

## **Annual Internal Affairs Statistical Summary**

**2014**

### **Background**

In accordance with General Order #104, this document has been prepared to provide a statistical summary of complaints filed against members of the Aventura Police Department in 2014. This summary is in compliance with CALEA Standard 52.1.5 that requires "*The Agency compiles annual statistical summaries, based upon records of internal affairs investigations, which are made available to the public and agency employees*". A copy of this document will be placed on the Internal Affairs section of the police website where it can be viewed by employees and members of the public.

### **Policy**

It is the policy of the Aventura Police Department to make information available to the public containing procedures for registering a complaint against the agency or its employees and promptly and thoroughly investigating any allegations of misconduct or biased based profiling by members of the Department.

### **Procedure**

This agency will investigate all allegations of misconduct made against the agency or its employees regardless of their source. Anonymous complaints are difficult to investigate; however, this agency will assess and review each anonymous complaint for substance and validation before disregarding it for lack of a credible complaint.

Minor complaints, referred to as Citizen Complaints, may be investigated by the employee's supervisor. Examples include discourtesy, improper conduct, violation of ethics, or improper procedures.

Major complaints are of a more serious nature that may or may not involve a violation of law. Examples include excessive force, bias-based profiling, or official misconduct.

In all cases, the rights of Officers will be safeguarded as required by Chapter 112 of Florida State Statutes.

### **Conclusion of Fact**

Investigations, once completed, will include a "Conclusion of fact" containing one of the following findings:

1. **SUSTAINED** - The allegation has been investigated and the facts show that the allegation is true and the action taken was not consistent with Agency policy.
2. **NOT SUSTAINED** - The allegation has been investigated and there is insufficient proof to confirm or refute the allegation.
3. **EXONERATED** - The allegation has been investigated and the facts indicate that the action taken was consistent with Agency policy.
4. **UNFOUNDED** - The allegation has been investigated and either the allegation is demonstrably false or there is no credible evidence to support it.
5. **POLICY FAILURE** - At the conclusion of an Internal Affairs investigation, the investigator or supervisor shall note, after the findings and charges, if any, have been recorded, whether any policy failure contributed or caused the incident. If there is a policy failure, the final report must include a description of the failure and a recommendation for change to remedy that defect.

The summary of complaints for 2014 is as follows:

#### **Complaints Filed**

Citizen Complaint	20
Internal Affairs*	17*
<b>Total Complaints Investigated</b>	<b>37</b>

#### **Complaints Generated**

Internal	11
External	26
<b>Total</b>	<b>37</b>

#### **Complaint Dispositions**

Exonerated	8
Unfounded	9
Not Sustained	15
Sustained*	5*
<b>Total</b>	<b>37</b>

### Nature of Complaints

Conduct Unbecoming/Rudeness	19
Theft	10
False Arrest	3
Excessive Force	1
Harassment	1
Improper Procedure	1
Falsifying Document	1
Undetermined**	1
<b>Total</b>	<b>37</b>

Note:

\*One Internal Affairs investigation was initiated in January 2014 for an incident which occurred in December of 2013. The total number of investigations which occurred from incidents occurring in calendar year of 2014 was 36. One of the “sustained” Internal Affairs investigations reflected in this report was due to noted incident which occurred in December of 2013.

\*\*A citizen complaint was investigated based on a complaint received from an individual who was irrational and unable to explain his/her complaint. An investigation was conducted with the limited information which was gathered from the complainant. Due to the inability for the investigator to gather pertinent information from the complainant, the nature of complaint in this case was carried as “Undetermined.”