



## Administrative Summary Report

Log No: 2020-0003301

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

Civilian Complaint: After the complainant was physically attacked by an unknown suspect, the responding officers failed to arrest the attacker.

**LOCATION OF OCCURRENCE:** Business, 79 S PAULINA ST , District 006

**DATE & TIME OF INCIDENT:** 16 Jul 2020, 02:45

### 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.
- 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.

\*(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:



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**Accused:** ANGEL MARTINEZ  
**Rank:** POLICE OFFICER  
**Star Number:** 5124

**RECOMMENDED PENALTY:** 600 - NO ACTION TAKEN / NOT SUSTAINED / EXONERATED / UNFOUNDED

### Allegations

#### 1 - Unfounded - Operation/Personnel Violations/Inadequate/Failure to Provide Service

**Allegation:** It is alleged at 16 Jul 2020, at 0230 hrs, at 79 S. Paulina, that the Accused Officers failed to arrest the complainants attacker.

**Accused:** DIANA BURGOS  
**Rank:** POLICE OFFICER  
**Star Number:** 16763

**RECOMMENDED PENALTY:** 600 - NO ACTION TAKEN / NOT SUSTAINED / EXONERATED / UNFOUNDED

### Allegations

#### 1 - Unfounded - Operation/Personnel Violations/Inadequate/Failure to Provide Service

**Allegation:** It is alleged at 16 Jul 2020, at 0230 hrs, at 79 S. Paulina, that the Accused Officers failed to arrest the complainants attacker.

**Accused:** TIMOTHY BALASZ  
**Rank:** SERGEANT OF POLICE  
**Star Number:** 1799

**RECOMMENDED PENALTY:** 600 - NO ACTION TAKEN / NOT SUSTAINED / EXONERATED / UNFOUNDED

### Allegations

#### 1 - Unfounded - Operation/Personnel Violations/Conduct Unbecoming

**Allegation:** It is alleged on 16 Jul 2020, at 0230 hrs, at 79 S. Paulina, that he accused Sergeant was unprofessional and disrespectful.