

**EXECUTIVE DIRECTOR'S REPORT  
FEBRUARY 2009**

**STATISTICAL REPORT: MONTHLY ACTIVITY – JANUARY 2009**

**A. CASES REACHING DISPOSITION**

FULL INVESTIGATIONS	170	
TRUNCATED INVESTIGATIONS	338	
MEDIATIONS	9	
MEDIATION ATTEMPTED	0	
SUB-TOTAL	517	
OTHER CASES CLOSED	8 <sup>1</sup>	
GRAND-TOTAL		525

**B. INTAKE**

CIVILIAN COMPLAINT REVIEW BOARD		648
CHIEF OF DEPARTMENT'S OFFICE (OCD)		704
OTHERS		163

**C. DOCKET**

TOTAL CASELOAD AS OF JANUARY 31, 2008		3,832
TOTAL CASELOAD AS OF DECEMBER 31, 2008		3,709
INCREASE IN TOTAL CASELOAD		123

**D. AGE OF CCRB CASES BASED ON DATE OF REPORT**

	# COUNT THIS MONTH	% OF TOTAL	# COUNT LAST MONTH	% OF TOTAL	THIS MTH. vs. LAST MTH.	% CHANGE
CASES 0-4 MONTHS	2,333	60.9%	2,247	60.6%	86	3.8%
CASES 5-7 MONTHS	611	15.9%	612	16.5%	-1	-0.2%
CASES 8 MONTHS	166	4.3%	163	4.4%	3	1.8%
CASES 9 MONTHS	155	4.0%	132	3.6%	23	17.4%
CASES 10 MONTHS	119	3.1%	108	2.9%	11	10.2%
CASES 11 MONTHS	100	2.6%	122	3.3%	-22	-18.0%
CASES 12 MONTHS	97	2.5%	78	2.1%	19	24.4%
CASES 13 MONTHS	61	1.6%	76	2.0%	-15	-19.7%
CASES 14 MONTHS	56	1.5%	51	1.4%	5	9.8%
CASES 15 MONTHS	40	1.0%	33	0.9%	7	21.2%
CASES 16 MONTHS	23	0.6%	30	0.8%	-7	-23.3%
CASES 17 MONTHS	22	0.6%	23	0.6%	-1	-4.3%
CASES 18 MONTHS	17	0.4%	8	0.2%	9	112.5%
CASES OVER 18	32	0.8%	26	0.7%	6	23.1%
<b>TOTAL</b>	<b>3,832</b>	<b>100.0%</b>	<b>3,709</b>	<b>100.0%</b>	<b>123</b>	<b>3.3%</b>

<sup>1</sup> One case was deleted as duplicates of already existing cases that the agency received prior to January 1, 2009. Five cases that were originally categorized as CCRB cases prior to January 1, 2009 were referred to OCD. One case that was originally categorized as CCRB cases prior to January 1, 2009 was referred to IAB. One case that was originally categorized as CCRB cases prior to January 1, 2009 was referred to another agency.

E. AGE OF CCRB CASES BASED ON DATE OF OCCURRENCE <sup>2</sup>

	# COUNT THIS MONTH	% OF TOTAL	# COUNT LAST MONTH	% OF TOTAL	THIS MTH. vs. LAST MTH.	% CHANGE
CASES 0-4 MONTHS	2,183	57.0%	2,113	57.0%	70	3.3%
CASES 5-7 MONTHS	636	16.6%	638	17.2%	-2	-0.3%
CASES 8 MONTHS	182	4.7%	155	4.2%	27	17.4%
CASES 9 MONTHS	145	3.8%	145	3.9%	0	0.0%
CASES 10 MONTHS	136	3.5%	122	3.3%	14	11.5%
CASES 11 MONTHS	112	2.9%	134	3.6%	-22	-16.4%
CASES 12 MONTHS	117	3.1%	81	2.2%	36	44.4%
CASES 13 MONTHS	64	1.7%	73	2.0%	-9	-12.3%
CASES 14 MONTHS	60	1.6%	54	1.5%	6	11.1%
CASES 15 MONTHS	45	1.2%	53	1.4%	-8	-15.1%
CASES 16 MONTHS	34	0.9%	37	1.0%	-3	-8.1%
CASES 17 MONTHS	28	0.7%	27	0.7%	1	3.7%
CASES 18 MONTHS	20	0.5%	10	0.3%	10	100.0%
CASES OVER 18	49	1.3%	41	1.1%	8	19.5%
UNDETERMINED	21	0.5%	26	0.7%	-5	-19.2%
<b>TOTAL</b>	<b>3,832</b>	<b>100.0%</b>	<b>3,709</b>	<b>100.0%</b>	<b>123</b>	<b>3.3%</b>

F. STATUS OF OPEN CASES

	NUMBER	% OF TOTAL
INVESTIGATIONS DIVISION	2,656	69.3%
MEDIATION UNIT	98	2.6%
IN CASE MANAGEMENT UNIT	328	8.6%
PENDING BOARD REVIEW	750	19.6%
<b>TOTAL</b>	<b>3,832</b>	<b>100%</b>

<sup>2</sup> The CCRB currently has 69 cases which are 18 months and older. Twenty-six of these cases are in CMU or pending panel review. Of the remaining 43 cases, thirteen cases are on or were delayed by DA holds, fourteen cases were filed six or more months after the date of incident or were re-opened, five cases were returned for further investigation, three cases were significantly delayed by late documents or office appearance issues, and eight cases were delayed by staff.

**CCRB COMPLAINT DATA  
JANUARY 2009**

**Total Complaints and Allegations Received For Current Month  
January 2008 v. January 2009**

	January 2008		January 2009		CHANGE	
	Number	Percent of total	Number	Percent of total	Number difference	Percent difference
Force (F)	671	28.8%	606	34.0%	-65	-9.7%
Abuse of Authority (A)	1,270	54.5%	883	49.6%	-387	-30.5%
Discourtesy (D)	322	13.8%	258	14.5%	-64	-19.9%
Offensive Language (O)	68	2.9%	33	1.9%	-35	-51.5%
<b>Total Allegations</b>	<b>2,331</b>	<b>100.0%</b>	<b>1,780</b>	<b>100.0%</b>	<b>-551</b>	<b>-23.6%</b>
<b>Total Complaints</b>	<b>650</b>		<b>648</b>		<b>-2</b>	<b>-0.3%</b>

**Total Complaints and Allegations Received Year-to-Date  
January-December 2007 v. January-December 2008**

	January-December 2007		January-December 2008		CHANGE	
	Number	Percent of total	Number	Percent of total	Number difference	Percent difference
Force (F)	7,534	30.4%	8,057	30.2%	523	6.9%
Abuse of Authority (A)	12,780	51.6%	13,781	51.7%	1,001	7.8%
Discourtesy (D)	3,784	15.3%	4,079	15.3%	295	7.8%
Offensive Language (O)	674	2.7%	731	2.7%	57	8.5%
<b>Total Allegations</b>	<b>24,772</b>	<b>100.0%</b>	<b>26,648</b>	<b>100.0%</b>	<b>1,876</b>	<b>7.6%</b>
<b>Total Complaints</b>	<b>7,548</b>		<b>7,405</b>		<b>-143</b>	<b>-1.9%</b>

**Total Complaints and Types of Allegations in Complaints Received\*  
January 2008 v. January 2009**

	January 2008		January 2009		CHANGE	
	Number	Percent of total	Number	Percent of total	Number difference	Percent difference
Force (F)	354	54.5%	366	56.5%	12	3.4%
Abuse of Authority (A)	477	73.4%	385	59.4%	-92	-19.3%
Discourtesy (D)	254	39.1%	225	34.7%	-29	-11.4%
Offensive Language (O)	62	9.5%	31	4.8%	-31	-50.0%
<b>Total Complaints</b>	<b>650</b>		<b>648</b>		<b>-2</b>	<b>-0.3%</b>

\* This table presents the number of complaints containing one or more allegations in each FADO category. For example, 366 of the 648 complaints received in 2008 contained one or more force allegations, while 385 contained one or more abuse of authority allegations.

**Updated December 2008 Complaint Statistics**

	Initially Reported December 2008	Updated December 2008 Complaint Filings	Change in number of complaints	Percent difference
<b>Total Complaints</b>	574	558	-16	-2.8%

**Updated Statistical Comparison  
Total Complaints and Allegations Received  
December 2007 v. December 2008**

	December 2007		December 2008		CHANGE	
	Number	Percent of total	Number	Percent of total	Number difference	Percent difference
Force (F)	568	29.9%	517	29.8%	-51	-9.0%
Abuse of Authority (A)	999	52.6%	893	51.6%	-106	-10.6%
Discourtesy (D)	291	15.3%	275	15.9%	-16	-5.5%
Offensive Language (O)	42	2.2%	47	2.7%	5	11.9%
<b>Total Allegations</b>	<b>1,900</b>	<b>100.0%</b>	<b>1,732</b>	<b>100.0%</b>	<b>-168</b>	<b>-8.8%</b>
<b>Total Complaints</b>	<b>531</b>		<b>558</b>		<b>27</b>	<b>5.1%</b>

**Total Complaints and Allegations Received Year-to-Date  
January-December 2007 v. January-December 2008**

	January-December 2007		January-December 2008		CHANGE	
	Number	Percent of total	Number	Percent of total	Number difference	Percent difference
Force (F)	7,534	30.4%	8,057	30.2%	523	6.9%
Abuse of Authority (A)	12,780	51.6%	13,781	51.7%	1,001	7.8%
Discourtesy (D)	3,784	15.3%	4,079	15.3%	295	7.8%
Offensive Language (O)	674	2.7%	731	2.7%	57	8.5%
<b>Total Allegations</b>	<b>24,772</b>	<b>100.0%</b>	<b>26,648</b>	<b>100.0%</b>	<b>1,876</b>	<b>7.6%</b>
<b>Total Complaints</b>	<b>7,548</b>		<b>7,405</b>		<b>-143</b>	<b>-1.9%</b>

**Total Complaints and Types of Allegations in Complaints Received\*  
January-December 2007 v. January-December 2008**

	January-December 2007		January-December 2008		CHANGE	
	Number	Percent of total	Number	Percent of total	Number difference	Percent difference
Force (F)	4,115	54.5%	4,207	56.8%	92	2.2%
Abuse of Authority (A)	5,202	68.9%	4,984	67.3%	-218	-4.2%
Discourtesy (D)	2,996	39.7%	3,038	41.0%	42	1.4%
Offensive Language (O)	601	8.0%	590	8.0%	-11	-1.8%
<b>Total Complaints</b>	<b>7,548</b>		<b>7,405</b>		<b>-143</b>	<b>-1.9%</b>

\* This table presents the number of complaints containing one or more allegations in each FADO category. For example, 4,207 of the 7,405 complaints received in 2008 contained one or more force allegations, while 4,984 contained one or more abuse of authority allegations.

**CCRB DISPOSITION DATA  
JANUARY 2009**

## CCRB Disposition of Cases

	Percents Below are Percentages of all Cases Closed after Full Investigation			
	2008		January 2009	
	<i>Number</i>	<i>Percent</i>	<i>Number</i>	<i>Percent</i>
<b>Full Investigations - Dispositions</b>				
One or more allegations substantiated	161	7.2%	14	8.2%
Allegations exonerated, unfounded, and/or unsubstantiated	1,922	86.5%	144	84.7%
Department employee unidentified	122	5.5%	11	6.5%
Miscellaneous	16	0.7%	1	0.6%
Refer to IAB	0	0.0%	0	0.0%
<b>Total - Full Investigations</b>	<b>2,221</b>	<b>100.0%</b>	<b>170</b>	<b>100.0%</b>

	Percents Below are Percentages of all Closed Cases			
	2008		January 2009	
	<i>Number</i>	<i>Percent</i>	<i>Number</i>	<i>Percent</i>
<b>Alternative Dispute Resolution Closures</b>				
Mediated	111	1.6%	9	1.7%
Mediation attempted	80	1.1%	0	0.0%
<b>Total - ADR Closures</b>	<b>191</b>	<b>2.7%</b>	<b>9</b>	<b>1.7%</b>

<b>Truncated Investigations</b>				
	<i>Number</i>	<i>Percent</i>	<i>Number</i>	<i>Percent</i>
Complaint withdrawn	864	12.4%	57	11.0%
Complainant/victim/witness uncooperative	2,743	39.3%	211	40.8%
Complainant/victim/witness unavailable	897	12.9%	65	12.6%
Victim unidentified	57	0.8%	5	1.0%
<b>Total - Truncated Investigations</b>	<b>4,561</b>	<b>65.4%</b>	<b>338</b>	<b>65.4%</b>

<b>Total Closed Cases</b>	<b>6,973</b>		<b>517</b>	
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## CCRB Disposition of all Allegations

Percents Below are Percentages of all Allegations Closed after Full Investigation

	2008		January 2009	
	<i>Number</i>	<i>Percent</i>	<i>Number</i>	<i>Percent</i>
<b>Full Investigations - Dispositions and Disciplinary Recommendations</b>				
Substantiated - Charges	279	2.9%	38	5.5%
Substantiated - Command discipline	55	0.6%	1	0.1%
Substantiated - Instructions	8	0.1%	2	0.3%
Substantiated - No recommendations	3	0.0%	3	0.4%
Substantiated - Department employee unknown	0	0.0%	0	0.0%
<b>Subtotal - Substantiated Allegations</b>	345	3.6%	44	6.3%
Unfounded	1,159	12.1%	101	14.5%
Employee exonerated	3,136	32.8%	194	27.8%
<b>Subtotal - Findings on the Merits</b>	4,640	48.5%	339	48.6%
Unsubstantiated	3,713	38.8%	278	39.9%
Department employee unidentified	991	10.4%	72	10.3%
Miscellaneous	220	2.3%	8	1.1%
Refer to IAB	0	0.0%	0	0.0%
<b>Total - Full Investigations</b>	<b>9,564</b>	<b>100.0%</b>	<b>697</b>	<b>100.0%</b>

Percents Below are Percentages of all Closed Allegations

	2008		January 2009	
	<i>Number</i>	<i>Percent</i>	<i>Number</i>	<i>Percent</i>
<b>Alternative Dispute Resolution Closures</b>				
Mediated	262	1.2%	18	1.1%
Mediation attempted	171	0.8%	0	0.0%
<b>Total - Alternate Dispute Resolution Closures</b>	433	2.0%	18	1.1%

### Truncated Investigations

Complaint withdrawn	1,883	8.5%	107	6.7%
Complainant/victim/witness uncooperative	7,906	35.7%	610	38.1%
Complainant/victim/witness unavailable	2,133	9.6%	143	8.9%
Victim unidentified	231	1.0%	25	1.6%
<b>Total - Truncated Investigations</b>	<b>12,153</b>	<b>54.9%</b>	<b>885</b>	<b>55.3%</b>

<b>Total Closed Allegations</b>	<b>22,150</b>		<b>1,600</b>	
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**Disposition of Force Allegations, January 2009**

Type of Force Allegation	Substantiated		Exonerated		Unsubstantiated		Unfounded		Officer Un
	Number	Rate	Number	Rate	Number	Rate	Number	Rate	
Gun fired	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0
Gun pointed	0	0.0%	7	63.6%	3	27.3%	1	9.1%	0
Nightstick as club (incl asp & baton)	0	0.0%	3	33.3%	4	44.4%	1	11.1%	1
Gun as club	0	0.0%	0	0.0%	0	0.0%	1	100.0%	0
Police shield	0	0.0%	1	100.0%	0	0.0%	0	0.0%	0
Vehicle	0	0.0%	0	0.0%	1	100.0%	0	0.0%	0
Other blunt instrument as a club	0	0.0%	0	0.0%	1	20.0%	4	80.0%	0
Hit against inanimate object	0	0.0%	0	0.0%	2	100.0%	0	0.0%	0
Chokehold	0	0.0%	0	0.0%	4	50.0%	4	50.0%	0
Pepper spray	0	0.0%	6	85.7%	1	14.3%	0	0.0%	0
Physical force	3	2.1%	53	36.8%	48	33.3%	23	16.0%	16
Radio as club	0	0.0%	0	0.0%	1	33.3%	2	66.7%	0
Flashlight as club	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0
Handcuffs too tight	0	0.0%	0	0.0%	3	75.0%	1	25.0%	0
Nonlethal restraining device	0	0.0%	1	50.0%	0	0.0%	1	50.0%	0
Animal	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0
Other	0	0.0%	0	0.0%	0	0.0%	3	100.0%	0
<b>Total</b>	<b>3</b>	<b>1.5%</b>	<b>71</b>	<b>35.3%</b>	<b>68</b>	<b>33.8%</b>	<b>41</b>	<b>20.4%</b>	<b>17</b>

\* "Physical force" includes: dragged/pulled, pushed/shoved/threw, punch/kicked/kneed, slapped and bit.

**Disposition of Abuse of Authority Allegations, January 2009**

Type of Abuse of Authority Allegation	Substantiated		Exonerated		Unsubstantiated		Unfounded		Officer T
	Number	Rate	Number	Rate	Number	Rate	Number	Rate	
Frisk	6	17.6%	11	32.4%	12	35.3%	1	2.9%	4
Search (of person)	6	14.6%	10	24.4%	17	41.5%	3	7.3%	5
Frisk and/or search	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0
Vehicle Searched	7	21.9%	9	28.1%	10	31.3%	0	0.0%	5
Question	0	0.0%	7	63.6%	3	27.3%	0	0.0%	0
Stop	8	13.8%	27	46.6%	14	24.1%	2	3.4%	6
Question and/or stopped	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0
Strip-searched	0	0.0%	8	32.0%	12	48.0%	3	12.0%	1
Vehicle stopped	6	30.0%	11	55.0%	1	5.0%	0	0.0%	2
Gun Drawn	0	0.0%	3	100.0%	0	0.0%	0	0.0%	0
Premises entered and/or searched	0	0.0%	17	73.9%	4	17.4%	0	0.0%	1
Threat to notify ACS	0	0.0%	2	50.0%	1	25.0%	0	0.0%	1
Threat of force (verbal or physical)	0	0.0%	1	5.3%	14	73.7%	3	15.8%	1
Seizure of property	0	0.0%	0	0.0%	1	33.3%	0	0.0%	2
Threat to damage/seize property	0	0.0%	2	50.0%	2	50.0%	0	0.0%	0
Threat of arrest	1	2.6%	10	25.6%	11	28.2%	9	23.1%	7
Threat of summons	0	0.0%	1	100.0%	0	0.0%	0	0.0%	0
Property damaged	0	0.0%	3	23.1%	7	53.8%	2	15.4%	1
Refusal to process civilian complaint	1	33.3%	0	0.0%	2	66.7%	0	0.0%	0
Refusal to provide name/shield number	3	8.3%	1	2.8%	21	58.3%	5	13.9%	6
(Retaliatory) arrest	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0
(Retaliatory) summons	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0
Refusal to obtain medical treatment	1	10.0%	0	0.0%	8	80.0%	0	0.0%	1
Improper dissemination of medical info	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0
Failure to show search warrant	0	0.0%	0	0.0%	3	75.0%	1	25.0%	0
Other	0	0.0%	0	0.0%	2	40.0%	2	40.0%	1
<b>Total</b>	<b>39</b>	<b>10.1%</b>	<b>123</b>	<b>31.7%</b>	<b>145</b>	<b>37.4%</b>	<b>31</b>	<b>8.0%</b>	<b>44</b>

Disposition of Discourtesy Allegations, January 2009

Type of Discourtesy Allegation	Substantiated		Exonerated		Unsubstantiated		Unfounded		Officer Uniden	
	Number	Rate	Number	Rate	Number	Rate	Number	Rate	Number	Rate
Word	2	2.2%	0	0.0%	60	64.5%	20	21.5%	10	10.8%
Gesture	0	0.0%	0	0.0%	0	0.0%	1	100.0%	0	0.0%
Demeanor/tone	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%
Action	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%
Other	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%
<b>Total</b>	<b>2</b>	<b>2.1%</b>	<b>0</b>	<b>0.0%</b>	<b>60</b>	<b>63.8%</b>	<b>21</b>	<b>22.3%</b>	<b>10</b>	<b>10.8%</b>

Disposition of Offensive Language Allegations, January 2009

Type of Offensive Language Allegation	Substantiated		Exonerated		Unsubstantiated		Unfounded		Officer Uniden	
	Number	Rate	Number	Rate	Number	Rate	Number	Rate	Number	Rate
Race	0	0.0%	0	0.0%	2	40.0%	3	60.0%	0	0.0%
Ethnicity	0	0.0%	0	0.0%	0	0.0%	3	100.0%	0	0.0%
Religion	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%
Sex	0	0.0%	0	0.0%	1	33.3%	2	66.7%	0	0.0%
Sexual Orientation	0	0.0%	0	0.0%	2	66.7%	0	0.0%	1	33.3%
Physical Disability	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%
Other	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%
<b>Total</b>	<b>0</b>	<b>0.0%</b>	<b>0</b>	<b>0.0%</b>	<b>5</b>	<b>35.7%</b>	<b>8</b>	<b>57.1%</b>	<b>1</b>	<b>7.1%</b>

**OFFICERS AGAINST WHOM THE CCRB SUBSTANTIATED ALLEGATIONS  
JANUARY 2009**

From January 1, 2009 through January 31, 2009, the board substantiated 14 cases involving 20 identified s

Precinct/Cmd of Assignment at Time of Incident	FADO	F
Brooklyn South Narcotics	A - Frisk, Search, Stop	N R
049 Precinct	F - Physical force	Ir
070 Precinct	A - Vehicle search	C
070 Precinct	A - Vehicle Search, Stop, Search, Frisk	C
072 Precinct	A - Refusal to obtain medical treatment	C
073 Precinct	A - Stop	C
		C
100 Precinct	F - Physical force	D
070 Precinct	A - Vehicle stop	C
070 Precinct	A - Vehicle stop	C
070 Precinct	A - Vehicle stop, vehicle search, Threat of arrest; D - Word	C
070 Precinct	F - Physical force; Vehicle stop, Vehicle search	C
101 Precinct	A - Refusal to process civilian complaint	C
101 Precinct	A - Refusal to provide name/shield number, Frisk, Search, Stop	C
101 Precinct	A - Refusal to provide name/shield number, Stop	C
034 Precinct	A - Frisk, Stop	C
068 Precinct	A - Vehicle stop, Vehicle search, Search	C
068 Precinct	A - Vehicle stop, Vehicle search	C
Bronx Narcotics	A - Vehicle Search, Stop, Search, Frisk	C
046 Precinct	A - Refusal to provide name/shield number, Frisk, Search, Stop	C
001 Precinct	D - Word	Ir

**POLICE DEPARTMENT DISPOSITIONS  
OF SUBSTANTIATED CASES  
DECEMBER 2008**

**Police Department Dispositions of Substantiated Cases by Year of NYPD Closure\***

Police Department Disposition	Number of Officers	
	December 2008	YTD 2008
Guilty after trial	0	4
Pleaded guilty		
To charges and specifications	0	8
To charges and specifications negotiated as command discipline	2	3
To command discipline	5	61
Instructions	1	71
<b>Subtotal: Disciplinary Action</b>	<b>8</b>	<b>147</b>
Not guilty after trial	1	14
Dismissed	0	6
Department declined to prosecute	5	91
Statute of limitations expired	0	3
Department employee unidentified	0	0
<b>Subtotal: No Disciplinary Action</b>	<b>6</b>	<b>114</b>
Filed**	0	7
<b>Total Closed Cases</b>	<b>14</b>	<b>268</b>

\* Cases resolved by the police department in a particular year often stem from CCRB referrals from earlier years.

\*\* "Filed" is a term used when the police department is not required to take action against the subject officer because the officer has resigned or retired from the department, or has been terminated.

**Police Department Disciplinary Penalties Imposed by Year of NYPD Closure\***

Penalty	Number of Officers	
	December 2008	YTD 2008
Terminated	0	0
Suspension for or loss of vacation time of 31 or more days and/or 1-year of probation	0	0
Suspension for or loss vacation time of 21 to 30 days and/or 1-year of probation	0	3
Suspension for or loss of vacation time of 11 to 20 days	0	0
Suspension for or loss of vacation time of 1 to 10 days	0	8
Command discipline A	1	22
Command discipline B	6	43
Instructions	1	71
Warned and admonished	0	0
<b>Total</b>	<b>8</b>	<b>147</b>

\* Cases resolved by the police department in a particular year often stem from CCRB referrals from earlier years.

**CCRB Disciplinary Recommendations for Officers against Whom the CCRB Substantiated Allegations 2003-2008**

Recommendation	Number of Officers					
	2003	2004	2005	2006	2007	2008
No recommendation	0	3	0	3	3	3
Charges	316	459	310	265	226	168
Command discipline	64	84	49	66	54	43
Instructions	14	8	12	13	18	7
<b>Total Number of Subject Officers</b>	<b>394</b>	<b>554</b>	<b>371</b>	<b>347</b>	<b>301</b>	<b>221</b>

**Police Department Dispositions of Substantiated Cases by Year of CCRB Referral 2003-2008**

Police Department Disposition	Number of Officers					
	2003	2004	2005	2006	2007	2008
Guilty after trial	20	21	12	2	1	0
Pleaded guilty						
To charges and specifications	28	19	6	7	1	0
To charges and specifications negotiated as command discipline	10	13	0	1	3	0
To command discipline	134	189	52	66	63	21
Instructions	74	147	225	160	67	19
<b>Subtotal: Disciplinary Action</b>	<b>266</b>	<b>389</b>	<b>295</b>	<b>236</b>	<b>135</b>	<b>40</b>
Not guilty after trial	52	59	25	11	3	0
Dismissed	38	50	14	8	0	0
Department declined to prosecute	5	18	13	58	107	32
Statute of limitations expired	10	9	7	5	2	1
Department employee unidentified	1	1	0	0	0	0
<b>Subtotal: No Disciplinary Action</b>	<b>106</b>	<b>137</b>	<b>59</b>	<b>82</b>	<b>112</b>	<b>33</b>
<b>Cases Completed by NYPD</b>	<b>372</b>	<b>526</b>	<b>354</b>	<b>318</b>	<b>247</b>	<b>73</b>
<b>Percent of Officers Disciplined in Completed NYPD Cases</b>	<b>71.5%</b>	<b>74.0%</b>	<b>83.3%</b>	<b>74.2%</b>	<b>54.7%</b>	<b>54.8%</b>
Filed*	22	28	17	16	8	1
No action (pending)	0	0	0	13	46	147
<b>Percent of Cases Still Pending at NYPD</b>	<b>0.0%</b>	<b>0.0%</b>	<b>0.0%</b>	<b>3.7%</b>	<b>15.3%</b>	<b>66.5%</b>
<b>Total Number of Subject Officers</b>	<b>394</b>	<b>554</b>	<b>371</b>	<b>347</b>	<b>301</b>	<b>221</b>

\* "Filed" is a term used when the police department is not required to take action against the subject officer because the officer has resigned or retired from the department, or has been terminated.

**CCRB SUBSTANTIATED CASES DISPOSITIONED BY THE POLICE DEPARTMENT  
DECEMBER 2008**

From December 1, 2008 through December 31, 2008, the police department closed 11 substantial involving 14 identified subject officers.

Precinct/Cmd of Assignment at Time of Incident	CCRB Panel Recommendation	PC Disposition	FADO
Brooklyn North Narcotics	Charges	DCT Trial - Not Guilty	F - Chokehold
077 Precinct	Charges	Department Declined to Prosecute	F - Physical force; D - Word
101 Precinct	Charges	Department Declined to Prosecute	A - Premises entered & searched, property damaged
044 Precinct	Charges	Department Declined to Prosecute	A - Other
045 Precinct	Command Discipline	Department Declined to Prosecute	A - Refusal to provide name/shield number
045 Precinct	Command Discipline	Department Declined to Prosecute	A - Refusal to provide name/shield number
048 Precinct	Charges	Instructions	A - Stop
048 Precinct	Charges	Command Discipline "B"	A - Retaliatory summons Stop
HWY 01	Charges	Command Discipline "A"	A - Threat of force; D - Word
Midtown North Precinct	Charges	Command Discipline "B"	F - Physical force
Patrol Borough Brooklyn South Anti-Crime Unit	Charges	Command Discipline "B"	A - Search, Frisk, Other
Patrol Borough Brooklyn South Anti-Crime Unit	Charges	Command Discipline "B"	F - Physical force; A - Frisk, Search, Other; I - Word
009 Precinct	Charges	DCT Negotiation - Command Discipline "B"	A - Premises entered & searched
009 Precinct	Charges	DCT Negotiation - Command Discipline "B"	A - Premises entered & searched

**CCRB CASES CLOSED AS MEDIATED  
AND MEDIATION ATTEMPTED  
JANUARY 2009**

**SUBJECT OFFICERS WHOSE CASES WERE CLOSED AS MEDIATED AND MEDIATION ATTEMPTED  
JANUARY 2009**

From January 1, 2009 through January 31, 2009 CCRB mediated 9 cases involving 12 identified subject officers

Precinct/Cmd of Assignment at Time of Incident	FADO	Disposition
010 Precinct	A - Stop; E - Race	Mediated
010 Precinct	A - Refusal to provide name/shield number, Stop	Mediated
010 Precinct	A - Refusal to provide name/shield number, Stop	Mediated
106 Precinct	D - Word	Mediated
066 Precinct	A - Refusal to provide name/shield number	Mediated
066 Precinct	A - Refusal to provide name/shield number	Mediated
BS IRT	A - Question, Stop	Mediated
MTN Precinct	D - Word	Mediated
066 Precinct	F - Physical force	Mediated
078 Precinct	D - Word	Mediated
MTN Precinct	D - Word	Mediated
046 Precinct	D - Word	Mediated