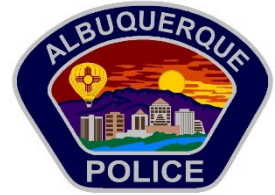




Timothy M. Keller
Mayor

City of Albuquerque

Albuquerque Police Department



Eric J. Garcia
Superintendent of Police Reform

February 24, 2026

Interoffice Memorandum

To: Diane McDermott, Executive Director, CPOA

From: Jimmy Collins, Major, Office of the Superintendent

Subject: Non-Concurrence of Finding re: CPC-193-2024

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
1-1-5-A-1	Sustained	Exonerated

The non-concurrence stemmed from Sergeant W.'s appeal to Superintendent Garcia. After hearing the appeal and reviewing the evidence provided, Superintendent Garcia provided the following reason for exonerating the violation:

Upon review of this case, which included OBRD review, I do not find that Sgt. W. was dismissive in any way toward the citizen. He was extremely polite and listened to her concerns. He did a thorough investigation. While Sgt. W. used colorful language while speaking to the other two officers on the scene, it was a private conversation to discuss strategy. His investigation did prove that the citizen was not truthful. No one, other than the two officers, heard the statement made by Sgt. W.. I disagree with Executive Director McDermott that Sgt. W.'s comment reflected in a dismissive attitude. I also disagree with Executive Director McDermott that Sgt. W.'s language casts doubt on his honesty and integrity. Therefore, I overturn the sustained finding to a finding of exonerated. No disciplinary action to be imposed.

Respectfully,

Major Jimmy Collins,
Deputy Superintendent of Reform
Albuquerque Police Department

Cc: Eric Garcia, Superintendent of Police Reform