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: 07/03/2024

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 that he was followed for over one kilometer by a driver that was honking his horn and flashing his lights. When the Complainant pulled over to the side of the road, the other driver punched him, causing his nose to be displaced. The other driver vandalized his car, threw a glass bottle, and spat in the Complainant ' s face.

The Respondent Officer did not lay charges against the other driver and advised the Complainant to lay a Private Information before the court. The Complainant stated that police should have laid charges against the other driving for causing bodily harm to him and vandalizing his car.

Unsubstantiated Code of Conduct Allegations

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.

Decision and Reasons

This investigation has revealed the Respondent Officer was in the lawful performance of his duties and acted in accordance with all governing authorities.

The Respondent Officer was not neglectful in his duties. He conducted a fulsome investigation and determined that reasonable and probable grounds did not exist to lay a charge against either involved party. He appropriately referred the Complainant to lay his own Private Information before a Justice of the Peace, if he wished to do so.

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.