

ADMINISTRATIVE COMPLAINT CONTROL FORM

FEB 28 2006

Supervisor Initiated (CONTROL # REQUIRED) [X] Citizen complaint of police misconduct (CONTROL # REQUIRED) [] Attachments: [X] Yes [] No Control Number SH#05-0142

Complainant: PROFESSIONAL STANDARDS BUREAU LAST NAME FIRST NAME M.I. ORIGIN SEX DOB SS NUMBER

Address: NUMBER AND STREET CITY STATE ZIP CODE TELEPHONE NUMBER

Employer: COMPANY AND ADDRESS ZIP CODE TELEPHONE NUMBER WORK HOURS

R & I Checked: [X] No Record [] See narrative I. A. Checked: [X] No history [] See narrative

Employee Involved: Crabbs, Alexander 7030 Patrol/42G NAME SERIAL NUMBER DUTY ASSIGNMENT

Employee Involved: Hammond, Blake 7725 Patrol/41J NAME SERIAL NUMBER DUTY ASSIGNMENT

Employee Involved: Moller, Mykel 7717 Patrol/41J NAME SERIAL NUMBER DUTY ASSIGNMENT

Witness: Kimbell David W M LAST NAME FIRST NAME M.I. ORIGIN SEX DOB SS NUMBER

Address: NUMBER AND STREET CITY STATE ZIP CODE TELEPHONE NUMBER

Employer: Circle K Corp. 3618 W. Buckeye Road 85009 (602) 278-6383 COMPANY AND ADDRESS ZIP CODE TELEPHONE NUMBER WORK HOURS

Witness: Perish Lynn W M LAST NAME FIRST NAME M.I. ORIGIN SEX DOB SS NUMBER

Address: NUMBER AND STREET CITY STATE ZIP CODE TELEPHONE NUMBER

Employer: Western Towing 1402 S. 25 Avenue (602) 869-0284 COMPANY AND ADDRESS ZIP CODE TELEPHONE NUMBER WORK HOURS

Complaint received: [X] In person [] Telephone [] Letter [] Fax

Received by: Sergeant Dehority #6170 (602) 495-5008 05-22-05 2030 (SUPERVISOR ONLY) TELEPHONE NUMBER DATE TIME ROUTED TO

Verification letter sent to complainant: [X] Yes [] No If not, why?

Investigating Supervisor: Sergeant James Wagner #5146 Duty Assignment: Patrol/42G

Findings of Complaint: ALlegations #1,3,5,6, are Sustained, Allegation #2 is Unresolved and Allegations #4 and #7 are Unfounded

Complainant contacted at conclusion of investigation: [X] Yes [] No Notice of Findings served: [X] Yes [] N/A

If not, why?

Location of occurrence: 3618 W. Buckeye Road Date: 05-20-05 Time: 0132

Complaint/Incident (summary): On May 20, 2005, at approximately 0132 hours, Officer Crabbs worked an off-duty job at the Circle K Truck Stop located at 3618 W. Buckeye Road. While there he contacted Aurelio Galindo who alleged Officer Crabbs took his personal property. He also wanted to know what happened with his vehicle which had been parked in the parking lot and was no longer there.

ATTACHMENT AUDIO TAPES VIDEO TAPES PHOTOS COMPLAINT ROUTING: Investigator [] Investigator's Bur/Pct Commander [] INVESTIGATOR'S SIGNATURE: James Wagner 5146 INVESTIGATOR'S LIQUENANT: [Signature] INVESTIGATOR'S BUREAU/PRECINCT COMMANDER: [Signature]

Professional Standards Bureau Discovery Review: Y X Dishonesty, integrity, bias moral turpitude Reviewed by: HALSTED/STB Date: 3-10-06

ADMINISTRATIVE COMPLAINT CONTROL FORM

THIS SECTION TO BE COMPLETED BY INVESTIGATOR AND SENT TO THE POLICE CHIEF'S OFFICE UPON COMPLETION OF THE INVESTIGATION.

INTRODUCTION:

Internal Investigators: Sergeant James Wagner (Primary Investigator)

Sergeant Joseph Tomory (PSB mentored)

Location Occurred: 3618 W. Buckeye Road (Circle K convenience store)

Date and Time Occurred: May 21, 2005, at approximately 0132 hours

Employees Involved: #1 Officer Alexander Crabbs #7030

Duty Assignment: South Mountain Precinct, 42G

Squad

Duty Hours: 1500-0100 N-Days: W/Th/F

#2 Officer Blake Hammond #7725

Duty Assignment: South Mountain Precinct, 41J

Squad

Duty Hours: 2100-0700 N-Days: S/M/T

#3 Officer Mykel Moller #7717

Duty Assignment: South Mountain Precinct, 41J

Squad

Duty Hours: 2100-0700 N-Days: S/M/T

Vehicle Involved: 1982 Ford Fairmont bearing Arizona license plate #538PVS

Funds Involved: \$22.00

Allegation #1: Officer Crabbs #7030 worked an off-duty job without a permit.

Findings: SUSTAINED

Allegation #2: Officer Crabbs #7030 failed to notify the precinct he was working an off-duty job.

Findings: UNRESOLVED

Allegation #3: Officer Crabbs #7030 abused his power by conducting an unreasonable search of Aurelio Galindo's person as well as using a City of Phoenix Police Department contract wrecker to tow his vehicle from a private lot.

Findings: SUSTAINED

Allegation #4: Officer Crabbs #7030 used unreasonable force on Aurelio Galindo.

Findings: UNFOUNDED

Allegation #5: Officer Crabbs #7030 failed to account for or return Aurelio Galindo's property.

Findings: SUSTAINED

Allegation #6: Officer Crabbs #7030 gave an untruthful verbal report to Sergeant Wagner on May 22, 2005, when questioned about the disposition of Aurelio Galindo's property.

Findings: SUSTAINED

Allegation #7:

Officer Crabbs #7030 controlled Aurelio Galindo's property inappropriately which may rise to the level of Theft.

Findings: UNFOUNDED

Civilian Witnesses:

#1 Drouaillet-Galindo, Aurelio

Cellular Telephone: [REDACTED]

Home Address: [REDACTED]

#2 Kimbell, David (Circle K clerk)

Work Telephone: (602) 278-6383

Work Address: 3618 W. Buckeye Road

#3 Perish, Lynn (Tow Truck operator)

Work Telephone: (602) 869-0284

Work Address: 1402 S. 25th Avenue

Attachments:

1. Notice of Investigation for Officer Crabbs #7030
2. Cassette tape recordings of PSB interview of Officer Crabbs #7030
3. Cassette tape recording of Witness Aurelio Galindo
4. Cassette tape recording of Witness David Kimbell
5. Cassette tape recording of Witness Officer Moller #7717
6. Cassette tape recording of Witness Officer Hammond

#7725

7. Compact Discs (8) of the Circle K digital security camera recordings
8. Printout of MVD Record for Mr. Galindo's vehicle
9. Printouts of Unit History for Officer Crabbs for May 20, 2005 and May 21, 2005
10. Printouts of the South Mountain Precinct off-duty logs for May 19 to 21, 2005
11. Printout of Mr. Galindo's call to police at 0205 hours on May 21, 2005
12. Printout of Property Invoice, (for the money), dated June 4, 2005
13. Transcription of Officer Crabbs' interview
14. Investigative Review Control form
15. Notice of Findings
16. Discipline Matrix Final Classification Worksheet

SUMMARY OF INVESTIGATION:

On May 20, 2005, at approximately 2000 hours, Officer Crabbs #7030 worked an off-duty security job at the Circle K convenience store located at 3618 W. Buckeye Road. He contacted Aurelio Galindo who was extremely intoxicated and attempted to obtain

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Mr. Galindo's vehicle keys so he would not drive his car at that location. Mr. Galindo did not give him the keys and Officer Crabbs searched his pockets but was unable to locate them. Officer Crabbs removed cash and a cellular telephone from one of Mr. Galindo's pockets and told him he could get his property back when he brought him the vehicle keys. Officer Crabbs retained Mr. Galindo's personal property.

Mr. Galindo did not bring the keys back but called 9-1-1 and returned with Officers Mykel Moller and Blake Hammond to get his cellular telephone and money back. Officer Crabbs did not return his property and Mr. Galindo was told to leave the premises by Officers Moller and Hammond. Officer Crabbs later towed Mr. Galindo's vehicle from the Circle K parking lot and took the property home with him.

