



**MONTHLY REPORT**  
**By**  
**Interim Executive Director Pedro Payne & Staff**  
**April 2005**

**INTRODUCTION:**

The monthly report is a monthly update of the activities of the City of Riverside Community Police Review Commission and gives the staff a chance to pass on information that they feel is important or noteworthy. The information provided in the twelve monthly reports forms the basis for the annual report.

**RPD/CPRC PROCEDURAL ISSUES:**

Since assuming his responsibilities on January 2005, the Interim Executive Director along with representatives of the CPRC, have been meeting with the Chief and Deputy Chief of the Riverside Police Department. The purpose of these meetings has been to address various procedural issues associated with the civilian review process of complaints filed against sworn personnel. In the past, these issues have produced a difference of opinion between representatives of the Internal Affairs Division and various commissioners on the CPRC.

Key issues include:

1. Implementation of Audio Recording Policy 4.60.
2. Assignment of the investigation to a sergeant who is also a subject officer in the complaint.
3. Regular communication between the CPRC and RPD.
4. Ride-Along Waiver Policy.
5. The way allegations are framed in complaint cases.

The respective steps that have been taken to address these key issues are:

1. The RPD has agreed to conduct additional training on the importance of activating the digital audio recorder during officer-initiated contacts.
2. Since January 1, 2005 there has been only one case where the investigating officer was someone who was also involved in the incident. This case was addressed with Deputy Chief Dominguez and assurance was given that this situation ought not to occur in the future.
3. The CPRC, RPD, City Attorney, and City Manager's Office meet quarterly to discuss issues affecting the RPD/CPRC relationship.
4. It has been decided that the Ride-Along waiver policy will remain in effect. The rationale is that commissioners are considered volunteers and are therefore not covered by Workers' Compensation benefits. Although encouraged, ride-alongs are considered a voluntary exercise.
5. The Interim Executive Director, Chair of the CPRC, Deputy Chief Dominguez, and Special Consultant Bill Howe meet every time there is a difference of opinion on how allegations should be framed in particular cases. These allegations will be considered on a case-by-case basis until consensus is reached on how the allegation should be framed. The last such meeting brought resolution to 5 cases that had been on hold for several months.

The Chief, Deputy Chief, and Interim Executive Director agree that the relationship between the RPD and CPRC has become more efficient, productive, and cooperative in the last few months. All parties recognize the importance of having a positive working relationship in order to better serve the residents of our community. Everyone recognizes that the goal is to continue to work productively despite the possibility of having different viewpoints. It is the opinion of the Interim Executive Director that in every case occasional disagreement is possible – however equitable resolution is expected.

## **OUTREACH:**

The Executive Director and various commissioners attended 22 meetings or community events, which included:

- Presentation of CPRC 2004 Annual Report at City Council Meeting
- Law Enforcement Appreciation Committee
- Riverside Neighborhood Partnership Board Meeting
- Good Morning Riverside
- Project Bridge Finance Committee
- Chamber of Commerce Economic Development Committee Meeting
- Chamber of Commerce New Members Welcome Reception
- Arrowhead Distinguished Citizens Award Dinner
- Community Investment Corporation Board Meeting
- Mike Kataoka – Press Enterprise
- Black History Month Committee
- LaNet Meetings (2)
- Riverside Asian American Community Association (RAACA) Meeting
- Head Start Program – Planning Committee (2)
- The Group
- HRC / CPRC Retreat Follow-Up
- RPD Ride-Along
- Riverside Coalition for Police Accountability (RCPA)
- RPD Liaison Program
- Lincoln Avenue Mural Restoration Project

A number of local organizations and groups have taken advantage of the opportunity to have CPRC commissioners come to their meetings and discuss the Commission and its work. If you would like to have a commissioner speak at one of your meetings, please call the office at (951) 826-5509.

## WORKLOAD – April 2005:

Cases Received	Lodged	Filed through CPRC	Filed through RPD
	3	1	8

A complaint is considered **lodged** when a citizen makes a complaint to the CPRC; it is **filed** when the completed complaint form is submitted.

Case Dispositions	Cases Reviewed	Inquiries*	Administratively Closed**
	7	2	2

\***Inquiries** occur when a member of the public is merely requesting clarification of a policy or procedure.

\*\***Administrative Closure** occurs when a case is closed for reasons other than being reviewed or being classified as Inquiries.

Allegations	U/F	Disc/SH	IDF	ISS	FA	FR	CC	MC
	2	0	0	1	0	1	1	12

**U/F** = Use of Force; **Disc/SH** = Discrimination/Sexual Harassment; **IDF** = Improper Discharge of Firearms;

**ISS** = Illegal Search or Seizure; **FA** = False Arrest; **FR** = False Reporting; **CC** = Criminal Conduct; **MC** = Misconduct / Misconduct Noted

Findings	Unfounded	Exonerated	Not Sustained	Sustained
	4	1	10	2

**Unfounded** - The alleged act did not occur. **Exonerated** - The alleged act occurred but was justified, legal and proper. **Not Sustained** - The investigation produced insufficient information to prove or disprove the allegation. **Sustained** - The Department member committed all or part of the alleged acts of misconduct or poor service. **Misconduct Noted** - The Department member violated a section of the Department policies, rules or regulations not originally alleged in the complaint.

### Misconduct Noted

During investigations of alleged misconduct, all aspects of an officer's actions are inspected. When a policy violation is discovered beyond that alleged by the complainant, it is classified as "Misconduct Noted" and, by definition, is a "Sustained" finding. Of the cases reviewed this month, 1 allegations of "Misconduct Noted" were discovered.

### Cases on Hold

There are currently 2 cases on hold in our office. These cases have either been returned to RPD for further investigation or are being held pending further investigation by the CPRC investigator.

### Case Processing Analysis for Cases Reviewed in April 2005

This chart reflects the average number of days the Police Department and CPRC took to process Category 1 and Category 2 cases reviewed in April. These figures do not include cases that were held for further investigation.

	Category 1	Category 2
RPD investigation and administrative processing	93	168
CPRC processing and review	32	38

**Category 1** complaints are the most serious allegations such as criminal conduct and use of excessive force.

**Category 2** complaints are the less serious allegations such as discourtesy and improper procedure.

### Policy Recommendations

There were no policy recommendations made by the Commission in April 2005.