



Timothy M. Keller
Mayor

City of Albuquerque

Albuquerque Police Department



Eric J. Garcia
Interim Superintendent of Police Reform

Interoffice Memorandum

January 21, 2022

To: Diane McDermott, Interim Executive Director, CPOA
From: Eric J. Garcia, Interim Superintendent of Police Reform/DCAO
Subject: Non-Concurrence of Findings and/or Discipline re: CPC 170-21

This memorandum serves to convey the articulation for APD’s points of non-concurrence in the above captioned administrative investigation conducted by the Civilian Police Oversight Agency.

Summary of non-concurrence of discipline:

Policy	CPOA Recommended Discipline	APD Recommended Discipline
2-40-3(G)(1)	Verbal Reprimand	NDCA

Rationale for non-concurrence of the above listed discipline related to the sustained policy violation against Officer N C :

I concur with the recommendation provided by Lt. L D , as concurred by Deputy Chief J B follows:

I reviewed CPC case 170-21 as acting Commander. Investigator Coca recommended training for Officer C in reference to 2-40-3G3. Officer C failed to document witness statements and contact info for witnesses related to this traffic accident. It is unknown if he attempted to make contact with them after they gave their information. Officer C was also investigated for SOP 2-40-3G1. An overview and training for conducting traffic investigations would benefit Officer C

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Conclusion:

Based on the aforementioned points of non-concurrence, the CPOA's recommended discipline of a Verbal Reprimand will be replaced with NDCA (non-disciplinary corrective action) as the final disposition for the above listed sustained policy violation against Officer N C .

Respectfully,



Eric J. Garcia
Interim Superintendent of Police Reform/DCAO
Albuquerque Police Department, Police Reform Bureau

cc: Harold J. Medina, Chief of Police