



CITIZENS' POLICE REVIEW BOARD
Meeting of Thursday, February 5, 2009 6:15 P.M.
CITY HALL – HEARING ROOM #1, 1st Floor
ONE FRANK H. OGAWA PLAZA
OAKLAND, CALIFORNIA (510) 238-3159

	Attachments
I. Call to Order	
II. Roll Call	
III. Approval of January 15, 2009 Minutes ViewReport.pdf	1
IV. Open Forum	
V. Agenda Discussion	
VI. Staff Reports Pending Cases as of January 29, 2009 ViewReport.pdf	2
VII. Director's Report Statistics on Officer Involved Shooting ViewReport.pdf	3
VIII. Letter to Chief Tucker re: Mediation Policy Concerns ViewReport.pdf	4
IX. Tactical Training – Presented by Sgt. Carlos Gonzalez	
X. Closed Session	
A. Case Proposed for Administrative Closure/ Pursuant to Ordinance No. 12454 C.M.S. section 6, paragraph G subsection 9, hearing would not facilitate the fact-finding process.	
1. Case No. 08-0158, Edward Hamilton	5
a. Staff Report	
b. Public Comment	
c. Discussion	
d. Action	

Complainant alleges he was stopped by two officers while walking to Smart & Final for a red light violation. He was told that another officer observed him making a drug transaction. He was handcuffed, searched and detained for twenty five minutes.

Rationale for administrative closure – Based on statements and the evidence, the investigation revealed that the officer acted in accordance with OPD Policy and the California Vehicle Code.

2. Case No. 08-0218, Tahaya Grant 6
- a. Staff Report
 - b. Public Comment
 - c. Discussion
 - d. Action

Complainant alleges officers went inside her home without her permission and searched her bedroom and threw clothes around. Officers informed her that they were conducting a probation sweep of her boyfriend who they had just arrested during a car stop. Complainant alleges officers planted a gun and drugs in her house and she is now facing eviction and the loss of her Section 8 housing.

Rationale for administrative closure – Based on the statements and evidence the investigation revealed that there is not a preponderance of evidence to support a sustained finding against any subject OPD member.

3. Case No. 08-0277, Genova Byrd 7
- a. Staff Report
 - b. Public Comment
 - c. Discussion
 - d. Action

Complainant alleges he was improperly stopped for a red light violation in a location that did not have a red light. Complainant also alleges that the officers involved were extremely rude when he told them he had a disability and could not get his driver's license out of his back pocket without getting out of the car. One of the officers took out a taser, pointed it at the Complainant and threatened to tase him. Complainant was handcuffed and searched and cited.

Rationale for administrative closure – Based on the evidence the investigation revealed that there is not a preponderance of evidence to support a sustained finding against any subject OPD member.

4. Case No. 08-0297, Iowa Robinson obo Genaro Famarin 8
- a. Staff Report
 - b. Public Comment
 - c. Discussion
 - d. Action

Complainant filed a complaint on behalf of her boyfriend who is currently incarcerated. Complainant alleges he was getting out of his car at a store when police arrived and started running towards him. He got scared and started running away police caught him and started beating him he was taken to

Highland Hospital. Complainant alleges Mr. Famarin was charged with battery against a police officer even though he did not touch the officers.

Rationale for administrative closure – Based on the evidence the investigation revealed that there is not a preponderance of evidence to support a sustained finding against any subject OPD member.

Closed Session Hearing, **CPRB Case # 08-0266, Akili Banjo obo Casper Banjo** **9**

1. Public Comment Prior to the Commencement of the Closed Hearing
 2. Closed Hearing
 3. Closed Session Deliberations
- XI. Open Session Disclosure of non-confidential closed session matters
By motion and vote in open session Board elects whether to disclose non-confidential information
- XII. Adjournment

NOTE: Meetings of the Citizens' Police Review Board are accessible. Individuals requesting alternate format materials and/or auxiliary aids and services must do so no later than five working days before the scheduled meeting date, otherwise it may not be possible to arrange a specific accommodation. Such requests should be addressed to the Citizens' Police Review Board, One Frank H. Ogawa Plaza, 11th Floor, Oakland, CA 94612, or by telephone by calling (510) 238-3159. **Because some persons are sensitive to certain chemicals, persons attending this meeting are requested to refrain from wearing scented products.** TTY (238-2007).

CPRB MISSION STATEMENT

The Citizens' Police Review Board is committed to ensuring that Oakland has a professional police department, whose members behave with integrity and justice. As representatives of the community, our goal is to improve police services to the community by increasing understanding between community members and police officers. To ensure police accountability, we provide the community with a public forum to air its concerns on policy matters and individual cases alleging police misconduct.