



Administrative Summary Report

Log No: 2019-0002651

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

It is alleged that the accused PO O'Brien #8344 and PO Warren #5758 responded to a call of a domestic battery, and failed to arrest the offender after speaking to the Reporting Party [REDACTED]

LOCATION OF OCCURRENCE: 4 [REDACTED] W WINNECONNA PKWY , District 006

DATE & TIME OF INCIDENT: 14 Jul 2019, 19:55

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.
- Body Worn Camera video was available and reviewed.
- PCAD records, which document a unit's 911 dispatch history, were identified and reviewed.
- 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.
- 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: JOHN OBRIEN
Rank: POLICE OFFICER
Star Number: 8344

RECOMMENDED PENALTY: 000 - VIOLATION NOTED

Allegations

1 - Sustained - Operation/Personnel Violations/Reports/Fail to Submit

Allegation: It is alleged that on 14 July, at 1955 hours, at 4█ W. Winneconna Parkway, the accused member responded to a domestic disturbance and failed to complete a report or arrest the offender.

Rule Violation: 6 - DISOBEDIENCE OF AN ORDER/DIRECTIVE, WHETHER WRITTEN OR ORAL - It has been determined that the accused member violated General Order G04-04 Domestic Incidents, Section IV.B.6., when he failed to complete a report documenting a domestic incident. [1 count(s)]

Accused: MARSHALL WARRENIII
Rank: POLICE OFFICER
Star Number: 5758

RECOMMENDED PENALTY: 000 - VIOLATION NOTED

Allegations

1 - Sustained - Operation/Personnel Violations/Reports/Fail to Submit

Allegation: It is alleged that on 14 July, at 1955 hours, at 4█ W. Winneconna Parkway, the accused member responded to a domestic disturbance and failed to complete a report or arrest the offender.

Rule Violation: 6 - DISOBEDIENCE OF AN ORDER/DIRECTIVE, WHETHER WRITTEN OR ORAL - It has been determined that the accused member violated General Order G04-04 Domestic Incidents, Section IV.B.6., when he failed to complete a report documenting a domestic incident. [1 count(s)]