**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: [redacted] Date of Complaint: 06/18/2024

Type of Investigation:

Referred to Same Service: ◉ Referred to Other Service: ○ Retained by LECA: ○

Service Investigations Referred to:

## De-identified Summary of Complaint

Incident #1.
[redacted] was contacted by a 3rd party agency to check on the well-being of the complainant as the complainant indicated on the phone to the 3rd party agency that they were injured and in danger. That police entered the bedroom and ordered the complainant to exit the bathroom.

The complainant believes they were harassed and [redacted] trespassed on their property.

Incident #2.
The homeowner contacted [redacted] to have a boarder (the complainant) removed from the residence.

The complainant believed the officers were rude and contributed to the complainant's loss of money when removed from the residence.

## Unsubstantiated Code of Conduct Allegations

Incident #1
A police officer shall not authorize or make a physical or psychological detention if, at the time of the detention, the officer knows or reasonably ought to know that the detention is unlawful. O.REG. 407/23 - 8(1)

Incident #2
A police officer shall not make an arrest if, at the time of the arrest, the officer knows or reasonably ought to know that the arrest is unlawful. O.REG. 407/23 - 7(1)

## Decision and Reasons

Incident #1
Allegation of unlawful physical or psychological detention: Evidence from Body Worn Camera revealed officers were lawfully checking on the well-being of the complainant, and did not enter the bathroom or any other room belonging to the complainant. The officers left the premises after concluding the complainant was unharmed.

Conclusion: Reasonable grounds to believe no misconduct existed from the actions of the [redacted] officers.

Incident #2
Allegation of an unlawful arrest: Evidence from Body Worn Camera revealed officers had the authority from the lawful homeowner under the Residential Tenancies Act (Ontario) to remove the complainant (deemed a boarder) from the premises.

Conclusion: Reasonable grounds to believe no misconduct existed from the actions of the [redacted] officers.