



**Q3 2022 REPORT TO THE
EDMONTON POLICE COMMISSION**



The following report is submitted for:

- Approval
- Ratification
- Information

**PROFESSIONAL STANDARDS BANCH
October 20, 2022 EPC MEETING**

Approved by:

**Darren Derko
Acting Chief of Police**

**Sean Anderson
Inspector**



October 20, 2022

TO: Darren Derko
Acting Chief of Police

FROM: Inspector Sean Anderson
Professional Standards Branch

RE: QUARTERLY REPORT – Q3 of 2022

This report has been prepared for the October 20, 2022, Edmonton Police Commission meeting

During the third quarter of 2022 (Q3), Professional Standards Branch received 308 new files:

- 16 Public complaints as defined by Part 5 of the *Police Act*;
- 12 Internal complaints as defined by Part 5 of the *Police Act*;
- 17 EPS Matters; and
- 292 Citizen Contacts.

There were 4 files directed for Criminal Investigation (*Statutory Complaints*) during Q3 of 2022 (all 4 are related to notifications under s.46.1 of the *Police Act*).

Concluded 308 files:

- 1 *Statutory* complaints;
- 25 Public complaints as defined by Part 5 of the *Police Act*, including five (5) complaints regarding policies or services provided by the EPS;
- 6 Internal complaints as defined by Part 5 of the *Police Act*;
- 14 EPS Matter; and
- 262 Citizen Contacts.

The Edmonton Police Service dispatched 43,210 of calls received and recorded opening 13 compliments.

Inspector Sean Anderson
Professional Standards Branch

cc: John McDougall /Chair
Edmonton Police Commission



**Professional Standards Branch
July - September 2022
Q3 Report
Edmonton Police Service**

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STATISTICAL SUMMARY

Third Quarter of 2022 Update

1. RECEIVED FILES

The following figure shows the number and type of files received during the third quarter (Q3) of 2022. Blue colours represent complaints and concerns made by members of the public and red colours represent complaints and concerns initiated by the Chief of Police. Lighter shades indicate files being handled outside of the *Police Act* and darker shades indicate *Police Act* complaints. As can be seen below, during Q3 of 2022, PSB received 308 public files and 29 internal files.

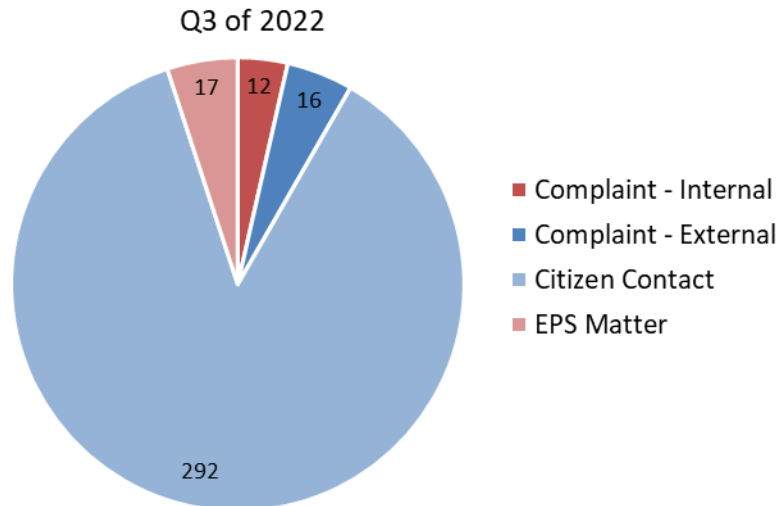


Figure 1-1. Type of Files Received During Q3 of 2022

The following figure shows the yearly trends in public and internal complaints to PSB. Solid bars are the total complaints to PSB (YTD) and lines indicate the number of complaints meeting the criteria of the Police Act

Public complaints/inquiries to PSB are down by 4.5% compared to 2021. Of the 931 public complaints received so far in 2022, 754 have already been concluded (including 302 resolved through dispute resolution), 116 are in the process of dispute resolution or are being considered for dispute resolution, and 61 are being investigated under the Police Service Regulation.

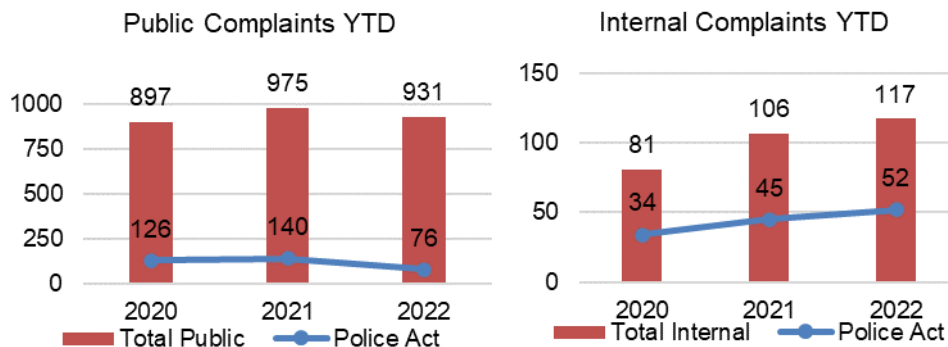


Figure 1-2. Yearly Changes in Public Contacts to PSB

2. CURRENT WORKLOAD

As of September 30, 2022, PSB had 479 open investigations broken down as follows:

- 215 Complaints External
- 112 Complaints Internal
- 117 Citizen Contacts
- 35 EPS Matters

92 Statutory Complaints (All 92 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. 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 (e.g. executive review of the investigation, disciplinary hearings, criminal investigation, court proceedings, etc.). An investigation is listed as “Forwarded” when it is ongoing but not under the control of PSB (e.g. supervisory reviews, obtaining legal opinions, investigation by outside investigators, etc.).

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 usually considered duplicate files).

Age and Status of all Open Investigations				
Year	Active	Forwarded	Suspended	Total
2014	0	0	1	1
2015	0	0	2	2
2016	0	0	0	0
2017	0	0	1	1
2018	2	0	9	11
2019	3	0	11	14
2020	10	3	19	32
2021	64	1	100	165
2022	169	33	51	253
Total	248	37	194	479

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:

- Intake / Intake Management Review / ADR
- 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).

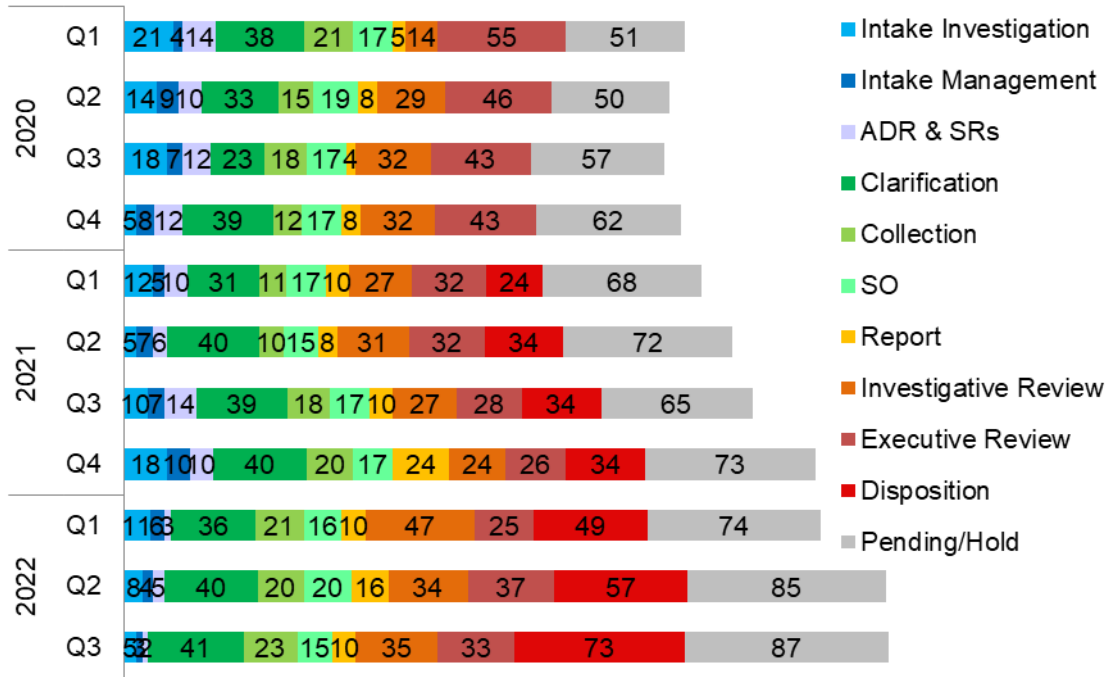


Figure 2-2. Quarterly Comparison of Complaint Stages

3. CONCLUDED FILES

The following figure shows the disposition of all Police Act Complaints and Statutory Complaints concluded during Q3 of 2022 (29 Police Act Complaints, 1 Statutory Complaint).

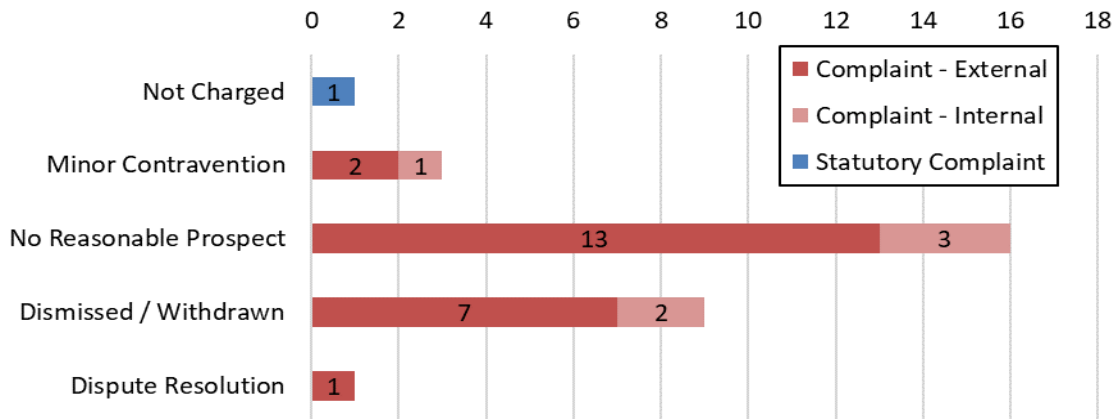


Figure 3-1. Dispositions of Concluded Police Act Complaints

	2020		2021		2022	
	Q3	YTD	Q3	YTD	Q3	YTD
Received						
Public Complaints/Concerns	347	897	303	975	308	931
Police Act Complaint	47	126	44	140	16	76
Citizen Contact	300	771	259	835	292	855
Internal Matters	23	81	37	106	29	117
Police Act Complaint	10	34	13	45	12	52
EPS Matter	13	47	24	61	17	65
Total	370	978	340	1081	337	1048
Concluded						
Public Complaints/Concerns	292	860	303	950	287	930
Police Act Complaint	40	134	43	132	25	72
Citizen Contact	252	726	260	818	262	858
Internal Matters	20	80	29	85	20	82
Police Act Complaint	6	31	9	26	6	28
EPS Matter	14	49	20	59	14	54
Total	312	940	332	1035	307	1012

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

4. LEGAL

DISCIPLINARY HEARINGS	Total	File Number
Directed	2	PSB2021-0385 PSB2021-1063
Concluded	0	
LERB	Total	File Number
Appeals Received	2	PSB2019-0253 PSB2020-0585
Decisions Rendered	2	PSB2020-0585 (Agreement to return disposition for reconsideration) PSB2021-0407 (Subject Officer resigned)
Appeals Withdrawn	0	
EPC APPEALS	Total	File Number
Appeals Received	1	PSB2022-0325
Decisions Rendered	1	PSB2020-0384 (Dismissed)
EPC Matters Ongoing	2	PSB2021-1211 PSB2022-0325

Figure 4-1. Disciplinary Hearings and appeals during Q3 of 2022

CONCLUDED DISCIPLINARY HEARINGS

1. File Number: PSB2020-0983
Date of Complaint: September 29, 2020
Subject Officer: Cst. KARASIUK
 - Discreditable Conduct x 2Presenting Officer: C. Plante, Bishop and McKenzie LLP
Presiding Officer: The Honorable Justice V. Ouellette

On August 02, 2022 Cst. Karasiuk was issued a reprimand per each found count of Discreditable Conduct (two in total).

PENDING DISCIPLINARY HEARINGS

1. File Number: PSB2017-0701
Date of Complaint: June 12, 2018
Subject Officer: Cst. A.B.
- Unlawful or Unnecessary Exercise of Authority x 1
 - Neglect of Duty x 1
- Cst. C.D.
- Unlawful or Unnecessary Exercise of Authority x 1
 - Neglect of Duty x 1
- Cst. E.F.
- Unlawful or Unnecessary Exercise of Authority x 1
 - Neglect of Duty x 1
- Cst. G.H.
- Unlawful or Unnecessary Exercise of Authority x 1
 - Neglect of Duty x 1
- Cst. I.J.
- Unlawful or Unnecessary Exercise of Authority x 1
 - Neglect of Duty x 1

Open Disciplinary Hearing is scheduled for October 27, 2022.

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

Open Disciplinary Hearing is scheduled for November 01-04, 2022.

3. File Number: PSB2021-0692
Date of Complaint: June 16, 2021
Subject Officer: Det. A.B.
- Breach of Confidence x 1
 - Insubordination x 1
 - Corrupt Practice x 1
- Presenting Officer: D. Cranna, Field Law LLP
Presiding Officer: F. Kamins, Chief Supt (Rtd.)

Written Decision of Presiding Officer on Jurisdictional Application is expected for November 25, 2022.

4. File Number: PSB2020-0777
Date of Complaint: August 07, 2020
Subject Officer: Cst. A.B.
- Deceit x 2

Presenting Officer: M. Baldasaro, McLennan Ross LLP
Presiding Officer: F. Kamins, Chief Supt (Rtd.)

Open Disciplinary Hearing is scheduled for January 03, 2023.

5. File Number: PSB2019-1144
Date of Complaint: December 26, 2019
Subject Officer: Det. A.B.
- Insubordination x 3
 - Discreditable Conduct x 1
- Presenting Officer: C. Plante, Bishop and McKenzie LLP
Presiding Officer: F. Kamins, Chief Supt (Rtd.)

Open Disciplinary Hearing is scheduled for January 23-27, 2023.

6. File Number: PSB2017-1148
Date of Complaint: December 12, 2017
Subject Officer: Cst. A.B.
- Discreditable Conduct x 3
 - Unlawful or Unnecessary Exercise of Authority x 2
 - Insubordination x 9
- Cst. C.D.
- Insubordination x 4
 - Unlawful or Unnecessary Exercise of Authority x 1
 - Discreditable Conduct x 1
 - Deceit x 2
- Presenting Officer: D. Cranna, Field Law LLP
Presiding Officer: F. Kamins, Chief Supt (Rtd.)

Open Disciplinary Hearing is scheduled for March 17, 2023.

7. File Number: PSB2015-0180/PSB2015-0160
Date of Complaint: March 04, 2015
Subject Officer: Det. A.B.
- Discreditable Conduct x 4
 - Insubordination x 2
- Presenting Officer: D. Cranna, Field Law LLP
Presiding Officer: F. Kamins, Chief Supt (Rtd.)

Pending written decision on penalty from Presiding Officer.

8. File Number: PSB2017-0890
Date of Complaint: September 19, 2017
Subject Officer: Det. A.B.
- Neglect of Duty x 5
 - Deceit x 8
 - Discreditable Conduct x 1
- Presenting Officer: M. Hankewich, Edmonton Police Service
Presiding Officer: F. Kamins, Chief Supt (Rtd.)

Pending Written Decision on Facts by Presiding Officer.

- 9.** File Number: PSB2018-0514
Date of Complaint: June 11, 2018
Subject Officer: Cst. A.B.
 - Neglect of Duty x 3

New matter not yet scheduled.

- 10.** File Number: PSB2021-0654
Date of Complaint: June 10, 2021
Subject Officer: Cst. A.B.
 - Breach of Confidence x 1
 - Deceit x 1

New matter not yet scheduled.

- 11.** File Number: PSB2021-1073
Date of Complaint: September 22, 2021
Subject Officer: Cst. A.B.
 - Discreditable Conduct x 2

New matter not yet scheduled.

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

There were five (5) Complaint of Service under Section 44 of the *Police Act* that were resolved or concluded during the third quarter from July 1, 2022, to September 30, 2022.

1. Concluded by the Chief
File Number: PSB2020-1070
Date of Complaint: October 23, 2020
Investigator: Detective Josh Kilb

Summary

On October 23, Professional Standards Branch received a complaint regarding police obtaining photographic images of driving documents at a traffic stop and then deleting those images at the conclusion of the public interaction. The complainant queried the authority of the police to destroy an item which he considered to be public property as the image was obtain on a publicly funded camera and stated: "deleting this information after the traffic stop would prevent the driver - citizen from requesting under a subpoena from receiving the evidence, photo, public document".

This practice was developed to limit the contact of officers and the publics personal documentation as part of COVID-19 response. As of August 1, 2021, all members were instructed that a photograph of documentation was no longer required and if they chose to take a photograph of the documents those photographs must be placed on the associated file.

On July 19, 2022, the Chief concluded this file with no requirement for the EPS to create or amend current policy and procedures due to new protocol being issued to members.

2. Concluded by the Chief
File Number: PSB2021-0527
Date of Complaint: May 06, 2021
Investigator: Investigative Manager Mike Morgan

Summary

PSB received a complaint of service on May 6, 2021, regarding EPS processes for dispatching check on welfare calls. A call for service by a male was made on May 6, 2021, alleging that his ex-business partner had not been heard from in a few days and that large amounts of money had been removed from their bank account, the male requested police make a welfare check. The business partner subsequently was fine and felt that evaluators should have investigated more before dispatching police to her location. Officers attempted to contact her before attending location with no success, so welfare check was carried out.

On August 31, 2022, the Chief concluded this file with no requirement for service or policy review or amendments.

3. Concluded by the Chief
File Number: PSB2021-0619
Date of Complaint: June 01, 2021
Investigator: Detective Matthew Leblanc

Summary

PSB received a complaint of service on June 01, 2021, regarding Edmonton Police services policy when police officers are taking over custody of a detainee delivered to the EPS by community peace officers. It was alleged that members did not conduct a proper investigation into the arrest of a citizen by CPO's who had allegedly assaulted the detainee and that there should be policies in place by the EPS on how these matters should be dealt with.

EPS has specific and adequate policies in place for the expectation of members investigating any given matter when taking custody of a detainee delivered to EPS by community peace officers.

On September 27, 2022, the Chief concluded this file with no requirement for service or policy review or amendments.

4. Concluded by the Chief
File Number: PSB2021-0783
Date of Complaint: June 01, 2021
Investigator: Investigator Darryl Scherr

Summary

PSB received a complaint of service on July 12, 2021, regarding Edmonton Police services policy of dispatching calls in a timely manner. It was alleged that it took dispatch 24-25 hours to dispatch and have an officer respond to a complaint. The call was assessed and given a priority 5 status. Due to call volumes that had a higher priority that was assessed by EPS policy the call was not urgent and not dispatched immediately. It was found that all EPS policies were followed and because the people involved were in no danger the higher priority calls were dispatched first.

On September 15, 2022, the Chief concluded this file with no requirement for revisions or adjustments to policy.

5. Withdrawn
File Number: PSB2022-0282
Date of Complaint: March 08, 2022
Investigator: ADR Manager Donna Cross

Summary

PSB received a complaint of service on March 08, 2022, regarding Edmonton Police services policy of dispatching calls and policies in place when a wellness check is requested by family. It was the belief of the complainant that the EPS should have done more when the call for dispatch was placed. This complaint was withdrawn by the complainants on August 21, 2022.

COMPLIMENTS

During Q3 2022, thirteen (13) letters of appreciation were entered by the Edmonton Police Service. Professional Standards Branch would like to present six (6) of these letters.

1. **SUBJECT:** Compliments

MESSAGE: After submitting a traffic complaint for a repeat offender in our neighbourhood, [Redacted] Cst [Redacted] asked if he could speak on the phone regarding the incident. His positive demeanor and genuine knowledge regarding this driving behaviour were helpful! He gave me and my neighbours tangible steps to move forward and now that we know more, we can do better. Thanks so much for taking the time for education and having such a community focused approach, I appreciated our discussion a lot. Take care.

2. **SUBJECT:** A note of commendation for Cst. [Redacted]

MESSAGE: To Whom it may concern,

I would like to extend a note of appreciation to Cst.[Redacted] for his work today with a youth who was struggling. Rather than allowing this poor kid to repeat yet another fruitless attempt in accessing inappropriate services, he tried to make an extra effort towards helping him problem solve and provided good suggestions. It was positive for me to see a police officer who can respond to people who are suffering with a sense of humanity and compassion. I appreciate his kind and empathetic demeanor and a willingness to go the extra mile to help.

3. **SUBJECT:** Compliment

MESSAGE: Dear sir or Madam,

I wanted to take a few minutes to recognize the positive interactions I have had with three EPS members during the last few days.

I have had a very unusual, and emotionally tumultuous week, relating to an EPO that my own mother violated and I have had more EPS contact this past few days than I normally would over multiple years. Your members assisted me immensely and I am truly grateful.

This contact was spread over two unrelated files. I know that your members do a thankless job and receive very little recognition. I feel they deserve to be acknowledged for their professionalism and skills.

The members I would like to acknowledge are as follows:

1) Cst. [Redacted]. This was a simple call for service regarding a prohibited

stun gun device I had taken off the streets. She attended my residence to pick up the prohibited item as I didn't feel comfortable transporting to Division in my personal vehicle. She had to make two visits in order to meet me, but she made sure the file was handled. She was polite and cordial and extremely professional. Moreover, on a personal level, I have a 2 year old daughter who has been drilled that "girls can do anything" and knows that she will some day change the world. Cst. [Redacted] shows up, in a solo unit, with her small stature and height and barely enough room on her duty belt to hold all the kit. She had strong command presence, which as a combat veteran I can't help but recognize. She was well organized and friendly, but gives off the aura to not get on the wrong side of the SOP's. She is a shining example of how policing standards and recruitment has evolved from "the old days". I wish my daughter had been home to meet her, because she sets a great example for strong young ladies who may feel they have perceived limitations. I really enjoyed interacting with her, albeit briefly... and she gives me hope and optimism for the future of modern policing and recruitment. Please recognize her for this brief, but positive interaction.

2) Cst. [Redacted]. Last night Cst. [Redacted] attended my residence in the early morning hours shortly after I found my mother sitting on my front patio in the dark, in breach of an EPO. I was quite shaken up and unsure how to proceed. I was embarrassed to be in the situation, but she was calm and understanding, provided good advice, and waited supportively while I completed my written statement. She is wiser than her years, and I know she is an asset to the Service. Please ensure she knows that she made this situation easier for a man who isn't used to asking for help.

3) Cst. [Redacted]. I only interacted with him by telephone and email, however I would like to acknowledge his great skills in mental health / crisis intervention. My mother is suffering from some significant mental health challenges presently. Although he ultimately will be charging her criminally (tomorrow, I'm advised) he placed a large emphasis on mental health, diversion and options to assist my mother either aside from, or concurrent to criminal prosecution. As a former Combat medic, PTSD and mental health are very close to my heart. Cst. [Redacted] once again serves as an example of an evolving, modern Police Service that adapts to the times and considers all options, not just enforcement. This interaction also deserves to be recognized and I am grateful for his advice and assistance.

I am conditioned to be the rescuer and protector with my background, and I truly was humbled by the professionalism and integrity, and thoughtfulness that each of these officers displayed when it was my time to ask for help on behalf of my child.

They all represent your organization very well, and I'm thankful to have Officers like this in my city. Although these interactions are all small and superficial at first glance, they go a long distance when combined over time and service.

If you could please ensure that my comments reach the superiors / Command of each of these members' individually I would be grateful.

Kind regards,
[Redacted]

4. **SUBJECT:** Excellent Support

MESSAGE: Hi there,

My name is [Redacted] and I want to thank an officer who stepped up for me when I needed it.

On Aug 17, my family and I were involved in a car accident and were taken to hospital. When police came for my statement, I was still in a stretcher while my toddler (who had been luckily uninjured) was sitting colouring. I don't know her number but the Officer who i believe was named [Redacted] sat with her, played with her, and kept her entertained while her partner and I completed paperwork. It was a scary event to have my child's safety at risk, and have my capacity limited to care for her while I waited for family to come pick her up. Officer [Redacted] showed such tenderness and compassion to my daughter, and there is little else that brings such joy to my heart as much as people caring for my little one.

The caring side of policing is so overlooked, and perhaps is so limited due to the nature of the role but your Officer did it perfectly, and she should be commended and thanked for it.

Thank you Officer [Redacted], you made my awful day better and I keep coming back to that moment.

-[Redacted]

5. **SUBJECT:** Letter of Commendation

MESSAGE: On May 28, 2022, I came across a lost child in the Oliver neighborhood and called the police service.

Both Constables [Redacted] and [Redacted] demonstrated the values of the Edmonton Police Service through their professional and compassionate response to the situation. I was particularly impressed by their consideration of the needs of both the child and family. The Constables' thoughtfulness helped ease what was undoubtedly a stressful situation for these community members and I'm grateful to have the opportunity to express my gratitude for their service.

Please treat this letter as a Commendation that I recommend be placed on their employee files. Sincerely,

[Redacted]
Commissioner

6. **SUBJECT:** Praise

MESSAGE: Hello, this morning I was on the #9 bus from eaux Claire to downtown approximately 11:20 if I remember rightly... A young man got on the bus at eaux Claire with a very full backpack. From the second he sat down he was very nervous. Continually looking around, so much so he made me anxious and wondered what was in the backpack. I quickly determined if he stayed on the bus at Northgate that I would have to get off even though the bus was taking me to my destination.

Between eaux Claire and Northgate the bus was stopped by EPS and two officers climbed on board. Quietly they asked if his name was Noah, he said yes. One officer said I need you to get off the bus. He was asked to hand over the back pack which he did. After climbing off I believe he was handcuffed. I think there were 4 officers .3 male 1 female. They stayed in close proximity to him. Thereafter the bus pulled away. This was all done with quiet authority, no drama or raised voices. I thought this was performed in an excellent manner.

Thank you all for your service.

I would like to add this made me feel good as an observer and also for the young man involved.

[Redacted]

Edmonton Police Service Professional Standards Branch

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