



Civilian Police Oversight Agency

Finding Letters of the CPOA

The CPOA Executive Director's findings in each case are listed below. The citizens were notified of the July 2025 findings. If applicable, these findings will become part of the officer's file.

290-24	329-24	332-24	335-24	338-24
031-25	033-25	034-25	039-25	040-25
041-25	042-25	044-25	053-25	054-25
064-25	107-25			

PO Box 1293

Albuquerque

NM 87103

www.cabq.gov

CITY OF ALBUQUERQUE



CIVILIAN POLICE OVERSIGHT AGENCY

July 21, 2025

Via Email

Re: CPC # 290-24

COMPLAINT:

PO Box 1293

Albuquerque

NM 87103

www.cabq.gov

On October 30, 2024, [REDACTED] submitted an online complaint to the CPOA regarding events and interactions with APD Detective H between October 02, 2024, and October 30, 2024. The complaint centered on a suspicious death (homicide) investigation into the death of her husband. Ms. I [REDACTED] reported that Detective H repeatedly dismissed her concerns and ignored requests she made about the investigation and requests the return of her husband's property that she believed she had the legal right to. Ms. L [REDACTED] also alleged that her husband's son and his significant other (Councilor R [REDACTED]) be held accountable for taking the safe from the home and is seeking all the contents of the safe returned to her. It was also alleged that Councilor R [REDACTED] used her authority to influence Detective H's decision.

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: Detective H
Other Materials: Images from safe, text messages
Date Investigation Completed: December 26, 2024

FINDINGS

Policies Reviewed: 1.1.5.C.3 & 2.60.6.B.1.

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



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



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



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



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



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



Additional Comments:

1.1.5.C.3: Ms. L alleged that Detective H favored other family members over her. The video evidence showed that detectives interacted with all members in a courteous and professional manner. No evidence suggests the detectives dismissed information or favor one family member over another and were only gathering information from everyone to further their investigation.

2.60.6.B.1: Review of video and other evidence showed detectives collecting the evidence, processing decedent's vehicle and conducting thorough investigation. Detective H documented the information and leads provided by Ms. L and others and used the information to further the investigation. The safe was opened to collect evidence related to a possibly stolen firearm and all non-evidential materials were returned to decedent's son who had the possession of the safe. The possession of the safe was a civil issue.

The detective's actions were not influenced by the Councilor and no evidence showed the Councilor exerted influence over the Chief who gave any directives. Detective H, in fact, shared more investigative information with Ms. L than he had with other family members.

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


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

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

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

If you have a computer available, we would greatly appreciate your completing our client survey form at <http://www.cabq.gov/cpoa/survey>. There was a delay in the issuance of findings due to multiple staff changes including investigators and the 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.

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

July 28, 2025

Via Email

Re: CPC # 329-24

COMPLAINT:

PO Box 1293

Albuquerque

NM 87103

www.cabq.gov

On 12/16/2024, M submitted a complaint via telephone to the Civilian Police Oversight Agency (CPOA) staff regarding an incident that occurred on 11/29/2024 at approximately 1300 hours. M reported that she had been experiencing issues with one of her neighbors when her landlady and three APD officers came to her apartment. M reported that the neighbor she was having issues with kicked her door in the presence of the officers, and they did nothing to intervene on her behalf. M reported the neighbor verbally assaulted her in front of officers and they should not have allowed him to do this. She reported the officers treated her differently because she lives in low-income housing.

EVIDENCE REVIEWED:

Video(s): Yes APD Report(s): No CAD Report(s): Yes

Complainant Interviewed: Yes Witness(es) Interviewed: Yes

APD Employee Interviewed: Yes

APD Employee Involved: Officer C

Other Materials: Email communications, ride along form

Date Investigation Completed: March 25, 2025

FINDINGS

Policies Reviewed: 1.1.5.A.4: General Conduct, 1.4.4.A.2.a: General Responsibilities

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



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



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



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 Officer C witnessed a neighbor (R) bang loudly with his fist on the complainant's (N) front door, curse and yell when M was still inside the residence. Officer C took appropriate and immediate action to separate R from M and deescalated the situation by doing so. Officer C had no way of predicting what was going to happen when R entered the courtyard, and she had no lawful reason to stop F from placing an eviction notice on M door at the request of her landlady. Officer C was not there to assist with any eviction, as the eviction process was coincidental with a call for illegally parked vehicles on the street. M's assertion that officers just stood by and watched as she was assaulted was untrue, as no assault occurred after she came outside, as the only time R cursed was when M was still inside her home.

1.4.4.A.2: It was determined that Officer C provided the same level of police service to the complainant, M, regardless of M's living situation in low-income housing. No evidence was submitted or reviewed that would suggest Officer C was biased in the way she handled this 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. 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:

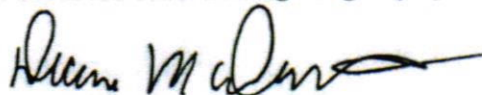
- 1) A policy was misapplied in the evaluation of the complaint;
- 2) That the findings or recommendations were arbitrary, capricious or constituted an abuse of discretion; or
- 3) that the findings and recommendations were not consistent with the record evidence.

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

July 28, 2025

Via Email

Re: CPC # 329-24

COMPLAINT:

PO Box 1293

Albuquerque

NM 87103

www.cabq.gov

On 12/16/2024, [REDACTED] submitted a complaint via telephone to the Civilian Police Oversight Agency (CPOA) staff regarding an incident that occurred on 11/29/2024 at approximately 1300 hours. M [REDACTED] reported that she had been experiencing issues with one of her neighbors when her landlady and three APD officers came to her apartment. M [REDACTED] reported that the neighbor she was having issues with kicked her door in the presence of the officers, and they did nothing to intervene on her behalf. M [REDACTED] reported the neighbor verbally assaulted her in front of officers and they should not have allowed him to do this. She reported the officers treated her differently because she lives in low-income housing.

EVIDENCE REVIEWED:

Video(s): Yes

APD Report(s): No

CAD Report(s): Yes

Complainant Interviewed: Yes

Witness(es) Interviewed: Yes

APD Employee Interviewed: Yes

APD Employee Involved: Officer N

Other Materials: Email communications, ride along form

Date Investigation Completed: March 25, 2025

FINDINGS

Policies Reviewed: 1.1.5.A.4: General Conduct, 1.4.4.A.2.a: General Responsibilities

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



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Additional Comments:

1.1.5.A.4: It was determined Officer N witnessed a neighbor (R) bang loudly with his fist on the complainant's (M) front door, curse and yell when M was still inside the residence. Officer C took appropriate and immediate action to separate F from M and deescalated the situation by doing so. Officer N had no way of predicting what was going to happen when R entered the courtyard, and she had no lawful reason to stop F from placing an eviction notice on M door at the request of her landlady. Officer N was not there to assist with any eviction, as the eviction process was coincidental with a call for illegally parked vehicles on the street. M's assertion that officers just stood by and watched as she was assaulted was untrue, as no assault occurred after she came outside, as the only time R cursed was when M was still inside her home.

1.4.4.A.2: It was determined that Officer N provided the same level of police service to the complainant, M regardless of M living situation in low-income housing. No evidence was submitted or reviewed that would suggest Officer N was biased in the way he handled this call. The third individual was not an officer, but a ride along.

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

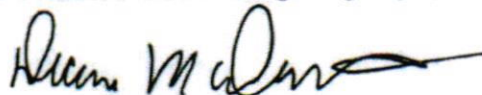
- 1) A policy was misapplied in the evaluation of the complaint;
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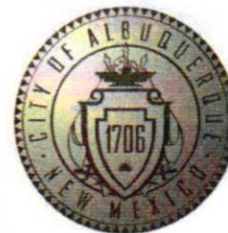
Sincerely,
The Civilian Police Oversight Agency by



Diane McDermott
Executive Director
(505) 924-3770

cc: Albuquerque Police Department Chief of Police

CITY OF ALBUQUERQUE



CIVILIAN POLICE OVERSIGHT AGENCY

July 24, 2025

Via Email

Re: CPC # 332-24

COMPLAINT:

PO Box 1293

Albuquerque

NM 87103

www.cabq.gov

On 12/17/2024, R [redacted] submitted a complaint via telephone by calling 242-COPS. R [redacted] reported that she witnessed an officer pick up four or five children in his police vehicle and it has been an ongoing issue. The officer picked up the children at the Public Academy for Performing Arts (PAPA) located at 11800 Princess Jeanne Ave NE. R [redacted] reported he picked up about five children, and four children, and four children climbed into the vehicle's rear seat, and another child went into the front seat of the police vehicle. F [redacted] reported that she believed there were not enough seat belts for the kids in the back seat. R [redacted] stated: "It's just ridiculous seeing someone pick up that many kids in a unit". R [redacted] also was concerned taxpayer dollars are being wasted because the officer was on duty.

EVIDENCE REVIEWED:

Video(s): Yes

APD Report(s): N/A

CAD Report(s): Yes

Complainant Interviewed: Yes

Witness(es) Interviewed:

APD Employee Interviewed: Yes

APD Employee Involved: Officer B

Other Materials: Email Communications, Unit History Report, Conversation Summary

Date Investigation Completed: April 9, 2025

FINDINGS

Policies Reviewed: 2.5.4.A.3: Operate Department Vehicle in a Safe Manner On-and Off-Duty

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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Policies Reviewed: 1.1.6.C.1: Obey all Department Orders, Maintain Standards of Efficiency

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:

2.5.4.A.3: During the course of the investigation the complainant had changed her story three times. She first reported 5 kids got in the vehicle with 4 in the back seat and one in the front. Then she reported that 4 kids got in the vehicle, and finally reported that only 3 kids got into the vehicle, where 2 got into the back seat, and 1 got into the front seat. There was no evidence provided or located to determine Officer B violated the policy in question. She did not provide the evidence she stated she had to provide when a link for upload was sent. There are sufficient seat belts for three passengers. Officers, by policy, are permitted to use department vehicles for certain off duty uses, including child transport for school.

1.1.6.C.1: It was determined that Officer B was on duty when he logged 75 admin to pick his kids up from school. He received authorization from his immediate supervisor to leave the command area as required by SOP, and he correctly logged off when he got home. He worked on police duties while he was parked at the school until the children entered his vehicle, and was not in violation of 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. 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:

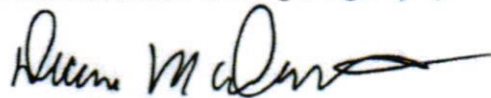
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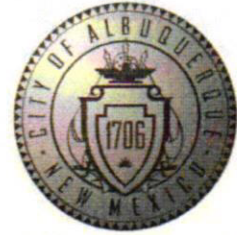
Sincerely,
The Civilian Police Oversight Agency by



Diane McDermott
Executive Director
(505) 924-3770

cc: Albuquerque Police Department Chief of Police

CITY OF ALBUQUERQUE



CIVILIAN POLICE OVERSIGHT AGENCY

July 24, 2025

Via Email

Re: CPC # 335-24

COMPLAINT:

PO Box 1293

Albuquerque

NM 87103

www.cabq.gov

On 12/19/2024, [redacted] submitted a complaint via email to his chain of command in Isleta Pueblo which made its way to the CPOA via APD's chain of command. P reported that on 12/18/2024, his fiancée, A [redacted] received persistent unwanted contact from her ex-fiancé and his associates. A [redacted] ex is an APD officer, Officer R with whom she ended a relationship approximately two years ago. P reported that the situation escalated to a point where he believed the pattern of harassment was causing distress and emotional harm to Anacaren. P [redacted] and A [redacted] were concerned that Officer R had utilized the NCIC database to look up P [redacted] and find out where he lives. They reported that Officer R should not have used his department phone to harass A [redacted]

EVIDENCE REVIEWED:

Video(s): N/A

APD Report(s): N/A

CAD Report(s): N/A

Complainant Interviewed: Yes

Witness(es) Interviewed: Yes

APD Employee Interviewed: Yes

APD Employee Involved: Officer R.

Other Materials: Email Communications, Complainant Submitted Videos & Screenshots

Date Investigation Completed: March 26, 2025

FINDINGS

Policies Reviewed: 1.1.5.E.8.a, Department-Issued Phone, 2.9.5.B.3.a, CJIS For Personal Use

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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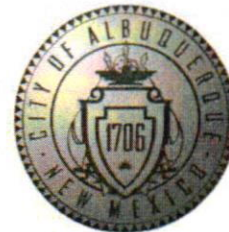


Additional Comments:

1.1.5.E.8.a: It was determined that Officer R did not use his department phone to contact Anacaren multiple times to harass, intimidate or upset her. Officer R did make 6 phone calls in total from his personal cell phone on one day, but four of the calls were unanswered. The two calls that were answered were recorded and did not show Officer R intimidating, harassing or upsetting anyone. Officer R attempted to contact his ex-fiancée about personal financial matters after she initiated the contact, but never actually spoke with her on the day he called. The privacy app used on Officer R's personal phone is often used by law enforcement which resulted in the auto-generated message indicating it was an officer's phone as part of the app's features.

2.9.5.B.3.a: It was determined with clear and convincing evidence that Officer R did not utilize the NCIC computer database to look up P. The New Mexico Department of Public Safety did an exhaustive search that ruled out this possibility with 100% accuracy that no personnel from the APD including Officer R had done any search for P. The information, if so obtained, is available from public sources such as the police report filed in Rio Rancho or property ownership data.

CITY OF ALBUQUERQUE



CIVILIAN POLICE OVERSIGHT AGENCY

July 23, 2025

Via Email

Re: CPC # 338-24

COMPLAINT:

PO Box 1293

Albuquerque

NM 87103

www.cabq.gov

S reported that he was the victim of an assault where EC threw a whiskey bottle at him and crashed into his vehicle. He said Detective C told him he would catch the guy. S drove by EC's house after reviewing the report and observed the vehicle used in the crash. He called APD and wanted them to arrest EC, as he assumed he would have an arrest warrant. He then spoke with Officer M, who said there was no warrant. Sterling then contacted the District Attorney (DA) and was told that the report was never forwarded to them for the prosecution of EC. S said he tried to contact Detective C at least three times and had received no callback. He said Detective C refused to take the police report to the DA, and it seemed to be a cover-up. He said the Detective C was just sitting on it.

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: Detective C

Other Materials: Email Communications

Date Investigation Completed: May 1, 2025

FINDINGS

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

☐

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

☐

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

☐

Policies Reviewed: General Order 1.1.5.A.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:

After reviewing the recorded conversation between Detective A and S , it was determined that Detective A did make some of the reported comments; however, not in the manner S described, and did not violate the policy in question, as the Investigator did not observe Detective A being intimidating or threatening, per the complaint. It should be noted that at the beginning of the phone call, Detective A introduced herself to S ; by stating her first and last name and that she worked for the Albuquerque Police Department.

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

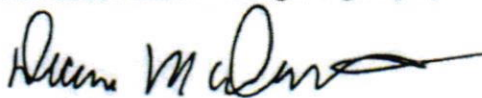
- 1) A policy was misapplied in the evaluation of the complaint;
- 2) That the findings or recommendations were arbitrary, capricious or constituted an abuse of discretion; or
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Administratively closed complaints may be re-opened if additional information becomes available. Please provide your additional information in writing to the CPOA Director as listed above.

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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

July 23, 2025

Via Email

Re: CPC # 338-24

COMPLAINT:

PO Box 1293

Albuquerque

NM 87103

www.cabq.gov

During the interview with S [redacted] he advised that he had received a call from a woman at the Shield and Impact Unit. The woman spoke to S [redacted] and told him that he was not supposed to be driving by E [redacted] house every day. The woman told him the feds could be involved, so he should stop driving by E [redacted] house. S [redacted] said the woman never told him her name, and she was threatening. S [redacted] was asked to explain what this woman said, which was threatening and intimidating. S [redacted] said it was the tone of her voice. S [redacted] said the woman said, "You're not supposed to be driving by E [redacted] C [redacted] house," in a firm tone. S [redacted] said she also told him the feds might be involved, so he needed to leave E [redacted] C [redacted] alone. S [redacted] said the woman was intimidating.

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: Detective A

Other Materials: Email Communications

Date Investigation Completed: May 1, 2025

FINDINGS

Policies Reviewed: General Order 1.1.6.C.1, General Order 1.1.5.A.1 & General Order 1.1.5.C.2

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



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



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



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



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



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



Additional Comments:

1.1.6.C.1-Detective C did not violate the SOP in question as he submitted evidence that the case was forwarded to the DA. There was ample evidence reviewed that confirmed Detective C communicated with Sterling about the case, and there was no evidence noted that Detective C sat on the case per the complaint. Evidence was provided that Detective C explained some of the issues and complications with the case to Sterling, however it was still submitted to the DA sooner than S alleged.

1.1.5.A.1-After reviewing the voicemail in question, it was determined that Detective C did not scold S, per the complaint, and did not violate the SOP in question.

1.1.5.C.2-There was no evidence provided or located to corroborate that Detective C was covering up for EC because Detective C and EC were both "Trumpers" and/or they were related, per the complaint.

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:

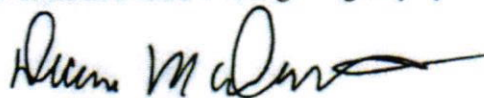
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Sincerely,
The Civilian Police Oversight Agency by



Diane McDermott
Executive Director
(505) 924-3770

cc: Albuquerque Police Department Chief of Police

CITY OF ALBUQUERQUE



CIVILIAN POLICE OVERSIGHT AGENCY

July 31, 2025

Via Email

Re: CPC # 031-25

COMPLAINT:

PO Box 1293

Albuquerque

NM 87103

www.cabq.gov

On 02/21/2025, R C submitted an online complaint to the CPOA regarding an incident that occurred on 02/18/2025 at 1945 hours. Mr. C reported that an unknown alias persons approached him on Arno Street and Broadway Boulevard and told him that Officer G had sent them. Mr. C reported that they took his briefcase with papers and money belonging to his business and threatened him while his arm was injured and in a protector. Mr. C reported that Officer G intimidated him and was making threats. Mr. C reported that the patrol vehicle number was W78.

EVIDENCE REVIEWED:

Video(s): Yes

APD Report(s): N/A

CAD Report(s): Yes

Complainant Interviewed: Yes

Witness(es) Interviewed: N/A

APD Employee Interviewed: Yes

APD Employee Involved: Officer G

Other Materials: Email Communications.

Date Investigation Completed: June 12, 2025

FINDINGS

Policies Reviewed: 1.1.5.A.4

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



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



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



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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:

1.1.5.A.4: It was determined that Officer G conducted a proper traffic stop by himself for a perceived violation. Officer G was professional and fair in his interaction with Mr. C. At no time did Officer G threaten Mr. C or collect any items during the traffic stop, except for Mr. C's identification, which was returned at the conclusion of the contact. Officer G advised what was needed to avoid further stops regarding the display of a plate as he patrolled the area regularly.

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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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

July 31, 2025

Via Email

Re: CPC # 033-25

COMPLAINT:

On 02/24/2025, [REDACTED] R submitted a complaint via telephone to the CPOA staff regarding an incident that occurred on 02/24/2025 at 1 [REDACTED] Avenue Northeast. Mr. R reported that officers arrived at his home, unlocked (breached) the front door, and entered without permission. Mr. R reported that the officers might have been CIT and did not tell him the reason for the contact. Mr. R reported that the officers were only there to antagonize and agitate the situation. Mr. R reported that he was a "targeted individual."

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: Detective J

Other Materials: Email Communications.

Date Investigation Completed: June 16, 2025

FINDINGS

Policies Reviewed: 1.1.5.A.1 (Conduct) & 2.71.4.A.1 (Search & Seizure w/o Warrant)

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.1: It was determined that the detectives treated Mr. R respectfully and courteously and were professional throughout the contact. The detectives did not antagonize Mr. R or agitate the situation, and left when asked to do so. The detectives did not target Mr. R but were there to conduct a behavioral health follow-up.

2.71.4.A.1: It was determined that the detectives did not enter or search Mr. R residence in any form and left when asked to do so.

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

July 31, 2025

Via Email

Re: CPC # 033-25

COMPLAINT:

PO Box 1293

Albuquerque

NM 87103

On 02/24/2025, R submitted a complaint via telephone to the CPOA staff regarding an incident that occurred on 02/24/2025 at 1215 hours at 11509 Mahlon Avenue Northeast. Mr. R reported that officers arrived at his home, unlocked (breached) the front door, and entered without permission. Mr. R reported that the officers might have been CIT and did not tell him the reason for the contact. Mr. R reported that the officers were only there to antagonize and agitate the situation. Mr. R reported that he was a "targeted individual."

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: Detective I

Other Materials: Email Communications.

Date Investigation Completed: June 16, 2025

FINDINGS

Policies Reviewed: 1.1.5.A.1 (Conduct) & 2.71.4.A.1 (Search & Seizure w/o Warrant)

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.1: It was determined that the detectives treated Mr. R respectfully and courteously and were professional throughout the contact. The detectives did not antagonize Mr. R or agitate the situation, and left when asked to do so. The detectives did not target Mr. F but were there to conduct a behavioral health follow-up.

2.71.4.A.1: It was determined that the detectives did not enter or search Mr. R's residence in any form and left when asked to do so.

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

July 31, 2025

Via Email

Re: CPC # 034-25

COMPLAINT:

PO Box 1293

Albuquerque

NM 87103

www.cabq.gov

On 02/27/2025 at 1158 and 1302 hours, R submitted complaints to the CPOA regarding an incident that occurred on 02/27/2025 at 1100 hours. Mr. R reported that officers showed up at his residence and harassed him "for the 4th time this week." Mr. F reported that one officer was at the door while another one was hiding behind the door. Mr. F reported answering the door, and the officers began agitating the situation. Mr. F reported that there were four officers and that they were "intentionally inflicting mental distress" by showing up. Mr. F reported that he wanted the officers to leave him alone and not pry into his mental health because the harassment was making his PTSD worse.

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: Detective I

Other Materials: Email Communications.

Date Investigation Completed: June 19, 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.



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Additional Comments:

1.1.5.A.4: It was determined that Detective I treated Mr. R respectfully and courteously and maintained his professionalism throughout the contact. Detective I contacted Mr. R for a behavioral health follow-up and did not intentionally harass, agitate, or inflict mental distress upon him, and left when asked to do so.

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:

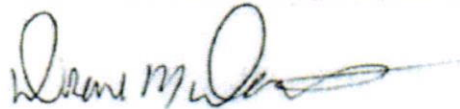
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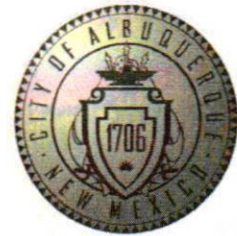
Sincerely,
The Civilian Police Oversight Agency by



Diane McDermott
Executive Director
(505) 924-3770

cc: Albuquerque Police Department Chief of Police

CITY OF ALBUQUERQUE



CIVILIAN POLICE OVERSIGHT AGENCY

July 14, 2025

Via Email

Re: CPC # 039-25

COMPLAINT:

PO Box 1293

Albuquerque

NM 87103

www.cabq.gov

On 03/06/2025, A submitted an online complaint to the Civilian Police Oversight Agency regarding an incident that occurred on 12/08/2024 at 0300 at Cottonwood Mall. Officer M arrived did not interview the four witnesses she told him about. Officer M also wrote the wrong information on the report regarding money owed and confused who was married to who which caused the wrong people to be charged with aggravated battery. Officer M dismissed the court cases because he did not want to process the evidence. Officer M did not collect the video surveillance footage. Officer M did not call back Ms. A when she requested, treated Mr. V differently because he had tattoos and only spoke to Ms. A for five minutes when he spoke to the other couple for thirty minutes.

EVIDENCE REVIEWED:

Video(s): Yes

APD Report(s): Yes

CAD Report(s): Yes

Complainant Interviewed: Yes

Witness(es) Interviewed: Yes

APD Employee Interviewed: Yes

APD Employee Involved: Officer M

Other Materials: Email Communications & Complainant Submitted Evidence

Date Investigation Completed: June 20, 2025

FINDINGS

Policies Reviewed: 1.1.5.A.1

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



Policies Reviewed: 2.60.4.A.e

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



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



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



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



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



Additional Comments:

1.1.5.A.1: Officer M was not dismissive to Ms. A and her family at the scene or treat them differently. Officer M was responsive to Ms. A's calls as proven by documented phone calls via OBRD to Ms. A.

2.60.4.A.1.e: Several aspects as reported by Ms. A and Mr. V were not supported by the evidence. However, Officer M did not follow through after an initial attempt to obtain the video evidence from mall security or the jewelry store when criminal charges were being pursued. Ms. A did not identify witnesses to Officer M, but Officer M did interview several witnesses without documenting their identity or in some cases what was said on the report. No witnesses were listed on the report and evidence was not ultimately collected. The CPOA recommends an 8 hour suspension.

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

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- 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

July 14, 2025

Via Email

Re: CPC # 040-25

COMPLAINT:

PO Box 1293

Albuquerque

NM 87103

www.cabq.gov

On 03/08/2025, A V submitted a complaint regarding an incident that occurred on 01/19/2025 at 1830 hours. Ms. M reported that an altercation occurred in her driveway with L. P V and Ms. M s called the police and CYFD to file an abuse report. Ms. M reported that the police never contacted her or P , but M filed a police report on 01/19/2025. She reported that CYFD took away her visitations based on the report filed by Officer W. She followed up with Sergeant M, who spoke with the witnesses and filed a supplemental report. She reported that Officer W would not call her but used his power to lie in an official report sent to CYFD. She said that Officer W reported untrue things and involved her grandsons in a corrupt encounter with APD.

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 W

Other Materials: Email communications

Date Investigation Completed: June 16, 2025

FINDINGS

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

☐

Policies Reviewed: Procedural Order 2.60.4.C.1.e

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

☒

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

☐

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

☐

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

☐

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

☐

Additional Comments:

2.60.4.C.1.e-The totality of the evidence confirmed that Officer W violated the policy in question, as not all tasks necessary to complete the preliminary investigation were completed. There were not several inaccuracies, but the complainant and another were not interviewed making the statement all parties were interviewed inaccurate.

Investigator Note:

There was no evidence located or provided to corroborate Ms. M's complaint regarding Officer W having ties with the Cartel.

The CPOA recommends a written reprimand.

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

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Sincerely,
The Civilian Police Oversight Agency by



Diane McDermott
Executive Director
(505) 924-3770

cc: Albuquerque Police Department Chief of Police

CITY OF ALBUQUERQUE



CIVILIAN POLICE OVERSIGHT AGENCY

July 14, 2025

Via Email

Re: CPC # 041-25

COMPLAINT:

PO Box 1293

Mr. S made accusations that Officer F fabricated his report, kept information from him, and lied to him.

Albuquerque

NM 87103

www.cabq.gov

EVIDENCE REVIEWED:

Video(s): Yes

APD Report(s): Yes

CAD Report(s): Yes

Complainant Interviewed: Yes

Witness(es) Interviewed: Yes

APD Employee Interviewed: Yes

APD Employee Involved: Officer F

Other Materials: Email Communications from Mr. Shyam

Date Investigation Completed: July 1, 2025

FINDINGS

Policies Reviewed: SOP 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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Policies Reviewed: SOP 2.103.4.A.1.e and SOP 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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Additional Comments:

1.1.5.A.4- Based on the incident in question, nothing in policy noted that Officer F would need to pat Mr. S. down and then give him a ride home, which Mr. S. later acknowledged during his interview was not an obligation by the officer. A review of the OBRD Videos, the CAD, and Officer F's incident report confirmed that Officer F did not violate the policy in question.

2.103.4.A.1.e-Officer F violated the policy in question by not redacting Mr. S. DOB and SSN from the criminal trespass notice per policy.

2.16.5.C.1-Officer F violated the policy in question by failing to complete an incident report by the end of his shift.

The CPOA recommends a written reprimand.

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

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Sincerely,
The Civilian Police Oversight Agency by



Diane McDermott
Executive Director
(505) 924-3770

cc: Albuquerque Police Department Chief of Police

CITY OF ALBUQUERQUE



CIVILIAN POLICE OVERSIGHT AGENCY

July 28, 2025

Via Email

Re: CPC # 042-25

COMPLAINT:

PO Box 1293

Albuquerque

NM 87103

www.cabq.gov

.. M submitted a handwritten complaint to the CPOA reporting Officer H was dismissive, rude, disrespectful, unprofessional, sexist, and biased, and did not take her statement. She reported that the officer attended to the involved male party favorably, was in a rush, and did not want to be bothered.

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 H

Other Materials: Email Communications

Date Investigation Completed: June 26, 2025

FINDINGS

Policies Reviewed: General Orders 1.1.5.A.1 & 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.1: Based on the evidence, it was determined that Officer H treated Ms. M with respect, courtesy, and professionalism during his contact with her at a crash investigation where he issued her traffic citations.

1.1.5.A.2: It was determined that there was no evidence to show that Officer H was sexist or biased during his interaction with Ms. M.

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

July 28, 2025

Via Email

Re: CPC # 042-25

COMPLAINT:

PO Box 1293

Albuquerque

NM 87103

www.cabq.gov

Ms. [redacted] submitted a handwritten complaint to the CPOA reporting Officer S. [redacted] was dismissive, rude, disrespectful, unprofessional, sexist, and biased, and did not take her statement. She reported that the officer attended to the involved male party favorably, was in a rush, and did not want to be bothered.

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

Date Investigation Completed: June 26, 2025

FINDINGS

Policies Reviewed: General Orders 1.1.5.A.1, & 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.



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Additional Comments:

1.1.5.A.1: Based on the evidence, it was determined that Officer S treated Ms. M with respect, courtesy, and professionalism during his contact with her at a crash investigation.

1.1.5.A.2: It was determined that there was no evidence to show that Officer S was sexist or biased during his interaction with Ms. M

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

July 14, 2025

Via Email

Re: CPC # 044-25

COMPLAINT:

PO Box 1293

Albuquerque

NM 87103

www.cabq.gov

Mr. P reported that he had run away from Sergeant M while holding a BB gun. Mr. P is reported that he entered private property, threw the gun, and got underneath a car. Mr. P indicated that Sergeant M had his gun drawn and *"proceeded to tell me to get my effing face on the floor and this is his town and I'm a punk and blah blah blah just absolute crap."* Sergeant M read him his Miranda Rights and then *"jumped into this whole hope burglary thing."* Mr. P reported that Sergeant M told him he was *"just a punk thief"* and indicated that Sergeant M *"had a gun in my face or the back of my head"* every time they've had contact. Mr. Perkins reported that Sergeant M was absolutely disrespectful, used vulgar language that was uncalled for, and was *"just a disrespectful little punk."*

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: Sergeant M

Other Materials: Email Communications & Court Records.

Date Investigation Completed: July 8, 2025

FINDINGS

Policies Reviewed: 1.1.5.C.2 (Conduct)

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



Policies Reviewed: 1.1.5.A.5 (Conduct)

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



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Additional Comments:

1.1.5.A.5: It was determined that Sergeant M used derogatory and disrespectful language during his interaction with Mr. P.

1.1.5.C.2: It was determined that Sergeant M did locate and apprehend Mr. P in relation to a call for service. There was no indication or evidence to support that Sergeant M operated his Department-issued vehicle unsafely or unlawfully. Sergeant M did not point a firearm at Mr. P or put a "gun in my face or the back of my head." After dealing with the immediate issues, Sergeant M, in the course of his duties, questioned Mr. P regarding another crime, but stopped when Mr. P indicated that he had nothing further to say about the subject. Sergeant M did not tell Mr. F that he was "just a punk thief." There was no indication or evidence that Sergeant M was biased, harassing, or had a vendetta against Mr. F.

The CPOA recommends a written reprimand.

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

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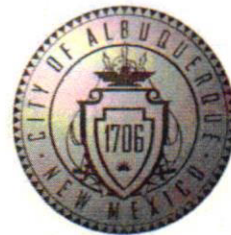
Sincerely,
The Civilian Police Oversight Agency by



Diane McDermott
Executive Director
(505) 924-3770

cc: Albuquerque Police Department Chief of Police

CITY OF ALBUQUERQUE



CIVILIAN POLICE OVERSIGHT AGENCY

July 31, 2025

Via Certified Mail

Re: CPC # 053-25

COMPLAINT:

PO Box 1293

Albuquerque

NM 87103

www.cabq.gov

L submitted a hand-delivered complaint to the CPOA on 03/27/2025 reporting APD failed to contact her to rectify their mistake concerning her identity and false charges. She reported Officer W neglected to verify the information of the individual he arrested, causing her to suffer consequences, which included severe mental anguish, a revocation of her driver's license, and the cancellation of her insurance.

EVIDENCE REVIEWED:

Video(s): Yes

APD Report(s): Yes

CAD Report(s): Yes

Complainant Interviewed: No

Witness(es) Interviewed: No

APD Employee Interviewed: Yes

APD Employee Involved: Officer W

Other Materials: Email Communications, Tow report, citations, Chemistry report, Court docs

Date Investigation Completed: July 14, 2025

FINDINGS

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

☐

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

☐

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

☐

Policies Reviewed: 1.1.6.C.1 (Conduct)

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

☒

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

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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:

1.1.6.C.1- It was determined that Officer W conducted a traffic stop, which resulted in a DWI investigation. He identified the driver with the identifiers provided to him by the driver inconspicuously. Officer W met the roles and responsibilities required of him by his position, and although Ms. I was a victim of identity theft at the time of the incident, there was no information noted or located to confirm that Officer W violated the policy in question by not taking the proper steps to positively identify the subject at the time of the incident. Officer W did not know about the issue until the complaint. Officer W learned and it should be noted that using the Secured Odyssey Public Access application under docket number D-202-CR-2024-03389, it was determined that ADA C G filed a criminal complaint on 11/15/24, which showed J: B. the Subject who used Ms. L information at the time of the incident) with charges of DWI and possession of a controlled substance, with an incident date of 09/17/2024.

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


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

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

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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

July 31, 2025

Via Email

Re: CPC # 054-25

COMPLAINT:

PO Box 1293

Albuquerque

NM 87103

On 03/30/2025, Vincent W. submitted an online complaint to the Civilian Police Oversight Agency (CPOA) regarding an incident that occurred on 03/30/2025 at 0700 hours. Vincent reported that an unidentified K-9 officer responded to a break-in at his business. Upon request, Vincent refused to provide the officer with the alarm code, so the officer walked away with a store key. The officer returned to Vincent, returned the key, and very disrespectfully told Vincent that "I don't get an alarm code, don't bother calling us". Vincent told the officer that he didn't need to have an attitude and asked him for his badge number, but the officer just walked away. Vincent listed Officer "S" as an involved employee, but reported that he had no issues with her.

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 S

Other Materials: n/a

Date Investigation Completed: July 24, 2025

FINDINGS

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

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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.

☒

Policies Reviewed: 1.1.6.A.2

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.

☐

Policies Reviewed: 2,8,5,A

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.

☐

Additional Comments:

1.1.5.A.5- The officer used derogatory and disrespectful language about the citizen. The complainant did not specifically report profanity, but a disrespect and disregard towards him. The OBRD footage from another officer and Officer S' acknowledgment when asked supports the finding of sustained.

1.1.6.A.2- The complainant report that the officer did not provide his name when requested. The officer stated he did provide his name when asked. Officer S' OBRD was not active at the time the exchange was said to have taken place. The investigation could not determine if it was provided or not and therefore was not sustained.

2.8,5,A-It was determined that Officer S failed to activate his OBRD during his 2nd encounter with the complainant. The complainant's and Officer S' own accounts, as well as the OBRD review, establish that the second encounter was not recorded, as required. The CPOA recommends an 80 hour suspension and a written reprimand based on the discipline policy.

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

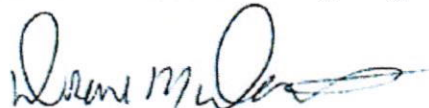
- 1) A policy was misapplied in the evaluation of the complaint;
- 2) That the findings or recommendations were arbitrary, capricious or constituted an abuse of discretion; or
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Administratively closed complaints maybe re-opened if additional information becomes available. Please provide your additional information in writing to the CPOA Director as listed above.

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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.

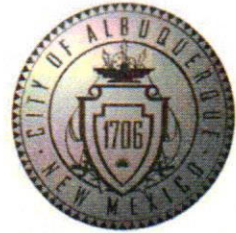
Sincerely,
The Civilian Police Oversight Agency by



Diane McDermott
Executive Director
(505) 924-3770

cc: Albuquerque Police Department Chief of Police

CITY OF ALBUQUERQUE



CIVILIAN POLICE OVERSIGHT AGENCY

July 31, 2025

Via Email

Re: CPC # 064-25

COMPLAINT:

PO Box 1293

Albuquerque

NM 87103

www.cabq.gov

On 04/10/2025, J. St. submitted an email complaint to the CPOA regarding an incident that occurred on 04/09/2025. Ms. St. reported that officers went to her residence based on false reports from the CYFD and members of her gang stalking, narcissistic, psychopathic family members. The officers blatantly lied and intimidated her and the children with their body language. The officers misused their role, ignored her, and showed no sincere interest in the safety and well-being of her and the children. The officers sexually abused her with their looks and were sarcastic and a little sadistic with their tones, which was the most heinous and insane behaviors she had ever seen towards a female. Ms. St. believed the officers were paid to harass or target her by her covert narcissist mother.

EVIDENCE REVIEWED:

Video(s): Yes

APD Report(s): Yes

CAD Report(s): Yes

Complainant Interviewed: Yes

Witness(es) Interviewed: N/A

APD Employee Interviewed: N/A

APD Employee Involved: Not Applicable

Other Materials: Email Communications.

Date Investigation Completed: June 16, 2025

FINDINGS

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

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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.

☐

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:

This case was Administratively Closed as the complaint was withdrawn, and no evidence of a violation of misconduct in reference to this complaint was discovered during a review of the available evidence.

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

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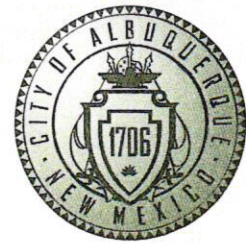
Sincerely,
The Civilian Police Oversight Agency by



Diane McDermott
Executive Director
(505) 924-3770

cc: Albuquerque Police Department Chief of Police

CITY OF ALBUQUERQUE



CIVILIAN POLICE OVERSIGHT AGENCY

July 31, 2025

To File

Re: CPC # 107-25

COMPLAINT:

PO Box 1293

Albuquerque

NM 87103

www.cabq.gov

On 06/02/2025, Frances Rael submitted an online complaint to the CPOA regarding an incident that occurred on 05/31/2025 at 2130 hours at "Juan Tabo and Central." Ms. Rael reported that she was involved in a crash, and the officer gave her daughter domestic violence paperwork to fill out when she arrived on the scene. Ms. R reported that she had left because of a verbal altercation and indicated that there was no reason for the paperwork. Ms. R provided a case number of 250044389.

EVIDENCE REVIEWED:

Video(s): Yes

APD Report(s): Yes

CAD Report(s): Yes

Complainant Interviewed: Yes

Witness(es) Interviewed: N/A

APD Employee Interviewed: N/A

APD Employee Involved: Not Applicable

Other Materials: Email Communications & SOP 2-78.

Date Investigation Completed: July 10, 2025

FINDINGS

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

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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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(505) 924-3770

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