

UC Davis Police Accountability Board 2015-2016 Annual Report

The Police Accountability Board (PAB) is an independent board composed of student, faculty and staff representatives from the UC Davis community. The PAB is the first of its kind, having been the first civilian oversight board established at a major research university. Working with independent campus investigators from the UC Davis Office of Compliance and Policy, the PAB is charged with making recommended findings to the Chief of Police based on objective investigations into complaints of misconduct filed against UC Davis police officers. These recommendations are considered by the Chief of Police who may accept, reject or modify the PAB's recommendation(s). The Chief may also take corrective actions based on these recommendations. Additionally, the PAB solicits public input during open meetings and may submit advisory recommendations to the Chief about UC Davis Police Department policies and procedures.

Upon completing the second year of its pilot program in June 2016, the PAB issued an annual public report detailing summary information and statistical data regarding the number of complaints filed, the type of complaints filed, analysis of trends or patterns, the ultimate disposition of the complaints (i.e., sustained, not sustained, exonerated or unfounded), and the percentage of complaints in which the recommendations of the PAB were either accepted, rejected or modified by the Chief of Police.

From July 2015 to June 2016, twenty-three (23) complaints were submitted to the PAB. The PAB closed twenty-one (21) cases, eleven (11) of which were dismissed as ineligible for review under PAB procedures. After reviewing the investigative reports for the ten (10) cases that proceeded through investigation, the PAB voted to adopt, amend or reject the investigator's findings. A complete summary of complaints received by the PAB, cases reviewing and PAB findings can be found in the attached chart.

Notable trends in 2015-2016:

- Over 34.8% of complainants were community members, while 30.4% were staff, 13.0% were students and 8.7% were former students. The campus affiliation of 13.0% of complainants was unknown.
- Of the cases brought to the PAB for review, 33.3% of cases involved allegations of discourtesy or unbecoming behavior by a UC Davis police officer. 25.0% of cases involved allegations of intimidating and threatening conduct. 25.0% of cases involved allegations of discrimination. 25.0% of cases involved allegations of excessive use of force.
- A number of complaints involved issues unrelated to allegations of UC Davis police misconduct or infraction of rules, policies or law. The increase in complaints of this nature suggests that citizens now are more aware of the PAB, however important work still needs to be done to clarify the PAB's scope.

Police Chief's response to PAB findings:

From July 2015 to June 2016, the Chief of Police adjudicated ten (10) cases in which the PAB recommended findings or made additional suggestions. With respect to these ten (10) cases, the Chief accepted the PAB's findings in nine (9) of the cases reviewed and disagreed with the PAB's findings in one (1) case. The Chief's responses are summarized in the attached chart.

Additional PAB recommendations to Police Chief:

From July 2015 to June 2016, the PAB made one policy recommendation to the Chief of Police. PAB noted that the practice of purging surveillance video at the UC Davis Medical Center after a period of thirty (30) days compromises the investigator's ability to view evidence that could be of assistance in investigations of complaints that may not be filed immediately. The PAB asked, to the extent possible, that the Chief of Police and the Office of Compliance explore the viability of retaining/storing surveillance footage for a longer period of time.

Additional information at <http://www.pab.ucdavis.edu>:

The PAB website contains the PAB's Bylaws and Procedures, meeting dates, membership information and information on filing a complaint (including an online complaint form) and the complaint review process. The full 2015-2016 Annual Report also can be accessed from the website.

Police Accountability Board Cases: July 2015 – June 2016

Complainant's Campus Affiliation, Age, Gender, Race/Ethnicity	Quarter Filed	Filing Method	Allegations	Status	Report Date to Close	Investigation Charge Date to Completion	Outcome	Outcome Accepted by Police Chief
<ul style="list-style-type: none"> • Community member • 41 • Male • Hispanic/ Native American 	Summer 2015	Phone call to the Police Department	Discourteous behavior; excessive use of force; witnessing officer did not intervene	Investigation complete	138 days	57 days	Allegation of discourteous behavior was not sustained. Allegation of excessive use of force was not sustained. Allegation that the witnessing officer did not intervene was exonerated.	Yes
<ul style="list-style-type: none"> • Former student • Unknown • Male • African American 	Summer 2015	Email to the Chancellor	Excessive use of force; inappropriate handcuffing	Investigation complete	114 days	74 days	Allegations of excessive use of force were not sustained. One allegation of inappropriate handcuffing was not sustained; the other was unfounded.	Yes
<ul style="list-style-type: none"> • Community member • Unknown • Unknown • Unknown 	Summer 2015	Email to the Chancellor	Discourteous behavior	Investigation complete	144 days	95 days	Exonerated	Yes
<ul style="list-style-type: none"> • Staff • 56 • Male • Caucasian 	Summer 2015	Email to pab@ucdavis.edu	Officers created traffic hazard; intimidating and threatening behavior	Investigation complete	271 days	141 days	Allegation of creating a traffic hazard was not sustained. Allegation of intimidating and threatening behavior was not sustained.	Yes

Complainant's Campus Affiliation, Age, Gender, Race/Ethnicity	Quarter Filed	Filing Method	Allegations	Status	Report Date to Close	Investigation Charge Date to Completion	Outcome	Outcome Accepted by Police Chief
<ul style="list-style-type: none"> • Community member • 21 • Male • Caucasian 	Summer 2015	Civilian complaint filed to Police Department	Officer failed to provide their name	Investigation complete	91 days	34 days	Unfounded	Yes
<ul style="list-style-type: none"> • Community member • 57 • Female • Caucasian 	Summer 2015	Email to pab@ucdavis.edu	Officer drove vehicle in an improper manner	Investigation complete	239 days	74 days	Allegation that officer made an improper driving maneuver was not sustained. Allegation that officer flashed lights and drove through a stoplight was exonerated.	Yes
<ul style="list-style-type: none"> • Community member • Unknown • Unknown • Unknown 	Summer 2015	Civilian complaint filed to Police Department	Property mishandled	Dismissed: did not allege misconduct or infraction of rules, policy, or law; property had been returned to complainant	N/A	N/A	N/A	N/A
<ul style="list-style-type: none"> • Staff • 21 • Female • Unknown 	Fall 2015	Email sent to pab@ucdavis.edu	Officer used victim-blaming language during an active shooter presentation	Dismissed: did not allege misconduct or infraction of rules, policy, or law; officer named was spoken to	N/A	N/A	N/A	N/A

Complainant's Campus Affiliation, Age, Gender, Race/Ethnicity	Quarter Filed	Filing Method	Allegations	Status	Report Date to Close	Investigation Charge Date to Completion	Outcome	Outcome Accepted by Police Chief
<ul style="list-style-type: none"> • Student • Unknown • Male • Filipino 	Fall 2015	Complainant posted on Facebook, Police Chief followed up	Discrimination on the basis of race	Investigation complete	220 days	88 days	Not sustained	Yes
<ul style="list-style-type: none"> • Former student • Unknown • Unknown • Unknown 	Fall 2015	Phone call to Compliance Office	Intimidation and rude behavior	Dismissed: untimely – alleged behavior occurred in 2011	N/A	N/A	N/A	N/A
<ul style="list-style-type: none"> • Community member • 55 • Male • African American 	Fall 2015	Fax from complainant's attorney to Compliance Office	Unlawful entry; threatening conduct and speech	Investigation complete	140 days	72 days	Two allegations of unlawful entry sustained; one allegation of threatening conduct and speech sustained, the other not sustained	Police Chief disagreed with sustained findings, agreed with not sustained finding.
<ul style="list-style-type: none"> • Staff • 58 • Male • Caucasian 	Fall 2015	Email to pab@ucdavis.edu	Complainant asked to vacate a location by a UCDHS staff member accompanied by a police officer	Dismissed: allegations did not provide sufficient information that officer violated rules, policy, or law	N/A	N/A	N/A	N/A
<ul style="list-style-type: none"> • Community member • 22 • Female • Caucasian 	Winter 2016	Email to pab@ucdavis.edu	Complaint of dangerous driving in a parking lot	Dismissed: complaint did not involve UCDDPD officers	N/A	N/A	N/A	N/A

Complainant's Campus Affiliation, Age, Gender, Race/Ethnicity	Quarter Filed	Filing Method	Allegations	Status	Report Date to Close	Investigation Charge Date to Completion	Outcome	Outcome Accepted by Police Chief
<ul style="list-style-type: none"> • Student • Unknown • Unknown • Unknown 	Winter 2016	Email to pab@ucdavis.edu	Student threatened to commit suicide	Dismissed: complaint did not involve UCDPD officer; forwarded to Police Department and to Student Services and Judicial Affairs for appropriate action	N/A	N/A	N/A	N/A
<ul style="list-style-type: none"> • Staff • Unknown • Unknown • Unknown 	Winter 2016	Email to pab@ucdavis.edu	Complaint that Live Scan process was unprofessional	Dismissed: administrative matter; forwarded to Police Department for appropriate action	N/A	N/A	N/A	N/A
<ul style="list-style-type: none"> • Community member • Unknown • Unknown • Unknown 	Winter 2016	Civilian complaint filed to Police Department	Forceful restraint	Investigation complete	182 days	57 days	Not sustained	Yes
<ul style="list-style-type: none"> • Unknown • Unknown • Unknown • Unknown 	Winter 2016	Email to pab@ucdavis.edu	Complaint that a University staff member who answered the phone was rude and unhelpful	Dismissed: complaint did not involve UCDPD officer	N/A	N/A	N/A	N/A
<ul style="list-style-type: none"> • Student • 32 • Male • Hispanic 	Winter 2016	Email to pab@ucdavis.edu	Aggressive behavior, harassment, and discrimination	Investigation complete	65 days	41 days	Unfounded	Yes

Complainant's Campus Affiliation, Age, Gender, Race/Ethnicity	Quarter Filed	Filing Method	Allegations	Status	Report Date to Close	Investigation Charge Date to Completion	Outcome	Outcome Accepted by Police Chief
<ul style="list-style-type: none"> • Staff • 53 • Female • Caucasian 	Spring 2016	Email to pab@ucdavis.edu	Discourteous behavior	Investigation in progress	In progress	In progress	N/A	N/A
<ul style="list-style-type: none"> • Unknown • Unknown • Unknown • Unknown 	Spring 2016	Phone call to Compliance Office	Harassment; very visible police presence in the City of Davis	Request for clarification made to complainant, no response received	N/A	N/A	N/A	N/A
<ul style="list-style-type: none"> • Staff • 28 • Male • African American 	Spring 2016	Email to pab@ucdavis.edu	Discriminatory behavior on the basis of race	Investigation in progress	In progress	In progress	N/A	N/A
<ul style="list-style-type: none"> • Unknown • Unknown • Unknown • Unknown 	Spring 2016	Email to pab@ucdavis.edu	City of Davis does not sufficiently protect against bike theft, does not list thefts on crime log	Dismissed: did not allege misconduct or infraction of rules, policy, or law; forwarded to Police Department and to the PAB for informational purposes	N/A	N/A	N/A	N/A
<ul style="list-style-type: none"> • Staff • 54 • Female • Unknown 	Spring 2016	Email to pab@ucdavis.edu	Discourteous speech by dispatcher	Dismissed: complaint did not involve UCDPD officer	N/A	N/A	N/A	N/A