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:

Type of Investigation:

Referred to Same Service: ◯ Referred to Other Service: ◯ Retained by LECA: ◯

Service Investigations Referred to:

De-identified Summary of Complaint

The complainant in this matter was the subject of an investigation where they were taken into custody by police. The complainant alleged that while being taken into custody the officers used an unnecessary level of force against them.

The complainant further alleged the while in police custody the officers used profanities and other degrading comments toward them.

Lastly the complainant alleged that during the interaction with the officers they continuously requested identifying information from the officers but was refused this information.

Unsubstantiated Code of Conduct Allegations

Section 11 - Use of Force
Section 12 - Interaction with the public - abusive language
Section 13 - Officer concealing identification.

Decision and Reasons

Section 11 - Use of Force - Unsubstantiated

The Investigator relied on the Body Worn Camera (BWC) footage captured by the officers involved. The officers recorded the majority of the interaction with the complainant, the only times interactions were not recorded were during parts of the investigation where use of a BWC is prohibited under [redacted] Police Procedure 15-20 - Body Worn Camera.

The officers were seen on BWC footage engaged in use of force when the complainant was first taken into custody. The complainant was displaying threats to assault the officers and the officers responded by pushing the complaint against a wall to control their action. The use of force was proportionate to the action of the complainant and the force was no more than was necessary to control their actions.

Section 12 - Interaction with the public - abusive language

The investigator relied on BWC as well as video recordings on of the officer In Car Camera System (ICCS). The footage showed that at no time while in the presence of the complainant or civilian witnesses did officers use profanities or any other language that would be considered abusive.

Section 13 - Officer concealing identification.

The Investigator relied on the BWC as well as the ICCS videos. Video footage showed that the involved officers were wearing name tags and epaulets displaying their badge numbers and these items were not obstructed. The complainant makes a demand for officers to verbally identify themselves and when officers attempt to respond the complainant yells over their response.