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FILE NUMBER: 11-0051

DATE: February 8, 2011

SUBJECT: ANNUAL REPORT – CITIZENS POLICE REVIEW BOARD

ABSTRACT: The 2009-2010 Annual Report for Citizens Police Review Board submitted to the City Secretary's Office in accordance with Dallas City Code, Chapter 8-1.1 (a) (b).

RETENTION: PERMANENT (1000-41A1)

Placing this material in the official files of the City of Dallas is approved as being in accordance with procedures authorized by the City Secretary.

DEBORAH WATKINS, City Secretary

By: 

110051

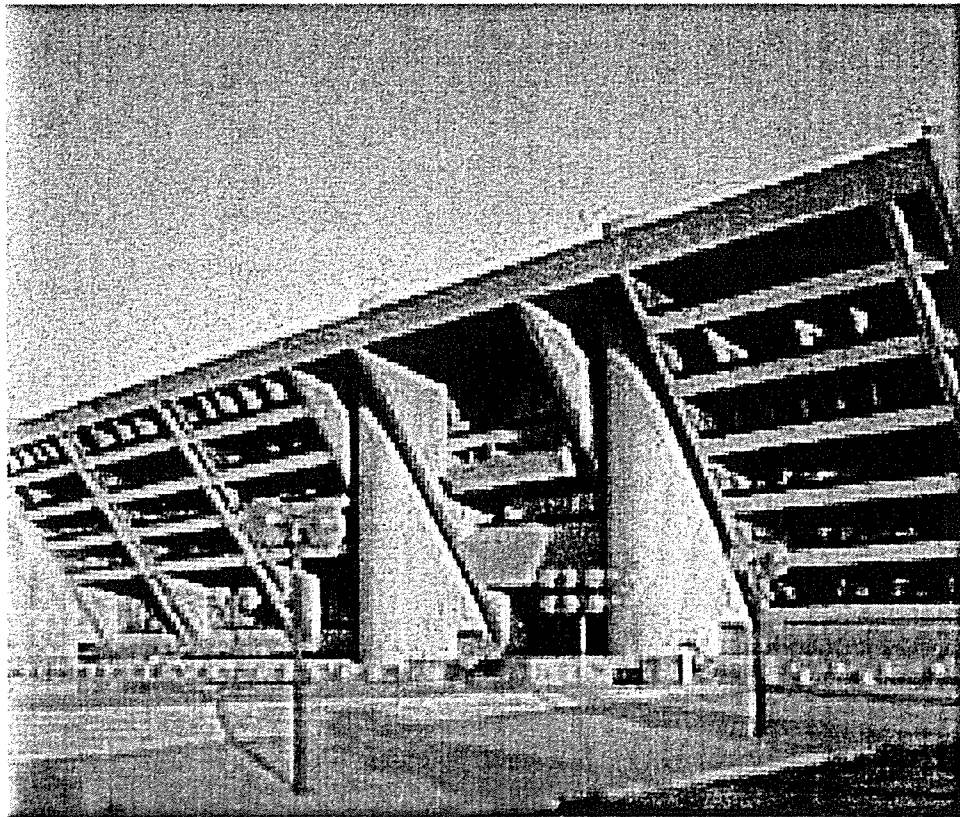
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CITY SECRETARY
DALLAS, TEXAS



Citizens Police Review Board



Annual Report 2010

CITY OF DALLAS
CITIZENS POLICE REVIEW BOARD
2010 ANNUAL REPORT

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DALLAS CITIZENS POLICE REVIEW BOARD

Mission Statement

To improve the sense of public safety and confidence in the Dallas Police Department within the community by providing:

- A means for citizens to communicate their concerns regarding alleged inappropriate police behavior;
- An avenue for the public to obtain some remedial action regarding Internal Affairs Division investigations and Division Referral reviews in circumstances in which the Board deems same appropriate and as provided for in the Board's enabling ordinance;
- A vehicle (the Board) for making impartial recommendations for changes or improvements in the operation of the Dallas Police Department;
- An advisory body to the City Council with regard to the operations and policies of the Dallas Police Department, its policies, operations and practices, as well as the public's perception of same.

DALLAS CITIZENS POLICE REVIEW BOARD**OBJECTIVE**

The Dallas Citizens/Police Review Board meets once monthly (the second Tuesday) in order to provide citizens who have made complaints against police department employees an opportunity to voice dissatisfaction with the results of the Police Department Internal Affairs Division Investigations and Chain-of-Command (Division Referrals) reviews and to develop recommendations to the Dallas Police Department through the Office of the City Manager for changes or improvements in the operation of the Dallas Police Department, as well as to perform its advisory function to the City Council with regard to the operations and policies of the Dallas Police Department, as well as the public's perception of same.

**DALLAS CITIZENS POLICE REVIEW BOARD
2010 Annual Report
Membership List**

<u>Board Member</u>	<u>Council Representative/District</u>
1. Janice Coffee	Appointed by David Neumann – District 3
2. Winnie Dixon	Appointed by Carolyn Davis – District 7
3. Phil Foster	Appointed by Vonciel Jones Hill – District 5
4. Larry French	Appointed by Linda Koop – District 11
5. Tommy Hines	Appointed by Ann Margolin – District 13
6. Thomas Jefferson	Appointed by Jerry Allen – District 10
7. Vicki Keene	Appointed by Delia Jasso – District 1
8. James Nowlin	Appointed by Angela Hunt – District 14
9. Carl Raines, Chairman	Appointed by Mayor Pro Tem Dwaine Caraway - District 4
10. Jacqueline Staley, Vice-Chair	Appointed by Deputy Mayor Pro Tem Pauline Medrano - District 2
11. Nancy Wilson	Appointed by Sheffie Kadane – District 9
12. Robert Young	Appointed by Ron Natinsky – District 12

Council Representative Vacancies (3):

**Mayor Leppert representative
Councilmember Steve Salazar representative – District 6
Councilmember Tennell Atkins representative – District 8**

Technical Advisory Committee:

Lt. James Smith	City of Arlington
Lt. Glen Edney	City of Ft. Worth
Deputy Sheriff Dickie Thomas	Collin County

Administrative Staff:

Ryan S. Evans, First Assistant City Manager
Jackie Middlebrooks, Assistant City Attorney
Deputy Chief Nancy Kirkpatrick, Dallas Police Department, Internal Affairs Division
Shun Session, CMO Executive Assistant

DALLAS CITIZENS POLICE REVIEW BOARD

PROGRAMS

The ordinance requires that Board members are provided two training classes per term. Five training classes were conducted during the Fiscal Year 2009-10. There were no member's of the Board that attended less than one-half of the scheduled training sessions.

SUCCESS INDICATORS
NUMBER OF CASES REVIEWED BY THE
CITIZENS/POLICE REVIEW BOARD
OCTOBER 2009 - SEPTEMBER 2010

	2010												TOTALS	
	2009	OCT	NOV	DEC	JAN	FEB	MAR	APR	MAY	JUNE	JULY	AUG	SEPT	
Monthly Summary of Case Complaints														
Cases Investigated by IAD	32	23	36	36	32	33	35	24	43	30	31	38	39	396
IAD Referrals to Division	21	17	23	23	22	18	15	15	21	23	20	11	28	234
Total IAD Cases Filed	53	40	59	59	54	51	50	39	64	53	51	49	67	630
Board Review of New Appeals	0	4	3	3	1	2	1	0	1	2	-	3	4	21
Board Review of Pending Appeals	0	0	0	0	0	0	0	0	0	0	-	0	0	0
Board Review of Shootings	0	0	0	0	0	0	0	0	0	0	-	0	0	0
Total Cases Review By Board	0	4	3	3	1	2	1	0	1	2	-	3	4	21
Legal Opinions/Requests:														
From Board Attorney	1	0	1	1	1	1	1	0	0	0	-	0	0	5
Training Sessions														
Case Disposition By The Board														
Concur w/IAD or Division	0	3	3	3	1	2	1	0	1	1	-	3	2	17
Not Concur w/IAD or Division	0	1	0	0	0	0	0	0	0	1	-	0	2	4
Referred to CMO For Recommendation	0	0	0	0	0	0	0	0	0	0	-	0	0	0
Complainant's that were a No-Show	4	0	0	0	0	0	0	3	1	0	-	0	0	8
Dismissed for Lack of Jurisdiction/No issue														
To Consider/No Action/No Show	0	0	0	0	0	0	0	0	1	0	-	0	0	1
Second/Additional Notices	0	4	0	0	0	0	0	0	3	1	-	0	0	8
Case Ret'd to IAD/Follow Report	0	0	0	0	0	0	0	0	0	0	-	0	0	0
Pending Litigation	0	0	0	0	0	0	0	0	0	0	-	0	0	0
Special Recognition of Dallas Police Officers	0	0	0	0	0	0	1	0	0	1	-	0	0	2

Notes: All complainants receive two notifications of the date and time scheduled on the agenda by regular mail. If the complainant does not attend after the second notification, the Board will dismiss their case without prejudice.

*Total number of cases scheduled to be reviewed by the Board totaled --, but -- cases were actually presented. Other cases were "No Show".

ANNUAL SUMMARY

NUMBER OF TYPES OF CASE ALLEGATIONS REVIEWED BY THE CITIZENS/POLICE REVIEW BOARD OCTOBER 2009 - SEPTEMBER 2010

The Citizens Police Review Board reviewed 21 Cases, which included 11 Division Referrals and 10 IAD investigations. These cases represent 54 different types of allegations. A complainant may make several allegations, so the total number of allegations may not be the same as the number of case complaints actually reviewed by the Board. In the majority of instances, citizens fail to appear at the first scheduled hearing. Consequently, the citizen's complaint is carried forward as pending business for Board review at the next regularly scheduled meeting of the Board. Therefore, this report reflects the volume of work performed by the Board.

Indicated below are the types of case allegations reviewed by the Citizens/Police Review Board for October 2009 - September 2010:

Breath test was not administered/offered	1
Changed Arrest Report	1
Civil Rights Violated	1
Constitutional Rights Violated	1
Damage of Personal Property	3
Denied Medical Treatment	2
Excessive Force/Physical Abuse	4
Failed to fully investigate	2
Failed to file charges against an individual	1
Failed to file an assault offense report	1
Failed to follow established procedures	2
Failed to make a report on stolen dog	2
Failed to provide reason for contact	1
Failed to include important info on accident report	1
False Report (Inaccurate)/Arrest	5
Improper Conduct	3
Improper Search	2
Improper Use of Authority	1
Physically Intimidating	1
Racial Profiled	4
Refused to give name/badge number	2
Rude	4
Unprofessional Conduct	3
Verbal Abuse/Used Profanity	6
TOTAL	54

SUMMARY

The Police Department has responded to these concerns and, in several notable instances, has reemphasized existing procedures which were not fully understood and re-evaluated and updated rules and training to better serve the community.

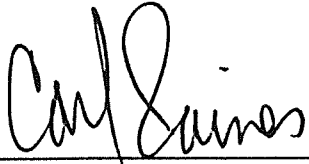
Using internal communications to officers such as Training Bulletins, articles published in the Newsletter and legal opinions, the Department has addressed the following concerns expressed by Board resolutions and suggestions. The following subjects grew out of complaints brought before the Board:

- Officers have been cautioned against allowing themselves to be drawn into civil disputes where they have no clear-cut authority. Such matters include child custody cases, repossession of automobiles, disagreements over property, debts, overtime claims and other matters where there is no implication of criminal offenses.
- The frequent claim that officers have refused to identify themselves to citizens with whom they have contact has been addressed by re-emphasizing the Department's long-standing requirement that they do so on demand.
- The Department is reworking its Training Bulletin to officers on dealing with citizens who are mentally handicapped. A case brought to the Board called attention to the need to update policy.
- The Department has agreed to review its "Zero Tolerance" policies in targeted neighborhoods to try to insure that law-abiding residents don't bear the brunt of these special enforcement efforts.
- Officers have been reminded in patrol briefings that they should inform citizens why they have been stopped or detained in all but very unusual circumstances.
- Both Internal Affairs Division and the City Attorney's Office have instituted streamlined procedures to assist citizens in accessing public records pertaining to their cases.

The consensus of Board members is that these responses have been positive accomplishment in reflecting the expectations of the community and in maintaining and improving the support of our citizens for our police department.

SIGNATURE AND CERTIFICATION

The forgoing report meets all of the criteria set forth in the City of Dallas Code of Ordinances; Section 8-1.1. This report has been compiled based upon the input received from the Dallas Police Department Internal Affairs Division and Cases reviewed by the Members of the Dallas Citizens Police Review Board.



Carl Raines, Chairman
Dallas Citizens/Police Review Board

5-20-11

Date