**CIVILIAN POLICE OVERSIGHT AGENCY**
**Civilian Police Oversight Agency Board**
*Patricia J. French, Chair*        *Jesse Crawford, Vice Chair*   *Greg Jackson*
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Deirdre Ewing, Executive Director

November 15, 2022

Harold Medina, Chief of Police
C/O Internal Affairs Unit
Albuquerque Police Department
400 Roma NW
Albuquerque, NM 87102

**RE: APD Case #21-0011959, IAFD Case #F2021-000072**

Dear Chief Medina,

My review of this case included:

- Computer Aided Dispatch Reports
- APD Field Reports
- Multi-Agency Task Force Reports
- On Body Recording Device Videos
- APD Policy 2-52 Use of Force
- FRB slideshow

Please note that this is an older case and that the Force Review Board would have been attended by my predecessor, former Executive Director Ed Harness.

My review of the evidence shows that on February 13, 2021, Officer #1 spotted the subject, Mr. G, on a property which Officer #1 knew had been deemed substandard by the city and which was not supposed to have any people on the property. As Officer #1 approached the property to speak with Mr. G, Mr. G fled on foot.

Officer #1 gave chase. He shouted after Mr. G to stop and identified himself as Police. Mr. G ignored the officer's commands.

As the chase proceeded, Mr. G turned and fired at Officer #1. Officer #1 felt something hit his face (it was later discovered that ricocheted material struck him in the lip). Mr. G shot at Officer #1 again, repeatedly. Officer #1 returned fire. In all, Officer #1 wound up firing 18 rounds during this exchange of fire.

Mr. G wound up hiding from officers in an abandoned refrigerator on the property. He was eventually taken into custody by other officers. He was not injured in the incident.

**Finding:** The CPOA finds that the uses of force in this matter (the shots fired by Officer #1) were, by a preponderance of the evidence, **within policy**. These uses of force did not violate APD policies, procedures, or training.

Sincerely,

*Deirdre Ewing*

Deirdre Ewing
Executive Director
Civilian Police Oversight Agency