

Monthly Statistical Report on Allegations and Resolutions of MNPD Misconduct Complaints

October 21, 2020



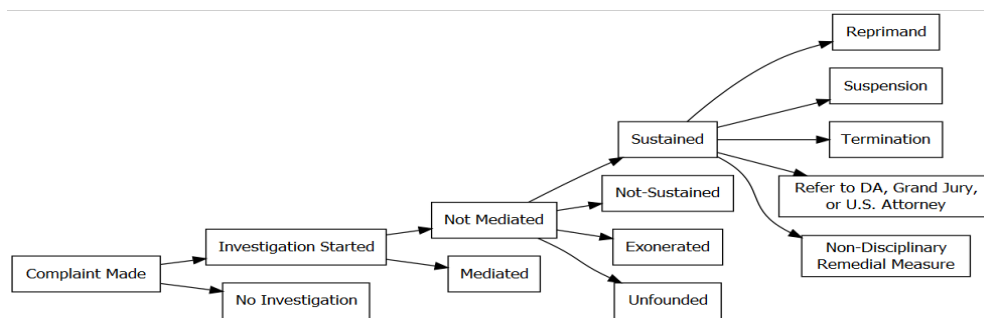
METRO NASHVILLE COMMUNITY OVERSIGHT

Metro Nashville Community Oversight Board (COB) was enacted through a Metro Charter Amendment ratified by the majority of voters on November 6, 2018. The mission of the Board is to provide an accessible, respectful, independent and effective forum for community participation in the investigation and resolution of complaints of Metropolitan Nashville Police Department (MNP) misconduct; to examine and issue policy recommendations regarding local law enforcement policies and practices; to encourage open and constructive communication and cooperation between local law enforcement and Metro’s residents; and to protect civilians’ rights and promote professionalism and best practices in the MNP, enhancing community-police relations and creating a safer Nashville.

The mission of the Board is supported by Metro Nashville Community Oversight (MNCO), a department of Metropolitan Nashville Government. MNCO began accepting complaints of MNP misconduct on April 1st, 2019. MNCO investigators examine all complaints, collect evidence, and issue resolution reports to the COB.

This statistical report describes the number and types of MNP misconduct allegations that have been reported to MNCO and assesses the demographic characteristics of complainants. Since no cases have been mediated or had a finding based on investigatory findings, this report does not show case outcomes or recommended discipline. Results in the report reflect the current investigations as of October 21, 2020. Future results may differ as more information on cases becomes available.

Life of a Complaint to MNCO

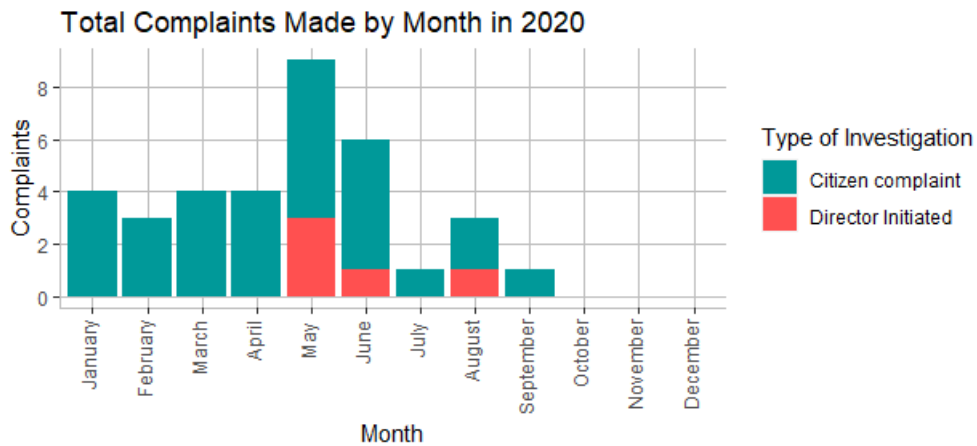


All allegations of MNP misconduct are evaluated by investigators. If a complaint does not fall under the jurisdiction of MNCO (e.g. it occurred by a police department other than MNP) or occurred prior to April 1, 2019, the investigation is not pursued. If an investigation is opened, investigators collect witness statements and other evidence to corroborate the complaint. All cases except those alleging excessive force, serious bodily injury, or in-custody deaths are eligible for mediation. The complainant may choose to have a mediation session with the officer and the officer must consent to mediate the complaint. For cases that are not mediated, investigators determine whether the evidence shows whether the officer engaged in the alleged misconduct and whether the conduct was

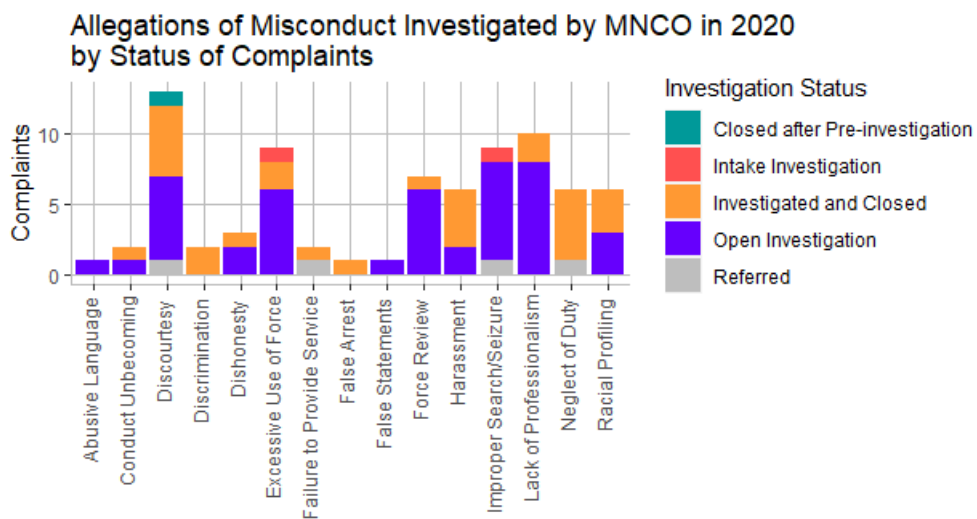
against policy. The COB receives a resolution report and, in sustained cases, determines a recommendation for appropriate discipline for the officer.

Allegations of Misconduct

In 2020, 30 civilian complaints have been made to MNCO. Of these, 9 (30%) are currently open investigations. MNCO has also initiated 5 investigations at the direction of the Executive Director. Currently, 3 (60%) director-initiated investigations are open. From 2019, 1 cases remain open.



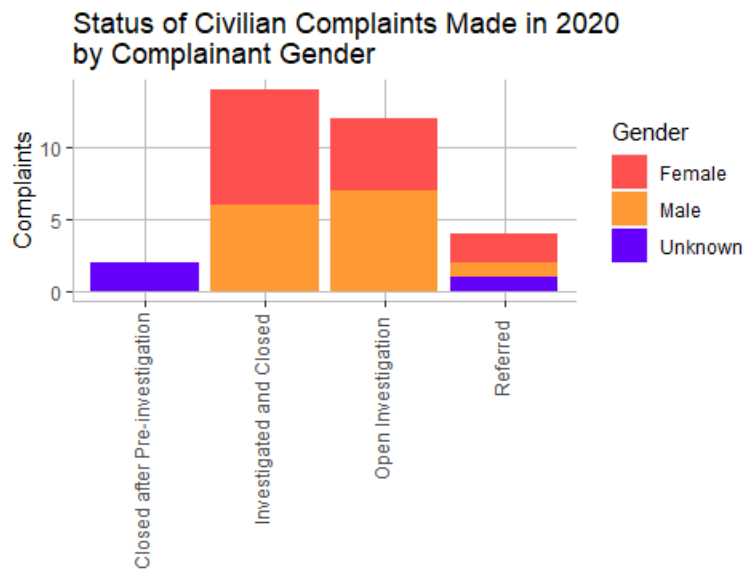
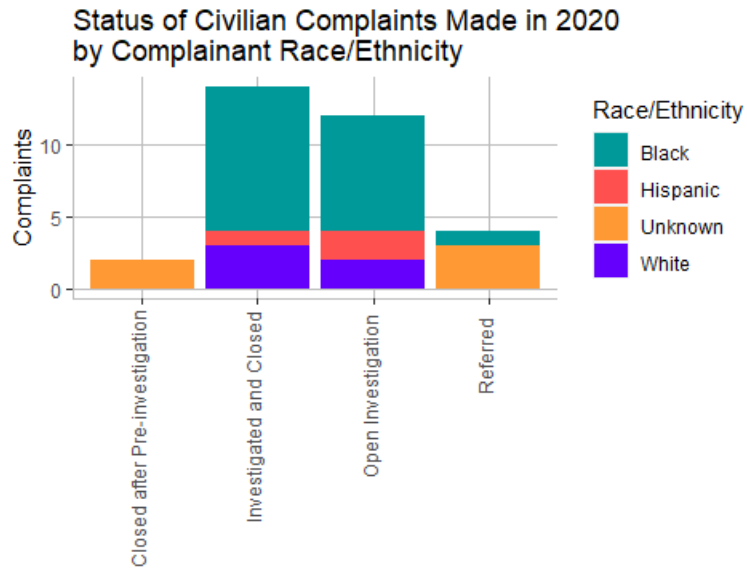
Each complaint has one or more specific allegation(s) of misconduct or administrative review. In 2020, the following allegations have been made against MNPD officers. Figure includes both civilian complaints and director-initiated investigations. Note that the total number of allegations is greater than the number of complaints because complaints usually include multiple allegations of misconduct and may include multiple officers.



Note: Complaints usually contain more than one allegation of misconduct.

Demographics

MNCO tracks complainant demographics to assess complaint trends and need in the community. The following graphs show complaints made to MNCO by case status and complainant race/ethnicity and gender. Only civilian complaints are included.

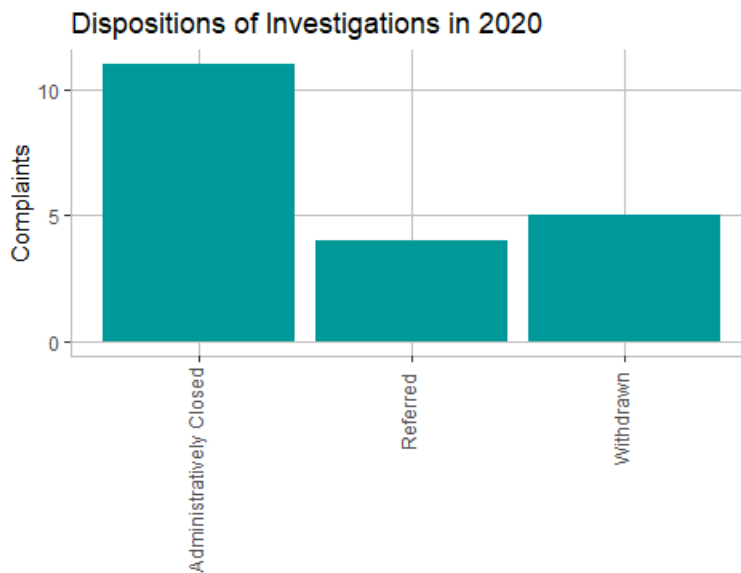


Dispositions

The following outcomes are possible from an investigation:

| Outcome | Definition |
|---------------------------|---|
| Sustained | The factual findings support the allegations in the complaint by the preponderance of the evidence, which conduct was inconsistent with MNPDP policy. |
| Not Sustained | The factual findings do not support the allegations in the complaint by the preponderance of the evidence. |
| Policy Exoneration | The factual allegations in the complaint do not violate the law or MNPDP policy; or, although the factual findings support the allegations in the complaint, the conduct proved by the preponderance of the evidence was lawful and consistent with MNPDP policy. |
| Unfounded | The allegations in the complaint were proven false by the preponderance of the of the evidence. |

In 2020, MNCO has reached the following dispositions on investigated cases.



Tables

Table 1: Civilian Complaint Status by Race/Ethnicity and Gender (Some Complaints have Multiple Complainants)

| | Closed after Pre- investigation (N=2) | Investigated and Closed (N=14) | Open Investigation (N=12) | Referred (N=4) | Total (N=32) |
|---------------------------------------|--|-----------------------------------|---------------------------------|-------------------|-----------------|
| Complainant Race/Ethnicity | | | | | |
| Black | 0 (0.0%) | 10 (71.4%) | 8 (66.7%) | 1 (25.0%) | 19 (59.4%) |
| Hispanic | 0 (0.0%) | 1 (7.1%) | 2 (16.7%) | 0 (0.0%) | 3 (9.4%) |
| Unknown | 2 (100.0%) | 0 (0.0%) | 0 (0.0%) | 3 (75.0%) | 5 (15.6%) |
| White | 0 (0.0%) | 3 (21.4%) | 2 (16.7%) | 0 (0.0%) | 5 (15.6%) |
| Complainant Gender | | | | | |
| N-Miss | 2 | 0 | 0 | 1 | 3 |
| Female | 0 | 8 (57.1%) | 5 (41.7%) | 2 (66.7%) | 15 (51.7%) |
| Male | 0 | 6 (42.9%) | 7 (58.3%) | 1 (33.3%) | 14 (48.3%) |