



Q4 2017 REPORT TO THE EDMONTON POLICE COMMISSION



The following report is submitted for:

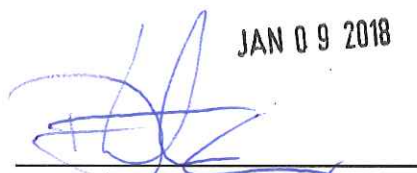
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Approval
Ratification
Information

PROFESSIONAL STANDARDS BRANCH
January 18, 2018 EPC MEETING

Approved by:


Rod R. Knecht
Chief of Police


Dwayne Lakusta
Inspector

JAN 09 2018



**Professional Standards Branch
October – December 2017
Q4 Report
Edmonton Police Service**

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January 10, 2018

TO: Rod R. Knecht
Chief of Police

FROM: Inspector Dwayne Lakusta
Professional Standards Branch

RE: QUARTERLY REPORT – Q4 of 2017

This report has been prepared for the January 18, 2018, Edmonton Police Commission meeting.

During the fourth quarter of 2017 (Q4), Professional Standards Branch received 281 new files:

- 38 Public complaints as defined by Part 5 of the *Police Act*;
- 24 Internal complaints as defined by Part 5 of the *Police Act*;
- 39 EPS Matters; and
- 180 Citizen Contacts.

There were 5 files directed for Criminal Investigation (*Statutory Complaints*) during Q4 of 2017.

Concluded 289 files:

- 4 *Statutory* complaints;
- 33 Public complaints as defined by Part 5 of the *Police Act*, including five (5) complaints regarding policies or services provided by the EPS;
- 13 Internal complaints as defined by Part 5 of the *Police Act*;
- 49 EPS Matter; and
- 190 Citizen Contacts.

The Edmonton Police Service received 142,241 calls in Communications Section (including calls answered by the dispatch line and 911 calls extended to police), dispatched 48,539 of those calls and recorded opening sixty (60) compliments.

Inspector Dwayne Lakusta
Professional Standards Branch

cc: Cathy Palmer/Chair
Edmonton Police Commission

STATISTICAL SUMMARY

Fourth Quarter of 2017 Update

1. RECEIVED FILES

The following figure shows the number and type of files received during the fourth quarter (Q4) of 2017. Blue colours represent informal files and red colours represent formal investigations. Lighter shades indicate internally generated files and darker shades indicate externally generated files. As can be seen below, during Q4 of 2017, PSB received 219 informal files and 62 formal complaints.

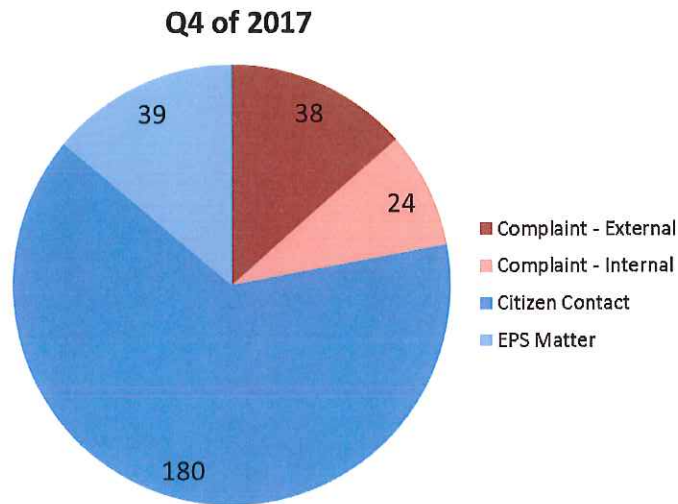


Figure 1-1. Type of Files Received During Q4 of 2017

The following figure shows the yearly percentage increase or decrease in formal complaints and total files received compared to 2016 values. Yearly change in Formal Complaints received represents an increase of 22 complaints (+9.5%) as compared to 2016. The yearly Total Files Received represents a decrease of 24 files (-1.6%) as compared to 2016.

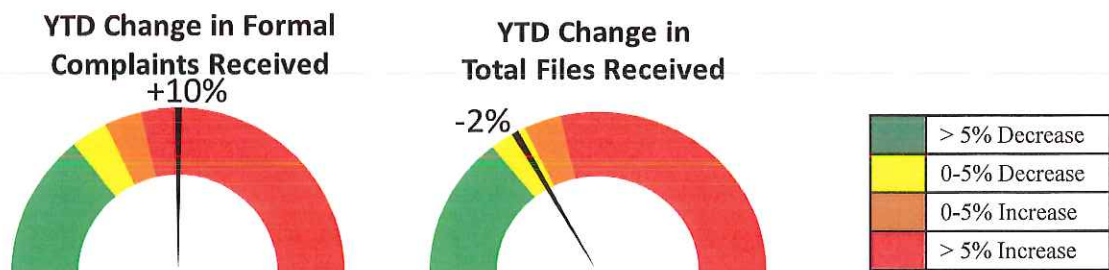


Figure 1-2. Yearly Changes in Files Received

2. CURRENT WORKLOAD

As of December 31, 2017, PSB had 408 open investigations broken down as follows:

- 151 Complaints External
- 74 Complaints Internal
- 134 Citizen Contacts
- 49 EPS Matters

10 Statutory Complaints (all 10 statutory complaints are associated with open PSB files and therefore are considered duplicate files).

The following table shows the age and status of all open PSB investigations, including all Statutory Complaints. The table shows files that are listed as Active, Suspended, and Forwarded. An investigation is listed as "Suspended" when it is not currently being advanced. Reasons for suspending a file may include executive review of the investigation, disciplinary hearings, criminal investigation, or court proceedings. An investigation is listed as "Forwarded" when it is ongoing but not under the control of PSB. Reasons for forwarding a file may include supervisory reviews, obtaining legal opinions, or investigation by outside investigators.

This table will break down these files by year, to show the total number of files in each status for the corresponding year (not including Statutory Complaint files, which as mentioned above, are considered duplicate files).

Age and Status of all Open Investigations				
Year	Active	Forwarded	Suspended	Total
2012	0	0	2	2
2013	0	0	0	0
2014	0	3	4	7
2015	3	3	10	16
2016	13	5	21	39
2017	169	73	102	344
Total	185	84	139	408

Figure 2-1. Age and Status of All Open Investigations

The following figure shows the stages of investigation for formal complaints by month. This is a snapshot of the files that were in a particular stage as of the last day of the month.

The stages of investigation include:

- Clarification (interviewing the complainant to determine the specific details of the complaint);
- Collection (collection of evidence and witness interviews);
- Subject Officer Interviews (explanatory reports and/or interview of the subject officer);
- Report (compiling the final report);
- Investigative Review (review by the Investigative Manager);
- Executive Review (review by the Inspector, Chief, and final concluding processes).

Investigations may also be pending other processes (e.g., dispute resolution, legal review, hearing, etc.) or may be undetermined (e.g., for complaints that are not proceeding to formal investigation).

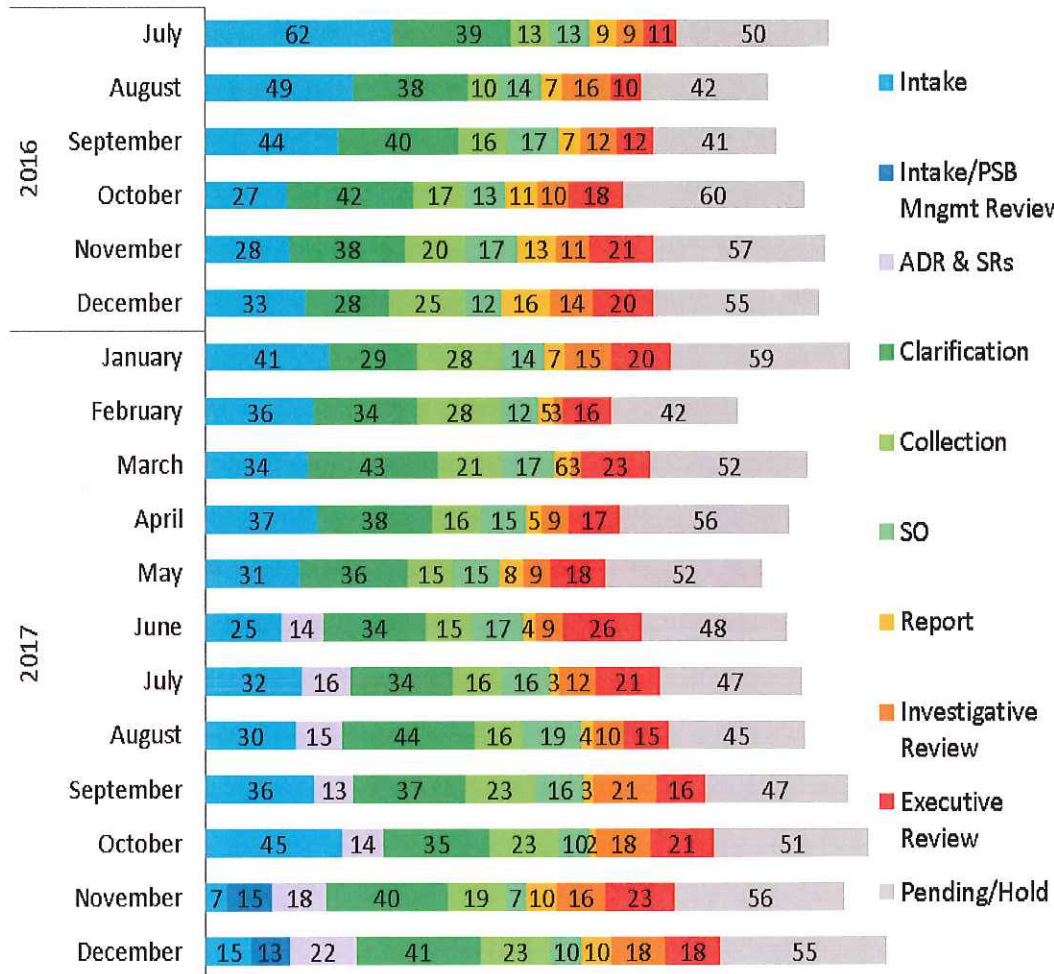


Figure 2-2. Monthly Comparison of Complaint Stages

3. CONCLUDED FILES

The following figure shows the disposition of all Formal Complaints and Statutory Complaints concluded during Q4 of 2017 (46 Formal Complaints, 4 Statutory Complaints).

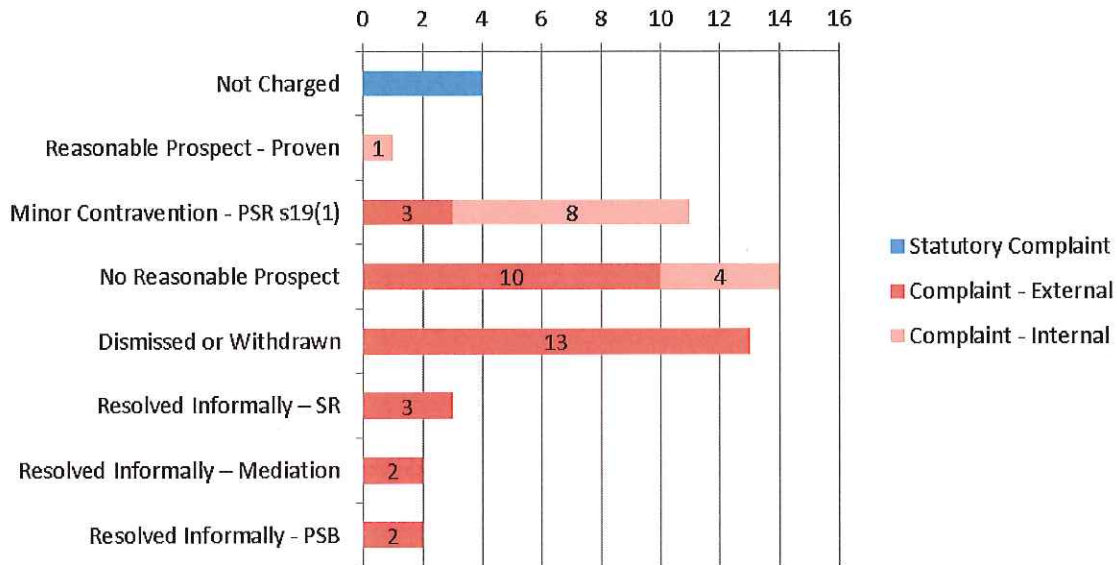


Figure 3-1. Dispositions of Concluded Formal Complaints

	2015		2016		2017	
	Q4	YTD	Q4	YTD	Q4	YTD
Received						
Formal Complaints	28	272	55	231	62	253
External	18	154	38	172	38	182
Internal	10	118	17	59	24	71
Informal Complaints	239	886	249	998	219	952
Citizen Contacts	207	759	232	875	180	786
EPS Matters	32	127	17	123	39	166
Total	267	1158	304	1229	281	1205
Concluded						
Formal Complaints	66	313	38	242	46	239
External	41	191	30	179	33	184
Internal	25	122	8	63	13	55
Informal Complaints	256	1053	287	962	239	946
Citizen Contacts	227	925	271	830	190	807
EPS Matters	29	128	16	132	49	139
Total	322	1366	325	1204	285	1185

Figure 3-2. Three-Year File Comparison for Q4 of 2017
Total numbers do not include Statutory Complaints

The following figure shows the percentage increase or decrease in formal complaints and total files concluded compared to 2016. The yearly change in Formal Complaints concluded represents a decrease of 3 files (-1.2%) and the yearly Total Files Concluded represents a decrease of 19 files (-1.6%).

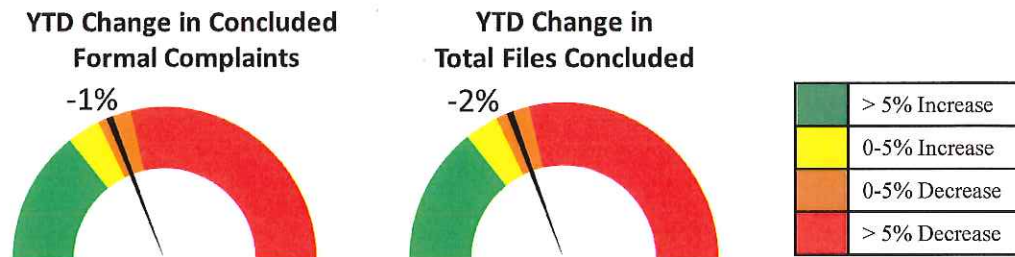


Figure 3-3. Yearly Changes in Files Concluded

4. LEGAL

DISCIPLINARY HEARINGS	Total	File Number
Directed	4	PSB2016-0237 PSB2016-1080 PSB2017-0407 PSB2017-0652
Concluded	1	PSB2015-0978
LERB	Total	File Number
Appeals Received	4	PSB2015-1083 PSB2016-0653 PSB2016-0791 PSB2016-1238
Decisions Rendered	2	PSB2015-1119 PSB2016-0085
Appeals Withdrawn	3	PSB2013-0781 PSB2016-0278 PSB2017-0117
EPC APPEALS	Total	File Number
Appeals Received	0	
Decisions Rendered	3	PSB2016-0494 PSB2016-0545 PSB2017-0085

Figure 4-1. Disciplinary Hearings and LERB during Q4 of 2017

DISCIPLINARY ACTION TAKEN AGAINST MEMBERS

1. File Number: PSB2015-0978
Complainant: EPS
Date of Complaint: November 04, 2015
Subject Officer: Reg. No. 2584 Cst. B. Prabhu
• Discreditable Conduct x 1
Presenting Officer: T. Magee, Edmonton Police Service
Presiding Officer: Supt. (Rtd.) T. Grue, Edmonton Police Service

On November 14, 2017, Cst. Prabhu plead guilty to one count of Discreditable Conduct and a Statement of Agreed Facts was submitted. The officer was issued a 30 hour suspension without pay to be served in 5 hour increments per pay period, beginning the next available pay period.

PENDING DISCIPLINARY HEARINGS

1. File Number: PSB2016-0258
Date of Complaint: March 23, 2016
Subject Officer: Constable A.B.
 - Discreditable Conduct x 2
 - Insubordination x 1Presenting Officer: M. Sallaberry, Edmonton Police Service
Presiding Officer: F. Kamins, Chief Supt (Rtd.)

Open Disciplinary Hearing is scheduled for January 08, 2018.

2. File Number: PSB2015-0347
Date of Complaint: April 28, 2015
Subject Officer: Constable A.B.
 - Insubordination x 2
 - Deceit x 1Presenting Officer: K. Haymond, Field Law LLP
Presiding Officer: Supt. (Rtd.) T. Grue, Edmonton Police Service

Open Disciplinary Hearing is scheduled for January 18, 2018.

3. File Number: PSB2014-0235
Date of Complaint: March 24, 2014
Subject Officer: Constable A.B.
 - Deceit x 1
 - Discreditable Conduct x 1Presenting Officer: T. Magee, Edmonton Police Service
Presiding Officer: Justice Binder

Open Disciplinary Hearing is scheduled for January 25, 2018.

4. File Number: PSB2014-0183
Date of Complaint: March 11, 2014
Subject Officer: Constable A.B.
 - Unlawful or Unnecessary Exercise of Authority x 1
 - Deceit x 1
 - Discreditable Conduct x 1Presenting Officer: M. Howery, Edmonton Police Service
Presiding Officer: Justice Binder

Open Disciplinary Hearing is scheduled for January 30 & 31, 2018.

5. File Number: PSB2015-0029 / PSB2016-1050
Date of Complaint: December 28, 2015 / November 04, 2016
Subject Officer: Constable A.B.
• Insubordination x 2
Presenting Officer: G. Crowe, Edmonton Police Service
Presiding Officer: F. Kamins, Chief Supt (Rtd.)

Open Disciplinary Hearing is scheduled for February 12-16 & February 26-March 02, 2018

6. File Number: PSB2015-0562
Date of Complaint: June 26, 2015
Subject Officer: Constable A.B.
• Unlawful or Unnecessary Exercise of Authority x 1
Presenting Officer: T. Magee, Edmonton Police Service
Presiding Officer: Justice Binder

Open Disciplinary Hearing is scheduled for March 21 & 22, 2018.

7. File Number: IA2012-0241
Date of Complaint: December 27, 2012
Subject Officers: Constable A.B.
• Unlawful or Unnecessary Exercise of Authority x 2
• Deceit x 2
• Neglect of Duty x 1
• Discreditable Conduct x 2

Constable C.D.
• Unlawful or Unnecessary Exercise of Authority x 1
• Deceit x 1
• Neglect of Duty x 1
• Discreditable Conduct x 1
Presenting Officer: D. Cranna, Field Law LLP
Presiding Officer: F. Kamins, Chief Supt (Rtd.)

Open Disciplinary Hearing is scheduled for April 30 – May 03, 2018.

8. File Number: PSB2016-1145
Date of Complaint: December 05, 2016
Subject Officer: Constable A.B.
• Discreditable Conduct x 2
Presenting Officer: J. Benkendorf, Edmonton Police Service
Presiding Officer: F. Kamins, Chief Supt (Rtd.)

New matter not yet scheduled.

Will most likely be resolved by way of 19(1)(b) Agreement, pending resolution.

9. File Number: PSB2013-0314
Date of Complaint: March 26, 2014
Subject Officer: Constable A.B.
 - Neglect of Duty x 2
 - Unlawful or Unnecessary Exercise of Authority x 1
 - Discreditable Conduct x 1Presenting Officer: G. Crowe, Edmonton Police Service
Presiding Officer: Supt. (Rtd.) T. Grue, Edmonton Police Service

New matter not yet scheduled.
Being held in abeyance pending LERB appeal.

10. File Number: IA2010-0509a
Date of Complaint: March 08, 2010
Subject Officer: Constable A.B.
 - Breach of Confidence x 1
 - Discreditable Conduct x 1

New matter not yet scheduled.

11. File Number: PSB2017-0075
Date of Complaint: January 24, 2017
Subject Officer: Constable A.B.
 - Insubordination x 1

New matter not yet scheduled.

12. File Number: PSB2016-1080
Date of Complaint: November 12, 2016
Subject Officer: Constable A. B.
 - Discreditable Conduct x 1
 - Deceit x 1

New matter not yet scheduled.

13. File Number: PSB2016-0237
Date of Complaint: March 17, 2016
Subject Officer: Constable A.B.
 - Unlawful or Unnecessary Exercise of Authority x 1

New matter not yet scheduled.

COMPLETED COMPLAINTS OF SERVICE
(Section 44 *Police Act*)

There were zero (0) Complaints of Service under Section 44 of the *Police Act* that were resolved or concluded during the fourth quarter of 2017.

COMPLIMENTS

During Q4 of 2017, Fifty-Six (56) letters of appreciation were entered by the Edmonton Police Service. Professional Standards Branch would like to present eight (8) of these letters.

1. Compliment - I previously sent an email to you complimenting the work of an officer in the NW division, Cst. (Redacted). It has troubled me that I did not do justice to this amazing stranger, who I now refer to as My Angel. My brother was attacked and bleeding badly from a head injury and called me late one night to say, "I'm not ok, I might not make it. I love you". Cst. (Redacted) literally saved my brother's life, not only due to the physical injury - he saved him from a dark place. Cst. (Redacted) treated him as a person and not "a menace to society", which some may have seen him as, and REACTED upon, no hesitation. He saw a brother, a son and a father that was hurting and in pain who needed someone to "SEE" him. My brother says this about Cst. (Redacted)- "That guy wasn't just doing his job he was being human." He gave my brother a different outlook.

Throughout this horrible day all we had was a complete stranger to rely on... and we are not a family to not take action for one another. If not for him being exactly what I, and my family needed to keep us in check and calm and assured I would have prematurely jumped onto a plane from Vancouver, and my parents would have been on the first plane from New Brunswick... which would have only resulted in chaos and no progress at all, possibly a couple of heart attacks and lost jobs. This man treated my family like we were his own throughout the scariest gut wrenching day of our lives. Helplessly we sat and this officer never quit until he found my brother sitting concussed in the woods. Even knowing that my brother had warrants for his arrest, Cst. (Redacted) still treated him with respect. He gave my brother a cigarette and a bottle of water knowing my brother had gone several hours without anything. He told my brother he would be looked after, and got him to a hospital. Literally at the final hour of his shift Cst. (Redacted) did not give up. I was dreading the thought of anyone else having this file because nobody would have put the heart into it that this man did.

Cst. (Redacted) did more for my brother and family than I can possibly put into words. He still, today checks in on us and my brother. That's pretty special. Myself and my family have truly regained a new respect and confidence for Police due to the actions and dedication from Cst. (Redacted). Thank you EPS for having this Police officer working for you. Sincerely.

2. I wanted to reach out to send a thumbs up to your Southeast division. I called about a suspicious man lingering around my neighbors yard over the weekend. The officer on the phone was super-efficient and I didn't feel like I was wasting his time. Polite and easy to talk to. Then Const. (Redacted) called me to inform me they were patrolling the area and would also pass it along to the night shift. I told the officer I had a photo of the man and the officer was at my door in under 4 minutes. Even after he changed his outfit, the officer tracked him down. Turns out he isn't even from this area and has an extensive criminal record. You should be very proud of your team and thank them for me. It reassured me that they're on top of keeping us safe. Send my thanks.
3. Thank you very much for your leadership and direction last night. Your post-game debrief was really well done in our Stadium command centre. I am so grateful that the officer's life is not in danger. I am also happy that the suspect was arrested. When you are able to, I would like to be able to send flowers to the officer. Whether it be at the hospital or at home. I will follow your advice on how I can send something to him. When the time is right, I also would like to meet the officer to give him my personal thanks and gratitude. Sincere Regards, President & CEO Edmonton Eskimo Football Club.
4. Compliment - and thank you from Dean Mr. (Redacted) Principal of Centre High Campus, for the informative presentation on the Canine Unit to the Emergency Response Career Pathways Program class; see attached document for further detail.
5. I am a Peace Officer with the UofA and I wanted to take a moment to compliment one of your ECO members.

On 17DEC15 at 1732 hours, University of Alberta Protective Services placed a call for service via EPS general complaints line regarding an Indecent Act complaint our service had received.

Mr. (Redacted) was the operator who took the call and dispatched EPS members to assist UAPS Peace Officers.

In my opinion, Mr. (Redacted) was extremely helpful, professional and polite throughout the conversation and provided excellent customer service to the dispatch officer who had placed the call.

It is members like Mr. (Redacted) that make us feel valued and make the process of reporting instances such as this less stressful and less complicated.

Thank you,

6. Compliment - and thank you from Mr. and Mrs. (Redacted) regarding the professional and sensitive handling of a sexual assault claim.
7. Compliment - and thank you from the Jewish Federation of Edmonton to Constable (Redacted) and the Edmonton Police Service for their dedication and preparedness and exemplary handling of the terrorist incident. Also, thank you to Deputy Chief (Redacted) for his work on the Jewish Community Liaison Committee and Chief's Advisory Council.
8. Compliment - and thank you from U-Haul Company, including a cheque to the Edmonton Police Foundation in the amount of \$6,302. "These funds represent the amount our team members and their families contributed as a gesture of support and kindness in appreciation for everything Constable (Redacted) and other Edmonton Police Service officers do every day."

Edmonton Police Service Professional Standards Branch

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To increase public safety through excellence in the prevention, intervention and suppression of crime and disorder