



January 11, 2011

TO : David Korol  
Acting Chief of Police

FROM : Inspector Mark Neufeld  
Professional Standards Branch

RE : MONTHLY REPORT – December 2010

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This report has been prepared for the January 20, 2010 Edmonton Police Commission meeting.

During the month of December 2010, Professional Standards Branch opened 80 new files:

- 7 Public complaints alleging misconduct under the *Police Service Regulation*;
- 7 Internal complaints alleging misconduct under the *Police Service Regulation*;
- 3 Complaints of Service pursuant to Section 44 of the *Police Act*;
- 6 EPS Concerns;
- 1 Citizen Concerns; and
- 56 Information Files.

And concluded 91 files:

- 14 Public complaints alleging misconduct under the *Police Service Regulation*;
- 2 Internal complaints alleging misconduct under the *Police Service Regulation*;
- 3 Complaints of Service pursuant to Section 44 of the *Police Act*;
- 6 EPS Concerns;
- 7 Citizen Concern; and
- 59 Information Files.

The Edmonton Police Service received 37,909 calls in Communications Section, dispatched 11,706 of those calls, and recorded receiving 44 compliments.

  
Inspector Mark Neufeld  
Professional Standards Branch

cc: Brian Gibson, Chair  
Edmonton Police Commission



## DECEMBER 2010 REPORT TO THE EDMONTON POLICE COMMISSION



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The following report is submitted for:

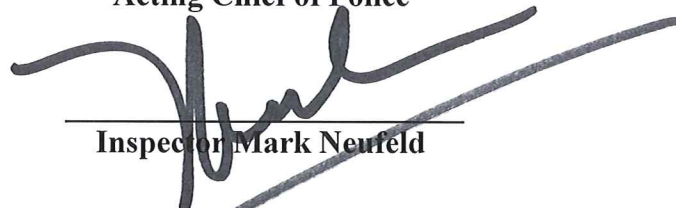
- Approval  
 Ratification  
 Information

PROFESSIONAL STANDARDS BRANCH  
JANUARY 20, 2011 *OPEN* MEETING

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Approved by:

  
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David Korol  
Acting Chief of Police

  
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Inspector Mark Neufeld



**Professional Standards Branch  
December 2010  
Edmonton Police Service**



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The following table shows a breakdown of files received in December, 2010. Files are classified according to the following definitions:

- **Misconduct:** A written allegation of either misconduct under the *Police Service Regulation* or criminal misconduct.
- **Service:** A written complaint about the policies of the police service or the service provided by the EPS.
- **EPS Concerns:** An internally generated allegation that is dealt with by Professional Standards Branch without invoking the Police Act.
- **Citizen Concerns:** A complaint of policy/service or an allegation of a minor misconduct that is not received in writing as required by the Police Act, that, had it been received in writing could have been categorized as a misconduct or a complaint of policy/service under the Police Act.
- **Information Only:** A complaint or concern that if proven, would not constitute misconduct as described in the Police Service Regulation. This also includes matters that due to their substance cannot be categorized under the Police Act without a written complaint. Information Only files can also consist of citizen inquiries and risk management files which do not constitute a complaint.

**Files Received in December 2010**

		Internal	Public	Total
<b>Complaint Files</b>	Misconduct	7	7	14
	Service	0	3	3
	<i>total</i>	7	10	17
<b>Other Concerns</b>	EPS/Citizen Concerns	6	1	7
	Information	0	56	56
	<i>total</i>	6	57	63
<b>Total Files</b>		<b>13</b>	<b>67</b>	<b>80</b>

**Three Year File Comparison in the Month of December**

	2008		2009		2010	
	received	concluded	received	concluded	received	concluded
<b>Citizen Concerns</b>	2	0	1	3	1	7
<b>Complaints of Service</b>	5	1	1	3	3	3
<b>EPS Concerns</b>	5	1	0	0	6	6
<b>Conduct</b>	15	33	14	16	14	16
<b>Information Only</b>	42	40	60	78	56	59
<b>Total</b>	<b>69</b>	<b>75</b>	<b>76</b>	<b>100</b>	<b>80</b>	<b>91</b>

**Files Concluded in December 2010**

**Concluded files by completion time**

<b>File Type</b>	<b>under 6 mos.</b>	<b>6 to 12 mos.</b>	<b>over 12 mos.</b>	<b>Total</b>
Complaint of Conduct	6	4	6	16
Complaint of Service	1	1	1	3
Criminal Investigations	0	0	0	0
EPS Concern	3	3	0	6
Citizen Concern	7	0	0	7
Information Only	58	1	0	59
<i>Total</i>	75	9	7	91

**Concluded files by disposition**

<b>Incident type</b>	<b>Disposition</b>	
Complaint of Conduct	Reasonable Prospect - Proven	1
	No Reasonable Prospect	7
	ADR - Mediation	1
	Resolved through PSB	1
	Resolved through SR	2
	Dismissed - Friv/Vex/BF	2
	Dismissed -1 Year 43(11)	1
	Dismissed - Extension Not Granted	1
Complaint of Service	Reviewed/Concluded by Chief	3
EPS Concern	Concluded as EPS Concern	5
	Resolved through SR	1
Citizen Concern	Concluded as Citizen Concern	7
Information Only	Concluded as Info Only	59

**Overview of December 2010**

The following is a snapshot of all *active* files as of December 30, 2010. The files are broken down according to the type of file and the length of time since it was received. This table includes *all currently active files*, thus the length of time presented may include time periods in which the investigation was suspended.

<b>File Type</b>	<b>under 6 mos.</b>	<b>6 to 12 mos.</b>	<b>over 12 mos.</b>	<b><i>Total</i></b>
Complaint of Conduct	77	42	18	137
Complaint of Service	8	7	2	17
Criminal Investigations	3	12	19	34
EPS Concern	7	1	0	8
Citizen Concern	4	0	0	4
Information Only	37	6	4	47
<i>Total</i>	136	68	43	247

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**PENDING DISCIPLINARY HEARINGS**

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1. I.A. File Number: IA2003-0275  
Open Disciplinary Hearing scheduled for January 17, 2011.
  
2. I.A. File Number: IA2006-0899  
OPEN Disciplinary Hearing scheduled for January 24, 2011.
  
3. I.A. File Number: IA2004-0040  
OPEN Disciplinary Hearing scheduled for February 8 and February 9, 2011.
  
4. I.A. File Number: IA2002-0237  
OPEN Disciplinary Hearing continuation on February 11, 2011.
  
5. I.A. File Number: IA2009-0674  
First Appearance scheduled for February 25, 2011.
  
6. I.A. File Number: IA2006-0403  
OPEN Disciplinary Hearing pending.
  
7. I.A. File Number: IA2009-0934  
OPEN Disciplinary Hearing pending.
  
8. I.A. File Number: IA2009-0447  
OPEN Disciplinary Hearing pending.

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**DELAYED OFFICER NOTIFICATION**

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Professional Standards Branch has delayed notifying subject officers in the following investigation(s):

1. I.A. File Number: IA2010-1015
2. I.A. File Number: IA2010-0101
3. I.A. File Number: IA2010-0774



**Total Number of Extension Requests: 29**

**1.**

**IA2008-0683**

Date of Occurrence: Series of dates from December 22, 2008 to July 14, 2008

Date of Complaint: August 18, 2008

Allegation: Neglect of Duty, Complaint of Service

A three (3) month extension is requested to the April 2011 meeting

**2.**

**IA2009-0096**

Date of Occurrence: February 2, 2009

Date of Complaint: December 9, 2009

Allegations: Unlawful or Unnecessary Exercise of Authority, Discreditable conduct

A three (3) month extension is requested to the April 2011 meeting

**3.**

**IA2009-0146**

Date of Occurrence: February 3, 2009

Date of Complaint: February 4, 2009

Allegation: Unlawful or Unnecessary Exercise of Authority

A two (2) month extension is requested to the March 2011 meeting

**4.**

**IA2009-0377**

Date of Occurrence: May 12, 2009

Date of Complaint: May 12, 2010

Allegations: Breach of Confidence, Insubordination, Unlawful Exercise of Authority, Discreditable Conduct.

A three (3) month extension is requested to the April 2011 meeting

**5.**

**IA2009-0447**

Date of Occurrence: June 11, 2009

Date of Complaint: June 15, 2009

Allegation: Unlawful or Unnecessary Exercise of Authority

A two (2) month extension is requested to the March 2011 meeting

**6.**

**IA2009-0495**

Date of Occurrence: April 4, 2009

Date of Complaint: June 25, 2009

Allegation: Unlawful or Unnecessary Exercise of Authority

A two (2) month extension is requested to the March 2011 meeting

7.

**IA2009-0497**

Date of Occurrence: June 13, 2009

Date of Complaint: June 10, 2010

Allegation: (Pending Clarification)

A two (2) month extension is requested to the March 2011 meeting

8.

**IA2009-0674**  
**NOT REQUIRED**

Date of Occurrence: July 4, 2008

Date of Complaint: May 11, 2009

Allegations: Deceit, Unlawful or Unnecessary Exercise of Authority

9.

**IA2009-0684**

Date of Occurrence: August 26, 2009

Date of Complaint: August 17, 2010

Allegation: Unlawful of Unnecessary Exercise of Authority, Discreditable conduct

A three (3) month extension is requested to the April 2011 meeting

10.

**IA2009-0934**

Date of Occurrence: September 5, 2009

Date of Complaint: September 5, 2009

Allegation: Insubordination (Breach of Policy)

A two (2) month extension is requested to the March 2011 meeting

11.

**IA2009-0999**

Date of Occurrence: September 23, 2009

Date of Complaint: December 3, 2009

Allegation: Discreditable Conduct

A two (2) month extension is requested to the March 2011 meeting

12.

**IA2009-1006**

Date of Occurrence: November 2006 to June 25, 2009

Date of Complaint: December 7, 2009

Allegations: Assault, Fraud

A four (4) month extension is requested to the May 2011 meeting

**13.**

**IA2009-1051**

Date of Occurrence: July 27, 2009  
Date of Complaint: July 28, 2009 (Received in PSB February 9, 2010)  
Allegations: Insubordination, Corrupt Practice  
A one (1) month extension is requested to the February 2011 meeting.

**14.**

**IA2010-0035**

Date of Occurrence: January 16, 2010  
Date of Complaint: January 16, 2010  
Allegation: Unlawful or Unnecessary Exercise of Authority  
A one (1) month extension is requested to the February 2011 meeting

**15.**

**IA2010-0047**

Occurred Date: January 13, 2010  
Date of Complaint: February 5, 2010  
Allegations: Unlawful or Unnecessary Use of Authority, Discreditable Conduct  
A two (2) month extension is requested to the March 2011 meeting

**16.**

**IA2010-0128**

Occurred Date: February 16, 2009  
Date of Complaint: February 12, 2010  
Allegation: Unlawful or Unnecessary Exercise of Authority  
A one (1) month extension is requested to the February 2011 meeting

**17.**

**IA2010-0129**

Occurred Date: January 30, 2010  
Date of Complaint: February 16, 2010  
Allegations: Insubordination, Neglect of Duty, Discreditable Conduct and Insubordination  
A three (3) month extension is requested to the April 2011 meeting

**18.**

**IA2010-0221**

Occurred Date: March 2000, April 2006 or March 2007 and November 2009  
Date of Complaint: March 9, 2010  
Date subject officer notified: April 15, 2010  
Allegations: Deceit, Discreditable Conduct  
A three (3) month extension is requested to April 2011 meeting

**19.**

**IA2010-0285**

Date of Occurrence: March 3, 2010

Date of Complaint: April 27, 2010

Allegations: Discreditable Conduct, Neglect of Duty

A one (1) month extension is requested to the February 2011 meeting

**20.**

**IA2010-0408**

Date of Occurrence: May 4, 2009

Date of Complaint: May 4, 2010

Allegations: Assault Causing Bodily Harm (added December 2010)

Unlawful or Unnecessary Exercise of Authority and Discreditable Conduct

A three (3) month extension is requested to the April 2011 meeting

**21.**

**IA2010-0535**

Date of Occurrence: Between 2005 - 2009

Date of Complaint: June 7, 2010

Allegations: CC – Perjury, PSR – Deceit, Neglect of Duty, Discreditable Conduct

A two (2) month extension is requested to the March 2011 meeting

**22.**

**IA2010-0552**

Occurred Date: June 29, 2010

Date of Complaint: July 2, 2010

Allegation: Insubordination/ Unnecessary Exercise of Authority

A one (1) month extension is requested to the February 2011 meeting

**23.**

**IA2010-0619**

Date of Occurrence: July 25, 2010

Date of Complaint: July 28, 2010

Allegation: Discreditable Conduct, Insubordination

A two (2) month extension is requested to the March 2011 meeting

**24.**

**IA2010-0624**

Date of Occurrence: June 27, 2010

Date of Complaint: July 27, 2010

Allegation: Unlawful or Unnecessary Exercise of Authority

A three (3) month extension is requested to the April 2011 meeting

**25.**

**IA2010-0629**

Occurred Date: July 2, 2010

Date of Complaint: July 20, 2010

Allegation: Unlawful or Unnecessary Exercise of Authority, Discreditable Conduct, Assault, Uttering Threats

A three (3) month extension is requested to the April 2011 meeting

**26.**

**IA2010-0669**

Date of Occurrence: July 27, 2009

Date of Complaint: July 25, 2010

Allegation: Insubordination and Discreditable Conduct

A three (3) month extension is requested to the April 2011 meeting

**27.**

**IA2010-0716**

Date of Occurrence: August 4, 2010 and on-going

Date of Complaint: August 16, 2010

Allegation: Discreditable Conduct

A three (3) month extension is requested to the April 2011 meeting

**28.**

**IA2010-0776**

Date of Occurrence: January 2010 – Jun2 2010

Date of Complaint: August 11, 2010

Allegation: Insubordination – Breach of Policy x 2

A two (2) month extension is requested to the March 2011 meeting

**29.**

**IA2009-1005**

Date of Occurrence: August 14, 2009

Date of Complaint: December 7, 2009

Allegation: Neglect of Duty, Breach of Confidence, and Insubordination

A four (4) month extension is requested to the May 2011 meeting

**DECEMBER 2010 COMPLETED COMPLAINTS OF SERVICE**  
(Section 44 *Police Act*)

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Three Complaints of Service under Section 44 of the *Police Act* were received in December 2010 and three Complaints of Service were resolved or concluded during the month.

1. Reviewed and concluded by the Chief of Police  
File No: IA2009-0923  
Date of Complaint: November 6, 2009
  
2. Reviewed and concluded by the Chief of Police  
File No: IA2010-0421  
Date of Complaint: May 18, 2010
  
3. Reviewed and concluded by the Chief of Police  
File No: IA2010-0561  
Date of Complaint: May 18, 2010

## COMPLIMENTS

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During the month of December 2010, forty four letters of appreciation were received by the Edmonton Police Service. Professional Standards Branch would like to present four of these letters.

Chief of Police,

I would like to compliment two officers who took the time to survey the parking lot near Century Park on the southside. Yesterday afternoon they went into the Spa Lady to page the owner of a black Equinox who had left a purse on the front seat of her car. The owner of the vehicle was my young and very trusting daughter. I am so glad that the officers informed her of the potential risks of leaving valuables in her car. I have told her as well, but now I know she gets the message. I really appreciate the officers taking the time to do this as I am sure the loss of her purse would have had a devastating effect on her sense of safety. I am so impressed with this crime prevention strategy and the two officers true sense of duty. I hope you can pass on this message of thanks to the officers for being so community minded and obviously caring about the citizens of Edmonton. I cannot thank those officers enough for preventing my daughter from becoming a potential victim of theft.

And;

On November 10, 2010 my 10 year old son and myself were traveling to Leduc and were involved in a crash on the highway. Both vehicles were towed away and thank God nobody was hurt.

Constable Mitchell, Constable Christie and Constable Vandenberg were so kind, professional and went above and beyond the call of duty! My son had the ride of his life being personally escorted to his hockey game by police. (Hopefully his first and last.) He was so excited by it all and has been the talk of his hockey team. Word gets around fast in Lloydminster and he is known as “the kid who got to ride to his hockey game in a police car.”

I was also treated with kindness and patience as I sorted out pieces like insurance and towing, etc. I was also given a very special ride to Southcommon where a parent from our team picked me up.

People like you make this world a better place. Thank you for all you did for me and my family. It was an unfortunate event but in the end you all made us safe. Thank you so much!

And;

I am writing this letter in regards to our recent experiences with the Edmonton Police Service. On both occasions we were so impressed with the professionalism, kindness and grace presented by the officers on call.

This past summer, the police were called to our street by a neighbour to address a drunken fight between three men. Two men quickly dispersed when my husband shooed them away but one did not. He was very drunk and seemed to be experiencing a great deal of stress and anxiety due to the argument. It became quickly apparent that in addition to being intoxicated he was also suffering from mental health issues. The police arrived on scene and my husband and I had the opportunity to witness first hand from our porch EPS's dealings with the man. Obviously the

situation was dealt with professionally. However, what impressed us the most was the officers treatment of the man. He was treated with respect and kindness that preserved the dignity of this man.

Our second occasion this year involved an old car that we had sent to the wreckers that had found itself abandoned 2 months later in Edmonton's inner city. Again, the police officers we dealt with were professional, helpful and displayed yet again an empathy that made us feel great.

Thank you!

And;

Subject: Dance like no one's watching... except for the girl on the 10<sup>th</sup> floor

To Whom It May Concern:

I felt it necessary to send the following email regarding something really wonderful I just witnessed out of my window a few minutes ago. I work in a high-rise downtown and there is a band playing in the parking lot next to Oxford Tower promoting the stampede. As I'm watching the festivities from my window I see an Edmonton Police Officer two stepping to the band with one of the festival's mascots, then with a volunteer. I've always had the utmost respect for our EPS but it was truly touching to see that particular officer having a little fun with members of the community. I think it showed great character and represented the EPS in all the right ways. Way to go (whoever he was) and to all of the rest of the officers!



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# Edmonton Police Service Professional Standards Branch

## **Location**

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