

Monthly Statistical Report on Allegations and Resolutions of MNPD Misconduct Complaints

January 17, 2020



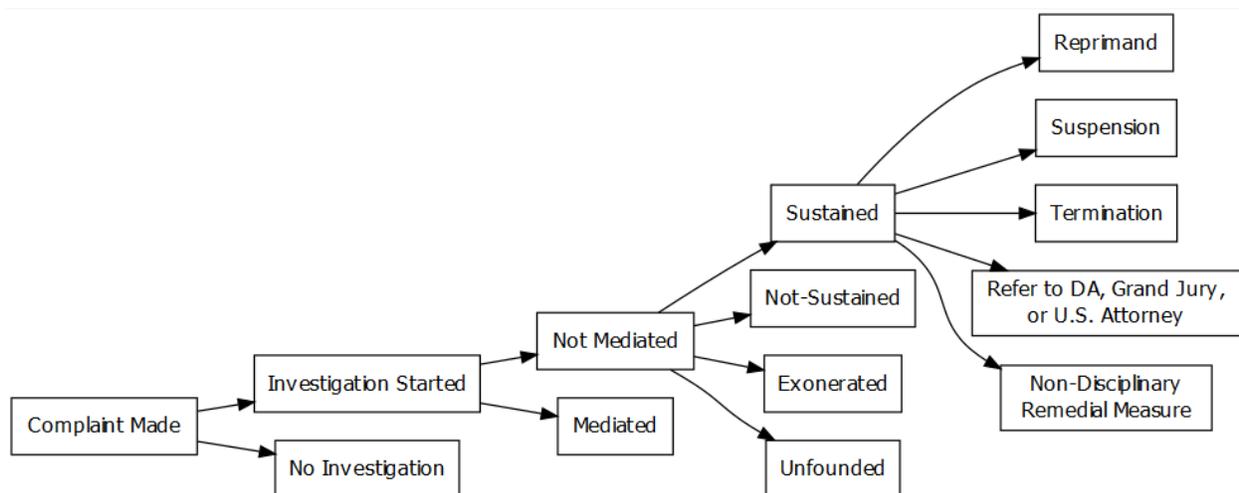
METRO NASHVILLE COMMUNITY OVERSIGHT

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. Since that date, MNCO has received a total of 35 allegations of misconduct. 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 January 17, 2020. Future results may differ as more information on cases becomes available.

Life of a Complaint to MNCO

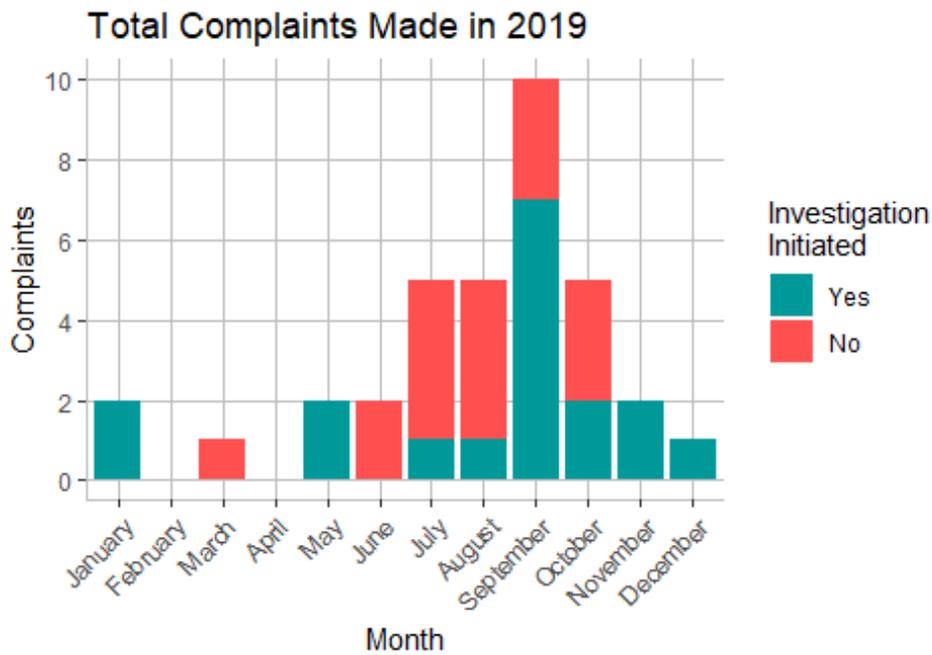


All allegations of MNP misconduct are evaluated by investigators. If a complaint does not fall under the jurisdiction of MNCO (e.g. it occurred by a police department other than MNP) or occurred prior to April 1, 2019, the investigation is not pursued. If an investigation is opened, investigators collect 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

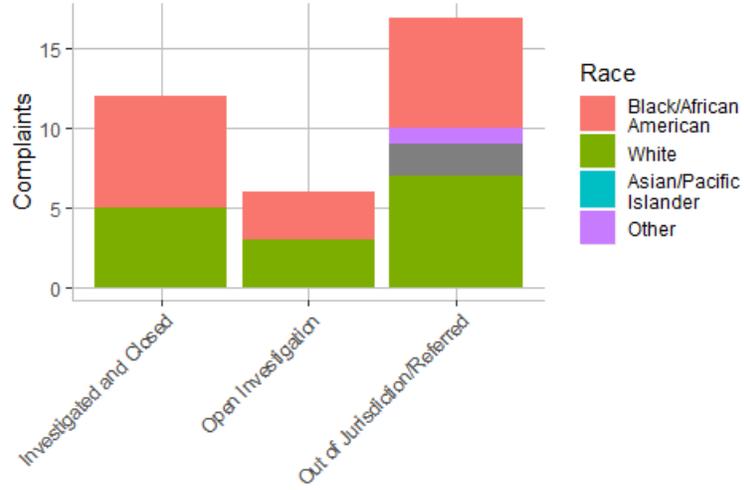
In 2019, 35 complaints have been made to MNCO. Of these, 18 (51%) have been or are being investigated. There are currently 6 open cases.



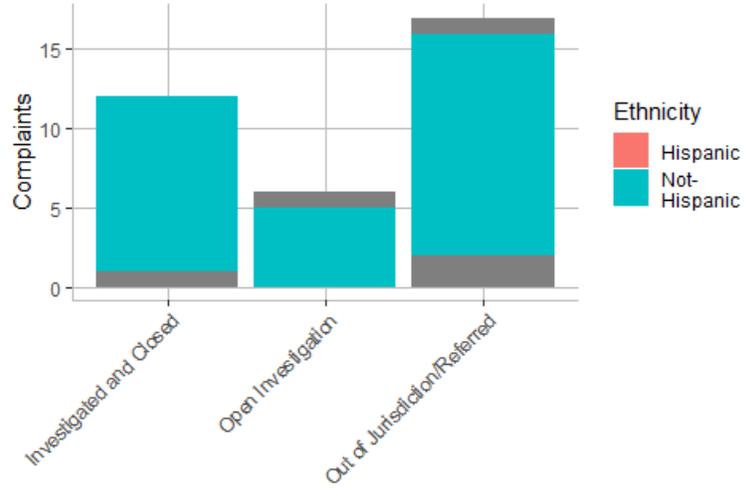
Demographics

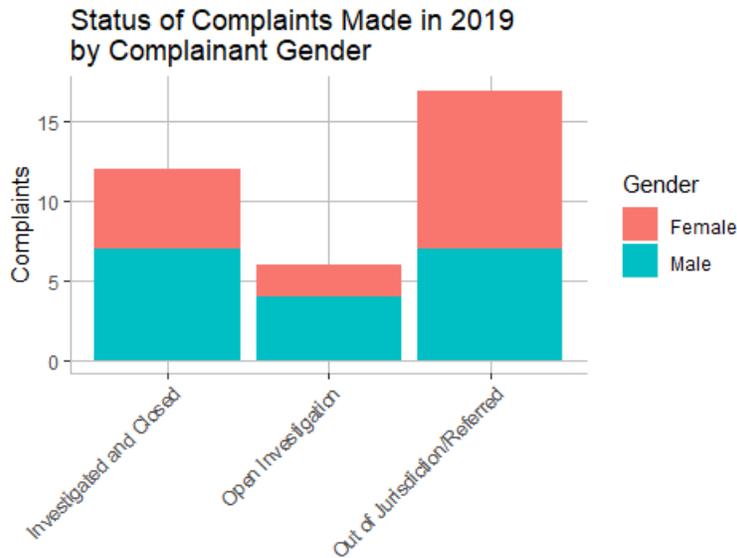
MNCO tracks complainant demographics to assess complaint trends and need in the community. The following graphs show complaints made to MNCO by case status and complainant race, ethnicity, and gender.

Status of Complaints Made in 2019
by Complainant Race



Status of Complaints Made in 2019
by Complainant Ethnicity





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 MNPD 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 MNPD 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 MNPD policy.
Unfounded	The allegations in the complaint were proven false by the preponderance of the of the evidence.

As the COB issues dispositions on allegations of misconduct, additional information will be given on the outcomes of complaints made to MNCO.

Tables

Table 1: Case Status by Race, Ethnicity, Gender, and Source

	Investigated and Closed (N=12)	Open Investigation (N=6)	Out of Jurisdiction/Referred (N=17)	Total (N=35)
Complainant				
Race				
N-Miss	0	0	2	2
Black/African American	7 (58.3%)	3 (50.0%)	7 (46.7%)	17 (51.5%)
White	5 (41.7%)	3 (50.0%)	7 (46.7%)	15 (45.5%)
Asian/Pacific Islander	0 (0.0%)	0 (0.0%)	0 (0.0%)	0 (0.0%)
Other	0 (0.0%)	0 (0.0%)	1 (6.7%)	1 (3.0%)
Complainant				
Ethnicity				
N-Miss	1	0	2	3
Hispanic	0 (0.0%)	1 (16.7%)	1 (6.7%)	2 (6.2%)
Non-Hispanic	11 (100.0%)	5 (83.3%)	14 (93.3%)	30 (93.8%)
Complainant				
Gender				
Female	5 (41.7%)	2 (33.3%)	10 (58.8%)	17 (48.6%)
Male	7 (58.3%)	4 (66.7%)	7 (41.2%)	18 (51.4%)
Transgender	0 (0.0%)	0 (0.0%)	0 (0.0%)	0 (0.0%)
Source				
Director	1 (8.3%)	1 (16.7%)	0 (0.0%)	2 (5.7%)
Email	2 (16.7%)	0 (0.0%)	8 (47.1%)	10 (28.6%)
Facebook	1 (8.3%)	0 (0.0%)	0 (0.0%)	1 (2.9%)
Note	0 (0.0%)	0 (0.0%)	1 (5.9%)	1 (2.9%)
Phone	6 (50.0%)	4 (66.7%)	7 (41.2%)	17 (48.6%)
Walk-in	1 (8.3%)	1 (16.7%)	1 (5.9%)	3 (8.6%)
Website	1 (8.3%)	0 (0.0%)	0 (0.0%)	1 (2.9%)