

# CITY OF ALBUQUERQUE



## CIVILIAN POLICE OVERSIGHT AGENCY

June 30, 2026

Via Email

Re: CPC # 033-26

### **COMPLAINT:**

PO Box 1293

Albuquerque

NM 87103

Mr. D filed multiple complaints against Officer O, alleging misconduct, including mocking language, creating a hostile environment, disrespectful tone, misleading information, and belittling behavior during an incident on 02/11/2026. He also claims Officer O intimidated, threatened, and mocked him in relation to cases filed in his name, citing discrimination based on his status as a pro se litigant. Additionally, Mr. D reported issues with police procedure regarding rental evictions and the return of service involving APD Officer O, raising concerns about procedural due process and case documentation.

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

### **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 O

Other Materials: email communications

Date Investigation Completed: June 3, 2026



## **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.

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Policies Reviewed: 1.1.5.A.5

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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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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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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Policies Reviewed: 2.16.5.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.

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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.

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### **Additional Comments:**

1.1.5.A.5 - The OBRD recordings objectively confirmed that Officer O used mocking, profane, and belittling language toward Mr. D including dismissive and derogatory remarks about his legal understanding and personal statements. Officer O admitted to using blunt and inappropriate language and acknowledged that his familiarity with Mr. D influenced his tone and approach. The evidence showed that Officer O interrupted Mr. D repeatedly, remained in close proximity while speaking in a forceful manner, and denied Mr. Dailey's request to record the interaction. These actions demonstrated unprofessional conduct.

2.16.5.C.1 - The report history confirmed that the required Offense/Incident Report was not completed or submitted by the end of his shift on 02/11/2026 but on 03/09/2026. The CPOA recommends an 8 hour suspension for the two 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](mailto: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:**

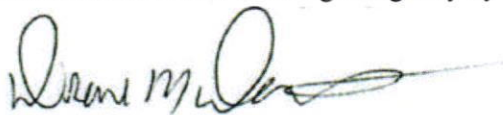
- 1) A policy was misapplied in the evaluation of the complaint;
- 2) That the findings or recommendations were arbitrary, capricious or constituted an abuse of discretion; or
- 3) that the findings and recommendations were not consistent with the record evidence.

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.

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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

June 29, 2026

Via Email

Re: CPC # 034-26

### **COMPLAINT:**

PO Box 1293

Albuquerque

NM 87103

On 02/27/2026, C r L submitted an online complaint to the CPOA regarding an incident that occurred on 02/27/2026 at 1645 hours at 1177 Cardenas Drive Southeast, Apartment 330. Mr. L indicated that he was involved in a disturbance with apartment complex personnel, and the responding officers were rude and unprofessional. Mr. L showed Officer A a video of him being assaulted. Officer M-F informed Mr. L that he was being charged with criminal trespass, yet he was on his own property during office hours, had been assaulted, and had called the police. Mr. L reported that he was falsely charged and treated unprofessionally.

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

### **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 M-F

Other Materials: Email Communications.

Date Investigation Completed: June 9, 2026



## 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: 2.16.5.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:

1.1.5.A.4: It was determined that Officer M-F was not rude or unprofessional and did not falsely charge Mr. L . Officer M-F took a statement from Mr. L and reviewed a video that Mr. L showed him twice. Officer M-F observed escalated behavior from Mr. L upon arrival and obtained statements from others and made his determination. Officer M-F reported Mr. L would receive a summons for criminal trespass for pushing his way into the manager's office when he was not allowed in and refusing to leave. He was not trespassed from his apartment, only the office.

2.16.5.C.1: It was determined that Officer M-F did not submit the associated report in a timely manner. The CPOA recommends a verbal 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](mailto: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

June 30, 2026

Via Email

Re: CPC # 035-26

### **COMPLAINT:**

PO Box 1293

Albuquerque

NM 87103

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

On 03/01/2026, W E R submitted an online complaint to the Civilian Police Oversight Agency (CPOA) regarding an incident that occurred on 12/20/2025 at 1034 hours on "Montao RD NE." Ms. E R indicated that she was involved in a crash, and the submitted evidence was omitted; the report had multiple inconsistencies and nonfactual information. Ms. E R indicated that the investigation was not conducted impartially or fairly, that the other driver was protected and favored, and that there was an appearance of bias and potential conflict of interest regarding Officer W and Sergeant M. Ms. E R advised that she had attempted to contact the involved personnel multiple times, but to no avail.

### **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 W

Other Materials: Email communications, TraCS, and citizen's evidence.

Date Investigation Completed: June 25, 2026



## **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.



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.4: The evidence showed Officer W treated Ms. R : professionally, provided her with the proper information and assistance regarding the crash investigation, and acted upon the information he received in a proper and judicious manner within the scope of his duties. Elements regarding the other driver's conduct were not appropriate to add to a crash investigation report as no charges were requested. There was no favoring of one party over the other evident.

1.1.6.C.1: The review of the crash report determined that there were multiple inaccuracies in the crash report completed by Officer W. They were corrected in a supplemental report, but the supplemental was not filed until 21 days after Officer W spoke to Ms. R , leading her to believe nothing was being done. The CPOA recommends a written reprimand.

Ms. R : made a vague allegation during the interview that Officer C was dismissive, but a review of the OBRD showed limited interaction and the interactions were professional; it was determined an alleged SOP against Officer C would not be appropriate.

**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](mailto: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

June 30, 2026

Via Email

Re: CPC # 036-26

### **COMPLAINT:**

PO Box 1293

On 03/03/2026, Mr. G submitted a telephone complaint to the Civilian Police Oversight Agency (CPOA) regarding an incident that occurred on 02/26/2026 at night at 500 Ortiz. Mr. G reported that the female officer cursed and called his female neighbor names.

Albuquerque

NM 87103

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

### **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 A

Other Materials: Email Communications

Date Investigation Completed: June 16, 2026

## 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.

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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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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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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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Policies Reviewed: General Order 1.1.5.A.5

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.5: It was determined that Officer A spoke in a derogatory manner while in the presence of civilians and was observed using profanity directed to insult a civilian during the OBRD Video review.

It should be noted that due to Mr. G not being in the direct presence of the officers during the incident on 02/25/26, he may have been hearing the subjects of the incident who were yelling and cursing during the incident. However during the review of the OBRD Videos, Officer A was noted stating insulting comments toward Mr. Garcia's neighbor while speaking with fellow officers hence the Sustained Violation Not Based on Original Complaint in lieu of a Sustained finding.

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](mailto: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

June 30, 2026

Via Email

**Re: CPC # 036-26**

### **COMPLAINT:**

PO Box 1293

Mr. G reported that the officers were unprofessional and violated 1-1 and 1-5. The female officer was in unit W71 (white SUV) and intimidated and provoked Mr. G with her body positioning.

Albuquerque

Mr. G reported that the female officer cursed and called his female neighbor names.

NM 87103

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

### **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 K

Other Materials: Email Communications

Date Investigation Completed: June 16, 2026



## **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.

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Policies Reviewed: General Order 1.1.5.A.5

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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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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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.5- It was determined that Officer K did not make the alleged comments during the incident on 02/25/26; however, she violated the SOP in question due to the comments made during the incident on 02/26/26, as she was noted to be cursing while engaging with Mr. G as well as using profanity directed to insult Mr. G. 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](mailto: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

June 30, 2026

Via Email

Re: CPC # 036-26

### **COMPLAINT:**

PO Box 1293

Mr. G reported that the officers were unprofessional and violated 1-1 and 1-5. The male officer violated his civil rights, used force against him by removing him from his property, and threatened him for interfering.

Albuquerque

NM 87103

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

### **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 L

Other Materials: Email Communications

Date Investigation Completed: June 16, 2026

## **FINDINGS**

Policies Reviewed: Procedural Order 2.52.4.C.3

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: Procedural Order 2.56.4.C.1.a

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.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 L did make some of the reported comments toward Mr. G however none of those comments rose to the level of violating the SOP in question.

2.52.4.C.3: It was determined that Officer L did not remove Mr. G from his property or use force as defined by policy at the time of the incident

2.56.4.C.1.a: It was determined that Officer L even though a reportable force did not occur, did not notify the on-duty supervisor of the allegation of force being used as required by policy. The CPOA recommends a written reprimand.



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

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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

June 30, 2026

Via Email

Re: CPC # 037-26

### **COMPLAINT:**

PO Box 1293

Albuquerque

NM 87103

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

On 03/03/2026, Valentino F submitted an online complaint to the CPOA regarding an incident that occurred on 02/22/2026. He indicated that he was contacted by Officer C after being involved in an incident at 101 Coors Blvd. NW. Officer C took Mr. F into custody and placed him in danger by j-walking him across the street to the patrol vehicle. Officer C slammed Mr. F face into the back window of the patrol vehicle and began to cut his backpack off of him. Officer C was disorderly at the hospital, pinched Mr. F wrist with the handcuffs, and harassed Mr. F by saying, "I was going to be protecting my butthole in jail." Mr. F indicated that his backpack was not returned after his release, and was concerned that Officer C had stolen it. The backpack contained personal items.

### **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 F

Other Materials: Emails, complainant submitted video & RTCC video footage.

Date Investigation Completed: June 2, 2026



## **FINDINGS**

Policies Reviewed: 2.52.4.D, Core Principles

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.1, Public Welfare

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.(5)(6) Procedures, 2.73.5.B.1.a Tagging and Submission of Evidence

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 C violated APD policy when he told Mr. F that he would be protecting his butthole in jail, he should not have run like a little bitch, and other inappropriate comments

2.7.4.B.(5)(6); It was determined that Officer C failed to inform Mr. F about Risk Management's role since Officer C damaged his backpack.

2.73.5.B.1.a; It was determined that Officer C should have searched the backpack that was held for safekeeping to make sure that no hazardous materials were within the bag prior to storage in an APD evidence locker as per Chief Medina's Special Order 25-84 (Amended).

2.52.4.D; It was determined that Officer C did not use any force on Mr. F but used low-level control tactics as documented in the incident report. He did not pull out his duty weapon or slam Mr. F to the ground as alleged. Officer C did not slam Mr. F face into the back of the police vehicle as alleged. Clear and convincing evidence showed that Mr. F threw his own body weight and head onto the rear glass of the police vehicle. The CPOA recommends two written reprimands.

**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](mailto: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.

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Sincerely,  
The Civilian Police Oversight Agency by

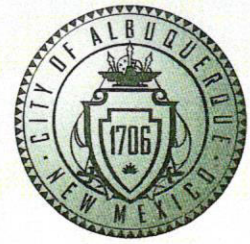


Diane McDermott  
Executive Director  
(505) 924-3770

cc: Albuquerque Police Department Chief of Police



# CITY OF ALBUQUERQUE



## CIVILIAN POLICE OVERSIGHT AGENCY

June 15, 2026

Via Email

Re: CPC # 051-26

### **COMPLAINT:**

PO Box 1293

Albuquerque

NM 87103

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

E G reported that a tow truck driver was not cited for parking his tow vehicle on the road, but was issued a warning citation because PSA M reportedly had no measuring equipment. Ms. G reported that she received an email from Lieutenant P on 09/09/2025, stating that he showed PSA M where a measuring tape was located and advised her of the importance of having everything she needed to write the citation. She reported her belief that someone was lying.

### **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: Lieutenant P

Other Materials: Email Communications including complainant's email.

Date Investigation Completed: May 13, 2026

## **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: 3.14.4.A.1.b(Supervision)

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:**

It was determined that the Lieutenant could not definitively confirm that he had communicated and confirmed their understanding with his sergeants regarding the location of a tape measure, which they reportedly relayed to the police service aides, as stated in his email to E G on 09/09/2025. He did not have evidence of the text he sent explicitly stating the tape measure's location or how to use it. Additionally, interviews with the PSA and Sergeant corroborated that they were not told or at least comprehended the location of a tape measure. There was an apparent disconnect between the information that the Lieutenant may have communicated and the understanding of the Sergeant and PSA, but insufficient evidence to support Ms. G's assertion that untruthfulness occurred. The evidence showed that the PSA was not yet equipped with a tape measure or trained in its use as of 12/25/2025. 3.14.4.A.1.g.ii was additionally considered in this matter, which states, "***A supervisor is responsible to their subordinates for providing direction, information, training, counseling, mentoring, and resources to perform their duties.*** ***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](mailto: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.

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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

June 15, 2026

Via Email

Re: CPC # 051-26

### **COMPLAINT:**

PO Box 1293

Albuquerque

NM 87103

E G reported that PSA M did not cite a tow truck driver because she reportedly did not have a tape measure or any measuring equipment. Ms. G reported that PSA M bantered with the tow truck driver, saying she took the call because she knew the situation, and joked that she was never taught how to use a measuring tape in PSA school, she didn't carry one, so she couldn't do anything about it. Ms. G reported that some people got preferential treatment because they work with the police. She reported that PSA M and the tow truck driver appeared friendly with each other when she watched PSA M's OBRD video, and that PSA M wrote "Merry Christmas" and "warning" in parentheses on the citation.

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

Other Materials: Emails, including complainant's email & SOP 1-78

Date Investigation Completed: May 13, 2026



## 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 (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.

☐

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:

It was determined PSA M had written "*Merry Christmas*" and "*Warning*" on a citation, along with a CAD number, and indicated that the CAD would contain the caller's number. Her supervisors deemed this unprofessional, as it could be seen as preferential treatment by Mr. and Mrs. G. The PSA's claim she did not issue a citation because she lacked training with a tape measure was considered insufficient justification, since she specifically responded to calls regarding the issue and admitted she could have asked her sergeant to show her how to use one. She should have ensured she was prepared to fulfill her role since this was a known and ongoing issue as per APD SOP 1.78.6.D.5.a. she has a responsibility, which states, "*A PSA shall be responsible for enforcing parking violations on public and private property*"  
*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](mailto: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:**

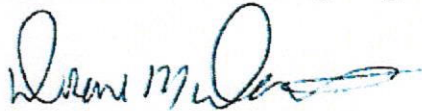
- 1) A policy was misapplied in the evaluation of the complaint;
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- 3) that the findings and recommendations were not consistent with the record evidence.

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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

June 24, 2026

Via Email

Re: CPC # 165-25

### **COMPLAINT:**

PO Box 1293

Albuquerque

NM 87103

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

On 8/03/25, R H submitted a complaint to the CPOA for an incident on 7/21/25. Ms. H reported that officers entered a residence without a warrant or consent from a leaseholder or resident. An individual not on the lease granted the officers consent to enter, where no visible danger was observed, and Ms. H boyfriend, Wendell J was present with his minor child. Despite no clear evidence of abuse or abandonment, Mr. J was arrested, and the child was removed from the home. The child's mother was never notified, no 72-hour CYFD hearing was held or disclosed, which violated due process and child welfare law. Ms. H believed that the officers violated the 4th amendment, state child protection laws, and department policies.

### **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 F

Other Materials: Email communications, NM courts document, CYFD custody form

Date Investigation Completed: December 1, 2025



## **FINDINGS**

Policies Reviewed: 2.71.4.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:**

Ms. H did not participate in the investigative process.

2.71.4.A.1: It was determined that Officer F had entered a residence and made an arrest, search, and seizure that were lawful in accordance with related Department Standard Operating Procedures.



**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](mailto: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 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

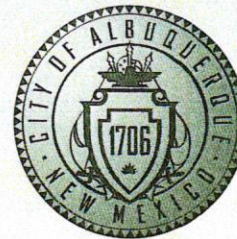


Diane McDermott  
Executive Director  
(505) 924-3770

cc: Albuquerque Police Department Chief of Police



# CITY OF ALBUQUERQUE



## CIVILIAN POLICE OVERSIGHT AGENCY

June 24, 2026

Via Email

Re: CPC # 165-25

### **COMPLAINT:**

PO Box 1293

Albuquerque

NM 87103

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

On 8/03/25, R H submitted a complaint to the CPOA for an incident on 7/21/25 at 304 Charleston SE, Apartment 2. Ms. H reported that officers entered a residence without a warrant or consent from a leaseholder or resident. An individual not on the lease granted the officers consent to enter, where no visible danger was observed, and Ms. H's boyfriend, Wendell J was present with his minor child. Despite no clear evidence of abuse or abandonment, Mr. J was arrested, and the child was removed from the home. The child's mother was never notified, no 72-hour CYFD hearing was held or disclosed, which violated due process and child welfare law. Ms. H believed that the officers violated the 4th amendment, state child protection laws, and department policies.

### **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, NM courts document, CYFD custody form

Date Investigation Completed: December 1, 2025



## **FINDINGS**

Policies Reviewed: 2.71.4.A.1 & 2.92.4.C.3

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:**

Ms. Hernandez did not participate in the investigative process.

2.71.4.A.1: It was determined that Officer A had entered a residence and made a seizure that was lawful in accordance with related Department Standard Operating Procedures.

2.92.4.C.3: It was determined that Officer A had acted in accordance with NMSA 1978, 32A-4-6, when holding or taking a child into custody.



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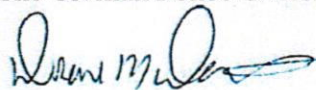
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The Civilian Police Oversight Agency by

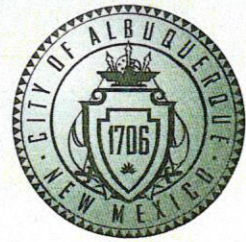


Diane McDermott  
Executive Director  
(505) 924-3770

cc: Albuquerque Police Department Chief of Police



# CITY OF ALBUQUERQUE



## CIVILIAN POLICE OVERSIGHT AGENCY

June 22, 2026

Via Email

Re: CPC # 172-25

### **COMPLAINT:**

PO Box 1293

Albuquerque

NM 87103

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

Elijah J submitted a complaint reporting Officer H did not let him submit evidence and believed psychopaths disguised as victims. Mr. J reported Officer H violated his constitutional and human rights. Additionally, Mr. J reported Officer H had been ignoring his calls, and his perception was skewed because his grandfather was doing good and had money. He reported Officer H helped his grandfather instead of him. Mr. J reported "discrimination against disability," indicating Officer H had done this by documenting that he was manic in his report.

### **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 H

Other Materials: Email Communications

Date Investigation Completed: December 9, 2025



## **FINDINGS**

Policies Reviewed: 1.1.5.A.2, 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.



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.2: It was determined, based on the evidence, that Officer H did not discriminate against Elijah J because of his reported PTSD disability, or violate his constitutional and human rights. There was no evidence to show Officer H's investigation was affected by Mr. J grandfather's socioeconomic status. There was no domestic violence crime committed that would have required Officer H to identify a primary aggressor.

1.1.5.A.4: It was determined, based on the evidence, that Officer H had never received a phone call from Elijah J regarding evidence. Officer H reported that the allegation that he had believed psychopaths who had disguised themselves as victims was not a part of the call or his investigation.



**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](mailto: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:**

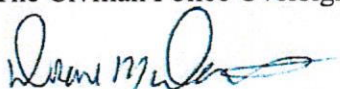
- 1) A policy was misapplied in the evaluation of the complaint;
- 2) That the findings or recommendations were arbitrary, capricious or constituted an abuse of discretion; or
- 3) that the findings and recommendations were not consistent with the record evidence.

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

June 24, 2026

Via Email

Re: CPC # 175-25

### **COMPLAINT:**

PO Box 1293

Albuquerque

NM 87103

On 08/14/2025, the Civilian Police Oversight Agency (CPOA) received an IAPro Blue Team Entry from Sergeant C regarding a series of related incidents that occurred on 08/11/2025, 08/12/2025, and 08/13/2025 at different times. Dr. S reported that a Hispanic officer was completely rude to her. She told the officer that she had requested a supervisor and did not want to speak with a "deputy." The Hispanic officer was so disrespectful that he slammed the door and walked outside. She felt his facial expressions suggested he thought, "*How dare she ask for a supervisor,*" and that he believed she had caused him inconvenience. She told this officer that he could not assist her and that she needed to speak with a supervisor who could explain why they failed to follow protocol on Monday night.

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

### **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 A

Other Materials: Email Communications

Date Investigation Completed: December 8, 2025



## FINDINGS

Policies Reviewed: 1.1.5.A.1; Treat the public with respect, courtesy, and professionalism always

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:

It was determined that Dr. S told Officer A and Officer H she did not want to speak with them unless they could answer very specific questions about incidents from the past three days. Dr. S would not allow Officer H to speak when he asked if he could say something. Officer A chose to disengage and step outside to wait for his supervisor because Dr. S appeared confrontational toward both officers. He did not slam any doors, raise his voice, or appear disappointed that she asked for a supervisor. Instead, he simply followed her instructions not to speak with her unless he could answer the questions, and, as she requested, a supervisor was on his way to assist her. The OBRD footage did not show him being rude, disrespectful, or irritated in any way.

It should be noted that neither officer was aware of what Dr. S had reported regarding her employee, M G as they were not the officers who responded to any of the calls over the last three days.



**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](mailto: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

June 24, 2026

Via Email

Re: CPC # 175-25

### **COMPLAINT:**

PO Box 1293

Albuquerque

NM 87103

On 08/14/2025, the Civilian Police Oversight Agency (CPOA) received an IAPro Blue Team Entry from Sergeant C regarding a series of related incidents that occurred on 08/11/2025, 08/12/2025, and 08/13/2025 at different times. Dr. S reported that a Hispanic officer was completely rude to her. She told the officer that she had requested a supervisor and did not want to speak with a "deputy." The Hispanic officer was so disrespectful that he slammed the door and walked outside. She felt his facial expressions suggested he thought, "*How dare she ask for a supervisor,*" and that he believed she had caused him inconvenience. She told this officer that he could not assist her and that she needed to speak with a supervisor who could explain why they failed to follow protocol on Monday night.

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

### **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 A

Other Materials: Email Communications

Date Investigation Completed: December 8, 2025



## FINDINGS

Policies Reviewed: 1.1.5.A.1; Treat the public with respect, courtesy, and professionalism always

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.



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### Additional Comments:

It was determined that Dr. S told Officer A and Officer H she did not want to speak with them unless they could answer very specific questions about incidents from the past three days. Dr. S would not allow Officer H to speak when he asked if he could say something. Officer A chose to disengage and step outside to wait for his supervisor because Dr. S appeared confrontational toward both officers. He did not slam any doors, raise his voice, or appear disappointed that she asked for a supervisor. Instead, he simply followed her instructions not to speak with her unless he could answer the questions, and, as she requested, a supervisor was on his way to assist her. The OBRD footage did not show him being rude, disrespectful, or irritated in any way.

It should be noted that neither officer was aware of what Dr. S had reported regarding her employee, M G as they were not the officers who responded to any of the calls over the last three days.



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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

June 24, 2026

Via Email

Re: CPC # 175-25

### **COMPLAINT:**

PO Box 1293

Albuquerque

NM 87103

On 08/14/2025, the Civilian Police Oversight Agency (CPOA) received an IAPro Blue Team Entry from Sergeant C regarding a series of related incidents that occurred on 08/11/2025, 08/12/2025, and 08/13/2025 at different times. Sergeant C reported that he was dispatched to 3200 La Orilla Road Northwest at the request of Officer H. because Dr. D S wanted to speak with a supervisor about previous incidents involving police, one of her employees, and her employee's ex-boyfriend. Ms. S stated that an incident happened on 08/11/2025 at 405 Dan Avenue Southeast, where her employee M G ex-boyfriend J H should have been charged with violating conditions of release. Officer S should have arrested J H on 08/13/2025, and threatened M G for non compliance.

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

Other Materials: Email Communications and Witness Submitted Videos

Date Investigation Completed: December 8, 2025



## **FINDINGS**

Policies Reviewed: 1.1.5.A.4: Obtain information from the public and act upon it within scope

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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### **Additional Comments:**

It was determined that Officer S followed APD policy when he attempted to serve a protection order and gain custody of minor children. No evidence was submitted or reviewed indicating that Officer S should have arrested Mr. H for violating the conditions of his release. Officer S received a call for service from Mr. H and responded appropriately. In this case, a judge issued a signed order granting temporary custody of minor children to Mr. H more recently than June 2025. Mr. H requested APD's assistance, and did not violate a protection order from June of 2025 while any APD officers were present. The complainant's neighbor, Y V submitted nine videos that she reported contained footage of Mr. H near Ms. G home as he yelled obscenities and threatened M G and her family. None of the videos showed Mr. H, and there were no videos that showed anyone yelling while the police were present or absent. Additionally, Officer S did not threaten to take Ms. G to jail if she did not comply with the protection order. He informed her that the judge could find her in contempt of court, which would be an arrestable offense.



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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

June 24, 2026

Via Email

[Redacted Address]

Re: CPC # 175-25

### **COMPLAINT:**

PO Box 1293

Albuquerque

NM 87103

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

Other Materials: Email Communications and Witness Submitted Videos

Date Investigation Completed: December 8, 2025

## **FINDINGS**

Policies Reviewed: 1.1.5.A.4: Obtain information from the public and act upon it within scope

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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Diane McDermott  
Executive Director  
(505) 924-3770

cc: Albuquerque Police Department Chief of Police

# CITY OF ALBUQUERQUE



## CIVILIAN POLICE OVERSIGHT AGENCY

June 24, 2026

Via Email

1

Re: CPC # 175-25

### **COMPLAINT:**

PO Box 1293

Albuquerque

NM 87103

On 08/14/2025, the Civilian Police Oversight Agency (CPOA) received an IAPro Blue Team Entry from Sergeant C regarding a series of related incidents that occurred on 08/11/2025, 08/12/2025, and 08/13/2025 at different times. Ms. S reported that an incident happened on 08/11/2025 at 405 Dan Avenue Southeast, where her employee M G ex-boyfriend J H should have been charged with violating conditions of release and Officer T told M G that she had the wrong protection order and came after midnight to the house. She reported there was no probable cause to enter a vehicle, or search a house, and Officer T did not understand the law.

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

Other Materials: Email Communications and Witness Submitted Videos

Date Investigation Completed: December 8, 2025

1



## **FINDINGS**

Policies Reviewed: 1.1.5.A.4: Obtain information from the public and act upon it within scope

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.



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### **Additional Comments:**

It was determined that Officer T followed APD policy when he conducted a welfare check on four minor children at the request of CYFD. There was no evidence submitted or reviewed indicating that Officer T should have arrested J H . The allegation that Officer T did not understand the law and should have made an arrest was unsupported by any evidence. There was no evidence of Mr. H anywhere near the home on 08/11/2025, the day Officer T went there to conduct the welfare check. He received information from Ms. G that Mr. H had violated a civil restraining order and provided her with an application for a criminal restraining order that the APD could enforce if it were to be violated. It was also determined that Officer T never searched any vehicle and was invited into the residence by Ms. G to conduct the welfare check on her children. Officer T did not go to Ms. G home after midnight, as his OBRD was activated at 2227 hours just before he made contact with her.



**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](mailto: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

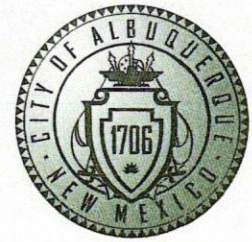


Diane McDermott  
Executive Director  
(505) 924-3770

cc: Albuquerque Police Department Chief of Police



# CITY OF ALBUQUERQUE



## CIVILIAN POLICE OVERSIGHT AGENCY

June 24, 2026

Via Email

[Redacted]

Re: CPC # 175-25

### **COMPLAINT:**

PO Box 1293

Albuquerque

NM 87103

On 08/14/2025, the Civilian Police Oversight Agency (CPOA) received an IAPro Blue Team Entry from Sergeant C regarding a series of related incidents that occurred on 08/11/2025, 08/12/2025, and 08/13/2025 at different times. Ms. S reported that an incident happened on 08/11/2025 at 405 Dan Avenue Southeast, where her employee M Go ex-boyfriend J H should have been charged with violating conditions of release and Officer T told M G that she had the wrong protection order and came after midnight to the house. She reported there was no probable cause to enter a vehicle, or search a house, and Officer T did not understand the law.

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

Other Materials: Email Communications and Witness Submitted Videos

Date Investigation Completed: December 8, 2025



## FINDINGS

Policies Reviewed: 1.1.5.A.4: Obtain information from the public and act upon it within scope

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:

It was determined that Officer T followed APD policy when he conducted a welfare check on four minor children at the request of CYFD. There was no evidence submitted or reviewed indicating that Officer S should have arrested J H . The allegation that Officer T did not understand the law and should have made an arrest was unsupported by any evidence. There was no evidence of Mr. H anywhere near the home on 08/11/2025, the day Officer T went there to conduct the welfare check. He received information from Ms. G that Mr. H had violated a civil restraining order and provided her with an application for a criminal restraining order that the APD could enforce if it were to be violated. It was also determined that Officer T never searched any vehicle and was invited into the residence by Ms. G to conduct the welfare check on her children. Officer T did not go to Ms. G home after midnight, as his OBRD was activated at 2227 hours just before he made contact with her.



**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](mailto: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

June 22, 2026

Via Email

1

Re: CPC # 183-25

### **COMPLAINT:**

PO Box 1293

Albuquerque

NM 87103

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

D B filed complaints reporting that Lieutenant L initially refused to provide his badge number when asked, but subsequently provided it. Mr. B reported that Lieutenant L had an attitude. He reported that Lieutenant L had a sense of entitlement and a lack of fear from public scrutiny. Additionally, Mr. B reported that Lieutenant L collaborated with an individual who filed a complaint against him with his employer, which subsequently led to his wrongful termination. Mr. B reported that Lieutenant L's involvement was inappropriate, premeditated, and had failed to act professionally, impartially, and responsibly. He added that the officer improperly influenced the outcome of his employment status and had inappropriately used his patrol vehicle.

### **EVIDENCE REVIEWED:**

Video(s): N/A

APD Report(s): N/A

CAD Report(s): N/A

Complainant Interviewed: Yes

Witness(es) Interviewed:

APD Employee Interviewed: Yes

APD Employee Involved: Lieutenant L

Other Materials: Email Communications , timecard, Unit History, 242-COPS recording

Date Investigation Completed: December 1, 2025



## FINDINGS

Policies Reviewed: 1.1.6.A.1.b (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.



Policies Reviewed: 2.5.10.B.1 (Vehicle)

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.A.1.b: Based on the available evidence, it was determined that Lieutenant L was off duty when confronted by Mr. B. Operators do not have access to schedule changes. Lieutenant L denied the allegations made by Mr. B and stated that Mr. B did not request assistance. Instead, Mr. B confronted him regarding the use of his unit to transport his child. Lieutenant L also denied having any contact or involvement with Mr. B employer. The investigation found no evidence to substantiate Mr. B complaint particularly regarding the lieutenant's involvement in his termination.

2.5.10.B.1: Based on the available evidence, it was determined that Lieutenant L was off duty when confronted by D B and was transporting his son to daycare in his patrol vehicle, which did not violate APD's vehicle SOP.



**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](mailto: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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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.

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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

June 22, 2026

Via Email

u

Re: CPC # 185-25

### **COMPLAINT:**

PO Box 1293

Albuquerque

NM 87103

Mr. O reported that there was an incident at his residence on 04/26/2025 and 04/27/2025 regarding a loaded gun found by him in a purse-type thing on the floor. Officer J D told him that no crime had been committed with the gun, even though it was located in the room of a seventeen and nineteen-year-old. A female officer initially told "B" that the gun was not stolen and would be tagged under the seventeen-year-old's name, then said it would be tagged under Brenda's name because she was an adult and the seventeen-year-old could not legally own the gun, but could get it back when they turned eighteen. Mr. O reported that the two officers made up their minds as soon as they received the call, even though it was proven to be untrue.

[www.cabq.gov](http://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: Sergeant M.

Other Materials: Email Communications

Date Investigation Completed: March 20, 2026



## **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.



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### **Additional Comments:**

Sgt. M responded to the incident in a professional and non-biased manner. No evidence was found during the investigation to establish any misconduct or prior connection to his ex. The OBRD showed the daughter said a couple of things while Sgt. M was present, Mr. Osborne heard "uncle" but that was not clear and not when Officer D was present. The daughter did not act familiar with Sergeant M. Mr. O ex gave her phone number to Sgt. M and it is standard to call individuals for updates. The underage possessor of the firearm was charged with unlawful possession of a firearm, and the report was sent to juvenile probation. The gun was not stolen or found to be involved in other criminal activity; therefore, it could be returned to a person of age, in this case, the teenager's mother, his ex, pending a background check. Mr. Osborne's office was where the pills and residue were located. Sgt. M acted within the scope of her duties and followed the investigative leads presented.

There were delays in the case completion as Officer D was on FLMA and the assigned investigator departed the Agency.



**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](mailto: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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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

June 22, 2026

Via Email

1

Re: CPC # 185-25

### **COMPLAINT:**

PO Box 1293

Albuquerque

NM 87103

Mr. O reported that there was an incident at his residence on 04/26/2025 and 04/27/2025 regarding a loaded gun found by him in a purse-type thing on the floor. Officer J D told him that no crime had been committed with the gun, even though it was located in the room of a seventeen and nineteen-year-old. A female officer initially told "B" that the gun was not stolen and would be tagged under the seventeen-year-old's name, then said it would be tagged under E name because she was an adult and the seventeen-year-old could not legally own the gun, but could get it back when they turned eighteen. Mr. O reported that the two officers made up their minds as soon as they received the call, even though it was proven to be untrue.

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

Other Materials: Email Communications

Date Investigation Completed: March 20, 2026

1



## **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.



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### **Additional Comments:**

Officer D responded to the incident in a professional and non-biased manner. No evidence was found during the investigation to establish any misconduct or prior connection to his ex. The OBRD showed the daughter did not say much of anything while Officer D was present and did not act familiar with Officer D. The underage possessor of the firearm was charged with unlawful possession of a firearm, and the report was sent to juvenile probation. The gun was not stolen or found to be involved in other criminal activity; therefore, it could be returned to a person of age, in this case, the teenager's mother, his ex, pending a background check. Mr. O office was where the pills and residue were located. Officer D acted within the scope of his duties and followed the investigative leads presented.

There were delays in the case completion as the officer was on FLMA and the assigned investigator departed the Agency.



**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](mailto: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

June 25, 2026

Via Email

Re: CPC # 192-25

### **COMPLAINT:**

PO Box 1293

Albuquerque

NM 87103

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

On 09/04/2025, an online complaint was submitted to the Civilian Police Oversight Agency (CPOA) on behalf of "Rayden" (R ) regarding an incident that occurred on 08/05/2025 at "933 Apt C Louisiana St NE & 7500 Dixson Rd SE." Ms. R reported that Officer G. called her on 08/05/2025 regarding children who belonged to "J z." Ms. R requested that Officer G. go to her residence to speak with her in person. Ms. R told Officer G. that she wanted to press charges against Janelle for filing a false report. Officer G. advised her that a CYFD case would be opened and that she was not in trouble. Ms. R later discovered that Officer G. had submitted a criminal complaint against her for harassment. Ms. R called 242-COPS but not as many times as claimed

### **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 G

Other Materials: Email Communications and court details

Date Investigation Completed: December 18, 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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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 G was professional and conducted a completed investigation. No evidence of Officer G being angry at Ms. R was observed. Officer G did not present false information. Officer G completed a proper investigation and documented her findings with the scope of her duties based on subsequent information received after the initial call.



**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](mailto: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 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

June 26, 2026

Via Email

Re: CPC # 196-25

### **COMPLAINT:**

PO Box 1293

Albuquerque

NM 87103

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

On 09/10/2025, A [REDACTED] H [REDACTED] submitted a telephone complaint to the Civilian Police Oversight Agency (CPOA) staff regarding an incident that occurred on 08/27/2025 at 7940 Carmel Avenue Northeast. Mr. H [REDACTED] reported that report 250071464 was unavailable and still pending approval. He was concerned when the officer asked if his wife and the administrator were friends and thought some bias was established.

### **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 K

Other Materials: Email Communications

Date Investigation Completed: January 6, 2026



## **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.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.

☐

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:**

Sergeant K had asked an administrator if she was friends with Ms. H , and once confirmed, asked her to check on Ms. H : since he knew she was upset. It was not said in the manner and tone as described. Sergeant K did this with respect, courtesy and professionalism and thus did not violate any APD policies.

**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](mailto: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

June 26, 2026

Via Email

Re: CPC # 196-25

### **COMPLAINT:**

PO Box 1293

Albuquerque

NM 87103

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

On 09/10/2025, A H submitted a telephone complaint to the Civilian Police Oversight Agency (CPOA) staff regarding an incident that occurred on 08/27/2025 at 7940 Carmel Avenue Northeast. Mr. H reported that report 250071464 was unavailable and still pending approval. He reported that the remarks made to his wife by a female officer while on the scene were concerning. The remarks consisted of, "We have enough evidence to convict you," and "If you want more information about the charges against you, if you like, we can Mirandize you."

### **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 J

Other Materials: Email Communications

Date Investigation Completed: January 6, 2026

## **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.



Policies Reviewed: 2.16.5.C.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.



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 J obtained information from the public in a professional, prompt, and courteous manner and then acted upon it in a proper and judicious manner within the scope of her duties. Per the evidence statements alleged were not made. A full investigation was conducted.

2.16.5.C.1 Officer J did get permission to submit her report late from her supervisor, Sergeant K, so no violation of APD policies or procedures occurred.



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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

June 25, 2026

Via Email

[REDACTED]

Re: CPC # 198-25

### **COMPLAINT:**

PO Box 1293

J T reported that while at the airport, officers treated him unfairly and discriminated against him because of the color of his skin and how he encountered five officers. He reported he was issued a criminal trespass notification for no reason. Mr.

Albuquerque

T reported that he was charging his phone, while others, who were not Black, were also charging their phones, and the officers did nothing to them.

NM 87103

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

Other Materials: Email Communications

Date Investigation Completed: January 5, 2026

1



## 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.



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.2: It was determined that, through the analysis of the available evidence, there was no *prima facie* evidence that showed Officer M had discriminated against or unfairly treated J T at the airport. There was also no evidence provided or noted that J T had official or legitimate business at the airport; therefore, was issued a criminal trespass notification pursuant to federal rules and regulations.

**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

June 25, 2026

Via Email

Re: CPC # 198-25

### **COMPLAINT:**

PO Box 1293

J T reported that while at the airport, officers treated him unfairly and discriminated against him because of the color of his skin and how he encountered five officers. He reported he was issued a criminal trespass notification for no reason. Mr.

Albuquerque

T reported that he was charging his phone, while others, who were not Black, were also charging their phones, and the officers did nothing to them. He reported an officer that spoke to him made him feel uncomfortable because he played with the magazine in his weapon.

NM 87103

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

Other Materials: Email Communications

Date Investigation Completed: January 5, 2026

## 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.



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, through the analysis of the available evidence, there was no *prima facie* evidence that showed Officer P had discriminated against or unfairly treated J T at the airport. There was also no evidence provided or noted that J T had official or legitimate business at the airport; therefore, was issued a criminal trespass notification pursuant to federal rules and regulations.

Additional issue reviewed: After a review of the OBRD Videos, the investigator did not observe any of the officers playing with their magazines or allude to their magazines in any way to make Mr. T uncomfortable, per his complaint.



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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

June 25, 2026

Via Email

[Redacted]

Re: CPC # 198-25

### **COMPLAINT:**

PO Box 1293

J T reported that while at the airport, officers treated him unfairly and discriminated against him because of the color of his skin and how he encountered five officers. He reported he was issued a criminal trespass notification for no reason. Mr.

Albuquerque

T reported that he was charging his phone, while others, who were not Black, were also charging their phones, and the officers did nothing to them.

NM 87103

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

Other Materials: Email Communications

Date Investigation Completed: January 5, 2026



## **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.



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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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.2: It was determined that, through the analysis of the available evidence, there was no *prima facie* evidence that showed Officer T had discriminated against or unfairly treated J T at the airport. There was also no evidence provided or noted that J T had official or legitimate business at the airport; therefore, was issued a criminal trespass notification pursuant to federal rules and regulations.

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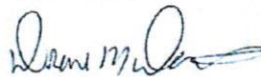
- 1) A policy was misapplied in the evaluation of the complaint;
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Sincerely,  
The Civilian Police Oversight Agency by



Diane McDermott  
Executive Director  
(505) 924-3770

cc: Albuquerque Police Department Chief of Police



# CITY OF ALBUQUERQUE



## CIVILIAN POLICE OVERSIGHT AGENCY

June 25, 2026

Via Email

Re: CPC # 202-25

### **COMPLAINT:**

PO Box 1293

Albuquerque

NM 87103

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

On 09/10/2025, the APD Valley Area Command received a complaint via mail from N Fox. It was entered into IAPro BlueTeam and routed to the Civilian Police Oversight Agency (CPOA) on 09/15/2025. Mr. Fox reported interacting with Officer O on 07/18/2025 at 2130 hours. Officer O's conduct was unprofessional and rude, and he did not introduce himself. Officer O was aggressive and unable to clearly explain the nature of the complaint. Officer O pressured him into giving up his Constitutional, civil, and religious rights. Mr. F suspected that Officer O had a personal bias related to anti-Semitism. Mr. F stated, "I do not know if Officer O is an anti-Semite but I do not that he literally shrugged his shoulders when I told him someone else had graffitied anti-Semitic graffiti on my house."

### **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 O

Other Materials: Email Communications

Date Investigation Completed: January 2, 2026



## **FINDINGS**

Policies Reviewed: General Orders 1.1.5.A.2; & 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.



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### **Additional Comments:**

1.1.5.A.2: It was determined that Officer O did not discriminate against Mr. F for his religious beliefs. There was no evidence submitted or reviewed that would indicate that Officer O was anti-Semitic or that he treated Mr. F differently based on his religious practices or beliefs. Officer O did not force Mr. F to stop playing his Shofar (religious instrument), nor did he make any attempts to restrict his ability to play it however he wanted to. Officer O attempted to mediate a neighbor dispute, but Mr. F refused to participate.

1.1.5.A.4: It was determined that Officer O did not violate any APD policy when he attempted to mediate a neighbor dispute. He introduced himself and announced the department name to Mr. F. Officer O did not tell Mr. F to "Bend, bend, bend" as he alleged, rather it was Mr. F who said those exact words to Officer O. Officer O did not badger Mr. F into participating in mediation, but he did offer to be the mediator and Mr. F suggested a solution that was agreed upon by both parties involved in the dispute.



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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