## CCRB INVESTIGATIVE RECOMMENDATION

Investigator:	Т	eam:	CCRB Case #:	✓ Force	☑ Discourt.	U.S.
Jeffrey Tsui	S	quad #15	202003273	✓ Abuse	O.L.	✓ Injury
Incident Date(s)	I	Location of Incident:		Precinct:	18 Mo. SOL	EO SOL
Sunday, 05/10/2020 9:50 PM, Sunday, 05/10/2020 10:00 PM		Outside \$87(2)(b) in Brooklyn; PSA 2 Stationhouse in Brooklyn		75	11/10/2021	5/4/2022
Date/Time CV Reported		CV Reported At:	How CV Reported	: Date/Time	e Received at CC	RB
Sun, 05/10/2020 10:38 PM		IAB Phone		Thu, 05/14/2020 12:30 PM		
Complainant/Victim	Type	Home Addre	ess			
Subject Officer(c)	Shield	TevID	Commond			
Subject Officer(s)		TaxID	Command			
1. POM Ibrahim Adam	20396	958214	PSA 2			
2. POM E in Product	21625	959847	PSA 2			
<ul><li>3. POM Eric Borbee</li><li>4. POM Matthew Dunne</li></ul>	22871 14902	962265 950357	075 PCT 075 PCT			
Witness Officer(s)	Shield No		Cmd Name			
1. POM Yutaro Kotake	00452		075 PCT			
2. POM Luis Naranjo	29890		075 PCT			
3. SGT James Mcsherry	03934		075 PCT			
4. PO Shirley Rivas	01900		HBK RT			
5. PO Waqar Zafar	18717	959395	Q COURT			
Officer(s)	Allegation			Inv	estigator Recor	nmendation
A.POM Abir Noor	Abuse: Pol	ice Officer Abir Noor	threatened to arrest	§ 87(2)(b)		
B.POM Ibrahim Adam		Force: Police Officer Ibrahim Adam used physical force against § 87(2)(b)				
C.POM Abir Noor	Force: Poli § 87(2)(b)	Force: Police Officer Abir Noor used physical force against				
D.POM Ibrahim Adam	Abuse: Pol § 87(2)(b)	Abuse: Police Officer Ibrahim Adam sexually humiliated				
E.POM Abir Noor	Abuse: Pol	Abuse: Police Officer Abir Noor sexually humiliated § 87(2)(b)				
F.POM Abir Noor	Force: Poli § 87(2)(b)	Force: Police Officer Abir Noor used physical force against \$87(2)(b)				
G.POM Ibrahim Adam		ce Officer Ibrahim Acatstick/asp/baton.	lam struck § 87(2)(b)			
H.POM Abir Noor	Force: Poli	ce Officer Abir Noor asp/baton.	struck <sup>§ 87(2)(b)</sup>	with a		

Officer(s)	Allegation	Investigator Recommendation
I.POM Ibrahim Adam	Force: Police Officer Ibrahim Adam restricted s breathing.	
J.POM Ibrahim Adam	Force: Police Officer Ibrahim Adam struck with a nightstick/asp/baton.	
K.POM Abir Noor	Force: Police Officer Abir Noor used physical force against § 87(2)(b)	
L.POM Ibrahim Adam	Abuse: Police Officer Ibrahim Adam did not obtain medical treatment for \$87(2)(b)	
M.POM Abir Noor	Abuse: Police Officer Abir Noor did not obtain medical treatment for \$87(2)(b)	
N.POM Eric Borbee	Abuse: Police Officer Eric Borbee did not obtain medical treatment for \$87(2)(b)	
O.POM Matthew Dunne	Abuse: Police Officer Matthew Dunne did not obtain medical treatment for § 87(2)(b)	
P.POM Ibrahim Adam	Discourtesy: Police Officer Ibrahim Adam spoke discourteously to § 87(2)(b)	

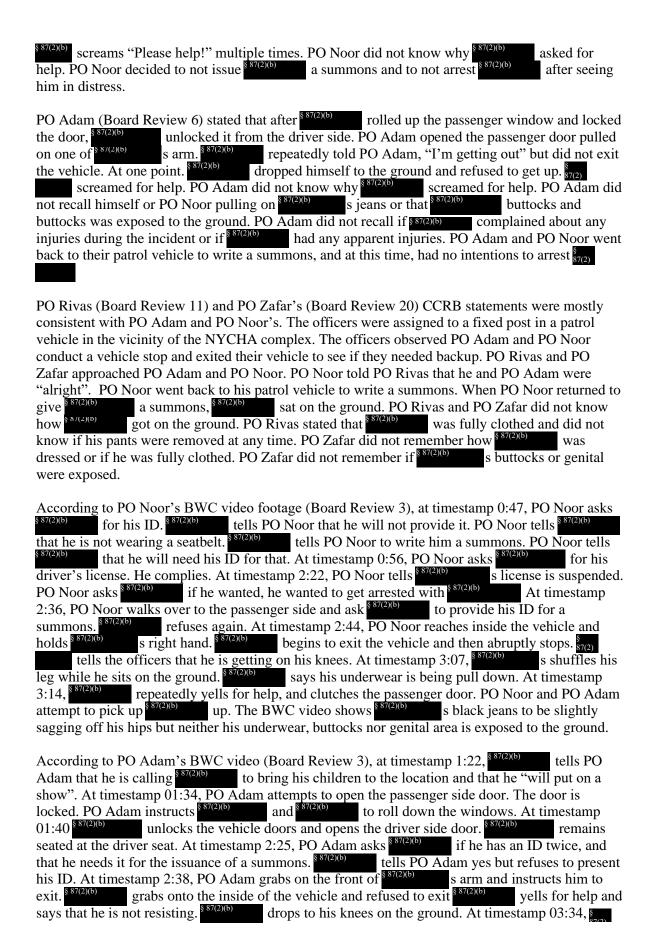
## **Case Summary**

On May 10, 2020, \$87(2)(b) filed this complaint on the behalf of \$87(2)(b) and \$87(2)(b)
On May 10, 2020, at approximately 9:50 PM, \$57(2)(b) drove his \$57(2)(b) inside the courtyard footpath of the NYCHA complex located at \$57(2)(b) in Brooklyn. \$57(2)(b) sat in the front passenger seat, with no additional occupants. Police Officer Ibrahim Adam and Police Officer Abir Noor of PSA 2 stopped \$57(2)(b) s vehicle with lights and sirens. The officers made their approach and PO Noor asked \$57(2)(b) for his ID for driving inside the courtyard. \$57(2)(b) presented his ID to PO Noor. The officers informed \$57(2)(b) that they observed him without a seatbelt in a moving vehicle. The officers asked \$57(2)(b) for his ID multiple times for the issuance of a summons, and each time, \$57(2)(b) refused. PO Adam opened the front passenger side door and PO Noor threatened to arrest \$57(2)(b) out of the vehicle by his jeans and on to the ground (Allegation B: Force, \$57(2)(c) and Allegation C: Force. \$57(2)(c) s jeans fell to his knees, exposing his buttocks and genital (Allegation D: Abuse of Authority, \$7(2)(c) and Allegation E: Abuse of Authority, \$57(2)(c) and Allegation E: Abuse of Authority, \$57(2)(c) and Allegation D: Abuse of Authority, \$57(2)(c) and Allegation D
when \$\frac{\\$\\$7(2)(b)}{\\$\\$\\$\\$\\$\\$\\$\\$\\$\\$\\$\\$\\$\\$\\$\\$\\$\\$\\$
for him (Allegation L: Abuse of Authority, \$\frac{87(2)(6)}{2}\$ When officers handcuffed \$\frac{87(2)(6)}{2}\$ PO Borbee and PO Dunne escorted him out of the courtyard and to the curb. \$\frac{87(2)(6)}{2}\$ complained of difficulty breathing and requested to have an ambulance called for him. Neither PO Borbee nor PO Dunne provided with medical attention. (Allegation N: Abuse of Authority, \$\frac{87(2)(6)}{2}\$, and Allegation O: Abuse of \$\frac{87(2)(6)}{2}\$. PO Borbee and PO Dunne escorted \$\frac{87(2)(6)}{2}\$ to a PSA 2 patrol van for transport. At the PSA 2 station house, \$\frac{87(2)(6)}{2}\$ was lodged inside a cell. PO Adam told \$\frac{87(2)(6)}{2}\$ "It's funny how I whopped your ass in front of your daughter. I fucked you up with your daughter in your hands. I'm never going to forget that" (Allegation P: Abuse of Authority, \$\frac{87(2)(6)}{2}\$).
was issued a summons for driving inside the NYCHA courtyard and was released after ten minutes in police custody with a disorderly conduct summons.
did not seek medical attention after the incident. \$87(2)(b) received medical treatment at \$87(2)(b) Hospital on the same night of the incident. \$87(2)(b) was given MRI scan and the doctors informed \$87(2)(b) that \$87(2)(b) had miniature fractures on her ankle. She was

prescribed a cast and instructed to attend physical therapy.

## **Findings and Recommendations**

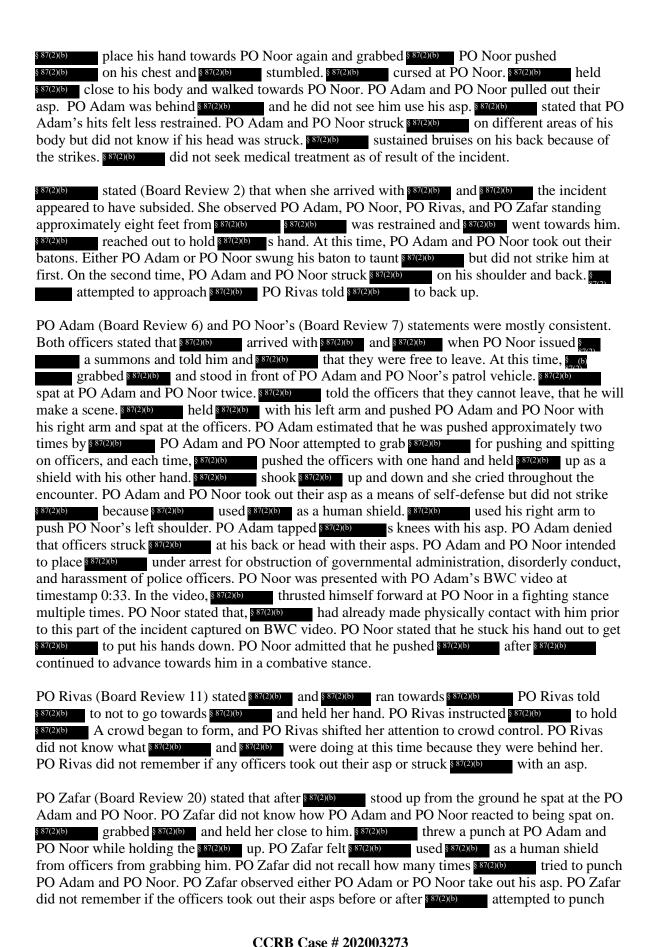
Allegation (A): Police Officer Abir Noor threatened to arrest
Allegation (B): Police Officer Ibrahim Adam used physical force against 887(2)(b)
Allegation (C): Police Officer Abir Noor used physical force against 887(2)(b)
Allegation (E): Police Officer Ibrahim Adam sexually humiliated \$87(2)(6)
Allegation (F): Police Officer Abir Noor sexually humiliated 887(2)(b)
It is undisputed that \$87(2)(b) sat in the front passenger seat of \$87(2)(b) s \$87(2)(b) when he drove inside the courtyard of the NYCHA complex. PO Adam and PO Noor stopped
the vehicle and requested the identification of \$87(2)(b) and \$87(2)(b) and \$87(2)(b) refused to provide his identification and PO Adam and PO Noor pulled \$87(2)(b) out of the vehicle. It is disputed whether officers pulled \$87(2)(b) signal is given by the provide his knees.
stated (Board Review 1) PO Adam and PO Noor pulled \$87(2)(b) over using lights and sirens. \$87(2)(b) removed his seatbelt while he waited for the officer's arrival. PO Adam approached \$87(2)(b) and PO Noor approached \$87(2)(b) PO Noor asked \$87(2)(b) for his license and registration.
his ID. \$37(2)(b) asked PO Adam why. PO Adam did not reply and asked \$37(2)(b) for his ID again. PO Noor unlocked the vehicle from the driver side and PO Adam opened the front passenge side door and asked \$37(2)(b) for his ID. \$37(2)(b) refused again. After PO Adam opened the passenger side door; PO Noor came to his side. PO Adam asked for \$37(2)(b) s identification. \$37(2)(b) outward by his jeans. \$37(2)(b) held onto a handle and refused to exit. \$37(2)(b) s jeans dropped down to his knees and his t-shirt ripped as of result of the officers' pulling. \$37(2)(b) let go and allowed himself to be pulled to the ground. \$37(2)(b) sat with his buttocks bare on the pavement and his genitalia covered by his ripped t-shirt. \$37(2)(b) began to scream. It was not clear how \$37(2)(b) s t-shirt ripped. \$37(2)(b) s to call \$37(2)(b) yelled at the PO Adam and PO Noor and asked them why they pulled him out of the vehicle. \$37(2)(b) did not exit the vehicle.
could not be reached for a CCRB statement.
was not present for this part of the incident (Board Review 2).
Both PO Adam (Board Review 6) and PO Noor (Board Review 7) stated that they observed vehicle in motion in the courtyard of the NYCHA complex and that operating a vehicle inside in the courtyard was prohibited. At the same time, the officers also observed in the front passenger seat without a seatbelt, another traffic violation. PO Adam and PO Noor approached the strength symbol vehicle to issue strength and strength summonses.
PO Noor (Board Review 7) stated that he asked \$\frac{87(2)(b)}{87(2)(b)}\$ for his identification multiple times and each time, he refused and cursed at him. PO Noor asked \$\frac{87(2)(b)}{87(2)(b)}\$ to step out of the vehicle with the intention to place him under arrest for obstruction of governmental administration. At this time, the front passenger side door opened. PO Noor did not recall who opened it. PO Noor placed both hands on one of \$\frac{87(2)(b)}{87(2)(b)}\$ s arms and asked him to step out. \$\frac{87(2)(b)}{87(2)(b)}\$ out of the vehicle of if he fell out on his own. \$\frac{87(2)(b)}{87(2)(b)}\$ sat on the ground and refused to get up. PO Noor stated that \$\frac{87(2)(b)}{87(2)(b)}\$ so yields and that his genital was not exposed at any time. PO Noor was presented with his BWC video footage (Board Review 3), at timestamp 3:14. In the video, \$\frac{8}{8}\$



says that PO Noor and PO Adam ripped his clothes off. \$87(2)(b) appeared to be fully clothed. According to Vehicle Traffic Law Section 1229-c(3) (Board Review 28), no person shall operate a motor vehicle unless all front seat passengers wore a seatbelt, and that not wearing one is a summonable offense. According to NYPD Patrol Guide Procedure 209-09 (Board Review 27), officers are to request an individual for a valid form of identification to issue them a summons and conduct a license and warrant check. If officers are unable to conduct the check, they are to are to remove the individual to the command for investigation of doubt concerning their identity exist. According to NYPD Patrol Guide Procedure 221-01 (Board Review 14), officers are allowed to use force "to stabilize a situation and reduce the immediacy of the threat so that more time, options, and/or resources become available. The goal is to gain the voluntary compliance of the subject, when appropriate and consistent with personal safety, to reduce or eliminate the necessity to use force. Not wearing a seatbelt in the front seat of a moving vehicle is a summonable offense according to VTL Section 1229-c(3) (Board Review 28). After \$5000 are smultiple refusals to provide identification to PO Adam and PO Noor for the purpose of the issuance of a summons in violation of VTL Section 1229-c(3), the officers had the authority to bring \$3(2)(6) to the PSA 2 station house to verify his identity, and to write him a summons there. The BWC video (Board Review 3) obtained showed PO Adam grabbing the front of second sweater and PO Noor grabbing s arms, while instructing him to exit the vehicle. [87(2)(6)] refused to exit and then voluntarily sat on the ground. The BWC video showed officers grabbing \$87(2)(6) arm briefly and not in a forceful manner and ended when \$87(2)(6) sat on the ground. The BWC video did not captured officers pulling down §87(2)(6) s jeans at any time. § 87(2)(b) jeans sat slightly his off his hips, \$87(2)(2) Neither his buttocks nor genital were exposed at the time \$87(2)(6) alleged. § 87(2)(g) Allegation (F): Police Officer Abir Noor used physical force against 887(2)(6) Allegation (G): Police Officer Ibrahim Adam struck \$87(2)(5) with a asp. Allegation (H): Police Officer Abir Noor struck \$87(2)(6) with a asp. It is undisputed that § 87(2)(b) called § 87(2)(b) and asked her to meet him in the courtyard with his two children, seven year old § 87(2)(b) and her younger sister, § 87(2)(b) § 87(2)(b) stated (Board Review 1) when \$87(2)(6) arrived with \$87(2)(6) and \$87(2)(6) he was seated on the ground. \$87(2)(b) called \$87(2)(b) to come to him because he thought a child would deescalate the situation with PO Adam and PO Noor. 187000 thought that if he held 187000 maybe PO Adam and PO Noor would let him go and not charge him. [87(2)(6)] ran towards

between them. § \$7000 put his arms out towards PO Noor but did not touch the officer.

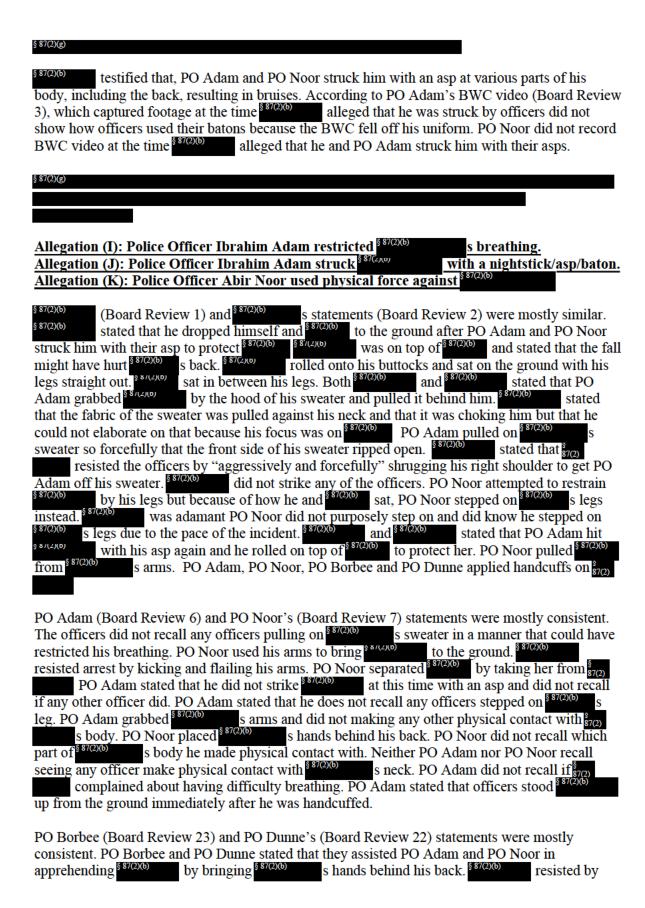
and he stood up. §87(2)(6) reached for §87(2)(6) and at this time PO Noor stepped in



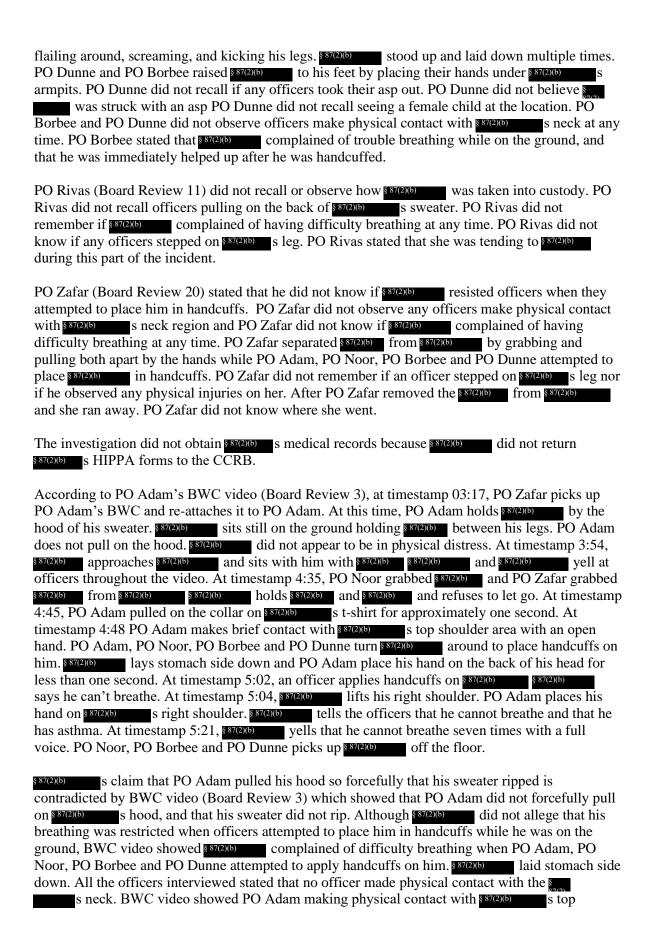
them. PO Zafar did not remember if any officers struck (1970) with their asp. According to TRI § 87(2)(b) (Board Review 24), \$87(2)(6) resisted PO Adam and PO Noor's attempt to place him under arrest by taking a fighting stance, pushing, shoving, and spitting at officers. PO Adam and PO Noor conducted a takedown of \( \) to the ground to place him under arrest. \$87(2)(6) had an abrasion, laceration to the left ankle and knee and complained of back pain. According to PO Adam's first BWC video (board review), at timestamp 3:41, \$57(2)(b) Adam and Noor an idiot and says he is not going anywhere. PO Adam tells \$87(2)(6) is taking him anywhere. At timestamp 4:15, \$37200 says he needs \$37200 to hurry to the location. \$87(2)(b) tells PO Adam, "Watch this.", multiple times. At timestamp 4:35, \$87(2)(b) tells PO Adam, "It's going to get worse. It's going to get worse. I'm not stopping yet" At timestamp tells \$ 87(2)(6) to call save on his cellphone to hurry to the location because he is "planning something". At timestamp 05:39, \$87(2)(6) tells PO Adam to suck his dick and that he has no respect for him. At timestamp 6:08, \$87(2)(0) tells PO Adam that he will put on a show, and that it is not "over". At timestamp 6:21, PO Noor hands [87(2)6) summons. PO Adam tells \$87(2)(b) to have a nice night and walks to his patrol vehicle. According to PO Adam's second BWC video (Board Review 3), which picks up immediately after the end of his first BWC, (Board Review 3), the officers are at their patrol vehicle. At timestamp 0:03, \$57(2)(6) walks towards the officers. At timestamp 00:19, PO Noor holds his asp, \$57(2)(6) tells PO Noor "Suck my dick". At timestamp 00:23, \$87(2)(6) waves at § 87(2)(b) and tells her to bring sacros to him. At timestamp 00:26, sacros lunges his upper body with squared shoulders, while he feet remains planted in place, at PO Adam. (SO(0)) tells PO Adam, "Don't run, stupid!" PO Adam takes out his asp. At timestamp 00:31, \$87(2)(6) grabs the front of s jacket and restrains her close to his body. At 00:33, \$87(2)(6) takes one step and lunges his head forward and shoulders squared at PO Noor. PO Noor puts one arm in front of himself, and moves back slightly and returns to his initial position with shoulders squared and hard forward, still holding stow closely to his body. At timestamp 00:37, PO Noor pushes stow and he stumbles backwards. At timestamp 00:43, \$37000 spits at officers and restrains \$37000 in a way that her zipped jacket is pulled halfway up her body. PO Noor instructs \$87(2)(8) approached PO Adam and PO Noor, and repeatedly says to the officers, "Suck my dick.". At timestamp 00:48, PO Noor pushes back. Section drags section by the jacket, walks towards PO Noor and PO Adam. \$87(2)(6) stands in between \$87(2)(6) Adam. At 00:54, PO Adam BWC drops after bumping into §87(2)(6) According to NYPD Patrol Guide Procedure 221-01 (Board Review), officers are allowed to use force "to stabilize a situation and reduce the immediacy of the threat so that more time, options, and/or resources become available. The goal is to gain the voluntary compliance of the subject, when appropriate and consistent with personal safety, to reduce or eliminate the necessity to use force. From the BWC video obtained (Board Review 3), \$372)6 called \$372)6 and to the location for the purpose of making a scene. When some arrived with the grabbed \$87(2)(b) attempted to assault and spat on officers. spat at and lunged his upper body with shoulders squared at PO Noor while violently restraining a child. § 87(2)(g) PO Noor created space between himself and \$87(2)(b) by extending his arm in front

of his body and pushed \$87(2)(6) stumbled but did not fall to the ground as a result PO

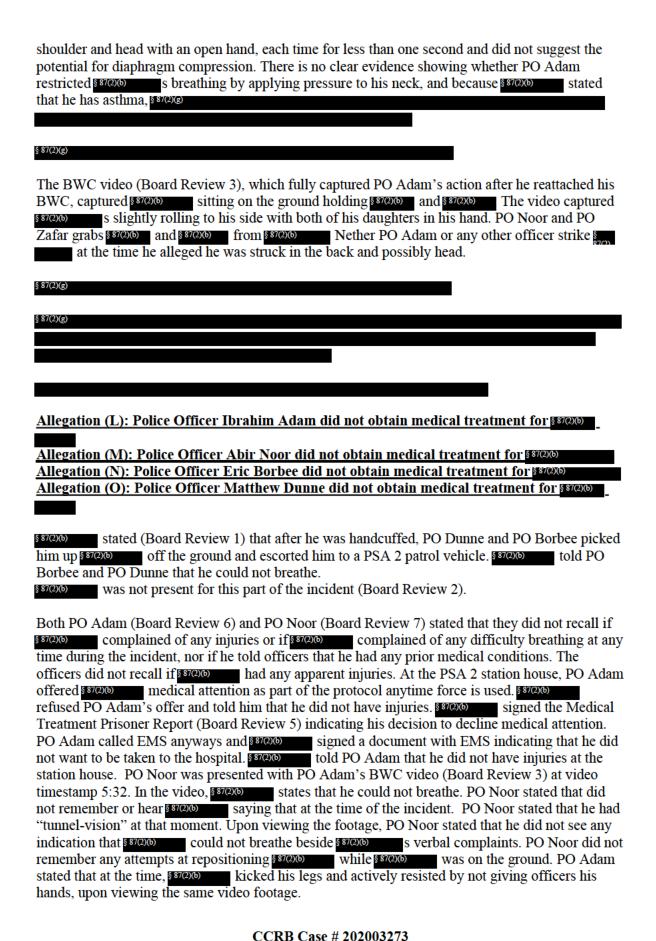
Noor's action.

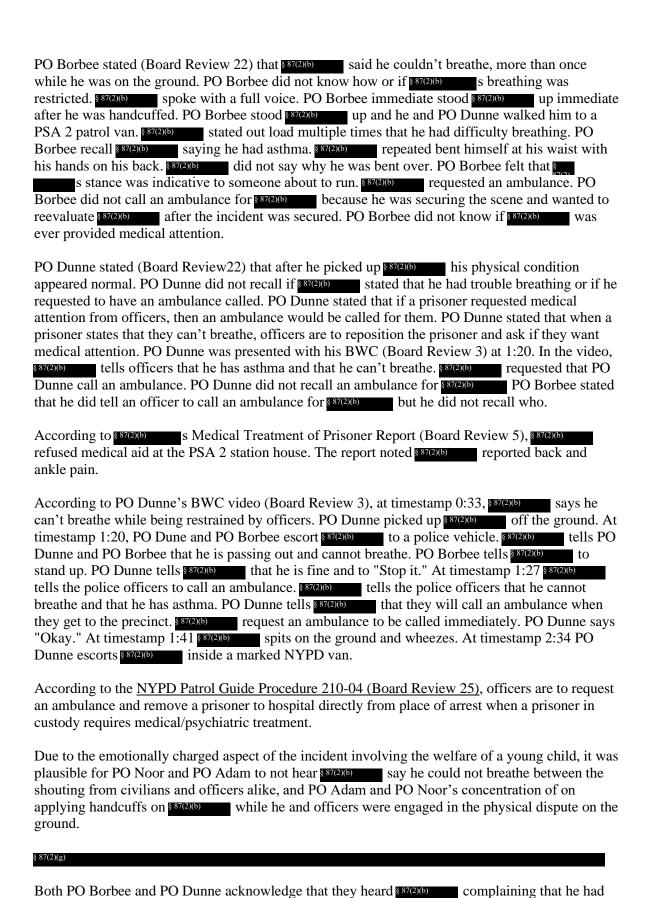


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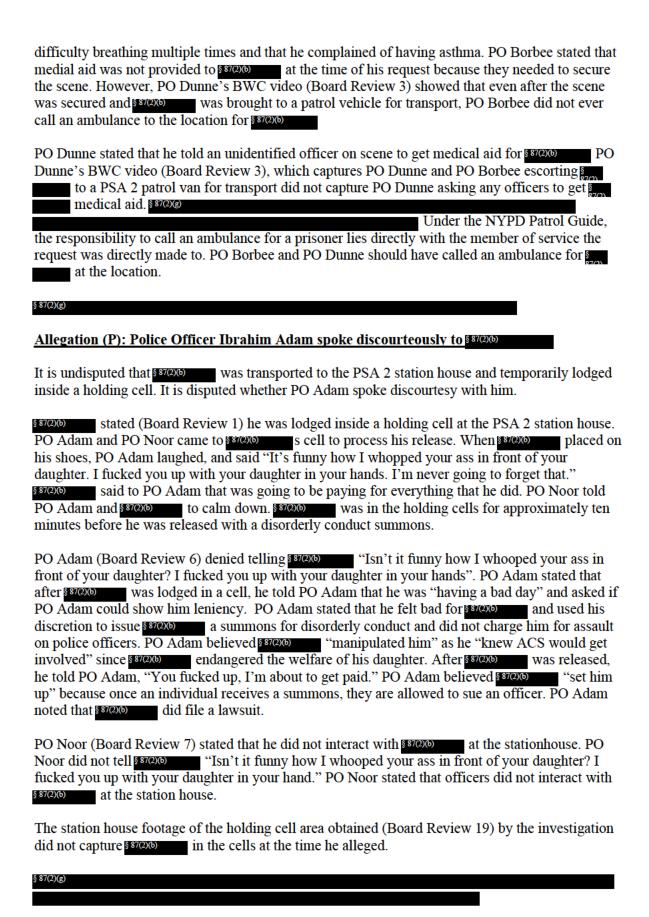


CCRB Case # 202003273





CCRB Case # 202003273



§ 87(2)(g)

## **Civilian and Officer CCRB Histories**

Review 18).  This is the f PO Adam has	rirst CCRB complaint \$87000 as been a member-of-service	has been a party of. for six years and has been a subne of which were substantiated.	ject in ten CCRB
		for six years and has been a subjone of which were substantiated.	
		e for five years and has been a st of which were substantiated. §870	
		e for ten years and has been a sub of which were substantiated.	
	Mediation, C	ivil, and Criminal Histories	
physical and	l psychological injuries, dam	ation. ith the City of New York ((Boardage to personal property, damage to personal property, damage shility and seeking \$5,000,000,000	e to reputation and
Squad:	15		
Investigator: _	Jeffrey Tsui Signature	INV Jeffrey Tsui Print Title & Name	03/30/2022 Date
Squad Leader: _	Signature	IM Simon Wang Print Title & Name	03/30/22 Date
Reviewer: _	Signature	Print Title & Name	Date