

Recommendation Update Form

This response is in reference to recommendation # 23-7 Area Command Valley

Responsible SME: Commander Norms

Date Sent: 2/24/23

Date Due: 3/6/23

*Please provide response to highlighted portions.

APD UPDATE:

This is in response to the Valley CPC recommendation made on 2/24/2023. IAFD is already in the practice of notifying officers and their respective commanders of the outcome of all level 2 and 3 Use of Force investigations. This is done by way of an official letter sent via e-mail. Example of the wording below:

22-00

F2022-000

Officer [REDACTED]:

The purpose of this letter is to inform you that the Internal Affairs Force Division (IAFD) has completed the force investigation in which you were involved.

IAFD has determined that based on a preponderance of the evidence, the force reviewed was found to be in compliance with all applicable APD policies, City, State and Federal laws. Please be aware that this case may still be presented to the Force Review Board (FRB) for further review. They have the authority to make changes to the disposition of the investigation. If you have any questions regarding this investigation please feel free to contact IAFD at 505-924-8388.

Although IAFD does this, we do accept the recommendation. The letter informs officer and their respective commander of the disposition and also gives the officer the option and opportunity to contact IAFD to inquire further about the reasoning behind the disposition of the case.

Recommendation Status: Approved Denied

*If denied please give reasoning:

Chief made aware of recommendation: Yes No

Chief Signature: Mike Smathers

Mike Smathers Acting Chief

Date: 3-7-23

Recommendation Submission

CPC -This response is in reference to recommendation # 23-2

CPC -Area Command Valley

CPC -Referenced CASA area (A,B,C,D,E): Use of Force

APD -Responsible SME: Cmdr. Norris

APD -Date received 2/24/2023

RECOMMENDATION (One (1) recommendation per submission.

Recommendation/Reasoning must be 500 words or less for submission):

As the External Force Investigation Team continues to investigate use of force cases they have recommended that at the conclusion of each case that letter be placed in each officer's file. The Valley CPC concurs with the recommendation. We also that once the letter is placed that the officer in question interviews an immediate superior to analyse the result. This was recommended by a member of an amici group at the recent EFIT hearing before Judge Browning.