

DISCLAIMER: In accordance with the *Community Safety and Policing Act* and the *Freedom of Information and Protection of Privacy Act*, the summary below has been de-identified to remove the personal information of individuals, including public complainants and persons who were the subject of the investigation.

DE-IDENTIFIED SUMMARY UNDER SECTION 167(2) OF THE CSPA

Original Police Service:

Date of Complaint: 11/20/2024

Type of Investigation:

Referred to Same Service: ☒

Referred to Other Service: ☐

Retained by LECA: ☐

Service Investigations Referred to:

De-identified Summary of Complaint

On September 1, 2024, the complainant and her boyfriend were at a concert at the [REDACTED] located in [REDACTED], Ontario.

During the concert, the complainant's boyfriend left the concert area to go use the washroom outside of the area, he left his friend group for the washroom area. The washrooms were extremely busy, and he really had to go so he made the decision to urinate behind the portable washrooms.

While urinating, the male was approached by a male who identified as a police officer. During the interaction, it is alleged that the male police officer threw the male concert goer to the ground and dragged him out of the area and kicked him out of the fair grounds.

The complaint alleges that the male police officer tackled her boyfriend at the knees before taking him to the ground. The complainant alleges that the officer failed to identify himself by name or badge number when requested to do so.

The complainant alleges that the male officer was not in uniform and was aggressive with her boyfriend and used unnecessary force against him.

Unsubstantiated Code of Conduct Allegations

Allegation #1

YOU ARE ALLEGED TO HAVE COMMITTED MISCONDUCT IN THAT, YOU FAILED TO PROVIDE YOUR NAME, BADGE NUMBER, AND THE NAME OF YOUR POLICE SERVICE TO ANY MEMBER OF THE PUBLIC, WHEN REQUESTED IN A MANNER REASONABLE IN THE CIRCUMSTANCES, contrary to Section 13 (2) of the Schedule Code of Conduct of Ontario Regulation 407/23 and therefore, contrary to Section 195 (a) of the Community Safety Policing Act, R.S.O. 2019, as amended.

Decision and Reasons

Allegation #1

YOU ARE ALLEGED TO HAVE COMMITTED MISCONDUCT IN THAT, YOU FAILED TO PROVIDE YOUR NAME, BADGE NUMBER, AND THE NAME OF YOUR POLICE SERVICE TO ANY MEMBER OF THE PUBLIC, WHEN REQUESTED IN A MANNER REASONABLE IN THE CIRCUMSTANCES, contrary to Section 13 (2) of the Schedule Code of Conduct of Ontario Regulation 407/23 and therefore, contrary to Section 195 (a) of the Community Safety Policing Act, R.S.O. 2019, as amended.

It is alleged that on September 1, 2024, you identified yourself as an on duty police officer and removed a patron of the [REDACTED] off the property and at no time did you provide your name, police service, or badge number to the parties involved.

UNSUBSTANTIATED

- CW1 and CW2 both stated that they did not ask [Respondent Officer] for his police credentials.
- [Respondent Officer] stated that he was clear with CW1 that he was a police officer and provided him with his name, police service, and badge number during the escort.
- There was no evidence uncovered by PSB to suggest that [Respondent Officer] refused to provide anyone with his police credentials.

Allegation #2

YOU ARE ALLEGED TO HAVE COMMITTED MISCONDUCT IN THAT, YOU CONDUCTED YOURSELF IN A MANNER THAT UNDERMINED, OR WAS LIKELY TO UNDERMINE, PUBLIC TRUST IN POLICING, contrary to Section 10 of the Schedule Code of Conduct of Ontario Regulation 407/23 and therefore, contrary to Section 195 (a) of the Community Safety Policing Act, R.S.O. 2019, as amended.

It is alleged that on September 1, 2024, you identified yourself as an on duty police officer at the