



February 12, 2015

TO: Rod R. Knecht  
Chief of Police

FROM: Inspector Kevin Brezinski  
Professional Standards Branch

RE: MONTHLY REPORT – January 2015

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This report has been prepared for the February 19, 2015, Edmonton Police Commission meeting.

During the month of January 2015, Professional Standards Branch opened 74 new files:

- 9 Public complaints as defined by Part 5 of the *Police Act*;
- 3 Internal complaints as defined by Part 5 of the *Police Act*;
- 9 EPS Matters; and
- 53 Citizen Contacts.

Additionally, 0 files were directed for Criminal Investigation (*Statutory Complaints*).

Concluded 132 files:

- 0 Public *Statutory* complaints;
- 3 Internal *Statutory* complaint;
- 13 Public complaints as defined by Part 5 of the *Police Act*, including 3 complaints regarding policies or services provided by the EPS;
- 4 Internal complaints as defined by Part 5 of the *Police Act*;
- 6 EPS Matter; and
- 106 Citizen Contacts.

The Edmonton Police Service received 32,423 calls in Communications Section, dispatched 12, 370 of those calls and recorded opening 28 compliments.

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Inspector Kevin Brezinski  
Professional Standards Branch

cc: Shami Sandhu, Chair  
Edmonton Police Commission



## JANUARY 2015 REPORT TO THE EDMONTON POLICE COMMISSION



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The following report is submitted for:

- Approval  
 Ratification  
 Information

PROFESSIONAL STANDARDS BRANCH  
February 19, 2015, *OPEN MEETING*

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Approved by:

Rod R. Knecht  
Chief of Police

2015 02 10

Kevin Brezinski  
Inspector



**Professional Standards Branch  
JANUARY 2015  
Edmonton Police Service**

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STATISTICAL SUMMARY

January Update

**1. RECEIVED FILES**

The following figure shows the number and type of files received during the month of January. Blue colours represent informal files and red colours represent formal investigations. Lighter shades indicate internally generated files and darker shades indicate externally generated files. As can be seen below, during the month of January 2015, PSB received 62 informal files and 12 formal complaints.

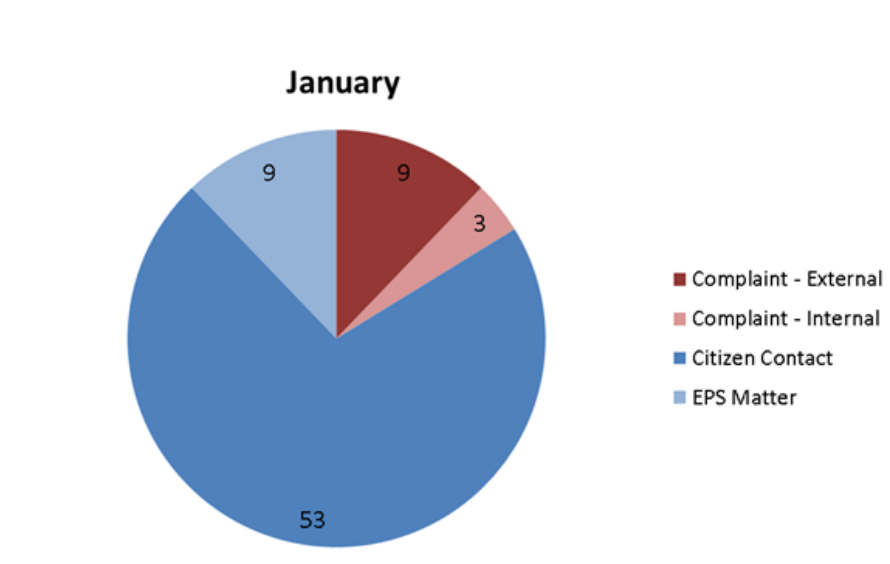


Figure 1-1. Type of Files Received During January

The following figure shows the yearly percentage increase or decrease in formal complaints and total files compared to 2014 values. YTD change in Formal Complaints represents a decrease of 17 complaints as compared to the same point in time in 2014. The YTD Total Files Received represents a decrease of 16 files as compared to the same point in time in 2014.

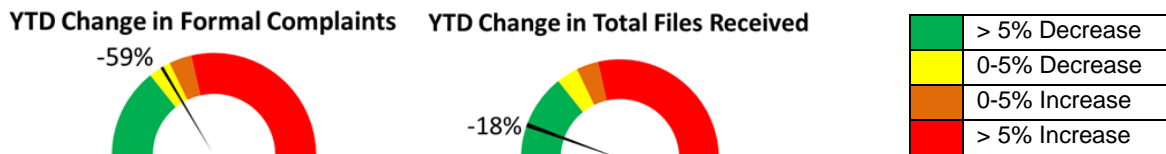


Figure 1-2. Yearly Changes in Files Received

## 2. CURRENT WORKLOAD

The following figure displays the status of all open PSB files. As of January 31, 2015, PSB had 539 open investigations; 269 of those files are *Police Act* or statutory investigations. The remaining files are informal concerns received internally or from the public. An investigation is listed as “Suspended” when it is not currently being advanced. Reasons for suspending a file may include executive review of the investigation, disciplinary hearings, criminal investigation, or court proceedings. An investigation is listed as “Forwarded” when it is ongoing but not under the control of PSB. Reasons for forwarding a file may include supervisory reviews, obtaining legal opinions, or investigation by outside investigators.

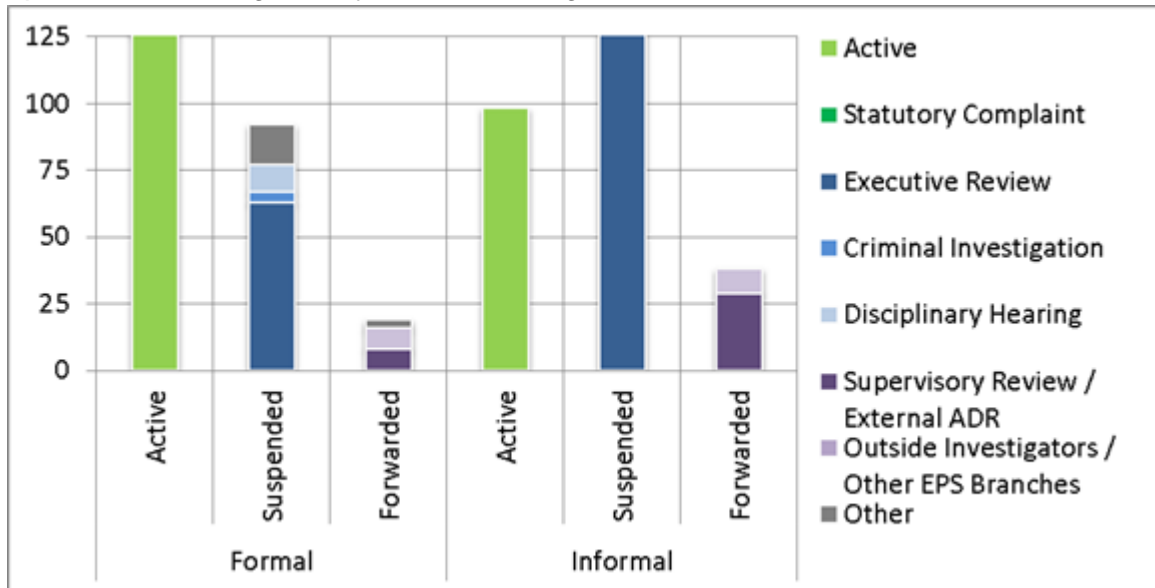


Figure 2-1. Status of All Open Investigations and Reasons for Suspension or Forward

The following figure shows the age and status of all open PSB investigations. Each individual marker (i.e., diamond, circle or triangle) represents one investigation; thus the number of open investigations from a given time period is indicated by the density of the markers.

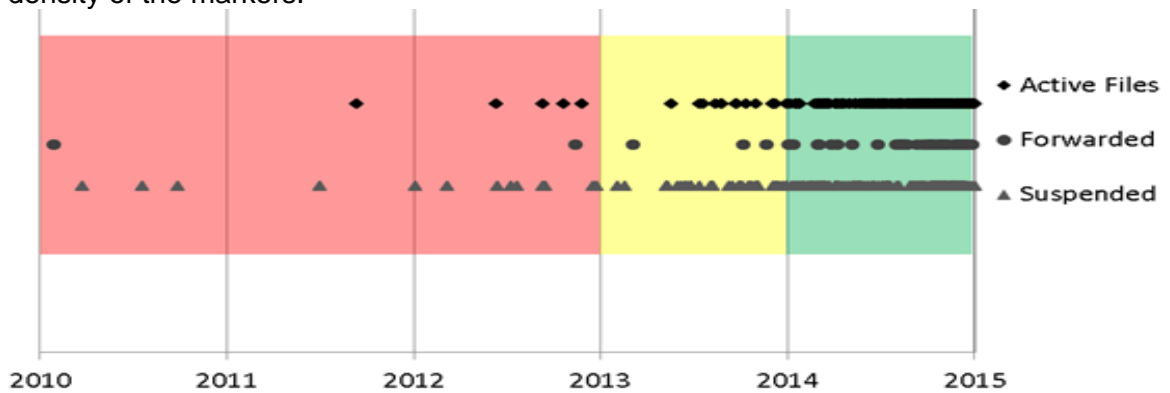


Figure 2-2. Age and Status of All Open Investigations

The following figure shows the stage of investigation for formal complaints by month. The stages of investigation include:

- Clarification (interviewing the complainant to determine the specific details of the complaint);
- Collection (collection of evidence and witness interviews);
- Subject Officer Interviews (explanatory reports and/or interview of the subject officer);
- Report (compiling the final report);
- Investigative Review (review by the investigative manager);
- Executive Review (review by the Inspector, Chief, and final concluding processes).

Investigations may also be pending other processes (e.g., dispute resolution, legal review, hearing, etc.) or may be undetermined (e.g., for complaints that are not proceeding to formal investigation).

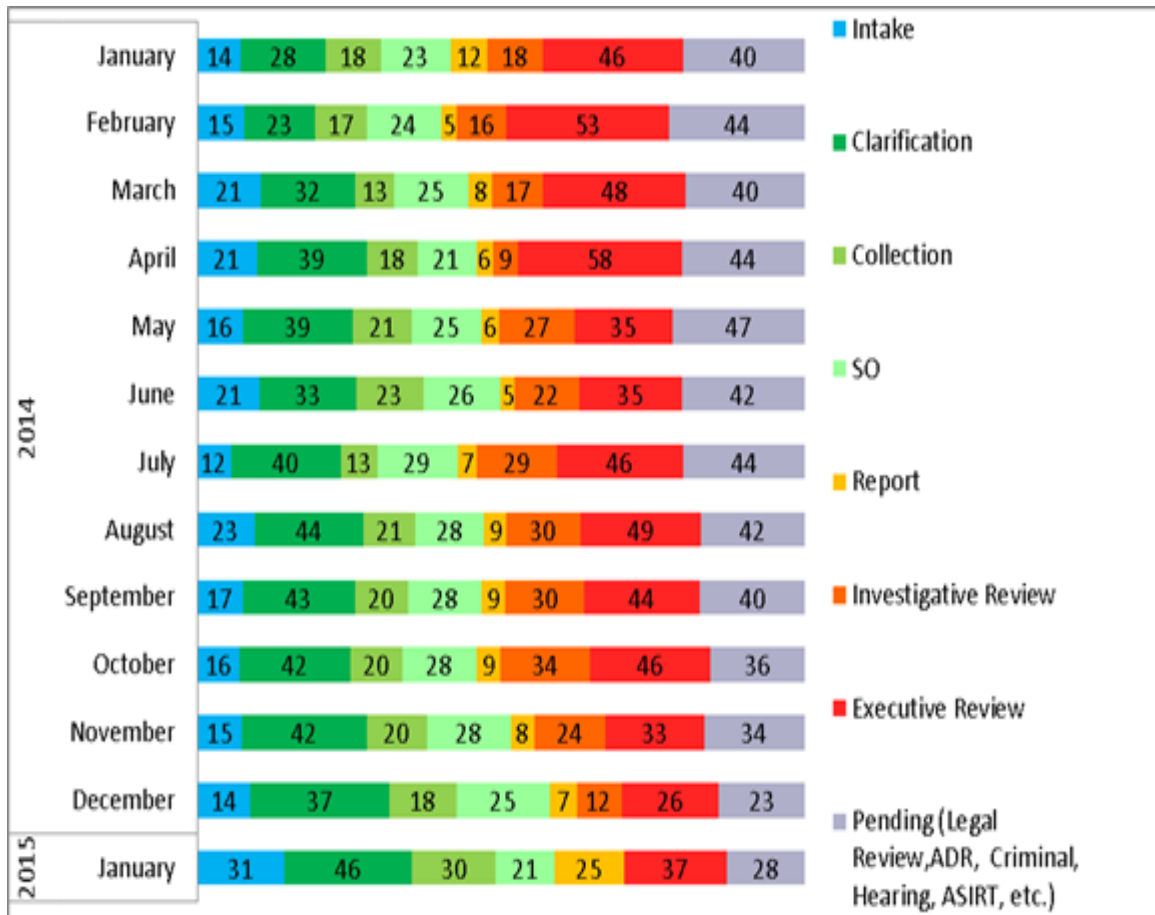


Figure 2-3. Monthly Comparison of Complaint Stages

\*\*Please note that the formatting of the chart above has changed slightly. The format has been altered to show 100% of files and the proportionate distribution of each stage within the total number of files\*\*

\*\*\* 6 Files Pending ADR in January 2015\*\*

**CONCLUDED FILES**

The following figure shows the disposition of all files concluded during the month of January, including 20 formal complaints (3 Statutory Complaints), 106 Citizen Contacts and 6 EPS Matters.

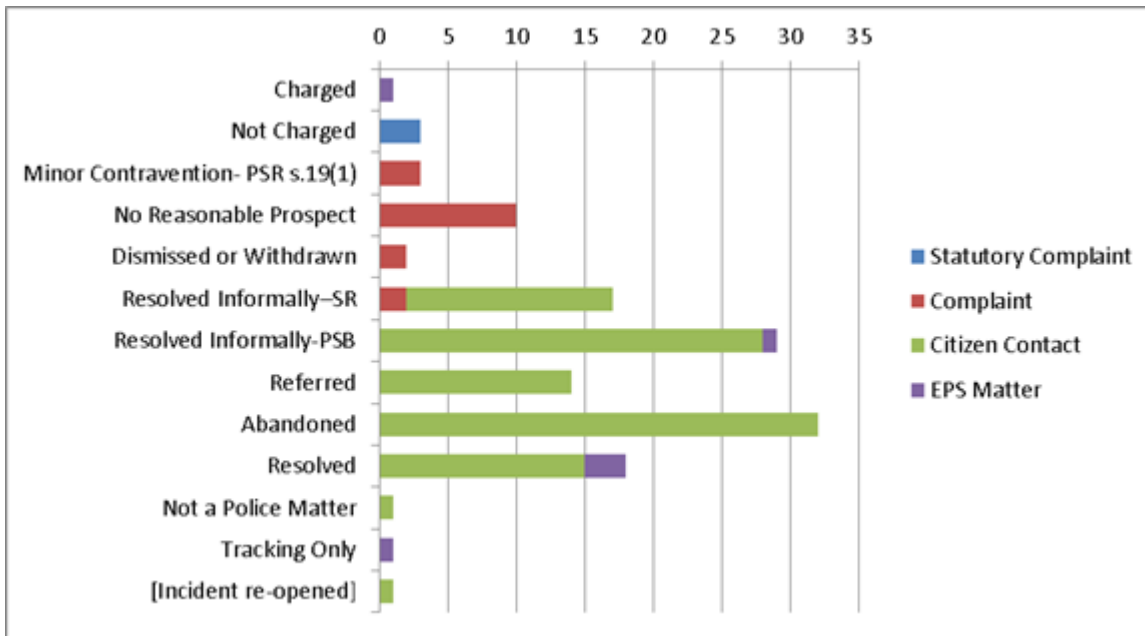


Figure 3-1. Dispositions of Concluded Files

	2013		2014		2015	
	January	YTD	January	YTD	January	YTD
<b>Received</b>						
Complaint	21	21	29	29	12	12
Citizen Contact	71	71	54	54	53	53
EPS Matter	3	3	7	7	9	9
<b>Total</b>	<b>95</b>	<b>95</b>	<b>90</b>	<b>90</b>	<b>74</b>	<b>74</b>
<b>Concluded</b>						
Complaint	10	10	28	28	17	17
Citizen Contact	81	81	37	37	106	106
EPS Matter	16	16	17	17	6	6
<b>Total</b>	<b>107</b>	<b>107</b>	<b>82</b>	<b>82</b>	<b>129</b>	<b>129</b>

Figure 3-2. Three-Year File Comparison for the Month of January

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**DISCIPLINARY ACTION TAKEN AGAINST MEMBERS**

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1. File Number: IA2012-0307  
Complainant: EPS  
Date of Complaint: January 11, 2012  
Subject Officer: Constable A.B.
  - Discreditable Conduct x 1
  - Deceit x 2Presenting Officer: T. Magee, Edmonton Police Service  
Presiding Officer: Supt. M. Logar, Edmonton Police Service

Jurisdiction on this matter was lost as Constable A.B. retired on January 18, 2015.



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**PENDING DISCIPLINARY HEARINGS**

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1. File Number: IA2011-0094  
Date of Complaint: February 01, 2011  
Subject Officer: Constable A.B.
  - Deceit x 1Presenting Officer: D. Morrow, Bennett Jones LLP  
Presiding Officer: Supt. T. Grue, Edmonton Police Service

Open Disciplinary Hearing is scheduled for February 10, 2015.

2. File Number: PSB2013-0913  
Date of Complaint: November 05, 2013  
Subject Officer: Constable A.B.
  - Neglect of Duty x 1Presenting Officer: M. Sallaberry, Edmonton Police Service  
Presiding Officer: Supt. T. Grue, Edmonton Police Service

Open Hearing is scheduled for February 11, 2015.

3. File Number: IA2013-0092  
Date of Complaint: February 05, 2013  
Subject Officer: Constable A.B.
  - Deceit x 3Presenting Officer: M. Sallaberry, Edmonton Police Service  
Presiding Officer: Supt. T. Grue, Edmonton Police Service

Open Disciplinary Hearing is scheduled for February 13, 2015.

4. File Number: IA2009-0377a  
Date of Complaint: October 23, 2013  
Subject Officer: Constable A.B.
  - Unlawful or Unnecessary Exercise of Authority x 1
  - Insubordination x 1Presenting Officer: K. Andersen, Edmonton Police Service  
Presiding Officer: Supt. M. Logar, Edmonton Police Service

Open Hearing is scheduled for February 18, 2015.

5. File Number: IA2012-0581  
Date of Complaint: July 24, 2012  
Subject Officer: Constable A.B.
  - Unlawful or Unnecessary Exercise of Authority x 1Subject Officer: Constable C.D.
  - Unlawful or Unnecessary Exercise of Authority x 1Presenting Officer: D. Cranna, Field Law LLP  
Presiding Officer: Supt. M. Logar, Edmonton Police Service

Open Hearing is scheduled for March 06, 2015.

6. File Number: IA2012-0537  
Date of Complaint: July 11, 2012  
Subject Officer: Constable A.B.
  - Discreditable Conduct x 1Presenting Officer: M. Sallaberry, Edmonton Police Service  
Presiding Officer: Supt. M. Logar, Edmonton Police Service

Open Hearing is scheduled for March 09, 2015.

7. File Number: PSB2013-0636  
Date of Complaint: August 09, 2013  
Subject Officer: Constable A.B.
  - Discreditable Conduct x 1
  - Insubordination x 1Presenting Officer: M. Sallaberry, Edmonton Police Service  
Presiding Officer: Supt. T. Grue, Edmonton Police Service

Open Hearing is scheduled for March 10, and 12, 2015.

8. File Number: IA2012-0027  
Date of Complaint: January 06, 2012  
Subject Officer: Constable A.B.
  - Neglect of DutyPresenting Officer: K. Andersen, Edmonton Police Service  
Presiding Officer: Supt. T. Grue, Edmonton Police Service

First Appearance is yet to be scheduled.

- 9.** File Number: IA2012-0540  
Date of Complaint: July 11, 2012  
Subject Officer: Constable A.B.
- Unlawful or Unnecessary Exercise of Authority x 1  
Constable C.D.
  - Unlawful or Unnecessary Exercise of Authority x 1
- Presenting Officer: M. Sallaberry, Edmonton Police Service  
Presiding Officer: Supt. T. Grue, Edmonton Police Service

First Appearance is yet to be scheduled.

- 10.** File Number: PSB2013-0528  
Date of Complaint: July 05, 2013  
Subject Officer: Constable A.B.
- Insubordination x 2
  - Discreditable Conduct x 1
  - Deceit x 1
- Presenting Officer: M. Sallaberry, Edmonton Police Service  
Presiding Officer: Supt. T. Grue, Edmonton Police Service

First Appearance is yet to be scheduled.

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### DELAYED OFFICER NOTIFICATIONS

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Professional Standards Branch is currently delaying the notification to Subject Officers in two (2) PSB Investigations.

1. File Number: PSB2013-0842  
Date of Occurrence: Undetermined  
Date of Complaint: October 8, 2013  
Investigator: Intake Manager Albert Lacher  
Supervisor: Inspector Kevin Brezinski  
1<sup>st</sup> Report: March 2014  
2<sup>nd</sup> Report: April 2014  
3<sup>rd</sup> Report: May 2014  
4<sup>th</sup> Report: June 2014  
5<sup>th</sup> Report: July 2014  
6<sup>th</sup> Report: August 2014  
7<sup>th</sup> Report: September 2014  
8<sup>th</sup> Report: October 2014  
9<sup>th</sup> Report: November 2014  
10<sup>th</sup> Report: December 2015  
11<sup>th</sup> Report: January 2015

Justification: File is currently under investigation by ASIRT

2. File Number: PSB2014-0183  
Date of Occurrence: Mar 08, 2014  
Date of Complaint: Mar 10, 2014  
Investigator: A/Detective Ian Strom  
Supervisor: Staff Sergeant Don Groenenboom  
1<sup>st</sup> Report: April 2014  
2<sup>nd</sup> Report: May 2014  
3<sup>rd</sup> Report: June 2014  
4<sup>th</sup> Report: July 2014  
5<sup>th</sup> Report: August 2014  
6<sup>th</sup> Report: September 2014  
7<sup>th</sup> Report: October 2014  
8<sup>th</sup> Report: November 2014  
9<sup>th</sup> Report: December 2014  
10<sup>th</sup> Report: January 2015

Justification: File is currently under investigation by ASIRT

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**COMPLETED COMPLAINTS OF SERVICE**  
(Section 44 *Police Act*)

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There were three (3) Complaints of Service under Section 44 of the *Police Act* that were resolved or concluded during the month of January 2015.

1. Concluded by the Chief  
File Number: PSB2013-0558  
Date of Complaint: July 16, 2013  
Investigator: Neil Zurawell / Intake Section

**Summary**

PSB received a phone call on July 16, 2013, and three letters of complaint on July 23<sup>rd</sup>, 24<sup>th</sup>, and 25<sup>th</sup>, 2013. It was alleged that while in holding cells the complainant had no clothes and it was very cold in the room. When the CCTV footage was reviewed by the investigator it was visible that the complainant was provided with two jackets when the complainant's discomfort was reported. The temperature of the room itself is electronically regulated and the responsibility of facilities management. It was determined that the temperature of the room was at its normal setting and when EPS members were notified of the complainant's discomfort, additional clothing was provided. As such, the Chief concluded this matter on January 23, 2015.

2. Concluded by the Chief  
File Number: PSB2013-0709  
Date of Complaint: September 3, 2013  
Investigator: Darryl Scherr

**Summary**

PSB received a written letter of complaint on September 3, 2013, and a subsequent 'Notice of Constitutional Argument' to the letter on November 29, 2013. The document referred to the "Priority Offender Program" as being an "illegal program" and that the complainant's designation as a "prolific offender" should be removed by EPS. Investigator Darryl Scherr corresponded with a Priority Prolific Program representative with regard to their process and criteria when determining eligibility for the program. The criteria for being listed as a "prolific offender" is clearly defined, and referrals to PPOP are accepted from law enforcement agencies, Crown Prosecutors, Defense Counsel, and Justice or Solicitor General. The de-selection process is administered by the PPOP and is not the responsibility of EPS; however, the EPS has notified the PPOP to conduct to a review on behalf of the complainant. The Chief concluded this matter on January 8, 2015.

3. Concluded by the Chief  
File Number: PSB2013-0843  
Date of Complaint: October 12, 2013  
Investigator: Ken Bruns

**Summary**

PSB received a written letter of complaint on October 12, 2013, where in part it complained about the "Duty to Warn Protocol" EPS policy where it sets out the circumstances in which a media release may be issued by the EPS when the complainant was released from incarceration. Neither the complainant nor his lawyer was contacted in advance before issuing the media release. And the complainant felt that the media release was improper and misleading. Upon review of the circumstances several reports were reviewed that had been provided by Correctional Service Canada (CSC). EPS in-house legal counsel was also consulted in making the decision to release information to the public about the complainant's release. Due to the lack of advanced notice by the CSC to the Edmonton Police Service there was no time for EPS to advise the complainant or their legal counsel. Aside from that, Section 40 of the FOIPP Act does not have any notification requirements. The Chief determined that no action needed to be taken, nor changes to EPS Policy or Procedure. This matter was concluded on January 20, 2015.

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## COMPLIMENTS

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During the month of January, twenty-eight (28) letters of appreciation were entered by the Edmonton Police Service. Professional Standards Branch would like to present five (5) of these letters.

1.

Constable (deleted)

You might not remember me, but I feel compelled to thank you. Two years ago (Jan 9) I received a call from you regarding my daughter, she had been on a 3-4 day drug/drinking binge in some apt off of 107<sup>th</sup> Street. Since she was an adult, you had few options. But what you did do is contact the crisis center and gave me the number. Well I am very pleased and proud to announce she just celebrated her 2 year "Birthday: of recovery....has gotten married, and is focused, going to school to become a Social Worker and also works part time.

So once again thank you. I will never forget this or you.

2.

On January 2nd 2015 my wife and I were involved in an assault with a neighbour while clearing snow beside our home.

The Police attended promptly as my wife was speaking with the 911 dispatcher for some time during the assault.

The Constables recognized my injuries faster than I had and immediately ordered an ambulance for me.

While I was being treated in the ambulance I worried about my wife and I worried that the unprovoked assault might itself be miss labelled as mutual combat between neighbours. Frankly, I worried about justice.

I later learned that the Constables conducted what sounds like a thorough investigation, going so far as to canvass with neighbours and check the scene for evidence before speaking with the aggressor parties and ultimately laying a charge.

While I am confident that the system will ultimately support their findings, I wanted to commend them for their professionalism in conducting a thorough investigation. Their willingness to be thorough and objective and their compassion while doing so.

I should also note that I was further impressed when Cst. (deleted) took the time to telephone me the following day to brief me and to provide some valuable advice on Restraining Orders etc.

I wish to further extend my gratitude to the Constables for the extra compassion and service that they showed to my wife. I understand that they took the time to calm her

down and lower her fears and in addition they assisted her with restarting my snow blower and getting it put away so that she could leave for the hospital.

In an unfortunate situation that could have been made worse, the Constables chose instead to conduct themselves in a manner which went beyond duty and ultimately brought some positivity to a negative event.

Please thank them for their service.

3.

To whom this may concern.

On December 10, 2014, I had the unfortunate pleasure of having my vehicle broken into in my locked condo parade. I had two police officers respond as there were other vehicles in the parade that had been broken into as well. This being my first experience with the Edmonton police, I was not sure what to expect. Two officers showed up shortly after I had made the report. I was very impressed with their professionalism and concern over my loss. I only have the one officer's name as it appears on the witness statement. (deleted). I would like to personally thank the two officers as well as the two officers of the forensic unit who came to fingerprint my vehicle. I know you probably don't hear it enough, but thank you for taking time out of your busy day to help me with my claim. I appreciate all that the Edmonton Police Service does and hope you can pass on my sincere thanks to the 4 officers that day!

Sincerely

4.

To the Members of the Edmonton Police Service,

This week our daughter's home was broken into - twice. During the first attempt, her roommate confronted the villain and he ran away.

Our daughter was on her way to Grand Prairie to see her husband and turned around to deal with the broken door and secure her home. She then returned to Grande Prairie.

Four days later she returned home to find that her home was again broken into, through a different door, and many family heirlooms were taken. We were on our way to Edmonton to help replace doors and arrived shortly after her.

Two Officers came to her home around 8:30 p.m. Both Officers were empathetic, compassionate and caring. They were very patient as she tried to recall what was missing. Clearly shaken, she was having trouble remembering the jewelry passed down from her Grandma and Great Grandma and other things from her husband's family.

Shortly after, two more officers arrived to check for fingerprints.



How they knew where to look was a mystery to us, but the Officers were successful. At 11:30 p.m. our daughters roommate was asked to come down to the Police Station and identify the person he saw in the house.

At 1:30 p.m. our daughter was called and informed that the fingerprints matched and he would probably be charged.

Things worked out so quickly we were amazed. She hasn't found out if her stolen items were located, but that is not her main concern. The caring and attention she received greatly helped her recovery into feeling that she was safe in her own home. Our daughter has a toddler and a big dog.

The dog is a Rottweiler shepherd cross with apparently a fair chunk of kitten as he didn't even wake up when the burglar was in the house.

Thank-you all so much for your caring and support. Burglaries are a daily occurrence and could easily become routine and boring. The officers treated our daughter like she truly mattered. Not once did she feel that there was nothing that could be done.

We can return home knowing that she the Edmonton Police Service is doing their best to protect the people of Edmonton.

Thank-you so much. You are all amazing!

5.

To whom it may concern,

I would just like to send out a huge thank you to all our Edmonton police for the way all the officers and the tactical unit reacted to the south side school gun scare. Your whole team did an amazing job in this matter and I can't thank you all enough for what you did. For all the officers and tactical team to put there life on the line day to day needs recognition for this, I know I am only one person but from all the parents that have kids in the school thank you and God bless each and every one of you . I just wish our city would do a recognition day for our great team at the city of Edmonton police I will be forwarding an email to our mayor all I ask if this email can go to the police Sargent in charge of this operation on the south side incident so he can say thanks to all his or her staff, have a great day.

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# Edmonton Police Service Professional Standards Branch

## **Location**

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