

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

How Complaint Was Received: Phone

Date Received: 04/25/2012

Requesting Station Officer:

Date Closed: 06/25/2012

Type of Complaint: Discourtesy

RR Code: 140.1

OMS Code:

Taken By: Lucero, Jaime (P98061)

Officer: Beluscak, Mark (P04006) Assign: District 6

Notify Date: 05/10/2012

Case Type: Decline

Assign To:

Decline Reason: Unfounded

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

Notify Date: 05/10/2012

Case Type: Decline

Assign To:

Decline Reason: Unfounded

Complainant	D.O.B.	Home Address	Home Phone	Notify Date
[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	

Complainant Officer(s)	Badge #	Assignment

Witness Officer(s)	Badge #	Assignment

Complainant	Type	Address	City	State	Phone
[REDACTED]	Complainant	[REDACTED]	Denver	CO	[REDACTED]

Place of Occurrence:	Second Street	Date	Time	District
[REDACTED]		03/19/2012	14:00	6

**Incident Summary:**

The complainant was contacted by the subject officers regarding a theft allegation by her landlord. She alleged the officers were rude and smug.

**Internal Affairs Bureau Command Review**

Assigned By:

Case Assigned To:

Assigned On:



## COMMENDATION/COMPLAINT INTAKE FORM

Date Received: 04/25/2012	Time: 1800	Complaint Nature: Discourtesy	
Incident Date: 03/19/2012	Time: 1000	Applicable OMS Code(s): RR-140.1	
Incident Location: [REDACTED]	How Complaint Received: <b>Hotline</b> <input checked="" type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>		Complaint Number: P201204074
Complainant #1: (Name and DOB) [REDACTED]	Home Address: [REDACTED]	Home Phone: [REDACTED]	
	City, State, Zip: [REDACTED]		
	Work Address:	Work Phone:	
Complainant #2: (Name and DOB)	Home Address:	Home Phone:	
	City, State, Zip:		
	Work Address:	Work Phone:	
Witness #1: (Name and DOB)	Home Address:	Home Phone:	
	Work Phone:		
Witness #2: (Name and DOB)	Home Address:	Home Phone:	
	Work Address:	Work Phone:	
Officer #1: M. Beluscak	Badge: 04006	Assignment: District 6	
Officer #2: M. Pineda	Badge: 04096	Assignment: District 6	
Officer #3:	Badge:	Assignment:	

### Complaint Narrative

The complainant [REDACTED] stated she was contacted by police when she had a dispute with her landlord. While moving out of her previous residence, her movers (friends of hers), mistakenly loaded the washer and dryer, property of the landlord. The landlord then called police to report a theft. [REDACTED] alleged both responding officers were rude and smug during their contact.

### Follow-up/Investigation

Sgt. Lucero conducted an audio recorded interview with the complainant.

Sgt. Carter conducted the follow up investigation.

This Sgt. was unable to contact the complainant [REDACTED] in this case as the only phone number provided is a non-working number. This Sgt. has tried on 4 separate occasions to contact [REDACTED] but always gets the same recorded message from the phone number listed.

The involved officers wrote statements concerning this contact and I reviewed the audio interview between Sgt. Lucero and [REDACTED]. Both officers wrote consistent independent statements. There is no evidence available to sustain a discourtesy complaint. Both officers were however debriefed and counseled on proper procedures for handling civil matters in the future.

*(Statements on 6/2/12)*

Informal Investigation (Indicate actions taken below)

Debrief/Counseling     Policy Provided     Training Scheduled     Other \_\_\_\_\_

Report Completed by:                      Sergeant J. Lucero 98061

Reviewed By:	District/Unit	Concur <input checked="" type="checkbox"/>	District/Unit	Concur <input checked="" type="checkbox"/>
	Lieutenant: <i>[Signature]</i>	Not Concur <input type="checkbox"/>	Commander: <i>[Signature]</i>	Not Concur <input type="checkbox"/>

**IAB RECOMMENDATION**

- Commendation     IAB Formal     Station Formal     Service Complaint     Mediation Requested