



# THE OFFICE OF THE INDEPENDENT POLICE MONITOR

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## MONTHLY REPORT

MAY 2022

# Community Letter

Dear New Orleans Community,

The OIPM is continuing to work closely with NOPD leadership, the Office of Police Secondary Employment, Judge Morgan and the federal monitors to address the ongoing allegations of misconduct in the secondary employment system. The OIPM submitted a formal letter to Chief Ferguson with real time recommendations on policy and practice and will be submitting a second letter to leadership in June with additional recommendations. The OIPM will release both letters to the public to ensure transparency in this accountability and reform effort to address the secondary employment system and how these misconduct investigations are being conducted. OIPM hears the frustration from the community and will be conducting public sessions to get feedback and answer questions.

This month, the **OIPM prepares for a public forum to be held June 9th at 6pm at the Treme Community Center.** This public forum is an opportunity for the OIPM to present to the community the Hurricane Report the OIPM wrote in 2021 regarding the police response to Hurricane Ida and the lessons learned from that storm response. NOLA Ready agreed to participate in the forum and present about hurricane preparedness and field any questions from the community. A sergeant from the NOPD Professional Standards and Accountability Bureau will also attend to receive feedback from the community that may be incorporated into the NOPD Hurricane Plan. The OIPM looks forward to this opportunity for the public to engage in an open dialog about policing during storms and how the NOPD can continue to improve the way they serve the community during disasters and emergencies.

This month the OIPM started drafting our sustainment plan which will guide our local oversight once the NOPD is found to be in full and effective compliance with the Consent Decree. This will be a comprehensive document that will outline the criteria the OIPM will use to ensure the NOPD stays committed to all reforms implemented during the Consent Decree.

Finally, the OIPM said farewell to Mummi Ibrahim this month after more than 5 years of work as a contract review attorney for our disciplinary and complaint department. Mummi Ibrahim was appointed to be the first Independent Police Auditor for Arlington County, Virginia. While the OIPM is sad to lose Mummi, we look forward to seeing all she achieves for the community and police department of Arlington County.

Thank you,



Above is a post the OIPM made to notify the public of our upcoming public forum on hurricanes and policing. This public forum will occur on June 9th at 6pm.

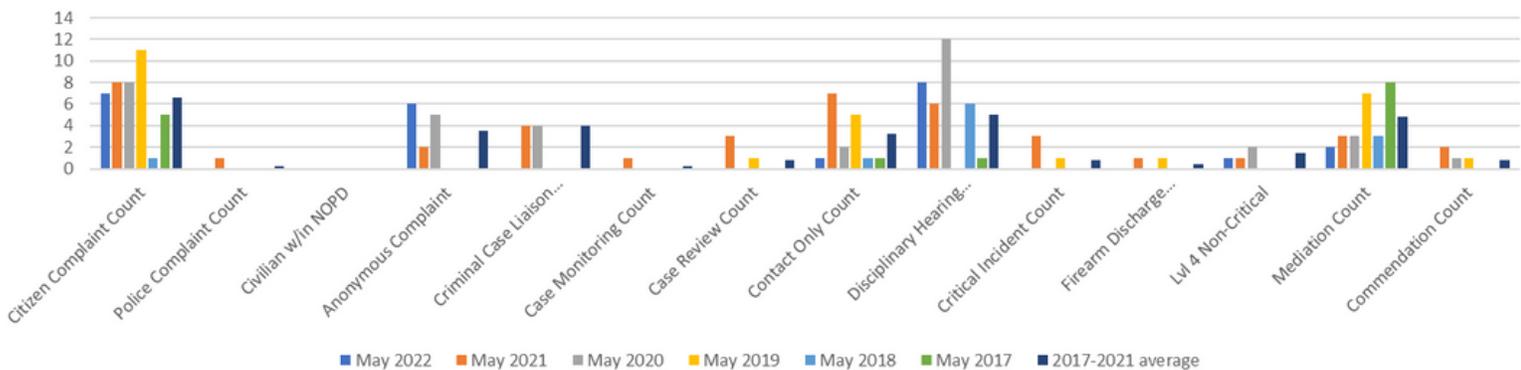


Above is a picture of one of the many meetings the OIPM attends with different partners including leadership of the NOPD, OPSE, and Homeland Security. This meeting was to discuss system integration for secondary employment tracking.

# Year to Date Overview

	2022	2021	2020	2019	2018	2017	Avg 2017-2021
Civilian Complaint Count	28	28	23	36	10	16	22.60
Police Complaint Count	0	3	0	0	4	2	1.80
Civilian w/in NOPD	0	0	0	0	0	0	0.00
Anonymous Complaint	10	16	13	0	0	0	5.80
Criminal Case Liaison Count	6	11	23	13	1	3	10.20
Case Monitoring Count	6	2	8	0	7	4	4.20
Case Review Count	4	4	1	4	2	0	2.20
Contact Only Count	16	9	7	13	1	3	6.60
Disciplinary Hearing Count	23	13	17	6	41	13	18.00
Critical Incident Count	3	7	6	6	3	5	5.40
Firearm Discharge Count	4	4	6	5	1	2	3.60
Lvl 4 Non-Critical	5	4	8	0	0	0	2.40
Mediation Count	15	10	14	20	9	17	14.00
Commendation Count	0	3	1	1	0	0	1.00
<b>Grand Total</b>	<b>120</b>	<b>114</b>	<b>127</b>	<b>104</b>	<b>79</b>	<b>65</b>	<b>97.8</b>

	May 2022	May 2021	May 2020	May 2019	May 2018	May 2017	2017-2021 average
Citizen Complaint Count	7	8	8	11	1	5	6.60
Police Complaint Count	0	1	0	0	0	0	0.20
Civilian w/in NOPD	0	0	0				0.00
Anonymous Complaint	6	2	5				3.50
Criminal Case Liaison Count	0	4	4				4.00
Case Monitoring Count	0	1	0	0	0	0	0.20
Case Review Count	0	3	0	1	0	0	0.80
Contact Only Count	1	7	2	5	1	1	3.20
Disciplinary Hearing Count	8	6	12	0	6	1	5.00
Critical Incident Count	0	3	0	1	0	0	0.80
Firearm Discharge Count	0	1	0	1	0	0	0.40
Lvl 4 Non-Critical	1	1	2				1.50
Mediation Count	2	3	3	7	3	8	4.80
Commendation Count	0	2	1	1	0	0	0.80
<b>Grand Total</b>	<b>25</b>	<b>42</b>	<b>37</b>	<b>27</b>	<b>11</b>	<b>15</b>	<b>26.40</b>
Community Outreach Events	9						



# May Overview

## Complaints Received in May

<b>CC2022-0035</b> (Received 5/4/2022)	According to the complainant, the NOPD was aggressive with her, grabbing her arms and threatening to arrest her for an alleged trespass at a venue where the complainant had a ticket to attend a show.
<b>AC2022-0036</b> (Received 5/5/2022)	According to an anonymous complainant, two PIB officers and the Deputy Chief of PIB are knowingly hiding secondary employment misconduct and not disclosing it on required documentation.
<b>AC2022-0037</b> (Received 5/6/2022)	According to an anonymous complainant, an officer is harassing her.
<b>CC2022-0040</b> (Received 5/10/2022)	A member of the public alleges that an officer was unprofessional during an interaction, baiting the complainant, and told the complainant to stop recording him.
<b>CC2022-0039</b> (Received 5/16/2022)	According to a complainant, her child was cut by an adult during a fight, requiring medical attention and stitches, and a series of NOPD officers and a detective did not take her concern seriously, behaved unprofessionally, and failed to conduct a thorough investigation of the incident.
<b>AC2022-0038</b> (Received 5/17/2022)	According to an anonymous complainant and victim of a sexual assault, the investigating detective failed to conduct a thorough investigation, collect and preserve evidence, and communicate with the complainant about relevant investigation and court updates.
<b>CC2022-0041</b> (Received 5/19/2022)	A member of the community and mother of an individual who was shot and killed, alleges that the NOPD leadership failed to conduct a thorough investigation of her son's death, secure the crime scene, or provide accurate information to her afterwards. The complainant believes these missteps caused the NOPD to make the wrong conclusion of this death being a justifiable homicide.
<b>AC2022-0042</b> (Received 5/19/2022)	An anonymous complainant believes the former Captain of PIB and the current Deputy-Chief of PIB failed to properly supervise resulting in payroll fraud and secondary employment misconduct.
<b>CC2022-0043</b> (Received 5/19/2022)	A member of the public believes his family member's death was suspicious and believes the NOPD was dismissive towards him when he requested an investigation.
<b>AC2022-0044</b> (Received 5/23/2022)	An anonymous complainant alleges that a sergeant within PIB is possibly "double dipping" with secondary employment and police details, being compensated for travel time, is exceeding the time caps, and working a schedule that is "not humanly possible."
<b>AC2022-0045</b> (Received 5/26/2022)	An anonymous complainant believes a sergeant within PIB is exceeding time caps, working overlapping shifts with secondary employment, being paid for transit time, not working or present during details, and using his departmental vehicle for personal transportation on his days off.

# May Overview

## Complaints Received in May (Continued)

<p><b>CC2022-0047</b> (Received 5/27/2022)</p>	<p>A member of the community alleged that her family member is calling NOPD for assistance but no one is coming to the scene or fully investigating her allegations of domestic abuse. The complainant believes this is because the spouse is connected to NOPD officers.</p>
<p><b>CC2022-0046</b> (Received 5/31/2022)</p>	<p>According to the complainant, the NOPD mishandled a domestic arrest and ongoing incident.</p>

## Contact Only Received in May

<p><b>CO2022-0014</b></p>	<p>A member of the public reached out about a negative encounter they had with an individual in a hotel. The OIPM directed the individual to the 7th District where the incident occurred.</p>
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## Disciplinary Proceedings Received in May

<p><b>DH2022-0015 / PIB2020-0224-R</b></p>	<p>A sergeant and officer are accused of mishandling a police report regarding an interaction on Bourbon Street between a member of the public and another officer. The officer is accused of writing the report to omit the force and the initiation of fight completed by their partner. The sergeant is accused of failing to fully review the report before approving it.</p>
<p><b>DH2022-0016 / PIB2021-0461-P</b></p>	<p>An officer is accused of committing a hit and run in violation of NOPD policy and law.</p>
<p><b>DH2022-0017 / PIB2021-0565-R</b></p>	<p>An officer are accused of failing to immediately report a level 1 use of force resulting from trying to put handcuffs on a member of the community.</p>
<p><b>DH2022-0019 / PIB2021-0674-R</b></p>	<p>An officer is accused of violating the NOPD time cap under policy.</p>
<p><b>DH2022-0020 / PIB2021-0663-R</b></p>	<p>An officer is accused of working NOPD details at the same time as billing for secondary employment details and violating the NOPD time cap under policy.</p>
<p><b>DH2022-0021 / PIB2021-0710-R</b></p>	<p>An officer is accused of working NOPD details at the same time as billing for secondary employment details and violating the NOPD time cap under policy.</p>
<p><b>DH2022-0022 / PIB2021-0652-R</b></p>	<p>An officer is accused of violating the NOPD time cap under policy.</p>

# May Overview

## Use of Force Review Board Cases Heard in May

<b>CTN 2022-0017-R</b>	VCAIT and Second District Detectives were attempting to locate four (4) children who escaped from the Youth Study Center. The officers elected to relocate to the locations the children were known to frequent in the Fifth District. Two officers in an unmarked vehicles observed the children in a vehicle allegedly involved in an attempted carjacking. The unmarked car attempted a felony traffic stop. The juveniles slowed to stop and then took off. The detectives pursued the vehicle. Additional NOPD units joined in the pursuit. The pursuit ended at 3000 Saint Claude Avenue after the children crashed into a building and on top of a pedestrian.
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## Level 4 Noncritical Incidents in May

<b>FTN 2022-0160</b>	NOPD officers initiated a traffic stop. The driver was asked to exit the vehicle. While exiting the vehicle a handgun fell from his waistband. The offices went hands on in an attempt to detain the driver and secure the weapon. The driver refused to comply. Officers elected to deploy their tasers for approximately three (3) cycles, including drive-stun mode. During the struggle, the driver struck his head on the ground himself. He was later detained and transported to the hospital for injuries.
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## Mediations Held in May

<b>Mediation Cases are Confidential</b>
<b>Mediations Held: 2</b>

# Complaints

The OIPM serves as an alternative site for civilians and police officers alike to file complaints of misconduct against the NOPD. These complaints and allegations are compiled into referrals by the OIPM and provided to the Public Integrity Bureau (PIB) for them to investigate. The OIPM monitors and reviews the classification and investigation conducted by PIB.

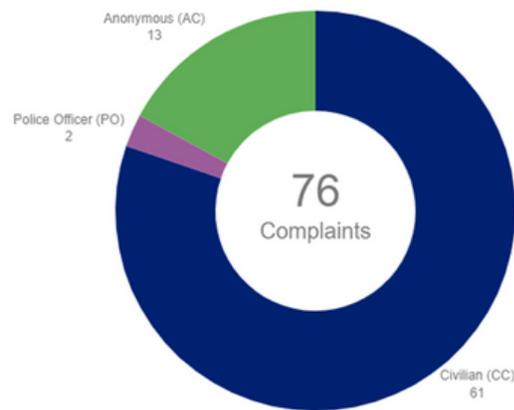
Once the OIPM receives a complaint, the OIPM prepares the complainant's account into a narrative. The OIPM strives to accurately capture the words, emotions, goals and narrative shared by the complainant and selects the policy, practice, or rule that each allegation of behavior / incident could have violated if determined to be true. As part of the letter preparation process, OIPM personnel reviews information in NOPD systems regarding the interaction complained of, including body worn camera video, electronic police reports (EPR) and field interview cards (FIC). The OIPM may include information obtained from NOPD information systems in the complaint referral to PIB to ensure that PIB can fully investigate the complainant's concerns.

The OIPM provides a complaint process that is independent, impartial, transparent, fact-based, timely, and communicates in an understandable manner to all those involved. The OIPM maintains that misconduct investigation must be comprehensive, and the complaint process must be accessible, fair, thorough, and transparent.

**7** CIVILIAN COMPLAINTS  
**6** ANONYMOUS COMPLAINTS  
**0** POLICE INITIATED COMPLAINTS  
**0** CIVILIANS WITHIN NOPD INITIATED COMPLAINTS

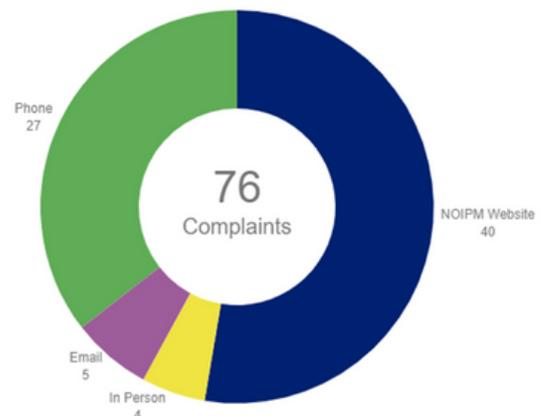
Complainant Type

Past 12 Months



Intake Source

Past 12 Months



# Community-Police Mediation

Mediation is an alternative to the traditional process of resolving complaints of police officer misconduct. Mediation is a process facilitated by two professionally-trained community mediators to create mutual understanding and allow the civilian and officer to be fully heard and understood in a non-judgmental way.

**9** MEDIATIONS REFERRED

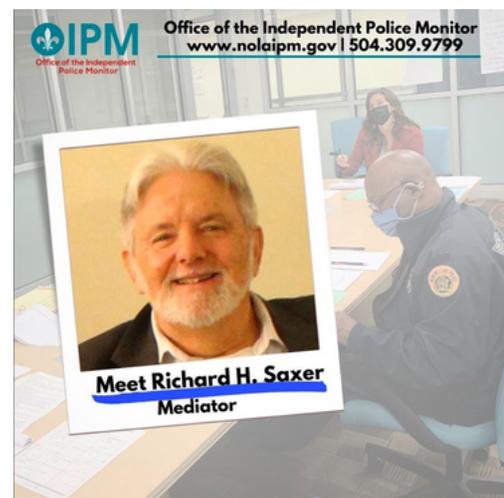
**2** MEDIATIONS HELD

**2** MEDIATIONS PENDING

**2** MEDIATIONS SCHEDULED FOR JUNE



During the month of April, the OIPM started the "Mediator Monday" social media series. Each Monday, the OIPM introduces the community to one of our trained mediators. The goal is to increase community understanding of the program and the mediators so more of the community will agree to mediation. Here are the mediator posts from May.



# Discipline

The OIPM is responsible for monitoring whether NOPD action taken during disciplinary proceedings are compliant with state and federal law, NOPD policy, the Consent Decree, and the Memorandum of Understanding between the NOPD and the OIPM executed on November 10, 2010. The OIPM will review such proceedings to ensure the NOPD is compliant with Federal Consent Decree Section XVII: Misconduct Complaint Intake, Investigation, and Adjudication.

The OIPM reviews the disciplinary investigation and attends the subsequent disciplinary hearings where the OIPM will provide systemic and individualized findings and recommendations based on NOPD's investigation. The OIPM conducts a thorough review of the proceedings, findings, and recommendations that is available for review by both the NOPD and the New Orleans community.

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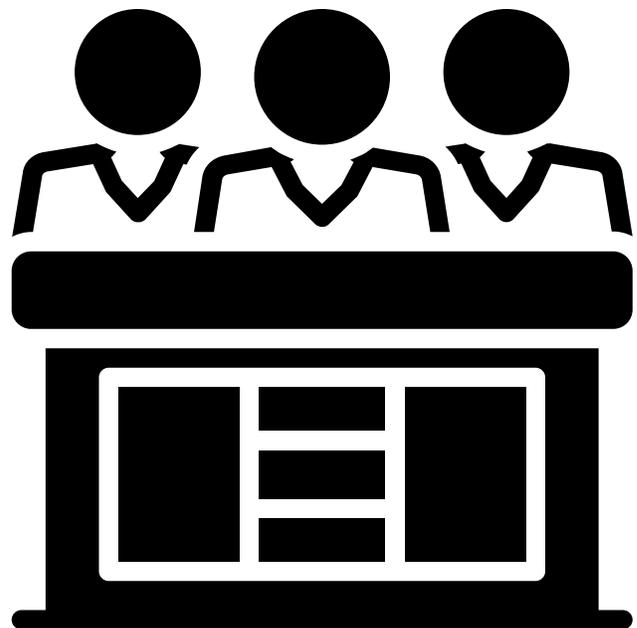
**DISCIPLINARY  
PROCEEDINGS**

2

**SUPERINTENDENT  
COMMITTEE  
HEARINGS**

7

**CAPTAIN PANEL  
PREDISPOSITION  
AND PENALTY  
HEARINGS**



# Use of Force

The OIPM is required by City Code 2-1121 to monitor the quality and timeliness of NOPD's investigations into use of force and in-custody deaths. If a critical incident occurs, the OIPM is notified and a member of the incident and will report immediately to the scene. The OIPM will stay engaged from the occurrence of the incident, through investigation, and Use of Force Review Board (UFRB) hearings.

The UFRB serves as a quality control mechanism to ensure timely reviews of all serious use of force investigations to determine the appropriateness of the investigative findings, and to quickly appraise use of force incidents from a tactics, training, policy, and agency improvement perspective. The voting members of the UFRB are the Deputy Superintendents of Field Operations Bureau, Public Integrity Bureau, and Investigations and Support Bureau. Other NOPD deputy chiefs serve as non-voting members, and outside groups like OIPM and the Office of the Consent Decree Monitor are present to observe, listen, and participate in discussion.

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**CRITICAL INCIDENTS**

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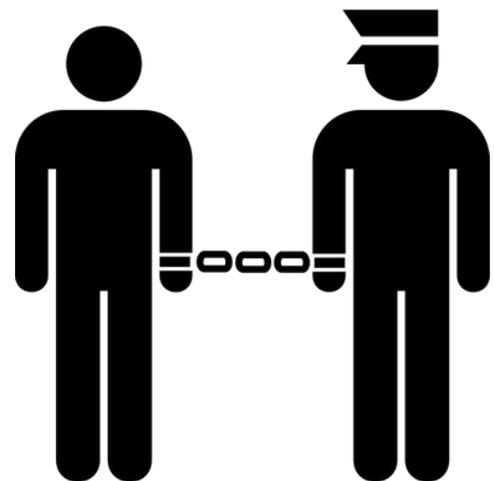
**FIREARM DISCHARGE**

1

**LEVEL 4 NON-CRITICAL INCIDENT**

1

**CASES HEARD AT USE OF FORCE REVIEW BOARD**



# Community Outreach

9

## COMMUNITY OUTREACH EVENTS

OIPM leads and participates in community outreach to inform the public of our services, to increase public engagement with policing, raise awareness of local or relevant police practice, and monitor how the NOPD interacts with our community.

**PROFESSIONAL DEVELOPMENT VIRTUAL TRAINING FOR MEDIATORS**

**PROFESSIONAL DEVELOPMENT IN-PERSON ROLE PLAY TRAINING FOR MEDIATORS**

**WBOK RADIO INTERVIEW - GOOD MORNING TALK SHOW - WITH COUNCILMEMBER OLIVER THOMAS AND DR. SANDERS**

**PRESENTATION AND INTERVIEW TO LEE ZURIK WITH THE NOPD ON FOX 8**

**MEETING WITH COLUMBIA UNIVERSITY REGARDING BODY WORN CAMERA DATA AND POLICY**

**OIPM PARTICIPATED IN THE SECONDLINE CELEBRATING THE LIFE AND CONTRIBUTION OF ROBERT GOODMAN, JR.**

**ATTENDED THE NOPD ACADEMY #194 GRADUATION**

**ATTENDED THE NEW ORLEANS WORKERS' CENTER FOR RACIAL JUSTICE RALLY**

**ATTENDED THE UBUNTU PARENTS WORKSHOP AND MEETING**

In May, the OIPM celebrated the life and contribution of a partner, Robert Goodman, Jr. Here are some photos from the event that were posted on the OIPM social media.



# Budget

OIPM Budget Description	Amount
Personnel	\$732,488.00
Operating	\$308,926.00
<b>2022 Total OIPM Budget</b>	<b>\$1,041,414.00</b>

<b>2022 Total OIPM Budget</b>	<b>\$1,041,414.00</b>
Amounts Spent to Date:	<b>(\$325,587.00)</b>
<b>Unexpended funds</b>	<b>\$715,827.00</b>

# 2022 Goal Progress

To ensure accountability and transparency with the ERB and the community, the OIPM is reporting out progress on the 2022 OIPM Work Plan. These benchmarks and goals were achieved in May 2022:

## **Completed and submitted the 2021 OIPM Annual Report.**

- Distributed the annual report to the mayor, city council members, and the ERB.

## **In-depth Monitoring and Review of the Audits, Investigations, and Policy regarding Police Secondary Employment**

- Started to review the drafts of the administrative investigations conducted by the PIB, ISB, PSAB. Started working with PIB to ensure informed Captain Panel Hearings during the month of June.
- **Met with Judge Morgan, the Department of Justice, the Federal Monitoring Team, and NOPD leadership twice** in the Federal Courthouse to discuss investigatory progress and policy.
- Wrote and submitted a **formal letter to Chief Ferguson with real time recommendations** on policy and practice regarding CTN # 2021-0697-P and secondary employment issues.
- Wrote and submitted a **formal letter to the Police Association of New Orleans (PANO)** regarding the legal requirements to investigate misconduct regarding the secondary employment system.

**Conducted community outreach, engagement, and monitoring** to receive public input on the operations and impact of the OIPM:

- **Engaged with the community, media, and police associations at a variety of public events** and engagements including:
  - Presented to investigative reporter Lee Zurik for Fox 8
  - Appeared on the morning talk show with Councilmember Thomas and Dr. Sanders on WBOK
- **Started coordinating the upcoming Hurricane and Police Oversight Public Forum for June 9, 2022.**
  - Ensured that there would be a representative from NOLA Ready and the NOPD to discuss their hurricane plans with the public.
  - Reserved the Treme Community Center and started advertising the event online.

Consent Decree Compliance

- **Started writing the OIPM Sustainment Plan**

Continued to post the Data Coordinator Position to the public. Currently accepting applications and communicating with interested candidates.

## **Started reviewing and updating the OIPM Oversight and Hurricane Plan.**

Additional Benchmarks:

- Interviewed more vendors for the 24 hour hotline
- Met with Peer Reviewers to discuss expanding the scope of the peer review and updating the MOU with the chair of the ERB.