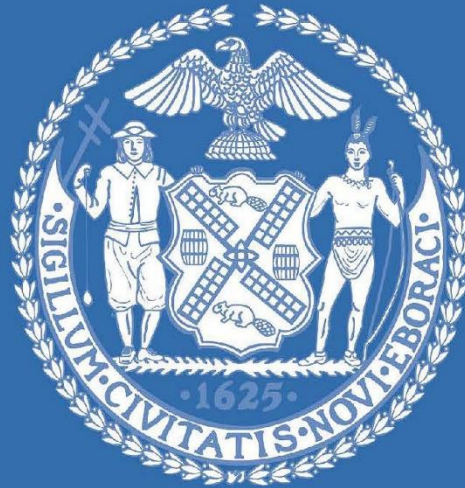


CIVILIAN COMPLAINT REVIEW BOARD

ERIC L. ADAMS, Mayor

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Administrative Prosecution Unit

3rd Quarter 2024 Report

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ADMINISTRATIVE PROSECUTION UNIT BACKGROUND

When the Board substantiates a misconduct allegation(s) and recommends Charges and Specifications, in most instances the case is prosecuted by the CCRB's Administrative Prosecution Unit (APU) pursuant to a Memorandum of Understanding (MOU) between the CCRB and the NYPD.

The APU prosecutes cases before the NYPD Deputy Commissioner of Trials (DCT) or an Assistant Deputy Commissioner of Trials (ADCT). The member of service (MOS) can accept a plea offer in lieu of a trial. If the MOS goes to trial and is found guilty, the NYPD trial commissioner will recommend a penalty. The Police Commissioner may accept, reject, or modify any plea agreement, trial verdict, or penalty recommendation.

The APU treats each officer against whom an allegation is substantiated as a separate case. A single CCRB complaint may generate more than one APU case depending on the number of officers against whom the Board recommends Charges and Specifications.

INTRODUCTION

This report will address the following matters: (i) trial verdicts issued by an Assistant Deputy Commissioner of Trials ("ADCT"); (ii) the treatment of Administrative Prosecution Unit ("APU") pleas by the Police Commissioner ("PC"); (iii) the retention of cases under Provision Two of the April 2, 2012, Memorandum of Understanding ("MOU"); (iv) cases administratively closed by the Police Commissioner; (v) cases closed due to the statute of limitations ("SOL"); (vi) the size of the APU's docket; (vii) the time to serve Charges and Specifications on Respondents; and (viii) the discipline concurrence rate.

The report contains information concerning the following case closures in the third quarter of 2024: eighteen (18) trial verdicts, fifty-two (52) pleas, twenty-seven (27) retained cases, sixteen (16) PC administratively closed cases, and one (1) APU administratively closed cases. Finally, it includes information regarding the discipline and concurrence rates for the quarter which stand at 74% and 45% respectively.

SECTION I: TRIALS

At the conclusion of an administrative trial, the presiding ADCT renders a finding of guilty or not guilty on each of the Charges and Specifications against the member(s) of service (“MOS”).¹ For guilty verdicts, the ADCT recommends a penalty for each member of service involved in the case and the Police Commissioner either approves, modifies, or reverses the verdict and recommended penalty.² There is no penalty recommendation for not guilty verdicts. In the third quarter of 2024, the verdicts for eighteen (18) APU trials were finalized. The verdicts can be found below.

COMPLAINT	OFFICER	CCRB SUBSTANTIATED ALLEGATIONS	APU RECOMMENDED PENALTY	ADCT DECISION & PC DECISION
201903743 Read Closing Report Here	PO Edwin Peguero	1. Force - used physical force against the Victim.	Termination	The ADCT rendered a guilty verdict on one (1) charge and a not guilty verdict on the remaining charge. The ADCT recommended ten (10) days’ suspension and ten (10) days’ vacation forfeiture. The Police Commissioner approved the guilty verdict and did not modify the penalty. Read Final Documents Here

¹ The APU treats each officer against whom an allegation is substantiated as a separate “case.” As such, all APU data discussed in this report uses the same terminology. While there may be trials or incidents that involve multiple officers, the word “case” should be interpreted as “case against a single officer.”

² As the final arbiter of discipline, the Police Commissioner can modify the ADCT penalty and/or reverse a verdict.

COMPLAINT	OFFICER	CCRB SUBSTANTIATED ALLEGATIONS	APU RECOMMENDED PENALTY	ADCT DECISION & PC DECISION
201910097 Read Closing Report Here	PO Michael Gargano	<ol style="list-style-type: none"> 1. Abuse of Authority - threatened to remove the Victim to the hospital. 2. Discourtesy - spoke discourteously to the Victim. 	Seven (7) days' vacation forfeiture	<p>The ADCT rendered a guilty verdict on four (4) charges and a not guilty verdict the remaining charge. The ADCT recommended five (5) days' vacation forfeiture. The Police Commissioner approved the guilty verdict and did not modify the penalty.</p> <p>Read Final Documents Here</p>
201910097 Read Closing Report Here	PO Sorely Nunez	<ol style="list-style-type: none"> 1. Abuse of Authority - threatened to remove the Victim to the hospital. 2. Discourtesy - spoke discourteously to the Victim. 3. Offensive Language - made remarks to the Victim based upon her perceived mental state. 	Sixteen (16) days' vacation forfeiture	<p>The ADCT rendered a guilty verdict on three (3) charges and a not guilty verdict the remaining charge. The ADCT recommended five (5) days' vacation forfeiture and retraining. The Police Commissioner approved the guilty verdict and did not modify the penalty.</p> <p>Read Final Documents Here</p>

COMPLAINT	OFFICER	CCRB SUBSTANTIATED ALLEGATIONS	APU RECOMMENDED PENALTY	ADCT DECISION & PC DECISION
202002001 Read Closing Report Here	PO Caner Sezer	<ol style="list-style-type: none"> 1. Force - pointed his gun at the Victim. 2. Abuse of Authority - threatened the Victim with the use of force. 3. Discourtesy - spoke discourteously to the Victim. 	Ten (10) days' vacation forfeiture	<p>The ADCT rendered a not guilty verdict on all charges. The Police Commissioner approved the not guilty verdict.</p> <p>Read Final Documents Here</p>
202100330 Read Closing Report Here	DTS Neil Narayan	<ol style="list-style-type: none"> 1. Abuse of Authority - failed to explain to the Victim the reason for a law enforcement activity. 2. Abuse of Authority - failed to provide the Victim with a business card 3. Abuse of Authority - stopped the Victim. 	Six (6) days' vacation forfeiture	<p>The ADCT rendered a guilty verdict on one (1) charge and a not guilty verdict on the remaining charges. The ADCT recommended training. The Police Commissioner approved the guilty verdict and did not modify the penalty.</p> <p>Read Final Documents Here</p>
202100330 Read Closing Report Here	PO Anthony Varrone	<ol style="list-style-type: none"> 1. Abuse of Authority - failed to explain to the Victim the reason for a law enforcement activity. 2. Abuse of Authority - failed to provide the Victim with a business card. 3. Abuse of Authority - frisked the Victim. 4. Abuse of Authority - searched the Victim. 5. Abuse of Authority - stopped the Victim. 	Nine (9) days' vacation forfeiture	<p>The ADCT rendered a guilty verdict on one (1) charge and a not guilty verdict on the remaining charges. The ADCT recommended training. The Police Commissioner approved the guilty verdict and did not modify the penalty.</p> <p>Read Final Documents Here</p>

COMPLAINT	OFFICER	CCRB SUBSTANTIATED ALLEGATIONS	APU RECOMMENDED PENALTY	ADCT DECISION & PC DECISION
202100330 Read Closing Report Here	LT Daniel Berardi	<ol style="list-style-type: none"> 1. Abuse of Authority - failed to explain to the Victim the reason for a law enforcement activity. 2. Abuse of Authority - failed to provide the Victim with a business card. 3. Abuse of Authority - stopped the Victim. 	Six (6) days' vacation forfeiture	<p>The ADCT rendered a not guilty verdict on all charges. The Police Commissioner approved the not guilty verdict.</p> <p>Read Final Documents Here</p>
202101971 Read Closing Report Here	PO Robert Wilson	<ol style="list-style-type: none"> 1. Abuse of Authority - interfered with Victim 1's use of a recording device. 2. Discourtesy - acted discourteously toward Victim 2. 	Ten (10) days' vacation forfeiture	<p>The ADCT rendered a not guilty verdict on all charges. The Police Commissioner approved the not guilty verdict.</p> <p>Read Final Documents Here</p>
202102148 Read Closing Report Here	DI Omar Birchwood	<ol style="list-style-type: none"> 1. Force - used physical force against Victim 1. 2. Force - used physical force against Victim 2. 3. Abuse of Authority - entered Victim 1's home. 	Ten (10) days' vacation forfeiture	<p>The ADCT rendered a not guilty verdict on all charges. The Police Commissioner approved the not guilty verdict.</p> <p>Read Final Documents Here</p>

COMPLAINT	OFFICER	CCRB SUBSTANTIATED ALLEGATIONS	APU RECOMMENDED PENALTY	ADCT DECISION & PC DECISION
202103114 Read Closing Report Here	PO Joshua Ganshaw	<ol style="list-style-type: none"> 1. Force - pointed his gun at the Victim. 2. Abuse of Authority - frisked the Victim. 3. Abuse of Authority - searched the Victim. 4. Abuse of Authority - searched the vehicle in which the Victim was an occupant. 	Termination	The ADCT rendered a guilty verdict on two (2) charges and a not guilty verdict on the remaining charges. The ADCT recommended training. The Police Commissioner approved the guilty verdict and did not modify the penalty. Read Final Documents Here
202103114 Read Closing Report Here	PO Adam Pawelic	<ol style="list-style-type: none"> 1. Force - pointed his gun at the Victim. 	Termination	The ADCT rendered a not guilty verdict on all charges. The Police Commissioner approved the not guilty verdict. Read Final Documents Here
202103776 Read Closing Report Here	LT James Lee	<ol style="list-style-type: none"> 1. Abuse of Authority - took a recording of the Victim. 2. Abuse of Authority - took a recording of individuals. 	Fifteen (15) days' vacation forfeiture	The ADCT rendered a guilty verdict on all charges. The ADCT recommended twenty (20) days' vacation forfeiture. The Police Commissioner approved the guilty verdict and did not modify the penalty. Read Final Documents Here

COMPLAINT	OFFICER	CCRB SUBSTANTIATED ALLEGATIONS	APU RECOMMENDED PENALTY	ADCT DECISION & PC DECISION
202107193 Read Closing Report Here	Chief Jeffrey Maddrey	1. Abuse of Authority - improperly influenced an arrest.	Twenty (20) days' vacation forfeiture	The DCT dismissed all charges. The Police Commissioner approved the dismissal. Read Final Documents Here
202107688 Read Closing Report Here	PO Matthew Bessen	1. Abuse of Authority - entered the Victim's home. 2. Abuse of Authority - failed to provide the Victim with a business card. 3. Abuse of Authority - searched the Victim's home. 4. Abuse of Authority - threatened to damage the Victim's property.	Twenty (20) days' vacation forfeiture	The ADCT rendered a guilty verdict on four (4) charges and a not guilty verdict on the remaining charge. The ADCT recommended twenty-three (23) days' vacation forfeiture. The Police Commissioner approved the guilty verdict and did not modify the penalty. Read Final Documents Here
202107861 Read Closing Report Here	PO Peter Kim	1. Force - pointed his gun at Victim 1. 2. Force - pointed his gun at Victim 2. 3. Abuse of Authority - failed to provide Victim 1 with a business card.	One (1) year dismissal probation	The ADCT rendered a guilty verdict on one (1) charge and a not guilty verdict on the remaining charges. The ADCT recommended one (1) day vacation forfeiture. The Police Commissioner approved the guilty verdict and did not modify the penalty. Read Final Documents Here

COMPLAINT	OFFICER	CCRB SUBSTANTIATED ALLEGATIONS	APU RECOMMENDED PENALTY	ADCT DECISION & PC DECISION
202200576 Read Closing Report Here	PO Matthew Bessen	<ol style="list-style-type: none"> 1. Abuse of Authority - threatened the Victim with the use of force. 2. Discourtesy - spoke discourteously to the Victim. 	Twenty (20) days' vacation forfeiture	<p>The ADCT rendered a guilty verdict on one (1) charge and a not guilty verdict on the remaining charge. The ADCT recommendation is included as part of CCRB Case No. 202107688.</p> <p>Read Final Documents Here</p>
202202712 Read Closing Report Here	LT Ryan Murphy	<ol style="list-style-type: none"> 1. Abuse of Authority - issued an unlawful summons to the Victim. 	Ten (10) days' vacation forfeiture	<p>The ADCT rendered a not guilty verdict on all charges. The Police Commissioner approved the not guilty verdict.</p> <p>Read Final Documents Here</p>
202203555 Read Closing Report Here	DT3 Edward Reardon	<ol style="list-style-type: none"> 1. Abuse of Authority - detained the Victim. 2. Abuse of Authority - seized the Victim's property. 	Six (6) days' vacation forfeiture	<p>The ADCT rendered a not guilty verdict on all charges. The Police Commissioner approved the not guilty verdict.</p> <p>Read Final Documents Here</p>

SECTION II: PLEAS

In lieu of a trial, the MOS can reach a plea agreement with the APU. This agreement must be approved by both the ADCT and the Police Commissioner. The APU uses several factors to determine plea recommendations, including, but not limited to, MOS length of service, MOS rank, MOS disciplinary history, the facts of the case, the strength of the case, vulnerability of the victim, the extent of any injury, the number of complainants, precedent from cases involving analogous charges, and the delineated penalty categories from the New York City Police Department’s (“NYPD”) Disciplinary Matrix. In the third quarter of 2024, the APU finalized fifty-two (52) plea agreements.

COMPLAINT	OFFICER	CCRB SUBSTANTIATED ALLEGATIONS	PLEA AGREEMENT
201901999 Read Closing Report Here	PO Malachi Mckenith	<ol style="list-style-type: none"> 1. Force - used a chokehold against the Victim. 2. Discourtesy - spoke discourteously to the Victim. 	The officer pled guilty and accepted five (5) days’ vacation forfeiture. The Police Commissioner approved the plea and did not modify the penalty. Read Final Documents Here
201905171 Read Closing Report Here	PO Malachi Mckenith	<ol style="list-style-type: none"> 1. Force - used a chokehold against the Victim. 	The officer pled guilty and accepted five (5) days’ vacation forfeiture. The Police Commissioner approved the plea and did not modify the penalty. Read Final Documents Here
201908894 Read Closing Report Here	LT Ayotunde Adeniyi	<ol style="list-style-type: none"> 1. Abuse of Authority - frisked the Victim. 2. Abuse of Authority - stopped the Victim. 	The officer pled guilty and accepted Training. The Police Commissioner approved the plea and dismissed the charges. Read Final Documents Here

COMPLAINT	OFFICER	CCRB SUBSTANTIATED ALLEGATIONS	PLEA AGREEMENT
201910019 Read Closing Report Here	LT Frank Laquidara	1. Force - used physical force against the Victim.	The officer pled guilty and accepted five (5) days' vacation forfeiture. The Police Commissioner approved the plea and did not modify the penalty. Read Final Documents Here
201910389 Closing Report Will be Available Upon Closure of all related APU Cases	PO Marcos Rodriguez	1. Force - used physical force against the Victim. 2. Abuse of Authority - stopped the Victim.	The officer pled guilty and accepted one (1) day vacation forfeiture. The Police Commissioner disapproved the plea and modified the penalty to formalized training. Read Final Documents Here
202000469 Read Closing Report Here	SGT Alberto Pizarro	1. Force - pointed his gun at the Victim. 2. Abuse of Authority - searched the vehicle in which the Victim was an occupant. 3. Abuse of Authority - threatened to arrest the Victim. 4. Abuse of Authority - threatened to damage the Victim's property.	The officer pled guilty and accepted twenty (20) days' vacation forfeiture. The Police Commissioner approved the plea and modified the penalty to three (3) days' vacation forfeiture. Read Final Documents Here
202000924 Read Closing Report Here	PO Christopher Bracco	1. Abuse of Authority - failed to provide Victim 1 with a business card. 2. Abuse of Authority - failed to provide Victim 2 with a business card. 3. Discourtesy - spoke discourteously to Victim 1. 4. Discourtesy - spoke discourteously to Victim 2.	The officer pled guilty and accepted Command Discipline B with eight (8) days' vacation forfeiture. The Police Commissioner approved the plea and did not modify the penalty. Read Final Documents Here

COMPLAINT	OFFICER	CCRB SUBSTANTIATED ALLEGATIONS	PLEA AGREEMENT
202001154 Read Closing Report Here	PO Jonathan Acquaviva	<ol style="list-style-type: none"> 1. Abuse of Authority - issued a summons to the Victim. 2. Abuse of Authority - threatened the Victim with the use of force. 	<p>The officer pled guilty and accepted Command Discipline B with ten (10) days' vacation forfeiture. The Police Commissioner approved the plea and did not modify the penalty.</p> <p>Read Final Documents Here</p>
202001757 Read Closing Report Here	SGT John Zorrilla	<ol style="list-style-type: none"> 1. Force - used a taser against the Victim. 2. Force - used pepper spray against the Victim. 	<p>The officer pled guilty and accepted fifteen (15) days' suspension and fifteen (15) days' vacation forfeiture. The Police Commissioner approved the plea and did not modify the penalty.</p> <p>Read Final Documents Here</p>
202002167 Read Closing Report Here	PO Amet Vrzivoli	<ol style="list-style-type: none"> 1. Abuse of Authority - threatened to arrest Victim 1. 2. Abuse of Authority - threatened to arrest Victim 2. 3. Abuse of Authority - threatened to arrest Victim 3. 4. Abuse of Authority - threatened to arrest Victim 4. 5. Discourtesy - spoke discourteously to Victim 1. 	<p>The officer pled guilty and accepted Command Discipline B with nine (9) days' vacation forfeiture. The Police Commissioner approved the plea and did not modify the penalty.</p> <p>Read Final Documents Here</p>

COMPLAINT	OFFICER	CCRB SUBSTANTIATED ALLEGATIONS	PLEA AGREEMENT
202002458 Read Closing Report Here	SGT Carlos Santiago	<ol style="list-style-type: none"> 1. Abuse of Authority - stopped the Victim. 2. Abuse of Authority - threatened to arrest the Victim. 	<p>The officer pled guilty and accepted Command Discipline B with ten (10) days' vacation forfeiture. The Police Commissioner approved the plea and did not modify the penalty.</p> <p>Read Final Documents Here</p>
202002669 Read Closing Report Here	DT3 Merita Hoxha	<ol style="list-style-type: none"> 1. Abuse of Authority - failed to provide the Victim with a business card. 2. Abuse of Authority - frisked the Victim. 3. Abuse of Authority - refused to provide her name to the Victim. 4. Abuse of Authority - refused to provide her shield number to the Victim. 5. Abuse of Authority - stopped the Victim. 	<p>The officer pled guilty and accepted Command Discipline B with six (6) days' vacation forfeiture. The penalty was to run concurrently with the penalty issued for CCRB Case No. 202002792. The Police Commissioner approved the plea and did not modify the penalty.</p> <p>Read Final Documents Here</p>
202002669 Read Closing Report Here	PO Dennis Vargas	<ol style="list-style-type: none"> 1. Abuse of Authority - failed to provide the Victim with a business card. 2. Abuse of Authority - frisked the Victim. 3. Abuse of Authority - refused to provide his name to the Victim. 4. Abuse of Authority - refused to provide his shield number to the Victim. 5. Abuse of Authority - stopped the Victim. 	<p>The officer pled guilty and accepted Command Discipline B with six (6) days' vacation forfeiture. The penalty was to run concurrently with the penalty issued for CCRB Case No. 202002792. The Police Commissioner approved the plea and did not modify the penalty.</p> <p>Read Final Documents Here</p>

COMPLAINT	OFFICER	CCRB SUBSTANTIATED ALLEGATIONS	PLEA AGREEMENT
202002669 Read Closing Report Here	DT3 Anthony Alvino	<ol style="list-style-type: none"> 1. Abuse of Authority - failed to provide the Victim with a business card. 2. Abuse of Authority - frisked the Victim. 3. Abuse of Authority - refused to provide his name to the Victim. 4. Abuse of Authority - refused to provide his shield number to the Victim. 5. Abuse of Authority - stopped the Victim. 	<p>The officer pled guilty and accepted Command Discipline B with six (6) days' vacation forfeiture. The penalty was to run concurrently with the penalty issued for CCRB Case No. 202002792. The Police Commissioner approved the plea and did not modify the penalty.</p> <p>Read Final Documents Here</p>
202002792 Read Closing Report Here	PO Dennis Vargas	<ol style="list-style-type: none"> 1. Untruthful Statement - provided a misleading official statement to the CCRB. 	<p>The officer pled guilty and accepted Command Discipline B with ten (10) days' vacation forfeiture. The penalty was to run concurrently with the penalty issued for CCRB Case No. 202002669. The Police Commissioner disapproved the plea and dismissed the charges.</p> <p>Read Final Documents Here</p>

COMPLAINT	OFFICER	CCRB SUBSTANTIATED ALLEGATIONS	PLEA AGREEMENT
202002792 Read Closing Report Here	DT3 Anthony Alvino	1. Untruthful Statement - provided a misleading official statement to the CCRB.	The officer pled guilty and accepted Command Discipline B with ten (10) days' vacation forfeiture. The penalty was to run concurrently with the penalty issued for CCRB Case No. 202002669. The Police Commissioner disapproved the plea and dismissed the charges. Read Final Documents Here
202002792 Read Closing Report Here	DT3 Merita Hoxha	1. Untruthful Statement - provided a misleading official statement to the CCRB.	The officer pled guilty and accepted Command Discipline B with ten (10) days' vacation forfeiture. The penalty was to run concurrently with the penalty issued for CCRB Case No. 202002669. The Police Commissioner disapproved the plea and dismissed the charges. Read Final Documents Here

COMPLAINT	OFFICER	CCRB SUBSTANTIATED ALLEGATIONS	PLEA AGREEMENT
202003813 Read Closing Report Here	SGT Bilal Ates	<ol style="list-style-type: none"> 1. Force - hit the Victim against the ground. 2. Force - used physical force against an individual. 	<p>The officer pled guilty and accepted Command Discipline B with ten (10) days' vacation forfeiture. The Police Commissioner disapproved the plea and dismissed the charges.</p> <p>Read Final Documents Here</p>
202003860 Read Closing Report Here	SGT Christopher Hewitson	<ol style="list-style-type: none"> 1. Force - used physical force against the Victim. 2. Abuse of Authority - damaged the Victim's property. 3. Abuse of Authority - interfered with the Victim's use of a recording device. 4. Untruthful Statement - provided a false official statement to the CCRB. 	<p>The officer pled guilty and accepted twenty (20) days' vacation forfeiture. The Police Commissioner approved the plea and did not modify the penalty.</p> <p>Read Final Documents Here</p>
202005678 Read Closing Report Here	PO Oshane Cole	<ol style="list-style-type: none"> 1. Discourtesy - spoke discourteously to an individual. 2. Offensive Language - made remarks to an individual based upon the gender of an individual. 	<p>The officer pled guilty and accepted Command Discipline A with five (5) days' vacation forfeiture. The Police Commissioner approved the plea and did not modify the penalty.</p> <p>Read Final Documents Here</p>
202100584 Read Closing Report Here	PO Daniel Coy	<ol style="list-style-type: none"> 1. Abuse of Authority - interfered with the Victim's use of a recording device. 2. Abuse of Authority - threatened to arrest the Victim. 	<p>The officer pled guilty and accepted training. The Police Commissioner approved the plea and did not modify the penalty.</p> <p>Read Final Documents Here</p>

COMPLAINT	OFFICER	CCRB SUBSTANTIATED ALLEGATIONS	PLEA AGREEMENT
202101774 Read Closing Report Here	PO Robert Desena	<ol style="list-style-type: none"> 1. Abuse of Authority - entered Victim 1 and Victim 2' home. 2. Abuse of Authority - refused to provide his name to Victim 2. 3. Abuse of Authority - searched Victim 1 and Victim 2' home. 4. Discourtesy - spoke discourteously to Victim 1. 5. Discourtesy - spoke discourteously to Victim 2. 	The officer pled guilty and accepted Command Discipline A with five (5) days' vacation forfeiture. The Police Commissioner approved the plea and did not modify the penalty. Read Final Documents Here
202102148 Read Closing Report Here	SGT Frantz Chauvet	<ol style="list-style-type: none"> 1. Force - used physical force against Victim 2. 2. Abuse of Authority - arrested Victim 2 unlawfully. 3. Abuse of Authority - entered Victim 1's home. 	The officer pled guilty and accepted Command Discipline B with ten (10) days' vacation forfeiture. The Police Commissioner approved the plea and did not modify the penalty. Read Final Documents Here
202102984 Closing Report Will be Available Upon Closure of all related APU Cases	DTS Robert Semioli	<ol style="list-style-type: none"> 1. Abuse of Authority - entered the Victim's home. 2. Abuse of Authority - searched the Victim's home. 	The officer pled guilty and accepted Command Discipline A with five (5) days' vacation forfeiture. The Police Commissioner approved the plea and did not modify the penalty. Read Final Documents Here

COMPLAINT	OFFICER	CCRB SUBSTANTIATED ALLEGATIONS	PLEA AGREEMENT
<p>202102984 Closing Report Will be Available Upon Closure of all related APU Cases</p>	<p>DT3 Nicholas Bacarella</p>	<ol style="list-style-type: none"> 1. Abuse of Authority - entered the Victim's home. 2. Abuse of Authority - searched the Victim's home. 	<p>The officer pled guilty and accepted Command Discipline A with five (5) days' vacation forfeiture. The Police Commissioner approved the plea and did not modify the penalty.</p> <p>Read Final Documents Here</p>
<p>202103086 Read Closing Report Here</p>	<p>PO Sung Kim</p>	<ol style="list-style-type: none"> 1. Abuse of Authority - entered the Victim's home. 2. Abuse of Authority - failed to obtain language interpretation services for the Victim. 	<p>The officer pled guilty and accepted Command Discipline A with five (5) days' vacation forfeiture. The Police Commissioner approved the plea and did not modify the penalty.</p> <p>Read Final Documents Here</p>
<p>202103086 Read Closing Report Here</p>	<p>PO Fidney Moise</p>	<ol style="list-style-type: none"> 1. Abuse of Authority - entered the Victim's home. 2. Abuse of Authority - failed to obtain language interpretation services for the Victim. 3. Abuse of Authority - searched the Victim's home. 	<p>The officer pled guilty and accepted Command Discipline A with five (5) days' vacation forfeiture. The Police Commissioner approved the plea and did not modify the penalty.</p> <p>Read Final Documents Here</p>

COMPLAINT	OFFICER	CCRB SUBSTANTIATED ALLEGATIONS	PLEA AGREEMENT
202103678 Read Closing Report Here	LT Gabriel Cuevas	<ol style="list-style-type: none"> 1. Abuse of Authority - failed to provide the Victim with a business card. 2. Abuse of Authority - frisked the Victim. 3. Discourtesy - spoke discourteously to the Victim. 	<p>The officer pled guilty and accepted ten (10) days' vacation forfeiture. The penalty runs concurrently with the penalty issued for CCRB Case No. 202205361. The Police Commissioner approved the plea and not modify the penalty.</p> <p>Read Final Documents Here</p>
202104006 Read Closing Report Here	SGT Manuel Martinez	<ol style="list-style-type: none"> 1. Force - used physical force against the Victim. 	<p>The officer pled guilty and accepted Command Discipline A with five (5) days' vacation forfeiture. The Police Commissioner approved the plea and did not modify the penalty.</p> <p>Read Final Documents Here</p>
202104459 Read Closing Report Here	PO Luigi Tirro	<ol style="list-style-type: none"> 1. Discourtesy - spoke discourteously to the Victim. 2. Offensive Language - made remarks to the Victim based upon ethnicity. 	<p>The officer pled guilty and accepted twenty (20) days' vacation forfeiture. The Police Commissioner approved the plea and modified the penalty to fifteen (15) days' vacation forfeiture.</p> <p>Read Final Documents Here</p>

COMPLAINT	OFFICER	CCRB SUBSTANTIATED ALLEGATIONS	PLEA AGREEMENT
202104849 Read Closing Report Here	SGT Angel Gonzalez	<ol style="list-style-type: none"> 1. Force - At the 46th Precinct stationhouse, hit the Victim against a partition. 2. Force - used physical force against the Victim. 	<p>The officer pled guilty and accepted Command Discipline B with ten (10) days' vacation forfeiture. The Police Commissioner approved the plea and did not modify the penalty.</p> <p>Read Final Documents Here</p>
202105273 Read Closing Report Here	DT2 Edelman Santos	<ol style="list-style-type: none"> 1. Abuse of Authority - damaged the Victim's property. 2. Abuse of Authority - entered the Victim's home. 3. Abuse of Authority - searched the Victim's home. 	<p>The officer pled guilty and accepted Command Discipline B with five (5) days' vacation forfeiture. The Police Commissioner approved the plea and did not modify the penalty.</p> <p>Read Final Documents Here</p>
202105273 Read Closing Report Here	SGT Alexander Rapp	<ol style="list-style-type: none"> 1. Abuse of Authority - damaged the Victim's property. 2. Abuse of Authority - entered the Victim's home. 3. Abuse of Authority - searched the Victim's home. 	<p>The officer pled guilty and accepted Command Discipline B with five (5) days' vacation forfeiture. The Police Commissioner approved the plea and did not modify the penalty.</p> <p>Read Final Documents Here</p>
202105545 Read Closing Report Here	PO James Talbert	<ol style="list-style-type: none"> 1. Abuse of Authority - refused to provide his shield number to the Victim. 2. Untruthful Statement - provided a false official statement to the CCRB. 	<p>The officer pled guilty and accepted ten (10) days' vacation forfeiture. The Police Commissioner approved the plea and did not modify the penalty.</p> <p>Read Final Documents Here</p>

COMPLAINT	OFFICER	CCRB SUBSTANTIATED ALLEGATIONS	PLEA AGREEMENT
202105736 Read Closing Report Here	PO Mark Gaiardelli	<ol style="list-style-type: none"> 1. Discourtesy - spoke discourteously to Victim 1 and Victim 2. 2. Untruthful Statement - provided a misleading official statement to the CCRB. 3. Offensive Language - made remarks to Victim 1 and Victim 2 based upon race. 	The officer pled guilty and accepted twenty (20) days' vacation forfeiture. The Police Commissioner approved the plea and did not modify the penalty. Read Final Documents Here
202106081 Closing Report Will be Available Upon Closure of all related APU Cases	SGT Joanna Barletta	<ol style="list-style-type: none"> 1. Abuse of Authority - threatened Victim 1 with the use of force. 2. Abuse of Authority - threatened Victim 2 with the use of force. 3. Abuse of Authority - threatened Victim 3 with the use of force. 	The officer pled guilty and accepted Command Discipline A with five (5) days' vacation forfeiture. The Police Commissioner disapproved the plea and dismissed the charges. Read Final Documents Here
202106267 Read Closing Report Here	PO Nicole Krauss	<ol style="list-style-type: none"> 1. Abuse of Authority - threatened to remove the Victim to the hospital. 2. Discourtesy - spoke discourteously to the Victim. 	The officer pled guilty and accepted Command Discipline A with five (5) days' vacation forfeiture. The Police Commissioner approved the plea and did not modify the penalty. Read Final Documents Here
202107240 Read Closing Report Here	PO Marc Fontana	<ol style="list-style-type: none"> 1. Force - used physical force against the Victim. 2. Abuse of Authority - damaged the Victim's property. 3. Abuse of Authority - interfered with the Victim's use of a recording device. 4. Discourtesy - spoke discourteously to the Victim. 5. Untruthful Statement - provided a false official statement to the CCRB. 	The officer pled guilty and accepted twenty (20) days' vacation forfeiture. The Police Commissioner approved the plea and did not modify the penalty. Read Final Documents Here

COMPLAINT	OFFICER	CCRB SUBSTANTIATED ALLEGATIONS	PLEA AGREEMENT
202200238 Read Closing Report Here	SGT Matthew Fried	<ol style="list-style-type: none"> 1. Force - used physical force against the Victim. 2. Discourtesy - spoke discourteously to the Victim. 	<p>The officer pled guilty and accepted Command Discipline A with five (5) days' vacation forfeiture. The Police Commissioner approved the plea and did not modify the penalty.</p> <p>Read Final Documents Here</p>
202200388 Read Closing Report Here	DT3 Jonathan Trahan	<ol style="list-style-type: none"> 1. Abuse of Authority - searched the vehicle in which the Victim was an occupant. 2. Abuse of Authority - strip-searched the Victim. 3. Discourtesy - spoke discourteously to the Victim. 	<p>The officer pled guilty and accepted Command Discipline A with five (5) days' vacation forfeiture. The Police Commissioner approved the plea and did not modify the penalty.</p> <p>Read Final Documents Here</p>
202201047 Read Closing Report Here	PO Charlie Ruiz-Reyes	<ol style="list-style-type: none"> 1. Abuse of Authority - refused to provide his name to Victim 1. 2. Abuse of Authority - refused to provide his shield number to Victim 1. 3. Abuse of Authority - threatened Victim 1 with the use of force. 4. Discourtesy - spoke discourteously to Victim 1. 5. Discourtesy - spoke discourteously to Victim 2. 	<p>The officer pled guilty and accepted Command Discipline B with five (5) days' vacation forfeiture. The Police Commissioner disapproved the plea and dismissed the charges.</p> <p>Read Final Documents Here</p>

COMPLAINT	OFFICER	CCRB SUBSTANTIATED ALLEGATIONS	PLEA AGREEMENT
202201246 Read Closing Report Here	LT David Pabon	<ol style="list-style-type: none"> 1. Abuse of Authority - entered the Victim's home. 2. Abuse of Authority - failed to provide the Victim with a business card. 3. Abuse of Authority - searched the Victim's home. 	<p>The officer pled guilty and accepted Command Discipline B with five (5) days' vacation forfeiture. The Police Commissioner approved the plea and did not modify the penalty.</p> <p>Read Final Documents Here</p>
202202489 Read Closing Report Here	PO Steven Cortes	<ol style="list-style-type: none"> 1. Abuse of Authority - threatened to remove the Victim to the hospital. 	<p>The officer pled guilty and accepted training. The Police Commissioner approved the plea and did not modify the penalty.</p> <p>Read Final Documents Here</p>
202203651 Read Closing Report Here	LT Jose Deschamps	<ol style="list-style-type: none"> 1. Abuse of Authority - arrested Victim 1 unlawfully. 2. Abuse of Authority - arrested Victim 2 unlawfully. 3. Abuse of Authority - detained Victim 3. 	<p>The officer pled guilty and accepted Command Discipline B with eight (8) days' vacation forfeiture. The Police Commissioner approved the plea and did not modify the penalty.</p> <p>Read Final Documents Here</p>
202203988 Read Closing Report Here	SGT Seungwoo Seo	<ol style="list-style-type: none"> 1. Abuse of Authority - interfered with the Victim's use of a recording device. 	<p>The officer pled guilty and accepted Command Discipline A with five (5) days' vacation forfeiture. The Police Commissioner disapproved the plea and dismissed the charges.</p> <p>Read Final Documents Here</p>

COMPLAINT	OFFICER	CCRB SUBSTANTIATED ALLEGATIONS	PLEA AGREEMENT
202204823 Read Closing Report Here	PO Brian Dietzel	<ol style="list-style-type: none"> 1. Abuse of Authority - issued a retaliatory summons to the Victim. 2. Abuse of Authority - issued an unlawful summons to the Victim. 3. Abuse of Authority - issued retaliatory summonses to the Victim. 4. Abuse of Authority - provided a false official statement against the Victim. 	<p>The officer pled guilty and accepted twenty (20) days' vacation forfeiture. The Police Commissioner approved the plea and did not modify the penalty.</p> <p>Read Final Documents Here</p>
202205361 Closing Report Will be Available Upon Closure of all related APU Cases	LT Gabriel Cuevas	<ol style="list-style-type: none"> 1. Abuse of Authority - arrested the Victim unlawfully. 2. Abuse of Authority - failed to provide the Victim with a business card. 	<p>The officer pled guilty and accepted ten (10) days' vacation forfeiture. The penalty runs concurrently with the penalty issued for CCRB Case No. 202103678. The Police Commissioner approved the plea and not modify the penalty.</p> <p>Read Final Documents Here</p>
202208135 Read Closing Report Here	SGT Andres Toribio	<ol style="list-style-type: none"> 1. Abuse of Authority - arrested the Victim unlawfully. 2. Abuse of Authority - searched the vehicle in which the Victim was an occupant. 	<p>The officer pled guilty and accepted Command Discipline B with ten (10) days' vacation forfeiture. The Police Commissioner approved the plea and did not modify the penalty.</p> <p>Read Final Documents Here</p>

COMPLAINT	OFFICER	CCRB SUBSTANTIATED ALLEGATIONS	PLEA AGREEMENT
<p>202208240 Closing Report Will be Available Upon Closure of all related APU Cases</p>	<p>DTS Alex Cruz</p>	<ol style="list-style-type: none"> 1. Abuse of Authority - sexually humiliated the Victim through failure to cover inside the 102nd Precinct station house. 2. Abuse of Authority - strip-searched the Victim inside the 102nd Precinct station house. 	<p>The officer pled guilty and accepted fifteen (15) days' vacation forfeiture. The Police Commissioner disapproved the plea and dismissed the charges.</p> <p>Read Final Documents Here</p>
<p>202208613 Read Closing Report Here</p>	<p>PO Brendan Dono</p>	<ol style="list-style-type: none"> 1. Offensive Language - spoke offensively regarding the Victim's actual or perceived disability. 	<p>The officer pled guilty and accepted Command Discipline B with ten (10) days' vacation forfeiture. The Police Commissioner approved the plea and did not modify the penalty.</p> <p>Read Final Documents Here</p>
<p>202300597 Read Closing Report Here</p>	<p>SGT Jose Holguin</p>	<ol style="list-style-type: none"> 1. Abuse of Authority - threatened to remove the Victim to the hospital. 2. Offensive Language - made offensive remarks to the Victim. 	<p>The officer pled guilty and accepted Command Discipline B with ten (10) days' vacation forfeiture. The Police Commissioner approved the plea and did not modify the penalty.</p> <p>Read Final Documents Here</p>

COMPLAINT	OFFICER	CCRB SUBSTANTIATED ALLEGATIONS	PLEA AGREEMENT
202302060 Read Closing Report Here	PO Debbie Jimenez	<ol style="list-style-type: none"> 1. Abuse of Authority - refused to provide her name to the Victim. 2. Abuse of Authority - failed to provide the Victim with a business card. 3. Abuse of Authority - improperly used her body-worn camera. 4. Discourtesy - spoke discourteously to the Victim. 	The officer pled guilty and accepted Command Discipline A with three (3) days' vacation forfeiture. The Police Commissioner approved the plea and did not modify the penalty. Read Final Documents Here

SECTION III: RETAINED CASES

The Police Commissioner can retain a case, which means that the case is removed from the APU, in accordance with Provision Two of the MOU,³ which states that:

in those limited circumstances where the Police Commissioner determines that CCRB's prosecution of Charges and Specifications in a substantiated case would be detrimental to the Police Department's disciplinary process, the Police Commissioner shall so notify CCRB. Such instances shall be limited to such cases in which there are parallel or related criminal investigations, or when, in the case of an officer with no disciplinary history or prior substantiated CCRB complaints, based on such officer's record and disciplinary history the interests of justice would not be served.

After a case is retained, the Police Commissioner can decide whether or not to impose discipline on an officer. In the third quarter of 2024, the Police Commissioner retained twenty-seven (27) cases.

COMPLAINT	OFFICER	CCRB SUBSTANTIATED ALLEGATIONS	REASON FOR RETAINMENT
202003690 Read Closing Report Here	DT3 Raul Torres	<ol style="list-style-type: none">1. Force - used a non-lethal restraining device on Victim 1.2. Abuse of Authority - entered Victim 1 and Victim 2's home.3. Abuse of Authority - seized Victim 2's property.	The Police Commissioner retained the case and issued no discipline to the officer. Read Final Documents Here

³ https://www.nyc.gov/assets/ccrb/downloads/pdf/about_pdf/apu_mou.pdf

COMPLAINT	OFFICER	CCRB SUBSTANTIATED ALLEGATIONS	REASON FOR RETAINMENT
<p>202003791</p> <p>Closing Report Will be Available Upon Closure of all related APU Cases</p>	<p>PO Sokol Karaduzovic</p>	<ol style="list-style-type: none"> 1. Force - used a chokehold against the Victim. 2. Force - used physical force against individuals. 3. Force - used physical force against the Victim. 4. Abuse of Authority - threatened individuals with the use of force. 5. Abuse of Authority - threatened the Victim with the use of force. 6. Discourtesy - acted discourteously toward an individual. 7. Discourtesy - spoke discourteously to an individual. 8. Discourtesy - spoke discourteously to the Victim and individuals. 9. Offensive Language - made remarks to the Victim and individuals based upon his gender. 	<p>The Police Commissioner retained the case and issued no discipline to the officer.</p> <p>Read Final Documents Here</p>
<p>202004061</p> <p>Read Closing Report Here</p>	<p>PO John Kopp</p>	<ol style="list-style-type: none"> 1. Force - inside the 42nd Precinct stationhouse, used a chokehold against the Victim. 	<p>The Police Commissioner retained the case and issued no discipline to the officer.</p> <p>Read Final Documents Here</p>
<p>202004061</p> <p>Read Closing Report Here</p>	<p>PO Joseph Mesaris</p>	<ol style="list-style-type: none"> 1. Force - inside the 42nd Precinct stationhouse, used a chokehold against the Victim. 	<p>The Police Commissioner retained the case and issued no discipline to the officer.</p> <p>Read Final Documents Here</p>
<p>202208570</p> <p>Read Closing Report Here</p>	<p>SGT George Tavares</p>	<ol style="list-style-type: none"> 1. Discourtesy -spoke discourteously to an individual. 2. Discourtesy - spoke discourteously to the Victim. 	<p>The Police Commissioner retained the case and issued discipline to the officer – Command Discipline A.</p> <p>Read Final Documents Here</p>

COMPLAINT	OFFICER	CCRB SUBSTANTIATED ALLEGATIONS	REASON FOR RETAINMENT
202208866 Read Closing Report Here	SGT Michael Nolasco	<ol style="list-style-type: none"> 1. Abuse of Authority - failed to provide the Victim with a business card. 2. Abuse of Authority - interfered with the Victim's use of a recording device. 3. Abuse of Authority - threatened to issue summons to the Victim. 4. Abuse of Authority - took a photograph of the Victim. 	The Police Commissioner retained the case and issued no discipline to the officer. Read Final Documents Here
202300350 Read Closing Report Here	PO Lester Haynes	<ol style="list-style-type: none"> 1. Abuse of Authority - failed to provide the Victim with a business card. 2. Abuse of Authority - improperly used their body-worn camera. 3. Abuse of Authority - threatened to issue summons to the Victim. 	The Police Commissioner retained the case and issued discipline to the officer – Command Discipline B with five (5) days' vacation forfeiture. Read Final Documents Here
202300421 Read Closing Report Here	DTS Matthew Panik	<ol style="list-style-type: none"> 1. Force - used a chokehold against the Victim. 	The Police Commissioner retained the case and issued no discipline to the officer. Read Final Documents Here
202300555 Read Closing Report Here	PO Spencer Wolf	<ol style="list-style-type: none"> 2. Abuse of Authority - threatened to arrest the Victim. 3. Discourtesy - was discourteous to the Victim. 4. Offensive Language - made offensive remarks to the Victim. 	The Police Commissioner retained the case and issued discipline to the officer – Command Discipline A with three (3) days' vacation forfeiture. Read Final Documents Here
202300635 Read Closing Report Here	PO Richard Castellano	<ol style="list-style-type: none"> 1. Force - used a chokehold against Victim 1. 2. Force - used physical force against Victim 1. 3. Abuse of Authority - threatened Victim 2 with the use of force. 	The Police Commissioner retained the case and issued no discipline to the officer. Read Final Documents Here

COMPLAINT	OFFICER	CCRB SUBSTANTIATED ALLEGATIONS	REASON FOR RETAINMENT
202300781 Read Closing Report Here	PO Corey Gresh	<ol style="list-style-type: none"> 1. Discourtesy - spoke discourteously about the Victim. 2. Offensive Language - made offensive remarks about the Victim. 	<p>The Police Commissioner retained the case and issued discipline to the officer – Command Discipline A with one (1) day vacation forfeiture.</p> <p>Read Final Documents Here</p>
202300792 Read Closing Report Here	PO Huanxin Chen	<ol style="list-style-type: none"> 1. Abuse of Authority - refused to provide his shield number to the Victim. 2. Discourtesy - spoke discourteously to the Victim. 3. Offensive Language - made offensive remarks to the Victim. 	<p>The Police Commissioner retained the case and issued discipline to the officer – Command Discipline A with two (2) days’ vacation forfeiture.</p> <p>Read Final Documents Here</p>
202301074 Read Closing Report Here	PO Juan Rivera	<ol style="list-style-type: none"> 1. Force - used physical force against Victim 1. 2. Force - used physical force against Victim 2. 3. Abuse of Authority - issued an unlawful summons to Victim 2. 4. Abuse of Authority - threatened to arrest Victim 1. 5. Abuse of Authority - threatened to arrest Victim 2. 6. Discourtesy - acted discourteously toward Victim 1. 7. Discourtesy -acted discourteously toward Victim 2. 8. Discourtesy - spoke discourteously to Victim 2. 	<p>The Police Commissioner retained the case and issued discipline to the officer – Command Discipline B with ten (10) days’ vacation forfeiture.</p> <p>Read Final Documents Here</p>
202301074 Read Closing Report Here	PO Justin Rivera	<ol style="list-style-type: none"> 1. Force - used physical force against Victim 2. 2. Abuse of Authority - issued an unlawful summons to Victim 2. 	<p>The Police Commissioner retained the case and issued discipline to the officer – Command Discipline B with five (5) days’ vacation forfeiture.</p> <p>Read Final Documents Here</p>

COMPLAINT	OFFICER	CCRB SUBSTANTIATED ALLEGATIONS	REASON FOR RETAINMENT
202301078 Read Closing Report Here	PO Ahteramul Haque	1. Abuse of Authority - took law enforcement action based upon actual or perceived age, gender, and race.	The Police Commissioner retained the case and issued no discipline to the officer. Read Final Documents Here
202301290 Closing Report Will be Available Upon Closure of all related APU Cases	PO Pedro Herrera	1. Abuse of Authority - searched the vehicle in which Victim 1 was an occupant. 2. Abuse of Authority - searched the vehicle in which Victim 2 was an occupant. 3. Abuse of Authority - took law enforcement action based upon actual or perceived race.	The Police Commissioner retained the case and issued discipline to the officer – Command Discipline A with three (3) days’ vacation forfeiture. Read Final Documents Here
202301290 Closing Report Will be Available Upon Closure of all related APU Cases	PO Thor Stone	1. Abuse of Authority - frisked Victim 2. 2. Abuse of Authority - questioned Victim 2. 3. Abuse of Authority - took law enforcement action based upon actual or perceived race.	The Police Commissioner retained the case and issued discipline to the officer – Command Discipline B with three (3) days’ vacation forfeiture. Read Final Documents Here
202301370 Read Closing Report Here	SGT Dino Vucetovic	1. Abuse of Authority - detained the Victim. 2. Abuse of Authority - stopped the Victim.	The Police Commissioner retained the case and issued discipline to the officer – Command Discipline A with three (3) days’ vacation forfeiture. Read Final Documents Here
202301513 Closing Report Will be Available Upon Closure of all related APU Cases	PO Stefan Weaver	1. Abuse of Authority - failed to provide the Victim with a business card. 2. Abuse of Authority - frisked the Victim. 3. Abuse of Authority - refused to provide his shield number to the Victim. 4. Abuse of Authority - stopped the Victim.	The Police Commissioner retained the case and issued discipline to the officer – Command Discipline B with six (6) days’ vacation forfeiture. Read Final Documents Here

COMPLAINT	OFFICER	CCRB SUBSTANTIATED ALLEGATIONS	REASON FOR RETAINMENT
202301667 Read Closing Report Here	SGT Christopher Mcdonald	<ol style="list-style-type: none"> 1. Abuse of Authority - failed to provide the Victim with a business card. 2. Abuse of Authority - forcibly removed the Victim to the hospital. 3. Abuse of Authority - threatened to remove the Victim to the hospital. 	<p>The Police Commissioner retained the case and issued discipline to the officer – Command Discipline A with five (5) days’ vacation forfeiture.</p> <p>Read Final Documents Here</p>
202301978 Closing Report Will be Available Upon Closure of all related APU Cases	PO Benjamin Roman	<ol style="list-style-type: none"> 1. Abuse of Authority - detained the Victim. 2. Abuse of Authority - threatened to seize the Victim's property. 	<p>The Police Commissioner retained the case and issued no discipline to the officer.</p> <p>Read Final Documents Here</p>
202302306 Closing Report Will be Available Upon Closure of all related APU Cases	PO Arthur Cenci	<ol style="list-style-type: none"> 1. Abuse of Authority - interfered with Anonymous's use of a recording device. 2. Abuse of Authority - refused to provide his name to Anonymous. 	<p>The Police Commissioner retained the case and issued discipline to the officer – Command Discipline A with one (1) day vacation forfeiture.</p> <p>Read Final Documents Here</p>
202302537 Read Closing Report Here	PO Nicholas Toner	<ol style="list-style-type: none"> 1. Abuse of Authority - failed to provide an individual with a business card. 2. Abuse of Authority - failed to provide the Victim with a business card. 3. Abuse of Authority - frisked an individual. 4. Abuse of Authority - frisked the Victim. 5. Abuse of Authority - searched an individual. 6. Abuse of Authority - stopped an individual. 	<p>The Police Commissioner retained the case and issued discipline to the officer – Command Discipline B with five (5) days’ vacation forfeiture.</p> <p>Read Final Documents Here</p>

COMPLAINT	OFFICER	CCRB SUBSTANTIATED ALLEGATIONS	REASON FOR RETAINMENT
202302600 Read Closing Report Here	PO Ishwarie Bangali	1. Abuse of Authority - propositioned the Victim.	The Police Commissioner retained the case and issued discipline to the officer – Command Discipline A with one (1) day vacation forfeiture. Read Final Documents Here
202302857 Read Closing Report Here	PO Jonathan Baptiste	1. Abuse of Authority - damaged the Victim’s property. 2. Abuse of Authority - at the 52nd Precinct stationhouse improperly used his body-worn camera. 3. Abuse of Authority - at the 52nd Precinct stationhouse threatened the Victim with the use of force.	The Police Commissioner retained the case and issued discipline to the officer – Command Discipline B with ten (10) days’ vacation forfeiture. Read Final Documents Here
202303338 Read Closing Report Here	PO John Zaccara	1. Abuse of Authority - failed to provide the Victim with a business card. 2. Abuse of Authority - improperly used his body-worn camera. 3. Abuse of Authority - interfered with the Victim’s use of a recording device. 4. Discourtesy - spoke discourteously to the Victim.	The Police Commissioner retained the case and issued discipline to the officer – Command Discipline A with two (2) days’ vacation forfeiture. Read Final Documents Here
202308471 Read Closing Report Here	PO Kayla Carmona	1. Abuse of Authority - failed to provide the Victim with a business card. 2. Abuse of Authority - searched the Victim. 3. Abuse of Authority - searched the Victim. 4. Discourtesy - spoke discourteously to the Victim. 5. Offensive Language - spoke offensively regarding the Victim’s actual or perceived disability.	The Police Commissioner retained the case and issued discipline to the officer – Command Discipline A with training. Read Final Documents Here

SECTION IV: POLICE COMMISSIONER ADMINISTRATIVELY CLOSED CASES

The Police Commissioner will administratively close a case when an officer resigns, retires, or is disciplined by an internal NYPD process. Such cases require no further action from the APU. In the third quarter of 2024, the Police Commissioner administratively closed sixteen (16) cases.

COMPLAINT	OFFICER	CCRB SUBSTANTIATED ALLEGATIONS	REASON FOR CASE CLOSURE
202003307 Closing Report Will be Available Upon Closure of all related APU Cases	PO Dean Andrews	<ol style="list-style-type: none"> 1. Force - used physical force against the Victim. 2. Abuse of Authority - did not obtain medical treatment for the Victim. 3. Discourtesy - acted discourteously toward the Victim. 	Officer resigned.
202005055 Read Closing Report Here	PO Adonis Long	<ol style="list-style-type: none"> 1. Force - used a chokehold against the Victim. 2. Force - used pepper spray against the Victim. 3. Force - used physical force against the Victim. 4. Discourtesy - acted discourteously toward the Victim. 5. Untruthful Statement- provided a false official statement to the CCRB. 	Officer retired.
202008044 Read Closing Report Here	PO Macaulay Maldarelli	<ol style="list-style-type: none"> 1. Force - used physical force against the Victim. 2. Abuse of Authority - entered the Victim's home 	Officer retired.
202100991 Read Closing Report Here	PO Matthew Sichel	<ol style="list-style-type: none"> 1. Abuse of Authority - at the 25th Precinct stationhouse, did not process the Victim's complaint regarding officers. 	Officer resigned.
202102542 Read Closing Report Here	SGT Richard Cho	<ol style="list-style-type: none"> 1. Force - used physical force against the Victim. 2. Untruthful Statement- provided a misleading official statement to the CCRB. 	Officer retired.

202105658 Read Closing Report Here	PO Danilo Mcleish	<ol style="list-style-type: none"> 1. Abuse of Authority - threatened the Victim with the use of force. 2. Discourtesy - spoke discourteously to the Victim. 	Officer resigned.
202107299 Closing Report Will be Available Upon Closure of all related APU Cases	PO Sebastian Koscialkowski	<ol style="list-style-type: none"> 1. Force - used physical force against the Victim. 2. Discourtesy - spoke discourteously to the Victim. 	Officer resigned.
202201555 Closing Report Will be Available Upon Closure of all related APU Cases	PO Peter Aguilar	<ol style="list-style-type: none"> 1. Abuse of Authority - frisked the Victim. 2. Abuse of Authority - searched the Victim. 3. Abuse of Authority - stopped the Victim. 	Officer resigned.
202300182 Read Closing Report Here	PO Mohamedzaid Palbalkar	<ol style="list-style-type: none"> 1. Abuse of Authority - took a recording of individuals. 2. Discourtesy - spoke discourteously about individuals. 3. Offensive Language - made offensive remarks about individuals. 	Adjudicated at Boro Level – was instructed in the proper performance of duty and/or procedure.
202300715 Read Closing Report Here	SGT Hua Jiang	<ol style="list-style-type: none"> 1. Abuse of Authority - did not process the Victim’s complaint regarding an officer. 2. Abuse of Authority - improperly used his body-worn camera. 	Officer retired.

<p>202301727</p> <p>Read Closing Report Here</p>	<p>PO Jesse Trap</p>	<ol style="list-style-type: none"> 1. Force - used physical force against the Victim. 2. Abuse of Authority - failed to provide the Victim with a business card. 3. Abuse of Authority - frisked the Victim. 4. Abuse of Authority - improperly used his body-worn camera. 5. Abuse of Authority - stopped the Victim. 6. Untruthful Statement - provided a false official statement to the CCRB. 	<p>Adjudicated at Boro Level – issued a Command Discipline C.</p>
<p>202301727</p> <p>Read Closing Report Here</p>	<p>PO Michael Crichlow</p>	<ol style="list-style-type: none"> 1. Abuse of Authority - failed to provide an individual with a business card. 2. Abuse of Authority - frisked an individual. 3. Abuse of Authority - improperly used his body-worn camera. 4. Abuse of Authority - stopped an individual. 5. Untruthful Statement - provided an inaccurate official statement to the CCRB. 	<p>Adjudicated at Boro Level – issued a Command Discipline C.</p>
<p>202302011</p> <p>Closing Report Will be Available Upon Closure of all related APU Cases</p>	<p>PO Macaulay Maldarelli</p>	<ol style="list-style-type: none"> 1. Abuse of Authority - entered the Victim’s business location. 2. Abuse of Authority - searched the Victim’s business location. 	<p>Officer retired.</p>

<p>202302572</p> <p>Read Closing Report Here</p>	<p>PO Roy Anuskiewicz</p>	<ol style="list-style-type: none"> 1. Force - used physical force against the Victim. 2. Abuse of Authority - failed to provide the Victim with a business card. 3. Abuse of Authority - searched the Victim. 4. Discourtesy - spoke discourteously to the Victim. 5. Offensive Language - made remarks to the Victim based upon the gender of the Victim. 	<p>Officer retired.</p>
<p>202302850</p> <p>Read Closing Report Here</p>	<p>DT3 Charles Zucconi</p>	<ol style="list-style-type: none"> 1. Abuse of Authority - interfered with the Victim's use of a recording device. 	<p>Adjudicated at Boro Level – was instructed in the proper performance of duty and/or procedure.</p>
<p>202303619</p> <p>Read Closing Report Here</p>	<p>PO Frank Giordano</p>	<ol style="list-style-type: none"> 1. Abuse of Authority - threatened to arrest the Victim. 2. Discourtesy - spoke discourteously to the Victim. 	<p>Officer resigned.</p>

SECTION V: APU ADMINISTRATIVELY CLOSED CASES

The SOL is the 18-month timeframe within which a disciplinary proceeding must be commenced against an officer.⁴ Unless the case falls under the crime exception, once the SOL period elapses, a case may not proceed and will be closed without further action. In the third quarter of 2024, the APU administratively closed one (1) case for SOL reasons.

COMPLAINT	OFFICER	CCRB SUBSTANTIATED ALLEGATIONS	REASON FOR CASE CLOSURE
202206519 Closing Report Will be Available Upon Closure of all related APU Cases	SGT Emily Harris	1. Force - used a chokehold against the Victim.	Charges not served.

⁴ Under New York Civil Service Law § 75(4), a disciplinary proceeding cannot be commenced more than 18 months after the incident, but that time limitation does not apply where the alleged misconduct, as described in the Charges and Specifications, would constitute a crime.

The service of Charges and Specifications on a MOS is considered a commencement of a disciplinary proceeding.

SECTION VI: THE APU DOCKET

The APU's docket slightly increased in the third quarter of 2024 compared to the second quarter of 2024. The sustained docket size is attributable to the increased number of Charges and Specifications recommended by the CCRB's Board pursuant to the Disciplinary Matrix and the overall increase in the number of complaints received by the Agency.

Cases in Open Docket					
Period	Start of Quarter	Received During Quarter	Closed During Quarter	End of Quarter	Growth
4 th Quarter 2023	650	87	82	655	0.8%
1 st Quarter 2024	655	103	76	682	4.1%
2 nd Quarter 2024	682	120	102	700	2.6%
3 rd Quarter 2024	700	106	114	692	-1.1%

SECTION VII: SERVICE OF RESPONDENTS

The average wait time for Respondents to be served decreased between the second and third quarters of 2024.

Time to Serve Respondents			
Period	Number of Respondents Served	Average Length to Serve Respondents	Average Length to Serve Respondents (Business Days)
4 th Quarter 2023	54	18	13
1 st Quarter 2024	58	25	18
2 nd Quarter 2024	91	28	20
3 rd Quarter 2024	107	23	16

SECTION VIII: CONCURRENCE AND DISCIPLINE

The concurrence rate measures how often the Police Commissioner imposes the same (or more severe) discipline as recommended by the Board. The discipline rate measures how often the Police Commissioner imposes discipline of any kind. Certain “Not Adjudicated” case outcomes, such as when the officer left the force prior to discipline being imposed, do not factor into the concurrence or discipline rate.

Q3 2024 APU Concurrence and Discipline			
Discipline Count	71	Concurrence Count	46
No Discipline Count	26	Non-Concurrence Count	51
Not Adjudicated Count	17	Not Adjudicated Count	17
Discipline %	73%	Concurrence %	47%