



OFFICE OF PROFESSIONAL ACCOUNTABILITY

Closed Case Summary

Complaint Number OPA#2016-0943

Issued Date: 03/10/2017

Named Employee #1	
Allegation #1	<u>Seattle Police Department Manual</u> 8.200 (1) Using Force: Use of Force: When Authorized (Policy that was issued September 1, 2015)
OPA Finding	Not Sustained (Inconclusive)
Final Discipline	N/A

INCIDENT SYNOPSIS

The complainant and Named Employee were both present at a protest.

COMPLAINT

The complainant alleged that the Named Employee may have violated SPD use-of-force policy while working at a protest rally when he used his full body weight to shove and push peaceful protestors.

INVESTIGATION

The OPA investigation included the following actions:

1. Review of the complaint
2. Review of media reporting
3. Search for and review of all relevant records and other evidence
4. Interview of SPD employee

ANALYSIS AND CONCLUSION

The complainant and the witness both described behavior that may or may not have been use of force on the part of the Named Employee. OPA was unable to locate any video or other evidence that would shed light on this allegation. The Named Employee denied using any force other than de minimis force by placing a hand on a person's shoulder or his police bicycle in a stationary position to direct the protesters in one direction or another. In summary, there was insufficient evidence to either prove or disprove the allegation.

FINDINGS

Named Employee #1

Allegation #1

There was not a preponderance of the evidence either supporting or refuting the allegation. Therefore a finding of **Not Sustained** (Inconclusive) was issued for *Using Force: Use of Force: When Authorized*.

NOTE: The Seattle Police Department Manual policies cited for the allegation(s) made for this OPA Investigation are policies that were in effect during the time of the incident. The issued date of the policy is listed.