



TORONTO POLICE SERVICE DISCIPLINE HEARING

IN THE MATTER OF ONTARIO REGULATION 268/10  
MADE UNDER THE POLICE SERVICES ACT, RSO 1990,  
AND AMENDMENTS THERETO:

AND IN THE MATTER OF THE

THE TORONTO POLICE SERVICE

AND CONSTABLE BABAK ANDALIB-GOORTANI (9859

Charge: 1. Unlawful or unnecessary exercise of authority

**WITHDRAWAL**

Hearing Officer: Inspector Stu Eley  
Toronto Police Service

Prosecutor: Mr. Edward Marrocco  
Stockwoods Barristers

Defence Counsel: Mr. Harry Black  
Or Representative

Case Number: 2011.35

Hearing Dates: 2016.09.15



**DECISION IN THE CASE OF:  
POLICE CONSTABLE BABAK ANDALIB-GOORTANI  
HEARD BEFORE: INSPECTOR STU ELEY  
ON: 2016.09.15**

**REPRESENTATIVE/  
DEFENCE COUNSEL: MR. H. BLACK**

**PROSECUTOR: MR. E. MARROCCO**

**CASE NUMBER AND CHARGES                      35/2011                      Charge 1                      Unlawful or Unnecessary  
Exercise of Authority**

On May 4, 2016, Constable Andalib-Goortani submitted a written letter of apology (exhibit 7) to the complainant, and she accepted the letter. Mr. Marrocco, the appointed outside prosecutor advised the Tribunal that the Office of the Independent Review Director (OIPRD) is aware of the resolution and have no concerns with it.

Mr. Marrocco asked that the matter be marked withdrawn since all parties are agreeable to the resolution.

Based on these submissions, the Hearing Officer accepted the position of the prosecution and case 35 for 2011 was marked withdrawn.

A handwritten signature in black ink, appearing to be "SE", written in a cursive style.

Stu Eley  
Inspector  
Hearing Officer