

Status: Closed

Case No: P200612024

**Denver Police Department
Internal Affairs Bureau
Complaint Summary**

How Complaint Was Received: Phone

Date Received: 12/07/2006

Requesting Station Officer:

Date Closed: 12/18/2006

Type of Complaint: Responsibilities To Serve The Public

RR Code: 127

OMS Code:

Taken By: Wheaton, Julie (P94006)

Officer: Pineda, Michael (P04096) Assign: District 6

Notify Date:

Case Type: Decline

Assign To:

Decline Reason: No Misconduct

Officer: Johnson, Kenneth (P94037) Assign: District 6

Notify Date:

Case Type: Decline

Assign To:

Decline Reason: No Misconduct

Complainant	D.O.B.	Home Address	Home Phone	Notify Date
██████████	██████████	██████████ Denver, CO 80211	() -	

Complainant Officer(s)	Badge #	Assignment

Witness Officer(s)	Badge #	Assignment

Complainant	Type	Address	City	State	Phone

Place of Occurrence:	Second Street	Date	Time	District
2301 Lawrence ST		12/06/2006	20:00	6

Incident Summary:

Complainant reported officers refused to take an assault report from him. Complainant said Samaritan House Staff physically threw him out of the facility.

Internal Affairs Bureau Command Review

Assigned By:

Case Assigned To:

Assigned On:

COMMENDATION/COMPLAINT INTAKE FORM

Date Received: 12/07/06	Time: 1200	Complaint Nature: Responsibilities to Serve Public		
Incident Date: 12/06/06	Time: 2000	Applicable OMS Code(s): RR 127		
Incident Location: 2301 Lawrence Street		How Complaint Received: 3-6019	Hotline <input type="checkbox"/>	Complaint #: P2006 12 024
Complainant #1: (Name and DOB)	Home Address: [REDACTED]		Home Phone:	() -
	City, State, Zip: Denver CO 80211			
	Work Address:		Work Phone:	() -
Complainant #2: Name (Name and DOB) D.O.B.	Home Address:		Home Phone:	() -
	City, State, Zip:			
	Work Address:		Work Phone:	() -
Witness #1: Name (Name and DOB) D.O.B.	Home Address:		Home Phone:	() -
	Work Address:		Work Phone:	() -
Witness #2: Name (Name and DOB) D.O.B.	Home Address:		Home Phone:	() -
	Work Address:		Work Phone:	() -
Officer #1: Pineda	Badge: 04096	Assignment: Dist 6		
Officer #2: Johnson	Badge: 94037	Assignment: Dist 6		
Officer #3:	Badge:	Assignment:		

Complaint Narrative

Complainant reported the Samaritan House Staff physically threw him out of the facility. Officers responded and refused to charge the staff with assault.

Follow-up/Investigation

CAD Report located

Informal Investigation (Indicate actions taken below)

Debrief/Counseling Policy Provided Training Scheduled Other _____

Report Completed by: Sgt. Julie Wheaton, 94006

Reviewed By:	District/Unit	Concur <input type="checkbox"/>	District/Unit	Concur <input type="checkbox"/>
	Lieutenant:	Not Concur <input type="checkbox"/>	Commander:	Not Concur <input type="checkbox"/>

IAB RECOMMENDATION

Commendation IAB Formal Station Formal Service Complaint Mediation Requested



JOHN W. HICKENLOOPER
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

December 11, 2006

Mr. [REDACTED]
[REDACTED]
Denver CO 80211

RE: P 2006 12 024

Dear Mr. [REDACTED]

The Internal Affairs Bureau of the Denver Police Department received your complaint. The purpose of this correspondence is to inform you that your complaint was declined for further investigation.

In your complaint, you state that the staff at the Samaritan House physically removed you from the facility and the responding Denver Police Officers refused to charge the staff. Your case was declined for further investigation as a result of the following:

- The Samaritan House is a private facility and they have the right to refuse admittance or remove parties that fail to follow their rules or procedures
- You admitted you were not injured, but upset the staff put their hands on you
- No misconduct occurred with regards to the Denver Police Officers actions

The Denver Police Department takes these types of allegations very seriously. We are sorry that your experience with our police department was less than positive. If you have any questions please feel free to contact Internal Affairs Bureau at (720) 913-6019.

Sincerely,

A handwritten signature in black ink that reads "Mark Chuck 89035".

Mark Chuck, Lieutenant
Acting - Commander, Internal Affairs Bureau