



Administrative Summary Report

Log No: 2019-0000144

This ASR provides crucial information to reporting parties, accused members and accused members' supervisors. The information contained herein is intended to display Department member's accountability and foster the relationship with members of the public by ensuring legitimacy and community confidence. The following are definitions of recommended findings:

- Sustained - where it is determined that the allegation is supported by the evidence;
- Not Sustained - where it is determined that there is insufficient evidence to prove the allegations;
- Unfounded - where it is determined by that an allegation is false or not factual; or
- Exonerated - where it is determined that the conduct described in the allegation occurred, but it is lawful and proper.

INCIDENT DESCRIPTION

The reporting party alleges the accused officers failed to issue a traffic citation after the reporting party's client was struck by a vehicle while in a crosswalk.

LOCATION OF OCCURRENCE: Intersection, 14███ W GRAND AVE , District 012

DATE & TIME OF INCIDENT: 11 Dec 2018, 06:45

NARRATIVE SUMMARY:

The Investigator gathered available evidence as listed. Based on their respective findings, this log number investigation has been concluded with the recommendations listed. Evidence was evaluated and considered by the investigator to reach their findings.

- A sworn affidavit was obtained.
- PCAD records, which document a unit's 911 dispatch history, were identified and reviewed.
- GPS Location history of involved units was analyzed during the investigation.
- Other digital evidence not produced by CPD (e.g. private video), was gathered and used during the investigation.
- Various CPD reports or other documents related to this incident were available and analyzed.
- The Complainant or Reporting Party cooperated in the investigation and provided information.
- The accused party or parties were interviewed.
- Other evidence relevant to this particular investigation was used to reach the findings for one or more of the allegations made.
- The accused member's complimentary and disciplinary history were taken into consideration when determining the appropriate discipline for sustained allegations.

*(Listed above are items for which the investigator has indicated as having been obtained and relevant to the investigation. This list is not inclusive of all items. For item list, please see Placeholder narrative text box below for more information.)

INVESTIGATIVE CONCLUSION:

Based on the statements of the involved parties and the gathered evidence in this log investigation, the undersigned finds that the following allegation(s) are SUSTAINED. Based on the SUSTAINED finding(s) and after taking into consideration the accused member's complimentary and disciplinary histories, the undersigned recommends that the following action be taken:



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Accused: KENNETH RZESZUTKO
Rank: POLICE OFFICER
Star Number: 5533

RECOMMENDED PENALTY: 100 - REPRIMAND

Allegations

1 - Sustained - Operation/Personnel Violations/Inadequate/Failure to Provide Service

Allegation: It is alleged by Reporting Party [REDACTED] that on 11 December 2018, at 0645 hours, while at the location of 14 [REDACTED] W. Grand Ave., Chicago, IL, the Accused Police Officer Kenneth RZESZUTKO #5533, failed to issue a traffic citation to the motorist that struck her while she was crossing the street in the crosswalk.

Rule Violation: 6 - DISOBEDIENCE OF AN ORDER/DIRECTIVE, WHETHER WRITTEN OR ORAL - SUSTAINED – Violation of Rule 6: Disobedience of an order or directive, whether written or oral. On 11 December 2018, at 0645 hours, while at the location of 14 [REDACTED] W. Grand Ave., Chicago, IL, the Accused Police Officer Kenneth RZESZUTKO #5533 failed to follow Special Order S04-14-03 by not issuing a traffic citation to the motorist that struck [REDACTED] and issue her a mandatory court appearance.