

CIVILIAN POLICE REVIEW BOARD

DURHAM



1869
CITY OF MEDICINE

FY 2013 - 2014 Annual Report

101 City Hall Plaza
Durham, NC 27701

ACKNOWLEDGMENTS

The Civilian Police Review Board for the City of Durham (CPRB) would like to thank Secretary to the Board, Tonette Amos, Senior Executive Assistant for the Office of the City Clerk for keeping minutes of meetings and maintaining all records pertaining to the business of the Board; Counsel to the Board, Kimberly Rehberg, Senior Attorney for the Office of the City Attorney for providing legal guidance to the Board by offering information about and interpretations of relevant federal, state and local laws, statutes and regulations and Office of the City Manager Liaison to the Board, Karmisha Wallace, Senior Assistant to the City Manager for the Office of the City Manager for administrative support, facilitating communication with the Office of the City Manager and assisting in the work of the Board.

The assistance, availability, and accommodations of Ms. Amos, Attorney Rehberg and Ms. Wallace were invaluable in aiding the members of the Board in performing our duties.

The CPRB also expresses appreciation to Thomas Bonfield, City Manager for the City of Durham for the opportunity to serve and consideration of recommendations offered by the Board.

MEMBERSHIP

The CPRB consists of nine residents of the City of Durham, all of whom are appointed by City Manager Thomas Bonfield. Members serve staggered four-year terms and are eligible for reappointment.

The members of the CPRB were as follows:

Name	Original Appointment	Term Expiration
Pastor Deborah W. Bowling	March 14, 2012	June 30, 2015
Rev. Rachel H. Green	September 28, 2010	June 30, 2014
David Harris	August 27, 2008	June 30, 2014
Stephen E. Kraus	April 2, 2014	June 30, 2015
DeWarren K. Langley	October 27, 2009	June 30, 2015
Steven McNulty	January 11, 2013	June 30, 2014
Carlos Siu	September 27, 2010	June 30, 2014
David A. Smith	January 19, 2010	June 30, 2014
Dr. Cynthia Wells	March 14, 2012	June 30, 2015

DeWarren K. Langley served as Chairman and Carlos Siu served as Vice Chairman. Mr. Siu submitted his resignation as Vice Chairman on May 6, 2014. Steve McNulty was elected Vice Chairman at the regular meeting on June 25, 2014 to serve until the election of new officers.

Five vacancies were created with the term expirations of members, Rev. Rachel H. Green, David Harris, Steven McNulty, Carlos Siu and David A. Smith on June 30, 2014. City Manager Thomas Bonfield requested members with term expirations continue to serve as the Office of the City Manager and City Council assessed and took action on the recommendations from the Human Relations Commission and Civilian Police Review Board.

NUMBER OF MEETINGS

The CPRB holds meetings when necessary for the purpose of conducting business, training and work sessions. The CPRB is required to meet at least once per quarter. The CPRB had four regular meetings:

- September 18, 2013
- December 11, 2013
- March 26, 2014
- June 25, 2014

The CPRB also had two special meetings.

The Public Information & Feedback Session was held on February 26, 2014. The purpose of the session was to provide citizens with an overview of the complaint procedure and functions of the CPRB as well as to receive specific suggestions from citizens on changes to the mission, duties & responsibilities and jurisdiction of the CPRB.

The CPRB held a work session on April 7, 2014 to discuss and take action on recommendations made by members and the public to the mission, duties & responsibilities and jurisdiction for submission to City Manager Thomas Bonfield.

ATTENDANCE

Name	09/18/13	12/11/13	02/26/14	03/26/14	04/07/14	06/25/14	%
Pastor Deborah W. Bowling	P	P	A	P	P	A	67%
Rev. Rachel H. Green	A	P	A	A	P	P	50%
David Harris	P	P	P	P	P	P	100%
Stephen E. Kraus					P	P	100%
DeWarren K. Langley	P	P	P	P	P	P	100%
Steven McNulty	P	P	P	P	P	P	100%
Carlos Siu	P	P	P	P	EA	P	83%
David A. Smith	P	P	A	P	P	P	83%
Dr. Cynthia Wells	EA	P	P	P	P	P	83%

P = Present A = Absent EA = Excused Absence

NUMBER OF REQUESTS FOR APPEAL HEARINGS & SUMMARY OF CASES

The CPRB received and reviewed six Requests for Appeal Hearings from complainants who were not satisfied with the conclusions of a review conducted by the Professional Standards Division of the Police Department. The Requests for Appeal Hearings were submitted by the following individuals:

- Imer B. Rodriguez & Douglas Ortiz (Use of Force)
- Michael D. Williams (Conduct Unbecoming of Police Department Personnel)
- DeCarlos Orlando Stanley (Search)
- James Michael Lynch (Conduct Unbecoming of Police Department Personnel)
- Renee Daunay (Unethical conduct)
- Marie Martin (Search)

The CPRB carefully reviewed the materials the complainant provided to the Office of the City Clerk as the basis for an appeal, as well as investigative materials submitted by the Professional Standards Division of the Police Department in the review of the complaint.

Of the six Requests for Appeal Hearings, the CPRB did not find sufficient evidence to conclude that the Police Department's investigation of the cases was inappropriate and therefore voted to deny the Requests for Appeals Hearing.

The jurisdiction of the CPRB is limited to the results of investigations of use of force, unethical conduct and/or conduct unbecoming of Police Department Personnel or arrest, search and seizure. Of the six Requests for Appeal Hearings, two involved allegations of conduct unbecoming of Police Department Personnel, two involved allegations of improper search, one involved allegations of unethical conduct and one involved allegations of use of force.

NUMBER OF HEARINGS

The CPRB denied six Requests for Appeal Hearings, thus did not hold any hearings.