

# CITY OF ALBUQUERQUE



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October 6, 2020

Harold Medina, Interim Chief of Police  
C/O Internal Affairs Unit  
Albuquerque Police Department  
400 Roma NW  
Albuquerque, NM 87102

**RE: APD Case # 19-0051283, IAFD Case # C2019-000046**

Dear Interim Chief Medina:

My review of this case included:

- Computer Aided Dispatch Reports
- APD Field Services Reports
- Internal Affairs Reports
  - Officer Interviews
- Internal Affairs Force Division Reports
  - Command Review
- On Body Recording Device Videos
- APD Policy 2-23 Use of Canine, APD Procedural Order 6-9 K9 Unit
- Attending the Force Review Board Briefing March 12, 2020

PO Box 1293

Albuquerque

NM 87103

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

My review of the evidence shows on June 4, 2019 the victim (Mr. D) was observed by members of the Southeast Area Command Proactive Response Team at Officers approached Mr. D and advised him he was under arrest for an active felony warrant. Mr. D. fled on foot into the residence at \_\_\_\_\_ then out the backdoor and over a fence into a neighbor's yard. Additional officers were dispatched to establish a perimeter. A K9 Unit responded to conduct an area search. The K9 Unit arrived on the scene and began issuing pre-deployment warnings.

Mr. D was located in a city owned lot on San Pablo and Zuni. He was placed under arrest having been contacted and found by the K9. Mr. D was holding a soccer ball when contacted by the K9. Mr. D was using the soccer ball to engage the K9 with one and with the other attempting to control the K9 by it's collar. Officers were able to place Mr. D in custody and

the K9 disengaged. Mr. D was transported to the hospital for treatment although he did not suffer a K9 bite.

**Finding:** The CPOA finds Officer 1's conduct "Exonerated," regarding the allegation of a violation of this SOP, which means the investigation determined, by preponderance of the evidence that the alleged conduct did occur but did not violate APD policies, procedures, or training.

Sincerely,

/s/Edward Harness  
Edward Harness, Esq.  
Executive Director  
Civilian Police Oversight Agency  
(505) 924-3770