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EXECUTIVE DIRECTOR

**EXECUTIVE DIRECTOR'S REPORT TO THE BOARD**  
**January 8, 2014**

The CCRB received 410 complaints in December 2013. This was 87 more complaints than in the same period of 2012, when the CCRB received 323 complaints. While this is a 27% increase for this month, it is important to note that the agency's toll-free line was not operational in December 2012 as a result of Hurricane Sandy.

In 2013, the board received 5,419 complaints within its jurisdiction. This was 322 fewer complaints than in 2012, a 6% decrease. Total intake at the CCRB, including complaints within our jurisdiction and those we refer out, declined by 22% from 14,657 complaints in 2012 to 11,484 in 2013.

The board closed 864 cases in December. In 2013 the board closed 2,082 full investigations, including 300 substantiated complaints. The annual substantiation rate was 14%. In 2013 civilians and officers mediated 144 cases, 132 were successful and 12 were not and 260 cases were closed as mediation attempted. The Case Resolution Rate, the rate at which cases are fully investigated or mediated as a percentage of all case closures, was 35%.

The mediation unit processed 28% more cases than in 2012, from 474 in 2012 to 606 in 2013. We offered mediation in 58% of all eligible and suitable cases, resulting in 595 civilians accepting mediation for a 55% civilian acceptance rate. We offered mediation to 620 officers and 512 accepted, for an 83% officer acceptance rate.

We have begun to track additional information concerning the category of cases closed as complaint withdrawn. Data from October through December shows that in this category; 53% of complainants had no desire to follow through, 11% did not want to take time for an interview, 7% withdrew upon advice of counsel, 6% feared retaliation, 3% just wanted to make the complaint, 17% provided other reasons and 2% provided no reason.

The agency's docket at the end of 2013 stood at 2,394 cases, which is a 15% decrease over the open docket in November when it stood at 2,819. Ninety-two percent of our open investigations stem from complaints filed within the last year, and 65% were filed in the last

four months. Of the open cases, 325 are awaiting panel review, or 14% of the docket. 1,858 are being investigated and 212 cases are in the mediation program.

By date of incident, 14 cases in the CCRB's open docket are 18 months and older. This is 0.6% of the open docket. Three of these cases are on DA hold and 8 cases were filed months after the date of incident. Two cases are pending panel review and one case has been re-opened.

In November, the police department closed 3 substantiated cases involving 5 officers. One officer was found guilty after trial and 4 officers received instructions. From January through November, the disciplinary action rate was 58% and the department declined-to-prosecute rate was 28%. In cases in which the department pursued charges and specifications, the conviction rate was 82%. This includes officers who pled guilty to charges and officers who were found guilty after disciplinary trials. The guilty after trial rate was 64%.

In 2013, 139 cases were substantiated by the board with a recommendation of charges and specifications. These cases constitute the docket of the administrative prosecution unit (APU) and they involve 212 officers. Of these 139 cases, 8 cases against 12 officers have been closed as statute of limitations expired, 40 cases are pending trial, 19 cases are pending negotiation, 4 cases are pending final approval of the guilty plea, and 68 cases are in other stages of the process. By the type of allegation being prosecuted, 83% of all allegations are abuse of authority, 8% are force allegations and 9% are either discourtesy or offensive language allegations. Fifty-two percent of all allegations are stop and frisk allegations.