



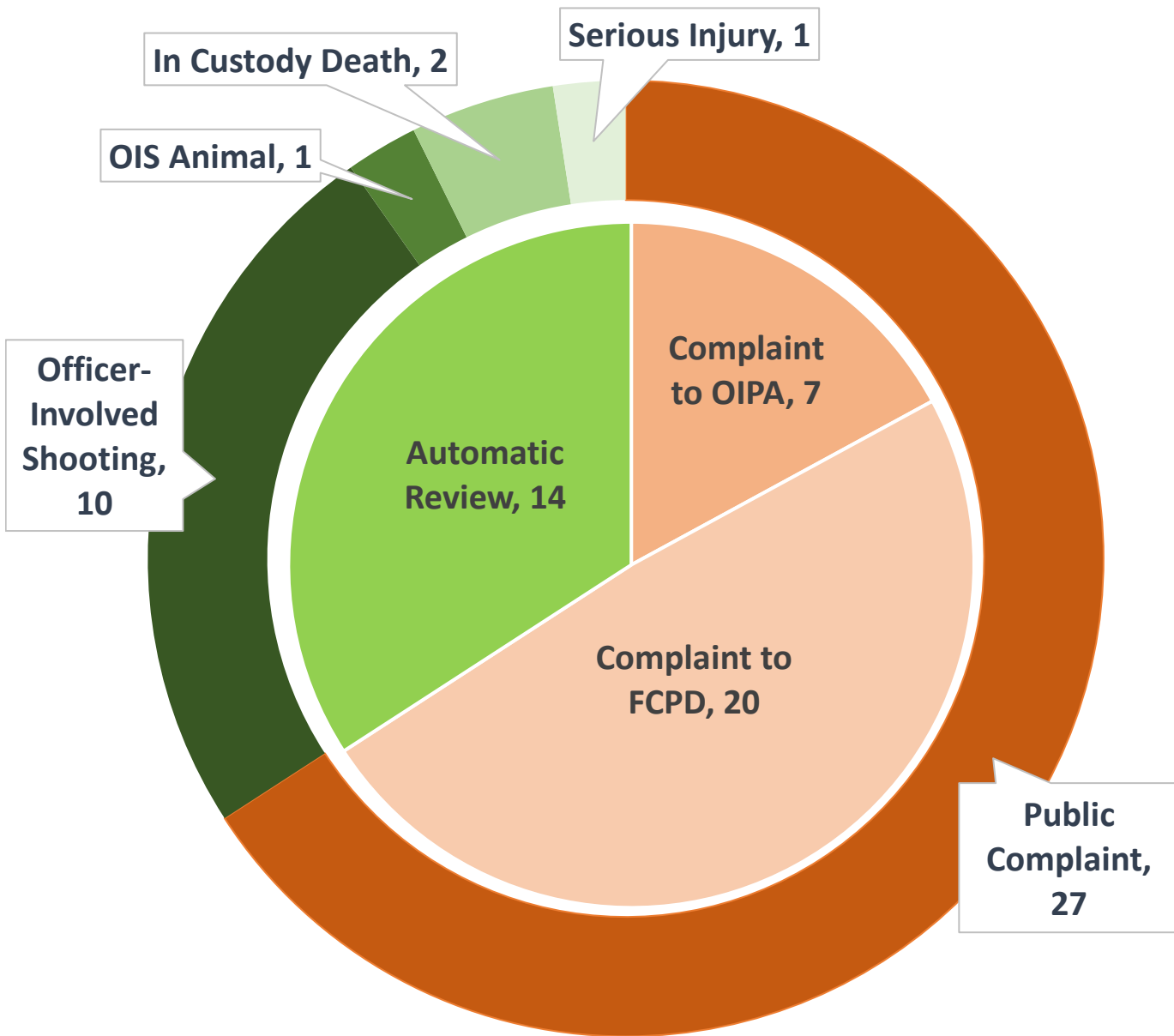
Independent Police Auditor

OIPA 2023 Annual Report

Richard G. Schott, Independent Police Auditor

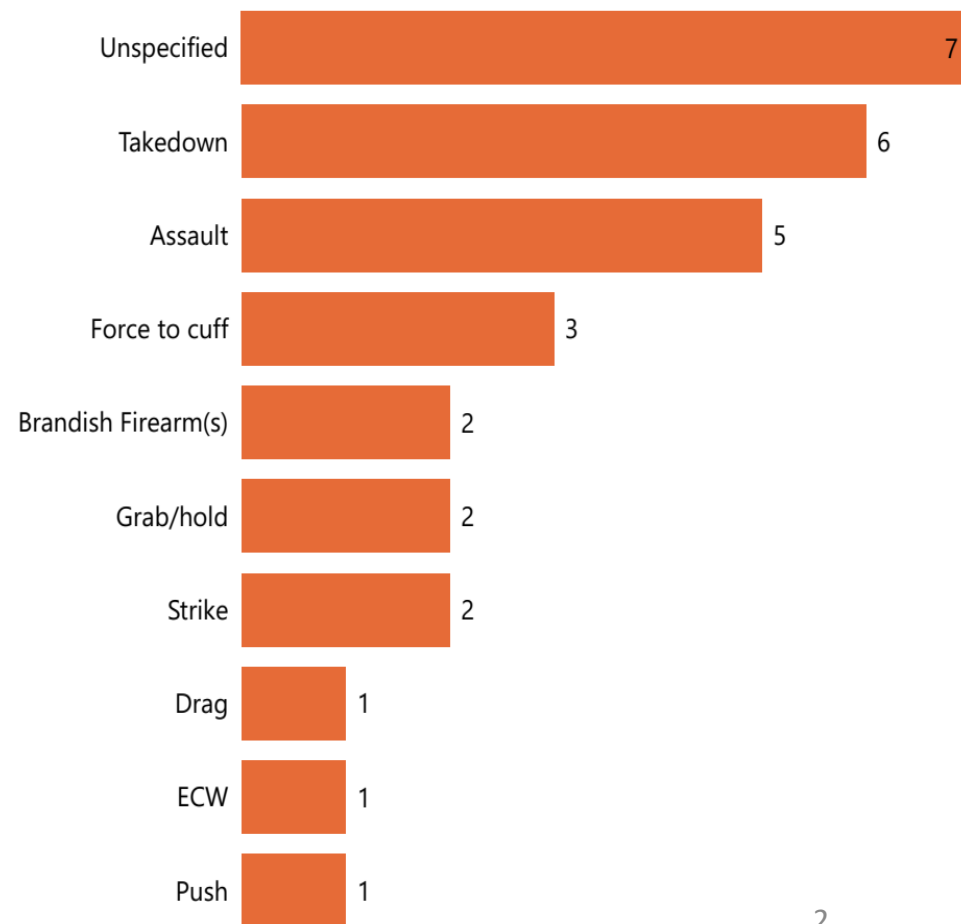
June 4, 2024

41 Active Case Reviews in 2023



27 Complaints of Excessive Force including allegations:

of Cases Active in 2023 by Force Type or Allegation

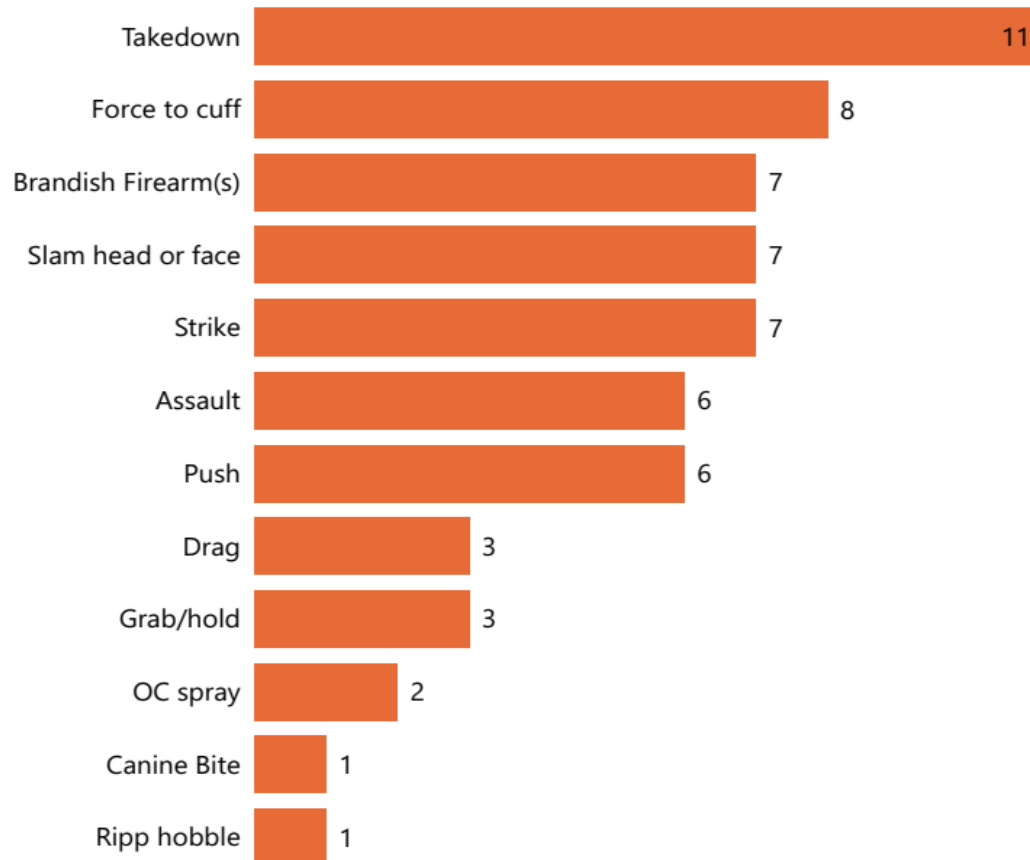


* Each case may have more than one allegation made.

39 Retroactive Cases to be Reviewed

- Opened 39 cases to be reviewed retroactively by the Auditor
- Complaints with force allegations that were made to the FCPD between 2018-2022

of Cases Opened Retroactively in 2023 by Allegation*



- IPA Priority of Review:
 - Complaints of pointed firearms *(Completed 3/29/24)*
 - Complaints alleging non-serious injury
 - Complaints of excessive force lodged in 2022
 - Complaints of excessive force lodged 2018, 2019, and 2020

* Each case may have more than one allegation made.

2023 Case Reviews Closed: Officer-Involved Shootings

| OIPA Case # | Incident Date | Description | Location | IPA Review Start Date | Report Date |
|-------------|---------------|--|--------------------------------------|-----------------------|-------------------------------------|
| IPA-20-02 | 1/28/2020 | Execution of search warrant at residence | Lee Landing Drive, Falls Church | 1/29/2020 | 1/11/2023 Report |
| IPA-20-10 | 12/17/2020 | Caller reported shots fired in apartment; hostage | Peach Orchard Drive, Falls Church | 12/18/2020 | 1/11/2023 Report |
| IPA-22-01 | 1/4/2022 | Domestic call for service; execution of Emergency Custody Order (ECO) | Briarton Drive, Sully District | 1/4/2022 | 4/28/2023 Report |
| IPA-22-07 | 6/30/2022 | Execution of arrest warrant by Summer Crime Initiative unit in shopping mall parking lot | Springfield Town Center, Springfield | 6/30/2022 | 8/29/2023 Report |

2023 Case Reviews Closed: Complaints of Force

| OIPA Case # | Incident Date | Incident or Allegation Description | Initiated By | IPA Review Start Date | Report/Memo Date |
|-------------|---------------|------------------------------------|----------------------|-----------------------|-------------------------------------|
| IPA-22-05 | 11/14/2021 | UOF (Strike) | Complaint to FCPD | 1/6/2022 | 2/3/2023 Memo |
| IPA-22-09 | 7/9/2022 | UOF (Brandished Firearm) | Complaint to OIPA | 7/11/2022 | 6/6/2023 Report |
| IPA-23-03 | 3/15/2021 | UOF (Assault Allegation) | Complaint to OIPA | 4/17/2023 | 6/16/2023 Report |
| IPA-23-12 | 8/19/2022 | UOF (Excessive Force) | Complaint to FCPD | 8/28/2023 | 9/11/2023 Memo |
| IPA-23-15 | 7/17/2023 | UOF (Assault Allegation) | Complaint to FCPD | 8/1/2023 | 12/15/2023 Memo |

Policy Recommendations

- FCPD should add “proportionality” to the definitions in its use of force policy. (PERF)
- FCPD should retain the “objective reasonableness” standard to analyze use of force (and not replace with the “necessary and proportional” standard). (PERF) (RMWG)
- FCPD does not need to update its policy on shooting into vehicles. (PERF)
- FCPD Internal Affairs detectives already examine all related actions (when investigating a “PSI”/OIS) to determine whether personnel acted according to departmental policy. (PERF)
- FCPD should adopt a foot pursuit policy. (PERF) (RMWG)
- Conduct leading up to a use of force should be evaluated. (RMWG)
- FCPD should continue to conduct its own administrative investigations* (not the Panel or Auditor). (RMWG)
- FCPD should provide public access to demographic data for all key police actions. (RMWG)
 - Demographic data should be collected/shared on all requests for consent to search and incidents in which force would have been justified by law and policy, but during which no (or lesser) force was used.
- FCPD should capture each act of civilian resistance and each officer’s use of force—sequentially—for any incident during which force is used. (RMWG)

Other 2023 Activities

- Developed new procedures
 - Intake of Cases and Public Reporting
 - Monitoring and Reviewing Activities
- Support to the Police Civilian Review Panel
 - Day-to-day administrative support to the Panel and OPCRP
 - Training and procedure development
 - Preparing investigative files for Panel review
- Participation on FCPD Performance Review Board
- Outreach and media events
- IACP policy development
- Reviewed IAB complaint status to ensure timely and adequate responses to complainants
- Continued to facilitate a Virginia-specific alliance on civilian oversight

QUESTIONS