

INITIAL INQUIRY REPORT

Date Received: 09-07-04	Time: 1620	Complaint: Station Informal: <input checked="" type="checkbox"/> Station Formal: <input type="checkbox"/> IAB Formal: <input type="checkbox"/>
Incident Date: 09-04-04	Time: 1900	Complaint Nature: Improper Procedure
Incident Location: Colfax and Pennsylvania	Internal Affairs Number:	Initial Inquiry Number: 1082
Complainant #1: [REDACTED]	Home Address: 1535 High St	Home Phone: 720-[REDACTED]
	City, State, Zip: Denver, CO 80218	
Complainant #2:	Work Address:	Work Phone:
	Home Address:	Home Phone:
Witness #1:	City, State, Zip:	
	Work Address:	Work Phone:
Witness #2:	Home Address:	Home Phone:
	Work Address:	Work Phone:
Officer #1: D. Wigg	Badge: 99015	Assignment: District Six
Officer #2: K. McAlexander	Badge: 99076	Assignment: District Six
Officer #3:	Badge:	Assignment:
Officer #4:	Badge:	Assignment:

Complaint Narrative

Ms. [REDACTED] complained that she was stopped at McDonald's at Colfax and Logan. After the stop Officer McAlexander never returned her drivers license.

PROFESSIONAL STANDARDS UNIT
2004 SEP 15 AM 11:07

Police Commander's Name & Phone # given to Complainant as a Contact: D. Dilley (303)839-2100

Action Taken

I contacted Officers McAlexander and Wigg to see if they had Ms. [REDACTED] drivers license. Officer Wigg believes he returned the drivers license to Ms. [REDACTED] when he served her with a citation for walking against the traffic signal. Officer Wigg also searched the back seat of the police car were Ms. [REDACTED] was seated. The drivers license was not located. Officer McAlexander said Ms. [REDACTED] license was placed on the back of the patrol car with the licenses of the other parties stopped. Ms. [REDACTED] stated her friends received their drivers licenses back.

I explained to Ms. [REDACTED] that the officers did not have her license and that the officers said it had been returned to her. She insisted on making a complaint because she didn't have any money to replace it.

D/C Recommendation: Unfounded Exonerated Not-Sustained Sustained

Report Completed by: Sgt. Benita M. Packard #82058

Reviewed By:	District/Unit Lieutenant: <i>FC # 9027 (see attached letter)</i>	District/Unit Commander: <i>T 817 Not sustained 9/12/04</i>
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Division Chief: *Capt. Don J. [Signature]* 9-13-04

Copy forwarded to IAB on: _____ Copy Received by PSU on: _____

Instructions: A copy of this completed form, Citizen Letter from Commander, statements, along with a copy of any SSR entry made, must be forwarded to the Internal Affairs Bureau. Lieutenant, Captain/Commander, and Division Chief must review report for completeness and concurrence.

**DENVER POLICE DEPARTMENT
INTER-DEPARTMENT
CORRESPONDENCE**

TO: Deborah K. Dilley, Commander, District Six
FROM: Sgt. Rick Kyle 96027, Acting Lieutenant, District Six
DATE: September 12, 2004
SUBJECT: Initial Inquiry Investigation (IIR #1082)

Complainant: Ms. [REDACTED]
Complaint: Improper Procedure
Subject Officers: Officer Kachina McAlexander 99076
Officer Darryl Wigg 99015

Incident

Officers Kachina McAlexander 99076 and Darryl Wigg 99015 stopped the complainant and three other parties who had walked against the light at Colfax and Pennsylvania.

Complaint

Ms. [REDACTED] states that her Driver's License was not returned to her after the stop.

Investigation

This Initial Inquiry was investigated by Sgt. Benita M. Packard 82058 as an informal station level investigation.

The Complainant, [REDACTED] provided a written statement to Sgt. Packard. In the statement, [REDACTED] wrote, "Gave us J. Walken(sic) tickets and everyone received their ID back but me. I would like to receive my ID back or for your officer to replace it."

Sgt. Packard then followed up on the complaint and took written statements from both officers. In her statement, McAlexander wrote, "...Ms. [REDACTED] handed me her Colo. Driver's License. I then gave the ID to Ofc. Wigg so that he could check to see if anyone had any warrants." Later, she wrote, "I then placed Ms. Boldin's ID on the back of the police car with the rest of the ID's." Additionally, she wrote, "...[REDACTED] never stated to me that she didn't get her ID back."

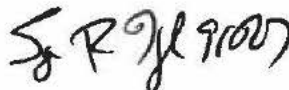
In his written statement, Wigg wrote, "When I gave [REDACTED] her summons, I'm sure her ID was included with it. Due to the fact that everyone else got their ID's back." He also wrote, "...even

when issued her summons, she didn't mention her ID. We remained at the location a few minutes later and nothing heard from her on 09-06-04."

Conclusion

Both officers related that they did have Ms. [REDACTED] Driver's License, but they both believe that it was returned. The ID was not on their person or in their police cars. Additionally, Ms. [REDACTED] admits that all other parties that were stopped were returned their ID. And, Ms. [REDACTED] did not ask either officer for her ID back after the contact, or in the minutes that the officers remained at the scene completing their paperwork. This evidence suggests that the ID was, indeed, returned to Ms. [REDACTED]. Because of this I find that the complaint of improper procedure against Officers McAlexander and Wigg for not returning the ID shall be **UNFOUNDED**.

Respectfully submitted,



Sgt. R. Kyle 96027



WELLINGTON E. WEBB
Mayor

CITY AND COUNTY OF DENVER

DEPARTMENT OF SAFETY

DENVER POLICE DEPARTMENT
ADMINISTRATION BUILDING
1331 CHEROKEE STREET
DENVER, COLORADO 80204-2787
PHONE: (720) 913-2000

September 12, 2004

Ms. [REDACTED]
[REDACTED]
Denver, CO 80218

Dear Ms. [REDACTED]

The complaint you initiated on September 7, 2004, against Officers McAlexander and Wigg, was investigated by the involved officer's commanders.

Taking into consideration the totality of the circumstances it was found that there is not sufficient evidence to sustain a violation of department policy against these officers.

Thank you for bringing your concerns regarding this matter to our attention. It is through input from citizens such as yourself that we are better able to identify training and disciplinary needs of the department. It is hoped that any future contacts with members of the Denver Police Department are more positive in nature.

If you have any further questions regarding this matter, please feel free to contact Sergeant Rick Kyle of District Six at 303-839-2100.

Sincerely,

Gerald Whitman
Chief of Police

By: [Signature] Acting CMDR
811 9/12/04
Deborah K. Dilley
Commander, District Six

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