

CITY OF ALBUQUERQUE



Civilian Police Oversight Agency

Finding Letters of the CPOA

The CPOA Executive Director's findings in each case are listed below. The following notifications of the findings were provided to the citizen(s) during December 2025. If applicable, these findings will become part of the officer's file.

068-25	069-25	076-25	109-25	157-25
161-25	163-25	164-25	167-25	169-25
170-25	173-25	178-25	179-25	180-25
181-25	184-25	188-25	195-25	244-25

PO Box 1293

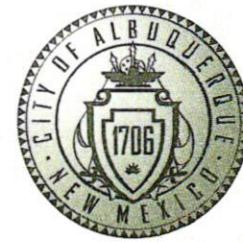
Albuquerque

NM 87103

www.cabq.gov

CITY OF ALBUQUERQUE

CIVILIAN POLICE OVERSIGHT AGENCY



December 10, 2025

Via Email

RE: CPC # 068-25

COMPLAINT:

PO Box 1293
Albuquerque
NM 87103

On 04/14/2025, R submitted complaint to the (CPOA) staff regarding an incident that occurred on 04/06/2025 at 1200 hours near 98th Street and Central Avenue. Mr. R reported that he called 911 regarding a missing water meter. Mr. R reported that he was concerned because Officer W asked his foreman if Mr. R was violent. Mr. R reported that he did not expect to be treated like a criminal or judged because of his past. Mr. R did not participate in the investigative process.

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EVIDENCE REVIEWED:

Video(s): Yes APD Report(s): Yes CAD Report(s): Yes

Complainant Interviewed: No Witness(es) Interviewed: No

APD Employee Interviewed: Yes

APD Employee Involved: Officer G

Other Materials: Email Communications

Date Investigation Completed: July 22, 2025

FINDINGS

1. **Unfounded.** Investigation classification when the investigator(s) determines, by clear and convincing evidence, that alleged misconduct did not occur or did not involve the subject officer.

2. **Sustained.** Investigation classification when the investigator(s) determines, by a preponderance of the evidence, the alleged misconduct did occur by the subject officer.

3. **Not Sustained.** Investigation classification when the investigator(s) is unable to determine one way or the other, by a preponderance of the evidence, whether the alleged misconduct either occurred or did not occur.

Policies Reviewed: 1.1.5.A.4

4. **Exonerated.** Investigation classification where the investigator(s) determines, by a preponderance of the evidence, that alleged conduct in the underlying complaint did occur but did not violate APD policies, procedures, or training.

5. **Sustained Violation Not Based on Original Complaint.** Investigation classification where the investigator(s) determines, by a preponderance of the evidence, misconduct did occur that was not alleged in the original complaint (whether CPC or internal complaint) but that other misconduct was discovered during the investigation, and by a preponderance of the evidence, that misconduct did occur.

6. **Administratively Closed.** Investigation classification where the investigator determines: The policy violations of a minor nature and do not constitute a pattern of misconduct (i.e. a violation subject to a class 7 sanction, -the allegations are duplicative; -the allegations, even if true, do not constitute misconduct; or -the investigation cannot be conducted because of the lack of information in the complaint, and further investigation would be futile).

Additional Comments:

1.1.5.A.4- It was determined that Officer G did call Mr. R [REDACTED] Foreman; however, during the conversation, Officer G did not ask him if Mr. R [REDACTED] was a violent person, nor did he say or do anything that would violate the policy in question.

You have the right to appeal this decision. If you are not satisfied with the findings and/or recommendations of the CPOA Executive Director within 30 calendar days (inclusive of holidays and weekends) of receipt of this letter, communicate your desire to have an appeal hearing before the CPOA Advisory Board in a signed writing addressed to the CPOA Director. Please send your request to P.O. Box 1293, Albuquerque, NM 87103, or by email to CPOA@cabq.gov. Include your CPC number. Upon receipt of the communication, a hearing on the matter will be scheduled at the Board's next regularly scheduled meeting provided there is at least 14 business days between the receipt of the request and the next meeting. In order for the Advisory Board to modify the Director's findings, your appeal must demonstrate one or more of the following:

- 1) A policy was misapplied in the evaluation of the complaint;
- 2) That the findings or recommendations were arbitrary, capricious or constituted an abuse of discretion; or
- 3) that the findings and recommendations were not consistent with the record evidence.

Administratively closed complaints may be re-opened if additional information becomes available. Please provide your additional information in writing to the CPOA Director as listed above.

If you are not satisfied with the final disciplinary decision of the Chief of Police or any matter relating to the Chief's handling of the complaint you may request a review of the complaint by the City's Chief Administrative Officer. Your request must be in writing and within 30 calendar days (inclusive of holidays and weekends) of receipt of this letter. Include your CPC number.

If you have a computer available, we would greatly appreciate your completing our client survey form at <http://www.cabq.gov/cpoa/survey>. There was a delay in the issuance of findings due to multiple staff changes including investigators and the Executive Director along with a high volume of investigations and reviews to process. Thank you for your patience and participation in the process of civilian oversight of the police, ensuring officers and personnel of the APD are held accountable, and improving the process.

Sincerely,
The Civilian Police Oversight Agency by



Diane McDermott
Executive Director
(505) 924-3770

cc: Albuquerque Police Department Chief of Police

CITY OF ALBUQUERQUE

CIVILIAN POLICE OVERSIGHT AGENCY



December 10, 2025

Via Email

Re: CPC # 068-25

COMPLAINT:

PO Box 1293

Albuquerque

NM 87103

On 04/14/2025, R submitted complaint to the (CPOA) staff regarding an incident that occurred on 04/06/2025 at 1200 hours near 98th Street and Central Avenue. Mr. R reported that he called 911 regarding a missing water meter. Mr. R reported that Officer W was unprofessional, questioned his whereabouts on Saturday, and violated his rights by threatening to take him to jail when he had no probable cause to do so. Mr. R reported that he was concerned because Officer W asked his foreman if Mr. R was violent. Mr. R reported that APD was there to protect and serve, and Mr. R didn't expect to get treated like a criminal; he wanted APD not to judge him because of his past. Mr. R did not participate in the investigative process.

www.cabq.gov

EVIDENCE REVIEWED:

Video(s): Yes

APD Report(s): Yes

CAD Report(s): Yes

Complainant Interviewed: No

Witness(es) Interviewed: No

APD Employee Interviewed: Yes

APD Employee Involved: Officer W

Other Materials: Email Communications

Date Investigation Completed: July 22, 2025

FINDINGS

Policies Reviewed: 1.1.5.A.4

1. Unfounded. Investigation classification when the investigator(s) determines, by clear and convincing evidence, that alleged misconduct did not occur or did not involve the subject officer.

2. Sustained. Investigation classification when the investigator(s) determines, by a preponderance of the evidence, the alleged misconduct did occur by the subject officer.

3. Not Sustained. Investigation classification when the investigator(s) is unable to determine one way or the other, by a preponderance of the evidence, whether the alleged misconduct either occurred or did not occur.

4. Exonerated. Investigation classification where the investigator(s) determines, by a preponderance of the evidence, that alleged conduct in the underlying complaint did occur but did not violate APD policies, procedures, or training.

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Additional Comments:

1.1.5.A.4 - A review of the OBRD recordings was completed, and it showed that Officer W was not disrespectful towards Mr. R. Officer W attempted to gather information from Mr. R based on his reason for calling the police. Officer W did tell Mr. R that he could take him to jail if he attempted to file a false police report, which was not a violation of Mr. R rights. Mr. R became aggressive and was cursing at Officer W. Officers were not trying to locate him due to the interaction between him and Officer W, but because of another reported incident.

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Sincerely,
The Civilian Police Oversight Agency by



Diane McDermott
Executive Director
(505) 924-3770

cc: Albuquerque Police Department Chief of Police

CITY OF ALBUQUERQUE

CIVILIAN POLICE OVERSIGHT AGENCY



December 10, 2025

Via Email

Re: CPC # 069-25

COMPLAINT:

PO Box 1293

Albuquerque

NM 87103

www.cabq.gov

On 04/15/2025, S submitted a telephone complaint to the Civilian Police Oversight Agency (CPOA) staff regarding an incident that occurred on 01/23/2025 at 1923 Silver Avenue Southeast. Mr. S reported that he called the police regarding an assault, but Officer S did not file a report or charges. Officer S told Mr. S that he could not file charges because he did not run away after being assaulted with a knife. Mr. S reported that Officer S was dismissive and did not want to listen to his reasoning for not running away, which Officer S told him he didn't need to know.

EVIDENCE REVIEWED:

Video(s): Yes

APD Report(s): Yes

CAD Report(s): Yes

Complainant Interviewed: Yes

Witness(es) Interviewed: No

APD Employee Interviewed: No

APD Employee Involved: Officer S (former)

Other Materials: Email Communications

Date Investigation Completed: August 8, 2025

FINDINGS

Policies Reviewed: 1.1.5.A.1 and 2.60.4.C.1.e

1. Unfounded. Investigation classification when the investigator(s) determines, by clear and convincing evidence, that alleged misconduct did not occur or did not involve the subject officer.

2. Sustained. Investigation classification when the investigator(s) determines, by a preponderance of the evidence, the alleged misconduct did occur by the subject officer.

3. Not Sustained. Investigation classification when the investigator(s) is unable to determine one way or the other, by a preponderance of the evidence, whether the alleged misconduct either occurred or did not occur.

4. Exonerated. Investigation classification where the investigator(s) determines, by a preponderance of the evidence, that alleged conduct in the underlying complaint did occur but did not violate APD policies, procedures, or training.

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Additional Comments:

1.1.5.A.1 - A review of the OBRD videos showed that Officer S did not violate the policy in question. Officer S conducted his investigation professionally by being respectful and courteous to all parties involved.

2.60.4.C.1.e - It was determined that Officer S did not violate the policy in question. Officer S and the assisting officers interviewed all parties involved to determine whether a crime had been committed. After reviewing all the evidence, Officer S took on all tasks to complete his preliminary investigation. Officer S documented his preliminary investigation through his OBRD and an APD police report.

You have the right to appeal this decision. If you are not satisfied with the findings and/or recommendations of the CPOA Executive Director within 30 calendar days (inclusive of holidays and weekends) of receipt of this letter, communicate your desire to have an appeal hearing before the CPOA Advisory Board in a signed writing addressed to the CPOA Director. Please send your request to P.O. Box 1293, Albuquerque, NM 87103, or by email to CPOA@cabq.gov. Include your CPC number. Upon receipt of the communication, a hearing on the matter will be scheduled at the Board's next regularly scheduled meeting provided there is at least 14 business days between the receipt of the request and the next meeting. In order for the Advisory Board to modify the Director's findings, your appeal must demonstrate one or more of the following:

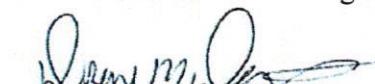
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Sincerely,
The Civilian Police Oversight Agency by



Diane McDermott
Executive Director
(505) 924-3770

cc: Albuquerque Police Department Chief of Police

CITY OF ALBUQUERQUE

CIVILIAN POLICE OVERSIGHT AGENCY



December 19, 2025

Via Email

Re: CPC # 076-25

COMPLAINT:

PO Box 1293

Albuquerque

NM 87103

On 04/21/2025, G submitted a handwritten complaint to the Civilian Police Oversight Agency (CPOA) staff regarding an incident that occurred on the morning of 04/02/2025 at [REDACTED]. Ms. G reported that Officer M spoke with her after speaking with the maintenance personnel and told her he didn't believe her statement because she had made false police reports. Ms. G reported that in the past Officer M had been upset because her son had a mental breakdown, and she wanted him admitted to the hospital, while Officer M wanted to take him to jail. Officer M told Ms. that her son could not be a witness even though he had seen the entire incident. Ms. reported that Officer M's decision not to charge G was biased.

www.cabq.gov

EVIDENCE REVIEWED:

Video(s): Yes

APD Report(s): Yes

CAD Report(s): Yes

Complainant Interviewed: Yes

Witness(es) Interviewed: Yes

APD Employee Interviewed: Yes

APD Employee Involved: Officer M

Other Materials: Email Communications

Date Investigation Completed: August 14, 2025

FINDINGS

Policies Reviewed: 1.1.5.A.1; Professionalism, 1.1.5.A.2; Disability & Gender, & 2.60.4.A.2.a

1. Unfounded. Investigation classification when the investigator(s) determines, by clear and convincing evidence, that alleged misconduct did not occur or did not involve the subject officer.

2. Sustained. Investigation classification when the investigator(s) determines, by a preponderance of the evidence, the alleged misconduct did occur by the subject officer.

3. Not Sustained. Investigation classification when the investigator(s) is unable to determine one way or the other, by a preponderance of the evidence, whether the alleged misconduct either occurred or did not occur.

4. Exonerated. Investigation classification where the investigator(s) determines, by a preponderance of the evidence, that alleged conduct in the underlying complaint did occur but did not violate APD policies, procedures, or training.

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6. Administratively Closed. Investigation classification where the investigator determines: The policy violations of a minor nature and do not constitute a pattern of misconduct (i.e. a violation subject to a class 7 sanction, -the allegations are duplicative; -the allegations, even if true, do not constitute misconduct; or -the investigation cannot be conducted because of the lack of information in the complaint, and further investigation would be futile.

Additional Comments:

1.1.5.A.1: It was determined through OBRD Video review that Officer M did not tell Ms. Garley or her son that he did not believe their story. Officer M acted professionally and offered empathy for Ms. Garley's situation, and was not rude to them.

1.1.5.A.2: It was determined that Officer M did not discriminate against Ms. G for being a woman, or her son, Mr. P for being disabled.

2.60.4.A.2.a: It was determined that Officer M conducted an investigation into an alleged sexual assault and determined whether or not enough evidence was presented to him to charge the maintenance man with a crime. He concluded that there was insufficient evidence to support filing any charges at that time, and documented what each party reported to him in the incident report and provided the incident report number to Ms. G.

You have the right to appeal this decision. If you are not satisfied with the findings and/or recommendations of the CPOA Executive Director within 30 calendar days (inclusive of holidays and weekends) of receipt of this letter, communicate your desire to have an appeal hearing before the CPOA Advisory Board in a signed writing addressed to the CPOA Director. Please send your request to P.O. Box 1293, Albuquerque, NM 87103, or by email to CPOA@cabq.gov. Include your CPC number. Upon receipt of the communication, a hearing on the matter will be scheduled at the Board's next regularly scheduled meeting provided there is at least 14 business days between the receipt of the request and the next meeting. In order for the Advisory Board to modify the Director's findings, your appeal must demonstrate one or more of the following:

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Sincerely,
The Civilian Police Oversight Agency by



Diane McDermott
Executive Director
(505) 924-3770

cc: Albuquerque Police Department Chief of Police

CITY OF ALBUQUERQUE



CIVILIAN POLICE OVERSIGHT AGENCY

December 22, 2025

Via Certified Mail

Re: CPC # 109-25

COMPLAINT:

PO Box 1293

Albuquerque

NM 87103

www.cabq.gov

On 06/03/2025, A submitted a telephone complaint to the Civilian Police Oversight Agency (CPOA) staff regarding an incident that occurred on 06/03/2025 at 1030 hours at 9251 Eagle Ranch Road Northwest, Apartment 922. Ms. A reported that she called 911, and the responding officer was disrespectful and rude and told her that he was going to advise APD Communications not to allow her to call 911.

EVIDENCE REVIEWED:

Video(s): Yes

APD Report(s): Yes

CAD Report(s): Yes

Complainant Interviewed: Yes

Witness(es) Interviewed: N/A

APD Employee Interviewed: Yes

APD Employee Involved: Officer D

Other Materials: Email Communications

Date Investigation Completed: September 24, 2025

FINDINGS

Policies Reviewed: 1.1.5.A.4: General Conduct and Responsibilities

1. Unfounded. Investigation classification when the investigator(s) determines, by clear and convincing evidence, that alleged misconduct did not occur or did not involve the subject officer.

2. Sustained. Investigation classification when the investigator(s) determines, by a preponderance of the evidence, the alleged misconduct did occur by the subject officer.

3. Not Sustained. Investigation classification when the investigator(s) is unable to determine one way or the other, by a preponderance of the evidence, whether the alleged misconduct either occurred or did not occur.

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Additional Comments:

1.1.5.A.4: It was determined that Officer D did not act rudely or provide false information to Ms. A. Ms. A alleged that Officer D's demeanor and tone was inappropriate; however, no specific statements or conduct were identified that would support a finding of rudeness or unprofessional behavior. The evidence reflects that Officer D remained professional and attempted to de-escalate the interaction while providing information regarding her children. There is no indication that Officer D intended to mislead Ms. A or provided false information. Officer D informed her that the children were in state custody, which could mean foster care or placement with another family member. Officer D explained that APD had no authority to intervene in the matters of custody of the children. The evidence showed Officer D cautioned Ms. A about calling police for the same issue, but he never told her she could not call 911 ever again.

You have the right to appeal this decision. If you are not satisfied with the findings and/or recommendations of the CPOA Executive Director within 30 calendar days (inclusive of holidays and weekends) of receipt of this letter, communicate your desire to have an appeal hearing before the CPOA Advisory Board in a signed writing addressed to the CPOA Director. Please send your request to P.O. Box 1293, Albuquerque, NM 87103, or by email to CPOA@cabq.gov. Include your CPC number. Upon receipt of the communication, a hearing on the matter will be scheduled at the Board's next regularly scheduled meeting provided there is at least 14 business days between the receipt of the request and the next meeting. In order for the Advisory Board to modify the Director's findings, your appeal must demonstrate one or more of the following:

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Sincerely,
The Civilian Police Oversight Agency by



Diane McDermott
Executive Director
(505) 924-3770

cc: Albuquerque Police Department Chief of Police

CITY OF ALBUQUERQUE



CIVILIAN POLICE OVERSIGHT AGENCY

December 11, 2025

Via Email

Re: CPC # 157-25

COMPLAINT:

PO Box 1293

Albuquerque

NM 87103

www.cabq.gov

On 07/28/2025, V G submitted an online complaint to the CPOA regarding an incident that occurred on 07/28/2025. Ms. V G reported that Officer S had worn a different nametag and badge number on his uniform than during a previous encounter. Officer S scolded her for calling about getting punched by someone, scolded her for calling about getting sprayed with sulfuric acid, and complained about her calling 242-COPS, which he said was 911 abuse. Officer S was rude, insulting, disrespectful, and discriminated against women.

EVIDENCE REVIEWED:

Video(s): Yes APD Report(s): N/A CAD Report(s): Yes

Complainant Interviewed: No Witness(es) Interviewed: N/A

APD Employee Interviewed: Yes

APD Employee Involved: Officer S

Other Materials: Email Communications

Date Investigation Completed: November 18, 2025

FINDINGS

Policies Reviewed: 1.1.5.A.2 (Conduct)

1. Unfounded. Investigation classification when the investigator(s) determines, by clear and convincing evidence, that alleged misconduct did not occur or did not involve the subject officer.

Policies Reviewed: 1.1.5.A.4 (Conduct)

2. Sustained. Investigation classification when the investigator(s) determines, by a preponderance of the evidence, the alleged misconduct did occur by the subject officer.

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Additional Comments:

1.1.5.A.2: It was determined that there was no indication or evidence to support that Officer S discriminated against women.

1.1.5.A.4: Officer S in this incident failed to conduct an investigation or consider the objective information on the CAD about hearing yelling and admissions of being struck. Officer S dismissed her claims when she explained the perpetrator was one she has had conflicts with before and referred to previous incidents. Officer S did not take steps to determine if the individual was still present or if any charges were appropriate. A report was not taken. A caution of a charge over 911 abuse was quickly given without establishing if an incident occurred, based on Officer S' past experience with Ms. V G and assumptions.

There was no indication Officer S was wearing a different nametag.
The CPOA recommends a 16 hour suspension.

You have the right to appeal this decision. If you are not satisfied with the findings and/or recommendations of the CPOA Executive Director within 30 calendar days (inclusive of holidays and weekends) of receipt of this letter, communicate your desire to have an appeal hearing before the CPOA Advisory Board in a signed writing addressed to the CPOA Director. Please send your request to P.O. Box 1293, Albuquerque, NM 87103, or by email to CPOA@cabq.gov. Include your CPC number. Upon receipt of the communication, a hearing on the matter will be scheduled at the Board's next regularly scheduled meeting provided there is at least 14 business days between the receipt of the request and the next meeting. In order for the Advisory Board to modify the Director's findings, your appeal must demonstrate one or more of the following:

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If you are not satisfied with the final disciplinary decision of the Office of Police Reform or any matter relating to the Office of Police Reform's handling of the complaint you may request a review of the complaint by the City's Chief Administrative Officer by sending a letter to the Office of the Mayor, P.O. Box 1293, Albuquerque, NM 87103. Your request must be in writing and within 30 calendar days (inclusive of holidays and weekends) of receipt of the Office of Police Reform letter. Include your CPC number. The review by the Chief Administrative Officer is independent of the Advisory Board.

If you have a computer available, we would greatly appreciate your completing our client survey form at <http://www.cabq.gov/cpoa/survey>. Thank you for participating in the process of civilian oversight of the police, ensuring officers and personnel of the APD are held accountable, and improving the process.

Sincerely,
The Civilian Police Oversight Agency by



Diane McDermott
Executive Director
(505) 924-3770

cc: Albuquerque Police Department Chief of Police

CITY OF ALBUQUERQUE

CIVILIAN POLICE OVERSIGHT AGENCY



December 11, 2025

To File

Re: CPC # 161-25

COMPLAINT:

PO Box 1293
Albuquerque
NM 87103

On 07/30/2025, [J] submitted a telephone complaint to the CPOA staff regarding an incident that occurred on 07/28/2025 at 1430 hours. Mr. J reported that the owner of the Chocolate Dude reported that he was in front of his building when he was not, and that he was harassed.

www.cabq.gov

EVIDENCE REVIEWED:

Video(s): Yes APD Report(s): Yes CAD Report(s): Yes

Complainant Interviewed: No Witness(es) Interviewed: N/A

APD Employee Interviewed: Yes

APD Employee Involved: Officer A

Other Materials: Email Communications and Criminal Trespass Notice.

Date Investigation Completed: November 14, 2025

FINDINGS

Policies Reviewed: 2.103.4.A.1.a

1. Unfounded. Investigation classification when the investigator(s) determines, by clear and convincing evidence, that alleged misconduct did not occur or did not involve the subject officer.

2. Sustained. Investigation classification when the investigator(s) determines, by a preponderance of the evidence, the alleged misconduct did occur by the subject officer.

3. Not Sustained. Investigation classification when the investigator(s) is unable to determine one way or the other, by a preponderance of the evidence, whether the alleged misconduct either occurred or did not occur.

4. Exonerated. Investigation classification where the investigator(s) determines, by a preponderance of the evidence, that alleged conduct in the underlying complaint did occur but did not violate APD policies, procedures, or training.

Policies Reviewed: 2.16.5.C.1 & 2.103.4.A.1.e

5. Sustained Violation Not Based on Original Complaint. Investigation classification where the investigator(s) determines, by a preponderance of the evidence, misconduct did occur that was not alleged in the original complaint (whether CPC or internal complaint) but that other misconduct was discovered during the investigation, and by a preponderance of the evidence, that misconduct did occur.

6. Administratively Closed. Investigation classification where the investigator determines: The policy violations of a minor nature and do not constitute a pattern of misconduct (i.e. a violation subject to a class 7 sanction, -the allegations are duplicative; -the allegations, even if true, do not constitute misconduct; or -the investigation cannot be conducted because of the lack of information in the complaint, and further investigation would be futile).

Additional Comments:

2.103.4.A.1.a: Mr. J : said he was not in front of the business and being harassed. The evidence showed that he was blocking the entrance of the business and that a trespass notice was appropriate. No evidence showed harassment by officers.

2.16.5.C.1: It was determined that Officer A failed to create and submit the report on 07/28/2025 and did not seek supervisor approval to delay the submission of the report beyond the end of his shift.

2.103.4.A.1.e: It was determined that Officer A failed to redact the Social Security Number and date of Birth information as required by policy and in accordance with New Mexico State Statutes.

The CPOA recommends a written reprimand.

You have the right to appeal this decision. If you are not satisfied with the findings and/or recommendations of the CPOA Executive Director within 30 calendar days (inclusive of holidays and weekends) of receipt of this letter, communicate your desire to have an appeal hearing before the CPOA Advisory Board in a signed writing addressed to the CPOA Director. Please send your request to P.O. Box 1293, Albuquerque, NM 87103, or by email to CPOA@cabq.gov. Include your CPC number. Upon receipt of the communication, a hearing on the matter will be scheduled at the Board's next regularly scheduled meeting provided there is at least 14 business days between the receipt of the request and the next meeting. In order for the Advisory Board to modify the Director's findings, your appeal must demonstrate one or more of the following:

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- 3) that the findings and recommendations were not consistent with the record evidence.

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Sincerely,
The Civilian Police Oversight Agency by



Diane McDermott
Executive Director
(505) 924-3770

cc: Albuquerque Police Department Chief of Police

CITY OF ALBUQUERQUE

CIVILIAN POLICE OVERSIGHT AGENCY



December 22, 2025

Via Email

Re: CPC # 163-25

COMPLAINT:

PO Box 1293
Albuquerque
NM 87103

Ms. E (A) submitted a complaint reporting that Officer I collected identifying information from an individual at PresNow, who was also identified as Ms. E (A) reported Officer I did not verify the individual's identity or use a database to confirm her information. She reported receiving a criminal summons that included her maiden name and personal information. Ms. E (A) reported that Officer I told her he obtained the information from a driver's license provided by the individual and that he did not notice that the individual's physical appearance and age did not match.

www.cabq.gov

EVIDENCE REVIEWED:

Video(s): Yes APD Report(s): Yes CAD Report(s): Yes

Complainant Interviewed: Yes Witness(es) Interviewed: N/A

APD Employee Interviewed: Yes

APD Employee Involved: Officer I

Other Materials: Email Communications and Court Documents

Date Investigation Completed: November 13, 2025

FINDINGS

1. Unfounded. Investigation classification when the investigator(s) determines, by clear and convincing evidence, that alleged misconduct did not occur or did not involve the subject officer.

Policies Reviewed: 1.1.6.C.1 (Conduct)

2. Sustained. Investigation classification when the investigator(s) determines, by a preponderance of the evidence, the alleged misconduct did occur by the subject officer.

3. Not Sustained. Investigation classification when the investigator(s) is unable to determine one way or the other, by a preponderance of the evidence, whether the alleged misconduct either occurred or did not occur.

4. Exonerated. Investigation classification where the investigator(s) determines, by a preponderance of the evidence, that alleged conduct in the underlying complaint did occur but did not violate APD policies, procedures, or training.

Policies Reviewed: 2.16.5.C.1 (Reports)

5. Sustained Violation Not Based on Original Complaint. Investigation classification where the investigator(s) determines, by a preponderance of the evidence, misconduct did occur that was not alleged in the original complaint (whether CPC or internal complaint) but that other misconduct was discovered during the investigation, and by a preponderance of the evidence, that misconduct did occur.

6. Administratively Closed. Investigation classification where the investigator determines: The policy violations of a minor nature and do not constitute a pattern of misconduct (i.e. a violation subject to a class 7 sanction, -the allegations are duplicative; -the allegations, even if true, do not constitute misconduct; or -the investigation cannot be conducted because of the lack of information in the complaint, and further investigation would be futile).

Additional Comments:

1.1.6.C.1: It was determined that Officer I used Ms. E () 's personal identifiers during an investigation, resulting in a criminal summons being issued to her. The identifiers actually provided to him during his investigation were not factually used. The individual who had provided the identifiers did not present an ID card, contrary to what Officer I told Ms. E () and instead used a database. The wrong information was selected in the report program. Officer I tried to email to dismiss charges, but acknowledged he had not gone to court as he had forgotten about them. It was also noted that Officer I failed to appear in court, as he indicated, and the New Mexico Courts Case Detail Report showed that the case was dismissed on 10/02/2025 because the prosecutor failed to appear.

2.16.5.C.1: It was determined that Officer I failed to submit report 250053280 by the end of his shift as required and did not obtain a supervisor's approval to delay its submission. The CPOA recommends a written reprimand and a verbal reprimand for the two different violations.

You have the right to appeal this decision. If you are not satisfied with the findings and/or recommendations of the CPOA Executive Director within 30 calendar days (inclusive of holidays and weekends) of receipt of this letter, communicate your desire to have an appeal hearing before the CPOA Advisory Board in a signed writing addressed to the CPOA Director. Please send your request to P.O. Box 1293, Albuquerque, NM 87103, or by email to CPOA@cabq.gov. Include your CPC number. Upon receipt of the communication, a hearing on the matter will be scheduled at the Board's next regularly scheduled meeting provided there is at least 14 business days between the receipt of the request and the next meeting. In order for the Advisory Board to modify the Director's findings, your appeal must demonstrate one or more of the following:

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Sincerely,
The Civilian Police Oversight Agency by



Diane McDermott
Executive Director
(505) 924-3770

cc: Albuquerque Police Department Chief of Police

CITY OF ALBUQUERQUE

CIVILIAN POLICE OVERSIGHT AGENCY



December 22, 2025

Via Email

Re: CPC # 164-25

COMPLAINT:

PO Box 1293

Albuquerque

NM 87103

www.cabq.gov

Mr. [REDACTED] filed an online complaint with the Civilian Police Oversight Agency on 07/31/2025, regarding an incident at [REDACTED]. He reported that,

after calling police about a theft case involving a moving company (case #250058784), an officer told him it was a civil matter rather than criminal. Mr. [REDACTED] felt this response was due to laziness, described the officer's manner as rude and condescending, and objected to the officer's refusal to spell the officer's name. He also believed the officers treated him unfairly and appeared to side with alleged criminals over law-abiding citizens.

EVIDENCE REVIEWED:

Video(s): Yes

APD Report(s): Yes

CAD Report(s): Yes

Complainant Interviewed: Yes

Witness(es) Interviewed: N/A

APD Employee Interviewed: Yes

APD Employee Involved: Officer M

Other Materials: Emails

Date Investigation Completed: November 20, 2025

FINDINGS

1. **Unfounded.** Investigation classification when the investigator(s) determines, by clear and convincing evidence, that alleged misconduct did not occur or did not involve the subject officer.

Policies Reviewed: 1.1.6.A.2.b

2. **Sustained.** Investigation classification when the investigator(s) determines, by a preponderance of the evidence, the alleged misconduct did occur by the subject officer.

3. **Not Sustained.** Investigation classification when the investigator(s) is unable to determine one way or the other, by a preponderance of the evidence, whether the alleged misconduct either occurred or did not occur.

Policies Reviewed: 1.1.5.A.4

4. **Exonerated.** Investigation classification where the investigator(s) determines, by a preponderance of the evidence, that alleged conduct in the underlying complaint did occur but did not violate APD policies, procedures, or training.

5. **Sustained Violation Not Based on Original Complaint.** Investigation classification where the investigator(s) determines, by a preponderance of the evidence, misconduct did occur that was not alleged in the original complaint (whether CPC or internal complaint) but that other misconduct was discovered during the investigation, and by a preponderance of the evidence, that misconduct did occur.

6. **Administratively Closed.** Investigation classification where the investigator determines: The policy violations of a minor nature and do not constitute a pattern of misconduct (i.e. a violation subject to a class 7 sanction, -the allegations are duplicative; -the allegations, even if true, do not constitute misconduct; or -the investigation cannot be conducted because of the lack of information in the complaint, and further investigation would be futile.

Additional Comments:

1.1.5.A.4 The video showed Officer M expressed empathy for Mr. S [REDACTED], but explained why the situation was civil and not criminal, as the previous officers had determined. Mr. S [REDACTED] disagreed and became loud and verbally abusive. He brought up that if he were a senator, things would be done differently. Officer M advised that he was not a senator, but everything would be done the same way. Officer M advised that decisions were not made based on appearances.

1.1.6.A.2.b The video showed Mr. S [REDACTED] asking how to spell the officer's name several times. Officer M responded that it was a common name and he was not required to spell it out. Policy states that when repeated requests are made, it (name) shall be provided in writing. Since this was a phone call, spelling it would be in keeping with the policy intent.

The CPOA recommends a written reprimand.

You have the right to appeal this decision. If you are not satisfied with the findings and/or recommendations of the CPOA Executive Director within 30 calendar days (inclusive of holidays and weekends) of receipt of this letter, communicate your desire to have an appeal hearing before the CPOA Advisory Board in a signed writing addressed to the CPOA Director. Please send your request to P.O. Box 1293, Albuquerque, NM 87103, or by email to CPOA@cabq.gov. Include your CPC number. Upon receipt of the communication, a hearing on the matter will be scheduled at the Board's next regularly scheduled meeting provided there is at least 14 business days between the receipt of the request and the next meeting. In order for the Advisory Board to modify the Director's findings, your appeal must demonstrate one or more of the following:

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Sincerely,
The Civilian Police Oversight Agency by



Diane McDermott
Executive Director
(505) 924-3770

cc: Albuquerque Police Department Chief of Police

CITY OF ALBUQUERQUE

CIVILIAN POLICE OVERSIGHT AGENCY



December 22, 2025

Via Email

Re: CPC # 167-25

COMPLAINT:

PO Box 1293
Albuquerque
NM 87103

On 08/05/2025, [REDACTED] submitted a hand-delivered complaint to the CPOA regarding an incident that occurred on 05/30/2025. Mr. T [REDACTED] reported that PSA D filed a false crash report, which Sergeant E approved and condoned. Mr. T [REDACTED] alleged that it was a "blatant cover-up of a crime" and that "willful misconduct" was committed by PSA D for filing falsified crash report 250043895.

www.cabq.gov

EVIDENCE REVIEWED:

Video(s): Yes APD Report(s): Yes CAD Report(s): Yes

Complainant Interviewed: Yes Witness(es) Interviewed: Yes

APD Employee Interviewed: Yes

APD Employee Involved: PSA D

Other Materials: Email Communications & Metro Security Reports.

Date Investigation Completed: November 20, 2025

FINDINGS

Policies Reviewed: 1.1.6.A.6.a (Reports) & & 1.4.4.2.a (biased based)

1. **Unfounded.** Investigation classification when the investigator(s) determines, by clear and convincing evidence, that alleged misconduct did not occur or did not involve the subject officer.

Policies Reviewed: 2.60.4.C.1.e (Preliminary Investigations)

2. **Sustained.** Investigation classification when the investigator(s) determines, by a preponderance of the evidence, the alleged misconduct did occur by the subject officer.

3. **Not Sustained.** Investigation classification when the investigator(s) is unable to determine one way or the other, by a preponderance of the evidence, whether the alleged misconduct either occurred or did not occur.

4. **Exonerated.** Investigation classification where the investigator(s) determines, by a preponderance of the evidence, that alleged conduct in the underlying complaint did occur but did not violate APD policies, procedures, or training.

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Additional Comments:

1.1.6.A.6.a: PSA D completed the crash report, which appeared to be mostly consistent with the available evidence. There was no evidence supporting an intentionally falsified report. PSA D listed perception items on the report under contributing factors, and Mr. T was reportedly crossing against the light. The CPOA does not have the jurisdiction to investigate the actual crash or any actions by individuals from other departments. 1.4.4.2.a: PSA D was professional and took Mr. T statement. Mr. T expressed distrust of APD, but was treated respectfully. There was no evidence of bias-based policing or cover-up. 2.60.4.C.1.e: PSA D checked RTCC for videos at the intersection, but did not check surrounding cameras or collect witness statements.

The CPOA recommends a written reprimand.

You have the right to appeal this decision. If you are not satisfied with the findings and/or recommendations of the CPOA Executive Director within 30 calendar days (inclusive of holidays and weekends) of receipt of this letter, communicate your desire to have an appeal hearing before the CPOA Advisory Board in a signed writing addressed to the CPOA Director. Please send your request to P.O. Box 1293, Albuquerque, NM 87103, or by email to CPOA@cabq.gov. Include your CPC number. Upon receipt of the communication, a hearing on the matter will be scheduled at the Board's next regularly scheduled meeting provided there is at least 14 business days between the receipt of the request and the next meeting. In order for the Advisory Board to modify the Director's findings, your appeal must demonstrate one or more of the following:

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The Civilian Police Oversight Agency by

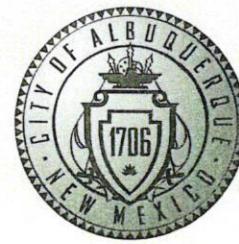


Diane McDermott
Executive Director
(505) 924-3770

cc: Albuquerque Police Department Chief of Police

CITY OF ALBUQUERQUE

CIVILIAN POLICE OVERSIGHT AGENCY



December 22, 2025

Via Email

Re: CPC # 167-25

COMPLAINT:

PO Box 1293

Albuquerque

NM 87103

www.cabq.gov

EVIDENCE REVIEWED:

Video(s): Yes

APD Report(s): Yes

CAD Report(s): Yes

Complainant Interviewed: Yes

Witness(es) Interviewed: Yes

APD Employee Interviewed: Yes

APD Employee Involved: Sergeant M (E)

Other Materials: Email Communications & Metro Security Reports.

Date Investigation Completed: November 20, 2025

FINDINGS

Policies Reviewed: 1.1.5.A.4 (Conduct)

1. Unfounded. Investigation classification when the investigator(s) determines, by clear and convincing evidence, that alleged misconduct did not occur or did not involve the subject officer.

2. Sustained. Investigation classification when the investigator(s) determines, by a preponderance of the evidence, the alleged misconduct did occur by the subject officer.

3. Not Sustained. Investigation classification when the investigator(s) is unable to determine one way or the other, by a preponderance of the evidence, whether the alleged misconduct either occurred or did not occur.

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Additional Comments:

1.1.5.A.4: It was determined that Sergeant M (E) conducted herself professionally as the supervisor on scene and did not approve the crash report, records personnel did, but the report appeared to be mostly consistent with the available evidence. Sergeant M (E) was on scene for much of the incident and provided PSA D with guidance. There was no indication or evidence that there was any based-based policing, that a falsified report was completed, that Sergeant M (E) condoned the report, that there was any misconduct on her part, or that there was any attempt to cover up the incident. The CPOA did not and does not have any authority or jurisdiction to investigate the complaints and allegations regarding other entities or their personnel.

You have the right to appeal this decision. If you are not satisfied with the findings and/or recommendations of the CPOA Executive Director within 30 calendar days (inclusive of holidays and weekends) of receipt of this letter, communicate your desire to have an appeal hearing before the CPOA Advisory Board in a signed writing addressed to the CPOA Director. Please send your request to P.O. Box 1293, Albuquerque, NM 87103, or by email to CPOA@cabq.gov. Include your CPC number. Upon receipt of the communication, a hearing on the matter will be scheduled at the Board's next regularly scheduled meeting provided there is at least 14 business days between the receipt of the request and the next meeting. In order for the Advisory Board to modify the Director's findings, your appeal must demonstrate one or more of the following:

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Diane McDermott
Executive Director
(505) 924-3770

cc: Albuquerque Police Department Chief of Police

CITY OF ALBUQUERQUE

CIVILIAN POLICE OVERSIGHT AGENCY



December 22, 2025

Via Email

Re: CPC # 169-25

COMPLAINT:

PO Box 1293

Albuquerque

NM 87103

Mr. F reported that upon making contact, Officer A refused to listen to Mr. F. She told him that he was trespassing and that she needed his identification; otherwise, he would be arrested for concealing. Another officer in a white patrol vehicle arrived; an officer told him that the officer was just there to say hi, and refused to provide the name of the unknown officer upon request. Mr. F reported that the officers were all laughing and having a good old time, even though the one officer did not even need to be there.

www.cabq.gov

EVIDENCE REVIEWED:

Video(s): Yes

APD Report(s): Yes

CAD Report(s): Yes

Complainant Interviewed: No

Witness(es) Interviewed: N/A

APD Employee Interviewed: Yes

APD Employee Involved: Officer A

Other Materials: Emails; and Correspondence from S

Date Investigation Completed: November 24, 2025

FINDINGS

Policies Reviewed: 1.1.5.A.1

1. **Unfounded.** Investigation classification when the investigator(s) determines, by clear and convincing evidence, that alleged misconduct did not occur or did not involve the subject officer.

Policies Reviewed: 2.60.4.C.1.e

2. **Sustained.** Investigation classification when the investigator(s) determines, by a preponderance of the evidence, the alleged misconduct did occur by the subject officer.

3. **Not Sustained.** Investigation classification when the investigator(s) is unable to determine one way or the other, by a preponderance of the evidence, whether the alleged misconduct either occurred or did not occur.

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Additional Comments:

2.60.4.C.1.e-Officer A did not attempt to obtain the camera footage from the incident location, even after Mr. F _____ advised that the cameras would have recorded the Security Guard throwing a rock at him. Officer A failed to provide the CT form to Records Division personnel by uploading it to the department's records management system and did not redact Mr. F _____ month and day of birth on the CT, thereby violating the Inspection of Public Records Act requirements integrated into APD policy.

1.1.5.A.1- It was determined that Officer A did provide her own name and badge number when requested, both verbally and in writing, but was unable to provide identification information for Officer R immediately. Officer A's conduct did not violate APD policies or training about courtesy, professionalism, or the provision of identification. There was no evidence of bias in the officers' actions.

The CPOA recommends a 40 hour suspension as the presumptive for the policy infraction.

You have the right to appeal this decision. If you are not satisfied with the findings and/or recommendations of the CPOA Executive Director within 30 calendar days (inclusive of holidays and weekends) of receipt of this letter, communicate your desire to have an appeal hearing before the CPOA Advisory Board in a signed writing addressed to the CPOA Director. Please send your request to P.O. Box 1293, Albuquerque, NM 87103, or by email to CPOA@cabq.gov. Include your CPC number. Upon receipt of the communication, a hearing on the matter will be scheduled at the Board's next regularly scheduled meeting provided there is at least 14 business days between the receipt of the request and the next meeting. In order for the Advisory Board to modify the Director's findings, your appeal must demonstrate one or more of the following:

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- 2) That the findings or recommendations were arbitrary, capricious or constituted an abuse of discretion; or
- 3) that the findings and recommendations were not consistent with the record evidence.

Administratively closed complaints maybe re-opened if additional information becomes available. Please provide your additional information in writing to the CPOA Director as listed above.

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Sincerely,
The Civilian Police Oversight Agency by



Diane McDermott
Executive Director
(505) 924-3770

cc: Albuquerque Police Department Chief of Police

CITY OF ALBUQUERQUE



CIVILIAN POLICE OVERSIGHT AGENCY

December 22, 2025

Via Email

Re: CPC # 169-25

COMPLAINT:

PO Box 1293

Mr. F reported that the officers were all laughing and having a good old time, even though the one officer did not even need to be there.

Albuquerque

NM 87103

www.cabq.gov

EVIDENCE REVIEWED:

Video(s): Yes

APD Report(s): Yes

CAD Report(s): Yes

Complainant Interviewed: No

Witness(es) Interviewed: N/A

APD Employee Interviewed: Yes

APD Employee Involved: Officer M

Other Materials: Emails

Date Investigation Completed: November 24, 2025

FINDINGS

Policies Reviewed: 1.1.5.A.1

1. **Unfounded.** Investigation classification when the investigator(s) determines, by clear and convincing evidence, that alleged misconduct did not occur or did not involve the subject officer.

2. **Sustained.** Investigation classification when the investigator(s) determines, by a preponderance of the evidence, the alleged misconduct did occur by the subject officer.

3. **Not Sustained.** Investigation classification when the investigator(s) is unable to determine one way or the other, by a preponderance of the evidence, whether the alleged misconduct either occurred or did not occur.

4. **Exonerated.** Investigation classification where the investigator(s) determines, by a preponderance of the evidence, that alleged conduct in the underlying complaint did occur but did not violate APD policies, procedures, or training.

5. **Sustained Violation Not Based on Original Complaint.** Investigation classification where the investigator(s) determines, by a preponderance of the evidence, misconduct did occur that was not alleged in the original complaint (whether CPC or internal complaint) but that other misconduct was discovered during the investigation, and by a preponderance of the evidence, that misconduct did occur.

6. **Administratively Closed.** Investigation classification where the investigator determines: The policy violations of a minor nature and do not constitute a pattern of misconduct (i.e. a violation subject to a class 7 sanction, -the allegations are duplicative; -the allegations, even if true, do not constitute misconduct; or -the investigation cannot be conducted because of the lack of information in the complaint, and further investigation would be futile.

Additional Comments:

1.1.5.A.1- It was determined that, based on review of all available evidence, Officer M treated Mr. F with respect, courtesy, and professionalism as required. Officer M attempted to communicate with Mr. F explain the situation, and respond to his concerns, despite Mr. F agitation and dissatisfaction. The OBRD recordings and interviews support that the officers engaged with Mr. F and did not refuse to provide identification or ignore his statements, even though the complainant felt unheard and described the officers as unprofessional. There was no evidence of bias from the officers.

You have the right to appeal this decision. If you are not satisfied with the findings and/or recommendations of the CPOA Executive Director within 30 calendar days (inclusive of holidays and weekends) of receipt of this letter, communicate your desire to have an appeal hearing before the CPOA Advisory Board in a signed writing addressed to the CPOA Director. Please send your request to P.O. Box 1293, Albuquerque, NM 87103, or by email to CPOA@cabq.gov. Include your CPC number. Upon receipt of the communication, a hearing on the matter will be scheduled at the Board's next regularly scheduled meeting provided there is at least 14 business days between the receipt of the request and the next meeting. In order for the Advisory Board to modify the Director's findings, your appeal must demonstrate one or more of the following:

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Sincerely,
The Civilian Police Oversight Agency by



Diane McDermott
Executive Director
(505) 924-3770

cc: Albuquerque Police Department Chief of Police

CITY OF ALBUQUERQUE



CIVILIAN POLICE OVERSIGHT AGENCY

December 22, 2025

Via Email

Re: CPC # 170-25

COMPLAINT:

PO Box 1293

Albuquerque

NM 87103

www.cabq.gov

Mr. Z reported that Officer V and Officer O approached him and twisted his arms behind his back, causing him extreme pain, and then handcuffed him. The officers escorted him to the PTC v, where he had difficulty walking up the step platform due to his hands being handcuffed behind his back. The officers became displeased with his pace, pulled on his hands, and slammed him to the pavement, where he struck his head, buttocks, and back. He cried out in pain, feared for his life, and requested to be taken to the ER due to being assaulted and sustaining injuries. The doctor asked him what had occurred, but before he could answer, Officer V said that he had tripped, which Mr. Z had corrected him on. While waiting to be discharged, Officer V shouted in his face that he was going to jail.

EVIDENCE REVIEWED:

Video(s): Yes

APD Report(s): Yes

CAD Report(s): Yes

Complainant Interviewed: Yes

Witness(es) Interviewed: N/A

APD Employee Interviewed: Yes

APD Employee Involved: PTO P

Other Materials: Email Communications, Court Documents, & SOP 1-80.

Date Investigation Completed: December 5, 2025

FINDINGS

1. **Unfounded.** Investigation classification when the investigator(s) determines, by clear and convincing evidence, that alleged misconduct did not occur or did not involve the subject officer.

2. **Sustained.** Investigation classification when the investigator(s) determines, by a preponderance of the evidence, the alleged misconduct did occur by the subject officer.

3. **Not Sustained.** Investigation classification when the investigator(s) is unable to determine one way or the other, by a preponderance of the evidence, whether the alleged misconduct either occurred or did not occur.

4. **Exonerated.** Investigation classification where the investigator(s) determines, by a preponderance of the evidence, that alleged conduct in the underlying complaint did occur but did not violate APD policies, procedures, or training.

Policies Reviewed: 1.1.6.C.1 (Conduct)

5. **Sustained Violation Not Based on Original Complaint.** Investigation classification where the investigator(s) determines, by a preponderance of the evidence, misconduct did occur that was not alleged in the original complaint (whether CPC or internal complaint) but that other misconduct was discovered during the investigation, and by a preponderance of the evidence, that misconduct did occur.

6. **Administratively Closed.** Investigation classification where the investigator determines: The policy violations of a minor nature and do not constitute a pattern of misconduct (i.e. a violation subject to a class 7 sanction, -the allegations are duplicative; -the allegations, even if true, do not constitute misconduct; or -the investigation cannot be conducted because of the lack of information in the complaint, and further investigation would be futile.

Additional Comments:

1.1.6.C.1: It was determined that PTO P was very aware of Mr. Z level of intoxication and inability to walk and remain in a seated position unassisted. He was very aware that Mr. Z might not be accepted at the MDC or that a PTU sergeant would approve of the transport due to his level of intoxication. The placing of intoxicated or otherwise impaired individuals in standard prisoner transport vehicles presents significant safety risks, primarily involving positional asphyxia and injury during transport due to a lack of restraint systems. The lack of safety equipment and staffing was not in PTO P's control, but the ability to use discretion and refuse the transport of a very intoxicated individual who was not fully capable of protecting themselves from harm or injury was entirely within his control.

The CPOA recommends an 8 hour suspension.

You have the right to appeal this decision. If you are not satisfied with the findings and/or recommendations of the CPOA Executive Director within 30 calendar days (inclusive of holidays and weekends) of receipt of this letter, communicate your desire to have an appeal hearing before the CPOA Advisory Board in a signed writing addressed to the CPOA Director. Please send your request to P.O. Box 1293, Albuquerque, NM 87103, or by email to CPOA@cabq.gov. Include your CPC number. Upon receipt of the communication, a hearing on the matter will be scheduled at the Board's next regularly scheduled meeting provided there is at least 14 business days between the receipt of the request and the next meeting. In order for the Advisory Board to modify the Director's findings, your appeal must demonstrate one or more of the following:

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Sincerely,
The Civilian Police Oversight Agency by



Diane McDermott
Executive Director
(505) 924-3770

cc: Albuquerque Police Department Chief of Police

CITY OF ALBUQUERQUE



CIVILIAN POLICE OVERSIGHT AGENCY

December 22, 2025

Via Email

Re: CPC # 170-25

COMPLAINT:

PO Box 1293

Albuquerque

NM 87103

www.cabq.gov

Mr. Z reported that Officer V and Officer O approached him and twisted his arms behind his back, causing him extreme pain, and then handcuffed him. The officers escorted him to the PTC v, where he had difficulty walking up the step platform due to his hands being handcuffed behind his back. The officers became displeased with his pace, pulled on his hands, and slammed him to the pavement, where he struck his head, buttocks, and back. He cried out in pain, feared for his life, and requested to be taken to the ER due to being assaulted and sustaining injuries. The doctor asked him what had occurred, but before he could answer, Officer V said that he had tripped, which Mr. Z had corrected him on. While waiting to be discharged, Officer V shouted in his face that he was going to jail.

EVIDENCE REVIEWED:

Video(s): Yes APD Report(s): Yes CAD Report(s): Yes

Complainant Interviewed: Yes Witness(es) Interviewed: N/A

APD Employee Interviewed: Yes

APD Employee Involved: Officer O

Other Materials: Email Communications and Court Documents.

Date Investigation Completed: December 5, 2025

FINDINGS

Policies Reviewed: 2.52.4.C.1 (Use of Force)

1. **Unfounded.** Investigation classification when the investigator(s) determines, by clear and convincing evidence, that alleged misconduct did not occur or did not involve the subject officer.

2. **Sustained.** Investigation classification when the investigator(s) determines, by a preponderance of the evidence, the alleged misconduct did occur by the subject officer.

3. **Not Sustained.** Investigation classification when the investigator(s) is unable to determine one way or the other, by a preponderance of the evidence, whether the alleged misconduct either occurred or did not occur.

4. **Exonerated.** Investigation classification where the investigator(s) determines, by a preponderance of the evidence, that alleged conduct in the underlying complaint did occur but did not violate APD policies, procedures, or training.

Policies Reviewed: 2.7.4.B.1.a (Damage to Civilian Property)

5. **Sustained Violation Not Based on Original Complaint.** Investigation classification where the investigator(s) determines, by a preponderance of the evidence, misconduct did occur that was not alleged in the original complaint (whether CPC or internal complaint) but that other misconduct was discovered during the investigation, and by a preponderance of the evidence, that misconduct did occur.

6. **Administratively Closed.** Investigation classification where the investigator determines: The policy violations of a minor nature and do not constitute a pattern of misconduct (i.e. a violation subject to a class 7 sanction, -the allegations are duplicative; -the allegations, even if true, do not constitute misconduct; or -the investigation cannot be conducted because of the lack of information in the complaint, and further investigation would be futile.

Additional Comments:

2.7.4.B.1.a: It was determined that Officer O damaged Mr. Z shirt by cutting it off of him, but failed to report the damage in any manner, failed to provide Mr. Z with his name and the case number, and failed to provide Mr. Z with the contact information for Risk Management or explain the process.

2.52.4.C.1: It was determined that no one, including Officer O, assaulted, battered, or used force on Mr. Z Mr. Z fell while exiting the PTC v after being transported by PTC personnel to the PTC. Officer O was not present at the PTC when the incident occurred. The CPOA recommends a written reprimand.

You have the right to appeal this decision. If you are not satisfied with the findings and/or recommendations of the CPOA Executive Director within 30 calendar days (inclusive of holidays and weekends) of receipt of this letter, communicate your desire to have an appeal hearing before the CPOA Advisory Board in a signed writing addressed to the CPOA Director. Please send your request to P.O. Box 1293, Albuquerque, NM 87103, or by email to CPOA@cabq.gov. Include your CPC number. Upon receipt of the communication, a hearing on the matter will be scheduled at the Board's next regularly scheduled meeting provided there is at least 14 business days between the receipt of the request and the next meeting. In order for the Advisory Board to modify the Director's findings, your appeal must demonstrate one or more of the following:

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Sincerely,
The Civilian Police Oversight Agency by



Diane McDermott
Executive Director
(505) 924-3770

cc: Albuquerque Police Department Chief of Police

CITY OF ALBUQUERQUE



CIVILIAN POLICE OVERSIGHT AGENCY

December 22, 2025

Via Email

Re: CPC # 170-25

COMPLAINT:

PO Box 1293

Albuquerque

NM 87103

www.cabq.gov

Mr. Z reported that Officer V and Officer O approached him and twisted his arms behind his back, causing him extreme pain, and then handcuffed him. The officers escorted him to the PTC where he had difficulty walking up the step platform due to his hands being handcuffed behind his back. The officers became displeased with his pace, pulled on his hands, and slammed him to the pavement, where he struck his head, buttocks, and back. He cried out in pain, feared for his life, and requested to be taken to the ER due to being assaulted and sustaining injuries. The doctor asked him what had occurred, but before he could answer, Officer V said that he had tripped, which Mr. Z had corrected him on. While waiting to be discharged, Officer V shouted in his face that he was going to jail.

EVIDENCE REVIEWED:

Video(s): Yes

APD Report(s): Yes

CAD Report(s): Yes

Complainant Interviewed: Yes

Witness(es) Interviewed: N/A

APD Employee Interviewed: Yes

APD Employee Involved: PTO R

Other Materials: Email Communications, Court Documents, & SOP 1-80.

Date Investigation Completed: December 5, 2025

FINDINGS

1. **Unfounded.** Investigation classification when the investigator(s) determines, by clear and convincing evidence, that alleged misconduct did not occur or did not involve the subject officer.

2. **Sustained.** Investigation classification when the investigator(s) determines, by a preponderance of the evidence, the alleged misconduct did occur by the subject officer.

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4. **Exonerated.** Investigation classification where the investigator(s) determines, by a preponderance of the evidence, that alleged conduct in the underlying complaint did occur but did not violate APD policies, procedures, or training.

Policies Reviewed: 1.1.6.C.1 (Conduct)

5. **Sustained Violation Not Based on Original Complaint.** Investigation classification where the investigator(s) determines, by a preponderance of the evidence, misconduct did occur that was not alleged in the original complaint (whether CPC or internal complaint) but that other misconduct was discovered during the investigation, and by a preponderance of the evidence, that misconduct did occur.

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Additional Comments:

1.1.6.C.1: It was determined that PTO R was very aware of Mr. Z level of intoxication and inability to walk and remain in a seated position unassisted. She was very aware that Mr. Z might not be accepted at the MDC or that a PTU sergeant would approve of the transport due to his level of intoxication. The placing of intoxicated or otherwise impaired individuals in standard prisoner transport vehicles presents significant safety risks, primarily involving positional asphyxia and injury during transport due to a lack of restraint systems. The lack of safety equipment and staffing was not in PTO R's control, but the ability to use discretion and refuse the transport of a very intoxicated individual who was not fully capable of protecting themselves from harm or injury was entirely within her control.

The CPOA recommends an 8 hour suspension.

You have the right to appeal this decision. If you are not satisfied with the findings and/or recommendations of the CPOA Executive Director within 30 calendar days (inclusive of holidays and weekends) of receipt of this letter, communicate your desire to have an appeal hearing before the CPOA Advisory Board in a signed writing addressed to the CPOA Director. Please send your request to P.O. Box 1293, Albuquerque, NM 87103, or by email to CPOA@cabq.gov. Include your CPC number. Upon receipt of the communication, a hearing on the matter will be scheduled at the Board's next regularly scheduled meeting provided there is at least 14 business days between the receipt of the request and the next meeting. In order for the Advisory Board to modify the Director's findings, your appeal must demonstrate one or more of the following:

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Diane McDermott
Executive Director
(505) 924-3770

cc: Albuquerque Police Department Chief of Police

CITY OF ALBUQUERQUE

CIVILIAN POLICE OVERSIGHT AGENCY



December 22, 2025

Via Email

Re: CPC # 170-25

COMPLAINT:

PO Box 1293

Albuquerque

NM 87103

www.cabq.gov

Mr. Z reported that Officer V and Officer O approached him and twisted his arms behind his back, causing him extreme pain, and then handcuffed him. The officers escorted him to the PTC v, where he had difficulty walking up the step platform due to his hands being handcuffed behind his back. The officers became displeased with his pace, pulled on his hands, and slammed him to the pavement, where he struck his head, buttocks, and back. He cried out in pain, feared for his life, and requested to be taken to the ER due to being assaulted and sustaining injuries. The doctor asked him what had occurred, but before he could answer, Officer V said that he had tripped, which Mr. Z had corrected him on. While waiting to be discharged, Officer V shouted in his face that he was going to jail.

EVIDENCE REVIEWED:

Video(s): Yes

APD Report(s): Yes

CAD Report(s): Yes

Complainant Interviewed: Yes

Witness(es) Interviewed: N/A

APD Employee Interviewed: Yes

APD Employee Involved: Sergeant W

Other Materials: Email Communications and Court Documents.

Date Investigation Completed: December 5, 2025

FINDINGS

1. Unfounded. Investigation classification when the investigator(s) determines, by clear and convincing evidence, that alleged misconduct did not occur or did not involve the subject officer.

2. Sustained. Investigation classification when the investigator(s) determines, by a preponderance of the evidence, the alleged misconduct did occur by the subject officer.

3. Not Sustained. Investigation classification when the investigator(s) is unable to determine one way or the other, by a preponderance of the evidence, whether the alleged misconduct either occurred or did not occur.

4. Exonerated. Investigation classification where the investigator(s) determines, by a preponderance of the evidence, that alleged conduct in the underlying complaint did occur but did not violate APD policies, procedures, or training.

Policies Reviewed: 1.1.5.A.1 (Conduct)

5. Sustained Violation Not Based on Original Complaint. Investigation classification where the investigator(s) determines, by a preponderance of the evidence, misconduct did occur that was not alleged in the original complaint (whether CPC or internal complaint) but that other misconduct was discovered during the investigation, and by a preponderance of the evidence, that misconduct did occur.

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Additional Comments:

1.1.5.A.1: It was determined that Sergeant W was unprofessional in his language and comments in a very public setting, which did not appear to affect Mr. Z level of compliance, possibly due to his level of impairment.

The CPOA recommends a written reprimand.

You have the right to appeal this decision. If you are not satisfied with the findings and/or recommendations of the CPOA Executive Director within 30 calendar days (inclusive of holidays and weekends) of receipt of this letter, communicate your desire to have an appeal hearing before the CPOA Advisory Board in a signed writing addressed to the CPOA Director. Please send your request to P.O. Box 1293, Albuquerque, NM 87103, or by email to CPOA@cabq.gov. Include your CPC number. Upon receipt of the communication, a hearing on the matter will be scheduled at the Board's next regularly scheduled meeting provided there is at least 14 business days between the receipt of the request and the next meeting. In order for the Advisory Board to modify the Director's findings, your appeal must demonstrate one or more of the following:

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Sincerely,
The Civilian Police Oversight Agency by



Diane McDermott
Executive Director
(505) 924-3770

cc: Albuquerque Police Department Chief of Police

CITY OF ALBUQUERQUE



CIVILIAN POLICE OVERSIGHT AGENCY

December 22, 2025

Via Certified Mail

Re: CPC # 173-25

COMPLAINT:

PO Box 1293

Albuquerque

NM 87103

www.cabq.gov

On 8/13/25, [REDACTED] S [REDACTED] submitted a complaint to the CPOA for an incident on 8/9/25 at 1500 hours on I-25. Ms. S [REDACTED] she was involved in a crash where officers and 2 PSA's arrived on the scene. The first PSA who approached was rude and dismissive, did not provide his name, ignored their request, and did not assist when they asked him to cross multiple lanes of traffic to retrieve the materials he requested. "They" ignored their request to assist them in moving their camper out of traffic lanes. They were told they could use their own wrecker service (AAA) but another wrecker arrived first and began hooking up to the camper. PSA S who provided their name and was friendly to this point was asked if he could ask them to stop. He advised he could not and that an unknown officer requested the wrecker.

EVIDENCE REVIEWED:

Video(s): Yes

APD Report(s): Yes

CAD Report(s): Yes

Complainant Interviewed: Yes

Witness(es) Interviewed: No

APD Employee Interviewed: Yes

APD Employee Involved: PSA R

Other Materials: Email communications and tow-in report.

Date Investigation Completed: December 9, 2025

FINDINGS

Policies Reviewed: 1.1.5.A.1

1. Unfounded. Investigation classification when the investigator(s) determines, by clear and convincing evidence, that alleged misconduct did not occur or did not involve the subject officer.

2. Sustained. Investigation classification when the investigator(s) determines, by a preponderance of the evidence, the alleged misconduct did occur by the subject officer.

3. Not Sustained. Investigation classification when the investigator(s) is unable to determine one way or the other, by a preponderance of the evidence, whether the alleged misconduct either occurred or did not occur.

4. Exonerated. Investigation classification where the investigator(s) determines, by a preponderance of the evidence, that alleged conduct in the underlying complaint did occur but did not violate APD policies, procedures, or training.

5. Sustained Violation Not Based on Original Complaint. Investigation classification where the investigator(s) determines, by a preponderance of the evidence, misconduct did occur that was not alleged in the original complaint (whether CPC or internal complaint) but that other misconduct was discovered during the investigation, and by a preponderance of the evidence, that misconduct did occur.

6. Administratively Closed. Investigation classification where the investigator determines: The policy violations of a minor nature and do not constitute a pattern of misconduct (i.e. a violation subject to a class 7 sanction, -the allegations are duplicative; -the allegations, even if true, do not constitute misconduct; or -the investigation cannot be conducted because of the lack of information in the complaint, and further investigation would be futile.

Additional Comments:

1.1.5.A.1: It was determined that PSA R treated the public with respect, courtesy, and professionalism at all times. It was not the role of the PSA to attempt to move the trailer further from traffic. There was no evidence of mocking and could not cancel the tow once there. PSA R at one point assisted one of the individuals across the freeway for safety.

You have the right to appeal this decision. If you are not satisfied with the findings and/or recommendations of the CPOA Executive Director within 30 calendar days (inclusive of holidays and weekends) of receipt of this letter, communicate your desire to have an appeal hearing before the CPOA Advisory Board in a signed writing addressed to the CPOA Director. Please send your request to P.O. Box 1293, Albuquerque, NM 87103, or by email to CPOA@cabq.gov. Include your CPC number. Upon receipt of the communication, a hearing on the matter will be scheduled at the Board's next regularly scheduled meeting provided there is at least 14 business days between the receipt of the request and the next meeting. In order for the Advisory Board to modify the Director's findings, your appeal must demonstrate one or more of the following:

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- 2) That the findings or recommendations were arbitrary, capricious or constituted an abuse of discretion; or
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Sincerely,
The Civilian Police Oversight Agency by



Diane McDermott
Executive Director
(505) 924-3770

cc: Albuquerque Police Department Chief of Police

CITY OF ALBUQUERQUE



CIVILIAN POLICE OVERSIGHT AGENCY

December 22, 2025

Via Certified Mail

Re: CPC # 173-25

COMPLAINT:

PO Box 1293

Albuquerque

NM 87103

www.cabq.gov

On 8/13/25, PSA S submitted a complaint to the CPOA for an incident on 8/9/25 at 1500 hours on I-25. Ms. S stated she was involved in a crash where officers and 2 PSA's arrived on the scene. The first PSA who approached was rude and dismissive, did not provide his name, ignored their request, and did not assist when they asked him to cross multiple lanes of traffic to retrieve the materials he requested. "They" ignored their request to assist them in moving their camper out of traffic lanes. They were told they could use their own wrecker service (AAA) but another wrecker arrived first and began hooking up to the camper. PSA S who provided their name and was friendly to this point was asked if he could ask them to stop. He advised he could not and that an unknown officer requested the wrecker.

EVIDENCE REVIEWED:

Video(s): Yes

APD Report(s): Yes

CAD Report(s): Yes

Complainant Interviewed: Yes

Witness(es) Interviewed: No

APD Employee Interviewed: Yes

APD Employee Involved: PSA S

Other Materials: Email communications and tow-in report.

Date Investigation Completed: December 9, 2025

FINDINGS

Policies Reviewed: 1.1.5.A.1

1. Unfounded. Investigation classification when the investigator(s) determines, by clear and convincing evidence, that alleged misconduct did not occur or did not involve the subject officer.

Policies Reviewed: 1.1.6.C.1

2. Sustained. Investigation classification when the investigator(s) determines, by a preponderance of the evidence, the alleged misconduct did occur by the subject officer.

3. Not Sustained. Investigation classification when the investigator(s) is unable to determine one way or the other, by a preponderance of the evidence, whether the alleged misconduct either occurred or did not occur.

4. Exonerated. Investigation classification where the investigator(s) determines, by a preponderance of the evidence, that alleged conduct in the underlying complaint did occur but did not violate APD policies, procedures, or training.

5. Sustained Violation Not Based on Original Complaint. Investigation classification where the investigator(s) determines, by a preponderance of the evidence, misconduct did occur that was not alleged in the original complaint (whether CPC or internal complaint) but that other misconduct was discovered during the investigation, and by a preponderance of the evidence, that misconduct did occur.

6. Administratively Closed. Investigation classification where the investigator determines: The policy violations of a minor nature and do not constitute a pattern of misconduct (i.e. a violation subject to a class 7 sanction, -the allegations are duplicative; -the allegations, even if true, do not constitute misconduct; or -the investigation cannot be conducted because of the lack of information in the complaint, and further investigation would be futile.

Additional Comments:

1.1.5.A.1: It was determined that PSA S treated the public with respect, courtesy, and professionalism at all times. It was not the role of the PSA to attempt to move the trailer further from traffic. There was no evidence of mocking and could not cancel the tow once there.

1.1.6.C.1: It was determined that the pop-up trailer was towed in accordance with APD SOP 2.46.4.A.1, as it was involved in a crash and could not be removed by the registered owner due to it being inoperable and a hazard. Still, PSA S failed to inform the registered owner that a tow truck would be requested, and whichever tow truck arrived first would take it, since she had also called her own tow truck. PSA S impaired the department's efficient and effective operation by failing to inform the registered owner of these essential facts. The CPOA recommends an 8 hour suspension.

You have the right to appeal this decision. If you are not satisfied with the findings and/or recommendations of the CPOA Executive Director within 30 calendar days (inclusive of holidays and weekends) of receipt of this letter, communicate your desire to have an appeal hearing before the CPOA Advisory Board in a signed writing addressed to the CPOA Director. Please send your request to P.O. Box 1293, Albuquerque, NM 87103, or by email to CPOA@cabq.gov. Include your CPC number. Upon receipt of the communication, a hearing on the matter will be scheduled at the Board's next regularly scheduled meeting provided there is at least 14 business days between the receipt of the request and the next meeting. In order for the Advisory Board to modify the Director's findings, your appeal must demonstrate one or more of the following:

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- 3) that the findings and recommendations were not consistent with the record evidence.

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Sincerely,
The Civilian Police Oversight Agency by



Diane McDermott
Executive Director
(505) 924-3770

cc: Albuquerque Police Department Chief of Police

CITY OF ALBUQUERQUE

CIVILIAN POLICE OVERSIGHT AGENCY



December 31, 2025

Via Email

Re: CPC # 178-25

COMPLAINT:

PO Box 1293

Albuquerque

NM 87103

www.cabq.gov

On 08/15/2025, [REDACTED] D [REDACTED] filed a complaint with CPOA about an 08/12/2025 incident at 8100 Barstow St NE. She reported calling 242-COPS for harassment but was never contacted by an officer. After following up, she was informed the call was closed because she didn't respond, which she disputed based on phone and camera records. The female dispatcher told her to file a new call but responded rudely and said she'd have to call back from work, making Ms. D [REDACTED] feel dismissed and unsupported.

EVIDENCE REVIEWED:

Video(s): Yes APD Report(s): Yes CAD Report(s): Yes

Complainant Interviewed: Yes Witness(es) Interviewed: N/A

APD Employee Interviewed: Yes

APD Employee Involved: Officer B

Other Materials: unit history, call log research

Date Investigation Completed: December 10, 2025

FINDINGS

Policies Reviewed: 1.1.6.C.1

1. Unfounded. Investigation classification when the investigator(s) determines, by clear and convincing evidence, that alleged misconduct did not occur or did not involve the subject officer.

2. Sustained. Investigation classification when the investigator(s) determines, by a preponderance of the evidence, the alleged misconduct did occur by the subject officer.

3. Not Sustained. Investigation classification when the investigator(s) is unable to determine one way or the other, by a preponderance of the evidence, whether the alleged misconduct either occurred or did not occur.

4. Exonerated. Investigation classification where the investigator(s) determines, by a preponderance of the evidence, that alleged conduct in the underlying complaint did occur but did not violate APD policies, procedures, or training.

5. Sustained Violation Not Based on Original Complaint. Investigation classification where the investigator(s) determines, by a preponderance of the evidence, misconduct did occur that was not alleged in the original complaint (whether CPC or internal complaint) but that other misconduct was discovered during the investigation, and by a preponderance of the evidence, that misconduct did occur.

6. Administratively Closed. Investigation classification where the investigator determines: The policy violations of a minor nature and do not constitute a pattern of misconduct (i.e. a violation subject to a class 7 sanction, -the allegations are duplicative; -the allegations, even if true, do not constitute misconduct; or -the investigation cannot be conducted because of the lack of information in the complaint, and further investigation would be futile).

Additional Comments:

1.1.6.C.1-After reviewing the CAD audio evidence and all interviews, it was determined that there is clear and convincing evidence that Telecommunications Operator Z explained departmental procedures, offered to create a new call for service consistent with policy, and maintained a professional demeanor throughout her interaction with the complainant. Although the complainant perceived the operator's manner as dismissive or rude, the objective record does not support a finding of misconduct or failure to meet the required standards of efficiency, courtesy, or job performance as outlined in SOP 1.1.6.C.1.

You have the right to appeal this decision. If you are not satisfied with the findings and/or recommendations of the CPOA Executive Director within 30 calendar days (inclusive of holidays and weekends) of receipt of this letter, communicate your desire to have an appeal hearing before the CPOA Advisory Board in a signed writing addressed to the CPOA Director. Please send your request to P.O. Box 1293, Albuquerque, NM 87103, or by email to CPOA@cabq.gov. Include your CPC number. Upon receipt of the communication, a hearing on the matter will be scheduled at the Board's next regularly scheduled meeting provided there is at least 14 business days between the receipt of the request and the next meeting. In order for the Advisory Board to modify the Director's findings, your appeal must demonstrate one or more of the following:

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Sincerely,
The Civilian Police Oversight Agency by



Diane McDermott
Executive Director
(505) 924-3770

cc: Albuquerque Police Department Chief of Police

CITY OF ALBUQUERQUE

CIVILIAN POLICE OVERSIGHT AGENCY



December 31, 2025

Via Email

Re: CPC # 178-25

COMPLAINT:

PO Box 1293

Albuquerque

NM 87103

www.cabq.gov

On 08/15/2025, [REDACTED] D [REDACTED] filed a complaint with CPOA about an 08/12/2025 incident at 8100 Barstow St NE. She reported calling 242-COPS for harassment but was never contacted by an officer. After following up, she was informed the call was closed because she didn't respond, which she disputed based on phone and camera records. The female dispatcher told her to file a new call but responded rudely and said she'd have to call back from work, making Ms. D [REDACTED] feel dismissed and unsupported.

EVIDENCE REVIEWED:

Video(s): Yes APD Report(s): Yes CAD Report(s): Yes

Complainant Interviewed: Yes Witness(es) Interviewed: N/A

APD Employee Interviewed: Yes

APD Employee Involved: Telecommunications Operator/I Z

Other Materials: Recorded calls

Date Investigation Completed: December 10, 2025

FINDINGS

1. **Unfounded.** Investigation classification when the investigator(s) determines, by clear and convincing evidence, that alleged misconduct did not occur or did not involve the subject officer.

Policies Reviewed: 1.1.6.C.1

2. **Sustained.** Investigation classification when the investigator(s) determines, by a preponderance of the evidence, the alleged misconduct did occur by the subject officer.

3. **Not Sustained.** Investigation classification when the investigator(s) is unable to determine one way or the other, by a preponderance of the evidence, whether the alleged misconduct either occurred or did not occur.

4. **Exonerated.** Investigation classification where the investigator(s) determines, by a preponderance of the evidence, that alleged conduct in the underlying complaint did occur but did not violate APD policies, procedures, or training.

5. **Sustained Violation Not Based on Original Complaint.** Investigation classification where the investigator(s) determines, by a preponderance of the evidence, misconduct did occur that was not alleged in the original complaint (whether CPC or internal complaint) but that other misconduct was discovered during the investigation, and by a preponderance of the evidence, that misconduct did occur.

6. **Administratively Closed.** Investigation classification where the investigator determines: The policy violations of a minor nature and do not constitute a pattern of misconduct (i.e. a violation subject to a class 7 sanction; -the allegations are duplicative; -the allegations, even if true, do not constitute misconduct; or -the investigation cannot be conducted because of the lack of information in the complaint, and further investigation would be futile).

Additional Comments:

1.1.6.C.1-Officer B did not utilize his On-Body Recording Device (OBRD) to document his attempts to contact the complainant as required by policy. The screenshot he provided of his call log showed two canceled calls to the complainant's number. The status of canceled means the caller terminated the call before connection to recipient or voicemail. No specific explanation for not leaving a voicemail was given. The officer acknowledged he may have gone to the wrong door when he knocked. However, there was no OBRD to validate the attempt. The CPOA recommends a written reprimand.

You have the right to appeal this decision. If you are not satisfied with the findings and/or recommendations of the CPOA Executive Director within 30 calendar days (inclusive of holidays and weekends) of receipt of this letter, communicate your desire to have an appeal hearing before the CPOA Advisory Board in a signed writing addressed to the CPOA Director. Please send your request to P.O. Box 1293, Albuquerque, NM 87103, or by email to CPOA@cabq.gov. Include your CPC number. Upon receipt of the communication, a hearing on the matter will be scheduled at the Board's next regularly scheduled meeting provided there is at least 14 business days between the receipt of the request and the next meeting. In order for the Advisory Board to modify the Director's findings, your appeal must demonstrate one or more of the following:

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Sincerely,
The Civilian Police Oversight Agency by



Diane McDermott
Executive Director
(505) 924-3770

cc: Albuquerque Police Department Chief of Police

CITY OF ALBUQUERQUE

CIVILIAN POLICE OVERSIGHT AGENCY



December 31, 2025

Via Email

Re: CPC # 179-25

COMPLAINT:

PO Box 1293

Albuquerque

NM 87103

Ms. S _____ reported that Officers were very unprofessional. Ms. S _____ reported that Officer M clearly had an ego issue, was rude and disrespectful, and cussed at Ms. S _____. Ms. S _____ reported that Officer M got noticeably upset and clearly did not know how to answer the questions posed by Ms. S _____ and _____ G _____. Officer M was sarcastic and snarky, failed to de-escalate himself from the upset individuals, and argued with them to Google the answers. Ms. S _____ told Officer M to leave as his services were completed and then told him to *"get the fuck out of here."* Officer M told her to *"get the fuck out of here,"* and she told him that she did not need to leave because it was a public parking lot. She reported that he was out of line and that she did not appreciate his ego, lack of knowledge

www.cabq.gov

EVIDENCE REVIEWED:

Video(s): Yes

APD Report(s): Yes

CAD Report(s): Yes

Complainant Interviewed: No

Witness(es) Interviewed: N/A

APD Employee Interviewed: Yes

APD Employee Involved: Officer M

Other Materials: Emails

Date Investigation Completed: December 1, 2025

FINDINGS

1. Unfounded. Investigation classification when the investigator(s) determines, by clear and convincing evidence, that alleged misconduct did not occur or did not involve the subject officer.

2. Sustained. Investigation classification when the investigator(s) determines, by a preponderance of the evidence, the alleged misconduct did occur by the subject officer.

3. Not Sustained. Investigation classification when the investigator(s) is unable to determine one way or the other, by a preponderance of the evidence, whether the alleged misconduct either occurred or did not occur.

Policies Reviewed: General Order 1.1.5.A.4

4. Exonerated. Investigation classification where the investigator(s) determines, by a preponderance of the evidence, that alleged conduct in the underlying complaint did occur but did not violate APD policies, procedures, or training.

5. Sustained Violation Not Based on Original Complaint. Investigation classification where the investigator(s) determines, by a preponderance of the evidence, misconduct did occur that was not alleged in the original complaint (whether CPC or internal complaint) but that other misconduct was discovered during the investigation, and by a preponderance of the evidence, that misconduct did occur.

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Additional Comments:

1.1.5.A.4- It was determined that Officer M was not the Primary Officer for the call in question; therefore, he did not have the final say regarding the investigation's outcome.

It was confirmed that Officer M used a curse word during the interaction with the complainant; however, the curse word was not directed toward the complainant. Officer M repeated the word that was said to him by the complainant. Comments were made, but not in the context and did not rise to the level of violating policy.

You have the right to appeal this decision. If you are not satisfied with the findings and/or recommendations of the CPOA Executive Director within 30 calendar days (inclusive of holidays and weekends) of receipt of this letter, communicate your desire to have an appeal hearing before the CPOA Advisory Board in a signed writing addressed to the CPOA Director. Please send your request to P.O. Box 1293, Albuquerque, NM 87103, or by email to CPOA@cabq.gov. Include your CPC number. Upon receipt of the communication, a hearing on the matter will be scheduled at the Board's next regularly scheduled meeting provided there is at least 14 business days between the receipt of the request and the next meeting. In order for the Advisory Board to modify the Director's findings, your appeal must demonstrate one or more of the following:

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Sincerely,
The Civilian Police Oversight Agency by



Diane McDermott
Executive Director
(505) 924-3770

cc: Albuquerque Police Department Chief of Police

CITY OF ALBUQUERQUE

CIVILIAN POLICE OVERSIGHT AGENCY



December 31, 2025

Via Email

Re: CPC # 179-25

COMPLAINT:

PO Box 1293

Albuquerque

NM 87103

Ms. S reported that her girlfriend, B, was involved in an altercation with three females, one of whom was detained by security. Ms. S reported that Officers were very unprofessional. Ms. S reported that Officer G lied about why the offender was not being arrested and implied that it was policy when they stated, *"how they do things."* Yet, Officer M advised her that it was the officer's discretion. Ms. S reported that the officers did not ask to see the several full videos of the incident, did not care about or look at Ms. B injuries, and did not document or request anyone to document Ms. B injuries. The officers were heartless, seemed like the incident was a nuisance to them, and just wanted to get the call over with.

www.cabq.gov

EVIDENCE REVIEWED:

Video(s): Yes

APD Report(s): Yes

CAD Report(s): Yes

Complainant Interviewed: No

Witness(es) Interviewed: N/A

APD Employee Interviewed: Yes

APD Employee Involved: Officer G

Other Materials: Emails, SOP 2-103

Date Investigation Completed: December 1, 2025

FINDINGS

Policies Reviewed: General Order 1.1.5.A.4

1. Unfounded. Investigation classification when the investigator(s) determines, by clear and convincing evidence, that alleged misconduct did not occur or did not involve the subject officer.

2. Sustained. Investigation classification when the investigator(s) determines, by a preponderance of the evidence, the alleged misconduct did occur by the subject officer.

3. Not Sustained. Investigation classification when the investigator(s) is unable to determine one way or the other, by a preponderance of the evidence, whether the alleged misconduct either occurred or did not occur.

4. Exonerated. Investigation classification where the investigator(s) determines, by a preponderance of the evidence, that alleged conduct in the underlying complaint did occur but did not violate APD policies, procedures, or training.

Policies Reviewed: General Order 1.1.6.C.1

5. Sustained Violation Not Based on Original Complaint. Investigation classification where the investigator(s) determines, by a preponderance of the evidence, misconduct did occur that was not alleged in the original complaint (whether CPC or internal complaint) but that other misconduct was discovered during the investigation, and by a preponderance of the evidence, that misconduct did occur.

6. Administratively Closed. Investigation classification where the investigator determines: The policy violations of a minor nature and do not constitute a pattern of misconduct (i.e. a violation subject to a class 7 sanction, -the allegations are duplicative; -the allegations, even if true, do not constitute misconduct; or -the investigation cannot be conducted because of the lack of information in the complaint, and further investigation would be futile).

Additional Comments:

1.1.5.A.4- It was determined that Officers did offer to call EMS on Ms. B behalf, did provide a link to the complainant's party to upload the evidence, and did summon the alleged aggressors. At the time of incident Officer G did not say or do anything to violate the policy in question.

1.1.6.C.1- It was determined that after reviewing TraCS, Mark 43, and APD Records, there was no evidence to suggest that Officer G provided a copy of the CT Form to the Records Division. Having the CT form available for reference is critical for enforcement, and its absence impacts the department's function.

The CPOA recommends a written reprimand for the violation.

You have the right to appeal this decision. If you are not satisfied with the findings and/or recommendations of the CPOA Executive Director within 30 calendar days (inclusive of holidays and weekends) of receipt of this letter, communicate your desire to have an appeal hearing before the CPOA Advisory Board in a signed writing addressed to the CPOA Director. Please send your request to P.O. Box 1293, Albuquerque, NM 87103, or by email to CPOA@cabq.gov. Include your CPC number. Upon receipt of the communication, a hearing on the matter will be scheduled at the Board's next regularly scheduled meeting provided there is at least 14 business days between the receipt of the request and the next meeting. In order for the Advisory Board to modify the Director's findings, your appeal must demonstrate one or more of the following:

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Sincerely,
The Civilian Police Oversight Agency by



Diane McDermott
Executive Director
(505) 924-3770

cc: Albuquerque Police Department Chief of Police

CITY OF ALBUQUERQUE

CIVILIAN POLICE OVERSIGHT AGENCY



December 31, 2025

Via Email

RECEIVED
CIVILIAN POLICE
OVERSIGHT AGENCY
CITY OF ALBUQUERQUE
NEW MEXICO

Re: CPC # 180-25

COMPLAINT:

PO Box 1293

When interviewed, Ms. C reported that they had to call 242-COPS to request a supervisor. She reported that a supervisor never showed up.

Albuquerque

NM 87103

www.cabq.gov

EVIDENCE REVIEWED:

Video(s): Yes APD Report(s): Yes CAD Report(s): Yes

Complainant Interviewed: Yes Witness(es) Interviewed: Yes

APD Employee Interviewed: Yes

APD Employee Involved: Telecommunications Operator P

Other Materials: Email Communications.

Date Investigation Completed: December 11, 2025

FINDINGS

1. Unfounded. Investigation classification when the investigator(s) determines, by clear and convincing evidence, that alleged misconduct did not occur or did not involve the subject officer.

Policies Reviewed: 2.100.4.D.2

2. Sustained. Investigation classification when the investigator(s) determines, by a preponderance of the evidence, the alleged misconduct did occur by the subject officer.

3. Not Sustained. Investigation classification when the investigator(s) is unable to determine one way or the other, by a preponderance of the evidence, whether the alleged misconduct either occurred or did not occur.

4. Exonerated. Investigation classification where the investigator(s) determines, by a preponderance of the evidence, that alleged conduct in the underlying complaint did occur but did not violate APD policies, procedures, or training.

5. Sustained Violation Not Based on Original Complaint. Investigation classification where the investigator(s) determines, by a preponderance of the evidence, misconduct did occur that was not alleged in the original complaint (whether CPC or internal complaint) but that other misconduct was discovered during the investigation, and by a preponderance of the evidence, that misconduct did occur.

6. Administratively Closed. Investigation classification where the investigator determines: The policy violations of a minor nature and do not constitute a pattern of misconduct (i.e. a violation subject to a class 7 sanction, -the allegations are duplicative; -the allegations, even if true, do not constitute misconduct; or -the investigation cannot be conducted because of the lack of information in the complaint, and further investigation would be futile).

Additional Comments:

2.100.4.D.2-Telecommunication Operator P did not notify the ECC shift supervisor of a request to speak to a supervisor. Telecommunication Operator P believed the officer would have taken care of the request, but acknowledged they should have verified or done the notification themselves. The CPOA recommends a written reprimand, which may not be imposed due to collective bargaining time lines, but will still be used for training.

You have the right to appeal this decision. If you are not satisfied with the findings and/or recommendations of the CPOA Executive Director within 30 calendar days (inclusive of holidays and weekends) of receipt of this letter, communicate your desire to have an appeal hearing before the CPOA Advisory Board in a signed writing addressed to the CPOA Director. Please send your request to P.O. Box 1293, Albuquerque, NM 87103, or by email to CPOA@cabq.gov. Include your CPC number. Upon receipt of the communication, a hearing on the matter will be scheduled at the Board's next regularly scheduled meeting provided there is at least 14 business days between the receipt of the request and the next meeting. In order for the Advisory Board to modify the Director's findings, your appeal must demonstrate one or more of the following:

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Sincerely,
The Civilian Police Oversight Agency by

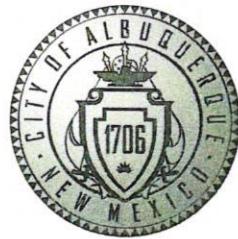


Diane McDermott
Executive Director
(505) 924-3770

cc: Albuquerque Police Department Chief of Police

CITY OF ALBUQUERQUE

CIVILIAN POLICE OVERSIGHT AGENCY



December 31, 2025

Via Email

Re: CPC # 180-25

COMPLAINT:

PO Box 1293

Albuquerque

NM 87103

www.cabq.gov

Ms. C reported that the officer accused her son of bullying instead of asking for his side of the story. The officer stated, "*Look little man, you can't be out here bullying people,*" at which time Ms. C intervened and yelled at the officer. The officer walked away and stated, "*Now see why your son's a bully and why he acts like that, look how he was raised.*" Ms. C reported that she asked the officer repeatedly for his supervisor, but he did not reply. She began recording and asked the officer for his name and badge number several times, and after five or six times, he turned around with a different demeanor and provided her with the information.

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APPENDIX: INTRODUCTION

APPENDIX: Individual Officer Data

Other Materials: Email Communications and complainant evidence

Date Investigation Completed: December 11, 2025

FINDINGS

1. Unfounded. Investigation classification when the investigator(s) determines, by clear and convincing evidence, that alleged misconduct did not occur or did not involve the subject officer.

Policies Reviewed: 1.1.5.A.4

2. Sustained. Investigation classification when the investigator(s) determines, by a preponderance of the evidence, the alleged misconduct did occur by the subject officer.

3. Not Sustained. Investigation classification when the investigator(s) is unable to determine one way or the other, by a preponderance of the evidence, whether the alleged misconduct either occurred or did not occur.

4. Exonerated. Investigation classification where the investigator(s) determines, by a preponderance of the evidence, that alleged conduct in the underlying complaint did occur but did not violate APD policies, procedures, or training.

5. Sustained Violation Not Based on Original Complaint. Investigation classification where the investigator(s) determines, by a preponderance of the evidence, misconduct did occur that was not alleged in the original complaint (whether CPC or internal complaint) but that other misconduct was discovered during the investigation, and by a preponderance of the evidence, that misconduct did occur.

6. Administratively Closed. Investigation classification where the investigator determines: The policy violations of a minor nature and do not constitute a pattern of misconduct (i.e. a violation subject to a class 7 sanction, -the allegations are duplicative; -the allegations, even if true, do not constitute misconduct; or -the investigation cannot be conducted because of the lack of information in the complaint, and further investigation would be futile).

Additional Comments:

The evidence showed Officer D made several inappropriate/ unprofessional comments to Ms. Cordova and her son. Officer D did not obtain Ms. Cordova's son's side of the story, as he began asking Ms. Co son right away why he was being mean to people, picking on people, and bringing out knives. Officer D also did not notify a supervisor upon Ms.

C request. Officer D made comments about parenting and Ms. C perceived he delayed in providing information. The preponderance of evidence confirmed that Officer D did not act within the scope of his duties. The CPOA recommends an 8 hour suspension.

Note: Officer D is no longer employed with the department.

You have the right to appeal this decision. If you are not satisfied with the findings and/or recommendations of the CPOA Executive Director within 30 calendar days (inclusive of holidays and weekends) of receipt of this letter, communicate your desire to have an appeal hearing before the CPOA Advisory Board in a signed writing addressed to the CPOA Director. Please send your request to P.O. Box 1293, Albuquerque, NM 87103, or by email to CPOA@cabq.gov. Include your CPC number. Upon receipt of the communication, a hearing on the matter will be scheduled at the Board's next regularly scheduled meeting provided there is at least 14 business days between the receipt of the request and the next meeting. In order for the Advisory Board to modify the Director's findings, your appeal must demonstrate one or more of the following:

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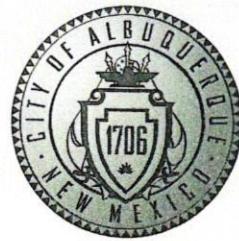
Sincerely,
The Civilian Police Oversight Agency by



Diane McDermott
Executive Director
(505) 924-3770

cc: Albuquerque Police Department Chief of Police

CITY OF ALBUQUERQUE



CIVILIAN POLICE OVERSIGHT AGENCY

December 31, 2025

Via Email

j i

Re: CPC # 181-25

COMPLAINT:

PO Box 1293

Albuquerque

NM 87103

www.cabq.gov

On 08/20/2025, H M submitted a telephone complaint to the CPOA staff regarding an incident (252130475) that occurred on 08/01/2025 at 1050 hours at an unknown location. Mr. M reported that Officer C was out to get him and was stalking him by using the homeless population or drug dealers. Officer C ran his license plate when he had called the APD for help with his wife. Mr. M reported that Officer C was visibly upset that he had not hit his wife and repeatedly asked him, "So you're sure it didn't get physical?" He also reported that Officer C tried to coach him into saying things he did not want to say and that he took Mr. M phone and went through it. He also reported that he was improperly charged with assault on a household member.

EVIDENCE REVIEWED:

Video(s): Yes

APD Report(s): Yes

CAD Report(s): Yes

Complainant Interviewed: Yes

Witness(es) Interviewed: No

APD Employee Interviewed: Yes

APD Employee Involved: Officer C

Other Materials: Email Communications and Court Documents.

Date Investigation Completed: December 5, 2025

FINDINGS

Policies Reviewed: 1.1.5.A.4 (Conduct)

1. Unfounded. Investigation classification when the investigator(s) determines, by clear and convincing evidence, that alleged misconduct did not occur or did not involve the subject officer.

2. Sustained. Investigation classification when the investigator(s) determines, by a preponderance of the evidence, the alleged misconduct did occur by the subject officer.

3. Not Sustained. Investigation classification when the investigator(s) is unable to determine one way or the other, by a preponderance of the evidence, whether the alleged misconduct either occurred or did not occur.

4. Exonerated. Investigation classification where the investigator(s) determines, by a preponderance of the evidence, that alleged conduct in the underlying complaint did occur but did not violate APD policies, procedures, or training.

Policies Reviewed: 2.8.5.A (OBRD)

5. Sustained Violation Not Based on Original Complaint. Investigation classification where the investigator(s) determines, by a preponderance of the evidence, misconduct did occur that was not alleged in the original complaint (whether CPC or internal complaint) but that other misconduct was discovered during the investigation, and by a preponderance of the evidence, that misconduct did occur.

6. Administratively Closed. Investigation classification where the investigator determines: The policy violations of a minor nature and do not constitute a pattern of misconduct (i.e. a violation subject to a class 7 sanction, -the allegations are duplicative; -the allegations, even if true, do not constitute misconduct; or -the investigation cannot be conducted because of the lack of information in the complaint, and further investigation would be futile.

Additional Comments:

1.1.5.A.4: It was determined that Officer C acted appropriately and conducted a proper investigation. There was no evidence that indicated that Officer C used drug dealers or the homeless population to stalk Mr. M [REDACTED] that he attempted to charge Mr. M [REDACTED] with a traffic violation, that he did anything inappropriate or improper with Mr. Melchor's phone, or that he was upset in any manner that Mr. M [REDACTED] did not physically assault Ms. M [REDACTED]. The report was completed in a timely manner and was consistent with the associated materials.

2.8.5.A: It was determined that Officer C failed to activate his OBRD when returning the keys to Ms. M [REDACTED] which was determined to be a mandatory recording event.

The CPOA recommends an 8 hour suspension for the violation.

You have the right to appeal this decision. If you are not satisfied with the findings and/or recommendations of the CPOA Executive Director within 30 calendar days (inclusive of holidays and weekends) of receipt of this letter, communicate your desire to have an appeal hearing before the CPOA Advisory Board in a signed writing addressed to the CPOA Director. Please send your request to P.O. Box 1293, Albuquerque, NM 87103, or by email to CPOA@cabq.gov. Include your CPC number. Upon receipt of the communication, a hearing on the matter will be scheduled at the Board's next regularly scheduled meeting provided there is at least 14 business days between the receipt of the request and the next meeting. In order for the Advisory Board to modify the Director's findings, your appeal must demonstrate one or more of the following:

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Sincerely,
The Civilian Police Oversight Agency by



Diane McDermott
Executive Director
(505) 924-3770

cc: Albuquerque Police Department Chief of Police

CITY OF ALBUQUERQUE

CIVILIAN POLICE OVERSIGHT AGENCY



December 31, 2025

Via Email

Re: CPC # 184-25

COMPLAINT:

PO Box 1293

Albuquerque

NM 87103

www.cabq.gov

On 8/21/25, A M ; submitted a complaint to the CPOA for an incident that day. Ms. Maestas reported that Officer A and 2 male officers responded, did not announce or identify themselves, and kept shaking her gate until asked if they were officers. The officers did not ask her for her or the involved male's information, or ask how they knew her was involved. The officers did not check the perimeter or provide her with a case number. An officer said he would check on her vehicle, but he never returned or provided her with an update and she later found her tires slashed. She reported that Officer A was condescending and laughed at her when she told her why she was scared. She indicated that officer made her feel worse and like she was overreacting.

EVIDENCE REVIEWED:

Video(s): Yes

APD Report(s): N/A

CAD Report(s): Yes

Complainant Interviewed: Yes

Witness(es) Interviewed: N/A

APD Employee Interviewed: Yes

APD Employee Involved: Officer M

Other Materials: Email communications

Date Investigation Completed: December 17, 2025

FINDINGS

Policies Reviewed: 2.60.4.C.1.e

1. Unfounded. Investigation classification when the investigator(s) determines, by clear and convincing evidence, that alleged misconduct did not occur or did not involve the subject officer.

2. Sustained. Investigation classification when the investigator(s) determines, by a preponderance of the evidence, the alleged misconduct did occur by the subject officer.

3. Not Sustained. Investigation classification when the investigator(s) is unable to determine one way or the other, by a preponderance of the evidence, whether the alleged misconduct either occurred or did not occur.

4. Exonerated. Investigation classification where the investigator(s) determines, by a preponderance of the evidence, that alleged conduct in the underlying complaint did occur but did not violate APD policies, procedures, or training.

5. Sustained Violation Not Based on Original Complaint. Investigation classification where the investigator(s) determines, by a preponderance of the evidence, misconduct did occur that was not alleged in the original complaint (whether CPC or internal complaint) but that other misconduct was discovered during the investigation, and by a preponderance of the evidence, that misconduct did occur.

6. Administratively Closed. Investigation classification where the investigator determines: The policy violations of a minor nature and do not constitute a pattern of misconduct (i.e. a violation subject to a class 7 sanction, -the allegations are duplicative; -the allegations, even if true, do not constitute misconduct; or -the investigation cannot be conducted because of the lack of information in the complaint, and further investigation would be futile.

Additional Comments:

2.60.4.C.1.e: It was determined that Officer M observed damage to Ms. M's vehicle and had informed the primary Officer A of the damage. It was not his responsibility to ensure that all tasks necessary to complete the preliminary investigation were completed, as that was Officer A responsibility as the primary officer.

You have the right to appeal this decision. If you are not satisfied with the findings and/or recommendations of the CPOA Executive Director within 30 calendar days (inclusive of holidays and weekends) of receipt of this letter, communicate your desire to have an appeal hearing before the CPOA Advisory Board in a signed writing addressed to the CPOA Director. Please send your request to P.O. Box 1293, Albuquerque, NM 87103, or by email to CPOA@cabq.gov. Include your CPC number. Upon receipt of the communication, a hearing on the matter will be scheduled at the Board's next regularly scheduled meeting provided there is at least 14 business days between the receipt of the request and the next meeting. In order for the Advisory Board to modify the Director's findings, your appeal must demonstrate one or more of the following:

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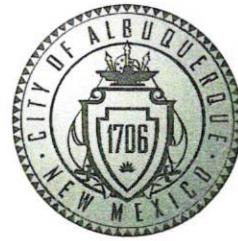


Diane McDermott
Executive Director
(505) 924-3770

cc: Albuquerque Police Department Chief of Police

CITY OF ALBUQUERQUE

CIVILIAN POLICE OVERSIGHT AGENCY



December 31, 2025

Via Email

Re: CPC # 184-25

COMPLAINT:

PO Box 1293

Albuquerque

NM 87103

On 8/21/25, A M submitted a complaint to the CPOA for an incident that day. Ms. Maestas reported that Officer A and 2 male officers responded, did not announce or identify themselves, and kept shaking her gate until asked if they were officers. The officers did not ask her for her or the involved male's information, or ask how they knew her was involved. The officers did not check the perimeter or provide her with a case number. An officer said he would check on her vehicle, but he never returned or provided her with an update and she later found her tires slashed. She reported that Officer A was condescending and laughed at her when she told her why she was scared. She indicated that officer made her feel worse and like she was overreacting.

www.cabq.gov

EVIDENCE REVIEWED:

Video(s): Yes

APD Report(s): N/A

CAD Report(s): Yes

Complainant Interviewed: Yes

Witness(es) Interviewed: N/A

APD Employee Interviewed: Yes

APD Employee Involved: Officer A

Other Materials: Email communications

Date Investigation Completed: December 17, 2025

FINDINGS

1. Unfounded. Investigation classification when the investigator(s) determines, by clear and convincing evidence, that alleged misconduct did not occur or did not involve the subject officer.

Policies Reviewed: 2.60.4.C.1.e

2. Sustained. Investigation classification when the investigator(s) determines, by a preponderance of the evidence, the alleged misconduct did occur by the subject officer.

3. Not Sustained. Investigation classification when the investigator(s) is unable to determine one way or the other, by a preponderance of the evidence, whether the alleged misconduct either occurred or did not occur.

Policies Reviewed: 1.1.5.A.1

4. Exonerated. Investigation classification where the investigator(s) determines, by a preponderance of the evidence, that alleged conduct in the underlying complaint did occur but did not violate APD policies, procedures, or training.

5. Sustained Violation Not Based on Original Complaint. Investigation classification where the investigator(s) determines, by a preponderance of the evidence, misconduct did occur that was not alleged in the original complaint (whether CPC or internal complaint) but that other misconduct was discovered during the investigation, and by a preponderance of the evidence, that misconduct did occur.

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Additional Comments:

1.1.5.A.1: It was determined that Officer A had chuckled, which did not rise to the level of misconduct, as she was not laughing at Ms. M. Officer A had announced herself as a police officer and introduced herself and the other officers. Officer A answered Ms. M questions and did not make some of the statements alleged in the complaint; those that were made were not in the context or manner Ms. M described. Officer A and the other officers had walked around the apartment complex and made attempts to locate the suspicious person.

2.60.4.C.1.e: It was determined that, as the primary officer for this incident, Officer A had not ensured that all necessary tasks for completing the preliminary investigation were completed. She did not document the outcomes and did not ensure Ms. M knew about the tire damage. The CPOA recommends a 40 hour suspension

You have the right to appeal this decision. If you are not satisfied with the findings and/or recommendations of the CPOA Executive Director within 30 calendar days (inclusive of holidays and weekends) of receipt of this letter, communicate your desire to have an appeal hearing before the CPOA Advisory Board in a signed writing addressed to the CPOA Director. Please send your request to P.O. Box 1293, Albuquerque, NM 87103, or by email to CPOA@cabq.gov. Include your CPC number. Upon receipt of the communication, a hearing on the matter will be scheduled at the Board's next regularly scheduled meeting provided there is at least 14 business days between the receipt of the request and the next meeting. In order for the Advisory Board to modify the Director's findings, your appeal must demonstrate one or more of the following:

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Sincerely,
The Civilian Police Oversight Agency by



Diane McDermott
Executive Director
(505) 924-3770

cc: Albuquerque Police Department Chief of Police

CITY OF ALBUQUERQUE

CIVILIAN POLICE OVERSIGHT AGENCY



December 31, 2025

Via Email

Re: CPC # 188-25

COMPLAINT:

PO Box 1293

Albuquerque

NM 87103

www.cabq.gov

On 08/29/2025, the Civilian Police Oversight Agency (CPOA) received an IAPro BlueTeam complaint, submitted on 08/28/2025 by Lieutenant S on behalf of K _____, regarding an incident that occurred on 08/28/2025 at _____.

Lieutenant S reported that Officer D requested assistance regarding a large group of individuals he had detained during a suspicious persons call for service. Upon arrival, Officer D informed Lieutenant S that Ms. K _____ had requested to speak with a supervisor. Ms. K reported that she did not appreciate her interaction with Officer D. She said that he was smirking and smiling disrespectfully. She did not like the way he grabbed her by the left arm and made her sit down. Lieutenant S reported that Officer D failed to activate his OBRD in a timely manner.

EVIDENCE REVIEWED:

Video(s): Yes

APD Report(s): Yes

CAD Report(s): Yes

Complainant Interviewed: No

Witness(es) Interviewed: N/A

APD Employee Interviewed: Yes

APD Employee Involved: Officer D

Other Materials: Email Communications

Date Investigation Completed: December 17, 2025

FINDINGS

1. **Unfounded.** Investigation classification when the investigator(s) determines, by clear and convincing evidence, that alleged misconduct did not occur or did not involve the subject officer.

Policies Reviewed: 2.8.5.A: Mandatory Recording

2. **Sustained.** Investigation classification when the investigator(s) determines, by a preponderance of the evidence, the alleged misconduct did occur by the subject officer.

3. **Not Sustained.** Investigation classification when the investigator(s) is unable to determine one way or the other, by a preponderance of the evidence, whether the alleged misconduct either occurred or did not occur.

Policies Reviewed: 1.1.5.A.4: Conduct;

4. **Exonerated.** Investigation classification where the investigator(s) determines, by a preponderance of the evidence, that alleged conduct in the underlying complaint did occur but did not violate APD policies, procedures, or training.

5. **Sustained Violation Not Based on Original Complaint.** Investigation classification where the investigator(s) determines, by a preponderance of the evidence, misconduct did occur that was not alleged in the original complaint (whether CPC or internal complaint) but that other misconduct was discovered during the investigation, and by a preponderance of the evidence, that misconduct did occur.

6. **Administratively Closed.** Investigation classification where the investigator determines: The policy violations of a minor nature and do not constitute a pattern of misconduct (i.e. a violation subject to a class 7 sanction, -the allegations are duplicative; -the allegations, even if true, do not constitute misconduct; or -the investigation cannot be conducted because of the lack of information in the complaint, and further investigation would be futile.

Additional Comments:

1.1.5.A.4; It was determined through interviews and a partial view of Officer M's OBRD video that Officer D did grab Ms. K by the arm. Minutes after the alleged incident, Lt. S interviewed Ms. K, and during the interview, Lt. S did not observe any injury to Ms. K right arm. Ms. K also advised Lt. S that her arm was no longer hurting at the time of their conversation. Based on the statements and limited OBRD video review, there was no evidence noted that Officer D violated any SOP when he grabbed Ms. K arm. OBRD Video confirmed that at the time of the incident, Officer D was heard slightly chuckling while speaking with Ms. K; however, nothing Officer D said or did rose to the level of violating policy regarding conduct.

2.8.5.A; It was determined that Officer D failed to activate his OBRD for a mandatory recording event with citizens. Officer D was unable to articulate a reasonable safety concern or immediate action to preserve life that would have justified not activating his OBRD. Furthermore, Ms. K alleged that Officer D grabbed her and forced her to the ground during this time of initial contact when his OBRD had not been activated. The CPOA recommends a written reprimand.

You have the right to appeal this decision. If you are not satisfied with the findings and/or recommendations of the CPOA Executive Director within 30 calendar days (inclusive of holidays and weekends) of receipt of this letter, communicate your desire to have an appeal hearing before the CPOA Advisory Board in a signed writing addressed to the CPOA Director. Please send your request to P.O. Box 1293, Albuquerque, NM 87103, or by email to CPOA@cabq.gov. Include your CPC number. Upon receipt of the communication, a hearing on the matter will be scheduled at the Board's next regularly scheduled meeting provided there is at least 14 business days between the receipt of the request and the next meeting. In order for the Advisory Board to modify the Director's findings, your appeal must demonstrate one or more of the following:

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Sincerely,
The Civilian Police Oversight Agency by



Diane McDermott
Executive Director
(505) 924-3770

cc: Albuquerque Police Department Chief of Police

CITY OF ALBUQUERQUE



CIVILIAN POLICE OVERSIGHT AGENCY

December 31, 2025

Via Email

Re: CPC # 195-25

COMPLAINT:

PO Box 1293

Albuquerque

NM 87103

www.cabq.gov

On 09/09/2025, Ms. S submitted an online complaint to the CPOA regarding an incident that occurred on 09/04/2025. Ms. S reported that she was pulled over by Officer G, who was being trained by Officer R. She was issued a penalty assessment citation without being given the option to appear in court. She told the officers she wanted to contest the citation in court because it was her right. Officer R told her to just sign the citation and call the court to schedule a hearing. She refused to sign the penalty assessment citation, and Officer R became irritated with her and attempted to intimidate her. Ms. S was issued the requested citation, but said Officer R tried to violate her constitutional rights, intimidate her using his badge, and force her to take the penalty assessment.

EVIDENCE REVIEWED:

Video(s): Yes

APD Report(s): N/A

CAD Report(s): Yes

Complainant Interviewed: Yes

Witness(es) Interviewed: N/A

APD Employee Interviewed: Yes

APD Employee Involved: Officer R

Other Materials: Email Communications, Citation, Court Document, & SOP 1.46.

Date Investigation Completed: December 5, 2025

FINDINGS

Policies Reviewed: 1.1.5.A.1 (Conduct)

1. **Unfounded.** Investigation classification when the investigator(s) determines, by clear and convincing evidence, that alleged misconduct did not occur or did not involve the subject officer.

Policies Reviewed: 2.41.4.A.2.a (Traffic Citations)

2. **Sustained.** Investigation classification when the investigator(s) determines, by a preponderance of the evidence, the alleged misconduct did occur by the subject officer.

3. **Not Sustained.** Investigation classification when the investigator(s) is unable to determine one way or the other, by a preponderance of the evidence, whether the alleged misconduct either occurred or did not occur.

4. **Exonerated.** Investigation classification where the investigator(s) determines, by a preponderance of the evidence, that alleged conduct in the underlying complaint did occur but did not violate APD policies, procedures, or training.

Policies Reviewed: 2.41.4.A.1.f.i (Traffic Citations)

5. **Sustained Violation Not Based on Original Complaint.** Investigation classification where the investigator(s) determines, by a preponderance of the evidence, misconduct did occur that was not alleged in the original complaint (whether CPC or internal complaint) but that other misconduct was discovered during the investigation, and by a preponderance of the evidence, that misconduct did occur.

6. **Administratively Closed.** Investigation classification where the investigator determines: The policy violations of a minor nature and do not constitute a pattern of misconduct (i.e. a violation subject to a class 7 sanction, -the allegations are duplicative; -the allegations, even if true, do not constitute misconduct; or -the investigation cannot be conducted because of the lack of information in the complaint, and further investigation would be futile.

Additional Comments:

1.1.5.A.1: It was determined that Officer R remained calm and professional throughout the interaction. There was no indication or evidence that Officer R sighed or became irritated with Ms. S [REDACTED], tried to violate her rights, attempted to intimidate her, or tried to force her to take the penalty assessment. Officer R was providing guidance to Officer G, his trainee, on how to proceed and prepare for the impending court date.

2.41.4.A.1.f.i: It was determined that Officer G and Officer R failed to ask Ms. S [REDACTED] for, or include, her phone number and email address on the citation as required. Though Officer G issued the citation, he did so under the guidance of Officer R, who took responsibility for the violation because he was the FTO and had not properly trained Officer G in requesting and documenting the required information.

2.41.4.A.2.a: It was determined that Officer G and Officer R failed to advise Ms. S [REDACTED] of the citation options as required. Though Officer G issued the citation, he did so under the guidance of Officer R, who took responsibility for the violation as the FTO. The CPOA recommends an 8 hour suspension for the two policy violations.

You have the right to appeal this decision. If you are not satisfied with the findings and/or recommendations of the CPOA Executive Director within 30 calendar days (inclusive of holidays and weekends) of receipt of this letter, communicate your desire to have an appeal hearing before the CPOA Advisory Board in a signed writing addressed to the CPOA Director. Please send your request to P.O. Box 1293, Albuquerque, NM 87103, or by email to CPOA@cabq.gov. Include your CPC number. Upon receipt of the communication, a hearing on the matter will be scheduled at the Board's next regularly scheduled meeting provided there is at least 14 business days between the receipt of the request and the next meeting. In order for the Advisory Board to modify the Director's findings, your appeal must demonstrate one or more of the following:

- 1) A policy was misapplied in the evaluation of the complaint;
- 2) That the findings or recommendations were arbitrary, capricious or constituted an abuse of discretion; or
- 3) that the findings and recommendations were not consistent with the record evidence.

Administratively closed complaints maybe re-opened if additional information becomes available. Please provide your additional information in writing to the CPOA Director as listed above.

If you are not satisfied with the final disciplinary decision of the Office of Police Reform or any matter relating to the Office of Police Reform's handling of the complaint you may request a review of the complaint by the City's Chief Administrative Officer by sending a letter to the Office of the Mayor, P.O. Box 1293, Albuquerque, NM 87103. Your request must be in writing and within 30 calendar days (inclusive of holidays and weekends) of receipt of the Office of Police Reform letter. Include your CPC number. The review by the Chief Administrative Officer is independent of the Advisory Board.

If you have a computer available, we would greatly appreciate your completing our client survey form at <http://www.cabq.gov/cpoa/survey>. Thank you for participating in the process of civilian oversight of the police, ensuring officers and personnel of the APD are held accountable, and improving the process.

Sincerely,
The Civilian Police Oversight Agency by



Diane McDermott
Executive Director
(505) 924-3770

cc: Albuquerque Police Department Chief of Police

CITY OF ALBUQUERQUE

CIVILIAN POLICE OVERSIGHT AGENCY



December 31, 2025

Via Email

Re: CPC # 195-25

COMPLAINT:

PO Box 1293

Albuquerque

NM 87103

www.cabq.gov

On 09/09/2025, Ms. S submitted an online complaint to the CPOA regarding an incident that occurred on 09/04/2025. Ms. S reported that she was pulled over by Officer G, who was being trained by Officer R. She was issued a penalty assessment citation without being given the option to appear in court. She told the officers she wanted to contest the citation in court because it was her right. Officer R told her to just sign the citation and call the court to schedule a hearing. She refused to sign the penalty assessment citation, and Officer R became irritated with her and attempted to intimidate her. Ms. S was issued the requested citation, but said Officer R tried to violate her constitutional rights, intimidate her using his badge, and force her to take the penalty assessment.

EVIDENCE REVIEWED:

Video(s): Yes

APD Report(s): N/A

CAD Report(s): Yes

Complainant Interviewed: Yes

Witness(es) Interviewed: N/A

APD Employee Interviewed: Yes

APD Employee Involved: Officer G

Other Materials: Email Communications, Citation, and Court Document.

Date Investigation Completed: December 5, 2025

FINDINGS

1. **Unfounded.** Investigation classification when the investigator(s) determines, by clear and convincing evidence, that alleged misconduct did not occur or did not involve the subject officer.

2. **Sustained.** Investigation classification when the investigator(s) determines, by a preponderance of the evidence, the alleged misconduct did occur by the subject officer.

3. **Not Sustained.** Investigation classification when the investigator(s) is unable to determine one way or the other, by a preponderance of the evidence, whether the alleged misconduct either occurred or did not occur.

Policies Reviewed: 2.41.4.A.1.f.i & 2.41.4.A.2.a (Traffic Citations)

4. **Exonerated.** Investigation classification where the investigator(s) determines, by a preponderance of the evidence, that alleged conduct in the underlying complaint did occur but did not violate APD policies, procedures, or training.

5. **Sustained Violation Not Based on Original Complaint.** Investigation classification where the investigator(s) determines, by a preponderance of the evidence, misconduct did occur that was not alleged in the original complaint (whether CPC or internal complaint) but that other misconduct was discovered during the investigation, and by a preponderance of the evidence, that misconduct did occur.

6. **Administratively Closed.** Investigation classification where the investigator determines: The policy violations of a minor nature and do not constitute a pattern of misconduct (i.e. a violation subject to a class 7 sanction, -the allegations are duplicative; -the allegations, even if true, do not constitute misconduct; or -the investigation cannot be conducted because of the lack of information in the complaint, and further investigation would be futile).

Additional Comments:

2.41.4.A.1.f.i: It was determined that Officer G and Officer R failed to ask Ms. S for, or include, her phone number and email address on the citation as required. Though Officer G issued the citation, he did so under the guidance of Officer R, who took responsibility for the violation because he was the FTO and had not properly trained Officer G in requesting and documenting the required information.

2.41.4.A.2.a: It was determined that Officer G and Officer R failed to advise Ms. S of the citation options as required. Though Officer G issued the citation, he did so under the guidance of Officer R, who took responsibility for the violation as the FTO.

You have the right to appeal this decision. If you are not satisfied with the findings and/or recommendations of the CPOA Executive Director within 30 calendar days (inclusive of holidays and weekends) of receipt of this letter, communicate your desire to have an appeal hearing before the CPOA Advisory Board in a signed writing addressed to the CPOA Director. Please send your request to P.O. Box 1293, Albuquerque, NM 87103, or by email to CPOA@cabq.gov. Include your CPC number. Upon receipt of the communication, a hearing on the matter will be scheduled at the Board's next regularly scheduled meeting provided there is at least 14 business days between the receipt of the request and the next meeting. In order for the Advisory Board to modify the Director's findings, your appeal must demonstrate one or more of the following:

- 1) A policy was misapplied in the evaluation of the complaint;
- 2) That the findings or recommendations were arbitrary, capricious or constituted an abuse of discretion; or
- 3) that the findings and recommendations were not consistent with the record evidence.

Administratively closed complaints maybe re-opened if additional information becomes available. Please provide your additional information in writing to the CPOA Director as listed above.

If you are not satisfied with the final disciplinary decision of the Office of Police Reform or any matter relating to the Office of Police Reform's handling of the complaint you may request a review of the complaint by the City's Chief Administrative Officer by sending a letter to the Office of the Mayor, P.O. Box 1293, Albuquerque, NM 87103. Your request must be in writing and within 30 calendar days (inclusive of holidays and weekends) of receipt of the Office of Police Reform letter. Include your CPC number. The review by the Chief Administrative Officer is independent of the Advisory Board.

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Sincerely,
The Civilian Police Oversight Agency by



Diane McDermott
Executive Director
(505) 924-3770

cc: Albuquerque Police Department Chief of Police

CITY OF ALBUQUERQUE

CIVILIAN POLICE OVERSIGHT AGENCY



December 31, 2025

Via Email

Re: CPC # 244-25

COMPLAINT:

PO Box 1293

Albuquerque

NM 87103

www.cabq.gov

On 10/30/2025, Ms. J submitted a telephone complaint to the CPOA staff regarding an incident that occurred on 10/29/2025 around 1300 hours or sometime in the afternoon during a sweep at Central Avenue and Vermont Street. Ms. J reported that a nearby business owner grabbed her colleague by the arm and threw their telephone, smashing it. Six officers observed the incident but laughed, brushed it off, and did not check on them. One officer stated, "*if you love them so much let them shit in your yard.*" The officers were performing a sweep of a homeless encampment and throwing their tents, food, and bicycles away. Ms. J advised that she had a video of the incident to provide and listed no involved police personnel or additional witnesses.

EVIDENCE REVIEWED:

Video(s): Yes

APPD Report(s): N/A

CAD Report(s): Yes

Complainant Interviewed: Yes

Witness(es) Interviewed: N/A

APD Employee Interviewed: N/A

APD Employee Involved: Not Applicable

Other Materials: Email Communications.

Date Investigation Completed: December 3, 2025

FINDINGS

1. Unfounded. Investigation classification when the investigator(s) determines, by clear and convincing evidence, that alleged misconduct did not occur or did not involve the subject officer.

2. Sustained. Investigation classification when the investigator(s) determines, by a preponderance of the evidence, the alleged misconduct did occur by the subject officer.

3. Not Sustained. Investigation classification when the investigator(s) is unable to determine one way or the other, by a preponderance of the evidence, whether the alleged misconduct either occurred or did not occur.

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5. Sustained Violation Not Based on Original Complaint. Investigation classification where the investigator(s) determines, by a preponderance of the evidence, misconduct did occur that was not alleged in the original complaint (whether CPC or internal complaint) but that other misconduct was discovered during the investigation, and by a preponderance of the evidence, that misconduct did occur.

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Additional Comments:

This case was Administratively Closed, as the complainant failed to provide any information or materials to assist with their claims, and no evidence of a violation in reference to this complaint was discovered during a review of the available evidence.

You have the right to appeal this decision. If you are not satisfied with the findings and/or recommendations of the CPOA Executive Director within 30 calendar days (inclusive of holidays and weekends) of receipt of this letter, communicate your desire to have an appeal hearing before the CPOA Advisory Board in a signed writing addressed to the CPOA Director. Please send your request to P.O. Box 1293, Albuquerque, NM 87103, or by email to CPOA@cabq.gov. Include your CPC number. Upon receipt of the communication, a hearing on the matter will be scheduled at the Board's next regularly scheduled meeting provided there is at least 14 business days between the receipt of the request and the next meeting. In order for the Advisory Board to modify the Director's findings, your appeal must demonstrate one or more of the following:

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(505) 924-3770

cc: Albuquerque Police Department Chief of Police