



Firestone Police Department

– Notice of Investigation –

9900 Park Ave.
Firestone, CO 80504
(303) 833-0811

David C. Angelo
Chief of Police

I.A. Number: 2022-01

Assigned To: Sgt. Wittler

Date / Time: 01/05/2022

Employee: Justin Ellis

Information received by the Firestone Police Department shows that you were or are a participant in an incident under current investigation. It is alleged that your actions in the matter may constitute violation(s) of the following policies:

To wit:

Firestone Police Department Policy 312.4.5: Requirements for Custody of Juvenile Offenders: A juvenile offender shall not be held longer than is reasonably necessary to obtain basic identification information and to contact juvenile's parents, guardian, or legal custodian (CRS 19-2.5-303). The juvenile shall be released to the care of the juvenile's parents or other responsible adult unless determination is made in accordance with CRS 19-2.5-303 that the juvenile poses a substantial risk of flight from prosecution or serious harm to others.

Firestone Police Department Policy 320.5.7(a) Neglect of duty. (b): Efficiency: Unsatisfactory work performance including but not limited to failure, incompetence, inefficiency, or delay in performing and/or carrying out proper orders, work assignments, or the instructions of supervisors without a reasonable and bona fide excuse.

Firestone Police Department Policy 418.5(a): Witness Identification and Interviews: Because potential witnesses to an incident may become unavailable or the integrity of their statements compromised with the passage of time, officers should, when warranted by the seriousness of the case, take reasonable steps to promptly coordinate with an on-scene supervisor and/or criminal investigator to utilize available members for the following:

- a. Identifying all persons present at the scene and in the immediate area.
 1. When feasible, a recorded statement should be obtained from those who claim not to have witnessed the incident but who were present at the time it occurred.

Firestone Police Department Policy 421.4.1 (A10 & C2) Required Activation of the MAV(Mobile Audio Recorder) This policy is not intended to describe every possible situation in which the MAV may be used, although there are many situations where its use is appropriate. In some circumstances it is not possible to capture images of the incident due to conditions or the location of the camera. However, the audio portion can be valuable evidence and is subject to the same activation requirements as the MAV.

Firestone Police Department Policy 900.3: Field and Transportation Searches: An officer should conduct a custody search of an individual immediately after his/her arrest, when receiving an individual from the custody of another, and before transporting a person who is in custody in any department vehicle. Whenever practicable, a custody search should be conducted by an officer of the same sex as the person being searched. If an officer of the same sex is not reasonably available, a witnessing officer should be present during the search.

Firestone Police Department Policy 901.4(a): Procedures: Members transporting a person in custody should ensure: a. All persons are properly restrained by a seat belt or other approved safety restraint system.

Firestone Police Department Policy 1005.4 TRANSPORTING CHILDREN: All children younger than 8 years of age shall be restrained in a child restraint system (CRS § 42-4-236).

42-4-236 2(III) b: Unless excepted pursuant to subsection (3) of this section, every child who is at least eight years of age but less than sixteen years of age who is being transported in this state in a motor vehicle or in a vehicle operated by a child care center, shall be properly restrained in a safety belt or child restraint system according to the manufacturer's instructions.

Firestone Police Department Policy Manual (1004 – Personnel Complaints)

Failure to comply with established departmental policies, procedures and directives; including but not limited to the Firestone Police Department Policy Manual.

It is important for the protection of the public, the Department and our employees that these matters be thoroughly investigated. Information from you will be important to that investigation.

You are ordered not to communicate with any person who may be directly or indirectly involved in this investigation by any means about this investigation, except by direct order of your supervisors and myself.

During this investigation you will be read a Garrity advisement that will outline your rights relative to this investigation.

If applicable, a review of available BWC and MVR footage and reports will be completed prior to the interview date. You will be updated on changes to this case.

Sincerely,

Command Staff