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: Toronto

Date of Complaint: 05/31/2024

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 alleges the respondent officer(s) neglected their duty, used insulting language and acted in a discriminatory manner.

Unsubstantiated Code of Conduct Allegations

Allegation 1 (CPSA): Neglect of Duty - Section 19 A police officer shall not, by act or omission, fail to perform their duties appropriately without lawful excuse if, at the time, they know or reasonably ought to know that their act or omission would amount to a failure to perform their duties appropriately.

Allegation 2 (CPSA) : Incivility - Section 12(1) A police officer shall not, in the course of their duties, use abusive language with any person or otherwise treat any person in a manner that is abusive.

Decision and Reasons

Allegation 1: Neglect of Duty - Section 19 A police officer shall not, by act or omission, fail to perform their duties appropriately without lawful excuse if, at the time, they know or reasonably ought to know that their act or omission would amount to a failure to perform their duties appropriately.

It is alleged that the Respondent Officer was neglectful in conducting an investigation.

Finding: RO1 was in the lawful execution of his duties on a high priority call assisting another citizen. RO1 conducted himself professionally and quickly evaluated that the Complainant was not in any immediate danger that required his assistance. RO1 governed himself accordingly and advised the Complainant to call dispatch if she needed a police response.

Based on the available information, the Investigator has concluded that there is insufficient evidence to establish reasonable grounds that misconduct has occurred.

Therefore, the allegation is unsubstantiated.

Allegation 2: Incivility - Section 12(1) A police officer shall not, in the course of their duties, use abusive language with any person or otherwise treat any person in a manner that is abusive.

It is alleged that the Respondent Officer was hostile and aggressive towards the Complainant.

Finding: After review of Body Worn Camera, capturing the interaction in its entirety, RO1 conducted himself professionally by repeatedly advising the Complainant he was currently involved in a police investigation and further instructing the Complainant to contact dispatch for a police response. The Complainant ignored RO1's instructions and continued to interfere with his investigation.

Based on the available information, the Investigator has concluded that there is insufficient