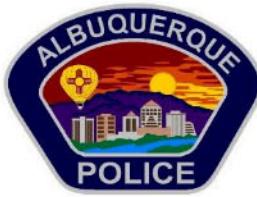




City of Albuquerque

Albuquerque Police Department



Timothy M. Keller
Mayor

Eric J. Garcia
Superintendent of Police Reform

December 4, 2025

Interoffice Memorandum

To: Diane McDermott, Executive Director, CPOA

From: Jimmy Collins, Major, Office of the Superintendent

Subject: Non-Concurrence of Finding re: CPC-126-2025

This memorandum articulates APD's points of non-concurrence in the above-captioned administrative investigation conducted by the Civilian Police Oversight Agency.

Policy	CPOA Finding	APD Finding
2-46-4-A-1-g	Sustained	Exonerated

Rationale for non-concurrence of action for 2-46-4-A-1-g:

This memorandum has been written to explain the non-concurrence of findings for Officer J.

Professional Integrity Commander Waite reviewed the investigation and concluded that he disagreed with the sustained finding for Officer J. Commander Waite explained in his review that although Officer J was the first responder to the scene, he immediately recognized his need for assistance and voiced that over the radio (82 or PSA available). Officer J gathered basic information from parties on the scene, which did not include an interview with the complainant, who was being attended to by AFR. When interviewed, both Officer J and PSA L agreed that PSA L then became the primary investigator for the incident. As a result, PSA L was responsible for attempting an interview with the complainant, who was transported from the scene by AFR. SOP 2-46-4-A-1-j indicates responding personnel shall: request additional assistance from other Department personnel, as needed. This assistance is not limited by policy, and Officer J chose to delegate the crash to PSA L, to which PSA L agreed. Additionally, SOP 1-78 permits PSA's to conduct traffic crash investigations and further allows primary units to request PSA's "any other assistance as directed by a supervisor or primary unit." (1-78-6-A-1.a-c).

Conclusion:

I reviewed the investigation and agree with Commander Waite's conclusion and recommendation to change the finding from sustained to exonerated.

Respectfully,



Major Jimmy Collins,
Deputy Superintendent of Reform
Albuquerque Police Department

Cc: Eric Garcia, Superintendent of Police Reform