

Civilian Police Oversight Agency

Finding Letters of the CPOA

The CPOA Executive Director's findings in each case are listed below. The following notifications of the findings were provided to the citizen(s) during January 2026. If applicable, these findings will become part of the officer's file.

230-24	028-25	037-25	043-25	045-25
047-25	048-25	055-25	055-25	136-25
141-25	142-25	143-25	145-25	156-25
174-25	182-25	187-25	189-25	190-25
191-25	194-25	197-25	200-25	204-25
205-25	207-25	209-25	212-25	228-25
230-25	238-25	245-25	275-25	276-25

PO Box 1293

Albuquerque

NM 87103

www.cabq.gov

CITY OF ALBUQUERQUE



CIVILIAN POLICE OVERSIGHT AGENCY

January 9, 2026

Via Email

Re: CPC # 230-24

COMPLAINT:

On 08/16/2024, [REDACTED] R [REDACTED] submitted an online complaint to the Civilian Police Oversight Agency (CPOA) regarding an incident that occurred on 08/06/2024 at 0830 hours. Mr. R [REDACTED] reported that he observed an APD vehicle parked in a handicap space. He noted that he asked Officer M why he thought it was okay for him to park there. Mr. R [REDACTED] advised that Officer M stated he did not see it was a handicap space and noted that he had recorded the entire incident on video. He then said that Officer M began to have an attitude with him for calling him out on the concern.

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EVIDENCE REVIEWED:

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

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

APD Employee Interviewed: Yes

APD Employee Involved: Sgt. M

Other Materials: video submitted by complainant, related governing laws/statutes

Date Investigation Completed: December 3, 2025

FINDINGS

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

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

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

Policies Reviewed: 1.1.5.E.4 & 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:

1.1.5.E.4-The investigation determined, by a preponderance of the evidence, that although Sergeant M did park in the designated disabled space, he apologized and admitted his mistake, the space lacked the required and properly visible signage as mandated by New Mexico Statute § 66-7-352.4. Therefore, the alleged misconduct did not constitute a violation of Albuquerque Police Department policies or procedures.

1.1.5.A.1-It was determined that the interaction between Sergeant M and Mr. R included moments where, absent context, Sergeant M's attitude could be perceived as defensive and dismissive, as suggested by the complainant. Sergeant M acknowledged that the interaction was uncomfortable but denied acting disrespectfully. While the argument between Sergeant M and Mr. R occurred, it did not rise to the level of a violation of policy under the preponderance of evidence standard when a totality of circumstances was considered.

The CPOA understands the perception of the complainant and a coaching session between the sergeant and a supervisor is recommended on how to resolve a similar confrontational situation more effectively.

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

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

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

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

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

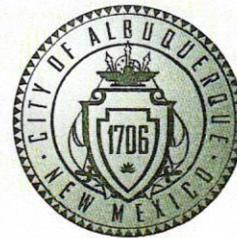
Sincerely,
The Civilian Police Oversight Agency by



Diane McDermott
Executive Director
(505) 924-3770

cc: Albuquerque Police Department Chief of Police

CITY OF ALBUQUERQUE



CIVILIAN POLICE OVERSIGHT AGENCY

January 28, 2026

Via Email

Re: CPC # 028-25

COMPLAINT:

PO Box 1293

Albuquerque

NM 87103

www.cabq.gov

On 02/11/2025, Z : submitted a complaint via telephone to the CPOA staff regarding an incident that occurred on 01/03/2025 at 1030 hours. He reported that Officer R wrote a report (25-0000669) with discrepancies in the narrative, which he was disputing because he did not believe there was any disorderly conduct. Mr. Z : also believed Officer R exceeded the scope of issuing a trespass notice by naming his YouTube channel and including others in the report that may not have been related to the incident. Mr. Z noted that Officer R's temperament was an issue during the incident and that he should have stepped away or left. Mr. Z : reported that Sergeant M approved the report without reviewing it for accuracy. Mr. Z : believed that by doing so, his rights were violated.

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 R

Other Materials: Email Communications, CAD Recordings, Statutes, & Citizen Evidence.

Date Investigation Completed: June 26, 2025

FINDINGS

Policies Reviewed: 1.1.5.A.4; Obtain information courteously 2.103.4.A.1.d; Not detain for signature

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.

Policies Reviewed: 2.103.4.A.1.c & e (notice notations)

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 R conducted himself in a professional manner while two individuals yelled profanity at him. He never lost his cool as reported, or turned beet red, or had any of his veins bulging out.

2.103.4.A.1.c; It was determined with preponderance of the evidence that Officer R was the primary officer who filled out and issued the two individuals the Criminal Trespass Notices. It was his responsibility to complete these notices correctly per SOP.

2.103.4.A.1.d The evidence showed Officer R lawfully detained the two individuals who were not only issued Criminal Trespass Notices, but they were investigated for New Mexico State Statute Article 20. Section 30-20-1 for Disorderly Conduct.

2.103.4.A.1.c & e minor policy errors were made on the trespass form per APD SOP (class 7). A training recommendation was made to remind the officer on proper completion.

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:

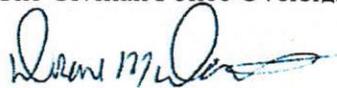
- 1) A policy was misapplied in the evaluation of the complaint;
- 2) That the findings or recommendations were arbitrary, capricious or constituted an abuse of discretion; or
- 3) that the findings and recommendations were not consistent with the record evidence.

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

January 28, 2026

Via Email

Re: CPC # 028-25

COMPLAINT:

PO Box 1293

Albuquerque

NM 87103

www.cabq.gov

On 02/11/2025, Z submitted a complaint via telephone to the CPOA staff regarding an incident that occurred on 01/03/2025 at 1030 hours. He reported that Officer R wrote a report (25-0000669) with discrepancies in the narrative, which he was disputing because he did not believe there was any disorderly conduct. Mr. Z also believed Officer R exceeded the scope of issuing a trespass notice by naming his YouTube channel and including others in the report that may not have been related to the incident. Mr. Z noted that Officer R's temperament was an issue during the incident and that he should have stepped away or left. Mr. Z reported that Sergeant DM approved the report without reviewing it for accuracy. Mr. Z believed that by doing so, his rights were violated.

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 MM

Other Materials: Email Communications, CAD Recordings, Statutes, & Citizen Evidence.

Date Investigation Completed: June 26, 2025

FINDINGS

Policies Reviewed: 2.16.5.A.1 (Reports)

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

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

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

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

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

Additional Comments:

2.16.5.A.1: It was determined that Sergeant DM completed the review and approval of the report in a timely manner and in accordance with the policy and procedures. Sergeant DM was only required to check the report for grammar and elements of the crime. Sergeant DM was not required to conduct a complete review and investigation of the report or associated materials, such as OBRD.

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

January 28, 2026

Via Email

Re: CPC # 028-25

COMPLAINT:

PO Box 1293

Albuquerque

NM 87103

www.cabq.gov

On 02/11/2025, [REDACTED] Z submitted a complaint via telephone to the CPOA staff regarding an incident that occurred on 01/03/2025 at 1030 hours. He reported that Officer R wrote a report (25-0000669) with discrepancies in the narrative, which he was disputing because he did not believe there was any disorderly conduct. Mr. Z [REDACTED]; also believed Officer R exceeded the scope of issuing a trespass notice by naming his YouTube channel and including others in the report that may not have been related to the incident. Mr. Z [REDACTED] noted that Officer R's temperament was an issue during the incident and that he should have stepped away or left. Mr. Z [REDACTED]; reported that Sergeant DM approved the report without reviewing it for accuracy. Mr. Z [REDACTED]; believed that by doing so, his rights were violated.

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 DM

Other Materials: Email Communications, CAD Recordings, Statutes, & Citizen Evidence.

Date Investigation Completed: June 26, 2025

FINDINGS

Policies Reviewed: 1.1.5.A.4 (Conduct)

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



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



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



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



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 Sergeant MM acted in a professional and courteous manner, provided assistance and guidance in a prompt, proper, and judicious manner, and handled the incident in accordance with the policy and 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. 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

January 27, 2026

Via Certified Mail

Re: CPC # 037-25

COMPLAINT:

PO Box 1293

Albuquerque

NM 87103

On 3/04/25, S submitted a complaint to the CPOA for an incident on 3/03/2025 at 1630 hours. reported that their daughter, S B had complex PTSD and refused to go to the hospital with ACS. ACS contacted APD because Sheree broke plants in the front yard. asked that S be taken to "mental health" because she needed to get back on her medications. Officers advised that S had a warrant, which claimed was untrue. told officers that S needed to be admitted and was "on probation, so she violated." Officers charged S with battery on a household member, which was untrue. reported that S was falsely charged because she was "a target." reported that it was "a violation color of law violation of civil rights."

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 H

Other Materials: Email communications and New Mexico courts documents

Date Investigation Completed: June 28, 2025

FINDINGS

Policies Reviewed: 1.1.6.A.6 & 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.

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Additional Comments:

1.1.6.A.6: It was determined that Officer H did not make any false statements in the written incident report for this incident.

2.71.4.A.1: It was determined that Officer H lawfully arrested S : for her arrest warrant. He did not charge her with domestic violence charges in the current incident.

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:

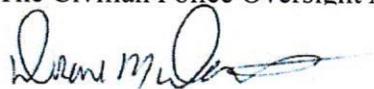
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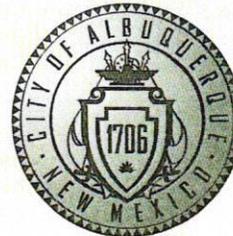
Sincerely,
The Civilian Police Oversight Agency by



Diane McDermott
Executive Director
(505) 924-3770

cc: Albuquerque Police Department Chief of Police

CITY OF ALBUQUERQUE



CIVILIAN POLICE OVERSIGHT AGENCY

January 27, 2026

Via Email

Re: CPC # 043-25

COMPLAINT:

PO Box 1293

Albuquerque

NM 87103

On 3/13/25, P submitted a complaint to the CPOA for an incident on 2/3/25 at 0500 hours. Mr. P reported that "Sgt M" drove by him and conducted a U-turn on "Pino Rd east of San Pedro." "Officer M" immediately got out of his vehicle with his gun drawn and screamed at him, "to get down on the floor." He told the officer it was the fourth time he had approached him "pretending to a bench warrant." Mr. P reported that he jumped the fence to get away because he was fearful and the officer was harassing him. He reported that the officer always had his gun, not his Taser, out and pointed in his direction. He reported that the officer sought him out, was targeting him, and never had his name on any reports, even though he was involved in the arrest.

www.cabq.gov

EVIDENCE REVIEWED:

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

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

APD Employee Interviewed: Yes

APD Employee Involved: Sgt. M

Other Materials: Email communications and NM courts documents

Date Investigation Completed: July 10, 2025

FINDINGS

Policies Reviewed: 2.52.6.C.1.a & 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.

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Additional Comments:

2.52.6.C.1.a: It was determined that Sgt. M did not use or show force in a manner that violated policy.

2.71.4.A.1: It was determined that Sgt. M properly seized Mr. P because he had reasonable suspicion that he had an active arrest warrant. There was no evidence to support Sgt. M was looking for Mr. P or trying to harass him.

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:

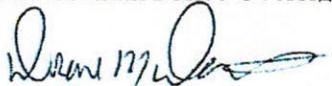
- 1) A policy was misapplied in the evaluation of the complaint;
- 2) That the findings or recommendations were arbitrary, capricious or constituted an abuse of discretion; or
- 3) that the findings and recommendations were not consistent with the record evidence.

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

January 27, 2026

Via Email

Re: CPC # 043-25

COMPLAINT:

PO Box 1293

Albuquerque

NM 87103

On 3/13/25, P submitted a complaint to the CPOA for an incident on 2/3/25 at 0500 hours. Mr. P reported that "Sgt M" drove by him and conducted a U-turn on "Pino Rd east of San Pedro." "Officer M" immediately got out of his vehicle with his gun drawn and screamed at him, "to get down on the floor." He told the officer it was the fourth time he had approached him "pretending to a bench warrant." Mr. P reported that he jumped the fence to get away because he was fearful and the officer was harassing him. He reported that the officer always had his gun, not his Taser, out and pointed in his direction. He reported that the officer sought him out, was targeting him, and never had his name on any reports, even though he was involved in the arrest.

www.cabq.gov

EVIDENCE REVIEWED:

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

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

APD Employee Interviewed: Yes

APD Employee Involved: Officer S

Other Materials: Email communications and NM courts documents

Date Investigation Completed: July 10, 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:

2.71.4.A.1: It was determined that Officer S lawfully arrested Mr. P because he had an active arrest warrant and lawfully charged him with resisting, evading, or obstructing an officer.

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

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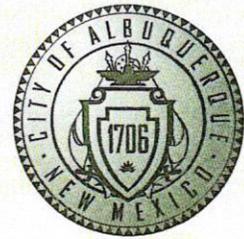
Sincerely,
The Civilian Police Oversight Agency by



Diane McDermott
Executive Director
(505) 924-3770

cc: Albuquerque Police Department Chief of Police

CITY OF ALBUQUERQUE



CIVILIAN POLICE OVERSIGHT AGENCY

January 27, 2026

Via Certified Mail

Re: CPC # 045-25

COMPLAINT:

PO Box 1293

Mr. S reported they were also concerned because the assisting officer (Officer C) ignored their attempts to get assistance when their minor child was in distress.

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 C

Other Materials: Email Communications

Date Investigation Completed: July 9, 2025

FINDINGS

Policies Reviewed: 1.1.5.A.1

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

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

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Additional Comments:

1.1.5.A.1-It was determined that, based on clear and convincing evidence, Officer C's alleged misconduct did not occur and that he did not violate 1.1.5.A.1 during the traffic stop. Therefore, the allegations of unprofessional demeanor, failure to assist the child in need, and failure to intervene or report unprofessional conduct are unfounded.

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:

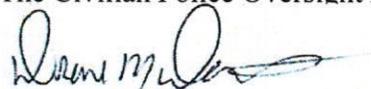
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Sincerely,
The Civilian Police Oversight Agency by



Diane McDermott
Executive Director
(505) 924-3770

cc: Albuquerque Police Department Chief of Police

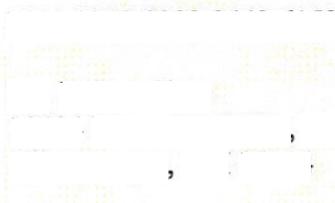
CITY OF ALBUQUERQUE



CIVILIAN POLICE OVERSIGHT AGENCY

January 27, 2026

Via Certified Mail



Re: CPC # 045-25

COMPLAINT:

PO Box 1293

Albuquerque

NM 87103

On 03/13/2025, A. S filed a complaint with CPOA against Officer Byrd for repeated harassment, retaliation, and unprofessional conduct. Mr. S alleged Officer Byrd followed him for 10 miles before a traffic stop and admitted on body cam to issuing a retaliatory ticket after Mr. S requested a sergeant. Mr. S accused Officer B of ignoring their child's urgent need for a restroom and making false claims of aggression. Mr. S also cited Officer B's prior false accusations and unprofessional behavior, noting no additional witnesses.

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 B

Other Materials: Email Communications

Date Investigation Completed: July 9, 2025

FINDINGS

Policies Reviewed: 1.1.6.D.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.



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:

1.1.6.D.1-The evidence demonstrated that Officer B conducted the stop based on observed violations, issued citations appropriately and in a timely manner, and complied with the complainant's request for a supervisor without issuing additional citations in retaliation. Officer B made a misstatement, but four citations were initially printed. There was no evidence to support the complainant's allegations that Officer B engaged in targeted harassment by following him for ten miles, issued an additional ticket for retaliatory purposes after the supervisor was requested, fabricated claims, and retaliated against him based on prior complaints, or engaged in retaliation or unfair conduct in the sequence and timing of citation issuance.

1.1.5.A.1-The evidence did not support the complainant's allegations that Officer B maintained an unprofessional demeanor, laughed inappropriately in the complainant's presence, refused to assist the complainant's child when needed, or made false statements to the sergeant. A nearby skunk caused brief humor to the officer. Safety statements are typical regarding firearms. The allegations of unprofessional demeanor, inappropriate laughter, failure to assist the child in need, and false statements to the sergeant are exonerated.

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:

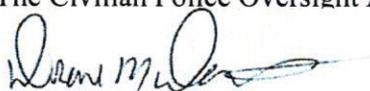
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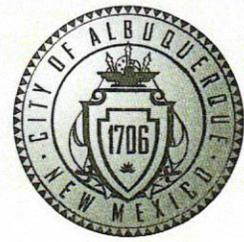
Sincerely,
The Civilian Police Oversight Agency by



Diane McDermott
Executive Director
(505) 924-3770

cc: Albuquerque Police Department Chief of Police

CITY OF ALBUQUERQUE



CIVILIAN POLICE OVERSIGHT AGENCY

January 20, 2026

Via Email

Re: CPC # 047-25

COMPLAINT:

PO Box 1293

Albuquerque

NM 87103

www.cabq.gov

Mr. F ; reported that he was upset because officers did not arrest a person who had assaulted him. Mr. F ; reported that he was hit in the leg, and officers let the person who assaulted him drive off in a car and leave. Mr. F ; reported that because Mr. F ; was black, nothing gets done, but if a white person were assaulted, something would get done.

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: n/a

Date Investigation Completed: July 7, 2025

FINDINGS

Policies Reviewed: General Order 1.1.5.A.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.

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Additional Comments:

A review of the OBRD videos confirmed that Officer H and Officer B did not show any bias or prejudice towards Mr. F ; or Mr. Hernandez. Officer H and Officer B gave Mr. F ; several opportunities to speak with them and provide a statement. Officer H and Officer B also asked Mr. F ; several times if he had any injuries and wanted Emergency Medical Services. There was insufficient probable cause to summons or arrest as Mr. Hernandez did not want to press charges and Mr. F ; would not cooperate in providing a statement with enough actionable information. There was no evidence that officers desired to arrest Mr. F a supervisor had been contacted to see if the relationship between the two met the criteria for a domestic situation.

There was no evidence provided, located or noted which would confirm that any of the actions by Officer H on the scene were due to Mr. F ; being black or Mr. Hernandez being 80 years old 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:

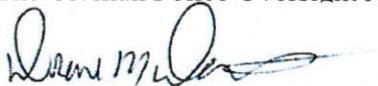
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Sincerely,
The Civilian Police Oversight Agency by



Diane McDermott
Executive Director
(505) 924-3770

cc: Albuquerque Police Department Chief of Police

CITY OF ALBUQUERQUE



CIVILIAN POLICE OVERSIGHT AGENCY

January 15, 2026

Via Email

Re: CPC # 048-25

COMPLAINT:

PO Box 1293

Albuquerque

NM 87103

www.cabq.gov

Mr. R reported that three officers responded to a call from a resident who was not allowed in the office due to ongoing issues with her conduct and aggression toward office staff. Officer C began questioning Mr. R about an alleged physical altercation between the resident and a male staff member. Mr. R was the male staff member involved and clarified the alleged physical incident. He was upset and intimidated by Officer C's questioning, and questioned why three officers were sent to a non-emergency civil matter regarding a resident. Mr. R reported that the officers did not formally introduce themselves or provide business cards.

EVIDENCE REVIEWED:

Video(s): Yes

APD Report(s): N/A

CAD Report(s): Yes

Complainant Interviewed: Yes

Witness(es) Interviewed: No

APD Employee Interviewed: Yes

APD Employee Involved: Officer C

Other Materials: Email Communications

Date Investigation Completed: July 9, 2025

FINDINGS

Policies Reviewed: General Order 1.1.5.A.4

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

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

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Additional Comments:

Officer C was acting as a field training officer that day and had a recruit when dispatched to the call. Recruits are not counted as additional officers for backup purposes. The numbers may have been felt overwhelming, but backup is common for officer safety. The tenant caller called the police for an escort to the leasing office to prevent a possible encounter. The caller reported a previous encounter with management that allegedly became physical. Officer C inquired about the alleged physical altercation to better understand the situation, not to investigate the previous incident. Officer C did not know Mr. R was involved, who became upset and intimidated by her questioning. She explained to Mr. R that she was acting as a mediator to keep the peace, and whether the caller could respond to the office to conduct her business, which Mr. R refused. In civil matters officers respond primarily to maintain or restore order, which Officer C did. Officers provide their information generally when asked and in this instance were not asked. There was no information provided or discovered that would indicate Officer C had any connection to the caller.

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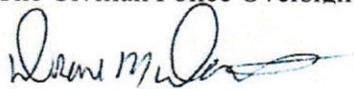
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Sincerely,
The Civilian Police Oversight Agency by



Diane McDermott
Executive Director
(505) 924-3770

cc: Albuquerque Police Department Chief of Police

CITY OF ALBUQUERQUE



CIVILIAN POLICE OVERSIGHT AGENCY

January 27, 2026

Via Email

Re: CPC # 055-25

COMPLAINT:

PO Box 1293

Albuquerque

NM 87103

On 03/31/2025, G submitted a telephone complaint to the CPOA regarding an incident that occurred on 03/28/2025. Mr. G reported that his vehicle was towed by APD, who took his personal property and conveyances. Mr. G reported that the vehicle was a Volkswagen Jetta bearing license plate PR1V4T3, which was DOT-exempt. Mr. G received a call from Detective A, who was disrespectful towards him. Mr. G told Detective A that the plate was granted to him by "Freedom from the Government" and that he was on notice to stop tampering with his property. Detective A told Mr. G he did not care and was taking his plate.

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: Detective A

Other Materials: Email Communications, Citizen Evidence, and SOP 2.49.

Date Investigation Completed: July 15, 2025

FINDINGS

Policies Reviewed: 1.1.5.A.1 (Conduct)

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



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: 2.71.4.A.1 (Search & Seizure)

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



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



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



Additional Comments:

1.1.5.A.1: It was determined that Detective A's interaction with Mr. G [redacted] was quarrelsome, but did not rise to a level of misconduct. Several statements alleged by Mr. G [redacted] were not said by Detective A.

2.71.4.A.1: It was determined that Detective A ordered the vehicle to be towed in accordance with 2.28.4.B.3.a.ii, which allowed for the vehicle to be seized and inspected as authorized under NMSA § 66-3-507 due to the VIN not being visible and the plate not being proper. Detective A seized the plate, as it was not associated with any State and was believed to be invalid in New Mexico.

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:

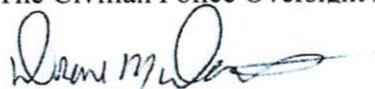
- 1) A policy was misapplied in the evaluation of the complaint;
- 2) That the findings or recommendations were arbitrary, capricious or constituted an abuse of discretion; or
- 3) that the findings and recommendations were not consistent with the record evidence.

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.

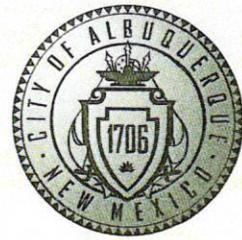
Sincerely,
The Civilian Police Oversight Agency by



Diane McDermott
Executive Director
(505) 924-3770

cc: Albuquerque Police Department Chief of Police

CITY OF ALBUQUERQUE



CIVILIAN POLICE OVERSIGHT AGENCY

January 27, 2026

Via Email

Re: CPC # 055-25

COMPLAINT:

PO Box 1293

Albuquerque

NM 87103

On 03/31/2025, G ; submitted a telephone complaint to the CPOA regarding an incident that occurred on 03/28/2025. Mr. G ; reported that his vehicle was towed by APD, who took his personal property and conveyances. Mr. G ; reported that the vehicle was a Volkswagen Jetta bearing license plate PR1V4T3, which was DOT-exempt. Mr. G ; received a call from Detective A, who was disrespectful towards him. Mr. G ; told Detective A that the plate was granted to him by "Freedom from the Government" and that he was on notice to stop tampering with his property. Detective A told Mr. G ; he did not care and was taking his plate.

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: PSA L

Other Materials: Email Communications, Citizen Evidence, and SOP 2.49.

Date Investigation Completed: July 15, 2025

FINDINGS

Policies Reviewed: 2.71.4.A.1 (Search & Seizure)

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

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

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

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

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

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

Additional Comments:

2.71.4.A.1: It was determined that PSA L could not read the VIN and was directed by Detective A to tow the vehicle in accordance with 2.28.4.B.3.a.ii, which allowed for the vehicle to be seized and inspected as authorized under NMSA § 66-3-507 due to the VIN not being visible and the plate not being proper. Detective A seized the plate, as it was not associated with any State and was believed to be invalid in New Mexico. PSA L acted upon the direction of Detective A.

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:

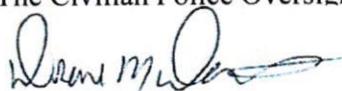
- 1) A policy was misapplied in the evaluation of the complaint;
- 2) That the findings or recommendations were arbitrary, capricious or constituted an abuse of discretion; or
- 3) that the findings and recommendations were not consistent with the record evidence.

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

January 21, 2026

Via Email

Re: CPC # 136-25

COMPLAINT:

PO Box 1293

On 07/02/2025, F submitted an online complaint to the CPOA regarding an incident that occurred on 06/29/2025 at 1500 hours at 9416 Acoma Road Southeast. Ms. F reported that she was arrested by Officer M-F, who did not advise her of her rights and spoke disrespectfully to her.

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: No

APD Employee Interviewed: Yes

APD Employee Involved: Officer M-F

Other Materials: Email Communications

Date Investigation Completed: October 10, 2025

FINDINGS

Policies Reviewed: 1.1.5.A.4 (Conduct)

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

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

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

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

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Additional Comments:

1.1.5A.4: It was determined that Officer M-F did not read Miranda Rights to Ms. F which were unnecessary as he did not ask her incriminating questions after she was arrested. There was no force used during the handcuffing and escorting of Ms. F to his patrol vehicle. There was no attitude displayed by Officer Munoz-Flores toward Ms. F he was respectful and cordial during their interaction. Officer M-F did not advise Ms. F of the exact charge, but it was apparent and she did not ask for clarification. Officer M-F did not tell a family member the boyfriend was not arrested due to intoxication.

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:

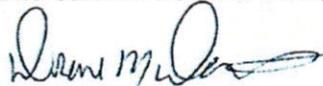
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Sincerely,
The Civilian Police Oversight Agency by



Diane McDermott
Executive Director
(505) 924-3770

cc: Albuquerque Police Department Chief of Police

CITY OF ALBUQUERQUE



CIVILIAN POLICE OVERSIGHT AGENCY

January 15, 2026

Via Email

Re: CPC # 141-25

PO Box 1293

Albuquerque

NM 87103

www.cabq.gov

COMPLAINT:

On 07/07/2025, Mr. G submitted a telephone complaint to the CPOA staff regarding an incident on 07/07/2023. Mr. G reported that he was forcibly removed from his home at gunpoint by ten APD officers and ten IPS and bank agents. On the same date, Mr. G submitted a second telephone complaint regarding an incident on 08/30/2023. Mr. G reported that an APD sergeant had his hand on his gun and threatened him by telling him that he would be forcefully removed the next time he went on the property. When interviewed Mr. G stated his only complaint was regarding the sergeant's actions on 8/20/23

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: N/A

Other Materials: N/A

Date Investigation Completed: October 5, 2025

FINDINGS

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

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

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

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Policies Reviewed:

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:

This case was Administratively Closed because the preliminary investigation determined that the reported incident and misconduct did not occur, and no evidence of misconduct or policy violations in reference to the complaint investigation was discovered during a review of the available evidence. The OBRD evidence showed a sergeant did not have an interaction with Mr. G ; and the incident as described did not occur.

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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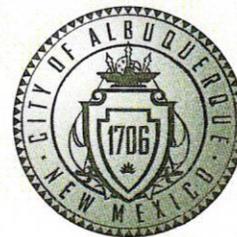
Sincerely,
The Civilian Police Oversight Agency by



Diane McDermott
Executive Director
(505) 924-3770

cc: Albuquerque Police Department Chief of Police

CITY OF ALBUQUERQUE



CIVILIAN POLICE OVERSIGHT AGENCY

January 27, 2026

Via Email

Re: CPC # 142-25

COMPLAINT:

PO Box 1293

Albuquerque

NM 87103

www.cabq.gov

On 07/07/2025, G ; submitted a telephone complaint to the Civilian Police Oversight Agency (CPOA) staff regarding an incident that occurred on 09/27/2022 on Morrissey Street Southwest. Mr. G ; reported that he was pulled over by officers for his license plate being a "DOT exempt Private - Non-Commercial use only - Not for hire." Mr. G ; told the officers that they did not have jurisdiction to pull him over.

EVIDENCE REVIEWED:

Video(s): Yes

APD Report(s): Yes

CAD Report(s): Yes

Complainant Interviewed: Yes

Witness(es) Interviewed: N/A

APD Employee Interviewed: Yes

APD Employee Involved: Officer B.S.

Other Materials: Nmcourts.com case detail reports, NM Statute 66-3-18

Date Investigation Completed: November 6, 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.

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Additional Comments:

It was determined that Officer B.S. was present only as a backup officer during the incident described. She did not initiate or perform any of the challenged stops, arrests, searches, or seizures during the incident. Her actions, as observed in body-worn camera footage and reflected in reports, were consistent with department policy and SOP 2.71.4.A.1. Officer B.S.' role was limited to communication with Mr. Grimes' wife, assisting with property management [removal of the license plate], and supporting the primary officer. She was no longer an APD employee at the time of the investigation and did not respond to interview requests, which was noted but does not negate the absence of evidence of misconduct.

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

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

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

January 27, 2026

Via Email

Re: CPC # 142-25

COMPLAINT:

PO Box 1293

On 07/07/2025, [redacted] Grimes submitted a telephone complaint to the Civilian Police Oversight Agency (CPOA) staff regarding an incident that occurred on 09/27/2022 on Morrissey Street Southwest. Mr. G [redacted] reported that he was pulled over by officers for his license plate being a "DOT exempt Private - Non-Commercial use only - Not for hire." Mr. G [redacted] told the officers that they did not have jurisdiction to pull him over.

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: N/A

APD Employee Interviewed: Yes

APD Employee Involved: Officer G.

Other Materials: Nmcourts.com case detail reports, NM Statute 66-3-18, Traffic Citations

Date Investigation Completed: November 6, 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: 2.71.4.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.

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Additional Comments:

It was determined, based on the totality of the evidence, including body-worn video, written police reports, computer-aided dispatch logs, and the existence of an active warrant, that Officer G's actions were consistent with Albuquerque Police Department policy. Officer G had probable cause to conduct a traffic stop for the illegal license plate, a violation of § 66-3-18 NMSA 1978 (Display of registration plates), as well as for failure to present a valid driver's license and proof of registration/insurance. The subsequent arrest was properly executed after confirmation of an active misdemeanor warrant. Although Officer G was no longer employed by APD and a direct interview was not possible, the officer's actions and statements are documented in contemporaneous written and video records that align with procedural requirements.

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

January 27, 2026

Via Email

Re: CPC # 142-25

COMPLAINT:

PO Box 1293

Albuquerque

NM 87103

www.cabq.gov

On 07/07/2025, [redacted] G [redacted] submitted a telephone complaint to the Civilian Police Oversight Agency (CPOA) staff regarding an incident that occurred on 09/27/2022 on Morrissey Street Southwest. Mr. G [redacted] reported that he was pulled over by officers for his license plate being a "DOT exempt Private - Non-Commercial use only - Not for hire." Mr. G [redacted] told the officers that they did not have jurisdiction to pull him over.

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: Nmcourts.com case detail reports, NM Statute 66-3-18

Date Investigation Completed: November 6, 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:

It was determined that Officer M was present at the scene only as a backup officer. The primary traffic stop, arrest, search, and seizure actions were conducted by Officer G and Sergeant R, in compliance with Albuquerque Police Department policies and New Mexico state law regarding vehicle registration and arrest warrants. Officer M did not initiate or perform arrests, searches, or seizures. The investigation reviewed dispatch logs, officer reports, body-worn camera footage, and officer interviews, all of which indicated that Officer M acted within departmental guidelines and had no misconduct related to 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:

- 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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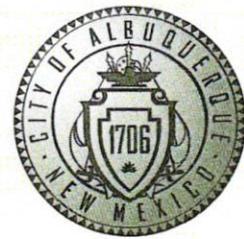
Sincerely,
The Civilian Police Oversight Agency by



Diane McDermott
Executive Director
(505) 924-3770

cc: Albuquerque Police Department Chief of Police

CITY OF ALBUQUERQUE



CIVILIAN POLICE OVERSIGHT AGENCY

January 27, 2026

Via Email

Re: CPC # 142-25

COMPLAINT:

PO Box 1293

Albuquerque

NM 87103

www.cabq.gov

On 07/07/2025, G submitted a telephone complaint to the Civilian Police Oversight Agency (CPOA) staff regarding an incident that occurred on 09/27/2022 on Morrissey Street Southwest. Mr. G reported that he was pulled over by officers for his license plate being a "DOT exempt Private - Non-Commercial use only - Not for hire." Mr. G told the officers that they did not have jurisdiction to pull him over.

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 V.S.

Other Materials: Nmcourts.com case detail reports, NM Statute 66-3-18

Date Investigation Completed: November 6, 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:

It was determined that Officer V.S. was present at the scene in a backup/support capacity only. She was not the primary or arresting officer and did not perform, direct, or participate in any arrests, searches, or seizures involving Mr. G or his property. Her only documented actions were picking up personal property (a wallet) and facilitating its return to another officer for processing. There were no allegations, evidence, or observed acts in the CAD, Mark43, TraCS, or OBRD evidence that indicated Officer V.S. engaged in any activity that would violate SOP 2.71.4.A.1. Furthermore, Officer V.S. was no longer employed with APD at the time the investigation was conducted and did not respond to request for an interview.

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

January 27, 2026

Via Email

Re: CPC # 142-25

COMPLAINT:

PO Box 1293

Albuquerque

NM 87103

www.cabq.gov

On 07/07/2025, [redacted] Grimes submitted a telephone complaint to the Civilian Police Oversight Agency (CPOA) staff regarding an incident that occurred on 09/27/2022 on Morrissey Street Southwest. Mr. G [redacted] reported that he was pulled over by officers for his license plate being a "DOT exempt Private - Non-Commercial use only - Not for hire." Mr. G [redacted] told the officers that they did not have jurisdiction to pull him over.

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: Sgt. R

Other Materials: Traffic Citations, NMcourts.com case detail reports, NM Statute 66-3-18

Date Investigation Completed: November 6, 2025

FINDINGS

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

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

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

Policies Reviewed: 2.71.4.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:

It was determined that Sergeant R acted in a supervisory and evidence-handling capacity during the incident. There is no evidence from interviews, reports, dispatch records, or body-worn video that he engaged in any conduct in violation of SOP 2-71. Removal of the non-compliant license plate and its subsequent entry into evidence by Officer G were properly handled in accordance with department procedures. Sergeant R did not initiate the stop, issue citations, or arrest Mr. G, nor did he fail to follow APD policy in his supervisory role. Officers on scene acted lawfully [as well as the former officers], and the evidence supports that all procedures for a lawful traffic stop were followed: proper identification, explanation of the reason for the stop, confirmation and response to warrants, processing of evidence, and release of the vehicle per policy. No evidence was found of misconduct by Sergeant R.

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

January 31, 2026

Via Email

Re: CPC # 143-25

COMPLAINT:

PO Box 1293

Albuquerque

NM 87103

www.cabq.gov

On 07/09/2025, Mr. L : submitted a complaint to the CPOA regarding an incident that occurred on 07/08/2025. Mr. L : reported that Officer J showed up at his house with about thirteen other officers and told him that they were going to arrest and detain him because he was a danger to himself, his lady, and society. Mr. L : reported that he asked officers to apply two sets of handcuffs due to injury, which were used, but " Officer J started acting like an asshole" and manhandled him. Mr. L : reported that he expected the on-scene Sergeant to make contact or introduce himself, given the number of officers present. He also reported that he was taken to a psych ward, and discharged a short time later, and when called Officer J to ask for his badge number, he responded " they let you out already"

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 J

Other Materials: Email communications, NMSA 43-1-10

Date Investigation Completed: November 6, 2025

FINDINGS

Policies Reviewed: 1.1.5.A.1 & 2.19.10.A.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:

1.1.5.A.1: It was determined that Detective J had not "manhandled" Mr. L ; nor was he an "asshole" and had treated Mr. L ; with respect, courtesy, and professionalism during the encounter.

2.19.10.A.3: It was determined that Detective J had acted in accordance with NMSA 1978, 43-1-10 when he detained Mr. L for an emergency mental health evaluation in the absence of a valid court order. Detective J had reasonable grounds, based on personal observations and investigation, to believe Mr. L , as a result of a mental disorder, presented a serious threat of harming himself or others, and that immediate detention was necessary to prevent such harm. Mr. Lopez's release from UNM Psychiatric Hospital has no bearing on the statutory requirements for detention under NMSA 43-1-10.

Additional issues alleged were reviewed such as Mr. Lopez's claim the clinician hid his identity. It was determined the clinician was introduced to Mr. L ; by Detective J and the clinician introduced himself. Mr. L ; claimed his property was left unsecured. The evidence showed his property was secured before leaving.

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

January 28, 2026

Via Email

Re: CPC # 145-25

COMPLAINT:

PO Box 1293

Albuquerque

NM 87103

www.cabq.gov

On 07/10/2025, Ms. W filed a complaint regarding an incident that occurred on 12/14/2024. She reported being involved in a crash and being transported to the hospital via ambulance. Officer H advised her that he would meet her at the hospital to collect her statement, but she was in a lot of pain when he arrived. He provided her parents with documents and informed them that he would follow up to collect her statement, which he never did. She reported that the report was done wrong the first time, resulting in it being delayed. She called multiple times to resolve the issues, but she never received a call back from Officer H. She reported that she did get a call back from Officer E, who advised that she would speak with Officer H's sergeant and then provide her with an update, which she never did.

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 E

Other Materials: Email Communications & TraCS Documents.

Date Investigation Completed: November 3, 2025

FINDINGS

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

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

Policies Reviewed: 1.1.5.A.4 (Conduct)

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

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

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Additional Comments:

1.1.5.A.4: It was determined that Ms. W and Officer E had a telephone interaction. Still, the existence of an OBRD recording or the specifics of the conversation could not be determined, mostly due to an unknown date of occurrence. Therefore, the investigation was unable to determine whether the alleged misconduct did or did not occur.

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

January 28, 2026

Via Email

Re: CPC # 145-25

COMPLAINT:

On 07/10/2025, Ms. W filed a complaint regarding an incident that occurred on 12/14/2024. She reported being involved in a crash and being transported to the hospital via ambulance. Officer H advised her that he would meet her at the hospital to collect her statement, but she was in a lot of pain when he arrived. He provided her parents with documents and informed them that he would follow up to collect her statement, which he never did. She reported that the report was done wrong the first time, resulting in it being delayed. She called multiple times to resolve the issues, but she never received a call back from Officer H. She reported that she did get a call back from Officer E, who advised that she would speak with Officer H's sergeant and then provide her with an update, which she never did.

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 & TraCS Documents.

Date Investigation Completed: November 3, 2025

PO Box 1293

Albuquerque

NM 87103

www.cabq.gov

FINDINGS

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

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

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

Policies Reviewed: 1.1.5.A.4 (Conduct) and 2.8.5.B (OBRD)

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

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

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Additional Comments:

1.1.5.A.4: Evidence showed Officer H conducted his investigation in a prompt and professional manner and submitted the initial report by the end of shift as mandated. A statement was not obtained from Ms. W because of medical treatment, the on-scene investigation had to be completed, and the report had to be submitted before the end of the shift. Independent witnesses' observations informed the report. Insurance companies, not the officer, would conduct any non-criminal investigation if needed to determine fault. Officer H never told Ms. W that he would contact her at the hospital to collect her statement. The specifics of when the calls were made could not be determined, mostly due to unknown dates of occurrence. Reports, per policy, can and will be sent back for corrections, which does not violate policy regarding inaccuracy and impacts allowable timeliness.

2.8.5.B: Officer H went to the hospital with the intention of contact, but Officer H did not have contact with Ms. W and did not record the brief interaction with her mother. Officer H had a logical explanation due to a medical procedure in progress and for privacy.

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

January 16, 2026

Via Email

Re: CPC # 156-25

COMPLAINT:

PO Box 1293

On 07/25/2025, Jean J ; submitted a telephone complaint to the Civilian Police Oversight Agency (CPOA) staff regarding an incident that occurred on 07/15/2025 at 1915 hours at Menaul Boulevard and Pan American Freeway. Ms. J reported that she could not obtain report 250058144 because it was unavailable.

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: N/A

APD Employee Interviewed: Yes

APD Employee Involved: PSA J

Other Materials: Email communications, video surveillance, and tow-in reports.

Date Investigation Completed: November 21, 2025

FINDINGS

Policies Reviewed: 2.46.4.A.1.g

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: 2.16.5.B.5 & 2.16.5.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.



Policies Reviewed: 2.48.4.B.1.c

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:

2.16.5.B.5: It was determined that sufficient information was missing from the crash report prepared by PSA J, thereby compromising its accuracy. Some items alleged missing were present, but the complainant received a redacted copy as required.

2.16.5.C.1: It was determined that PSA J did not submit Uniform Crash Report 25-0058144 by the end of his shift on 7/15/2025 as required by SOP.

2.46.4.A.1.g: It was determined that PSA J was the first to respond to the crash scene and had conducted the crash investigation as required.

2.48.4.B.1.c: It was determined that PSA J did not inventory the property from the vehicles towed from the crash scene as required by SOP.

The CPOA recommends two written reprimands for the policy violations and additional training.

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

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

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

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

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

Sincerely,
The Civilian Police Oversight Agency by



Diane McDermott
Executive Director
(505) 924-3770

cc: Albuquerque Police Department Chief of Police

CITY OF ALBUQUERQUE



CIVILIAN POLICE OVERSIGHT AGENCY

January 16, 2026

Via Email

Re: CPC # 156-25

COMPLAINT:

PO Box 1293

On 07/25/2025, Jean J ; submitted a telephone complaint to the Civilian Police Oversight Agency (CPOA) staff regarding an incident that occurred on 07/15/2025 at 1915 hours at Menaul Boulevard and Pan American Freeway. Ms. J ; reported that she could not obtain report 250058144 because it was unavailable.

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: N/A

APD Employee Interviewed: Yes

APD Employee Involved: Sgt. R

Other Materials: Email communications, video surveillance, and tow-in reports.

Date Investigation Completed: November 21, 2025

FINDINGS

Policies Reviewed: 2.16.5.A.1

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

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

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

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

Policies Reviewed: 2.46.4.A.1.i

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:

2.16.5.A.1: It was determined that Sgt. R had reviewed Uniform Crash Report 25-0058144 for grammar and elements of the crash, and that the "missing" information was actually listed in the unredacted crash report.

2.46.4.A.1.i: It was determined that Sgt. R did not take any enforcement action even though there was probable cause to believe that driver 2 had run a red light and had driven without a driver's license. These issues were brought to Sgt. R's attention by the PSA. 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

January 28, 2026

Via Certified Mail

Re: CPC # 174-25

COMPLAINT:

PO Box 1293

Albuquerque

NM 87103

On August 7, 2025, S filed an online complaint with the Civilian Police Oversight Agency about an incident on September 5, 2024, at 10:00 PM at 1021 Cortez Avenue. She reported that she and her husband were pulled over by Officer K at San Mateo and Marble. Officer K ordered them out of their vehicle, had them sit on the sidewalk, searched her husband, handcuffed and arrested him. He told Ms. S she was detained and that a female officer would search her, but he conducted the search himself. During the search, he inappropriately touched her, placing his hand inside her clothing, down her crotch and grabbing her breast. Afterward, he offered her a ride, which she declined. She complained that Officer K abused his position.

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: No

APD Employee Involved: Subject Employee Initial (Officer K)

Other Materials: Email Communications, APD SOP 2-71

Date Investigation Completed: November 18, 2025

FINDINGS

Policies Reviewed: 1.1.7.D.7

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.

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Additional Comments:

It was determined that, based on the OBRD evidence, the search of Mrs. Sierra's person was consensual and followed Albuquerque Police Department Standard Operating Procedures, as the allegations were inaccurate and false. The claim of an unlawful search of the Sierra's vehicle was not shown on either Officer K's or Officer G's OBRD recording, and was also found to be inaccurate and false. Policy permits male officers to search females when conducted as trained. Ms. S did not request a female to search her at the scene. Officer K did not insist on trying to give Ms. S a ride as alleged.

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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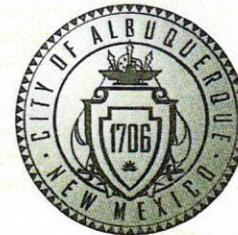
Sincerely,
The Civilian Police Oversight Agency by



Diane McDermott
Executive Director
(505) 924-3770

cc: Albuquerque Police Department Chief of Police

CITY OF ALBUQUERQUE



CIVILIAN POLICE OVERSIGHT AGENCY

January 27, 2026

Via Email

Re: CPC # 182-25

COMPLAINT:

PO Box 1293

Albuquerque

NM 87103

On 08/20/2025, [REDACTED] G [REDACTED] submitted an online complaint to the CPOA regarding an incident that occurred on 08/20/2025 at 1635 hours at an unreported location. Mr. G [REDACTED] reported that he was a level two security officer and received an email from the New Mexico Regulation and Licensing Department (RLD) regarding Detective R filing a complaint against him regarding an incident on 07/10/2025, which the detective was not involved with. Mr. G [REDACTED] reported that Detective R consistently harasses him, regardless of how much he tells him to leave him alone and stay off his property. Mr. G [REDACTED] reported that the complaint filed with the RLD by Detective R was false and that the detective was retaliating against him because he did not want anything from him or associated APD personnel.

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: Detective R

Other Materials: Email Communications, SOP 2-19, Sharebase

Date Investigation Completed: November 26, 2025

FINDINGS

Policies Reviewed: 1.1.6.D.2.b

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.

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Additional Comments:

It was determined that Detective R adhered to established protocols when investigating a serious behavioral health situation. Evidence indicated that Detective R's heightened concern for Mr. G was justified due to Mr. G's role as a security officer and the seriousness of the threat against Southern New Hampshire University. Mr. G's own admission of a documented diagnoses and episodes of uncontrollable behavior, necessitated Detective R's notification to NMRLD of concerns regarding Mr. G. There is no evidence of retaliation as Mr. G alleged. Detective R was not afforded the opportunity to explain the actions taken by him and his team or the purpose of their visits.

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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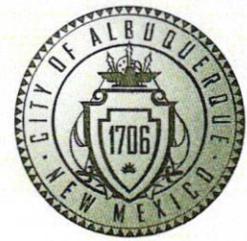
Sincerely,
The Civilian Police Oversight Agency by



Diane McDermott
Executive Director
(505) 924-3770

cc: Albuquerque Police Department Chief of Police

CITY OF ALBUQUERQUE



CIVILIAN POLICE OVERSIGHT AGENCY

January 16, 2026

Via Email

Re: CPC # 187-25

COMPLAINT:

PO Box 1293

Albuquerque

NM 87103

On 08/28/2025, : M submitted an online complaint to the CPOA regarding incidents that occurred on 08/04/2025 and 08/06/2025. She reported that she contacted a PSA after being involved in a crash. She indicated that the PSA rolled his eyes at her, questioned if the involved drivers really wanted to file a report, and became irritated with her because he already had to deal with two crashes. She advised that the PSA failed to take the report or provide aid, which delayed medical care. On 08/06/2025, her husband called dispatch and requested to speak with the PSA's sergeant. A dispatcher took a message, but no one ever contacted them.

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: PSA J

Other Materials: Email Communications, Communications Recordings, & Unit History's.

Date Investigation Completed: December 16, 2025

FINDINGS

Policies Reviewed: 1.1.5.A.1 (Conduct)

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



Policies Reviewed: 1.1.6.C.1 (Conduct)

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



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



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



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: The evidence showed that PSA J was not disrespectful or discourteous. Several statements and actions alleged in the complaint did not occur per the OBRD review. Ms. M never mentioned she or her children needed to be checked on or requested medical assistance.

1.1.6.C.1: It was determined that PSA J failed to conduct an investigation and complete a report for the crash reported directly to him, and failed to request additional assistance if he was unable to complete the tasks. He advised the drivers they could exchange information on their own, but did not clearly indicate he would assist them once he had completed his current task. He did not offer to create a new call for service, which Ms. M at one point asked if that was what she should do, and he indicated that it was not necessary. PSA J provided inaccurate information to the drivers, indicating he was available to take their report when he was not. It left the drivers uncertain about the PSA's intentions, and they left to exchange information. 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

January 16, 2026

Via Email

Re: CPC # 187-25

COMPLAINT:

PO Box 1293

Albuquerque

NM 87103

On 08/28/2025, M submitted an online complaint to the CPOA regarding incidents that occurred on 08/04/2025 and 08/06/2025. She reported that she contacted a PSA after being involved in a crash. She indicated that the PSA rolled his eyes at her, questioned if the involved drivers really wanted to file a report, and became irritated with her because he already had to deal with two crashes. She advised that the PSA failed to take the report or provide aid, which delayed medical care. On 08/06/2025, her husband called dispatch and requested to speak with the PSA's sergeant. A dispatcher took a message, but no one ever contacted them.

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: Sergeant M

Other Materials: Email Communications, Communications Recordings, & Unit History's.

Date Investigation Completed: December 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: 1.1.6.C.1 (Conduct)

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

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Additional Comments:

1.1.6.C.1: It was determined that Operator W took the call from Mr. M and sent Sergeant M a message via the computer-aided dispatch system, indicating that Mr. M had requested contact regarding a PSA who would not take a crash report. There was no evidence provided, located, or reviewed that indicated that Sergeant M contacted Mr. M regarding the complaint as requested. Since Sergeant M advised that she did not know how to return to messages while performing other tasks in the CAD system, a recommendation is that the sergeant receive enhanced training in navigating the CAD system as well as 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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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

January 27, 2026

Via Email

Re: CPC # 189-25

COMPLAINT:

PO Box 1293

Albuquerque

NM 87103

www.cabq.gov

On 09/02/2025, the complainant submitted an email complaint to the Civilian Police Oversight Agency (CPOA) regarding an incident that occurred on 09/02/2025. The complainant reported that they were pulled over because the officer did not think they could see behind their trailer. The officer did not care for their explanation, cited them, and told them *"to get bigger mirrors and show up for court or else!"* The complainant believed that *"Nobody gets this kind of problem!"*

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 R

Other Materials: None

Date Investigation Completed: December 4, 2025

FINDINGS

Policies Reviewed: 1.1.5.A.4

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

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

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

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

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, based on the evidence reviewed, the complainant's allegations that Officer R acted unprofessionally and disregarded their explanation were not supported by the available facts. While the complainant claimed Officer R stopped their vehicle for the sake of amusement, as their trailer was a "Castle." Officer R maintained that the stop was conducted due to legitimate safety concerns regarding the lack of visibility while operating the trailer. The complainant was frustrated with the investigative process because the CPOA did not have any influence over the judicial process or tickets and therefore wanted the complaint dropped. However, the complainant did not say the allegations were untrue, therefore the investigation continued to ensure no misconduct occurred.

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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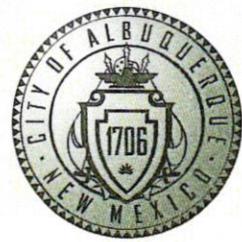
Sincerely,
The Civilian Police Oversight Agency by



Diane McDermott
Executive Director
(505) 924-3770

cc: Albuquerque Police Department Chief of Police

CITY OF ALBUQUERQUE



CIVILIAN POLICE OVERSIGHT AGENCY

January 21, 2026

Via Email

Re: CPC # 190-25

COMPLAINT:

PO Box 1293

On 09/03/2025, [REDACTED] submitted an online complaint to the CPOA regarding an incident that occurred on 08/13/2025. Mr. [REDACTED] reported that he was arrested and his telephone and car keys were taken, but never returned.

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: N/A

APD Employee Interviewed: Yes

APD Employee Involved: Officer L

Other Materials: Email Communications.

Date Investigation Completed: December 4, 2025

FINDINGS

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

Policies Reviewed: 2.73.5.A.1 (Collection of Evidence and Property)

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:

2.73.5.A.1: It was determined that, based on the evidence, Officer L failed to secure Mr. Q's personal property following his arrest and transport to the PTC, resulting in the loss of his belongings. Officer L did attempt to locate the lost property the same date as the loss.

It was noted that the Miranda Warning was not required to be read to Mr. Q following his arrest, as he was not questioned further.

The CPOA recommends a non-disciplinary corrective action if eligible.

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

January 15, 2026

Via Email

Re: CPC # 191-25

COMPLAINT:

PO Box 1293

Albuquerque

NM 87103

On 9/03/2025, Julia McGhee submitted a complaint to the CPOA for an incident that day between 1230 and 1330 hours at 12905 La Cueva Lane NE. reported that her vehicle was blocking half of a residence after it lost a tire and could not be moved between 0730 and 0900 hours. PSA B called her at approximately 1230 hours and told her that her vehicle would be towed if she was not on the scene within 30 minutes. She arrived on the scene 15 minutes later and found her vehicle was already loaded onto a wrecker. Her mother, C , was on scene, disputing the release of the vehicle with the PSAs and the wrecker operator as she arrived within 30 minutes. PSA M screamed at C and screamed over them and the 2 PSAs. indicated that PSA M was immature, childish, aggressive, and her anger was scary.

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: PSA M

Other Materials: Email communications and City Ordinance 8-5-2-4

Date Investigation Completed: December 31, 2025

FINDINGS

Policies Reviewed: 1.1.5.A.1

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



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



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



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



Policies Reviewed: 2.48.4.B.1.b.ii & 2.48.4.B.1.c

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



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



Additional Comments:

1.1.5.A.1: It was determined that PSA M had treated the public with respect, courtesy, and professionalism during this incident. The video evidence showed PSA M did not act aggressively or scream at anyone. The video evidence showed Ms. M : had put her hand in front of the PSA's face when PSA M told her not to and then walked away.

2.48.4.B.1.b.ii: It was determined that PSA M did not include the tow truck driver's signature on the tow-in report.

2.48.4.B.1.c: It was determined that PSA M did not inventory the property in the vehicle to be towed and did not list the reason for not inventorying it.

The CPOA recommends an 8 hour suspension for the two infractions and additional training on tow 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. 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

January 15, 2026

Via Email

Re: CPC # 191-25

COMPLAINT:

PO Box 1293

Albuquerque

NM 87103

On 9/03/2025, McGhee submitted a complaint to the CPOA for an incident that day between 1230 and 1330 hours at 12905 La Cueva Lane NE. reported that her vehicle was blocking half of a residence after it lost a tire and could not be moved between 0730 and 0900 hours. PSA B called her at approximately 1230 hours and told her that her vehicle would be towed if she was not on the scene within 30 minutes. She arrived on the scene 15 minutes later and found her vehicle was already loaded onto a wrecker. Her mother, C , was on scene, disputing the release of the vehicle with the PSAs and the wrecker operator as she arrived within 30 minutes. PSA M screamed at C and screamed over them and the 2 PSAs. indicated that PSA M was immature, childish, aggressive, and her anger was scary.

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: PSA B

Other Materials: Email communications and City Ordinance 8-5-2-4

Date Investigation Completed: December 31, 2025

FINDINGS

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

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

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

Policies Reviewed: 1.78.6.D.3.b

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:

1.78.6.D.3.b: It was determined that PSA B should have received authorization from an FSB supervisor before removing the vehicle, and he should have issued the appropriate citation. 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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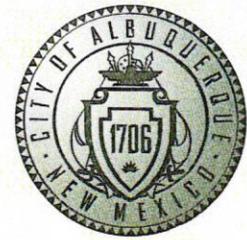
Sincerely,
The Civilian Police Oversight Agency by



Diane McDermott
Executive Director
(505) 924-3770

cc: Albuquerque Police Department Chief of Police

CITY OF ALBUQUERQUE



CIVILIAN POLICE OVERSIGHT AGENCY

January 22, 2026

Via Certified Mail



Re: CPC # 194-25

COMPLAINT:

PO Box 1293

On 09/09/2025, G submitted a telephone complaint to the Civilian Police Oversight Agency (CPOA) staff regarding an incident that occurred on 09/04/2025. Mr. G reported that he was at the bus stop when he shook hands with an old friend. Officer M approached them and said that he had observed them handing stuff or selling stuff to each other, which Mr. G indicated did not happen.

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: No

APD Employee Interviewed: Yes

APD Employee Involved: Officer M

Other Materials: Email Communications

Date Investigation Completed: December 30, 2025

FINDINGS

Policies Reviewed: General Order 1.1.5.A.4

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

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

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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: General Order 1.1.6.C.1

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

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Additional Comments:

1.1.5.A.4: A review of the OBRD recordings was completed, and it showed that Officer M detained Mr. G and another male for suspicion of selling narcotics. Officer M never told Mr. G : that he was trying to catch him, nor did he tell him to turn his phone off. Evidence of narcotics were found. A review of Officer M's OBRD video confirmed that the alleged misconduct did not occur.

1.1.6C.1 Upon review of the OBRD Officer M found a glass pipe in the other subject's pocket and asked him if he should toss it. The other subject agreed and so the officer threw it on the ground where it shattered. Officer M did not tag the glass pipe, properly dispose of it, document its destruction in the report, and littered by tossing the pipe on the ground resulting in broken glass.

The CPOA recommends a written reprimand, but due to excessive case reviews the timeline for review exceed Collective Bargaining requirements, but may be used for training purposes.

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

January 7, 2026

Via Email

Re: CPC # 197-25

COMPLAINT:

PO Box 1293

Albuquerque

NM 87103

On 09/11/2025, Mr. C submitted a telephone complaint to the CPOA staff regarding an incident that occurred on 09/11/2025 at 0500 hours. J. C reported that he was involved in a motorcycle crash. He specifically asked the officer, "Can you call a tow truck?" The officer did not call for a tow truck, and he had to do it himself, which delayed him from seeking medical attention. The supervisors who arrived on the scene advised him that the officer was probably having a bad time because he was working the graveyard shift.

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 J

Other Materials: Email Communications & TraCS Materials.

Date Investigation Completed: December 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.

Policies Reviewed: 1.1.5.A.1 (Conduct)

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.

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Additional Comments:

All OBRD recorded interactions showed that Officer L had professional interactions with the Chavezes. He consistently explained the towing options, including that if they wanted him to call for a tow, he would. He explained that because they moved the motorcycle off the road, they had time to decide how to handle the towing situation. The OBRD evidence did not align with Officer T's assessments of Officer L's actions at the scene. Officer T said he would not handle things the same way, but did not provide specifics about Officer L's behaviors. This inconsistency suggests that at least one recorded interaction is missing. However, when the various videos were reviewed for timestamps, Officer L's characterization of only missing a few seconds appears consistent with the evidence. Upon the OBRD review, the Chavezes appeared frustrated with the insurance company's response and lack of understanding of tow procedures, and they transferred that irritation to Officer L. However, it cannot be discounted that Officer T characterized Officer L as less than professional, in agreement with the citizens.

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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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

January 27, 2026

Via Certified Mail

Re: CPC # 200-25

COMPLAINT:

PO Box 1293

On 09/15/2025, P submitted a telephone complaint to the CPOA staff regarding an incident that occurred on 09/12/2025 at 2030 hours at 10005 Lauren Avenue Southwest. Ms. P reported that she called 242-COPS several times regarding a noise complaint. She indicated that her complaint was about the response times and the officers not stopping the music the first time they responded.

Albuquerque

NM 87103

www.cabq.gov

EVIDENCE REVIEWED:

Video(s): Yes

APD Report(s): N/A

CAD Report(s): Yes

Complainant Interviewed: Yes

Witness(es) Interviewed: N/A

APD Employee Interviewed: Yes

APD Employee Involved: Officer T

Other Materials: Email Communications.

Date Investigation Completed: January 19, 2026

FINDINGS

Policies Reviewed: 1.1.6.C.1 (Conduct)

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

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: It was determined that officers, including Officer T had responded to both calls for service when notified. Officer T provided a verbal warning for loud music the first time and a loud television the second time, restoring peace both times. These were separate incidents and officers waited briefly to ensure cooperation.

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

January 29, 2026

Via Email

Re: CPC # 204-25

COMPLAINT:

PO Box 1293

Albuquerque

NM 87103

www.cabq.gov

On 09/15/2025, Sergeant R submitted a handwritten complaint to the CPOA on behalf of R Ms. R reported that she was involved in a crash on 09/05/2025 at 0900 hours and that the report was missing half of the statement she provided at the scene; and that her vehicle was not depicted at the correct location on the report diagram. Ms. R said she had called twice but had received no response, yet the other driver was able to call in to report their injuries.

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: PSA G

Other Materials: Email Communications, Telephone Messages, & Investigation Notes.

Date Investigation Completed: December 21, 2025

FINDINGS

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

Policies Reviewed: 2.16.5.B.5 (Reports)

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 (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.

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.1: It was determined that PSA G did not call Ms. R but there was no evidence located or provided that indicated that he was aware that he needed to contact her. There was evidence provided that indicated that the Citizen Call Tracker system was not functioning properly during the reported time frame. There was no evidence that anyone was treated with favoritism or that Ms. R received a lack of attention.

2.16.5.B.5: It was determined that PSA G failed to complete the crash report accurately.

2.16.5.C.1: It was determined that PSA G did not create or submit the report by the end of his shift as required. PSA G did not notify or get approval from a supervisor to delay the completion and submission of the report.

The CPOA recommends a written reprimand.

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

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

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

January 29, 2026

Via Email

Re: CPC # 204-25

COMPLAINT:

PO Box 1293

Albuquerque

NM 87103

www.cabq.gov

On 09/15/2025, Sergeant R submitted a handwritten complaint to the CPOA on behalf of R Ms. R reported that she was involved in a crash on 09/05/2025 at 0900 hours and that the report was missing half of the statement she provided at the scene; and that her vehicle was not depicted at the correct location on the report diagram. Ms. R said she had called twice but had received no response, yet the other driver was able to call in to report their injuries.

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: PSA H

Other Materials: Email Communications, Telephone Messages, & Investigation Notes.

Date Investigation Completed: December 21, 2025

FINDINGS

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

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

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

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

Policies Reviewed: 2.48.4.B.1.c (Towing)

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:

2.48.4.B.1: It was determined that PSA H failed to comply with multiple sections of 2.48. He failed to collect the tow truck driver's signature, failed to conduct an inventory of the towed vehicle, and failed to document any information regarding damage or inventory. The CPOA recommends an 8 hour suspension.

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

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Sincerely,
The Civilian Police Oversight Agency by



Diane McDermott
Executive Director
(505) 924-3770

cc: Albuquerque Police Department Chief of Police

CITY OF ALBUQUERQUE



CIVILIAN POLICE OVERSIGHT AGENCY

January 29, 2026

Via Email

Re: CPC # 204-25

COMPLAINT:

PO Box 1293

Albuquerque

NM 87103

www.cabq.gov

On 09/15/2025, Sergeant R submitted a handwritten complaint to the CPOA on behalf of R Ms. R reported that she was involved in a crash on 09/05/2025 at 0900 hours and that the report was missing half of the statement she provided at the scene; and that her vehicle was not depicted at the correct location on the report diagram. Ms. R said she had called twice but had received no response, yet the other driver was able to call in to report their injuries.

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 R

Other Materials: Email Communications, Telephone Messages, & Investigation Notes.

Date Investigation Completed: December 21, 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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Additional Comments:

1.1.6.C.1: It was determined that Sergeant R did not call Ms. R but there was no evidence located or provided that indicated that he said that he would call her. He received her supplemental report and complaint form and processed them appropriately. There were inconsistencies and discrepancies in the crash report, but Sergeant R reviewed and approved it as required. The report issues would not necessarily have been apparent to Sergeant R, as he was not on the scene and did not review, or have cause to review, the associated OBRD recordings.

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

January 20, 2026

Via Certified Mail

Re: CPC # 205-25

COMPLAINT:

PO Box 1293

Albuquerque

NM 87103

www.cabq.gov

On 9/18/2025, Y submitted a complaint to the CPOA for an incident on 4/26/2024 between 1000 and 1100 hours at "I-25 southbound at the Lead Ave exit" where he was in a crash. After being released by a Police Service Aide, Officer P took a statement from the other driver, not him, in violation of his due process rights. Officer P filed a summons for him, but he did not receive it because she used an address at P.O. Box 66, Gallup, New Mexico, 87305, which he had never been associated with. Due to Officer P's negligence, he never received the summons, and a warrant was issued for his arrest. He reported that the address on his driver's license had been the same for 15 years. Mr. Y reported that Officer P neglected her duties and gave favoritism to the other driver's statement.

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 9, 2026

FINDINGS

Policies Reviewed: 1.1.5.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: 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.



Policies Reviewed: 2.8.5.B & 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.



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: It was determined that Officer P did not act officiously, abuse her lawful authority, or permit her personal feelings, animosities, or friendships to influence her official decision regarding summoning Mr. Y to court for an alleged assault.

1.1.6.C.1: It was determined that Officer P had Mr. Young's correct street address available to her prior to completing the criminal summons and it should have been correctly sent to Mr. Y. Officer P did not meet the roles and responsibilities as required by her position to maintain the Department's functions, objectives, and standards of efficiency.

2.8.5.B: It was determined that Officer P did not activate her OBRD to record her attempt to contact Mr. Y as required by SOP.

2.16.5.C.1: It was determined that Officer P did not submit incident report # 24-0034021 by the end of her shift on 4/26/2024 as required by SOP.

The CPOA recommends a written reprimand and an 8 hour suspension.

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

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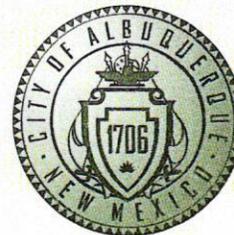
Sincerely,
The Civilian Police Oversight Agency by



Diane McDermott
Executive Director
(505) 924-3770

cc: Albuquerque Police Department Chief of Police

CITY OF ALBUQUERQUE



CIVILIAN POLICE OVERSIGHT AGENCY

January 26, 2026

Via Email

Re: CPC # 207-25

COMPLAINT:

PO Box 1293

Albuquerque

NM 87103

www.cabq.gov

On 09/22/2025, F submitted a telephone complaint to the CPOA staff regarding an incident that occurred on 09/19/2025 at 1930 hours at "Isotopes Entrance/Exit at the 3rd base line." Mr. F reported that he was at the game with his son, who was having an autistic episode. The staff called Officer S over, who approached, and Mr. F told him to "Stay away and leave us alone." Mr. F said he was rude to the officer and told him two or three times to stay away. The officer stated, "You need to control your child...your child can't be kicking spectators." At one point, Officer S backed away from him, put his hand on his Taser or gun, and took a stance (bladed) that made Mr. F feel threatened. He reported that the officer made the situation worse and had no compassion.

EVIDENCE REVIEWED:

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

Complainant Interviewed: Yes Witness(es) Interviewed: No

APD Employee Interviewed: Yes

APD Employee Involved: Officer S

Other Materials: Emails, Isotopes Security Video and SOP 2-19

Date Investigation Completed: January 21, 2026

FINDINGS

Policies Reviewed: 1.1.5.A.1 (Misconduct)

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:

Based on the available evidence, it has been determined that Officer S did not exhibit threatening or antagonizing behavior towards Mr. Fisherman. Instead, Officer S acted in a non-escalatory manner while ensuring that Mr. Fisherman was able to manage his son and prevent him from kicking other individuals. Furthermore, Officer S was not observed with his hand on his weapon or Taser, nor was he in a threatening stance. Officer S utilized techniques referred to in the APD SOP section of people with developmental disabilities during the encounter.

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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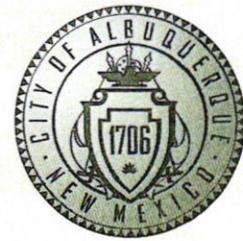
Sincerely,
The Civilian Police Oversight Agency by



Diane McDermott
Executive Director
(505) 924-3770

cc: Albuquerque Police Department Chief of Police

CITY OF ALBUQUERQUE



CIVILIAN POLICE OVERSIGHT AGENCY

January 29, 2026

Via Email

Re: CPC # 209-25

COMPLAINT:

PO Box 1293

Albuquerque

NM 87103

www.cabq.gov

On 09/23/2025, Inez M submitted a complaint via mail to the Civilian Police Oversight Agency (CPOA) regarding an incident that occurred on 08/20/2025 at 4th Street Southwest and Avenida Huerta. Ms. M reported that she was involved in a crash, but due to her inability to speak fluent English and not being provided with an interpreter, her statement was not taken for report 711284940.

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: Police Service Aide L

Other Materials: Emails, Complainant Submitted Evidence, SOPs 2-60, 2-46 & 2-65

Date Investigation Completed: December 23, 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: General Order 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:

It was determined that PSA L violated APD policy by using a bystander, or friend of Ms. M , to tell PSA L what happened instead of offering/using an interpreter to obtain Ms. Montiel's side of the story from Ms. M . At no point did PSA L ask Ms. M for her side of the story at the time of the incident. It should be noted that PSA L also acknowledged that he was aware of the language line provided to him, but he did not know his code to access it on the day of this incident. PSA Lucero was responsible for knowing his code, providing translation services to citizens who are not proficient in English, and obtaining statements from involved parties.
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

January 30, 2026

Via Certified Mail

Re: CPC # 212-25

COMPLAINT:

PO Box 1293 ; M ; submitted a complaint reporting that Officer C did not follow through in the filing of charges. He reported Officer C engaged in joking and laughing with the assailants. Mr. M ; reported that he made multiple calls to 242-COPS and did not receive a call back from Officer C.

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: N/A

APD Employee Interviewed: Yes

APD Employee Involved: Officer C

Other Materials: Email Communications and court documents.

Date Investigation Completed: January 13, 2026

FINDINGS

Policies Reviewed: 1.1.5.A.4 and 1.1.5.A.2 (Conduct)

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



Policies Reviewed: 2.16.5.C.1 (Reports)

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 C filed charges against the neighbors via summons. OBRD recordings showed that Mr. M [redacted] was made aware that the neighbor would be summoned for an assault charge. It did not show that Officer C was laughing and joking with the neighbors. There was no evidence provided by Mr. McMullin showing the attempted phone calls to Officer C.

1.1.5.A.2: The OBRD recordings showed Mr. M [redacted] did not disclose that he was autistic or had been diagnosed with any other medical or mental health condition. Officer C did not treat Mr. M [redacted] any differently from how he treated the neighbors and there was no evidence of discrimination.

2.16.5.C.1: It was determined that Officer C violated policy as he had submitted his incident report late, which also caused a delay in the filing of an arrest summons. 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. 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

January 30, 2026

Via Certified Mail

Re: CPC # 212-25

COMPLAINT:

PO Box 1293

Albuquerque

NM 87103

Mr. M submitted a complaint reporting that "Sergeant M," had ignored criminal conduct by the perpetrators. He reported Sergeant M had a nonchalant attitude and appeared to have a personal relationship with the assailants because Sergeant M was laughing and joking with them. He reported that Sergeant M did not file charges, confiscate a baseball bat, and ignored evidence on a neighbor's phone. He reported that Sergeant M divulged false information to the neighbors that was used against him in a restraining order. Mr. M reported Sergeant M advised him he would not file charges unless he provided him with an identification (ID).

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 and court documents.

Date Investigation Completed: January 13, 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. | <input checked="" type="checkbox"/> |
| 2. Sustained. Investigation classification when the investigator(s) determines, by a preponderance of the evidence, the alleged misconduct did occur by the subject officer. | <input type="checkbox"/> |
| 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. | <input type="checkbox"/> |
| 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. | <input type="checkbox"/> |
| 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. | <input type="checkbox"/> |
| 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. | <input type="checkbox"/> |

Additional Comments:

1.1.5.A.4: It was determined that, based on the evidence, Officer M was an assisting officer, and not a supervisor, who had no investigative role in a call for service involving Mr. [redacted]; M [redacted]. He had very little interaction with Mr. M [redacted] and did not ask him for his ID. Officer M was not observed to have been laughing and joking with the neighbors, and denied having any previous interaction with them.

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

January 30, 2026

Via Certified Mail

Re: CPC # 212-25

COMPLAINT:

PO Box 1293

Albuquerque

NM 87103

www.cabq.gov

; M submitted a complaint reporting that the supervisor of Officer C did not fulfill his supervisory duties by failing to ensure Officer C returned his calls. He reported that Officer C's supervisor didn't fulfill his duties by having Officer C file charges.

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 S

Other Materials: Email Communications and court documents.

Date Investigation Completed: January 13, 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.

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Additional Comments:

1.1.5.A.4: It was determined that Sergeant S fulfilled his duties as the scene supervisor by ensuring Officer C had filed charges against Mr. McMullen's neighbor. ; M did not provide evidence that supported his claim of any phone call attempts to Officer C that Sergeant S would have known of.

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

January 30, 2026

Via Email

Re: CPC # 228-25

COMPLAINT:

PO Box 1293

On 10/15/2025, G submitted an online complaint to the CPOA regarding an incident that occurred on 09/18/2025 at 1430 hours at 5930 Central Avenue Southwest. Ms. Garcia reported that Officer A failed to verify an individual's identity, resulting in him wrongfully charging her for possession of drug paraphernalia.

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 A

Other Materials: Email Communications, Court Documents, & Citizen Evidence.

Date Investigation Completed: January 17, 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: 2.60.4.C.1.e (Preliminary Investigation)

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:

2.60.4.C.1.e: It was determined that Officer A collected identification information from the offender, which shared a first and last name of Serena G but had a different middle name, birthdate, and Social Security number. Officer A failed to confirm the subject information he entered into the computer-aided dispatch log and reports, leading to the issuance of a criminal summons to an uninvolved individual. The misinformation was solely the fault of Officer A, and not the offender or complainant, resulting in undue hardships for the complainant. The CPOA recommends an 8 hour suspension per APD SOP guidelines on discipline.

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

January 30, 2026

Via Email

Re: CPC # 230-25

COMPLAINT:

PO Box 1293

Albuquerque

NM 87103

www.cabq.gov

Mr. R reported that he was arrested, but the arresting officer did not collect his personal belongings from the Rapid Ride bus, even though the officer assured Mr. Ronquillo that he would retrieve the items. The officer acknowledged that he had not collected the property before the bus departed. Mr. R contacted the Albuquerque Police Department (APD), who advised that they were unable to locate his property with the Transit Department. The property consisted of a black electric bicycle and a black duffel bag containing plumbing tools and HVAC equipment.

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 M

Other Materials: Email Communications, APD SOP 2-73

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.

Policies Reviewed: 1.1.6.C.1

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

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

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

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

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

Additional Comments:

1.1.6.C.1- It was determined that Officer M did not secure Mr. R property or ensure Mr. R property was secure when Officer M directed Mr. R off the bus. Officer M also failed to document Mr. R missing property in his report. The CPOA recommends a written reprimand.

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

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

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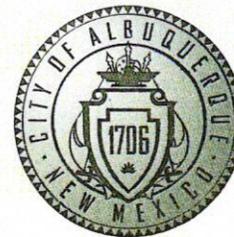
Sincerely,
The Civilian Police Oversight Agency by



Diane McDermott
Executive Director
(505) 924-3770

cc: Albuquerque Police Department Chief of Police

CITY OF ALBUQUERQUE



CIVILIAN POLICE OVERSIGHT AGENCY

January 26, 2026

Via Email

Re: CPC # 238-25

COMPLAINT:

PO Box 1293

Albuquerque

NM 87103

On 10/27/2025, J [redacted] submitted an online complaint to the CPOA regarding an incident that occurred on 10/17/2025. Mr. J [redacted] reported that he observed officers enter his backyard and look in the windows of his shed. Mr. J [redacted] went to his back door to inquire about what was occurring, and the officers yelled at him to exit the residence and told him he was under arrest, which he protested. The officers later advised him that they had received a report of a break-in at the location. Mr. J [redacted] told the officers that he was the homeowner, that it was a mistake, and that he was not exiting the residence. The officers left but returned a couple of minutes later, apologized, and informed him that the reporting individual had provided his address.

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: N/A

APD Employee Involved: Not Applicable

Other Materials: Email Communications and APD CAD Recordings.

Date Investigation Completed: November 5, 2025

FINDINGS

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

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

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

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

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:

This case was Administratively Closed as the complaint was withdrawn, and no evidence of misconduct or policy violations directly related to the complaint investigation 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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- 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.

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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

January 27, 2026

To File

Re: CPC # 245-25

COMPLAINT:

PO Box 1293

Albuquerque

NM 87103

On 10/30/2025, G submitted a telephone complaint to the CPOA staff regarding an incident that occurred in the afternoon sometime between 10/23/2025 and 10/29/2025 at 1110 Coal Avenue Southwest, Apartment 6. Mr. G reported that Officer Y contacted him after he was battered and threatened. Mr. G reported that Officer Y discriminated against him, questioned his disability, and accused him of being on drugs. Mr. C advised that he did not know when the incident occurred because he had mental health and neurological issues.

www.cabq.gov

EVIDENCE REVIEWED:

Video(s): Yes

APD Report(s): N/A

CAD Report(s): Yes

Complainant Interviewed: No

Witness(es) Interviewed: N/A

APD Employee Interviewed: No

APD Employee Involved: Officer Y

Other Materials: Email Communications.

Date Investigation Completed: January 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.

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Additional Comments:

1.1.5.A.4: It was determined that Officer Y did not question Mr. G [redacted] about his disability in a discriminatory or unprofessional manner and did not accuse him of being on drugs. There was no indication that Officer Y had discriminated against Mr. G [redacted]. Officer Y was part of the MCT and was conducting a proper evaluation of the circumstances to determine whether Mr. G [redacted] was in crisis or needed additional resources.

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

January 27, 2026

To File

Anonymous

Re: CPC # 275-25

COMPLAINT:

PO Box 1293

Albuquerque

NM 87103

On 12/20/2025, Anonymous submitted an online complaint to the CPOA regarding an incident that occurred on 12/19/2025 at 0900 hours at Double Eagle Elementary School. Anonymous reported that the school had called the CYFD several times regarding Detective W. While tending to her child on school grounds, Detective W told school staff that the "CYFD is tired of taking our calls." Detective W had repeatedly tried to intimidate the staff from making CYFD reports by using her authority as a detective with the APD by yelling at staff, claiming she was friends with the investigating detective with the BCSO, and telling the staff that the CYFD was tired of their calls and did not take them seriously.

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EVIDENCE REVIEWED:

Video(s): N/A

APD Report(s): N/A

CAD Report(s): N/A

Complainant Interviewed: No

Witness(es) Interviewed: N/A

APD Employee Interviewed: Yes

APD Employee Involved: Detective W

Other Materials: Email Communications

Date Investigation Completed: December 30, 2025

FINDINGS

Policies Reviewed: 1.1.5.C.2 (Misconduct)

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.C.2: It was determined that there was no evidence to support or substantiate the allegations made in the complaint against Detective W.

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

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The Civilian Police Oversight Agency by



Diane McDermott
Executive Director
(505) 924-3770

cc: Albuquerque Police Department Chief of Police

CITY OF ALBUQUERQUE



CIVILIAN POLICE OVERSIGHT AGENCY

January 30, 2026

To File

Anonymous

Re: CPC # 276-25

COMPLAINT:

PO Box 1293

Albuquerque

NM 87103

On 12/15/2025, Anonymous submitted an online complaint to the CPOA regarding an incident on 11/20/2025 at "Presbyterian Health Plan." Anonymous reported that Officer D was caught committing time sheet fraud after her employer, Presbyterian Health Plan, saw her on the news chasing a pig. Anonymous indicated that Officer D was a full-time employee at Presbyterian while also serving as a full-time employee of the APD. Anonymous said that Officer D was fired from Presbyterian, but did not think it had been reported to the APD. Anonymous believed that Officer D had committed a felony and that it needed to be investigated.

www.cabq.gov

EVIDENCE REVIEWED:

Video(s): Yes

APD Report(s): N/A

CAD Report(s): Yes

Complainant Interviewed: N/A

Witness(es) Interviewed: N/A

APD Employee Interviewed: Yes

APD Employee Involved: Officer D

Other Materials: Email & Website Communications.

Date Investigation Completed: January 23, 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: 1.1.7.C.1 (Outside Employment)

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:

1.1.7.C.1: It was determined that Officer D was engaged in secondary/outside employment between 11/06/2023 and 06/17/2024 and 02/03/2025 and 11/21/2025, which she had not engaged in with permission from the Department or City. There was no evidence to substantiate the allegation that Officer D had been fired for time card fraud. It would be the responsibility of Presbyterian (victim) to file a report and request charges if they so choose. The CPOA recommends a written reprimand for the policy violation.

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