was made by (Jenks)

### **IX. Upcoming / Future Agenda Items**

The Commission engaged 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.

There were no public comments on this item.

### **X. 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 were related to the Commission's work were asked to submit a speaker card prior to the start of this item.

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

There were no public comments on this item.

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

There was no Read-Out of Closed Session.

### **XII. Adjournment**

Meeting adjourned at 11:00 p.m.



# OAKLAND POLICE COMMISSION

## SPECIAL MEETING MINUTES

December 28, 2023

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

### I. Call to Order, Welcome, Roll Call and Determination of Quorum

**Chair Peterson called the meeting to order at 5:38 p.m. and established quorum following roll call.**

Present: Chair Marsha Peterson; Vice Chair Karely Ordaz; Commissioner Regina Jackson; Commissioner Wilson Riles Jr.; Commissioner Jesse Hsieh; Commissioner Angela Jackson-Castain

Excused: 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.*

No public comments were made.

#### 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 APPOINTMENT

##### (Government Code Section 54957(b))

Title: Chief of Police

**The Police Commission adjourned to Closed Session at 5:45 p.m. and returned at 6:33 p.m.**

Chair Peterson called the meeting to order at 6:33 p.m. and reestablished quorum following roll call.

Present: Chair Marsha Peterson; Vice Chair Karely Ordaz; Commissioner Regina Jackson; Commissioner Wilson Riles Jr.; Commissioner Jesse Hsieh; Commissioner Angela Jackson-Castain

Excused: Alternate Commissioner Ricardo Garcia-Acosta

**Prior to proceeding to open forum 1 & 2, Chair Peterson issued an official commission statement regarding the police search process as a Read-Out of Closed Session.**

Commission's Official Statement:

*"After Mayor Sheng Thao rejected the slate of Chief of Police candidates, the Oakland Police Commission restarted the chief search hiring process through the Police Chief Search Ad Hoc committee. To allow for an equitable and substantive process, we have agreed to the following timeline:*

- *January 1 – January 31, 2024: Open recruitment period*
- *February 1 – February 29, 2024: Evaluation period*
- *March 1, 2024: Final names sent to the mayor*



# OAKLAND POLICE COMMISSION

## SPECIAL MEETING MINUTES

December 28, 2023

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

*The entire Commission will continue to observe a media blackout to respect the confidentiality of applicants who may be presently employed. The hiring decision remains the mayor's."*

No public comments were made.

### **III. Open Forum Part 1 & 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 were related to the Commission's work were asked to submit a speaker card prior to this item.

No public comments were made.

### **IV. Adjournment**

Chair Peterson adjourned the meeting at 6:36 p.m.



# OAKLAND POLICE COMMISSION

## REGULAR MEETING MINUTES

**January 11, 2024**  
**City Hall Council Chambers (1 Frank H. Ogawa Plaza, Oakland)**

**I. Call to Order, Welcome, Roll Call and Determination of Quorum, and (Read-Out from Prior Meeting, if any).**

Chair Peterson called the meeting to order 5:36 p.m. established quorum following roll call.

Present: Chair Marsha Peterson; Vice Chair Karely Ordaz; Commissioner Wilson Riles Jr.; Commissioner Jesse Hsieh; Commissioner Angela Jackson-Castain via Teleconference at LS12 2NX, Leeds, UK; Commissioner Ricardo Garcia-Acosta

Excused: Commissioner Regina Jackson will join later.

Chair Peterson elevated Commissioner Ricardo Garcia-Acosta to gain a quorum.

**II. Chair Peterson presented an overview of the Commission's accomplishments during the holiday season.**

**Read-out action taken from 12/28/2023 Closed Session**

**Topic: Discussion on Addendum for Case Management Conference**

- Moved by Vice Chair Karely Ordaz
- Seconded by Commissioner Wilson Riles Jr.

There were no public comments on this item.

Ayes: 6 - Vice Chair Karely Ordaz, Commissioner Jesse Hsieh; Commissioner Wilson Riles Jr.; Commissioner Angela Jackson-Castain; Commissioner Ricardo Garcia-Acosta; Commissioner Masha Peterson

Neys: 0

Excused: Commissioner Regina Jackson

The Commission voted to submit the Commission's addendum to the Case Management Conference court statement, subject to non-substantive revisions.

- Recognizing previous issues with addendum statements, the Commission aimed to address concerns raised by the court regarding the cultural challenges within the Oakland Police Department (OPD)
- Decision made to draft a coherent addendum statement to address the court's key question on creating enduring culture change

**Update on Police Chief Search:**

- Mayor rejected the list of three candidates sent by the Chief Search Ad Hoc committee
- Commission proposed a new timeline for the search process, including an open recruitment period from January 1 to January 31, with final candidates sent to the mayor by March 1
- Police Search Ad Hoc committee to meet with search consultants consistently until the search is completed



# OAKLAND POLICE COMMISSION

## REGULAR MEETING MINUTES

January 11, 2024

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

### Public Statement for Officer's Tragic Death:

- Commissioner Peterson acknowledged Officer Tuan Le's tragic line-of-duty death
- Commission issued a public statement of condolences and observed a moment of silence before adjourning to Closed Session

### Chair Peterson's Closing Remarks:

- Expressed gratitude to Commissioners and stakeholders for their dedication and commitment to the Commission's mission
- Encouraged stakeholders to stay informed and engaged with the Commission's ongoing initiatives and projects

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

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

No public comments were made.

**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





# OAKLAND POLICE COMMISSION

## REGULAR MEETING MINUTES

**January 11, 2024**  
**City Hall Council Chambers (1 Frank H. Ogawa Plaza, Oakland)**

The Police Commission adjourned to Closed Session at 5:40 p.m. and returned at 6:36 p.m.

**Chair Peterson called the meeting to order at 6:36 p.m. and reestablished quorum following roll call.**

Present: Chair Marsha Peterson; Vice Chair Karely Ordaz; Commissioner Regina Jackson; Commissioner Wilson Riles Jr.; Commissioner Jesse Hsieh; Commissioner Angela Jackson-Castain via Teleconference at LS12 2NX, Leeds, UK; Commissioner Ricardo Garcia-Acosta

Excused: Commissioner Regina Jackson will join later.

### **Open Forum Part 1 (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 were related to the Commission's work were asked to submit a speaker card prior to this item. Comments regarding agenda items should have been held until the agenda item was called for discussion. Speakers not able to address the Commission during this Open Forum were given priority to speak during Open Forum Part 2.

Public comments were made by (Councilmember Gallo; Grinage)

### **III. Election of Oakland Police Commission Chairperson**

The Commission nominated and voted on the appointment of a chairperson to serve from January 2024 until the next election in January 2025.

Vice Chair Ordaz requested nominations from the members present for the position of Chair of the Oakland Police Commission.

- Commissioner Wilson Riles Jr. moved to nominate Marsha Peterson as Commission Chair
  - Marsha Peterson accepted the nomination
  - No other nominations from the floor were presented
- Commissioner Angela Jackson-Castain seconded the motion

Public comment was made by (Councilmember Gallo)

Ayes: 6 - Vice Chair Karely Ordaz, Commissioner Jesse Hsieh; Commissioner Wilson Riles Jr.; Commissioner Angela Jackson-Castain; Commissioner Ricardo Garcia-Acosta; Commissioner Marsha Peterson

Neys: 0

Excused: Commissioner Regina Jackson



# OAKLAND POLICE COMMISSION

## REGULAR MEETING MINUTES

**January 11, 2024**  
**City Hall Council Chambers (1 Frank H. Ogawa Plaza, Oakland)**

#### **IV. Election of Oakland Police Commission Vice Chairperson**

The Commission nominated and voted on the appointment of a vice chairperson to serve from January 2024 until the next election in January 2025.

Chair Peterson requested nominations from the members present for the position of Vice Chair of the Oakland Police Commission.

- Commissioner Ricardo Garcia-Acosta (elevated from Alternate Commissioner to Commissioner to gain a quorum) moved to nominate Karely Ordaz as Commission Vice Chair
  - Karely Ordaz accepted the nomination
  - No other nominations from the floor were presented
- Commissioner Wilson Riles Jr. seconded the motion

There were no public comments on this item.

Ayes: 6 - Vice Chair Karely Ordaz, Commissioner Jesse Hsieh; Commissioner Wilson Riles Jr.; Commissioner Angela Jackson-Castain; Commissioner Ricardo Garcia-Acosta; Commissioner Marsha Peterson

Neys: 0

Excused: Commissioner Regina Jackson

#### **V. Update from Office of the Inspector General (OIG)**

Inspector General Michelle N. Phillips provided an update on OIG's latest work and current activity. Topics often include project priorities, recently released reports, as well as key takeaways from the National Association of Civilian Oversight of Law Enforcement Conference by Kiana Gums, Director of Communications and Engagement.

There were no public comments on this item.

#### **VI. Update from Oakland Police Department (OPD)**

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

Public comments were by (Grinage; Contreras)

#### **VII. Office of the City Attorney (OCA) Semiannual Report (POSTPONED UNTIL FUTURE MEETING)**

Though no report was presented, public comments were made by (Jenks; Kramer; Ekundayo)



# OAKLAND POLICE COMMISSION

## REGULAR MEETING MINUTES

January 11, 2024

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

### VIII. **New California Laws for 2024**

The Commission is committed to staying up to date on newly passed state laws that are relevant to its work. This agenda item identifies new state laws that are effective in 2024 as they relate to public entities such as the Commission, law enforcement, and crime/traffic/vehicle matters that may be of interest to or impact (directly or indirectly) the work of the Commission and the agencies it oversees (OPD, OIG, and CPRA).

#### Police Commission Counsel Top 10 Laws Highlights

- 1) AB 360 (AB = Assembly Bill)
- 2) AB 443
- 3) AB 449
- 4) AB 2773
- 5) SB 2 (SB = Senate Bill)
- 6) SB 449
- 7) SB 673
- 8) AB 256
- 9) AB 436
- 10) AB 645

Public comment was made by (Grinage)

### IX. **Ad Hoc Committee Overview**

Report from Police Commission Chair Marsha Peterson regarding current ad hoc committees, members, and committee charge/purpose.

Public comments were made by (Jenks; Contreras)

### X. **Upcoming/Future Agenda Items**

The Commission engaged 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.

There were no public comments on this item.

### XI. **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 were related to the Commission's work were asked to submit a speaker card prior to the start of this item. Persons who spoke during Open Forum Part 1 were not called upon to speak again without prior approval of the Commission's Chairperson.

Public comment was made by (Jenks)



# OAKLAND POLICE COMMISSION REGULAR MEETING MINUTES

January 11, 2024

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

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

There was no Read-Out of Closed Session

**XIII. Adjournment meeting**

Meeting adjourned at 8:35 p.m.