



**Q4 2022 REPORT TO THE
EDMONTON POLICE COMMISSION**




The following report is submitted for:


- Approval
- Ratification
- Information

**PROFESSIONAL STANDARDS BANCH
January 19, 2023 EPC MEETING**

Approved by:



**Dale R. McFee
Chief of Police**



**Sean Anderson
Inspector**



January 19, 2023

TO: Dale R. McFee
Chief of Police

FROM: Inspector Sean Anderson
Professional Standards Branch

RE: QUARTERLY REPORT – Q4 of 2022

This report has been prepared for the January 19, 2023, Edmonton Police Commission meeting

During the fourth quarter of 2022 (Q4), Professional Standards Branch received 283 new files:

- 12 Public complaints as defined by Part 5 of the *Police Act*;
- 11 Internal complaints as defined by Part 5 of the *Police Act*;
- 22 EPS Matters; and
- 238 Citizen Contacts.

There were 7 files directed for Criminal Investigation (*Statutory Complaints*) during Q4 of 2022 (all 7 are related to notifications under s.46.1 of the *Police Act*).

Concluded 370 files:

- 6 *Statutory* complaints;
- 50 Public complaints as defined by Part 5 of the *Police Act*, including one (1) complaints regarding policies or services provided by the EPS;
- 23 Internal complaints as defined by Part 5 of the *Police Act*;
- 16 EPS Matter; and
- 275 Citizen Contacts.

The Edmonton Police Service dispatched 37,479 of calls received and recorded opening 12 compliments.



Inspector Sean Anderson
Professional Standards Branch

cc: John McDougall /Chair
Edmonton Police Commission



**Professional Standards Branch
October - December 2022
Q4 Report
Edmonton Police Service**

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STATISTICAL SUMMARY

Fourth Quarter of 2022 Update

1. RECEIVED FILES

The following figure shows the number and type of files received during the fourth quarter (Q4) 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 250 public files and 33 internal files.

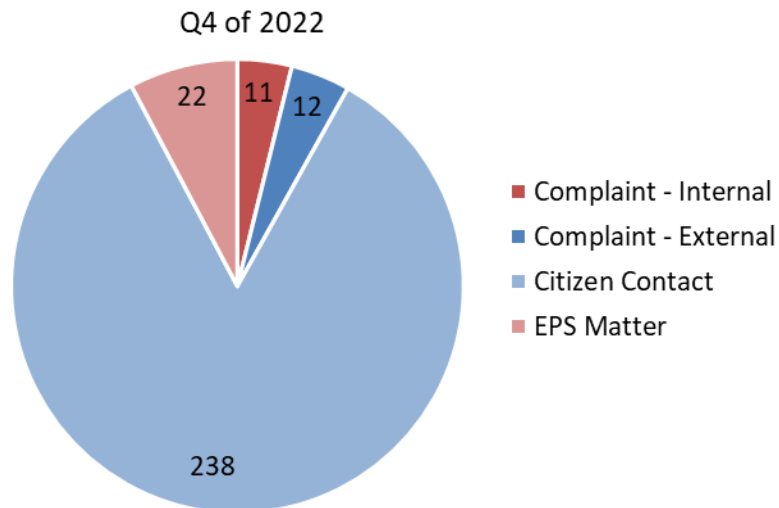


Figure 1-1. Type of Files Received During Q4 of 2022

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 8.3% compared to 2021. Of the 1189 public complaints received so far in 2022, 1035 have already been concluded (including 410 resolved through dispute resolution), 81 are in the process of dispute resolution or are being considered for dispute resolution, and 73 are being investigated under the Police Service Regulation.

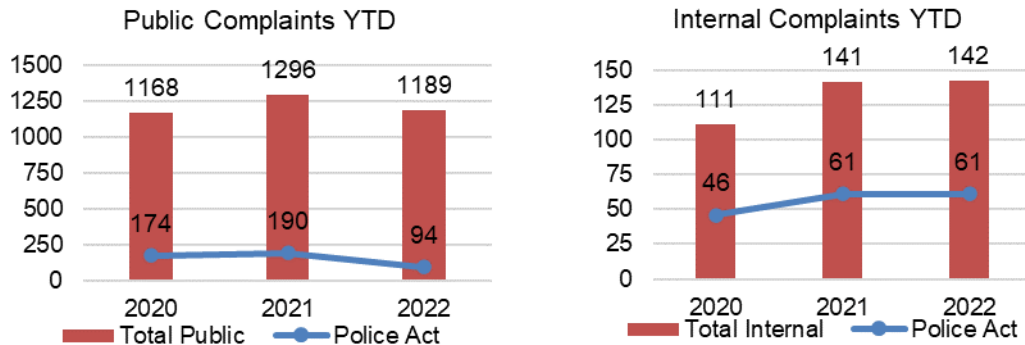


Figure 1-2. Yearly Changes in Public Contacts to PSB and Internal Matters

2. CURRENT WORKLOAD

As of December 31, 2022, PSB had 393 open investigations broken down as follows:

- 181 Complaints External
- 96 Complaints Internal
- 84 Citizen Contacts
- 32 EPS Matters

73 Statutory Complaints (All 73 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. review stages 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.).

Age and Status of all Open Investigations				
Year	Active	Forwarded	Suspended	Total
2017	0	0	1	1
2018	1	0	8	9
2019	3	0	10	13
2020	5	3	17	25
2021	36	2	77	115
2022	146	23	61	230
Total	191	28	174	393

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 and recommendations of the Investigative Manager);
- Executive Review (review and recommendations of the Inspector);
- Office of the Chief (review by the Office of the Chief and final concluding processes).

Investigations may also be pending other processes (e.g., dispute resolution, legal review, hearing, etc.).

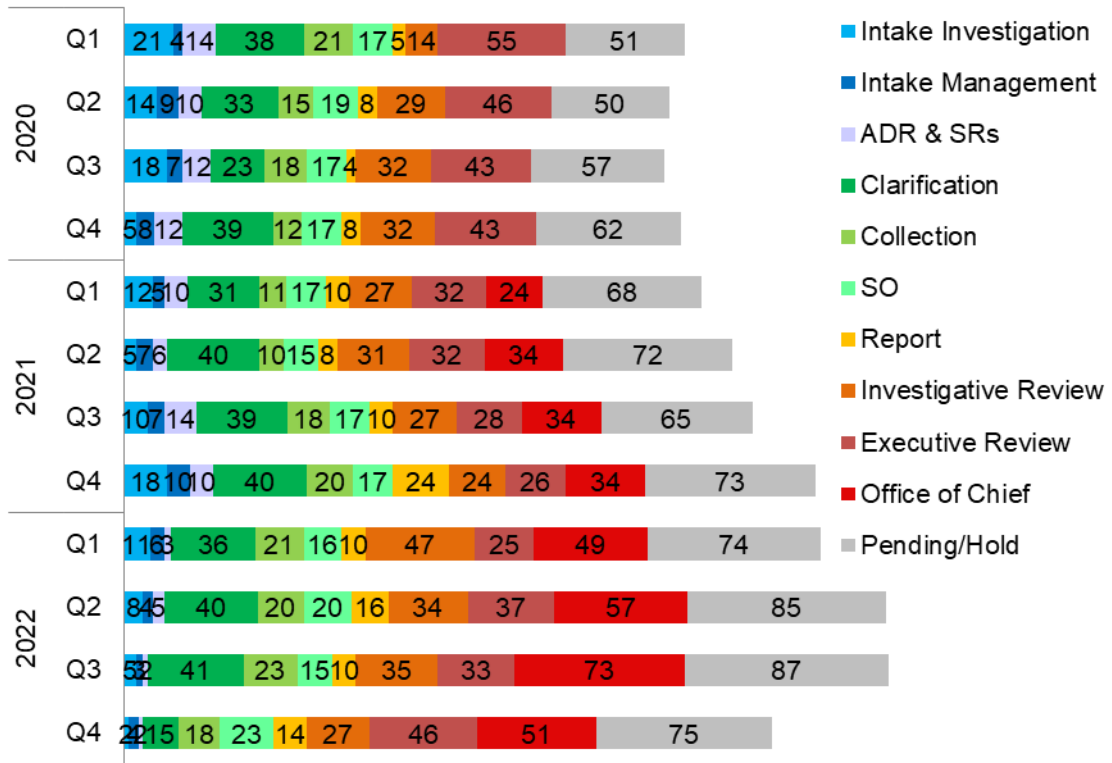


Figure 2-2. Quarterly Comparison of Complaint Stages

3. CONCLUDED FILES

The following figure shows the disposition of all Police Act Complaints and Statutory Complaints concluded during Q4 of 2022 (73 Police Act Complaints, 6 Statutory Complaint).

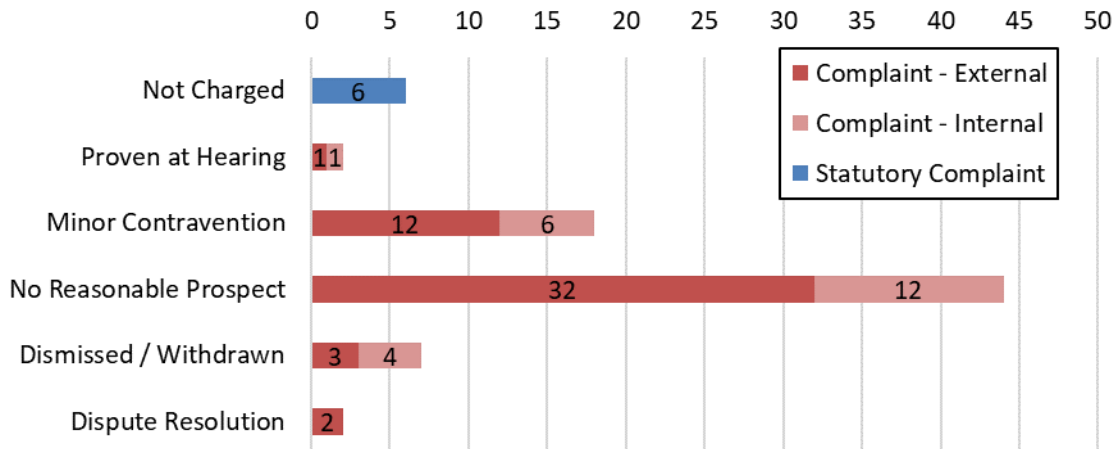


Figure 3-1. Dispositions of Concluded Police Act Complaints

	2020		2021		2022	
	Q4	YTD	Q4	YTD	Q4	YTD
Received						
Public Complaints/Concerns	271	1168	321	1296	250	1189
Police Act Complaint	48	174	50	190	12	94
Citizen Contact	223	994	271	1106	238	1095
Internal Matters	30	111	35	141	33	142
Police Act Complaint	12	46	16	31	11	61
EPS Matter	18	65	19	80	22	81
Total	301	1279	356	1437	283	1331
Concluded						
Public Complaints/Concerns	322	1182	316	1260	325	1257
Police Act Complaint	54	188	41	167	50	126
Citizen Contact	268	994	275	1093	275	1131
Internal Matters	29	109	22	107	39	123
Police Act Complaint	8	39	7	33	23	53
EPS Matter	21	70	15	74	16	70
Total	351	1291	338	1367	364	1380

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

4. LEGAL

DISCIPLINARY HEARINGS	Total	File Number
Directed	2	PSB2021-1072 PSB2022-0151
Concluded	2	PSB2013-0314 (Sustained; 80h SWOP) PSB2015-0160/PSB2015-0180 (Sustained; Dismissal from Service)
LERB	Total	File Number
Appeals Received	9	PSB2020-1205 PSB2020-1242 PSB2021-0106 PSB2021-0306 PSB2021-0370 PSB2021-0383 PSB2021-0783 PSB2021-1083 PSB2022-0323
Decisions Rendered	1	PSB2018-1071 (Dismissed)
Appeals Withdrawn	0	
EPC APPEALS	Total	File Number
Appeals Received	0	
Decisions Rendered	1	PSB2021-1211 (Abandoned)
EPC Matters Ongoing	1	PSB2022-0325

Figure 4-1. Disciplinary Hearings and appeals during Q4 of 2022

CONCLUDED DISCIPLINARY HEARINGS

1. File Number: PSB2013-0314
Date of Complaint: March 26, 2014
Subject Officer: Cst. W. Paesch
- 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.)

On November 04, 2022 Cst. Paesch plead guilty to two counts of Neglect of Duty and one count of Discreditable Conduct and by way of an Agreed Statement of Fact and joint submission on penalty the member received an eighty (80) hour suspension without pay.

2. File Number: PSB2017-0890
Date of Complaint: September 19, 2017
Subject Officer: Det. P. Kelly
- 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.)

On November 04, 2022 by way of a written decision provided by Chief Supt (Rtd) Kamins, Det. Kelly was found guilty of four counts of Neglect of Duty, five counts of Deceit and one count of Discreditable Conduct. This matter is pending the Presiding Officer's written decision on penalty.

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

On December 15, 2022 by way of a written penalty decision provided by Chief Supt (Rtd) Kamins, and for three proven counts of Discreditable Conduct and two proven counts of Insubordination, Det. Lewis was issued an immediate termination from the Edmonton Police Service as per 17(1)(f) of the *Police Service Regulations*.

3. File Number: PSB2021-0692
Date of Complaint: June 16, 2021
Subject Officer: Det. G. Lewis
- 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.)

Given the member's termination effective December 15, 2022, jurisdiction was lost over this matter.

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 January 13, 2023.

2. 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 16, 2023.

3. File Number: PSB2021-1073
Date of Complaint: September 22, 2021
Subject Officer: Cst. A.B.
- Discreditable Conduct x 2
- Presenting Officer: D. Cranna, Field LLP
Presiding Officer: F. Kamins, Chief Supt (Rtd.)

Open Disciplinary Hearing is scheduled for January 25, 2023

4. 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.

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 March 23, 2023.

6. 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 Penalty by Presiding Officer.

7. 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.

8. 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.

9. File Number: PSB2021-1063
Date of Complaint: September 27, 2021
Subject Officer: Cst. A.B.
- Insubordination x 2

Subject Officer Cst. C.D.
• Insubordination x 2
Subject Officer Cst. E.F.
• Insubordination x 2

New matter not yet scheduled.

- 10.** File Number: PSB2021-0385
Date of Complaint: March 29, 2021
Subject Officer: Cst. A.B.
• Insubordination x 1

New matter not yet scheduled.

- 11.** File Number: PSB2022-0151
Date of Complaint: February 08, 2022
Subject Officer: Cst. A.B.
• Insubordination x 1
• Discreditable Conduct x 2

New matter not yet scheduled.

- 12.** File Number: PSB2021-1072
Date of Complaint: September 25, 2021
Subject Officer: Cst. A.B.
• Discreditable Conduct x 2

New matter not yet scheduled.

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

There was one (1) Complaint of Service under Section 44 of the *Police Act* that were resolved or concluded during the fourth quarter from October 1, 2022, to December 31, 2022.

1. Concluded by the Chief
File Number: PSB2021-1083
Date of Complaint: September 30, 2021
Investigator: Detective Maria Munson

Summary

On September 30, 2021, Professional Standards Branch received a complaint regarding Edmonton Police Service policies to prevent the unnecessary disclosure of victim/reporter information to perpetrators. It is alleged that EPS disclosed a reports name to a perpetrator of a serious crime. It was determined that if the reporter had requested when reporting the crime to be anonymous that there are policies in place to ensure the reporter is kept anonymous. This was not requested by the reporter at the time of the call.

On September 27, 2022, the Chief concluded this file with no requirement for the EPS to create or amend current policy and procedures.

COMPLIMENTS

During Q4 2022, twelve (12) letters of appreciation were entered by the Edmonton Police Service. Professional Standards Branch would like to present five (5) of these letters.

1. **SUBJECT:** Non-Emergency line Event

MESSAGE: Dear Sirs,

I have been dealing with your officers in person and on the non-emergency phone complaint line for several weeks regarding a homeless encampment behind my home.

I wish to pass along to your officers (and the City's High Risk Encampment Team) my appreciation for their understanding and kindness in dealing with me and in dealing with the couple camped behind me. I am a senior living alone. The homeless issue gets more pronounced each year, and because I have a green space behind me, there is often activity there. The police informed me of the High-Risk encampment team and also provided me with much information at a meeting I attended in Malmo Plains. This info has been passed on to my neighbors, who are equally concerned.

Though it took several weeks, the camp has been removed. My heart goes out to these people, and to the people who are having to deal with this issue.

Again, I'm grateful and I thank you for your kindness and for the respect shown to everyone involved.

Sincerely, [Redacted]

2. **SUBJECT:** Thank you EPS

MESSAGE: To Whom it may concern,

On behalf of my family, I would like to express my sincere appreciation to Constables [Redacted] and [Redacted] of the Southwest Division who responded to our welfare check request on October 1 for my mother who was experiencing mental health issues. We were very impressed by their respectful and calm handling of the situation and the compassion they showed her. This was our first encounter with the Edmonton Police Service, and we will continue to hold these officers and the EPS in very high regard.

Regards,

[Redacted]

3. **SUBJECT:** [Redacted] Edmonton West

MESSAGE: Dear Sir/Madam,

On April 5, 2021, we wrote to express our sincere appreciation of the tremendous service of EPS Officers, Cst. [Redacted] and Cst. [Redacted] (West Division). With reassignment of both in late 2021, we were promptly introduced to Cst. [Redacted].

Cst. [Redacted] immediately became familiar with the property and its vulnerable residents and provided prompt and effective response to incidents and outstanding communication. When addressing issues related to drug use, homelessness, and quality of life, Cst. [Redacted] was engaged, professional and exemplified the best quality of law enforcement.

It is with this dedication that our property continues to become a safer place to live and visit. Please accept this letter as formal appreciation and thanks to Cst. [Redacted] and the Edmonton West Division.

Sincerely,

GREYSTONE RESIDENTIAL MANAGEMENT CORP.

4. **SUBJECT:** Thank you !

MESSAGE: To whom it may concern,

I would like to extend a sincere gratitude to the individuals who promptly responded to my file [Redacted] regarding theft of property. I appreciate the dedication to retrieve my items in such a timely manner. Even though this is a small case, it was taken very seriously, and the communication was outstanding. An overall remarkable job. Thank you Cst. [Redacted], Cst. [Redacted] and Cst.[Redacted] for your service!

Regards,
[Redacted]

5. **SUBJECT:** Compliment

MESSAGE: Hello,

I recently had my phone stolen and subsequently filed a report. The responding officer, Constable [Redacted], from the South-East Edmonton Police division exemplified the duty to serve. Though I felt contacting the EPS and reporting the incident would lead to no further action, I was amazed and proud of the service provided. Constable [Redacted] made me feel my concerns and complaint were valid. He listened to every excruciating detail and kept me reassured. His attendance to my needs as a concerned public servant were miles above what I expected. He was committed throughout the process to achieve the best possible result. His due diligence and investigative abilities led to me recovering my device. Officers such as Constable [Redacted] are pillars in society that keep our valued police services progressing forward with the respect and trust they practice on a daily

basis. Without Constable [Redacted] I would be out of a phone, but more likely so out of faith that our city was safe in the hands of our police service.

I would like to thank Constable [Redacted] for his service and his regard for citizens such as myself. I appreciate his pain-staking effort and determination.

Thank you. Regards,

[Redacted]

Commissioner

Edmonton Police Service Professional Standards Branch

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