

INTERNAL ADMINISTRATIVE INVESTIGATIONS STATISTICS

(Updated 08/01/2017)

The Fullerton Police Department employees understand that the police profession is a noble and honorable calling that requires integrity, honesty, dedication and a commitment to serve the community. The employees of the Fullerton Police Department are governed by federal, state and local laws as well as policies and procedures. When there is a potential crime or policy violation the Fullerton Police Department will conduct an extensive internal investigation. The investigation is generally conducted by a sergeant but should be investigated by someone of a rank greater than the accused employee. Major cases are referred to the Professional Standards Bureau. **The process for all investigations is as follows:**

The investigating supervisor will conduct complete and thorough interviews of the complainant, suspect, witnesses, officers and any other person(s) who may have information regarding the event. The following information will be reviewed: digital audio recordings (DAR's), footage from the department issued body-worn cameras, all written reports and complaints, photographs, any videos obtained through private/public entities or from any private person or available through social media, and any other evidence that is applicable to the investigation. Once all of the information has been collected and reviewed the investigating officer will complete a written investigative report and submit it to their supervisor. The investigation will include an introduction, a synopsis of the event, a summary of the allegations, evidence as to each allegation, a conclusion and any exhibits.

The investigation is reviewed by a Lieutenant who will either send it back for more investigation or forward the completed investigation to a Division Commander for final review. Once the investigation has been reviewed by a Division Commander, and approved, one of two things happen:

1. The final investigation is presented to Command Staff for disposition. There are four final disposition types: **Unfounded** – the investigation reveals the conduct did not occur (Penal Code §832.5 (c) & §832.5(d)(2)); **Exonerated** – the conduct did occur but the act was justified, lawful and/or proper (§832.5 (d)(3)); **Not Sustained** – the investigation discloses that there is insufficient evidence to sustain the complaint or fully exonerate the employee; and **Sustained** – the investigation discloses sufficient evidence to establish that the act occurred and that it constituted misconduct.
2. In the case of "Use of Force Review Reports" the investigation is approved and attached to the original report for public viewing.

The total number of investigations covers more than those contained throughout this document. An example of an investigation not reviewed in this document would be a pursuit or a minor policy violation.

	2012	2013	2014	2015	2016	2017
Total Investigations	138	114	101	130	123	58

Officers shall only use that amount of force that is objectively reasonable given the facts and circumstances perceived by the officer at the time of the event, to effectively bring an incident under control. Force is defined as the application of physical techniques or tactics, chemical agents or weapons to another person. In every incident where force is required, an extensive internal investigation is completed. The process for that investigation is explained at the beginning of this document.

	2012	2013	2014	2015	2016	2017
USE OF FORCE	4	9	6	13	17	10
Taser	2	4	3	12	7	4
Baton	0	0	0	0	4	1
Pepper Spray	0	0	0	0	0	2
K-9	2	5	3	1	6	3

A prisoner may sustain an injury without the officer using force. For example, the suspect runs away from the officer and trips and falls. During the fall the suspect scrapes his knee. A supervisor is still required to conduct a thorough investigation on how and why a prisoner sustained an injury. Based upon the extent of injury, the investigation is either submitted to the Division Commander and then to Command Staff for review or it is attached to the police report for public view.

PRISONER INJURY	2012	2013	2014	2015	2016	2017
Total	10(8*)	15(13*)	39(26*)	31(16*)	44(37*)	23(20*)
Within Policy for Injury	9	13	39	31	44	23
Discipline for Injury	1	2	0	0	0	0
<ul style="list-style-type: none"> *Involves Use of Force 						

The Fullerton Police Department takes citizen complaints very seriously. Each one is reviewed and thoroughly investigated by a supervisor. They document any allegation of misconduct or improper job performance against any department employee that if true, would constitute a violation of department policy, federal, state, or local law.

CITIZEN COMPLAINTS	2012	2013	2014	2015	2016	2017
Total	32	32	36	24	14	10
Within Policy	28	26	33	24	13	10
Discipline	4	3	3	0	1	0

** Use of Force Review Investigations are investigated and completed by patrol supervisors, then reviewed by a Lieutenant and finally approved by a Division Commander. This report is attached to the original crime report and is available for review by the arrestee and public defender. An example would be a person who was tackled during an arrest and sustained minor abrasions on their hands and arms. These investigations are completed using the same process as described at the beginning of this document. The final report that is completed is summarized in a shorter format.

USE OF FORCE REVIEW**	2012	2013	2014	2015	2016	2017
Total	49	69	61	59	59	35
Prisoner Injury/Force Used	30	23	26	16	37	20
Prisoner Injury/No Force Used	0	6	13	15	7	3
Taser	4	13	3	12	7	4
Hobble Restraint	9	18	12	14	27	6
Other Force Used/No Injury	4	4	0	2	15	1
OC	1	0	0	0	0	1

Below is a list of the types of discipline officers and employees have received. All of these investigations involved the investigative process described at the beginning of this document. The discipline listed below reflects **Sustained** cases of discipline.

TYPE OF DISCIPLINE RECEIVED

	2012	2013	2014	2015	2016	2017
Reprimand	54	35	32	15	26	4
Suspension	6	5	1	0	0	0
Pay Step Reduction	0	0	0	0	0	0
Re-Assignment	1	1	0	0	0	0
Demotion	2	1	0	0	0	0
Termination	4	3	1	3	0	0
Additional Training	4	9	10	15	10	1

Discipline received for all policy violations including but not limited to Use of Force incidents