



City of Boston, Massachusetts
Office of Police Accountability and Transparency
Evandro C. Carvalho, Executive Director

September 11, 2025

Commissioner Michael Cox

Boston Police Department
One Schroeder Plaza
Boston, MA 02120
CC: OPAT Commissioners

Dear Commissioner Cox,

The Civilian Review Board (CRB) of the Office of Police Accountability and Transparency (OPAT) is empowered by city ordinance to “provide recommendations for the revision of [Boston Police Department] policies and procedures to the Police Commissioner.”¹ This letter is the first effort from the CRB toward that policy directive, and we anticipate sending similar letters from time to time. Specifically, we write to express concern and offer recommendations regarding (1) the Boston Police Department (BPD) employees’ current posture toward cooperation with the OPAT investigations, and (2) BPD Commissioner’s non-responsiveness to CRB recommendations.

1. BPD Employees’ Non-Cooperation with OPAT Investigations

First, the CRB is gravely concerned about the widespread refusal of Boston Police Department officers and employees to participate in interviews or cooperate with OPAT investigations. On many occasions, SEIU Local 888 and Boston Police Superior Officers Federation (BPSOF) representatives have responded to OPAT requests for officers to cooperate with investigations by informing OPAT that the officer would not be participating in the investigation. This includes a September 21, 2023, letter from BPSOF Attorney Patrick Bryant asserting that “sworn officers are not expected or required to participate in OPAT investigations;” a February 27, 2024, response from Local 888 Representative Neal O’Brien stating that Officer Brandon Johnson “will not be in attendance” at an OPAT investigatory meeting; and a January 21, 2025, letter from O’Brien stating that Local 888 “and its bargaining unit members will not attend OPAT meetings,” and that its members are in fact being advised “to refrain from accepting OPAT invitations.”

¹ Boston, Mass., Code § 12-16.9(F) (2024).



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This pattern of non-engagement violates the principles of accountability and transparency, which hampers both OPAT's ability to thoroughly investigate allegations of misconduct and the CRB's ability to make recommendations based on a full understanding of the situation. When officers refuse to participate, this demonstrates resistance to civilian oversight and directly contradicts the spirit of community-centered reform that the City has publicly committed to.

1a. CRB Recommendation: Issue a department-wide policy or directive mandating full cooperation with OPAT investigations, including participation in interviews and production of documentation. The directive should put OPAT investigations on level playing field with BPD internal affairs investigations and should specify that non-cooperation may result in disciplinary action.

Specifically, CRB recommends that a new BPD policy include the following elements:

- A commitment from BPD to regularly collaborate with the OPAT office, including regularly sharing information and data in response to requests.
- **Direct its officers and employees to cooperate in OPAT investigations** on the clock (not requiring overtime).
 - "Cooperation" includes but is not limited to:
 - Responding to interview requests and subpoenas² within a reasonable time frame to be defined in collaboration with the OPAT Commission;
 - Participating in interviews of a reasonable duration to be defined in collaboration with the OPAT Commission;
 - Producing or making available relevant documents, including but not limited to records, officer identification information, duty logs, communications, camera or video footage, and other digital data;
 - Completing OPAT-administered written statements or questionnaires.

2. BPD Commissioner's Non-Responsiveness to CRB Recommendations

Second, the CRB is deeply concerned that you, the Commissioner, have consistently not respected the recommendations made by the CRB in regards to discipline matters, and some recommendations remain un-responded to for more than a year. Only a small number of sustained findings with recommendations

² As envisioned in OPAT Ordinance Section 12.16-4(b).



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for discipline have actually led to disciplinary action, and even then, the discipline taken has been significantly less serious than the recommendation, as pointed out in the recent WBUR article.³ Even more concerning, the CRB members recently learned that your response to cases #18, #262, #287, #395, and #398 have all included the BPD Commissioner submitting the cases to the BPD Internal Affairs Division, even after the CRB finding and discipline recommendations have been made. As a reminder, CRB findings are final, and regulation 12-16.11 is controlling. We are concerned that CRB's determination for a sustained finding in case #18 was effectively undone by the BPD Commissioner. Specifically, 12-16.11(e) reads "Should the Police Commissioner choose not to implement the disciplinary action recommended by the CRB, the Police Commissioner shall notify the CRB of the implemented disciplinary action and detail the reasons the recommendation was not accepted." It does not give the option to change or undo a sustained finding, but only to not implement the proposed disciplinary action.

The OPAT ordinance does not provide for, nor does it make logical sense for cases that members of the public chose to bring to OPAT (and not to BPD Internal Affairs Division (IAD)) to have you then submit the case to IAD. The OPAT ordinance created the CRB and gave the CRB authority to make recommendations for officer discipline. This was meant to improve accountability, transparency, and public trust in policing in Boston. We express deep concern that (1) your ignoring and not even responding for more than a year to some CRB recommendations, (2) the CRB recommendations for sustained findings and recommended discipline as well as (3) your submitting these same findings/recommendations for review from IAD for further investigation undermines the values of accountability, transparency, and public trust.

2a. CRB Recommendation: BPD Commissioner set either an internal or public-facing policy to respond within a reasonable time frame (to be determined in collaboration with the OPAT Commission) to CRB recommendations concerning discipline, and treat the recommendations from CRB with a greater deal of respect, consideration, and attention.

³ "Boston police chief routinely rejects disciplinary recommendations by oversight board." Walter Wuthmann, August 28, 2025. WBUR, available at: <https://www.wbur.org/news/2025/08/28/boston-police-commissioner-officers-discipline>



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OPAT was created in response to widespread calls for police reform, and we are committed to dismantle harmful systems and build true accountability. This work is integral not only for the community—which deserves safety, fairness, and trust in their institutions—but also for BPD itself—which benefits from a transparent, credible process that strengthens its relationship with the public. Fostering accountability for police misconduct is an ongoing process that requires input and trust-building from both community members and police department employees.

Boston cannot move forward with a police accountability system that is ignored by police leadership and employees. We urge your leadership to correct this and recommit to a vision of public safety rooted in transparency, community trust, and justice. These recommendations are directed toward BPD itself, and we also urge Boston City Council to exercise its authority to ensure these reforms are implemented.

We look forward to your prompt response and action on these issues, and we remain available to discuss and advise on these questions.

Respectfully,

The City of Boston's Civilian Review Board

Office of Police Accountability and Transparency



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September 15, 2025

Michael Cox
Commissioner, Boston Police Department
1 Schroeder Plaza
Boston, MA 02120

Dear Commissioner Cox,

Per Ordinance, the Office of Police Accountability and Transparency (OPAT) provides the following details regarding cases heard by the Civilian Review Board (CRB). On Thursday, September 11, 2025, the CRB met in a publicly noticed meeting to review and make determinations on the complaints below filed with OPAT.

Case # 259:

1. Officer Kyle Owen Gaughan ID #157204

The CRB voted unanimously (6-0) **Insufficient Evidence To Make a Finding** on the alleged violation of the following BPD Rules:

- Rule 102§9 (Respectful Treatment)
- Rule 304§2 (Use of Non-Lethal Force)

2. Officer Manuel A. Mundo, ID #162961

The CRB voted unanimously (6-0) **Insufficient Evidence To Make a Finding** on the alleged violation of the following BPD Rules:

- Rule 102§9 (Respectful Treatment)
- Rule 304§2 (Use of Non-Lethal Force)



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Case # 510:

1. Officer Leroy Fernandes ID # 113407

The CRB voted unanimously (6-0) **Sustained** on the alleged violation of the following BPD Rules:

- Rule 102§4 (Neglect of Duty)
 - Accompanying recommended discipline from the Board for the Sustained rule violation:
 - Rule 102§4 (Neglect of Duty) **Oral Reprimand**

2. Officer Kamisha L. Green ID # 135897

The CRB voted unanimously (6-0) **Sustained** on the alleged violation of the following BPD Rules:

- Rule 102§4 (Neglect of Duty)
 - Accompanying recommended discipline from the Board for the Sustained rule violation:
 - Rule 102§4 (Neglect of Duty) **Oral Reprimand**

3. Officer Sylvester Lee Barker ID # 164098

The CRB voted unanimously (6-0) **Sustained** on the alleged violation of the following BPD Rules:

- Rule 102§4 (Neglect of Duty)
 - Accompanying recommended discipline from the Board for the Sustained rule violation:
 - Rule 102§4 (Neglect of Duty) **Oral Reprimand**



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4. Officer Calvin E. Clairborne Jr. ID # 162953

The CRB voted unanimously (6-0) **Sustained** on the alleged violation of the following BPD Rules:

- Rule 102§4 (Neglect of Duty)
 - Accompanying recommended discipline from the Board for the Sustained rule violation:
 - Rule 102§4 (Neglect of Duty) **Oral Reprimand**

Case # 243:

1. Operator Alexis Williams, ID # 133948

The CRB voted unanimously (6-0) **Unfounded** on the alleged violation of the following BPD Rules:

- Rule 102 § 4 (Neglect of Duty)
- Rule 102 § 9 (Respectful Treatment)
- Rule 324 § 4 (Telephone Report Taking Procedure)

Case # 272:

1. Officer Connor Askins ID # 157639

The CRB voted unanimously (6-0), **Not Sustained** on the alleged violation of the following BPD Rules:

- Rule 102§4 (Neglect of Duty)
- Rule 102§9 (Respectful Treatment)

The CRB voted unanimously (6-0) **Information Inquiry** on the alleged violation of the following BPD Rules:



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- Rule 304§2 (Use of Non-Lethal Force)
- Rule 405§1-9 (Body Worn Camera Policy)

2. Officer Michael Walsh ID # 15100

The CRB voted unanimously (6-0) **Not Sustained** on the alleged violation of the following BPD Rules:

- Rule 102,§4 (Neglect of Duty)
- Rule 102§9 (Respectful Treatment)

The CRB voted unanimously (6-0) **Information Inquiry** on the alleged violation of the following BPD Rules:

- Rule 304§2 (Use of Non-Lethal Force)
- Rule 405§1-9 (Body Worn Camera Policy)

3. Officer Jonathan Michael Marcel ID # 162971

The CRB voted unanimously (6-0) **Not Sustained** on the alleged violation of the following BPD Rules:

- Rule 102§4 (Neglect of Duty)
- Rule 102§9 (Respectful Treatment)

The CRB voted unanimously (6-0) **Information Inquiry** on the alleged violation of the following BPD Rules:

- Rule 304§2 (Use of Non-Lethal Force)



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4. Officer Daniel T. Toomey ID # 102676

The CRB voted unanimously (6-0) **Not Sustained** on the alleged violation of the following BPD Rules:

- Rule 102§4 (Neglect of Duty)
- Rule 102§9 (Respectful Treatment)

The CRB voted unanimously (6-0) **Information Inquiry** on the alleged violation of the following BPD Rules:

- Rule 304§2 (Use of Non-Lethal Force)

5. Officer Kevin R. Cooper ID #11807

The CRB voted unanimously (6-0) **Not Sustained** on the alleged violation of the following BPD Rules:

- Rule 102§4 (Neglect of Duty)
- Rule 102§9 (Respectful Treatment)

The CRB voted unanimously (6-0) **Information Inquiry** on the alleged violation of the following BPD Rules:

- Rule 304§2 (Use of Non-Lethal Force)
- Rule 405§1-9 (Body Worn Camera Policy)

6. Officer Anthony N. Bellissimo ID # 80344

The CRB voted unanimously (6-0) **Not Sustained** on the alleged violation of the following BPD Rules:



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- Rule 102§4 (Neglect of Duty)
- Rule 102§9 (Respectful Treatment)

The CRB voted unanimously (6-0) **Information Inquiry** on the alleged violation of the following BPD Rules:

- Rule 304§2 (Use of Non-Lethal Force)
- Rule 405§1-9 (Body Worn Camera Policy)

7. Officer Eric J. McPherson Jr. ID # 168364

The CRB voted unanimously (6-0) **Not Sustained** on the alleged violation of the following BPD Rules:

- Rule 102§4 (Neglect of Duty)
- Rule 102§9 (Respectful Treatment)

The CRB voted unanimously (6-0) **Information Inquiry** on the alleged violation of the following BPD Rules:

- Rule 304§2 (Use of Non-Lethal Force)
- Rule 405§1-9 (Body Worn Camera Policy)

Case # 332:

1. Officer Megan Green ID # 140300

The CRB voted unanimously (6-0) **Information Inquiry** on the alleged violation of the following BPD Rules:

- BPD Rule 102§9 (Respectful Treatment)

The CRB voted unanimously (6-0) **Not Sustained** on the alleged violation of the following BPD Rules:

- Rule 102§ 20 (Self Identification)



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- Rule 113A (Bias-Free Policing Policy)

Case # 174:

1. Officer Angel Figueroa ID # 012119

The CRB voted unanimously (6-0) **Sustained** on the alleged violation of the following BPD Rules:

- Rule 102§4 (Neglect of Duty)
 - Accompanying recommended discipline from the Board for the Sustained rule violation:
 - Rule 102§4 (Neglect of Duty) **1 Day Suspension plus training**

2. Officer Gregory O. Thornton ID # 155473

The CRB voted unanimously (6-0) **Sustained** on the alleged violation of the following BPD Rules:

- Rule 102§4 (Neglect of Duty)
 - Accompanying recommended discipline from the Board for the Sustained rule violation:
 - Rule 102§4 (Neglect of Duty) **1 Day Suspension plus training**

3. Lieutenant Kevin P. McGoldrick ID # 011340

The CRB voted unanimously (6-0) **Sustained** on the alleged violation of the following BPD Rules:

- Rule 102§4 (Neglect of Duty)
 - Accompanying recommended discipline from the Board for the Sustained rule violation:
 - Rule 102§4 (Neglect of Duty) **1 Day Suspension plus training**



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4. Emergency Comm Spec-Support Analyst Debra Bynum ID # 090551

The CRB voted unanimously (6-0) **Sustained** on the alleged violation of the following BPD Rules:

- Rule 102§4 (Neglect of Duty)
 - Accompanying recommended discipline from the Board for the Sustained rule violation:
 - Rule 102§4 (Neglect of Duty) **1 Day Suspension plus training**

Sincerely,

Evandro C. Carvalho
Executive Director
Office of Police Accountability and Transparency (OPAT)

CC: Mayor Michelle Wu
Members of the City Council

Attachments: OPAT Investigation Reports for Cases #259, #243, #272, #332, #174, #510



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CIVILIAN REVIEW BOARD (CRB) - COMPLAINT #510

Date of Incident: September 24, 2022
Time of Incident: 8:30 AM
Location of Incident: Dorchester, MA
Date of filing: June 30, 2023
Investigator: Tastery Reed, Jr. (up to April 25, 2025)
Date of CRB Decision: September 11, 2025

BOSTON POLICE DEPARTMENT (BPD) EMPLOYEES:

Employee Name	District	Employee ID #	Sex	Race/ Ethnicity
Officer Leroy Fernandes	E5	113407	M	Black
Officer Kamisha L. Green	A1	135897	F	Black
Officer Sylvester Lee Barker	D3	164098	M	Black
Officer Calvin E. Clairborne Jr.	D3	162953	M	Black

CASE PROCEDURAL HISTORY:

This case is factually related to OPAT case 209, which was before the CRB on November 20, 2024 as to allegations against Sergeant Sean Rooney, Sergeant Detectives Roberto Paulino, and Charles Moore. In that meeting the CRB **voted unanimously (6-0)**, requesting an **Information Inquiry** and referred the case back to OPAT Investigator for further investigation. The board requested an interview with Sergeant Sean Rooney, Sergeant Detectives Roberto Paulino, and Charles Moore. The board further questioned whether the Boston Emergency Services Team (BEST) arrived or was called to the scene. Complainant testified at the hearing. Complainant stated to the CRB that his brother tried to attack him on September 24, 2022, and that responding officers and Boston EMS failed to take appropriate action upon arriving at the scene. Complainant further stated that after reporting his concerns regarding the responding officers' mishandling of the incident to Sergeant Rooney and later to IAD Detectives Paulino and Moore, they failed to take appropriate action as well.



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On March 27, 2025, OPAT case 209 was again before the CRB. The CRB reached a unanimous decision (6-0), Not Sustained, regarding allegations against Sergeant Sean M. Rooney, Sergeant Detective Roberto C. Paulino, and Sergeant Detective Charles R. Moore for violation of Rule 102§4 (Neglect of Duty). However, the CRB made no decisions regarding the responding officers who arrived at Complainant's residence on the day of the incident given that the investigation into those officers' actions was still active.

OPAT case 209 was subsequently closed on March 27, 2025, and this OPAT case 510 was opened as to Complainant's allegations regarding responding officers Leroy Fernandes, Kamisha L. Green, Sylvester L. Barker and Calvin Clairborne Jr. for failure to take appropriate action and generate a police report after arriving twice at Complainant's residence on September 24, 2022, gathering information from Complainant, Complainant's mother and Complainant's brother regarding allegations that Complainant's brother assaulted him with a hammer and in the process damaged his bedroom door.

SUMMARY OF ALLEGATIONS:

On June 30, 2023, the Office of Police Accountability and Transparency (OPAT) received a complaint filed by Complainant alleging police misconduct of Boston Police Department employees, Sergeant Sean M. Rooney and IAD Detectives Roberto Paulino and Charles Moore, for violating BPD Rules and Regulations 102§4 (Neglect of Duty). Complainant alleged that on September 24, 2022, he requested his brother to be sectioned 12 or admitted to a general or psychiatric hospital for psychiatric evaluation and treatment for trying to assault him. Complainant alleged that Boston Police Officers responded to his residence twice but left without properly investigating or taking appropriate action. Complainant further alleged that while officers were at his residence the second time, Boston EMS also responded and did nothing. A few days later, Complainant walked into the B-3 police station and reported the mishandling of the incident to Duty Supervisor Sergeant Sean M. Rooney. Sergeant Rooney showed Complainant a police report from the incident that did not accurately reflect what occurred and inadvertently referred to Complainant as a suspect. The incident report was categorized as domestic violence, while the narrative only alluded to a welfare check of Complainant's brother. The report failed to mention Complainant's brother's attempted assault, a hammer, and a damaged door that officers observed on the day of the incident. Complainant attempted to clarify what occurred and requested an investigation of the officers who responded to his residence on September 24, 2022. Sergeant Rooney failed to take action. On November 29, 2022, Complainant walked



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into Boston Police Headquarters and reported the inaction of responding officers and Sergeant Rooney to IAD Sergeant Detectives Roberto Paulino and Charles Moore. Sergeant Detectives Paulino and Moore could not provide the Complainant with a police report related to the incident on September 24, 2022, stating that there was none in their database. Although Paulino and Moore stated they would review the Complainant's allegations and follow up, they failed to do so. Months later, Complainant returned to Boston Police Headquarters requesting all reports involving Complainant and his brother. Public Service Unit Director, Juliana Susi at the front desk provided Complainant with a couple of reports but was unable to find or provide any report from the September 24, 2022 incident.

APPLICABLE RULES & LAWS:

1. **BPD Rule 102§4 (Neglect of Duty)**: “This includes any conduct or omission which is not in accordance with established and ordinary duties or procedures as to such employees or which constitutes use of unreasonable judgment in the exercising of any discretion granted to an employee.”
 - a) Responding officers failed to generate a police report after arriving at Complainant’s residence twice, having conversation with Complainant, Complainant’s brother and Complainant’s mother and observing damage to Complainant’s bedroom door and a hammer Complainant alleged that his brother used to assault him.

SUMMARY OF INVESTIGATION:

1. On July 6, 2023, OPAT Investigator called Complainant to discuss his complaint.
 - a. Complainant reiterated his allegations from his intake form (See Summary of Allegations section).
2. On October 18, 2023, OPAT Investigator contacted the Dorchester Division of Boston Municipal Court’s clerk's office to see if there were any court documents available. However, no information was found.



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3. On November 14, 2023, Complainant sent an audio recording of his conversation with Sergeant Detectives (s) Moore and Paulino. The audio recording was from November 29, 2022, and was recorded at the Boston Police Headquarters' lobby.
 - a. OPAT Investigator listened to the recording, which Complainant stated to Sgt. Detectives Moore and Paulino that he called the police for a well-being check, and Boston EMS responded to the scene. The complainant stated to the Sergeant Detectives that no one at the scene did anything. Complainant stated that the first time Officers arrived at the home, officers spoke to Complainant's mother about the incident.
 - b. The Complainant arrived and told officers that he was the one who called the police and explained the situation to them, including showing officers the police report. Complainant stated that responding Officers lied and never went down the hall and found his brother asleep that day. Complainant had to direct Officers to where his brother's room was located when they returned to the house the second time that day.
4. On November 15, 2024, OPAT Investigator reviewed an email that was forwarded from the BPD liaison from Sergeant Detective Charles C. Moore, detailing the incident, and made the following statements:
 - a. As a result of his investigation, he found that there was no call for the date of August 2022. The call in question occurred on September 24, 2022. This call was not for a domestic violence incident. It was for a well-being check that was called in by the Complainant. It appeared that Complainant called to have his brother evaluated and possibly have a section 12 placed on him. The Officers on the scene spoke with all parties, including the mother of both parties.
 - b. Boston EMS spoke with Complainant's brother and determined that he was fine and did not need to go to the hospital. The mother of the two brothers stated that Complainant's brother is not violent and just talks loudly. She also informed Officers on the scene that the brother had not broken the door as alleged by Complainant. The mother stated that the door had been broken prior to him coming to live there, and she had it repainted. The mother also told the Officers that Complainant was "her enemy in the house" and that



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- the Complainant caused unnecessary problems. She further stated that she wanted the Complainant to leave her house.
- c. Complainant agreed that he would leave the home voluntarily. The Complainant was instructed not to return by the Officers on scene. The Officers on scene explained to Complainant that they could not section his brother during this call and previous calls and that if Complainant believed that a section 12 was needed, then he would need to get the proper medical paperwork that authorized the section 12. This incident stemmed from Complainant's brother believing that Complainant was hacking his phone, causing him to file a police report on Complainant a few days prior.
 - d. Sergeant Detective Moore added that no violations were observed in any of the BWCs. He explained that the decision to section the Complainant brother lay with Boston EMS and/or other medical professionals.
5. On November 22, 2023, OPAT Investigator reviewed BWC footage provided by BPD. OPAT Investigator attempted to obtain the identities of the Officers who owned the videos. However, BPD liaison was unable to provide the information.
- a. The first BWC, depicted at the 2:00 minute mark, Complainant's brother conversing with an Emergency Medical Technician (EMT) worker while Officers were on the scene. Complainant's brother explained to the Officers and the EMT worker that his phone had been hacked and believed the Complainant was the person who did it. The Complainant's brother stated that he is fine, but just upset. Complainant's mother explained that a door was previously broken and had been repainted. At the 14:46 mark in the video, Complainant's mother stated that Complainant was her enemy and did not ever speak to her. The mother made it clear that she wanted the Complainant out of the home and for the Complainant to go to their father's home. At the 12:17 minute mark, an EMS worker explained to the Complainant's older brother that they are not finding any reasons to go to the hospital, and if anything changes, to call 911.
 - b. The second BWC depicted a female officer speaking to an EMT worker while Complainant was arriving at the scene and explaining that his brother is sleeping, that he is fine, and that there is nothing Complainant can do at



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the moment. The Officer stated that Complainant's brother had some type of mental breakdown going on, but had not been diagnosed with anything. The female Officer also explained that the Complainant continued to call. After speaking to the Complainant's brother, EMT workers and BPD Officers made it clear that there was no reason to do a section 12 on Complainant's brother.

- c. OPAT Investigator reviewed a third BWC footage. In summary, it depicted an Officer explaining to the Complainant that he needed to get the proper paperwork for a section 12 to occur and the proper personnel involved with sectioning individuals.
6. On January 19, 2024, OPAT Investigator reviewed the **9-1-1 dispatch tape**. At the 8:34:00-8:35:00 mark on the tape, there was no audio. At the 8:35:56 mark on the call, a dispatcher can be heard saying that Complainant called stating his brother has been acting erratically the last couple of days and requiring a mental health evaluation. At the 9:24:03 mark, the 9-1-1 dispatcher says that the Complainant's brother just woke up, but is not cooperative.
- a. OPAT Investigator reviewed the **CAD Sheet History**, which showed three call records for the date of September 24, 2022. Two calls were for the residence. According to CAD Sheet History records, the first call was for an alarm, and the second call was for an "Emotionally Disturbed Person." The other call listed was blacked out and was on the same street. According to BPD, that call had nothing to do with the Complainant or that specific address.
 - b. An additional **CAD sheet** depicted that the initial call was for an alarm/investigation for a well-being check for Complainant's brother. The second CAD sheet depicted the initial call being for an EDP. The CAD sheet listed Officer(s) Leroy Fernandes, Kamisha L. Green, Sylvester Lee Barker, and Calvin Claiborne Jr. responded to the scene.
 - c. There were two police reports on file. One police report (I# XXXXXXXXX) was filed on 09/19/22, which was a walk-in report by Complainant's brother, who stated that he believed Complainant hacked into



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his phone and noticed that his passwords to the Google account and several social media accounts had been changed, etc.

- d. **Second police report (I#XXXXXXXXXY)** was filed on 10/05/22, which stated a similar complaint. Both reports have Complainant's name labeled as the suspect. According to BPD, there were no police reports found for September 24, 2022. BPD also noted that there were no IAD records found under the Complainant's name.
7. On February 12, 2024, OPAT Investigator sent a request to the Office of Emergency Medical Services to request any documentation on file. According to Silva Cameron, Policy and Regulatory Affairs Manager of the Department of Health, there were no records found.
8. On December 3, 2024, OPAT Investigator sent an **interview request to Sergeant Detective Paulino and Sergeant Rooney**.
 - a. OPAT Investigator spoke to Sergeant Rooney on the telephone. Reed stated he checked his records, but could not remember anything about the incident or even remember speaking to the Complainant.
9. On June 25, 2025, June 30, 2025, OPAT Investigator sent an interview request to **Public Service Unit Director Juliana Susi ID #009947**. On July 29, 2025, Director Susi stated the following:
 - a. *They are not able to give out reports for domestic violence. She doesn't know who the person is for police report XXXXXXXXY on 10/5/2022*
 - b. *She stated that she remembers what Complainant was looking for him in the system.*
 - c. *She stated that Complainant always asked for her. She further stated that on May 22, 2025, she does not know if she had given Complainant a piece of paper but remembers giving him the police report. She also added that on June 7, 2025 she gave him another copy of reports.*
 - d. *She stated that there is no male with a ponytail who works at that unit as the complainant described.*



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- e. She stated that there is no police report for September 24, 2022; only for October 5 is a DV case ,and he was the suspect. BPD could not provide it to Complainant's but BPD provided it to OPAT.*
 - f. She stated that there is no records for 05/23/2022*
- 10. On May 5, 2025, May 7, 2025, and May 12 2025, OPAT Investigator sent an email interview request to **Officer Kamisha L Green**; however, there was no response from the officer.
- 11. On May 5, 2025, July 14, 2025, August 4, 2025, and August 6, 2025, OPAT Investigator sent an email interview request to **Officer Sylvester Lee Barker** #164098; however, there was no response from the officer.
- 12. On May 5, 2025, May 7, 2025, May 12 2025, July 14, 2025, August 4, 2025, and August 6, 2025,OPAT Investigator sent an email interview request to **Officer Leroy Fernandes**, #113407; however, there was no response from the officer.
- 13. On July 14, 2025, August 4, 2025, and August 6, 2025 OPAT Investigator sent an email interview request to **Officer Calvin E. Claiborne Jr.** #162953; however, there was no response from the officer.
- 14. On July 28, 2025, OPAT Investigator received the **Prehospital Care Report Summary #XXXXXXXXXX** from William D. Plaza, Boston Emergency Medical Services Keeper of Records. It is important to know that this EMS report was observed listed under BPD report **I#XXXXXXXXXX**.
 - a. **09:23:15** Call was received for a 911 Emergency Response. The billing Disposition was *Party Denies Need (PDN)*
 - b. **09:25:01** EMS was dispatched to XX XXXXX St - Dorchester, MA 02124
 - c. **09:31:05** EMS en route
 - d. **09:44:05** EMS on scene
 - e. It is also observed that the receiving facility, Facility Address, Destination Type, and Destination Reason were labeled as N/A. The patient's



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information was under XXXXX XXXXXX, DOB XX/XX/XXXX, age 27.¹
Current Medication Comments: Oxycodone HCL. The Narrative History
also stated the following:

- i. *Party on the scene had gotten into an argument w/ his younger brother about a broken door. Party is AOx4, and denies SI/HI, not seeing or hearing things. Pt denies needing medical care, and situation was police matter, as it appeared to be a domestic issue. Cleared, pdn, police to handle.*
- ii. *Dispatch Reason (EMD): EDP2 EDP2-Violent or Injured*

15. On August 25, 2025, OPAT investigator listened to the **Turret tape labeled PXXXXXXXXX & PXXXXXXXXX** and heard the following:

- a. **8:35:00** The dispatcher Johnson, Brandon #166999 was heard stating *“Make the way to 73 XXXXX St assessing a wellness check. It is a male party debate. He's going to head back to XXXXX St., Brother, there, XXXX Augustine. Acting erratically the last couple of days, and we are going to help mentally evaluate him.*
- b. **8:36:15AM:** A female officer stated, *“On the way.”*
- c. **8:40:02AM:** A male voice is heard saying, *“For the units are heading to XXXXX St. There is a report in there. I need to take him out, Family or concern that he might have kept the night while he was low.”*
- d. **8:42:10AM:** Dispatcher Brandom is heard saying, *“Is there a unit for XXXXX St?”*
- e. **8:42:18AM:** A female voice was heard saying, *“It's going to be apartment XXX. It looks like a basement apartment, possibly”*
- f. **9:03:43AM:** *“Do you guys need any EMS for XXXXX St?”*
- g. **9:03:46AM:** *“ No, sir, that party is sleeping.”*
- h. **9:23:54AM:** Dispatcher Brandom is heard saying, *“ I got another call for XXXXX St., party is woken up, he's calm now, but not likely to cooperate. There is no sign of Shyscophys there.*
- i. **9:24:09AM:** A male officer is heard saying, *“Okay, well, head there.”*

¹ Although name and date of birth does not match Complainant's brother's name and date of birth, other information including narrative of incident matches



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EVIDENCE REQUESTED/REVIEWED:

Evidence	Description	Availability status
Complainant's OPAT Intake Forms	Written statements made by Complainant regarding officer's behavior.	Available
Complainant's interview	Phone call on 6/6/2023	Available
Interview - Sergeant Detective Charles Moore	Interview request via email on 11/25/24	Not available
Body Worn Camera footage	Body Worn Cameras footage from 4 responding officers on 9/24/22	Available
CAD Search History/Incident History	911 Call Transcript	Available
Statement from Sergeant Detective Charles Moore	11/15/24 email from BPD liaison describing Sergeant Detective Charles Moore's review of the incident on 9/24/22	Available
Interview letters- Sergeant Detective Roberto Paulino, ID # 099721, and Sgt.. Sean Rooney, ID #116897	Request Interview letters were sent on 12/3/24. No response	Not available
Police Report (I#XXXXXXXXXX) Date: 9/19/22)	Walk-in police report from Complainant's brother. Complainant is labeled as a suspect	Available



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CRB DECISION:

The CRB reached a **Unanimous decision (6-0), Sustained**, regarding allegations against the following officers in violation of **Rule 102§4 (Neglect of Duty)**

BPD Employee Name	Applicable BPD Rule	Finding/Recommendation
Officer Leroy Fernandes	Rule 102§4 (Neglect of Duty)	Sustained
Officer Kamisha L. Green	Rule 102§4 (Neglect of Duty)	Sustained
Officer Sylvester Lee Barker	Rule 102§4 (Neglect of Duty)	Sustained
Officer Calvin E. Clairborne Jr.	Rule 102§4 (Neglect of Duty)	Sustained



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After reviewing all the evidence and examining the circumstances surrounding Complainant's allegations, CRB finds officers responded to Complainant's residence twice regarding Complainant's desire to have his brother sectioned for his brother's alarming behavior, which included Complainant alleging that his brother attempted to assault him with a hammer and damaging the door to Complainant's bedroom. Officers, along with Boston EMT, did not find a reason to apply a section 12 on Complainant's brother; however, they did instruct Complainant on the necessary steps for applying for a section 12. BWC footage depicted BPD Officers, along with Boston EMT personnel, interviewing Complainant's brother, Complainant, and their mother. Officers were also able to observe damage to Complainant's bedroom door, which Complainant's mother denied being made by Complainant's brother. Boston EMS generated a **Prehospital Care Report Summary #XXXXXXXXXX** detailing the events that occurred. However, to date, BPD has not provided any police report from this incident.

CRB RECOMMENDED DISCIPLINE:

According to the Discipline Matrix established by the Boston Police Department, CRB has recommended the following discipline for the following Boston Police Officers:

BPD Employee Name	Applicable BPD Rule	Recommended Discipline
Officer Leroy Fernandes	Rule 102§4 (Neglect of Duty)	Oral Reprimand
Officer Kamisha L. Green	Rule 102§4 (Neglect of Duty)	Oral Reprimand
Officer Sylvester Lee Barker	Rule 102§4 (Neglect of Duty)	Oral Reprimand
Officer Calvin E. Clairborne Jr.	Rule 102§4 (Neglect of Duty)	Oral Reprimand



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CIVILIAN REVIEW BOARD (CRB) - COMPLAINT #174

Date of Incident: March 6, 2023

Time of Incident: 11:45 PM until 6:10 AM the following day

Location of Incident: Dorchester, MA 02124

Date of filing: March 8, 2023

Investigator Name: Diana Vergara

BOSTON POLICE DEPARTMENT EMPLOYEES:

Employee Name	District	Employee ID #	Sex	Race
Officer Angel Figueroa	E13	012119	M	Hispanic
Officer Gregory O. Thornton	B3	155473	M	No Specifics
Lieutenant Kevin P. McGoldrick	E13	011340	M	White
Emergency Comm Spec-Support Analyst Debra Bynum	Operations Division	090551	F	Black

CASE PROCEDURAL HISTORY:

This is the first time this case has been brought before the CRB.

SUMMARY OF ALLEGATION:

On March 8, 2023, Complainant filed a complaint with the Office of Police Accountability and Transparency (OPAT). Complainant alleged filing a missing child report with Boston Police District B-3 after her daughter left home on March 6, 2023. Despite assurances that her daughter's information would be entered and missing person alerts sent, Officers from E-13 police station falsely claimed that the Department of Children and Families (DCF) had authorized the release of Complainant's daughter to a non-relative 44-year-old man who had arrived at the station with her. Meanwhile, officers threatened to arrest Complainant as a domestic violence suspect and denied her access to her minor child. Complainant alleged that officers engaged in deceptive practices, including deleting and



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rewriting police reports, providing false information to Worcester Police and DCF, and stonewalling Complainant for hours. Complainant alleged officers' actions endangered her daughter's safety and delayed her safe return until Worcester Police intervened. Officers' actions also compromised the well-being of Complainant's daughter and violated Complainant's rights.

APPLICABLE RULES & LAWS

1. **Rule 102§4 (Neglect of Duty):** This includes any conduct or omission which is not in accordance with established and ordinary duties or procedures as to such employees or which constitutes use of unreasonable judgment in the exercising of any discretion granted to an employee.
 - a. **Officer Gregory O. Thornton:** Complainant alleged that there was a delay in the Be On The Look Out (BOLO) alert, no inter-district handoff, and a failed follow-up
 - b. **Officer Angel Figueroa:** Complainant alleged that the officer released her minor daughter to a non-relative, unfamiliar adult male, failed to ID her as missing, falsely reported filing a 51A report from the Massachusetts Department of Children and Families (DCF). Officer Figueroa further misinformed Lieutenant Goldrick when he told him that a trusted family acquaintance would take the child in, and the child wished to go with him.
 - c. **Lieutenant Kevin P. McGoldrick:** Complainant alleged officer approved release without DCF/parental contact, signed a flawed report. Took no action on the police report from March 6, 2023, at 11:45 PM until March 7, 2023, at 8:20 AM.
 - d. **Emergency Comm Spec-Support Analyst Debra Bynum:** Analyst delayed/failed to broadcast a citywide missing person alert.



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SUMMARY OF INVESTIGATION:

1. On March 14, 2023, Investigator Vergara reviewed copies of the **police report I#XXXXXXXXXX** provided by Complainant and by BPD. The report showed that Officer Gregory O. Thornton responded to Complainant's house at 10:01 PM on March 7, 2023. BPD Operations broadcasted a description of Complainant's minor daughter. It also showed that the Emergency Communication Spec-Support Analyst Debra Bynum faxed and notified the Missing Person Unit, and a Missing Person number was generated. The report also showed that Sergeant Detective John G. Burrows was notified.
 - a. Investigator Vergara made several email attempts to interview **Debra Bynum**, ID #090551, from the Missing Persons Unit on December 6, 2023; December 29, 2023; February 8, 2024; and August 1, 2025. However, Debra D. Bynum did not respond.
 - b. Investigator Vergara made several email attempts to interview **Officer Gregory O. Thornton** ID #155473, on August 2, 2024; October 28, 2024; December 23, 2024; and August 1, 2025. However, Officer Thornton did not respond.
 - c. Investigator Vergara made several email attempts to interview **Detective John G. Burrows** ID #099722, on February 8, 2024, and October 28, 2024, and August 1, 2025. However, Detective Burrows did not respond.
2. Investigator Vergara reviewed the copies of the police report **I#XXXXXXXXXX** provided by Complainant. This report was completed by Officer Angel Figueroa from E13 on 03/06/2023 at 8:20 PM and approved by Lieutenant Kevin P. McGoldrick at 8:22 AM on 03/07/2023. The report states that at 10:45 PM, Complainant's minor daughter expressed that her mother attacked her by hitting her with an open hand on the face and throwing some things at her. This is the first time Complainant's minor daughter had contact with BPD after Complainant reported her missing. Officer Figueroa labeled this report as Child Endangerment. Officer Figueroa also noted in the report that a 51A was completed, and DCF was notified.
 - a. Investigator Vergara sent multiple email interview requests to Lieutenant Kevin P. McGoldrick, ID #011340, on November 29, 2023; December 6, 2023; February 8, 2024; and August 1, 2025. Despite these efforts, Lieutenant McGoldrick failed to respond.



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3. On March 24, 2023, Investigator Vergara reviewed the **audio recording** of a phone call made on March 7, 2023, with BPD personnel provided by Complainant. In the recording, an unidentified officer from District B-3 can be heard speaking to Complainant while referencing Report #IXXXXXXXXXX and CAD Sheet #PXXXXXXXXX.
- a. During the call, the officer stated that District B-3 had no direct contact with Complainant's minor daughter and that it was District E-13 that handled the matter. He explained that the incident occurred during a shift change at approximately 22:45 hours (10:45 PM), and that the Department of Children and Families (DCF) had been notified. The officer also mentioned that Complainant's minor daughter declined medical attention and that B-3's only involvement was filing a missing person report. He reiterated that the report in question was authored by E-13 personnel.
 - b. According to the report I#XXXXXXXXXX, at around 22:45 hours, Complainant's minor daughter walked into District E-13 to report an altercation with her mother at XX XXXXXXXX Street. The victim stated that earlier in the evening, a verbal argument escalated into a physical altercation during which her mother struck her in the face with an open hand and threw a remote control and a soda bottle at her. The victim also reported that she was staying at a friend's house and had been given a ride there.
 - c. In the audio, Complainant is heard telling the unknown B-3 officer that an officer from E-13 had questioned how she obtained the information about her daughter's visit to the station. The B-3 officer responded, *"I'm telling you the truth. I'm looking at the report right now, it's right in front of my face."*
 - d. Complainant further explained that when the B-3 officer transferred her call to E-13, she informed the E-13 officer that her daughter had come into the station, as relayed by the B-3 officer. The E-13 officer allegedly responded, *"Who said that? That's not true."* This prompted Complainant to call the B-3 officer back for clarification. The unidentified B-3 officer directed Complainant to refer to CAD Sheet #PXXXXXXXXX.



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4. On March 15, 2023, Investigator Vergara requested a **copy of the 51A report** and any related communications between the Boston Police Department (BPD) and the Department of Children and Families (DCF) to assess whether BPD and DCF were coordinating the child's placement. BPD informed the investigator that 51A reports are sent directly to DCF and that BPD does not retain copies.
5. On March 16, 2023, Investigator Vergara **submitted a record request to DCF to obtain the 51A** report and any related communications to determine if DCF and BPD were collaborating on the child's placement. The Assistant General Counsel and Records Access Officer at DCF informed Investigator Vergara that a release form was required to access the records.

Complainant's interview:

6. On March 20, March 21, March 31, 2023, and on August 1, 2025, Investigator Vergara spoke with Complainant about her complaint. Complainant stated the following:
 - a. Complainant stated on March 6, 2023, after a disagreement about schoolwork and phone privileges her 15 year old daughter left her home. Concerned for her safety, Complainant called 911 at 9:30 PM and filed a missing child/runaway report with Boston Police District B-3. Two uniformed officers responded to her home and assured her that the information would be entered into the system within two hours and an alert would be sent to local departments.
 - b. At 1:39 AM on March 7, Complainant called B-3 for an update but was told there was no new information. At 3:13 AM, she called again and was informed that her daughter had entered Boston Police District E-13 at 11:45 PM with an unknown adult male, later identified as a 44-year-old, and filed a police report falsely claiming that Complainant slapped her and threw two household items at her.
 - c. The B-3 officer read the report to Complainant and then transferred her call to District E-13. During multiple recorded conversations, E-13 officers gave inconsistent information. They claimed the Department of Children and Families (DCF) authorized custody of her daughter to the adult non relative man, despite her daughter only knowing him for less than three hours. The



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officers ignored the fact that an active runaway report had already been filed.

- d. Alarmed, Complainant called DCF's emergency line around 4:00 AM. A supervisor confirmed that DCF had no active case and had not authorized anyone to take custody of her daughter. Complainant initiated a three-way call with DCF and E-13. During this call, an E-13 Sergeant abruptly hung up after making a dismissive remark. Complainant's further attempts to reach someone via phone at E-13 failed.
- e. Complainant's eldest daughter was present during a phone call when an officer threatened Complainant with arrest if she attempted to pick her up.
- f. Subsequently, on March 7, 2023, Complainant went to E-13 with her eldest daughter and sister. Around 11:00 AM, the head supervisor at E-13 stated that no police report existed under the number she provided and that a 51A abuse report had been filed. He informed her that her daughter couldn't be released until the investigation concluded.
- g. On March 7, 2023 at 1:06 PM, Complainant called DCF again, who confirmed that no abuse report had been filed and that she had every right to retrieve her daughter. Complainant then contacted Worcester Police and a DCF social worker. At 11:35 AM, she followed up again with District E13. At 12:35 PM, a Sergeant arrived at E-13 and handed her a two-page report containing the adult male's information. The report claimed that the daughter had given the man permission to take custody, and that he was a "family friend." E-13 officers claimed they had conducted a background check.
- h. Having been denied custody of her daughter despite having full legal and physical rights, Complainant returned to E-13 with her family and tried to speak to someone in authority. Her lawyer advised her on what to say. One officer told her they had spoken with Worcester Police and that only the daughter could request her own release.
- i. Meanwhile, Worcester Police, now learned from Complainant that they received false information from E-13. They confirmed that no DCF case existed. At 12:00 AM on March 8, Worcester officers went to the address where the daughter was staying. However, the adult male claimed that only Complainant could pick her up. Complainant and her sister returned with custody documents.



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- j. Complainant alleged that Worcester officers expressed alarm by how the case had been handled. They stated that if Complainant had come to them first, the situation could have been resolved much faster. At 4:54 AM, a Worcester officer verified Complainant's custody rights and escorted her to retrieve her daughter. A second officer entered the home, told the daughter to pack her belongings, and warned the adult male that he was lucky not to be arrested for filing a false report. Complainant brought her daughter home safely at 6:10 AM.
- k. Complainant never received a call from E-13. However, her sister later received a call from an officer apologizing, saying, *"I'm not calling as an officer, but as a father."* Complainant considered going to the media with her story, but became ill and delayed action.
- l. Complainant alleged that Boston Police District E-13 knowingly engaged in deceptive practices to cover up gross negligence. Officers released her daughter to a non-relative adult male without verifying custody or contacting Complainant or DCF. They treated her as a suspect, told her she would be arrested if she attempted to retrieve her daughter, and falsely claimed DCF had approved the custody transfer. They informed her that, as a "suspect" in a domestic violence case, she had no right to her daughter, despite no such charges or case being open.
- m. Complainant further alleged that E-13 attempted to cover their actions by deleting or rewriting the original police report filed at 11:45 PM. Fortunately, she had recorded the original version during her call with B-3. When confronted, E-13 stonewalled her and her family, giving them false information for hours, allowing the adult male time to potentially relocate her daughter.
- n. Complainant alleged that no one from the Boston Police notified Worcester Police or DCF about the situation. Complainant had to contact DCF herself and request a well-being check at the address listed in the police report. She alleged that DCF confirmed Boston Police never contacted them about her daughter and had never been involved and had not authorized any custody decision.



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- o. Because of these actions, Complainant feared she might never see her daughter again. She stated that Boston Police placed her daughter in a potentially dangerous situation that could have resulted in her minor daughter being trafficked or exploited. Thanks to Worcester Police, the daughter was safely retrieved and is now staying with trusted family members.
7. On March 24, 2023, Investigator Vergara reviewed the **CAD sheet PXXXXXXXXX, case number IXXXXXXXXX for March 6, 2023**, and observed that on March 6, 2023, at 9:40:46, Complainant called to report that Complainant's 15-year-old minor daughter ran away 40 minutes ago and had done it in the past. Complainant gave a description of her daughter, stating that her daughter went to CVS to call her boyfriend, and she didn't know where Complainant's minor daughter's boyfriend lives. Boston EMS was notified to "*Be On The Look Out (BOLO)*." Investigator Vergara observed that the call Priority was a 3, and the Final priority was a 3.
8. On March 31, 2023, Investigator Vergara listened to the **turret tape for CAD sheet PXXXXXXXXX, case number IXXXXXXXXX for March 6, 2023**. Investigator Vergara was able to observe that at 9:40 PM, Complainant called B3 to report a runaway that had happened 40 minutes earlier and that she had run away before. Investigator Vergara was also able to observe that the dispatcher told Complainant that the next BPD Officer was going to be sent to her house for assistance. At 10:01 PM, the dispatcher sent BPD Officer Thornton, Gregory to Complainant's house. At no point in her review of turret tape did Investigator Vergara hear a broadcast of the description of Complainant's minor daughter.
9. On March 24, 2023, Investigator Vergara reviewed the **Event Information sheet PXXXXXXXXX, case number IXXXXXXXXX, regarding an "Investigative Person - Missing Person Report" dated March 6, 2023, at 9:40 PM**, entered by the Operations Division, Webster, Geneese ID #083366. This call was designated as **Priority 3 (or lower)**. It was noted that the IVP-MSPER code applies to individuals aged 18 and over. According to the BPD 911 Call Taking Protocols, this priority indicates that the presence of the individual is necessary, but the response can be delayed.



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- a. It's observed that BEMS had a BOLO at 9:40 PM on 3/6/2023 for a Missing Person report.
 - b. Investigator Vergara made several attempts via email to interview Webster ID #083366, on January 13, 2024; August 1, 2023; August 6, 2023; August 8, 2023; December 29, 2023; February 8, 2024; and August 1, 2025. However, Webster did not respond.
10. On March 31, 2023, Investigator Vergara listened to the **911 call** dated 03/06/23. This call is in relation to the CAD sheet on step 8. Complainant stated that she is calling to report a runaway. She stated that Complainant's minor daughter was 15 years old and left the house 40 minutes ago. She also stated that this has happened many times before. She stated that Complainant's minor daughter is 4'11, dark skin, curly afro, brown eyes, thin build, black coat with fur trimmed hood, red dragon T-shirt, black sweat pants. She also stated that she called CVS at 450 Washington St and called her boyfriend, whose whereabouts she is not sure of. The dispatcher stated that they will be sending the next available officer to assist her.
11. On March 24, 2023, Investigator Vergara reviewed the **CAD sheet PXXXXXXX, case number IXXXXXXX**, and observed that there was an advised call filed on 03/06/2023 at 10:58 PM for an Investigative Person. According to BPD, an advised call is a call that is created in the CAD sheet for a report or just to document a call that came through 911 that didn't need to be dispatched. In this case, it was created in the base (E-13) for a walk-in report. Investigator Vergara observed that time of this event overlapped with Complainant's minor daughter entering into District E-13 to report the incident with a 44 year old adult male. This was also the first time that BPD had in person contact with Complainant's minor daughter. Investigator Vergara observed that the event was created by Officer Angel Figueroa under the initial Type: Investigative Person/Investigative Child.
12. On March 24, 2023, Investigator Vergara reviewed the **Event Information sheet PXXXXXXX IVPER- INVCHD**. The Investigative Person/Investigative Child report was created by Officer Figueroa on 03/06/23 at 10:58 PM. According to the BPD 911 Call Taking Protocols, the *IVPER* code is referred to when a person needs to be investigated for suspicious activity or causing a problem, and *INVCHD* is the



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code for concerning a child that may be in trouble.” Officer Figueroa labeled it as **Priority 1**. According to the BPD 911 Call Taking Protocols, this priority is given when police response is critical. It was also noted under Remarks that Officer Figueroa had two entries of reports on 3/6/23. One at 10:58:29 and 10:58:52.

13. On March 24, 2023, Investigator Vergara reviewed the **BWC footage for Officer Gregory O. Thornton (#155473)**. The video showed Officer Thornton arriving at Complainant's address on March 6, 2023, at 10:15 PM and confirming that Complainant's minor daughter had run away in the past. Complainant is recorded as filling out a form detailing Complainant's minor daughter's information. The video concludes thereafter.
 - a. Investigator Vergara made multiple attempts to interview Officer Thornton on August 2, 2024; October 28, 2024; December 23, 2024; and August 2, 2025. Despite these efforts, **Officer Thornton** failed to respond to any of the requests.
 - b. Investigator Vergara was informed by the BPD that **no body-worn camera (BWC) footage existed for Officer Angel Figueroa**.
 - c. There is **no BWC footage available for the rest of the BPD employees**.
14. On April 3, 2023, Investigator Vergara spoke with the **adult male who accompanied Complainant's minor daughter**, who made it clear that he witnessed no police misconduct. He stated firmly that both BPD and Worcester Police provided protection to Complainant's minor daughter when necessary. He offered to testify that Complainant previously had a case with the Department of Children and Families (DCF), but it had been closed. He asserted that DCF is failing to take the proper measures to ensure the safety of Complainant's minor daughter.
 - a. Adult male who accompanied Complainant's minor daughter recounted an incident from March 6, 2023, when Complainant's minor daughter reached out to him, needing a ride because her mother had physically harmed her, leaving her vulnerable on the streets. He emphasized that he knows Complainant's minor daughter well, as she and his daughter are friends from school.



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- b. On March 7, 2023, at 1:00 am, Worcester Police arrived at his home with Complainant's minor daughter's aunt. He stated unequivocally that Complainant's minor daughter did not want to live with her aunt, which led the police to allow her to stay with him instead. He reported that the aunt subsequently threatened both him and his family for providing shelter to Complainant's minor daughter.
- c. At 3:00 am, Worcester Police returned to check on the adult male who accompanied Complainant's minor daughter's household to see if Complainant's minor daughter's aunt had attempted to intrude again. Adult male who accompanied Complainant's minor daughter asserted that at 5:00 am, Complainant came to his home, accompanied by the Worcester Police, demanding to take Complainant's minor daughter back. He stated that Complainant left with Complainant's minor daughter thereafter.
- d. Adult male who accompanied Complainant's minor daughter confirmed that a Detective from BPD contacted him to verify his personal information, clearly stating he was not under investigation. On March 7, 2023, he communicated with DCF three times. During the first call, he spoke to an individual named Alex, who intimidated him by suggesting potential court involvement regarding his actions. He reiterated that the Boston Police Department was fully aware of the circumstances because Complainant's minor daughter had previously filed a report against her mother and sought refuge with him.
- e. During the second conversation with DCF, he spoke with a woman who appeared to grasp the situation properly. She inquired about events that had transpired and assured him she would follow up later. He believed the third call was a follow-up with the same woman.
- f. Additionally, on March 7, 2023, adult male who accompanied Complainant's minor daughter spoke with a BPD Detective, providing the contact information for the individuals he had communicated with at DCF to facilitate better coordination between law enforcement and DCF. Although he couldn't recall the exact times or the name of the Detective, he was aware that two days later, BPD reached out to confirm Complainant's minor daughter's location. He firmly stated that she had left with her mother.



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15. On March 23, 2023, Investigator Vergara called Complainant to request permission to **speak with Complainant's minor daughter** regarding the BPD misconduct. Complainant denied the request.
16. On March 24, 2023, Investigator Vergara reviewed the police reports **Report I#XXXXXXXX from B3** provided by BPD. It was observed that B3 responded to two (2) radio calls for a missing person, one on March 6, 2023, at 10:48 PM, and the second call on March 7 at midnight. Investigator Vergara also **reviewed the original and supplemental police reports: I#XXXXXXXX** with the same incident number **from E13**. Investigator Vergara observed that the first police report was filed on March 6, 2023, at 11:04 PM for assault, and the second police report was filed on March 7, 2023, at 8:00 AM for child endangerment. Investigator Vergara observed that these reports were made when Complainant's minor daughter arrived at E13 for the first time after she ran away.
17. On March 24, 2023, Investigator Vergara reviewed and observed that the **copies of the police report provided** by Complainant were identical to the ones BPD provided to Investigator Vergara, except one which was **police report I#XXXXXXXX - Offense Modifying Supplement -1 Report** that had a narrative filed on March 8, 2023, confirming that the Complainant minor's daughter had been located and returned to her family with the assistance of the Worcester Police. Due to not being able to interview all officers, Investigator Vergara was not able to confirm the reason for this change in the report.

BPD Officer Angel Figueroa interview:

18. On June 26, 2023, Investigator Vergara interviewed BPD **Officer Figueroa**, who was accompanied by Attorney Ken Anderson, who both consented to having the interview audio recorded. The interview was conducted by Investigator Vergara and assisted by Deputy Director John Steies. Officer Figueroa stated that on March 6, 2023, he was working a day shift (7:30 AM-4:00 PM) and continued to work an overnight shift until 11:45 PM. Officer Figueroa stated that he remembered taking a report for Complainant's minor daughter, who walked in with the Adult male. Officer Figueroa stated that Complainant's minor daughter was alleging that her mother was assaulting her and throwing a couple of items at her, such as a remote and a soda bottle, and hitting her with an open hand in the face. Officer Figueroa



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stated that he asked Complainant's minor daughter if she needed an ambulance, to which Complainant's minor daughter said no.

- a. On March 6, 2023, Officer Figueroa began writing a report at 10:04 PM after a minor, Complainant's daughter, came into District E-13 and reported that her mother had assaulted her. He did not check the child's name in the system before writing the report, stating he typically doesn't when the child is the victim. He also did not notify the Operations Bureau, as he was unaware she had been reported missing by her mother or the Boston Police Department (BPD).
- b. According to Officer Figueroa, officers can typically identify a missing person in one of two ways:
 - i. If someone reports a missing person, the officer completes a 2012B form, obtains two signatures, and notifies the Operations Bureau, which broadcasts the missing person alert. The form and report are then faxed to the Missing Persons Unit.
 - ii. If an officer is already interacting with someone, such as a runaway, they can check the BPD database, which flags if the individual has been reported missing.
- c. Because Complainant's daughter did not mention being reported missing, Officer Figueroa treated the situation strictly as an assault and battery complaint. When the child said she didn't want to return home, he consulted Lieutenant McGoldrick. Figueroa informed McGoldrick that a trusted family acquaintance, Adult male who accompanied Complainant's minor daughter, was willing to take the child in, and the child wished to go with him. McGoldrick told the child, *"I cannot tell you that you cannot go with him, and I cannot tell you to stay."*
- d. Although BPD typically encourages minors to return home, other options include staying alone if the parent is arrested or placed into DCF custody. Figueroa checked Adult male who accompanied minor's criminal record, found no issues, informed McGoldrick, and allowed the child to leave with Adult male.
- e. Figueroa explained that in such cases, the child may choose to press charges against a parent, which can lead to an arrest even if the child later admits to lying. If only one parent is present, BPD must contact DCF. Figueroa claimed that if he had known the child was missing, he would have alerted



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dispatch to send officers from the appropriate district to retrieve her from Adult male's home.

- f. He noted that this approach would have required less work for him, as his shift was ending at 11:45 PM and the incident originated from another district. He stated that if the child had only been missing and not alleging abuse, he would have had to write a supplemental report confirming her well-being, offer medical aid, and return her to her home so long as no domestic violence was involved.
- g. Figueroa said he couldn't recall whether he spoke directly with DCF, but believed he did, as his report indicated he completed a 51A and notified them. He left the paperwork in a detective's box.
- h. He signed the report on March 7, 2023, at 8:20 AM. He believes he completed the first half of the report before ending his shift and that Lieutenant McGoldrick, who worked overtime, completed and approved the rest.
- i. Figueroa denied altering any report, stating officers cannot modify each other's entries. He claimed he only wrote the report and that McGoldrick made the final decisions.
- j. The next day, he discovered the child had been reported missing when the mother appeared at District E-13. The mother had learned her daughter was in Worcester around midnight and remained at the station until at least 6:00 AM, speaking with Lieutenant McGoldrick. Figueroa maintained that he did not know the child was missing during his shift and was not involved in that aspect of the case.
- k. He acknowledged that if he had known, he could have handled things differently. Once it became clear the child was missing, the proper response would have been to contact Worcester Police to verify her safety and arrange for her return to a local station. Figueroa stated this should have occurred around midnight. However, he didn't know whether Worcester Police were ever contacted, though he believed it may have happened. He emphasized that whoever first discovered the child was missing should have initiated that contact.



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19. **Attorney Kenneth H. Anderson, Esq.**, added that B-3 got called at 10:01 PM for the missing person report. The report is not complete until midnight, and it is not signed off on until 12:06 AM, and Officer Figueroa leaves work at 11:45 PM. Mr. Anderson stated that none of Complainant's minor daughter's information was in the system for Officer Figueroa to see, and when the mother called B-3 at 1:39 AM and 3:13 AM, B-3 told the parent that the child had gone to E-13 and to call E-13. Mr. Anderson stated that when the parent called E-13, Officer Figueroa was out of the district and had no contact with the parent. He stated that Officer Figueroa had no way to know that Complainant's minor daughter was missing when the officer saw Complainant's minor daughter at the front desk. Mr. Anderson stated that there was a department-wide alert for all departments to know that there was a missing person, but it was not out until midnight. He also stated that Officer Figueroa left at 11:45 PM. If the report was changed based on Complainant's allegations, Officer Figueroa was not present because Officer Figueroa's report was not signed off until 8:20 AM, and he does not know if the report was changed during the night. He stated that, based on Complainant's statement, at 3:13 AM, Complainant called B-3 and was then transferred to E-13, and Officer Figueroa had been out of work for about 4 hours already.
20. On October 12, 2023, BPD informed Investigator Vergara that there were no **audio-recorded calls** from Complainant's cell phone number to District E13 and B3. BPD also stated, "District phone line recordings are unreliable. This has been an ongoing issue for several years, with the District lines having recording issues. The District phone system will be updated to the VOIP phone system in the future. We hope that this resolves the recording issues on phones in the Districts."
21. **BPD Lieutenant Thomas Brooks interview:**
- a. On November 11, 2023, Lieutenant Thomas Brooks of the Boston Police Department, District B3 was interviewed regarding an incident that occurred on March 6, 2023. He stated that during that time, he was assigned to the overnight shift, which generally runs from 10:15 PM to 6:00 AM, although previously it was 10:45 PM to 6:30 AM. He was unsure of the exact shift start time on that particular night.
 - b. Lieutenant Brooks acknowledged that he didn't recall the specifics of the incident, but upon reviewing the police report I#XXXXXXXXXX, he confirmed that he approved the report filed by Officer Gregory O. Thornton.
- 2201 WASHINGTON ST | BOSTON, MA 02119 | BOSTON.GOV | 617-635-4224**



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Brooks explained that typically, when a missing person report is made, the process begins with the patrol officer, who gathers the information and fills out a form that includes several serial numbers. That form is then either faxed or called in to the Missing Persons Unit, which ensures it's entered into the system for citywide visibility.

- c. He noted that once a person is officially entered into the missing persons database, any officer across the city or even in places like Springfield can search their name and get a hit as a missing person. He emphasized that the Missing Persons Unit handles the digital entry, and this ensures the case is searchable through technological means.
- d. Regarding the report itself, Brooks confirmed the following timeline:
 - i. 10:01 PM: Officer Thornton *was dispatched to the scene.*
 - ii. 10:13 PM: Officer Thornton *arrived and spoke to Complainant.*
 - iii. 11:45 PM: Officer Thornton's shift ended, *but he stayed past his scheduled time to complete the report.*
 - iv. 11:55 PM: *Event was closed.*
 - v. 12:00 AM (March 7): *Final report version submitted.*
 - vi. 12:06 AM: *Lieutenant Brooks approved the report.*
- e. Brooks explained that it is standard practice for him to review and approve reports that are marked as "*pending*" after his shift begins. Depending on the case, he may:
 - i. Approve the report as is.
 - ii. Request edits (either by calling the officer or returning the report to draft status).
 - iii. Add notes and reject it for revision.
- f. He wasn't certain if it took him exactly six minutes to review and approve Officer Thornton's report, or if he had previously discussed it with the officer before formal submission.
- g. Lieutenant Brooks commended Officer Thornton's report as being "*well-descriptive,*" noting that Thornton went a step further by notifying the detective and documenting when the citywide broadcast of the Complainant's missing minor daughter went out. The report also indicated that Officer Bynum from the Missing Persons Unit was contacted and provided a missing person number, which is used to tag the file and ensure



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visibility across jurisdictions. It was also noted that Detective Burrows was listed as the supervising detective.

- h. Lieutenant Brooks explained that cases generally follow a process: once a report is filed, it goes to the detective unit, which then sends it to the Boston Regional Intelligence Center (BRIC) to create a flyer with relevant information. The flyer is shared via:
 - i. Police radio
 - ii. District-wide emails (sometimes)
 - iii. Internal communication channels
- i. When asked about inter-district communication, Brooks stated that all districts are technically connected, but practical awareness can vary. For example, although District B3 was handling the case, District E13 might not have been fully informed. He explained that if a citywide broadcast went out before midnight, E13 officers working at that time could have heard it. However, E13 wouldn't necessarily be responsible for following up unless they had received specific instructions or the missing person physically appeared there.
- j. This became relevant when the Complainant's missing minor daughter walked into E13 at 10:40 PM on March 6, over an hour before the report was officially approved and available citywide. Brooks explained that E13 wouldn't have had access to the report yet and likely treated the girl as someone reporting an assault rather than a missing person. At that point, there was no indication she was officially listed as missing.
- k. When asked about Complainant's follow-up call to B3 at 1:39 AM, Brooks said it's understandable why B3 had no update; they had not seen or made contact with Complainant's minor daughter. Since Complainant's minor daughter checked in at another district, B3 wasn't in a position to arrange placement or provide updates.
- l. Further complicating the situation, Complainant called B3 again at 3:13 AM on March 7 for an update and was told the child had entered E13. When asked about this, Brooks replied, "*I can't answer that one,*" reiterating that he would have only been informed if the child had come into B3 directly.
- m. He added that this case was unusual because Complainant was also a suspect in an alleged assault of her missing daughter, which shifted the nature of the investigation.



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- n. Brooks responded to Officer Figueroa's statement that Complainant's minor daughter wasn't in the missing person system when he checked by saying, *"It was not in the system yet."* He explained that system entries must be completed before names become searchable. In this case, Complainant's minor daughter walked into E13 before the report was finalized and entered, which meant E13 wouldn't have been aware of the missing person status.
 - o. Brooks stated that this situation likely could have been avoided if:
 - i. The E13 officer had heard the broadcast, recognized the name, and verified it with dispatch when Complainant's minor daughter walked in.
 - ii. There was more real-time coordination between districts during shift changes.
 - p. When asked whether B3 should have notified Worcester Police, Brooks said no, because B3 never had contact with Complainant's minor daughter and therefore had no basis to take further action.
 - q. Regarding responsibility for placing Complainant's minor daughter, Brooks explained that if DCF had custody, the police would follow their direction. If DCF only had a 51A report filed and not full custody, the police would make the placement decision, depending on the circumstances and availability.
 - r. In closing, Brooks stated that, from his perspective, protocols were followed: the broadcast went out, detectives were notified, and forms were sent. The confusion arose from timing and inter-district misalignment, not from procedural failure. He expressed sympathy for Complainant, saying:
 - i. *"My heart goes out to Complainant, but I think she has to understand that her daughter checked in at a different station while she was making a report."*
22. On August 1, 2025, Complainant **sent an email to** Investigator Vergara with eleven (11) attachments.
- a. **A DCF letter addressed** to Complainant on 03/31/23 showing that no additional protective services were initiated or continued as of March 31, 2025. DCF determined that the two allegations of Neglect and Physical abuse involving Complainant's minor daughter indicated "further provision of services is not necessary at the time."



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- b. A screenshot of the Complainant's call log on March 8, 2023, showing:
- i. A call was made to **XXX-XXX-XXXX**
 - ii. **Two calls** to DCF 800-792-5200. First call with the time stamp 1:24 AM for 1 hour and 5 minutes, and the second call at 4:54 AM for 17 minutes and 52 seconds.
 - iii. **Three (3) calls** to the Worcester Police Department
 - iv. A screenshot of the **voicemail transcript** from 617-343-4714 at 3:58 PM from a Detective saying, *“ I actually spoke to your sister, Miss XXXXX. She informed me of everything that went on last night and as I said it just i know i was a lot, but your daughter is reunited with family members. So I am glad about that outcome, if you want to give me a call. Please do so, and I can be reached at XXX-XXX-XXXX. You have a good evening.”*
- c. A Screenshot of the Complainant's call log on March 7, 2023, showing:
- v. **One call on March 7, 2023**, at 4:29 AM to the Federal Bureau of Investigation (FBI) 857-386-2000 for 17 minutes and 53 seconds.
 - vi. **An incoming call from BPD/ B-3 617-343-4714** at 2:31 PM for 16 min and 43 seconds
 - vii. **An incoming call from DFC 800-792-5200** at 1:06 PM for 34 minutes and 50 seconds
 - viii. **An incoming call from BPD 617-343-5559** at 12:36 PM for 40 minutes and 7 seconds
 - ix. **A call to B3 617-343-4700 at 11:35 AM** for 42 minutes and 17 seconds
 - x. A screenshot of a **text message from the minor's friend from XXX-XXX-XXXX**.
- d. An **email from the Chief of Staff to Councilor Brian Worrell**, Lindsey Santana, to Complainant on March 16, 2023, at 10:38 AM, saying:
- xi. *“I am sorry that you have gone through this situation. The Councilor is reaching out to the Captain to address this issue. However, I wanted to encourage you to reach out to the Office of Police Accountability and Transparency (OPAT). They investigate citizen complaints of police misconduct.”*



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On April 25, 2025, Investigator Vergara sent a **Worcester Public Records Request** asking for all police reports maintained by the Worcester Police Department relating to Boston Police Incident Report #IXXXXXXXX, which occurred between March 6, 2023, and March 7, 2023. To date, OPAT has not yet received the Worcester police reports.

Investigator Vergara also requested the BRIC flyer **Record entry for NCIC and BRIC Flyer regarding the complainant's daughter**; however, Investigator Vergara did not receive the information.

CRB EVIDENCE LIST:

1. OPAT Complainant Form/Intake Forms
2. Original Police report I#XXXXXXXXXX on 3/06/2023
3. Police report I#XXXXXXXXXX on 03/07/2023
4. A screenshot of a text message from minor's friend from XXX-XXX-XXXX on March 7, 2023
5. Phone call video recording
6. Complainant's interview on March 20, March 21, March 31, 2023, and August 1, 2025.
7. CAD sheet PXXXXXXXXX, case number I#XXXXXXXXXX for March 6, 2023
8. Turret tape for CAD sheet PXXXXXXXXX, case number I#XXXXXXXXXX for March 6, 2023.
9. Event Information sheet PXXXXXXXXX, case number I#XXXXXXXXXX for March 6, 2023.
10. 911 call dated 03/06/23.
11. CAD sheet PXXXXXXXXX, case number I#XXXXXXXXXX dated 03/07/23.
12. Event Information sheet PXXXXXXXXX I#PER- INVCHD dated 03/07/23
13. BWC footage for Officer Gregory O. Thornton (#155473).
14. Adult male who accompanied Complainant's minor's interview on April 3, 2023
15. Original Police Report I#XXXXXXXXXX dated March 6, 2023, and a supplemental report with the same incident number dated, March 7, 2023.
16. Copies of police reports provided by Complainant: I#XXXXXXXXXX and I#XXXXXXXXXX.
17. BPD Officer Angel Figueroa interview on June 26, 2023.
18. Attorney Kenneth H. Anderson interviewed on June 26, 2023.



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19. BPD Officer Lieutenant Thomas Brooks interview on November 11, 2023
20. A DCF letter addressed to Complainant on 03/31/23
21. A screenshot of the Complainant's call log on March 8, 2023
22. A Screenshot of the Complainant's call log on March 7, 2023
23. Email from the Chief of Staff to Councilor Brian Worrell, Lindsey Santana, to Complainant on March 16, 2023

CRB BOARD DECISION:

The CRB reached a **Unanimous decision (6-0)** of **Sustained** regarding allegations against the following BPD employees in violation of **Rule 102§4 (Neglect of Duty)**.

BPD Employee Name	Applicable BPD Rule	Finding / Recommendation
Officer Angel Figueroa	Rule 102§4 (Neglect of Duty)	Sustained
Lieutenant Kevin P. McGoldrick's	Rule 102§4 (Neglect of Duty)	Sustained
Officer Gregory O. Thornton	Rule 102§4 (Neglect of Duty)	Sustained
Emergency Comm Spec-Support Analyst Debra Bynum	Rule 102§4 (Neglect of Duty)	Sustained

Officer Gregory O. Thornton (B3) completed the missing person report but failed to promptly enter the alert into systemwide databases. The delay meant the child was not flagged in the system when she appeared at District E-13 at 10:40 PM. This breakdown is critical, as interviews with Lieutenant Brooks and Officer Figueroa confirmed that without timely entry, other agencies remained unaware of the case, severely limiting coordinated efforts.



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Officer Angel Figueroa (E13) took a report from the minor alleging parental abuse, but neglected to verify the child's identity or check the system for existing runaway or missing person reports. Despite the minor's serious allegations, Officer Figueroa released her to an unrelated adult without confirming DCF custody or a court order. Complainant actively called multiple departments and DCF during this period, but Officer Figueroa failed to notify the mother, further exacerbating the risk to the child. In the section of the police report IXXXXXX under Relationship Addendum, Figueroa noted in the report that adult male's relationship to Complainant is unknown.

Lieutenant Kevin P. McGoldrick (E13) supervised this interaction but allowed the minor's release without confirming legal custody or contacting DCF, the missing persons unit, or the parent. His failure to run an ID check or engage necessary parties constitutes a lapse in supervisory responsibility, especially in a high-risk juvenile case.

Debra D. Bynum (Missing Persons Unit) was responsible for entering the missing child alert, but did not ensure the alert was live before the child arrived at E-13. Evidence shows a lack of confirmation that the alert was broadcast in a timely manner, directly contributing to cross-district coordination failures. Additionally, Ms. Bynum did not respond to OPAT interview requests, limiting accountability and transparency.

Further, the investigation was hindered by incomplete evidence and some officers' failure to be interviewed. The following evidence requests were not provided to OPAT.

- Recordings of calls from Complainant to the district
- The BOLO flyer issued by BRIC
- NCIC record entry confirmation
- Interview records of Complainant's daughter
- DCF records and a copy of the 51A report
- Worcester Police report
- Body-worn camera footage



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CRB RECOMMENDED DISCIPLINE:

According to the Discipline Matrix established by the Boston Police Department, CRB has recommended the following discipline for the following Boston Police Officers:

BPD Employee Name	Applicable BPD Rule	Recommended Discipline
Officer Angel Figueroa	Rule 102§4 (Neglect of Duty)	1 Day Suspension plus training
Lieutenant Kevin P. McGoldrick	Rule 102§4 (Neglect of Duty)	1 Day Suspension plus training
Officer Gregory O. Thornton	Rule 102§4 (Neglect of Duty)	1 Day Suspension plus training
Emergency Comm Spec-Support Analyst Debra Bynum	Rule 102§4 (Neglect of Duty)	1 Day Suspension plus training

Training Recommendation:

To prevent similar failures in the future, the CRB strongly recommends that the Boston Police Department provide targeted training to Officer Angel Figueroa, Officer Gregory O. Thornton, Lieutenant Kevin P. McGoldrick and Emergency Comm Spec-Support Analyst Debra Bynum. This training should incorporate:

- Legal and ethical responsibilities when interacting with minors
- Coordination protocols with DCF, other districts, and outside jurisdictions
- Ethical decision-making in high-pressure situations
- Accurate and timely documentation of missing person reports



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CIVILIAN REVIEW BOARD (CRB) - COMPLAINT #272

Date of Incident: December 12, 2023

Time of Incident: 12:00AM

Location of Incident: Roxbury, MA 02119

Date of Filing: December 12, 2023

Investigator Name: Michel Toney and Diana Vergara

BOSTON POLICE DEPARTMENT (BPD) EMPLOYEES:

Employee Name	District	Employee ID #	Sex	Race
Officer Connor Askins	B2	157639	M	White
Officer Michael D. Walsh	B2	144333	M	White
Officer Jonathan Michael Marcel	B2	162971	M	White
Officer Daniel T. Toomey	Crime Scene Response Unit	102676	M	White
Officer Kevin R. Cooper	B2	011807	M	White
Officer Anthony N. Bellissimo	Mobile Operations Patrol Unit	080344	M	White
Officer Eric J. McPherson Jr.	B2	168364	M	Black

CASE PROCEDURAL HISTORY:

This is the first time this case has been brought before the CRB.

SUMMARY OF ALLEGATIONS:

Note: This case was inherited from former Investigator Michel Toney on August 4, 2024.

On December 12, 2023, Complainant filed a complaint with the Office of Police Accountability and Transparency (OPAT). Complainant stated he lives in Weymouth and was returning from buying diapers for his children, and his car had run out of gas. Complainant was stuck on the side of the road near 301 Warren St, Roxbury, MA 02119, across the street from the McDonald's. He stated



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that while he was on the phone with his girlfriend, trying to figure out how to restart his car, three BPD vehicles pulled up alongside his vehicle and asked him if he knew anything about a shooting. Complainant responded, "*No, I do not,*" and proceeded to roll up his window. Complainant stated that one of the BPD officers reached through his driver's side window and unlocked his car door. Officers then pulled him out of his car, took his ID, and searched his person and his vehicle. In response to officers questions about a shooting that recently occurred, Complainant told officers multiple times that he didn't do anything and didn't know anything about a shooting. However, the officers did not believe him. According to Complainant, the only description officers provided was a "*black man,*" and he was the only black man in the area. He stated officers would not answer any of his questions, but did provide him with their badge numbers when asked. He stated his rights were violated by these officers, who then left the scene without assisting him or his disabled vehicle. He noted that officers' behavior during the interaction with him was aggressive, and he feels like this was racial profiling.

APPLICABLE RULES & LAWS:

1. **Rule 102§4 (Neglect of Duty):** This includes any conduct or omission which is not in accordance with established and ordinary duties or procedures as to such employees or which constitutes use of unreasonable judgment in the exercising of any discretion granted to an employee.
 - a. Allegations of Misconduct: Complainant alleged that after officers pulled him out of his car, took his ID, and searched both his person and his vehicle, officers left the scene without assisting him or his disabled vehicle.
2. **Rule 102§9 (Respectful Treatment):** Employees shall, on all occasions, be civil and respectful, courteous and considerate toward their supervisors, their subordinates, and all other members of the Department and the general public. No employee shall use epithets or terms that tend to denigrate any person(s) due to their race, color, creed, gender identity, or sexual orientation except when necessary in police reports or in testimony.
 - a. Allegations of Misconduct: Complainant alleged that a BPD officer reached through his driver's side window and unlocked his car door. He stated that the officer pulled him out of his car, took his ID, and searched both his person and his vehicle. He stated he told officers multiple times that he didn't do anything and didn't know anything about a shooting, but they did not believe him. noted that officers' behavior during the interaction with him was aggressive, and he feels like this was racial profiling.
3. **Rule 304§2 (Use of Non-Lethal Force):** Statement on Use of Force: The Boston Police Department is committed to de-escalating incidents to negate the need for the use of force. When force is necessary, the Boston Police Department is committed to using only the amount of force that is reasonably necessary to overcome the resistance offered.



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- a. Allegations of Misconduct: Complainant alleged that a BPD officer reached through his driver's side window and unlocked his car door. He stated that the officer pulled him out of his car, took his ID, and searched both his person and his vehicle. He stated he told officers multiple times that he didn't do anything and didn't know anything about a shooting, but they did not believe him. noted that officers' behavior during the interaction with him was aggressive, and he feels like this was racial profiling.

4. **Rule 405 §1-9 (Body Worn Camera Policy):** The purpose of this policy is to establish guidelines for the proper use, management, storage, and retrieval of video and audio data recorded by Body Worn Cameras (BWCs). BWCs are effective law enforcement tools that reinforce the public's perception of police professionalism and preserve factual representations of officer-civilian interactions.... Unless otherwise excepted by this Rule, Officers assigned BWCs must wear and activate BWCs in accordance with Department policy when performing uniformed duty.

- a. Allegations of Misconduct: A number of officers failed to have body-worn cameras on them and turned on while on duty.

SUMMARY OF EVIDENCE / INVESTIGATION:

1. On December 19, 2023, Investigator Toney spoke with the Complainant to discuss the incident that took place on 12/12/2023. Complainant stated that he was driving to get some diapers for his child and was pulled over by the police on Warren Street, across the street from McDonald's. Complainant said that three (3) unmarked cruisers surrounded him, and two detectives wearing plain clothes and a vest came up to his car. One detective (Badge #5100)¹ knocked on the window and asked the Complainant if he knew about a shooting. Complainant said he replied by saying "No" and proceeded to pull up his window. As the window was going up, Complainant said the officer (Badge #5100) put his arm through the window and opened the door, yanking the Complainant out of the car. Complainant repeatedly said that he did not know what was going on and was in fear for his life. Complainant said the Officer's partner yanked him out of the car and started yelling commands at him, such as "don't move" and "stay still." Complainant said the other officer searched the front of his car without permission and found nothing. Complainant stated that the officers said they were looking for a black man who was wearing a black hoodie.
 - a. Complainant noted there were about 13 officers in total at the scene, and the two initial officers who stopped him were both wearing body cameras. After searching the vehicle and questioning the Complainant, both officers left the

¹ Officer Michael D. Walsh's badge number is 5100.



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scene and had no further questions for the Complainant. Complainant said he has been disabled for about ten years and believed the officers did not use proper judgment when interacting with him. Complainant wants officers to be disciplined for how they interacted with him, especially since he did not do anything illegal nor had anything illegal on his person or in the vehicle. Complainant believed the two officers who conducted the initial stop needed to be retrained on how to speak with people of color and on how to properly handle disabled individuals.

2. On September 4, 2024, the Investigator attempted to obtain city camera footage; however, city camera footage was not available due to the 30-day time retention.
3. On October 10, 2024, Investigator Vergara received and reviewed the **CAD sheet** PXXXXXXXXX and observed the following:
 - a. 00:10:55 clr sts him, brother, and cousin were shot at
 - b. 00:11:30 clr sts person was on foot
 - c. 00:11:35 male shooter
 - d. 00:11:40 clr sts he didn't see dof
 - e. 00:11:58 clr sts once male started shooting, they ran
 - f. 00:12:05 clr sts blk/male
 - g. 00:12:27 pct03 wearing green bomber jacket w/ a blk hoodie w/ a blk ski mask and grey jeans
 - h. 00:12:37 clr sts about 6'3 ft
4. On October 10, 2024, Investigator Vergara received the **Turret tape** for I# XXXXXXXXXXXX
5. On July 7, 2025, August 20, 2025, and August 26, 2025, Investigator Vergara attempted to **contact Complainant** to request any additional information regarding the incident, his car, and to confirm his height; however, there was no response from the Complainant.
6. On July 16, 2025, and on August 8, 2025, Investigator Vergara requested **body-worn camera footage** from all officers involved: Askins ID # 157639; O'Leary ID #153121; Lara ID #173535; Barros ID #167723; Dorsainvil ID #167738; Cooper ID #011807; Bellissimo ID #080344; McPherson Jr. ID #168364; Toomey ID #102676; Marcel ID #162971 and Flores ID #157663; and Sgt. Detective Jefferson ID #099714;
 - a. However, BWC footage from officers Askins, Cooper, Walsh, Bellissimo, and McPherson Jr. was not available. According to BPD, "...As for why



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footage does not exist for a particular officer, that question can only be answered through an investigative inquiry directed to the officer in question.”

- b. Investigator Vergara received BWC footage for officers Lara, O'Leary, Dorsainvil, Barros and Marcel.
7. Investigator Vergara also observed an email dated July 16, 2024, from Sergeant Detective Kevin Toomey of the Internal Affairs Department to former Investigator Toney, which shared a body-worn camera video titled “Axon_Body_3_Video_2023-12-11_0024_X60A7937Y (1).”
8. **Officer John Lara’s body-worn camera - 2 footage available (SHOTS FIRED - YZ XXXXXX & SHOTS FIRED - YZ XXXXXX)**
 - a. The first BWC footage shows approximately five (5) officers inside a residence speaking with witnesses. The witnesses stated they were outside when they noticed an unknown male walking toward them. The male appeared indecisive, turning around multiple times as if he had changed his mind. Eventually, he pointed in their direction, not upwards, and then ran off.
 - i. The witnesses described the unknown male as approximately “6’3” tall, with a slim build, brown skin, wearing a green bomber jacket, black hoodie, gray jeans, and a shiesty mask”. They were unable to identify the color of his sneakers.
 - ii. The witnesses reported that the male was near a gate at some point. They stated they were standing near the dumpster, a considerable distance away from him, and did not see which direction he fled. They had been outside for about 10 minutes prior to the male’s arrival.
 - iii. One of the witnesses noted that the male with the gun “came out of nowhere.” They heard two gunshots, with a short delay between them, and called 911 within approximately 30 minutes. They also confirmed they did not see the firearm.
 - b. The second BWC footage shows approximately five (5) officers outside obtaining the information of two witnesses. A description of the male was broadcast as “Wearing a green bomber jacket, green pants, and a ski mask.” Three witnesses stated they were near a dumpster when the male began shooting at them. In response, the witnesses started running. The witnesses confirmed he was alone.
9. **Officer Ryan Daniel O'Leary’s body-worn camera - 2 footage available (Shots yz xxxxxx & Shots yz xxxxxx)**



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- a. The first BWC footage labeled as “Shots yz xxxxxx” shows approximately five (5) officers going inside a residence, speaking with witnesses. This BWC shows what transpired on Officer John Lara’s body-worn camera.
 - b. The second BWC labeled “Shots yz xxxxxx” showed an officer meeting with the three (3) witnesses who stated that there was only one guy walking down by the dumpster who looked like he was debating on whether or not “he should do it or not.” The witnesses stated that the alley goes to yyyyyy Street and xxxxxx Street. The witnesses stated that the male was “6’3, feet tall” wearing a “green bomber jacket, gray pants, and ski mask.” The color of the pants was corrected by one of the witnesses.
10. **Officer Jason Dorsainvil’s body-worn camera- (Shots Fired- yz xxxxxx)**
- a. The BWC footage showed officers walking around near the apartment building where other officers were present. At one point, an officer is heard asking the witnesses, “How long after the shots you guys called 911?” One of the witnesses responded, and the officer repeated “30 minutes after.”
11. **Officer Romario Gomes Barros Barros’s body-worn camera**
- a. Officers were walking around and then went inside the apartment building. An officer is observed asking the witnesses, “How long after the shots you guys called 911?” One of the witnesses responded, and the officer repeated, “30 minutes after.”
12. **Officer Jonathan Michael Marcel’s body-worn camera - (Shots Fired- yz xxxxxx)**
- a. Complainant was sitting in his car. Two officers forcibly removed Complainant from his car. Complainant was wearing ripped grey pants, a black sweater, and a black beanie. Later, five officers were present. The footage captured Complainant saying to the three officers present: “I didn’t do nothing. Do you have the description of me? Do you have the description of the suspect who’s shooting? Do you?”
 - b. An officer responded, “Yes, we do have the description.” Complainant replied, “Does it fit this? Did you get a description of this vehicle? You are violating my rights. I didn’t do anything wrong. Why are you touching me? You are violating my rights. I have no weapons. You are violating my rights. Why are you touching my car? This is discrimination; you don’t do that to people. You said ‘What are you doing?’ I am starting my car. You start searching my car. Stop searching my car.”
 - c. Officers patted Complainant down, telling him they were “frisking” his car. One officer stated, “I told you tons of times, stop moving around. I tried



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talking to you like a gentleman; you rolled your window up, tried to turn your car onto me, and you started to reach back in your car."

- d. Complainant then took out his phone and began recording stating *"These officers are searching my car. Do I match the description of the person they were looking for? I didn't do anything wrong."* He told the officers to stop searching his car and asked them for their identification numbers, which they provided.
- e. *How many times have I asked someone a question, only to hear, "It was me, officer. I did it." That's how investigations work.* The officer then inquired, *"Have you heard a shooting?"* to which Complainant responded, *"I didn't hear anything."* The officer replied, *"Now we are having a conversation."*
- f. Complainant stated, *"You guys are being aggressive with me."* One of the officers countered, *"We are not being aggressive; we are just trying to have a conversation with you, but you are the one screaming."* Complainant then said, *"You scream when you haven't done anything wrong, and you're minding your own business, and then the police stop you when you are doing nothing wrong."*
- g. Officers then walked away. One officer informed Complainant that the description they received from the 911 caller was a *"Black male, black hoodie, and gray jeans."* Complainant replied, *"That's a lie. You just made that up, officer."* The officer responded, *"That's not a lie, sir. I didn't make that up."*

13. On September 25, 2024, OPAT Investigator received and reviewed a **FIOE #FCXXXXXXX**. The report stated the following:

- a. Officers responded to a radio call for shots fired at yz xxxxxx Street. Officers observed a gray Kia Forte idling in a bus stop at the corner of Warren Street and Waverly Street.
- b. Officers spoke to the operator of the vehicle. When Officers informed them that there were just shots fired around the corner and asked if they heard anything, they stopped talking to officers, attempted to roll up their window, and began reaching for the gear shift and ignition of the vehicle.
- c. The description given of the suspect was a black male, a green bomber jacket, a black hoodie, and gray jeans. The operator was wearing a black hoodie and gray jeans.
- d. Due to the operator matching the description of the suspect, being in close proximity to the shots, and their change in demeanor when asked about the

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shooting, the actions showed that they may have fled in their vehicle while officers were still talking to them, so officers removed the operator to pat down frisk their person and search the area of the vehicle. No weapons found.

- e. Operator was hostile and uncooperative with officers during the whole encounter.

14. Investigator Vergara made multiple attempts to interview **Sgt. Detective Nina Jefferson ID #099714** on July 14, 2025 and July 21, 2025. On July 22, 2025, the OPAT investigator received an email from Scott W. Dunlap, Attorney At Law, P.C., who represents Sgt. Detective Nina Jefferson, stating the following:

- a. *“Please be advised that I represent Boston Police Sgt. Det. Nina Jefferson with respect to complaint 272. We respectfully decline your invitation to provide a statement, and will certainly comply with all directives issued by her Department.”*

15. OPAT Investigator made multiple attempts to interview **Detective Daniel T. Toomey** on July 14, 2024, and July 21, 2024. On July 21, 2024, Scott W. Dunlap, Attorney At Law, P.C., sent an email stating the following:

- a. *“Please be advised that I represent Boston Police Detective Daniel Toomey. We appreciate the offer to appear as part of your investigation. However, as I expect the BPD to engage in a thorough review of the allegations contained in the complaint, Detective Toomey will be expected to testify in that setting. Therefore, I am advising him to avoid a redundancy of efforts.”*

16. OPAT Investigator Vergara made multiple attempts to interview **Officer Kevin R. Cooper, ID #011807**, on July 14, 2025, who stated the following in an email on July 15, 2025

- a. *“Good afternoon, I do not recall this incident. At that time, I was assigned to Special Operations SWAT Unit. My assignment was in a “gun car” where we respond to any gun-related incidents. I do not believe that we ever went by that traffic stop.”*

17. OPAT Investigator Vergara made multiple attempts to interview **Officer Jonathan Michael Marcel, ID #162971**, on July 14, 2025, July 21, 2025, and August 1, 2025; however, there was no response from the officer.

18. OPAT Investigator Vergara made multiple attempts to interview **Officer Ryan Daniel O'Leary, ID #153121**, on July 14, 2025, July 21, 2025, and August 1, 2025; however, there was no response from the officer.



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19. OPAT Investigator Vergara made multiple attempts to interview **Officer Romario Gomes Depina Barros, ID #167723**, on July 14, 2025, July 21, 2025, and August 1, 2025; however, there was no response from the officer.
20. OPAT Investigator Vergara made multiple attempts to interview **Officer Jason Dorsainvil, ID #167738**, on July 14, 2025, and on July 15, 2025. The officer emailed back the OPAT Investigator the following:
 - a. *“Good afternoon, I just had a quick question: am I considered a witness or a violator in this case because I read the letter and it stated I was a witness? And I will not be able to do any of those days listed, sorry.”*
 - b. OPAT Investigator sent multiple attempts to interview Officer Dorsainvil on July 16, 2025, July 21, 2025, and August 1, 2025; however, there was no response from the officer.
21. OPAT Investigator Vergara made multiple attempts to interview **Officer Anthony N. Bellissimo, ID #080344**, on July 14, 2025, July 21, 2025, and August 1, 2025; however, there was no response from the officer.
22. OPAT Investigator Vergara made multiple attempts to interview **Officer Eric J. McPherson Jr., ID #168364**, on July 14, 2025, July 21, 2025, and August 1, 2025; however, there was no response from the officer.
23. OPAT Investigator Vergara made multiple attempts to interview **Officer Joel S. Flores, ID #157663**, on July 14, 2025, July 21, 2025, and August 1, 2025; however, there was no response from the officer.
24. OPAT Investigator Vergara made multiple attempts to interview **Officer Connor Askins, ID #157639**, on August 21, 2025, August 25, 2025, and August 27, 2025; however, there was no response from the officer.
25. OPAT Investigator Vergara made multiple attempts to interview **Officer John Lara, ID #173535** on August 21, 2025, August 25, 2025, and August 27, 2025; however, there was no response from the officer.
26. On September 2, 2025, **Sergeant Detective Kevin Toomey** of the Internal Affairs Division shared his body-worn camera video titled *“Axon_Body_3_Video_2023-12-11_0024_X60A7937Y (1)”* with Investigator Vergara, which had previously been shared with former Investigator Toney. The footage showed Complainant inside the car while talking to an officer. The officer is seen reaching inside the vehicle through the halfway open window, attempting to open the door. A BPD vehicle is observed arriving at the scene. The officer who was



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initially communicating with the Complainant said, *“Step out of the car”* several times. Complainant is heard asking the officer, *“What do you mean? I am trying to turn on my car. For what? I want to know why. You are banging on my door for nothing. You are pulling on me for nothing.”* Complainant is heard saying what was said on **Officer Jonathan Michael Marcel’s body-worn camera - (Shots Fired- yz xxxxxx)**. Complainant is being forcibly removed from the vehicle by the officer. The officer is observed searching the vehicle and finding Complainant's license and running it in the system. The officer walked to Complainant and told him that the description they received from the 911 caller, the victims who got shot at right down the street, was a *“Black male, black hoodie, and gray jeans.”* Complainant replied, *“That's a lie. You just made that up, officer.”* The officer responded, *“That's not a lie, sir. I didn't make that up.”* Complainant stated, *“I don't have grey jeans on,”* to which the officer stated, *“They look like grey jeans to me. On top of that, when we started asking you about it, you rolled your window up, you went to turn your car on like you were going to drive away.”* To which the complainant stated, *“You stop an innocent person. You don't do that. I didn't do anything wrong.”* The officer walked away and got inside the unmarked vehicle.

27. On September 7, 2025, Investigator Vergara provided a screenshot from an officer’s body-worn camera (BWC) and gave it to BPD to help identify the officer who initially removed Complainant from his vehicle.
- a. On September 10, 2025, Investigator Vergara received three photos consisting of officer Anthony Bellissimo, Connor Askins, and Kevin Cooper. However, Investigator Vergara could not determine which of the three officers matched the one in the screenshot who interacted with Complainant.

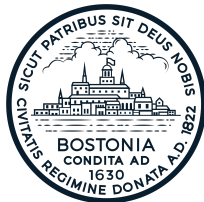
EVIDENCE REQUESTED/REVIEWED:

Evidence	Description	Availability Status
OPAT Complainant/Intake Forms	Written statements made by Complainant	Available
Complainant’s interview	Phone interview on 12/19/23	Available
911 call	Verbal statements made by the Operator to the Complainant.	Available
CAD sheet	Summary of the 911 Call and Dispatcher Conversations	Available



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CRB DECISION:



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The CRB reached a **Unanimous decision (6-0)** regarding allegations against the following officers for violation of **Rule 102§4 (Neglect of Duty)**.

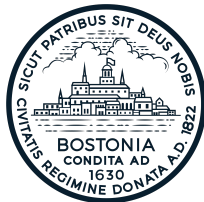
BPD Employee Name	Applicable BPD Rule	Finding / Recommendation
Anthony N. Bellisimo	Rule 102§4 (Neglect of Duty)	Not Sustained
Connor Askins	Rule 102§4 (Neglect of Duty)	Not Sustained
Jonathan Michael Marcel	Rule 102§4 (Neglect of Duty)	Not Sustained
Daniel T. Toomey	Rule 102§4 (Neglect of Duty)	Not Sustained
Kevin R. Cooper	Rule 102§4 (Neglect of Duty)	Not Sustained
Eric J. McPherson Jr.	Rule 102§4 (Neglect of Duty)	Not Sustained

The CRB reached a **Unanimous decision (6-0)**, regarding allegations against the following officers for violation of **Rule 102§9 (Respectful Treatment)**.

BPD Employee Name	Applicable BPD Rule	Finding / Recommendation
Anthony N. Bellisimo	Rule 102§9 (Respectful Treatment)	Not Sustained
Connor Askins	Rule 102§9 (Respectful Treatment)	Not Sustained
Jonathan Michael Marcel	Rule 102§9 (Respectful Treatment)	Not Sustained
Daniel T. Toomey	Rule 102§9 (Respectful Treatment)	Not Sustained
Kevin R. Cooper	Rule 102§9 (Respectful Treatment)	Not Sustained
Eric J. McPherson Jr.	Rule 102§9 (Respectful Treatment)	Not Sustained
Michael D. Walsh	Rule 102§9 (Respectful Treatment)	Not Sustained

The CRB reached a **Unanimous decision (6-0)**, regarding allegations against the following officers for violation of **Rule 304§2 (Use of Non-Lethal Force)**.

BPD Employee Name	Applicable BPD Rule	Finding / Recommendation
Connor Askins	Rule 304§2 (Use of Non-Lethal Force)	Information Inquiry



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Kevin R. Cooper	Rule 304§2 (Use of Non-Lethal Force)	Information Inquiry
Michael D. Walsh	Rule 304§2 (Use of Non-Lethal Force)	Information Inquiry
Anthony N. Bellissimo	Rule 304§2 (Use of Non-Lethal Force)	Information Inquiry
Eric J. McPherson	Rule 304§2 (Use of Non-Lethal Force)	Information Inquiry

The CRB reached a **Unanimous decision (6-0)** regarding allegations against the following officers for violation of **Rule 405§1 (Body Worn Camera Policy)**.

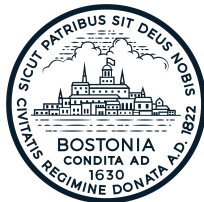
BPD Employee Name	Applicable BPD Rule	Finding / Recommendation
Connor Askins	Rule 405§1 (Body Worn Camera Policy)	Information Inquiry
Kevin R. Cooper	Rule 405§1 (Body Worn Camera Policy)	Information Inquiry
Michael D. Walsh	Rule 405§1 (Body Worn Camera Policy)	Information Inquiry
Anthony N. Bellissimo	Rule 405§1 (Body Worn Camera Policy)	Information Inquiry
Eric J. McPherson, Jr.	Rule 405§1 (Body Worn Camera Policy)	Information Inquiry

After reviewing all the evidence and the circumstances surrounding Complainant’s allegations, CRB finds that at approximately 12:24:21 AM, officers made contact with Complainant, who was legally parked in his vehicle and attempting to start it. This interaction occurred nearly 55 minutes after a shooting had taken place on a nearby street. According to dispatch records, the 911 call was made at 12:10:34 AM. The body-worn camera (BWC) footage captured officers asking a witness, *“How long after the shots did you guys call 911?”* The witness responded, and the officer repeated, *“30 minutes after.”*

Despite the significant time lapse of time from the shooting incident, officers escalated their encounter with Complainant by forcibly removing him out of his car. Complainant’s clothing matched three out of five elements of the description of shooting suspect’s clothing:

“Black male, green bomber jacket, black hoodie, black ski mask, and grey pants.”

Complainant was wearing a black hoodie and gray pants, but was not wearing a green bomber jacket or ski mask. Complainant made no attempt to flee and showed no signs of physical aggression.



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No witnesses or dispatch records mentioned a vehicle being involved in the shooting, and Complainant's vehicle had no connection to the crime. Nonetheless, officers removed him from his car.

Officers conducted a pat-down frisk of Complainant. After finding nothing on his person, they proceeded to search Complainant's vehicle without consent, a warrant, or any visible indication of it being involved in the shooting.

This sequence of actions, detaining, frisking, and searching the complainant and his vehicle, was motivated solely by a partial clothing match. The complainant was not arrested, and no evidence of criminal activity was found.

CRB recommends that OPAT further investigate the unidentified officer visible in BWC footage titled *Axon_Body_3_Video_2023-12-11_0024_X60A7937Y (1)* for misconduct under Rule 304§2 (Use of Non-Lethal Force).



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CIVILIAN REVIEW BOARD (CRB) - COMPLAINT #332

Date of Incident: April 19, 2024

Time of Incident: 7:21 PM

Location of Incident: Dorchester, MA 02125

Date of filing: April 29, 2024

Investigator: Tastery Reed and Diana Vergara (inherited from former Investigator Reed)

Date of CRB Decision: September 11, 2025

BOSTON POLICE DEPARTMENT (BPD) EMPLOYEE:

Employee Name	District	Employee ID #	Sex	Race/ Ethnicity
Officer Megan Green	B2	ID #140300	F	White

CASE PROCEDURAL HISTORY:

This is the first time this case has been brought before the CRB.

SUMMARY OF ALLEGATIONS:

On April 29, 2024, Complainant filed a complaint with the Office of Police Accountability and Transparency (OPAT) regarding Officer Megan Green, ID #140300. Complainant alleged that on April 19, 2024, her son called her, stating that he was being pulled over as he was pulling into the driveway of their residence. Complainant could hear in the background a person screaming, *"Get out of the car"* and her son yelling back, *"Why do I have to get out of the car? Give me my ticket."* Complainant went outside and found Officer Green arguing with her son. As Complainant started to head towards their direction, Complainant told Officer Green, "to chill and allow her to speak to her son and get him to cooperate. Officer Green's partner, Officer Emiky Pires, then told Complainant that she did not need to de-escalate, stating that Complainant's son tried to run him over. Complainant asked how, and he replied, *"I was behind the car."* Complainant then responded, *"You jumped out of your car and came behind his moving car, does that make sense?"* Before Officer Pires could answer that question, Complainant heard Officer Green yell, *"knife."* Within one minute, five police cars arrived and rushed to Complainant's son's car. Multiple officers rushed to his car, opened the door, and wrestled Complainant's son out of the car. Complainant later stated that *"her son had a box knife on his waist, which he uses for his job where he works Monday through Friday, 7 AM-5 PM."* Complainant stated that at no point in time before additional officers appeared on the scene did Officer Green ask Complainant's son for his license or registration. Officer Green stated to Complainant's son she had a ticket for him

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because he didn't have plates on his car. Officers took Complainant's son out of the car and handcuffed him. While handcuffing Complainant's son, one of the gang unit officers told Complainant's son that he was going to break his arm. Complainant stated, *"My son is a big boy and didn't understand what they were looking for. They started searching his car, and one of the other gang unit guys said, 'You have a gun for me today. I yelled, If you find anything in that car, I will beat him for you guys. I don't raise it and do not allow it. The officers were stunned, and some rolled their eyes at me. Again, my son is 22 years old. Does not have a record, never been in jail. prison or in trouble with the law. He works, goes home, and hangs out with his friends. After a 10-minute search, they turned up with nothing. Officer Green then tried speaking to me, and I told her I was not ready to speak with her as she is targeting my son."* Complainant also reported that this was not her family's first interaction with Officer Green. According to Complainant, her family has experienced a few prior negative interactions with Officer Green. Officer Green has interacted with her son a few times within the last year, and every single time she has not given him a ticket or found anything in the search.

APPLICABLE RULES & LAWS:

1. **BPD Rule 102§9 (Respectful Treatment):** Employees shall, on all occasions, be civil and respectful, courteous and considerate toward their supervisors, their subordinates and all other members of the Department and the general public. No employee shall use epithets or terms that tend to denigrate any person(s) due to their race, color, creed, gender identity or sexual orientation, except when necessary in police reports or in testimony.
 - a. Complainant alleged her family has experienced a few prior negative interactions with Officer Green. Officer Green has interacted with her son a few times within the last year, and every single time she has not given him a ticket or found anything in the search. On the day of the incident, after officer Green yelled, *"Knife,"* multiple officers rushed the vehicle, used excessive and threatening use of force to remove the son, and handcuffed him without providing a clear explanation.
 - b. Complainant alleged an unnamed gang unit officer on scene told her son that he was going to break his arm and also asked Complainant's son, *"You have a gun for me today?"* prior to searching his vehicle.
2. **Rule 102§20 (Self Identification):** General Law, Chapter 41, Section 98D, requires every Officer to carry his identification card with a photograph and exhibit this card upon a lawful request for purposes of identification.
 - a. Complainant alleged she tried to obtain Officer Green's badge #, but Officer Green provided a false number.



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3. **Rule 113A (Bias-Free Policing Policy):** “Bias-free policing,” policing decisions made by and conduct of law enforcement officers that shall not consider a person’s race, ethnicity, sex, gender identity, sexual orientation, religion, mental or physical disability, immigration status or socioeconomic or professional level. This definition shall include policing decisions made by or conduct of law enforcement officers that: (1) are based on a law enforcement purpose or reason which is non-discriminatory, or which justifies different treatment; or (2) consider a person’s race, ethnicity, sex, gender identity, sexual orientation, religion, mental or physical disability, immigration status or socioeconomic or professional level because such factors are an element of a crime.
- a. Complainant’s son alleged that during a prior stop encounter with Officer Green, the officer stated to him, *“For someone your age and living on that street, it’s unusual for you to have a clean record.”*

SUMMARY OF INVESTIGATION:

1. On May 3, 2024, and May 31, 2024, Investigator Reed had a telephone interview with **Complainant** regarding the incident. Complainant stated that her son called her screaming on the phone, stating that he had been pulled over by the police in front of their residence. Complainant came out of the home attempting to diffuse the situation. Complainant stated that she overheard her son asking Officer Green why he needed to get out of the vehicle. As Complainant attempted to diffuse the situation, Officer Green's partner stated that he could diffuse the situation. The Complainant asked Officer Green what her son did, and Officer Green explained that he attempted to run her and her partner over. Officer Green yelled out *“knife,”* and Complainant saw between 6 to 7 Officers trying to pull her son out of the car. Complainant’s son was arrested and detained. Afterward, officers searched the vehicle, but nothing resulted from their search. Complainant stated Officer Green and her partner were the only two Officers in uniform. The remaining officers on scene were the gang unit and the state police. A gang unit officer on scene allegedly told her son that he was going to break his arm and also asked Complainant's son, *“You have a gun for me today?”* Complainant stated that the knife was a box cutter that he carried because it was part of his job as a roofer. Complainant said she tried to obtain Officer Green’s badge #, but she provided a false number. Complainant also stated the following:

“I do not understand her obsession with finding my son dirty. He is not - leave him alone...When he bought the car from the dealership, he was given one plate as a 22-year-old young man ... He has a letter from his doctor stating that the tint on his car is ok. My son has a left eye where the sun bothers his eye. As a law-abiding citizen of the city of Boston, I need this officer to stop her



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obsession with my son. I need her to learn how to work with the community she is assigned to, or if not, ...stop profiling our young black men. Again, I am not the only resident on XXXXXXXX street from 26 + has a bad impression, has had a bad interaction with her, or has heard of someone she has tried to dominate. Her job is to protect and serve - that does not mean to abuse your power. We have had numerous officers on this street who get a lot of respect and results with the way they approach the citizens on this street. I would like to have a conversation with her or give instructions."

2. On May 5, 2024, Investigator Reed reviewed the Massachusetts Uniform Citation given by Officer Emiky Pires, ID #118080, for:
 - a. **MGL 90/25/A** – Identify self, MV operator refuse
 - MGL 90/9D** – Window obstructed/ transparent
 - b. **MGL 90/6** – Number plate violation
3. On May 5, 2024, Investigator Reed reviewed the Summons to Defendant Docket Number XXXXXXXXXXXXXXX and observed three (3) counts:
 - a. **MGL 90/25/A** – Identify self, MV operator refuse
 - b. **MGL 90/9D** – Window obstructed/ transparent
 - c. **MGL 90/6** – Number plate violation
4. On May 15, 2024, BPD stated that due to the 30-day retention schedule of the system, city cameras were unavailable.
5. On May 31, 2024, Reed conducted a telephone interview with Complainant's son regarding the incident in question. Her son explained that on the day of the incident, he was returning home from his job at XXXXXXXXXXXX. As he was attempting to reverse his vehicle into the driveway of his residence, Officer Green approached and instructed him to exit the vehicle. He stated that he did not comply and instead requested that Officer Green issue him a ticket. According to him, Officer Green then shouted that he had a knife. He clarified that he did not possess a knife, but was carrying a work-issued box cutter, which he uses daily for his job. He further reported that both Officer Green and another officer drew their firearms in response. Multiple officers arrived shortly thereafter, forcibly removed him from the vehicle, and placed him on the ground. He recalled that Officer Green repeated the claim that he had a knife, which led to an escalated response, including additional officers drawing their weapons. He stated that approximately eight officers attempted to extract him from the vehicle and ultimately wrestled him to the ground. While restrained on the ground, he alleged that a member of the police gang unit threatened to break his arm. He further stated that officers conducted a search of his vehicle without his consent and without a warrant, which he believes was unlawful. No contraband or illegal items were found. He was subsequently released without charges.



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6. On June 6, 2025, Investigator Vergara received the CAD search history. Two events were noted for the address XXXXX XXXXX: 1) On May 26, 2023, with a corresponding police report (IXXXXXXXXXXX), and 2) On December 26, 2023, CAD PYYYYYYYYY which did not have a police report but had the type labeled as “REQP”. Based on the 911 Call Taking Protocols, REQP is used when callers request other agencies, such as the Fire Department, EMS, and Suicide calls. Investigator Reed obtained the police report (IXXXXXXXXXXX). After reviewing the report, it was determined that this incident was not connected to the event from April 19, 2024.
7. On June 6, 2025, Investigator Vergara reviewed the **CAD sheet** PYYYYYYYYYX and observed that at 7:21:41, it was noted “ *Party ref to exit the mv*”.
8. On June 6, 2024, Investigator Vergara reviewed the **turret tape** and heard a male officer requesting backup at the 7:21:22 mark.
 - a. At **7:22:01**, the dispatcher stated, “*Party refusing to get out of the car.*”
 - b. At **7:25:20**, “ *Disregard any other unit,*” Investigator Reed heard that there was yelling in the background. Investigator Reed also noted prolonged on the turret tape before 7:21:22 under the remarks “*Area B GRV- F.*” Investigator Reed also observed that there was no mention of the incident before 7:21:22 or after 7:25:20.
9. On June 6, 2025, Investigator Vergara reviewed the police report IXXXXXXXXXY and observed the following:
 - a. Officer Green and Pires, while on random patrol, observed a vehicle with multiple motor vehicle infractions and conducted a traffic stop at YZ XXXXXXXX Street, Dorchester.
 - b. Officers observed a black Mercedes-Benz, later identified with MA REG XYYYYXX, with no front plate: MGL 90/6, excessive window tint: MGL 90/9D, and an obstructed rear plate: MGL 90/6. Officers activated their lights and sirens and conducted a traffic stop at the above location. Officers had not completed a CJIS inquiry of the vehicle at the initiation of the traffic stop.
 - c. As Officers activated their lights and sirens, the motor vehicle was stopped at the driveway of XXXXXXXX Street. The driver immediately attempted to reverse into the residential driveway. Officers quickly exited their marked cruiser.
 - d. Officer Green approached the driver's side window, and Officer Pires went to approach the passenger side window. Officer Green attempted to explain the reason for the stop, citing each infraction.
 - e. The operator, later identified as Complainant's son XXXX (DOB: NN/NN/NN), began screaming, “*You can't do that*” multiple times. Officers asked for his license and



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registration repeatedly, but he refused.

- f. Officer Green noticed a knife on Mr. XXXX's right side, to which she made Officer Pires aware. As Officer Green attempted an exit order and opened the driver's side door, Mr. XXXX grabbed the door, slammed it shut, and then attempted to reverse into the same driveway. At this time, Officer Pires was traveling behind the motor vehicle to assist with the exit order, and Mr. XXXX then stopped the vehicle short of hitting Officer Pires. Officers requested more units to the scene. Multiple B2 units, YVSF members, and the B906 (Sgt. Depina) arrived to assist. The B456F (Officer Gonclaves) was eventually able to secure
10. On June 6, 2025, Investigator Vergara requested all FIOEs involving Officer Green related to the address XXXXXXXX Street, Dorchester. BPD provided FIOE XXXXXXXXY and included the following report:
 - a. A black Mercedes-Benz, later identified with MA REG XYYYYX, with no front plate: MGL 90/6, excessive window tint: MGL 90/9D, and an obstructed rear plate: MGL 90/6, was conducted a traffic stop at XXXXXXXX Street, Dorchester.
 - b. Operator, later identified as Complainant's son, was argumentative and combative on the scene. Refused to submit and carried a knife on his person. Search of the person and motor vehicle was negative for further weapons. It should be noted that officers observed a hide on the front passenger side floor. The floor underneath the glove compartment box folds halfway back towards the seat and, when returned to the floor, creates a seamless appearance against the motor vehicle.
 - i. BPD stated, "XXXXXXXY" is the only report in Complainant's son's profile involving Officer Megan Green (#140300)"
 11. Investigator Vergara made several attempts to interview **Officer Emiky Pires** on June 13, 2025, June 27, 2025, July 30, 2025, and August 15, 2025. However, Pires did not respond to any of these requests.
 12. Investigator Vergara made several attempts to interview **Officer Bryan J. Aldridge, ID #163025**, on June 6, 2025, June 11, 2025, June 27, 2025, July 30, 2025, and August 15, 2025. However, Bryan J. Aldridge did not respond to any of these requests.
 13. Investigator Vergara made several attempts to interview **Officer Brian M. Guerard, ID #162949**, on June 6, 2025, June 11, 2025, June 27, 2025, July 30, 2025, and August 15, 2025. However, Brian M. Guerard did not respond to any of Reed's interview requests.
 14. Investigator Vergara made several attempts to interview **Officer Ricardo Goncalves, ID #168379**, on June 6, 2025, June 11, 2025, June 27, 2025, July 30, 2025, and August 15, 2025.



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However, Ricardo Goncalves did not respond to any of Reed's interview requests.

15. Investigator Vergara made several attempts to interview **Officer Joseph P. Donovan, ID #162977**, on June 6, 2025, June 11, 2025, June 27, 2025, July 30, 2025, and August 15, 2025. However, Joseph P. Donovan did not respond to any of Reed's interview requests..
16. Investigator Vergara was made aware that **Officer Erick Omar Albino, ID #155755**, resigned as of January 2025.
17. On June 12, 2025, BPD informed Investigator Vergara that there are no records for the Prisoner Booking Form, Arrest Booking Form, or Prisoner Disposition Form regarding the Complainant's son, as he was not arrested. Additionally, there is no Form 26 or Form 2012 Inventory Search because the vehicle was not searched. Furthermore, there is no Use of Force Report for this incident.
18. Investigator Vergara made several attempts to interview Police **Sergeant Joao DePina, ID #116928**, on September 5, 2025, September 8, 2025, and September 9, 2025. However, Sergeant Joao DePina did not respond to any of Reed's interview requests.
19. ***Summary of Officer Ricardo Goncalves's Body-Worn Camera (BWC) Footage***
On August 24, 2024, Investigator Reed reviewed the body-worn camera footage from Officer Goncalves labeled "XXXXXXXXX Street". The footage begins with Officer Goncalves approaching the Complainant's son in an effort to de-escalate an ongoing conversation between the Complainant's son and Officer Green. At the 0:57 second mark, Officer Goncalves asks the Complainant's son to move a knife and provide his license and registration, which the Complainant's son does without incident. At the 1:45 minute mark, another officer opens the door to the Complainant's son's vehicle and remarks, "You remember me from the gang unit." At the 1:52 mark, Officer Goncalves begins to remove Complainant's son from the vehicle to place him in handcuffs. During this time, other officers are observed on the passenger side of the vehicle searching. By the 3:03 mark, multiple officers are seen assisting in securing the Complainant's son in handcuffs, and at the 3:51 mark, Complainant's son is placed in one of the police cruisers on scene. Following the placement of Complainant's son in the cruiser, Complainant can be heard in the background yelling that Officer Green was harassing both her and her son. At the 5:05 mark, Officer Goncalves engages in a conversation with the Complainant regarding the incident. At the 7:22 mark, officers are observed conducting a further search of Complainant's son's vehicle. At 7:53, Complainant's son is released from the cruiser and is seen explaining to the officers his concerns regarding Officer Green's conduct. At 13:03, Sergeant Depina speaks with Complainant's son, explaining the situation and informing him that a police report will be written and that he will receive a court notification in relation to the



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incident. At the 13:56 mark, the Complainant's son is visibly upset that officers are still searching his vehicle. By the 14:40 mark, Complainant's son is released, and the handcuffs are removed. Investigator Reed did not observe or hear any officer, including those affiliated with the gang unit, threaten to break Complainant's son's arm or demand that he produce a firearm.

20. Summary of Officer Megan Green's Body-Worn Camera (BWC) Footage

On August 24, 2024, Investigator Reed reviewed the body-worn camera footage of Officer Megan Green's BWC footage labeled "*Traffic Stop - XXXXXXXX*." At 19:20:20, the cruiser's lights were activated. At 19:20:35, Officer Green initiated a traffic stop of the Complainant's son by telling him that he was getting pulled over for a plate cover and window tint violation. At 19:20:44 mark, Officer Green asked him if he had a tint waiver, to which the complainant's son stated, "No." At 19:21:31, Officer Green stated Officer "*He's got a knife there,*" to which the complainant stated, "*It's my work knife. I am not getting out of the car. Not producing your license is an arrestable offense; you're not producing your license as asked. You have a knife, I am removing you from the vehicle, and you slammed the car.*" The Complainant's son is heard saying, "*I already dealt with you before, and I don't like you.*" Officer Green is observed asking an officer if he had a ticket book, to which the officer noted that she could do it online. Green again requested that Complainant's son provide his license and registration, but he refused to comply with her orders and used the phone. Later, he does provide the license and registration documents to another officer on the scene. At 19:13:35, Officer Green is observed running an inquiry on the complainant's son. At 19:25:18, Sergeant tells Officer Green, "*Make sure nobody goes in the car.*" Officer Green is observed searching the driver's side of the vehicle. At 19:26:18, Sergeant Depina talked to Officer Pires and Green. Officer Green says, "*We just ran him because we didn't know who he was. He's got nothing. Just a little bit of driving history. No front plate, tints. He drove past us; we didn't have a chance to run the plate or try to make him stop. He ignored us and backed into the driveway. I hopped out, immediately started on 10. I ordered his license and a plain-view knife.*" Sergeant asked Officer Green, "*So he never gave his licence? to which Officer Green stated, "Not until 15 cops showed up."* Sergeant Depina then asked, "*Did he hand it to you?*" to which Officer Green responded, "*I got it from another officer.*" Sergeant then said, "*There was a knife in plain view?*" Officer Green responded, "*Plain view, right on his person.*" Sergeant says, "*Go ahead, you can search the car.*" At 19:28:39, Officer Green searched the glove compartment and called another officer to look at the glove compartment and said, "*Is this normal?*" Officer Green is heard telling Officer Pires about the glove compartment as well. At 19:30:14, Officer Green is observed talking to the Complainant's mother and a young female, telling them that there were three motor vehicle violations. "*Try to pull him over. He tried to do a quick pull to the driveway. I go to the car, and he's already elevated. I see a knife in plain view right on his person. He refuses to get out of the car. When I see a weapon, you're coming out. I was removing him from the weapon.*" At 19:31:23, Officer Green is observed talking to the Sergeant, "*He definitely has a hideout in there. A piece of foam that comes*



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perfectly out, but there is nothing. At 19:32:24, Officer Green is observed checking around the police cruiser and states, "I don't think we have a ticket printer here."

- a. . On December 9, 2024, Investigator Reed emailed Officer Green to schedule an interview. Officer Green called Investigator Reed regarding the incident, but later stated in an email, *"Per our last conversation, I respectfully declined the interview."*

21. Summary of Officer Erick Albino's Body-Worn Camera (BWC) Footage (2 Footages)

On August 24, 2025, Investigator Vergara reviewed the body-worn camera footage of Officer **Erick Albino**'s BWC footage labeled *"Traffic Stop - XXXXXXXX."* The video shows an officer helping Complainant's son out of the police cruiser. Two officers and Sergeant Depina handcuffed Complainant's son. While in handcuffs, Complainant's son says, *"I've lived here all my life. She's literally targeting me. This isn't my first time with her. She's mad I could drive. I'm a victim. Didn't that beach boy say he was going to break my arm?"*

22. The second video footage for Officer *Erick Albino* shows three (3) male uniform officers, one male officer with plain clothes, and the Sergeant Depina near the Complainant. A plainclothes officer pat-frisks the Complainant's son, then places him in the back of a police cruiser. In the footage, a female voice is heard saying, *"She's trying to figure out something on the street. I don't know what it is. Nobody lives here, which causes problems. It's always her. That woman is out there in front of everyone. Instead of easing the situation, she causes problems. It's always her."*

- a. Complainant's son's vehicle was positioned horizontally in the street at the edge of the driveway to his residence. As the complainant's son exits the cruiser with an officer's assistance, he tells Sergeant Depina that the handcuffs are too tight. Sergeant Depina responds, *"I know they are tight. Because you were fighting and resisting."* Complainant's son replies, *"I didn't resist. She had no probable cause to stop me. It was at the stop sign first. I did my 3 seconds. They were about to go. They saw that I tried to let them go first. She saw I didn't have a front license plate. The government owes 71 license plates; that's not my fault. She didn't give me a ticket. She tried to pull me over as I was turning left into my own driveway. I f**ing live here."* He continues, *"She pulled me over before. Last time, she said, 'You have a clean license. Where do you live?' She pulled me over in my sister's car because she had coffee in her thing and an 'unarmed' sticker. This isn't my first incident with her. All I said was, 'I want to talk to somebody else.'"*

23. Summary of Officer Emiky Pires' Body-Worn Camera (BWC) Footage (2 Footages)



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On August 24, 2025, Investigator Vergara reviewed the body-worn camera footage of Officer Emiky' Pires's BWC footage labeled "*Traffic Stop - XXXXXXXX*." The video shows officers and the Sergeant standing near the Complainant's son's vehicle, with all doors open. Officer Pires, along with a plainclothes officer and Officer Green, is observed conducting a full search of the vehicle. Officer Pires speaks with the Complainant and a young female, asking if they want to explain what happened, since he initiated the traffic stop. He explained that the front license plate was too dark, which is not permitted.

- a. At 19:30:00, Officer Green is heard saying, "*He's got three motor vehicle violations, so I had to pull him over and make a traffic stop.*" She continued, "*If I'm trying to pull you over, you can't just scurry into your driveway and try to avoid the stop. I walked to the car; he's already elevated. The weapon was in plain view, right on his person. He refused to get out of the car. When I see a weapon, you're coming out. That's it. I was just moving him away from the weapon. He refused to give his license and registration. He's out of the car, okay?*" The young female responded, "*Makes sense.*"
- b. Officer Pires added, "*I was trying to get around to my partner, and he's backing up. He could've run me over.*" While raising his hand, he continues, "*He was just here.*" The young female replied, "*Elevated.*" Officer Pires continued, "*License and registration, that's all he needed to provide, but he didn't want to give any of it. It could've been just a verbal warning, but it turned into this.*"
- c. At **19:35**, Officer Green told Complainant's son, "*I'm going to let you talk to the Sergeant, because you don't get in a... with me.*" At 19:36, the Complainant's son appears visibly agitated while officers and his mother tried to calm him down. He is heard saying, "*Why is she going into my car again? You already went through my car. Get out of my car! What the f*** you got going on? This is crazy. This is harassment. This is not my first encounter with her.*" At **19:37:17**, Complainant's son is seen entering his vehicle as an officer informs him that he will receive the citation and summons in the mail.

24. The second video footage for Officer Emiky **Pires** showed Officer Green standing next to the Complainant's son's vehicle with the window down. At the 19:21 mark, Officer Pires is heard saying, "*I'll call for backup.*" At 19:21:11, Officer Pires said, "Sr., can you stop by Wendover Street, please?" At 19:21:15, Officer Green is heard saying, "*He's coming out, do you have any other weapons in there?*" while opening the door; however, the door is observed immediately closing. At 19:21:21 mark, Officer Pires is heard calling for backup, "*refusing to get out.*" The vehicle's window is observed going up while Officer Green is saying, "You need to open that window." At 19:21:25, Officer Green is heard telling Officer Pires, "*He's got a knife in there.*" Officer Pires is observed walking to the other side, knocking on the window, and saying, "*My man, get out of the car, we are going to break it or get out of the car.*" At 19:21:47, Officer Green is observed mentioning something about a license and asking him to get out of the car. At 19:21:59 mark, radio communication went out, "*Party refusing to get out of the car.*" At



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19:22:09, Complainant asked, “He needs to get out of the car... For what?” to which Officer Pires responded, “No front plate, and tint. So he needs to provide a license and registration. He refused to, and he almost ran me over.” At 19:22:49 mark, a third Officer is observed arriving and approaching the vehicle while Complainant's son is saying, “Are you stupid, are you fucking dumb, back off.” The third officer is observed asking Complainant's son to put the knife on the chair. At 19:23:20, Complainant's son is observed throwing an unknown item to the front of the dashboard. Complainant's son is observed handing his license and registration to the third officer. Sergeant Depina is observed talking to Complainant. Complainant's son tried to close the door while officers were opening it. It was hard when an Officer was saying, “Don't do it, don't do it. Don't touch nothing, just relax and stop refusing.” The reverse lights of Complainant's son's vehicle were on.

25. Summary of Officer Jose Donovan's Body-Worn Camera (BWC) Footage

On August 24, 2025, Investigator Vergara reviewed the body-worn camera footage of Officer Jose Donovan's BWC footage labeled “Traffic Stop - XXXXXXXX.” The video showed an officer and Sergeant Depina removing Complainant's son from his vehicle and attempting to handcuff him. At the 19:24 mark, he is heard saying, “This is crazy, bro. You're not stronger than me.” An officer is seen attempting to calm him down, instructing him to stop. Complainant's son responded, “You're not stronger than me. Back up. You too! I'll put your gun on you, f*ing f*t.” Officers are then observed handcuffing the Complainant's son and continuing to search his vehicle. During this interaction, Complainant is heard saying, “The lady right there is a bitch.”

26. Summary of Officer Bryan Aldridge's Body-Worn Camera (BWC) Footage

On August 24, 2025, Investigator Vergara reviewed the body-worn camera footage of Officer Bryan Aldridge's BWC footage labeled “Traffic Stop - XXXXXXXX.” The video shows two uniformed officers and a Sergeant engaging with the Complainant's son, who is seated inside a vehicle. Officer Green is observed sitting in her cruiser while the other officers repeatedly instructed Complainant's son to exit the vehicle. The vehicle door is opened by Sergeant Depina during this exchange. One officer is heard saying, “Don't do it, don't do it,” while the Sergeant is placing his hand on his holstered firearm.

- a. The Complainant's son eventually exited the vehicle, and officers attempted to handcuff him. During this interaction, he is heard saying, “You're not stronger than me. Back up. You too! I'll put your gun on you, f*ing f*t.” Officers are observed attempting to calm him down throughout the encounter.
- b. As they try to place him in the back of a police cruiser, Complainant's son states, “I'm claustrophobic, my shit is mad tight. I got nothing on me, I just got out of work.” Officer Green and other officers are later observed searching the Complainant's vehicle.



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- c. At the 19:29 mark, an officer is seen loosening the Complainant's son's handcuffs while he stands outside near the cruiser. Complainant's son also stated, *"He said he was going to break my arm."*
- d. At no point are any officers observed drawing their firearms. Complainant's son is heard saying, *"You must be bored. For a knife?"* An officer responded by explaining the reasons for the traffic stop, and the Complainant's son acknowledged the explanation. An officer is then observed removing his handcuffs.

27. Summary of Officer Brian Guerard's Body-Worn Camera (BWC) Footage

On August 24, 2025, Investigator Vergara reviewed the body-worn camera footage of Officer Brian Guerard's BWC footage labeled *"Traffic Stop - XXXXXXXX."* The video showed two uniformed officers and Sergeant Depina engaging with the Complainant's son, who is seated inside a vehicle. Sergeant is heard saying, *"I've talked to him before. You remember me from the gang unit"*. The vehicle door is open during this exchange by the Sergeant. One officer is heard saying, *"Don't do it, don't do it,"* while the Sergeant is observed placing his hand on his holstered firearm. One officer is observed holding Complainant's son's hand while redirecting him, saying, *"Listen, look at me, relax, look at me."* At 12:29, Officer Green is observed speaking with the Sergeant and a male officer beside the Complainant's son's vehicle. Before that, Officer Green had been searching the vehicle along with other officers. During the conversation, the Sergeant asked, *"So, he never gave his license? Did he hand it to you? There was a knife in plain view?"* Officer Green responded by pointing toward the cruiser and saying, *"Right on him."* The Sergeant replied, *"Okay, go ahead."* Officer Green then resumed searching the vehicle.

28. On September 8, 2025, Investigator Vergara interviewed Complainant's son, who provided the following statement:

- a. He explained that BPD units were stationed at the intersection of Humphrey Street and Harrow Street, positioned at a stop sign. He was also at the other intersecting stop sign and had about 10 cars behind him. Although used his lights to signal the officers to proceed through the stop sign since they were at their stop sign first, the officers signaled for him to proceed first. He proceeded through the stop sign. He noted that his front license plate was inside on the front dashboard because the screws to the front of his car that should hold the front license plate were broken.
- b. After proceeding through the stop sign he drove towards his residence which was about 45 seconds away. The police vehicle was driving right behind him. As he juxtaposed his car in the middle of his street to back into his driveway, officers activated their emergency lights after noticing his car's reverse lights turned on. Officer Pires, who was driving the police cruiser, stopped the police cruiser, ran out of his vehicle and headed



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towards his car from the back to prevent him from backing into his driveway. Officer Green, who was in the passenger seat exited the police cruiser, went towards the driver's side of his car and asked for his license, which he found unusual since she was not the driver. He stated he had a boxcutter knife in his right pocket for work and said it was sticking out.

- c. In addition to what was related earlier in the initial complaint, Complainant's son described a member of the state gang unit who he identified as "medium build, about 5'8", with facial hair, wearing a black and white hat, and a navy blue shirt." He added that this individual at one point was talking to his mother on the stairs and was one of the additional police officers who arrived on scene and tried to get him out of his car. That officer as he was attempting to get him out of his car stated, *"If you don't stop resisting, I'm going to break your arm."*
- d. Complainant's son further recalled an earlier interaction around July, August 2023, when Officer Green pulled him over on Bird Street. She noted that his car lacked a registration sticker and reportedly said, *"I'm not gonna give you a ticket for the sticker. But I do want to say that you have a good driving record for where you live and who you hang out with."*
- e. He stated that he has been pulled over in the past due to his tinted windows, even though he possesses a tint waiver, but it was not on his person. Following the interview he provided a copy of the tint waiver. He said the waiver was stored on his phone and did not recall whether he showed it to the officers during the stop. He also mentioned that he received a summons in the mail. He stated that he went to court and because of the dispositions of his charges he is now unable to obtain a firearm license.
- f. When asked about the front license plate being inside the dashboard, he explained that the dealership from which he bought the car in January 2023 had sold it with a broken plate holder, but he has not attempted to fix it.



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EVIDENCE REQUESTED/REVIEWED:

OPAT Complainant Form/Intake Forms	Written statements made by Complainant regarding officer's behavior.	Available
Complainant's interview	Phone interview on 12/19/23	Available
Complainant's son, Clark's girlfriend's interview	Attempts were made on May 3, May 29, and June 6, 2024	Not Available
CAD search history	PYYYYYYYYY, PYYYYYYYYX & IXXXXXXXXX	Available
Turret tape	The officer's radio communication to the dispatcher	Available
Police reports	IXXXXXXXXXX and IXXXXXXXXY	Available
Interrogation and Observation Entry (FIOE)	XXXXXXXXXY	Available
Request for officers' interview:	● Emiky Pires ID #118080, ● Bryan J/ Aldridge, ID #163025, ● Brian M/ Guerard, ID #162949, ● Ricardo Goncalves, ID #168379, ● Joseph P. Donovan, ID #162977, ● Police Sergeant DePina, Joao ID #116928	Not Available
Body Worn Camera (BWC) for officer(s):	● Ricardo Goncalves ● Megan Green ● Erick Albino ● Emiky Pires ● Jose Donovan	Not Available



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	• Bryan Aldridge • Brian Guerard	
BAT records for 04/19/2024		Not Available
Form 2012 Inventory Search		Not Available
Form 26		Not Available
Tint Window Waiver Form	Registry of Motor Vehicle Document	Available
Complainant's in-person testimony	9/11/25 testified before CRB	Available
Complainant's son's in-person testimony	9/11/25 testified before CRB	Available

CRB DECISION:

The Civilian Review Board reached a **unanimous decision (6-0)**, regarding allegations against **Officer Megan Green's ID #140300** for violations of BPD rules below

BPD Employee Name	Applicable BPD Rule	CRB Ruling
Officer Megan Green	Rule 102§9 (Respectful Treatment)	Information Inquiry
Officer Megan Green	Rule 102§20 (Self Identification)	Not Sustained
Officer Megan Green	Rule 113A (Bias-Free Policing Policy)	Not Sustained

After reviewing all the evidence and evaluating the circumstances around the Complainant's allegations, CRB recommends **Information Inquiry** as to Officer Green's violation of **BPD Rule 102§9 (Respectful Treatment)** and finds **Not Sustained** as to Officer Green's violations of **BPD Rule 113A (Bias-Free Policing Policy)** and **Rule 102§ 20 (Self Identification)**.

There is no indication of any deviation from departmental standards. After a comprehensive review of all available evidence, including body-worn camera footage, dispatch logs, internal documentation, and Complainant's recorded statement, there is no evidence to support the allegations made against Officer Green as she did identify herself during her stop of Complainant's son.



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As to Complainant's allegations and Complainant's son's allegations that officer Green has interacted with them on numerous occasions and has made concerning remarks regarding his driving record or his car, Investigator Vergara requested from BPD all reports, CAD sheets, FIOEs involving Officer Green connected to YY XXXXXXXX Street in Dorchester, all FIOE reports from July 3-5, 2022 connected to XXXXXXXX Street in Dorchester, MA and all reports naming Complainant's daughter and any CJIS inquiries made on Complainant's son and or daughter and the only report that was provided was a redacted police report where Complainant's daughter was a victim of a road rage incident. **CRB requests that OPAT further engage with BPD regarding any information indicating any prior interactions involving Officer Green and Complaint or Complainant's son.**



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CIVILIAN REVIEW BOARD (CRB) - COMPLAINT #259

Complainant's Name: Complainant

Date of Incident: October 1, 2022

Time of Incident: 11:15 AM

Location of Incident: Boston, MA 02114

Date of filing: October 27, 2023

Investigator Name: Michel Toney and Diana Vergara

BOSTON POLICE DEPARTMENT (BPD) EMPLOYEES:

Employee Name	District	Employee ID #	Sex	Race/ Ethnicity
Officer Kyle Owen Gaughan ¹	A-1	ID #157204	M	White
Officer Manuel A. Mundo	A-1	ID #162961	M	Hispanic

CASE PROCEDURAL HISTORY:

This is the first time this case has been brought before the CRB board.

SUMMARY OF ALLEGATIONS:

Note: This case was inherited from former Investigator Michel Toney.

The following information is pulled from a letter written by Complainant to Captain Robert Ciccolo of Precinct A-1, then forwarded to the Office of Police Accountability (OPAT).

On October 27, 2023, Complainant 1 filed a complaint with the Office of Police Accountability and Transparency (OPAT) on behalf of himself and his upstairs neighbor ("Complainant 2"), regarding Boston Police Officers Kyle Owen Gaughan ID #157204 and Manuel A. Mundo ID #162961. He alleged that on October 1, 2022, at approximately 11:15 AM, he received a call from Complainant 2, who was pressured by EMTs to go to the hospital after his wife had been taken to the hospital.

The female EMT indicated she had an order from a doctor, but refused to show it when asked. When Complainant 2 declined to go with them, the EMT threatened to call the police. Officers Gaughan and Mundo entered the home without permission, despite being informed that

¹ Officer Kyle Owen Gaughan's badge # is 1947.



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Complainant 2 called Complainant 1 to advocate on his behalf. Officers interrupted a discussion between Complainant 1 and Complainant 2 and ordered Complainant 2 to get dressed.

When Complainant 1 tried to accompany Complainant 2, officers blocked him, claiming he was interfering with an investigation, but provided no details. Officers then aggressively grabbed Complainant 1's arm despite his objections and informed them of prior surgery on that arm. Officers continued to exert force even after Complainant 2 agreed to go to the hospital, leaving Complainant 1 bruised and fearing for his safety. Officer Gaughan persisted in asserting control, preventing Complainant 1 from accessing the elevator to his unit.

APPLICABLE RULES & LAWS:

1. **BPD Rule 102§9 (Respectful Treatment):** Employees shall, on all occasions, be civil and respectful, courteous and considerate toward their supervisors, their subordinates, and all other members of the Department and the general public. No employee shall use epithets or terms that tend to denigrate any person(s) due to their race, color, creed, gender identity, or sexual orientation, except when necessary in police reports or in testimony.
 - a. Complainant 1 alleged that BPD officers entered Complainant 2's home without permission, despite being informed that Complainant 1 was representing Complainant 2. Officers interrupted a discussion in Complainant 2's office and ordered him to dress. When Complainant 1 tried to accompany Complainant 2, officers blocked him, claiming he was interfering with an investigation, but provided no details. Officers then aggressively grabbed Complainant 1's arm. Officers continued to exert force even after the Complainant 2 agreed to go to the hospital, leaving Complainant 1 bruised and fearing for his safety. Officer Gaughan persisted in asserting control, preventing Complainant 1 from accessing the elevator to his unit.
2. **Rule 304§2 (Use of Non-Lethal Force):** Statement on Use of Force: The Boston Police Department is committed to de-escalating incidents to negate the need for the use of force. When force is necessary, the Boston Police Department is committed to using only the amount of force that is reasonably necessary to overcome the resistance offered.
 - a. Complainant 1 alleged that officers aggressively grabbed Complainant 1's arm despite voicing objections and informing them of a recent surgery on that arm. Officers continued. Officers continued to exert force even after Complainant 2 agreed to go to the hospital, leaving the Complainant 1 bruised and fearing for his safety. Complainant 1 further alleged that officers prevented him from accessing the



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elevator to his own unit.

SUMMARY OF EVIDENCE INVESTIGATION:

1. On November 3, 2023, Investigator Vergara received and reviewed a **police report**, which stated the following:
 - a. Officers Manuel A. Mundo and Kyle Owen Gaughan responded to a call to assist Boston EMS. The officers spoke with Boston EMS personnel Gula, Pendary, and Tuthill, who explained that a Medical Director at Boston Medical Center had ordered them to transport the victim, (Complainant 2), to Massachusetts General Hospital. The EMTs told the officers they had received permission to physically remove the victim against his will if necessary due to unsafe conditions in the apartment. They also reported that the fridge contained no food and that it held expired milk dating back to August 2022.
 - b. Upon arriving at the scene, officers observed food left out next to the cat food, used diapers on the kitchen table, and feces on the floor and walls. EMTs informed officers that they had requested assistance because the victim's lawyer friend (Complainant 1) had advised him not to go with them.
 - c. As officers assisted the victim, (Complainant 1) stood up and attempted to interfere with their efforts. Officers identified themselves and provided their badge numbers. They made multiple attempts to de-escalate the situation while encouraging the victim to allow the EMTs to help him. Despite these efforts, (Complainant 1) physically blocked the victim (Complainant 2) by placing his hands on him and preventing him from leaving the apartment.
 - d. Officers eventually detained Complainant 1, who resisted aggressively. Once they brought the situation under control, Boston EMTs placed the victim (Complainant 2) on a stretcher and transported him out of the apartment.
2. On November 11, 2023, Investigator Toney conducted a telephone interview with **Complainant 1**. During the call, Complainant 1 reiterated the details previously provided in his intake form. He stated that two officers, later identified as Officer Gaughan and Officer Mundo, entered an office without requesting or receiving permission. At the time, a private conversation was taking place between Complainant 1 and Complainant 2. Complainant 1 alleged that Officer Gaughan directed Complainant 2 to leave his own office and instructed him to put on his



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shoes. When Complainant 1 attempted to accompany Complainant 2, both officers allegedly prevented him from doing so, asserting that he was interfering with an ongoing investigation. When asked what investigation, Complainant 1 stated Officer Gaughan grabbed his right arm. When Complainant 1 asked the officer if he was under arrest, Officer Gaughan replied by saying "no" and later proceeded to pull Complainant 1 towards the front door of the apartment. Complainant 1 asked Officer Gaughan to please take his hands off him as he was hurting him, and at that point, he squeezed even harder. Complainant 1 told the officer that he had been operated on ten days before, and his response was just to squeeze harder on his arm. Four days later, Complainant 1 said that he still had bruises from the officer's manhandling him. Complainant 1 believed that Officer Gaughan used excessive force when interacting with him, as well as abused his power. Complainant 1 stated that both Officer Gaughan and Mundo had no respect for attorneys, especially given that he is an 88-year-old attorney. Complainant 1 wants a letter of apology from Officer Gaughan, who allegedly grabbed his arm. According to Complainant 1, Officer Gaughan allegedly stated, "I can do what I want, I wear a shield."

3. Investigator Vergara attempted to contact Complainant 1 on three occasions: December 9, 2024; December 18, 2024; and June 30, 2025. However, Complainant did not respond. As a result of the inability to establish contact, Investigator Vergara was unable to obtain a signed authorization form from Complainant 1 to release medical records. Consequently, relevant hospital records could not be obtained.
4. Investigator Vergara also reviewed a letter Complainant 1 sent to **Captain Robert Ciccolo** via mail dated 09/26/2023. The letter reiterated statements from the OPAT Complainant Form/Intake Forms.
5. Investigator Vergara and Investigator Toney attempted to contact Complainant 2, on January 13, 2024; December 18, 2024; and June 30, 2025. However, Complainant 2 did not respond.
6. Investigator Vergara attempted to contact **Kyle Owen Gaughan**, ID #157204, on January 7, January 13, and January 17, 2025, by sending interview request letters via email. However, Officer Gaughan did not respond.
7. Investigator Vergara attempted to speak to **Officer Manuel Mundo**, ID #162961, on January 7, January 13, and January 17, 2025, by sending interview request letters via email. However, Officer Mundo did not respond.
8. Investigator Vergara attempted to speak to **Officer Tyler J. Ostholthoff**, ID #162964, on January 7, January 13, and January 17, 2025, by sending interview request letters via email. However, Officer Ostholthoff did not respond.



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9. Investigator Vergara attempted to speak to **Officer Matthew J. McCullough**, ID #162930, on January 7, January 13, and January 17, 2025, by sending interview request letters via email. However, Officer Matthew J. McCullough did not respond.
10. Investigator Vergara was unable to access **body-worn camera** and **video surveillance** footage because the complaint was filed with OPAT on 10/27/2023, and due to the 30-day retention period, it was unavailable upon request.
11. On October 25, 2024, the Boston Police Department (BPD) provided Investigator Vergara with the resumes of Officers Gaughan, Mundo, Ostholthoff, and McCullough. These resumes included details of all **incidents recorded by Internal Affairs**. Upon reviewing the document, Investigator Vergara noted that there were no incidents of use of force or any other recorded incidents involving the officers on the day in question.
12. On October 25, 2024, Investigator Vergara received and reviewed the letter from Complainant 1. The letter stated that Complainant 1 was called by his client, Complainant 2 "upstairs neighbor" as EMTs were insisting that the upstairs neighbor go to the hospital, despite his willingness to go later on his own. When he refused, EMTs called the police. Two Boston officers entered the upstairs neighbor's home without permission. Complainant 1 identified himself as the upstairs neighbor's attorney but was blocked from assisting him. Complainant 1 alleged one officer, ID #1947, physically grabbed and injured Complainant 1, despite his protests and recent surgery. The upstairs neighbor, intimidated, agreed to be taken to the hospital. Complainant 1 further alleged officer with ID #1947 continued to act aggressively, even preventing Complainant from returning to his unit. Investigator later was able to confirm that Officer Kyle Gaughan's badge number is 1947.
13. On January 21, 2024, Investigator Vergara received and reviewed the **turret tape** and heard the dispatcher say:
 - a. 11:27:39AM, *"Can you guys assist EMS XXX XXXXXX ST"*
 - b. At 11:28:00, *"Disregard, this is going to be on us because EMS has someone there that they need assistance with. Not trying to go willingly."*
 - c. At 11:48:35, the officers said, *"We are still at XXX XXXXXX St."*
14. On September 25, 2024, Investigator Vergara received and reviewed the Computer-Aided Dispatch (**CAD**) sheet related to the incident.
 - a. 11:08:47 timestamp, the entry notes: *"A8-Med-Control Med 54 seeking to transport against will granted light."*
 - b. Additionally, at the 11:26:25 timestamp, the entry states: *"Could BPD assist EMS, please."*



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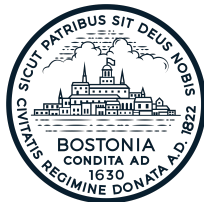
15. On July 23, 2025, Investigator Vergara **visited the location of the incident**. The front desk personnel informed the Investigator that Complainant 1 had died days prior, and Complainant 2 had been in the hospital since May 2025.
16. On July 23, 2025, Investigator Vergara requested and received the EMT **Pre-Hospital Care Report Summary EXXXXXXXXX** for the 10/1/22 incident. The report noted that:
 - a. Patient (Pt) had called initially for his wife, who had fallen, and upon arrival at the apartment, the living area appeared extremely unkept with feces on the wall and smeared on the floor with an additional pile of feces around the living room floor.
 - b. Pt states that he doesn't want to go to the hospital, and medical control was contacted for orders to take him against his will, as the department was not suitable to be lived in, and Pt's apparent inability to adequately care for himself. After explaining the situation to YYXX, orders were granted.
 - c. Upon hearing that he would be transported to the hospital, the patient called his "lawyer," who arrived at the apartment shortly after and significantly interfered with the patient's care and transport. YXX was on the scene during the call, who requested BPD to assist with providing medical care. Patient was eventually extracted to stretchers, secured, and transported without incident or change in status.



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EVIDENCE REQUESTED/REVIEWED:

Evidence	Description	Availability Status
OPAT Complainant Form/Intake Forms	Written statements made by Complainant regarding officer's behavior.	Available
Complainant's interview	Email interview requests on December 9, 2024; December 18, 2024; and June 30, 2025	Available
911 call	Oral statements from the Operator to the Complainant.	Available
CAD sheet	Summary of 911 call and dispatchers' communication	Available
Turret tape	Summary of communication between dispatchers and police officers	Available
XXXXXXXXXX report	Pre-Hospital Care Report Summary	Available
Interview requests to Complainant 1 and Complainant 2 via email	Email interview requests on January 13, 2024; December 18, 2024; and June 30, 2025	Not available
Complainant correspondence with BPD	Correspondence to Captain Ciccolo dated 09/26/2023	Available
Interview requests to following officers 1. Manuel A. Mundo 2. Kyle Owen Gaughan 3. Matthew J. McCullough 4. Tyler J. Ostholthoff.	Email interview requests on January 7, January 13, and January 17, 2025	Not available
Body Worn Camera (BWC) for officer(s) 1. Manuel A. Mundo 2. Kyle Owen Gaughan 3. Matthew J. McCullough 4. Tyler J. Ostholthoff.	Officers' BWC video footage	Not available
Boston Police Department Internal Affairs Officer Resume	Internal Affairs History for Officer(s) 1. Kyle Owen Gaughan 2. Manuel A. Mundo	Available
Police Report IXXXXXXX	BPD Narrative of events on 10/01/2022	Available



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CRB DECISION:

The CRB reached a **Unanimous decision (6-0)**, **Insufficient Evidence to Make a Finding** regarding allegations against the following officers in violation of **BPD Rule 102§9 (Respectful Treatment)** and **Rule 304§2 (Use of Non-Lethal Force)**

BPD Employee Name	Applicable BPD Rule	Finding / Recommendation
Kyle Owen Gaughan	Rule 102§9 (Respectful Treatment)	Insufficient Evidence to Make a Finding.
Kyle Owen Gaughan	Rule 304§2 (Use of Non-Lethal Force)	Insufficient Evidence to Make a Finding.
Officer Manuel A. Mundo	Rule 102§9 (Respectful Treatment)	Insufficient Evidence to Make a Finding
Officer Manuel A. Mundo	Rule 304§2 (Use of Non-Lethal Force)	Insufficient Evidence to Make a Finding

After reviewing all the evidence and examining the circumstances surrounding Complainants' allegations, CRB finds this case to have **Insufficient Evidence to Make a Finding** that Boston Police Officers Manuel Mundo (ID #162961) and Kyle Owen Gaughan (ID #157204) violated BPD Rule 102§9 (Respectful Treatment) and Rule 304§2 (Use of Non-Lethal Force) during their encounter with Complainant 1 and Complainant 2. The lack of evidence does not substantiate these claims.

Investigator Vergara made several attempts to interview Officers Mundo, Gaughan, McCullough, and Ostholthoff, but did not receive any responses from the officers. Additionally, Investigator Vergara attempted to further interview Complainant 1, who is now deceased. Investigator Vergara also tried to reach Complainant 2, who similarly failed to respond and is currently hospitalized.

Investigator Vergara reviewed the resumes of Officers Mundo, Gaughan, McCullough, and Ostholthoff. The review revealed that there were no incidents of use of force or any other recorded incidents involving these officers on the day of the alleged incident.

Due to the absence of video surveillance footage and body-worn camera recordings from the alleged incident as well as all of the aforementioned information, OPAT investigators were unable to prove or disprove the alleged conduct of Officer Gaughan and Officer Mundo.



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According to the police report, Officers Mundo and Gaughan were called to assist Boston EMS, who indicated that they had received orders from a Medical Director at Boston Medical Center to transport Complainant 2 to Massachusetts General Hospital. The EMTs informed the officers that they had permission to physically remove the victim, Complainant 2 against his will if necessary, due to unsafe conditions in the apartment.



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CIVILIAN REVIEW BOARD (CRB) - COMPLAINT #243

Date of Incident: August 30, 2023

Time of Incident: 4:00 PM

Location of Incident: Mattapan, MA 02126

Date of filing: September 5, 2023

Investigator Name: Michel Toney and Diana Vergara

BOSTON POLICE DEPARTMENT (BPD) EMPLOYEE:

Employee Name	District	Employee ID #	Sex	Race/ Ethnicity
Alexis Williams	C-11	133948	F	Black

CASE PROCEDURAL HISTORY:

This is the first time this case has been brought before the CRB.

SUMMARY OF ALLEGATIONS:

Note: This case was inherited from former Investigator Michel Toney on August 4, 2024.

On September 5, 2023, Complainant filed a complaint with the Office of Police Accountability and Transparency (OPAT) regarding the Boston Police 911 Operator Alexis Williams, ID #133948. Complainant stated that on August 30, 2023, he called 911 because his son was being assaulted by a group of more than ten youths. During the call, he informed the operator that he intended to go outside with a bat, but the operator advised him against taking any action. He called 911 again and was informed that there was a shift change, and officers would be arriving shortly. In the meantime, the group of youths fled the scene and boarded the Route 28 MBTA bus. Complainant reiterated to the operator that he was going to confront youths who were assaulting his son with a bat, and was readvised not to intervene. The operator emphasized that he needed to remain calm, understand the delay due to the shift change, and wait for police officers to arrive.



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APPLICABLE RULES & LAWS:

1. **Rule 102§4 (Neglect of Duty):** This includes any conduct or omission which is not in accordance with established and ordinary duties or procedures as to such employees or which constitutes use of unreasonable judgment in the exercising of any discretion granted to an employee.
 - a. Complainant alleged that he called 911 multiple times, and during his second call, the operator informed him that because there was a shift change, officers would be arriving shortly. As a result of the delay in officers' arrival, a group of youths who were assaulting Complainant's son fled the scene as they boarded the Route 28 MBTA bus.
2. **Rule 102§9 (Respectful Treatment):** Employees shall, on all occasions, be civil and respectful, courteous and considerate toward their supervisors, their subordinates, and all other members of the Department and the general public. No employee shall use epithets or terms that tend to denigrate any person(s) due to their race, color, creed, gender identity, or sexual orientation except when necessary in police reports or in testimony.
 - a. Complainant alleged the 911 operator was rude and unprofessional when she said, *"It has only been 8 minutes... You need to understand that we are on a roll call."*

SUMMARY OF EVIDENCE / INVESTIGATION:

1. On September 7, 2023, Investigator Toney reached out to **Complainant via telephone** to discuss the incident that took place on August 30, 2023. Complainant stated that he required emergency services and called 911 for the police to come to his assistance. Complainant said that the 911 operator was extremely rude and unprofessional. Complainant stated that the 911 operator said, *"It has only been 8 minutes... You need to understand that we are on a roll call."* The Complainant believed that the operator spoke to him in a rude and unprofessional manner, and wanted the operator to be held accountable for her lack of professionalism for the way she dealt with him.
2. On September 20, 2024, Investigator Vergara reviewed the **911 call recorded** at 4:00:10 PM. The caller expressed concern, saying, *"I called to say that there are some kids at the house, and they are here now."* At 4:00:41 PM, the caller mentioned, *"I am going outside now."* The operator replied, *"You don't have to go outside with the bat. I understand, but we don't want to cause any more problems."*



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Are there any weapons?" The caller responded, "My son is involved; it's happening right now." The operator stated to Complainant, "We will send help right away." At 4:01:13, Complainant stated, "You okay?" to which a male voice in the background responded, "Do I look okay?" At 4:01:22, Complainant stated, "Yeah, they are jumping, where are they?" At 4:03:33 PM- 4:04:31, the caller contacted 911 again. Operator Emely Rijo answered this call. The caller stated, "The police are on their way, but they just jumped my son." Operator Rijo replied, "I will advise the call. How's your son? Does he need an ambulance?" to which Complainant replied, "He has bleach all on his eyes." The operator stated, "I updated the call, we are going to send help over, an ambulance for your son."

- a. At 4:05:31, an unknown caller contacted 911 and reported that ten to fifteen kids were about to start a fight in Almont Park, Mattapan, MA, and it happened less than 5 minutes ago, caller did not see a weapon. The caller also stated that a kid threw a water bottle at another kid, and the kid aggressively approached the other kid while the other kids were cheering. The caller mentioned that she did not notice the police cruisers that typically park at Almont Park. She requested that the police respond to the situation. Operator Briana Xavier #122348 replied, "I am entering the call as we go. The next available unit will respond."
- b. At 4:07:28, Complainant called again and stated, "I already called. The police are not coming; these kids are out here free. They came to my house, beat my son up, they threw bleach on him, and talking xxxxxxxx. And they are in Almont Street now," Operator Rijo, Emely #155756 stated, "Am I speaking to XXXXX? I see we keep getting updates about the call; we are on the way now. We will send a unit." At 4:08:13, Complainant stated that one of them had a knife but didn't have an idea which kid had it, and someone else saw it, but not him. At 4:08:26, "Complainant stated. "But the issue is, ain't nobody come to my house. I called a while ago.they still here?" Operator Rijo replied, "It's only been eight minutes, sir. They are on their way, and they have dispersed from where you originally gave us a call, and are also looking for them at the same time. I'll notify the unit."



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- c. At 4:10 PM, Complainant **placed another call to 911** and stated, “ *I already called, I am waiting for the police, and they just got in the bus now, all of them, the 28 bus.*” Operator Alexis Williams (#133948) stated, “ *Okay, will notify transit police now. I’ll update the call.*” Complainant stated that he needed to be called because “*the kids can’t keep coming back to the house.*” Complainant also noted he filed a police report because they threatened him at his house, and stated, “*I want these kids arrested and pressed charges on all of them.*” Operator Williams responded, “ *So, do you want to speak to the officers?*” Complainant replied, “ *I am looking at them now, it’s the 28 bus, going up on Norfolk Street station. They are going to be passing the police station.*” Operator Williams stated, “*I’ll let officers know.*” Complainant replied, “*Because nobody had come here, someone had a knife.*” Operator Williams stated, “*Yeah, Officers are doing a roll call now, and there is a shift change. There are a lot of calls that they have to take care of, so we are getting the next available unit. We will notify the transit police that they are on the 28 bus.*” At 4:12:10, Operator Williams stated, “ *I already told you, sir, I put the request for you to speak to the officers, so they’ll still be going to your house to speak to you.*” Complainant responded, “*Okay, but they are gone.*” Operator Williams responded, “*Sir, right, we can’t bring them back. What do you want them to do?*” to which Complainant responded, “*fucking chase them and fucking get to them. They had a knife and threw bleach at my son. That’s what I want.*” Operator Williams said, “*Like I said, I don’t know if you heard me, but we are notifying transit police that they are on the bus.*” At 4:12:45, Complainant stated, “*Here are the cops now, here are the cops now, hold on. No, we are fine.*”
3. On September 20, 2024, Investigator Vergara listened to **the Turret tape**. At 4:01:53 PM, the dispatcher broadcast, “An additional two men, B3, for a fight, XX XXXXX” At 4:04:36 PM, the dispatcher announced, “I got a Charlie-based, two-man, jump one male party. XX XXXXX.”



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- a. At 4:06:14 PM, Investigator Vergara listened to the broadcast related to Complainant's incident. At 4:11:54 PM, the dispatcher stated, *"Boston to Transit PD. I just want to give you guys a heads-up for xx xxxxx St. I've got a couple of teens who assaulted a male party at that location. They decided to get on the 28 bus going towards Norfolk. I just want to give you guys a heads-up."*
 - b. At 4:12:30 PM, Transit PD acknowledged the call. At 4:13:50 PM, a police officer reported, *"The caller here is saying that a group of 10 males showed up to his house, held a knife at him, and threw bleach at him, and they just got on bus 28."*
 - c. At 4:14:09 PM, an individual stated over the radio, *"Do we have a description of the male who held the knife at him? So we don't have a description of the male?"* The officer responded that the group consisted of ten males wearing red sneakers, but no specific description was available.
 - d. At 4:22:49 PM, officers reported that they were with the teen who had bleach in his eyes and requested EMS to respond.
4. On September 20, 2024, Investigator Vergara reviewed the **BPD 911 Call Taking Protocols Rule 324A**.
- a. A Priority One call indicates that an immediate police response is critical. Conditions that will define a Priority One call for service are:
 - i. *"Any apparent threat to life, any danger of serious physical injury, any major property damage, or any incident that may result in the same;*
 - ii. *Any active felony or violent misdemeanor, or active incident that may result in either serious physical injury or major property damage or loss. Also considered as a Priority One would be any felony or violent misdemeanor that recently occurred (within 15 minutes), and there is a probability that the suspects may be apprehended.*
 - iii. *Any serious injury or illness that may result in substantial personal harm if police assistance is delayed;*



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- iv. *Any incident involving exigent or unique circumstances that demands an immediate police response (i.e., sniper, explosive device, gas leak); or*
 - v. *Any domestic violence incident.”*
- b. A Priority Two call is less critical; however, police presence is still needed. Conditions that will define a Priority Two call for service are:
- i. *“Any recent or active crime or incident that does not represent a significant threat to life and property.*
 - ii. *These types of incidents would include a felony that has just occurred, but without injury to the victim*
 - iii. *and the suspect has fled the scene (longer than 15 minutes);*
 - iv. *Any in-progress incident that could be classified as a possible crime (e.g., suspicious person or vehicle, prowler, et cetera);*
 - v. *Any property damage incident that represents a significant hazard to the free of traffic; or*
 - vi. *Any incident that would require a prompt, but non-emergency response.”*
- c. A Priority Three (or Lower) call indicates that police presence is necessary, but the response can be delayed. Conditions that will define a Priority Three call for service are:
- i. *“Any non-active crime or incident that does not require an immediate investigation (i.e., a B&E that was not recently committed, but which is being reported at this time);*
 - ii. *Any incident that involves non-emergency and/or non-criminal services; or*
 - iii. *Any other incident that is no longer active, yet due to its nature, cannot be responded to by phone.”*
5. On September 20, 2024, Investigator Vergara reviewed the **CAD sheet PXXXXXXXXX - I#XXXXXXXXXX**. Complainant called the 911 operator. At 2:23:06 PM, BPD received a call. At 2:23:18, BPD entered the call. At 2:23:21, BPD dispatched officers. At 2:26:14, “*CD40 flagged down for disturbance.*” At 2:27:02, BPD were on scene. At 2:13:10, the event type was changed from Investigation person to Investigation person (threat). At 2:13:10, the event priority changed from 3 to 2. At 3:41:59, BPD closed the incident.



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6. On September 20, 2024, Investigator Vergara reviewed the **CAD sheet PXXXXXXXXY- I#XXXXXXXXY**. Complainant called the 911 operator. At 4:00:12, a call from the complainant is received. At 4:00:34, the call is entered. At 4:00:47, it is noted, “ *CLR states group of 10 teenagers fighting outside. CLR is saying he is going outside with a bat.* ” At 4:01:00, the caller stated, “ They are jumping his son.” At 4:01:21, requested EMS. At 4:02:52, the event priority changed from 1 to 3. At 4:03:05, the event priority changed from 3 to 4. At 4:05:16, a call from an unknown female was made. At 4:06:45, the officers were dispatched. At 4:22:49, officers were on scene. At 5:27:10, the Event was closed.
7. On September 20, 2024, Investigator Vergara reviewed the **CAD sheet PXXXXXXXXW**. At 6:05:18, an unknown female called to report that she saw “ *15 teenagers possibly going to fight. The group was cheering on a male without a shirt. Unknown description and no weapons.* ” This event was closed and cross-referenced to CAD sheet P230439673.
8. On September 20, 2024, Investigator Vergara reviewed the **police report I#XXXXXXXXY**. The police report stated that on 08/29/23, officers responded at 4:00 PM to a call for a person with a knife at Complainant's home address. Complainant stated that a group of at least ten males and females just jumped his son in front of the house, and one of the kids had pulled a knife on his son. Complainant stated that they knocked the son to the ground, stomped on his head, and poured bleach on him. Complainant stated that he tried to break up the fight by taking a baseball bat from his home, and when he came outside, the group ran down the street and got on the MBTA bus # 28... He also stated that one of them had a knife on him, but didn't know who he was. He stated that they knocked him to the ground, attempted to stomp on his head, and poured bleach all over him. EMS was requested.
9. On September 20, 2024, Investigator Vergara reviewed the **Priority call list for 8/30/23 from 3:30 PM to 6:00 PM**. There were 38 calls before Complainant's call at 16:00:02. There were also more than 100 calls after Complainant's call.
10. Investigator Vergara attempted to speak to **BPD Operator Emely Selina Rijo ID #155756** on October 28, 2024, December 9, 2024, December 20, 2024, and July 30, 2025, by sending interview request letters via email. However, Operator Rijo did not respond.



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11. Investigator Vergara attempted to speak to BPD **Operator Alexis Williams ID #133948**, on October 28, 2024, December 9, 2024, and December 20, 2024, by sending interview request letters via email. However, Operator Williams did not respond.

EVIDENCE REQUESTED/REVIEWED:

Evidence	Description	Availability Status
OPAT Complainant Form/Intake Form	Written statements made by Complainant regarding officer's behavior.	Available
CAD sheet	Summary of 911 call and dispatchers' conversations: PXXXXXXXXX, PXXXXXXXXY, and PXXXXXXXXW.	Available
Police reports I#XXXXXXXXXX and I#XXXXXXXXXY	Summary of events on 8/30/25	Available
Turret Tape	Summary of 911 call and dispatchers' conversations	Available
911 call	Audio communications between the operator and Complainant on 8/30/23	Available
BPD Priority list	List of all calls made on 8/30/23	Available
Interview request Operator Alexis Williams	Emailed request on October 28, 2024, December 9, 2024, & December 20, 2024	Not available
Interview statement Operator Emely Rijo	Attempt to interview on October 28, 2024, December 9, 2024, December 20, 2024, and July 30, 2025.	Not available
911 Call Taking Protocols	Operations Division Standard Operating Protocols	Available
Complainant interview	Complainant's statements on September 7, 2023 via phone	Available

CRB DECISION:

The Civilian Review Board reached a **Unanimous decision (6-0)**, regarding allegations against Operator **Alexis Williams** for violation of **Rule 102§4 (Neglect of Duty)**, **Rule 102§9 (Respectful Treatment)**, AND **BPD Rule 324§4 (Telephone Report Taking Procedure)**.



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BPD Employee Name	Applicable BPD Rule	Finding/Recommendation
Alexis Williams (911 Operator)	Rule 102§4 (Neglect of Duty)	Unfounded
Alexis Williams (911 Operator)	Rule 102§9 (Respectful Treatment)	Unfounded
Alexis Williams (911 Operator)	Rule 324§4 (Telephone Report Taking Procedure)	Unfounded

After reviewing all the evidence and the circumstances surrounding Complainant's allegations, CRB finds that while the interaction alleged by Complainant did occur, the 911 Operator did not violate above BPD rules during her phone interaction with Complainant. Operator Williams' response was within the scope of her duties, providing timely updates, offering appropriate explanations for the delay in police response, and confirming that officers would still be dispatched to location and follow up at Complainant's residence. There is no evidence to suggest otherwise. Therefore, the CRB finds that the actions taken by Operator Williams were reasonable and professional.