

# CITY OF ALBUQUERQUE

*Albuquerque Police Department*



Gorden E. Eden, Jr., Chief of Police



March 6, 2017

Police Oversight Board  
C/O Civilian Police Oversight Agency  
P.O. Box 1294  
Albuquerque, NM 87103

Re: CPC 2016-000013

Dear Chair Fine and Members of the Police Oversight Board:

Thank you for providing your review of Civilian Complaint CPC2016-000013. In most cases I am in full agreement with the findings of the Civilian Police Oversight Agency and the Police Oversight Board. However, in some cases, after careful consideration of the available facts I am not able to agree with the findings.

400 Roma NW

In this particular case, I do not concur with the finding of sustained in the alleged violation of Albuquerque Police Department Standard Operating Procedure 1-4-4W. I believe a finding of not sustained is more applicable in this matter.

Albuquerque

Please contact me if any further clarification is needed.

New Mexico 87102

Sincerely,

A handwritten signature in black ink, appearing to read "Gorden E. Eden, Jr.", written over a white background.

www.cabq.gov

GORDEN E. EDEN, JR.  
Chief of Police

GEE/JT/jm

# CITY OF ALBUQUERQUE

*Albuquerque Police Department*



Gorden E. Eden, Jr., Chief of Police



March 6, 2017

Police Oversight Board  
C/O Civilian Police Oversight Agency  
P.O. Box 1294  
Albuquerque, NM 87103

Re: CPC 2016-000027

Dear Chair Fine and Members of the Police Oversight Board:

Thank you for providing your review of Civilian Complaint CPC2016-000027. In most cases I am in full agreement with the findings of the Civilian Police Oversight Agency and the Police Oversight Board. However, in some cases, after careful consideration of the available facts I am not able to agree with the findings.

400 Roma NW

In this particular case, I do not concur with the finding of sustained in the alleged violation of Albuquerque Police Department Standard Operating Procedure 1-4-4U. I believe a finding of not sustained is more applicable in this matter.

Albuquerque

Please contact me if any further clarification is needed.

New Mexico 87102

Sincerely,

A handwritten signature in black ink, appearing to read "Gorden E. Eden, Jr.".

GORDEN E. EDEN, JR.  
Chief of Police

www.cabq.gov

GEE/JT/jm

# CITY OF ALBUQUERQUE

*Albuquerque Police Department*



Gorden E. Eden, Jr., Chief of Police



March 6, 2017

Police Oversight Board  
C/O Civilian Police Oversight Agency  
P.O. Box 1294  
Albuquerque, NM 87103

Re: CPC 2016-000029

Dear Chair Fine and Members of the Police Oversight Board:

Thank you for providing your review of Civilian Complaint CPC2016-000029. In most cases I am in full agreement with the findings of the Civilian Police Oversight Agency and the Police Oversight Board. However, in some cases, after careful consideration of the available facts I am not able to agree with the findings.

In this particular case, I do not concur with the finding of sustained in the alleged violation of Albuquerque Police Department Standard Operating Procedure 1-5-2(C)(9)(e) and 2-24-3(A)(5)(f). I believe a finding of not sustained is more applicable in this matter.

400 Roma NW

Albuquerque

Please contact me if any further clarification is needed.

New Mexico 87102

Sincerely,

A handwritten signature in black ink, appearing to read "Gorden E. Eden, Jr.", written over a white background.

GORDEN E. EDEN, JR.  
Chief of Police

[www.cabq.gov](http://www.cabq.gov)

GEE/JT/jm

# CITY OF ALBUQUERQUE

*Albuquerque Police Department*



Gorden E. Eden, Jr., Chief of Police



February 28, 2017

Police Oversight Board  
C/O Civilian Police Oversight Agency  
P.O. Box 1294  
Albuquerque, NM 87103

Re: CPC2016-000067

Dear Chair Fine and Members of the Police Oversight Board:

Thank you for providing your review and recommendations in reference to Civilian Complaint CPC2016-000067. In most cases, I am in full agreement with the findings of the Civilian Police Oversight Agency and the Police Oversight Board. However, in some cases, after careful consideration of the available facts, I am not able to agree with the recommendations for discipline.

400 Roma NW

In this particular case, I do not concur with the recommendation of an 8 hour suspension in the sustained violation of Albuquerque Police Department Standard Operating Procedure. I believe a written reprimand coupled with mandated training was more applicable in this case.

Albuquerque

Please contact me if any further clarification is needed.

New Mexico 87102

Sincerely

[www.cabq.gov](http://www.cabq.gov)

A handwritten signature in black ink, appearing to read "Gorden E. Eden, Jr.", written over a horizontal line.

GORDEN E. EDEN, JR.  
Chief of Police

GEE/JT/jm

# CITY OF ALBUQUERQUE

*Albuquerque Police Department*



Gorden E. Eden, Jr., Chief of Police

February 28, 2017



Police Oversight Board  
C/O Civilian Police Oversight Agency  
P.O. Box 1294  
Albuquerque, NM 87103

Re: CPC2016-000079

Dear Chair Fine and Members of the Police Oversight Board:

Thank you for providing your review and recommendations in reference to Civilian Complaint CPC2016-000079. In most cases, I am in full agreement with the findings of the Civilian Police Oversight Agency and the Police Oversight Board. However, in some cases, after careful consideration of the available facts, I am not able to agree with the recommendations for discipline.

400 Roma NW

In this particular case, I do not concur with the recommendation of a written reprimand in the sustained violation of Albuquerque Police Department Standard Operating Procedure. I decided a more severe discipline of an 8 hour suspension was more applicable in this case.

Albuquerque

Please contact me if any further clarification is needed.

New Mexico 87102

Sincerely,

[www.cabq.gov](http://www.cabq.gov)

A handwritten signature in black ink, appearing to read "Gorden E. Eden, Jr.".

GORDEN E. EDEN, JR.  
Chief of Police

GEE/JT/jm

# CITY OF ALBUQUERQUE

*Albuquerque Police Department*



Gorden E. Eden, Jr., Chief of Police

March 2, 2017



Edward Harness, Esq., Executive Director  
Civilian Police Oversight Agency  
P.O. Box 1294  
Albuquerque, NM 87103

Re: CPC 088-16

Dear Director Harness:

Thank you for bringing your concerns in reference to CPC 088-16 to my attention. I appreciate and welcome your review of these crucial investigations. This letter seeks to respond to each issue of concern from your correspondence to me dated September 8, 2016.

**Issue of Concern #1:** "APD has a duty to report any suspected violation of the NCIC & NMLETS to the New Mexico Department of Public Safety."

400 Roma NW

**Response:** As a matter of protocol, my Emergency Communications Manager reports any alleged misuse of NCIC and NMLETS to Department of Public Safety NCIC Bureau Chief. That occurred in this case.

Albuquerque

**Issue of Concern #2:** "In addition, this case must be submitted to the Federal Bureau of Investigation"

New Mexico 87102

**Response:** The Department of Public Safety NCIC Bureau conducts a review of each referral as an investigating agency and if appropriate, makes a referral to the FBI.

www.cabq.gov

**Issue of Concern #3:** "Presently this administrative investigation is premature and incomplete. It is not acceptable for Sgt. S to make calls; pose hypothetical scenarios and claim that is a criminal investigation. APD Internal Affairs cannot conduct any portion of the criminal investigation. The administrative investigation and criminal investigation must be separate ..."

**Response:** I referred to the following directive from the CASA: "The Chief shall consult with the relevant prosecuting agency *or* federal law enforcement agency regarding the initiation of a criminal investigation."

Internal Affairs operates on my behalf and under my direction they consulted with both relevant state and federal prosecuting agencies to discuss specifics of this case and to determine whether any criminal charges were feasible. This information gathering process was not done as a substitute for a criminal investigation but as a guide for the administrative investigation. IA conducted a complete administrative investigation in accordance with CASA and SOP guidelines.

Please contact me if any further clarification is needed.

Sincerely,



GORDEN E. EDEN, JR.  
Chief of Police

GEE/jm

# CITY OF ALBUQUERQUE

Albuquerque Police Department



Gorden E. Eden, Jr., Chief of Police

February 28, 2017

Police Oversight Board  
C/O Civilian Police Oversight Agency  
P.O. Box 1294  
Albuquerque, NM 87103

Re: CPC2016-000123

Dear Chair Fine and Members of the Police Oversight Board:

Thank you for providing your review and recommendations in reference to Civilian Complaint CPC2016-000123. In most cases, I am in full agreement with the recommendations of the Civilian Police Oversight Agency and the Police Oversight Board. However, in some cases, after careful consideration of the available facts, I am not able to agree with the recommendations for discipline.

400 Roma NW

Albuquerque

New Mexico 87102

In this particular case, I *did* concur with the recommendation of a 16 hour suspension in the sustained violation of Albuquerque Police Department Standard Operating Procedure. In certain cases, in accordance with City Rules and Regulations, I hold part of the suspension in abeyance, provided the employee has no other similar infractions in a six month period. In this particular case, the officer was given a 16 hour suspension with 8 hours held in abeyance, meaning the record reflects a 16 hour suspension but the officer only lost 8 hours of pay.

Please contact me if any further clarification is needed.

[www.cabq.gov](http://www.cabq.gov)

Sincerely,

A handwritten signature in black ink, appearing to read "Gorden E. Eden, Jr.", written over a horizontal line.

GORDEN E. EDEN, JR.  
Chief of Police

GEE/JT/jm



# CITY OF ALBUQUERQUE

*Albuquerque Police Department*



Gorden E. Eden, Jr., Chief of Police



March 6, 2017

Police Oversight Board  
C/O Civilian Police Oversight Agency  
P.O. Box 1294  
Albuquerque, NM 87103

Re: CPC 2016-0000131

Dear Chair Fine and Members of the Police Oversight Board:

Thank you for providing your review of Civilian Complaint CPC2016-000131. In most cases I am in full agreement with the findings of the Civilian Police Oversight Agency and the Police Oversight Board. However, in some cases, after careful consideration of the available facts I am not able to agree with the findings.

400 Roma NW

In this particular case, I do not concur with the finding of sustained in the alleged violation of Albuquerque Police Department Standard Operating Procedure 1-4-4(D)(20). I believe a finding of not sustained is more applicable in this matter.

Albuquerque

Please contact me if any further clarification is needed.

New Mexico 87102

Sincerely,

A handwritten signature in black ink, appearing to read "Gorden E. Eden, Jr.", written over a white background.

GORDEN E. EDEN, JR.  
Chief of Police

www.cabq.gov

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# CITY OF ALBUQUERQUE

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Gorden E. Eden, Jr., Chief of Police

February 28, 2017

Police Oversight Board  
C/O Civilian Police Oversight Agency  
P.O. Box 1294  
Albuquerque, NM 87103

Re: CPC2016-000140

Dear Chair Fine and Members of the Police Oversight Board:

Thank you for providing your review of Civilian Complaint CPC2016-000140. In most cases, I am in full agreement with the findings of the Civilian Police Oversight Agency and the Police Oversight Board. However, in some cases, after careful consideration of the available facts, I am not able to agree with the findings.

In this particular case, I do not concur with the finding of exonerated in the alleged violation of Albuquerque Police Department Standard Operating Procedure 1-02-2B. I believe a finding of sustained is more applicable in this matter.

Please contact me if any further clarification is needed.

400 Roma NW

Albuquerque

New Mexico 87102

Sincerely,

A handwritten signature in black ink, appearing to read "Gorden E. Eden, Jr.", written over a printed name.

GORDEN E. EDEN, JR.  
Chief of Police

www.cabq.gov

GEE/JT/jm

# CITY OF ALBUQUERQUE

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Gorden E. Eden, Jr., Chief of Police

February 28, 2017

Police Oversight Board  
C/O Civilian Police Oversight Agency  
P.O. Box 1294  
Albuquerque, NM 87103

Re: CPC2016-000140

Dear Chair Fine and Members of the Police Oversight Board:

Thank you for providing your review and recommendations in reference to Civilian Complaint CPC2016-000140. In most cases, I am in full agreement with the recommendations of the Civilian Police Oversight Agency and the Police Oversight Board. However, in some cases, after careful consideration of the available facts, I am not able to agree with the recommendation for discipline.

400 Roma NW

In this particular case, I do not concur with the recommendation of no discipline in the sustained violation of Albuquerque Police Department Standard Operating Procedure. I believe a written reprimand is more applicable in this case.

Albuquerque

Please contact me if any further clarification is needed.

New Mexico 87102

Sincerely,

A handwritten signature in black ink, appearing to read "Gorden E. Eden, Jr.", written over a white background.

[www.cabq.gov](http://www.cabq.gov)

GORDEN E. EDEN, JR.  
Chief of Police

GEE/JT/jm