

CITY OF ALBUQUERQUE



CIVILIAN POLICE OVERSIGHT AGENCY

July 20, 2026

Via Email

Re: CPC # 007-24

COMPLAINT:

PO Box 1293

Albuquerque

NM 87103

Ms. B : reported that APD police arrived at her residence at , and "initiated a distressing situation." Ms. B : said she fully cooperated and she had "a terrifying encounter" as officers, had their weapons drawn and demanded that she exit the residence with her hands raised." Ms. B : was informed that her home was suspected of harboring two suspects. Ms. B : said she was handcuffed and left standing outside without shoes. Ms. B : said no evidence was found and she was released. Ms. B : later found out from "an officer stationed in front of (her) neighbor's house that (her) home had been mistakenly targeted". Ms. B : went on to say her neighbor at 1464 Muriel was the intended suspect and had been detained.

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 S

Other Materials: Applicable SOPs

Date Investigation Completed: April 2, 2024

FINDINGS

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

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

☐

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

☐

Policies Reviewed: 1.1.5.A.4 (Conduct)

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

☒

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

☐

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

☐

Additional Comments:

1.1.5.A.4: It was determined that Officer E was searching for suspects who, according to a witness, had shot an individual and then entered Ms. B residence. Officers acted on the information available to them at the time. Ms. B was given lawful orders to exit the residence. Officers conducted a safety sweep with Ms. B permission, and once the house was cleared, Ms. B was allowed to return to her residence. Ms. B was provided an explanation for the reason they had to enter the home and why she was being detained. Although Ms. B was briefly detained during the investigation, the officers' conduct did not violate policy, as they followed standard protocols in handling situations involving armed and dangerous subjects.

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



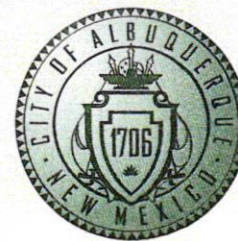
On behalf of Diane McDermott

Diane McDermott
Executive Director
(505) 924-3770

cc: Albuquerque Police Department Chief of Police

CITY OF ALBUQUERQUE

CIVILIAN POLICE OVERSIGHT AGENCY



July 20, 2026

Via Email

Re: CPC # 007-24

COMPLAINT:

PO Box 1293

Albuquerque

NM 87103

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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 E

Other Materials: Applicable SOPs

Date Investigation Completed: April 2, 2024

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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Policies Reviewed: 1.1.5.A.4 (Conduct)

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

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

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Additional Comments:

1.1.5.A.4: It was determined that Officer S was searching for suspects who, according to a witness, had shot an individual and then entered Ms. B : residence. Officers acted on the information available to them at the time. Ms. B : was given lawful orders to exit the residence. Officers conducted a safety sweep with Ms. B : permission, and once the house was cleared, Ms. B : was allowed to return to her residence. Ms. B : was provided an explanation for the reason they had to enter the home and why she was being detained. Although Ms. B : was briefly detained during the investigation, the officers' conduct did not violate policy, as they followed standard protocols in handling situations involving armed and dangerous subjects.

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Sincerely,
The Civilian Police Oversight Agency by

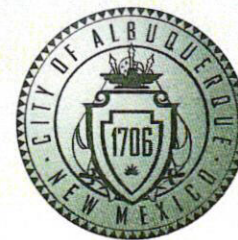


On behalf of Diane McDermott

Diane McDermott
Executive Director
(505) 924-3770

cc: Albuquerque Police Department Chief of Police

CITY OF ALBUQUERQUE



CIVILIAN POLICE OVERSIGHT AGENCY

July 13, 2026

To File

Re: CPC # 104-24

COMPLAINT:

PO Box 1293

Albuquerque

NM 87103

On 04/03/2024 at 1122 hours, A i D submitted an online complaint to the Civilian Police Oversight Agency (CPOA) regarding an incident that occurred on 04/03/2024 at 1000 hours. Ms. D reported the Officer E "has repeatedly violated APD policy 2-97 by detaining participants who are in line waiting to get supplies from a public health office at Domingo Rd NE and La Veta. This morning he confiscated Narcan and other life saving supplies from people who were leaving our office." Ms. D reported that the incident occurred at 5500 Domingo Road Northeast.

www.cabq.gov

EVIDENCE REVIEWED:

Video(s): N/A

APD Report(s): N/A

CAD Report(s): N/A

Complainant Interviewed: Yes

Witness(es) Interviewed: No

APD Employee Interviewed: Yes

APD Employee Involved: Officer E

Other Materials: Emails, Payroll, Unit History, OBRD search & SOP 2-97.

Date Investigation Completed: July 31, 2024

FINDINGS

Policies Reviewed: 1.1.6.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.



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Additional Comments:

It was determined that Officer E was not working on the day of the incident (04/03/2024) and therefore had no interactions with the participants and employees at the Public Health Center. The complainant wished to withdraw the complaint per the request of their employer. The investigator confirmed whether the complainant was forced by anyone to withdraw the complaint, to which the complainant stated no. The CPOA decided to continue the investigation based on the allegations. The investigation proceeded until investigative leads were exhausted.

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Sincerely,
The Civilian Police Oversight Agency by



On behalf of Diane McDermott

Diane McDermott
Executive Director
(505) 924-3770

cc: Albuquerque Police Department Chief of Police

CITY OF ALBUQUERQUE



CIVILIAN POLICE OVERSIGHT AGENCY

July 1, 2026

To File

Re: CPC # 139-24

COMPLAINT:

PO Box 1293

Albuquerque

NM 87103

P. D. reported that four unidentified APD officers contacted her at her residence. Ms. D. reported that the "not too good looking one" bullied her into returning the property that she was keeping from another individual and "implied" that he would take Ms. D. to jail. Ms. D. reported that the other individuals had her telephone, but the officers wouldn't get them back for her. Ms. D. reported that the "4 bullies" made her cry. Ms. D. reported that the "cop standing to the north of my door was rude" and "spike to me so demeaning." Ms. D. reported that she "got no respect."

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 D

Other Materials: Email Communications

Date Investigation Completed: May 16, 2024

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.



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



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Additional Comments:

It was determined that Officer D did not bully, intimidate, intentionally make cry, disrespect, or imply or threaten Ms. D with arrest or jail. Officer D was not rude, snotty, nasty, demeaning, or treat Ms. D like a criminal. Officer D did not talk at Ms. D or talk or bark at her like a dog. Ms. D was advised why four officers were on the scene (training) and never requested that any officers identify themselves. There was no misconduct, in general, for any officer to intervene in, and an attempt was made to retrieve Ms. Drapeau's telephone. Ms. D never directly asked Officer D to assist in retrieving the telephone, making a report, or filing any charges.

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



On behalf of Diane McDermott

Diane McDermott
Executive Director
(505) 924-3770

cc: Albuquerque Police Department Chief of Police

CITY OF ALBUQUERQUE



CIVILIAN POLICE OVERSIGHT AGENCY

July 1, 2026

To File

Re: CPC # 139-24

COMPLAINT:

PO Box 1293

Albuquerque

NM 87103

P [redacted] D [redacted] reported that four unidentified APD officers contacted her at her residence. Ms. D [redacted] reported that the "*not too good looking one*" bullied her into returning the property that she was keeping from another individual and "*implied*" that he would take Ms. D [redacted] to jail. Ms. D [redacted] reported that the other individuals had her telephone, but the officers wouldn't get them back for her. Ms. D [redacted] reported that the "*4 bullies*" made her cry. Ms. D [redacted] reported that the "*cop standing to the north of my door was rude*" and "*spike to me so demeaning.*" Ms. D [redacted] reported that she "*got no respect.*"

www.cabq.gov

EVIDENCE REVIEWED:

Video(s): Yes

APD Report(s): N/A

CAD Report(s): Yes

Complainant Interviewed: Yes

Witness(es) Interviewed: N/A

APD Employee Interviewed: Yes

APD Employee Involved: Officer A

Other Materials: Email Communications

Date Investigation Completed: May 16, 2024

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.



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Additional Comments:

It was determined that Officer A did not bully, intentionally make cry, disrespect, or treat Ms. D like a criminal. Ms. D was advised why four officers were on the scene (training) and never requested that any of the officers identify themselves. There was no misconduct, in general, for Officer A to intervene in, and an attempt was made to retrieve Ms. Drapeau's telephone. Ms. D never directly asked Officer A to assist in retrieving the telephone, making a report, or filing any charges.

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On behalf of Diane McDermott

Diane McDermott
Executive Director
(505) 924-3770

cc: Albuquerque Police Department Chief of Police

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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 P

Other Materials: Email Communications

Date Investigation Completed: May 16, 2024

FINDINGS

Policies Reviewed: 1.1.5.A.4 (Conduct)

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Additional Comments:

It was determined that Officer P did not bully, intentionally make cry, disrespect, or treat Ms. D like a criminal. Ms. D was advised why four officers were on the scene (training) and never requested that any of the officers identify themselves. There was no misconduct, in general, for Officer P to intervene in, and an attempt was made to retrieve Ms. Drapeau's telephone. Ms. D never directly asked Officer P to assist in retrieving the telephone, making a report, or filing any charges.

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CITY OF ALBUQUERQUE



CIVILIAN POLICE OVERSIGHT AGENCY

July 1, 2026

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Albuquerque

NM 87103

P. D. reported that four unidentified APD officers contacted her at her residence. Ms. D. reported that the "not too good looking one" bullied her into returning the property that she was keeping from another individual and "implied" that he would take Ms. D. to jail. Ms. D. reported that the other individuals had her telephone, but the officers wouldn't get them back for her. Ms. D. reported that the "4 bullies" made her cry. Ms. D. reported that the "cop standing to the north of my door was rude" and "spike to me so demeaning." Ms. D. reported that she "got no respect."

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 C

Other Materials: Email Communications

Date Investigation Completed: May 16, 2024

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:

It was determined that Officer C did not bully, intentionally make cry, disrespect, or treat Ms. D like a criminal. Ms. D was advised why four officers were on the scene (training) and never requested that any of the officers identify themselves. There was no misconduct, in general, for Officer C to intervene in, and an attempt was made to retrieve Ms. Drapeau's telephone. Ms. D never directly asked Officer C to assist in retrieving the telephone, making a report, or filing any charges.

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

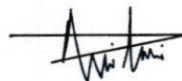
- 1) A policy was misapplied in the evaluation of the complaint;
- 2) That the findings or recommendations were arbitrary, capricious or constituted an abuse of discretion; or
- 3) that the findings and recommendations were not consistent with the record evidence.

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

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

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

Sincerely,
The Civilian Police Oversight Agency by



On behalf of Diane McDermott

Diane McDermott
Executive Director
(505) 924-3770

cc: Albuquerque Police Department Chief of Police

CITY OF ALBUQUERQUE



CIVILIAN POLICE OVERSIGHT AGENCY

July 6, 2026

Via Certified Mail

7021 0950 0002 0443 6207

Re: CPC # 277-24

COMPLAINT:

PO Box 1293

Albuquerque

NM 87103

On October 17, 2024, O P submitted an online complaint to the Civilian Police Oversight Agency. Ms. P reported that she left for work when her daughter, B, called to report that her ex (Mr. A) had broken into the residence. She reported that he began kicking the door and told B and her other daughter to get their baby. Ms. P reported that she and her ex have a daughter together. Ms. P reported that B told police she wanted the ex charged. Ms. P reported that he was handcuffed and placed in a patrol unit, but when they checked whether he was in MDC, he was not in custody. Ms. P alleged that her ex was released down the road because his brother used to be an APD officer and was now a private investigator.

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 H

Other Materials: Email communication

Date Investigation Completed: May 11, 2026

FINDINGS

Policies Reviewed: General Order 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.



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



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



Policies Reviewed: General Order 1.1.6.C.1

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



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



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



Additional Comments:

1.1.6.C.1- The investigation determined that Officer H acted within applicable SOPs. Based on the information available at the scene, officers were unable to verify the residence's ownership or establish probable cause that Mr. A had unlawfully entered the property. Officers also attempted to contact Ms. P to clarify ownership but were unsuccessful and confirmed there was no active restraining order prohibiting Mr. A from being at the residence.

1.1.5.C.3- The investigation did not identify any evidence to substantiate the allegation that Officer H showed favoritism toward Mr. Anchondo or released him because his brother was former APD 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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- 2) That the findings or recommendations were arbitrary, capricious or constituted an abuse of discretion; or
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Sincerely,
The Civilian Police Oversight Agency by



On behalf of Diane McDermott

Diane McDermott
Executive Director
(505) 924-3770

cc: Albuquerque Police Department Chief of Police

CITY OF ALBUQUERQUE



CIVILIAN POLICE OVERSIGHT AGENCY

July 6, 2026

Via Certified Mail

Re: CPC # 277-24

COMPLAINT:

PO Box 1293

Albuquerque

NM 87103

On October 17, 2024, O P submitted an online complaint to the Civilian Police Oversight Agency. Ms. Padilla reported that she left for work when her daughter, Brianna, called to report that her ex (Mr. A) had broken into the residence. She reported that he began kicking the door and told B and her other daughter to get their baby. Ms. P reported that she and her ex have a daughter together. Ms. P reported that B told police she wanted the ex charged. Ms. P reported that he was handcuffed and placed in a patrol unit, but when they checked whether he was in MDC, he was not in custody. Ms. P alleged that her ex was released down the road because his brother used to be an APD officer and was now a private investigator.

www.cabq.gov

EVIDENCE REVIEWED:

Video(s): Yes

APD Report(s): Yes

CAD Report(s): Yes

Complainant Interviewed: No

Witness(es) Interviewed: No

APD Employee Interviewed: Yes

APD Employee Involved: Officer S

Other Materials: Email communication

Date Investigation Completed: May 11, 2026

FINDINGS

Policies Reviewed: General Order 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.



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Policies Reviewed: General Order 1.1.6.C.1

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Additional Comments:

1.1.6.C.1- The investigation determined that Officer S acted within applicable SOPs. Based on the information available at the scene, officers were unable to verify the residence's ownership or establish probable cause that Mr. Anchondo had unlawfully entered the property. Officers also attempted to contact Ms. P to clarify ownership but were unsuccessful and confirmed there was no active restraining order prohibiting Mr. Anchondo from being at the residence.

1.1.5.C.3- The investigation did not identify any evidence to substantiate the allegation that Officer S showed favoritism toward Mr. Anchondo or released him because his brother was former APD 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



On behalf of Diane McDermott

Diane McDermott
Executive Director
(505) 924-3770

cc: Albuquerque Police Department Chief of Police

CITY OF ALBUQUERQUE



CIVILIAN POLICE OVERSIGHT AGENCY

July 14, 2026

Via Email

3

Re: CPC # 346-24

COMPLAINT:

PO Box 1293

Albuquerque

NM 87103

On 12/29/24, Ms. M : reported asking for officer assistance at her home as she felt unsafe. Ms. M : reported that the family that lived with her continued to bash her, and when her boyfriend pointed at her and said, "Doesn't she looks like she does drugs" the asshole cop said, "Yes, she does?" She reported that she had cancer. She reported that her family were given information about how to get her out of her house, but she was not. The officers just left and did not tell her how to get a restraining order, even though they were shown how volatile they can be. She sought to have the officers reprimanded and for information on how to get those people out of her house. She also wanted an apology.

www.cabq.gov

EVIDENCE REVIEWED:

Video(s): Yes

APD Report(s): Yes

CAD Report(s): Yes

Complainant Interviewed: Yes

Witness(es) Interviewed: Yes

APD Employee Interviewed: Yes

APD Employee Involved: Officer S

Other Materials: Email communications

Date Investigation Completed: April 28, 2025

FINDINGS

Policies Reviewed: 1.1.5.A.1 & 1.1.5.C.2

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



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Policies Reviewed:

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Additional Comments:

1.1.5.A.1: It was determined that Officer S did not say, "Yes, she does" when Mr. M asked about Ms. McNutt's appearance.

1.1.5.C.2: It was determined that Officer S did not act officiously, as there was no evidence provided or located that would confirm that Officer S called Mr. M per the complaint. It was also confirmed that Officer S provided J h Sr. with a domestic violence packet and information about filing for an eviction at J Sr's request. Ms. M t was not provided with a packet, as she did not request one.

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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On behalf of Diane McDermott

Diane McDermott
Executive Director
(505) 924-3770

cc: Albuquerque Police Department Chief of Police