



Michael C. O'Malley
CUYAHOGA COUNTY PROSECUTOR

January 7, 2022

Acting Chief Wayne Drummond
Cleveland Police Department
1300 Ontario Street
Cleveland, Ohio 44113

Re: Officer Kenneth Allen, Badge #9167

Dear Chief Drummond,

On July 14, 2021, this Office notified former Cleveland Police Department Chief Calvin Williams that it had determined a disciplinary letter of July 6, 2020 to Officer Kenneth Allen #9167 was potential impeachment material (see attached.) The material identified is the discipline Officer Allen received in Specification #2 of a letter dated July 6, 2020 to Officer Allen, also attached, to wit: that he "had officers issue parking violations to vehicles that were not illegally parked." Upon further review, we no longer consider this potential impeachment material.

We would very much appreciate your providing a copy of this letter to Officer Allen.

Sincerely,

Lisa Reitz Williamson
First Assistant Prosecuting Attorney



Michael C. O'Malley
CUYAHOGA COUNTY PROSECUTOR

July 14, 2021

Chief Calvin Williams
Cleveland Police Department
1300 Ontario Street
Cleveland, Ohio 44113

Re: Officer Kenneth Allen, Badge #9167

Dear Chief Williams,

The Cuyahoga County Prosecutor's Office is required by law to obtain and to disclose to the defense any and all potential impeachment evidence relative to its witnesses. Potential impeachment evidence includes, but is not limited to, any disciplinary actions against officers and any instances involving dishonesty or a lack of candor, or a demonstration of bias. The Cuyahoga County Prosecutor's Office has determined that the following material is potential impeachment evidence that this Office must disclose to opposing counsel: City of Cleveland Letter of Discipline addressed to Officer Allen dated July 6, 2020.

We respectfully request that you notify Officer Allen of this decision.

Thank you very much.

Respectfully,

Lisa Reitz Williamson
First Assistant Prosecuting Attorney

Cc: Lieutenant Charles Neidbalson #8547, CPD Internal Affairs



City of Cleveland
Frank G. Jackson, Mayor

Department of Public Safety
Division of Police
Calvin D. Williams, Chief
1300 Ontario Street
Cleveland, Ohio 44113-1648
216/623-5005 • Fax: 216/623-5584

July 6, 2020

Sergeant Kenneth Allen #9167
C/o Fifth District Headquarters
881 East 152nd Street
Cleveland, Ohio 44110

Re: IU2019-0034, OPS2019-0070, OPS2018-0205

Sergeant Allen #9167:

This letter is to advise you (Sergeant Kenneth Allen #9167) of the result of the administrative pre-disciplinary hearing you attended on May 13, 2020, to address internal and external investigations wherein you were alleged to have engaged in improper conduct and/or procedure:

STATEMENT OF POLICY

In part:

The Manual of Rules and Regulations sets forth the conduct and behavior to be followed by officers and employees. Any violation of these rules and regulations shall be a basis for disciplinary action. Disciplinary action includes, but is not limited to, verbal and written reprimands and the preferring of divisional charges which can result in suspension, loss of pay, demotion or termination. The rules, regulations, and standards contained in this manual shall apply whether the officer or employee is on or off duty. Where a conflict exists between a Rule and Regulation and a General Police Order, the Rule or Regulation provision shall be adhered to.

MANUAL OF RULES FOR THE CONDUCT AND DISCIPLINE OF EMPLOYEES OF THE CLEVELAND DIVISION OF POLICE: 9.03.

Specification #1: (IU2019-0034) On Friday, March 29, 2019, you (Sergeant Kenneth Allen #9167) submitted an erroneous duty report and overtime card when you listed your completion time as 0930 hours on your duty report and overtime card. An internal investigation determined that you were seen arriving home at 0931 hours, on March 29, 2019, indicating that you left the 5th District well before your 0930 hour completion time. (Group I Violation)

Sergeant Kenneth Allen #9167

July 6, 2020

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Specification #2: (OPS2019-0070) The Civilian Police Review Board (CPRB) is recommending to the Chief of Police that the Complainant's allegation of *Unprofessional Conduct* be Sustained against you (Sergeant Kenneth Allen #9167), in that you violated Manual of Rules and Regulations Section(s) 3.01, 5.01 and 5.09 when you refused to return the Complainant's purchase agreement, had officers issue parking violations to vehicles that were not illegally parked and directed a statement to the Complainant that you were sure the Complainant had been drinking. (Group II Violation)

Specification #3: (OPS2019-0070) The Civilian Police Review Board (CPRB) is recommending to the Chief of Police that the additional violation of *Failure to De-Escalate* be Sustained against you (Sergeant Kenneth Allen #9167), in that you violated General Police Order 2.01.02 when you failed to employ proactive actions and approaches with the Complainant. (Group I Violation)

Specification #4: (OPS2018-0205) The Civilian Police Review Board (CPRB) is recommending to the Chief of Police that the Complainant's allegation of *Improper Procedure* against you (Sergeant Kenneth Allen #9167) be Sustained, in that you violated Manual of Rules and Regulations Section(s) 1.03 and General Police Order 2.3.08 when you failed to provide the Complainant with Miranda warning in a timely manner. (Group I Violation)

Specification #5: (OPS2018-0205) The Civilian Police Review Board (CPRB) is recommending to the Chief of Police that the Complainant's allegation of *Unprofessional Conduct* against you (Sergeant Kenneth Allen #9167) be Sustained, in that you violated Manual of Rules and Regulations Section(s) 5.01 and 8.01, as well as General Police Order 1.3.15 and Divisional Notice 17-229 when you delayed the Complainant from detention by diverting her to the Fifth District to complete a complaint form while questioning her as to why she was filing the complaint, justifying the actions of the officers against whom she was filing the complaint, and reading the complaint aloud in front of the subject officers, creating an environment of undue influence, diminishing the esteem of the Division of Police and undermining its adherence to the civilian oversight process. (Group II Violation)

The specification(s) are/is in violation of the rules, regulations and procedures of the Division of Police, Department of Public Safety.

Sergeant Kenneth Allen #9167

July 6, 2020

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In attendance at the administrative pre-disciplinary conference were you, President Brian Betley, and Attorney Joseph Mando of the Fraternal Order of Police, Vice President Mister Jackson of the Black Shield Police Association, President Emmanuel Velez of the Hispanic Police Officer's Association, Administrator Roger Smith and Investigator David Hammonds of the Office of Professional Standards, Lieutenant Timothy Stacho and Sergeant Michael Matson of the Inspection Unit, Captain James McPike C.I.T. Coordinator, Sergeant Reginald Lanton of the Case Preparation Office, and Deputy Chief of Administrative Operations, Deon McCaulley, who presided over the conference.

During the conference, you acknowledged receipt of the charging letter; you and your representatives waived the reading of your charge letter and were then afforded the opportunity to be heard. You entered a plea of "Not Guilty" to the specifications as set forth in the charging letter.

Upon carefully reviewing the evidence presented by the Office of Professional Standards, the division, the memorialized record, as well as the arguments of you and your representatives, the Hearing Officer recommended that you be found "Guilty" of specifications #2, #3, #4, and #5 and "Not Guilty" to specification #1. Evidence presented at the hearing did not conclusively prove that you had left the district early on March 29, 2019, prior to your 0930 hour completion time.

I have accepted the recommendation of the Hearing Officer and am dismissing specification #1. As such, I find you "Guilty" of specifications #2, #3, #4 and #5, and I find there is just cause to impose discipline. Therefore, I am issuing you a ten (10) workday suspension without pay (Group II violations, multiple violations.)

This discipline is within the Group II violation range of the discipline matrix, where aggravating factors outweigh mitigating factors. Your aggravating factors include Group II violations, multiple violations, Group I and II violations occurring from the same incident and active Group I and Group II violation history.

The above imposed suspension shall commence, and be effective the next working day after you are served with this notice. You shall surrender your badge, police identification card, unloaded departmentally issued firearm and three (3) loaded magazines + one (1) live round to your Commanding Officer or his designee, at the end of your shift. Upon completion of the suspension day(s), you shall retrieve the aforementioned property from your Commanding Officer and/or his designee upon reporting for duty.

Sergeant Kenneth Allen #9167

July 6, 2020

Page 4 of 4

It is the Division's earnest desire that that this letter will serve as a deterrent against future acts of this nature. Any prospective acts of same or similar conduct may lead to progressive discipline. Pursuant to the terms and conditions of the collective bargaining agreement between the City of Cleveland and the Fraternal Order of Police, a record of the disciplinary sentence will remain in your personnel file for a period of three (3) years.

Respectfully,



Calvin D. Williams
Chief of Police

CDW:rl:kfs

cc:

Joellen O'Neill, Deputy Chief, Executive Officer
Dornat Drummond, Deputy Chief, Field Operations
Deon McCaulley, Deputy Chief, Administrative Operations
Harold Pretel, Deputy Chief, Homeland Special Operations
Brian Carney, Commander, Bureau of Compliance
Sammy Morris, Commander, Fifth District
Deidre Jones, Commander Bureau of Support Services
Carla Ellis, Lieutenant, Officer-in-Charge, Personnel Section
Melissa Dawson, Sergeant, Officer-in-Charge, Employee Assistance Unit
Cynthia Oliver, Sergeant, Officer-in-Charge, Timekeeping Unit
Brian Betley, President, Fraternal Order of Police
Christopher Viland, Police Inspector General
Ronald Bakeman, Superintendent, Internal Affairs Unit
Nycole West, Director, Department of Human Resources
Kandie Ezell, Administrative Manager, Department of Public Safety
Michael Spreng, Secretary, Civil Service Commission
Michael Graham, Chairman, Civilian Police Review Board
Ashley Mostella, Vice Chairman, Civilian Police Review Board
LeeAnn Hanlon, Private Secretary, Civilian Police Review Board
Roger Smith, Administrator, Office of Professional Standards
Henry Roney, Senior Investigator, Office of Professional Standards
David Hammonds, Investigator, Office of Professional Standards
Hassan Aden, Federal Monitoring Team



Michael C. O'Malley
CUYAHOGA COUNTY PROSECUTOR

July 27, 2022

Chief Wayne Drummond
Cleveland Police Department
1300 Ontario Street
Cleveland, Ohio 44113

Re: Officer John Halkiadakis #2583

Dear Chief Drummond:

On February 26, 2019, this Office notified former Cleveland Police Chief Williams that it had determined that Officer Halkiadakis's BWC and police report in #2018-00302332 constituted potential impeachment material pursuant to Giglio v. United States. Upon further review and discussion with Officer Halkiadakis, we have determined that this material is not potential impeachment material that must be provided to the defense.

We would very much appreciate your providing a copy of this letter to Officer Halkiadakis.

Sincerely

Lisa Reitz Williamson
First Assistant Prosecuting Attorney

Cc: Christopher Viland, CPD Internal Affairs Superintendent

OFFICE OF THE PROSECUTING ATTORNEY
The Justice Center • Courts Tower • 1200 Ontario Street • Cleveland, Ohio 44113
(216) 443-7800 • Fax (216) 443-7601



Michael C. O'Malley
CUYAHOGA COUNTY PROSECUTOR

January 24, 2020

Chief Calvin Williams
Cleveland Police Department
1300 Ontario Street
Cleveland, Ohio 44113

Re: Officer Rafael Carrucini, Badge # 371

Dear Chief Williams,

The Cuyahoga County Prosecutor's Office is required by law to obtain and to disclose to the defense any and all potential impeachment evidence relative to its witnesses. Potential impeachment evidence includes, but is not limited to, any disciplinary actions against officers and any instances involving dishonesty or a lack of candor, or a demonstration of bias. The Cuyahoga County Prosecutor's Office has determined that the following material is potential impeachment evidence that this Office must disclose to opposing counsel: CPD Internal Affairs Investigation Summary in re: incident on April 9, 2018 involving an OVI.

We respectfully request that you notify Officer Carrucini of this decision.

Thank you very much.

Respectfully,

Lisa Reitz Williamson
First Assistant Prosecuting Attorney

Cc: Ronald Bakeman, Superintendent, CPD Internal Affairs

OFFICE OF THE PROSECUTING ATTORNEY
The Justice Center • Courts Tower • 1200 Ontario Street • Cleveland, Ohio 44113
(216) 443-7800 • Fax (216) 443-7601



Michael C. O'Malley
CUYAHOGA COUNTY PROSECUTOR

January 22, 2020

Chief Calvin Williams
Cleveland Police Department
1300 Ontario Street
Cleveland, Ohio 44113

Re: Officer Raul Moyano, Badge # 2085

Dear Chief Williams,

The Cuyahoga County Prosecutor's Office is required by law to obtain and to disclose to the defense any and all potential impeachment evidence relative to its witnesses. Potential impeachment evidence includes, but is not limited to, any disciplinary actions against officers and any instances involving dishonesty or a lack of candor, or a demonstration of bias. The Cuyahoga County Prosecutor's Office has determined that the following material is potential impeachment evidence that this Office must disclose to opposing counsel: CPD Internal Affairs Investigation Report -file No. CPD2018-0092

We respectfully request that you notify Officer Moyano of this decision.

Thank you very much.

Respectfully,

Lisa Reitz Williamson
First Assistant Prosecuting Attorney

Cc: Ronald Bakeman, Superintendent, CPD Internal Affairs



Michael C. O'Malley
CUYAHOGA COUNTY PROSECUTOR

October 7, 2022

Katherine McLaughlin
Beachwood Police Department
2700 Richmond Rd.
Beachwood, Ohio 44122

Re: Officer LaCameron Workman

Dear Chief McLaughlin,

The Cuyahoga County Prosecutor's Office is required by law to obtain and to disclose to the defense any and all potential impeachment evidence relative to its witnesses. Potential impeachment evidence includes, but is not limited to, any disciplinary actions against officers and any instances involving dishonesty or a lack of candor, or a demonstration of bias. The Cuyahoga County Prosecutor's Office has determined that the following material is potential impeachment evidence that this Office must disclose to opposing counsel: City of Beachwood Letter of Discipline to Officer Workman dated 03/19/2020.

We respectfully request that you notify Officer LaCameron Workman of this decision.

Thank you very much.

Respectfully,

Lisa Reitz Williamson
First Assistant Prosecuting Attorney



Michael C. O'Malley
CUYAHOGA COUNTY PROSECUTOR

October 7, 2022

Katherine McLaughlin
Beachwood Police Department
2700 Richmond Rd.
Beachwood, Ohio 44122

Re: Officer Richard Kemer

Dear Chief McLaughlin,

The Cuyahoga County Prosecutor's Office is required by law to obtain and to disclose to the defense any and all potential impeachment evidence relative to its witnesses. Potential impeachment evidence includes, but is not limited to, any disciplinary actions against officers and any instances involving dishonesty or a lack of candor, or a demonstration of bias. The Cuyahoga County Prosecutor's Office has determined that the following material is potential impeachment evidence that this Office must disclose to opposing counsel: City of Beachwood Written Warning letter to Officer Kemer dated 09/3/2014; Follow up memo from Chief Winebrenner to Commander Bruce Hof dated 09/03/2014.

We respectfully request that you notify Officer Richard Kemer of this decision.

Thank you very much.

Respectfully,

Lisa Reitz Williamson
First Assistant Prosecuting Attorney



Michael C. O'Malley
CUYAHOGA COUNTY PROSECUTOR

October 4, 2022

Acting Chief Brian Gerhard
East Cleveland Police Department
14340 Euclid Ave
East Cleveland, OH 44112

Re: Former Chief Scott Gardner

Dear Chief Gerhard,

The Cuyahoga County Prosecutor's Office is required by law to obtain and to disclose to the defense any and all potential impeachment evidence relative to its witnesses. Potential impeachment evidence includes, but is not limited to, any disciplinary actions against officers and any instances involving dishonesty or a lack of candor, or a demonstration of bias. The Cuyahoga County Prosecutor's Office has determined that the following material is potential impeachment evidence that this Office must disclose to opposing counsel: Cuyahoga County Court of Common Pleas CR 22-673777.

We respectfully request that you notify former Chief Gardner of this decision.

Thank you very much.

Respectfully,

Lisa Reitz Williamson
First Assistant Prosecuting Attorney



Michael C. O'Malley
CUYAHOGA COUNTY PROSECUTOR

October 4, 2022

Acting Chief Brian Gerhard
East Cleveland Police Department
14340 Euclid Ave
East Cleveland, OH 44112

Re: Officer Alfonzo Cole

Dear Chief Gerhard,

The Cuyahoga County Prosecutor's Office is required by law to obtain and to disclose to the defense any and all potential impeachment evidence relative to its witnesses. Potential impeachment evidence includes, but is not limited to, any disciplinary actions against officers and any instances involving dishonesty or a lack of candor, or a demonstration of bias. The Cuyahoga County Prosecutor's Office has determined that the following material is potential impeachment evidence that this Office must disclose to opposing counsel: Cuyahoga County Court of Common Pleas CR 22-674257.

We respectfully request that you notify Officer Cole of this decision.

Thank you very much.

Respectfully,

Lisa Reitz Williamson
First Assistant Prosecuting Attorney



Michael C. O'Malley
CUYAHOGA COUNTY PROSECUTOR

October 4, 2022

Acting Chief Brian Gerhard
East Cleveland Police Department
14340 Euclid Ave
East Cleveland, OH 44112

Re: Officer Demarkco Johnson

Dear Chief Gerhard,

The Cuyahoga County Prosecutor's Office is required by law to obtain and to disclose to the defense any and all potential impeachment evidence relative to its witnesses. Potential impeachment evidence includes, but is not limited to, any disciplinary actions against officers and any instances involving dishonesty or a lack of candor, or a demonstration of bias. The Cuyahoga County Prosecutor's Office has determined that the following material is potential impeachment evidence that this Office must disclose to opposing counsel: Cuyahoga County Court of Common Pleas CR 22-674068.

We respectfully request that you notify Officer Johnson of this decision.

Thank you very much.

Respectfully,

Lisa Reitz Williamson
First Assistant Prosecuting Attorney



Michael C. O'Malley
CUYAHOGA COUNTY PROSECUTOR

October 4, 2022

Acting Chief Brian Gerhard
East Cleveland Police Department
14340 Euclid Ave
East Cleveland, OH 44112

Re: Officer Willie Warner-Sims

Dear Chief Gerhard,

The Cuyahoga County Prosecutor's Office is required by law to obtain and to disclose to the defense any and all potential impeachment evidence relative to its witnesses. Potential impeachment evidence includes, but is not limited to, any disciplinary actions against officers and any instances involving dishonesty or a lack of candor, or a demonstration of bias. The Cuyahoga County Prosecutor's Office has determined that the following material is potential impeachment evidence that this Office must disclose to opposing counsel: Cuyahoga County Court of Common Pleas CR 22-674257.

We respectfully request that you notify Officer Warner-Sims of this decision.

Thank you very much.

Respectfully,

Lisa Reitz Williamson
First Assistant Prosecuting Attorney



Michael C. O'Malley
CUYAHOGA COUNTY PROSECUTOR

September 22, 2022

Katherine McLaughlin
Beachwood Police Department
2700 Richmond Rd.
Beachwood, Ohio 44122

Re: Officer Daniel O'Malley

Dear Chief McLaughlin,

The Cuyahoga County Prosecutor's Office is required by law to obtain and to disclose to the defense any and all potential impeachment evidence relative to its witnesses. Potential impeachment evidence includes, but is not limited to, any disciplinary actions against officers and any instances involving dishonesty or a lack of candor, or a demonstration of bias. The Cuyahoga County Prosecutor's Office has determined that the following material is potential impeachment evidence that this Office must disclose to opposing counsel: City of Beachwood letter of disciplinary decision dated May 26, 2022.

We respectfully request that you notify Officer Daniel O'Malley of this decision.

Thank you very much.

Respectfully,

Lisa Reitz Williamson
First Assistant Prosecuting Attorney



Michael C. O'Malley
CUYAHOGA COUNTY PROSECUTOR

September 7, 2022

Chief Wayne Drummond
Cleveland Police Department
1300 Ontario Street
Cleveland, Ohio 44113

Re: Officer Frank Garmback IV #394

Dear Chief Drummond,

The Cuyahoga County Prosecutor's Office is required by law to obtain and to disclose to the defense any and all potential impeachment evidence relative to its witnesses. Potential impeachment evidence includes, but is not limited to, any disciplinary actions against officers and any instances involving dishonesty or a lack of candor, or a demonstration of bias. The Cuyahoga County Prosecutor's Office has determined that the following material is potential impeachment evidence that this Office must disclose to opposing counsel: City of Cleveland Letter to Officer Garmback III dated 03.24.2022; CPD Divisional Notice dated 04.14.2022; CPD Internal Affairs Report CPD2021-0022 dated 12.08.2021.

We respectfully request that you notify Officer Garmback IV of this decision.

Thank you very much.

Respectfully,

Lisa Reitz Williamson
First Assistant Prosecuting Attorney

Cc: Christopher Viland, CPD Internal Affairs Superintendent

OFFICE OF THE PROSECUTING ATTORNEY
The Justice Center • Courts Tower • 1200 Ontario Street • Cleveland, Ohio 44113
(216) 443-7800 • Fax (216) 443-7601



Michael C. O'Malley
CUYAHOGA COUNTY PROSECUTOR

September 7, 2022

Chief Wayne Drummond
Cleveland Police Department
1300 Ontario Street
Cleveland, Ohio 44113

Re: Officer Frank Garmback III #1582

Dear Chief Drummond,

The Cuyahoga County Prosecutor's Office is required by law to obtain and to disclose to the defense any and all potential impeachment evidence relative to its witnesses. Potential impeachment evidence includes, but is not limited to, any disciplinary actions against officers and any instances involving dishonesty or a lack of candor, or a demonstration of bias. The Cuyahoga County Prosecutor's Office has determined that the following material is potential impeachment evidence that this Office must disclose to opposing counsel: City of Cleveland Letter to Officer Garmback dated 03.24.2022; CPD Divisional Notice dated 04.14.2022; CPD Internal Affairs Report CPD2021-0022 dated 12.08.2021.

We respectfully request that you notify Officer Garmback III of this decision.

Thank you very much.

Respectfully,

Lisa Reitz Williamson
First Assistant Prosecuting Attorney

Cc: Christopher Viland, CPD Internal Affairs Superintendent

OFFICE OF THE PROSECUTING ATTORNEY
The Justice Center • Courts Tower • 1200 Ontario Street • Cleveland, Ohio 44113
(216) 443-7800 • Fax (216) 443-7601



Michael C. O'Malley
CUYAHOGA COUNTY PROSECUTOR

July 15, 2022

Acting Chief Wayne Drummond
Cleveland Police Department
1300 Ontario Street
Cleveland, Ohio 44113

Re: Officer Louis Vertosnik, Badge # 2057

Dear Chief Drummond,

The Cuyahoga County Prosecutor's Office is required by law to obtain and to disclose to the defense any and all potential impeachment evidence relative to its witnesses. Potential impeachment evidence includes, but is not limited to, any disciplinary actions against officers and any instances involving dishonesty or a lack of candor, or a demonstration of bias. The Cuyahoga County Prosecutor's Office has determined that the following material is potential impeachment evidence that this Office must disclose to opposing counsel: Cleveland Municipal Court Docket 2021-TRC-020851.

We respectfully request that you notify Officer Vertosnik of this decision.

Thank you very much.

Respectfully,

Lisa Reitz Williamson
First Assistant Prosecuting Attorney

Cc: Captain Robert Simon, CPD Internal Affairs Superintendent



Michael C. O'Malley
CUYAHOGA COUNTY PROSECUTOR

July 15, 2022

Acting Chief Wayne Drummond
Cleveland Police Department
1300 Ontario Street
Cleveland, Ohio 44113

Re: Officer Louis Vertosnik, Badge # 2057

Dear Chief Drummond,

The Cuyahoga County Prosecutor's Office is required by law to obtain and to disclose to the defense any and all potential impeachment evidence relative to its witnesses. Potential impeachment evidence includes, but is not limited to, any disciplinary actions against officers and any instances involving dishonesty or a lack of candor, or a demonstration of bias. The Cuyahoga County Prosecutor's Office has determined that the following material is potential impeachment evidence that this Office must disclose to opposing counsel: Cleveland Municipal Court Docket 2021-TRC-020851.

We respectfully request that you notify Officer Vertosnik of this decision.

Thank you very much.

Respectfully,

Lisa Reitz Williamson
First Assistant Prosecuting Attorney

Cc: Captain Robert Simon, CPD Internal Affairs Superintendent



Michael C. O'Malley
CUYAHOGA COUNTY PROSECUTOR

June 21, 2022

Chief Andres Gonzalez
Cuyahoga Metropolitan Housing Authority
5715 Woodland Avenue
Cleveland, Ohio 44104

Re: Officer Douglas McGilbra

Dear Chief Gonzalez,

The Cuyahoga County Prosecutor's Office is required by law to obtain and to disclose to the defense any and all potential impeachment evidence relative to its witnesses. Potential impeachment evidence includes, but is not limited to, any disciplinary actions against officers and any instances involving dishonesty or a lack of candor, or a demonstration of bias. The Cuyahoga County Prosecutor's Office has determined that the following material is potential impeachment evidence that this Office must disclose to opposing counsel: Cuyahoga County Court of Common Pleas CR 671135.

We respectfully request that you notify Officer McGilbra of this decision.

Thank you very much.

Respectfully,

Lisa Reitz Williamson
First Assistant Prosecuting Attorney



Michael C. O'Malley
CUYAHOGA COUNTY PROSECUTOR

May 10, 2022

Acting Chief Wayne Drummond
Cleveland Police Department
1300 Ontario Street
Cleveland, Ohio 44113

Re: Officer Daniel Flannery, Badge # 1296

Dear Chief Drummond,

The Cuyahoga County Prosecutor's Office is required by law to obtain and to disclose to the defense any and all potential impeachment evidence relative to its witnesses. Potential impeachment evidence includes, but is not limited to, any disciplinary actions against officers and any instances involving dishonesty or a lack of candor, or a demonstration of bias. The Cuyahoga County Prosecutor's Office has determined that the following material is potential impeachment evidence that this Office must disclose to opposing counsel: Case NO. 53 390 00364 12 – Arbitrator's Award dated 11/14/2013. The Cuyahoga County Prosecutor's Office will file a Motion in Limine to request that judges prohibit questioning on counts for which he was held not responsible.

We respectfully request that you notify Officer Flannery of this decision.

Thank you very much.

Respectfully,

Lisa Reitz Williamson
First Assistant Prosecuting Attorney

Cc: Captain Robert Simon, CPD Internal Affairs Superintendent

OFFICE OF THE PROSECUTING ATTORNEY
The Justice Center • Courts Tower • 1200 Ontario Street • Cleveland, Ohio 44113
(216) 443-7800 • Fax (216) 443-7601



Michael C. O'Malley
CUYAHOGA COUNTY PROSECUTOR

March 31, 2021

Chief Bob Wagner
North Olmsted Police Department
27243 Lorain Rd.
North Olmsted, Ohio 44070

Re: Officer Nicholas Gorbulja

Dear Chief Wagner,

In a letter dated August 2, 2021, this Office advised you that we had determined that Common Pleas Court docket 21-CR104841 is potential impeachment material for Officer Nicklas Gorbulja. Pursuant to your advisement that all charges have been dismissed in this matter and our confirmation of same, this letter is to advise you that we no longer consider this to be potential impeachment material. We have removed all documents and advised staff of this information.

We would appreciate your advising Officer Gorbulja of this letter.

Sincerely,

Lisa Reitz Williamson
First Assistant Prosecuting Attorney



Michael C. O'Malley
CUYAHOGA COUNTY PROSECUTOR

February 25, 2022

Acting Chief Wayne Drummond
Cleveland Police Department
1300 Ontario Street
Cleveland, Ohio 44113

Re: Officer Andrew Polichuk, Badge # 1058

Dear Chief Drummond,

The Cuyahoga County Prosecutor's Office is required by law to obtain and to disclose to the defense any and all potential impeachment evidence relative to its witnesses. Potential impeachment evidence includes, but is not limited to, any disciplinary actions against officers and any instances involving dishonesty or a lack of candor, or a demonstration of bias. The Cuyahoga County Prosecutor's Office has determined that the following material is potential impeachment evidence that this Office must disclose to opposing counsel: Internal Affairs Investigative Report 20200056, dated 07/12/2021

We respectfully request that you notify Officer Polichuk of this decision.

Thank you very much.

Respectfully,

Lisa Reitz Williamson
First Assistant Prosecuting Attorney

Cc: Captain Robert Simon, CPD Internal Affairs Superintendent



Michael C. O'Malley
CUYAHOGA COUNTY PROSECUTOR

February 18, 2022

Chief Bob Wagner
North Olmsted Police Department
27243 Lorain Rd.
North Olmsted, Ohio 44070

Re: Detective William Saringer

Dear Chief Wagner,

The Cuyahoga County Prosecutor's Office is required by law to obtain and to disclose to the defense any and all potential impeachment evidence relative to its witnesses. Potential impeachment evidence includes, but is not limited to, any disciplinary actions against officers and any instances involving dishonesty or a lack of candor, or a demonstration of bias. The Cuyahoga County Prosecutor's Office has determined that the following material is potential impeachment evidence that this Office must disclose to opposing counsel: A redacted copy of report 21-02912, leaving only what is captured in report 22-04408. We will also provide a copy of report 22-04408. Should defense move the court for an order requiring us to provide an unredacted copy of report 21-02912, we will ask the court to conduct an in camera inspection and argue that what was redacted does not constitute potential impeachment material.

We respectfully request that you notify Detective Saringer of this decision.

Thank you very much.

Respectfully,

Lisa Reitz Williamson
First Assistant Prosecuting Attorney



Michael C. O'Malley
CUYAHOGA COUNTY PROSECUTOR

February 4, 2022

Acting Chief Wayne Drummond
Cleveland Police Department
1300 Ontario Street
Cleveland, Ohio 44113

Re: Officer Samuel Feldman, Badge # 2311

Dear Chief Drummond,

The Cuyahoga County Prosecutor's Office is required by law to obtain and to disclose to the defense any and all potential impeachment evidence relative to its witnesses. Potential impeachment evidence includes, but is not limited to, any disciplinary actions against officers and any instances involving dishonesty or a lack of candor, or a demonstration of bias. The Cuyahoga County Prosecutor's Office has determined that the following material is potential impeachment evidence that this Office must disclose to opposing counsel: Cleveland Municipal Court Docket 2009 CRB 039662.

We respectfully request that you notify Officer Feldman of this decision.

Thank you very much.

Respectfully,

Lisa Reitz Williamson
First Assistant Prosecuting Attorney

Cc: Captain Robert Simon, CPD Internal Affairs Superintendent



Michael C. O'Malley
CUYAHOGA COUNTY PROSECUTOR

February 4, 2022

Chief Amber Dacek
Chagrin Falls Police Department
21 W. Washington Street
Chagrin Falls, Ohio 44022

Re: Officer Dennis Nyce, Badge # 2429

Dear Chief Dacek,

The Cuyahoga County Prosecutor's Office is required by law to obtain and to disclose to the defense any and all potential impeachment evidence relative to its witnesses. Potential impeachment evidence includes, but is not limited to, any disciplinary actions against officers and any instances involving dishonesty or a lack of candor, or a demonstration of bias. The Cuyahoga County Prosecutor's Office has determined that the following material is potential impeachment evidence that this Office must disclose to opposing counsel: Disciplinary Letter dated January 10, 2022.

We respectfully request that you notify Officer Nyce of this decision.

Thank you very much.

Respectfully,

Lisa Reitz Williamson
First Assistant Prosecuting Attorney



Michael C. O'Malley
CUYAHOGA COUNTY PROSECUTOR

February 4, 2022

Chief Amber Dacek
Chagrin Falls Police Department
21 W. Washington Street
Chagrin Falls, Ohio 44022

Re: Officer Jason Fischer, Badge # 2412

Dear Chief Dacek,

The Cuyahoga County Prosecutor's Office is required by law to obtain and to disclose to the defense any and all potential impeachment evidence relative to its witnesses. Potential impeachment evidence includes, but is not limited to, any disciplinary actions against officers and any instances involving dishonesty or a lack of candor, or a demonstration of bias. The Cuyahoga County Prosecutor's Office has determined that the following material is potential impeachment evidence that this Office must disclose to opposing counsel: Disciplinary Letter dated November 3, 2020 and Unites States District Court Docket 5:20-mj-08002.

We respectfully request that you notify Officer Fischer of this decision.

Thank you very much.

Respectfully,

Lisa Reitz Williamson
First Assistant Prosecuting Attorney



Michael C. O'Malley
CUYAHOGA COUNTY PROSECUTOR

February 3, 2022

Acting Chief Wayne Drummond
Cleveland Police Department
1300 Ontario Street
Cleveland, Ohio 44113

Re: Officer Thomas Hodous

Dear Chief Drummond,

The Cuyahoga County Prosecutor's Office is required by law to obtain and to disclose to the defense any and all potential impeachment evidence relative to its witnesses. Potential impeachment evidence includes, but is not limited to, any disciplinary actions against officers and any instances involving dishonesty or a lack of candor, or a demonstration of bias. The Cuyahoga County Prosecutor's Office has determined that the following material is potential impeachment evidence that this Office must disclose to opposing counsel: Lakewood Municipal Court Docket 2021 TRC 00093.

We respectfully request that you notify Officer Hodous of this decision.

Thank you very much.

Respectfully,

Lisa Reitz Williamson
First Assistant Prosecuting Attorney

Cc: Captain Robert Simon, CPD Internal Affairs Superintendent

OFFICE OF THE PROSECUTING ATTORNEY
The Justice Center • Courts Tower • 1200 Ontario Street • Cleveland, Ohio 44113
(216) 443-7800 • Fax (216) 443-7601



Michael C. O'Malley
CUYAHOGA COUNTY PROSECUTOR

July 14, 2021

Chief Calvin Williams
Cleveland Police Department
1300 Ontario Street
Cleveland, Ohio 44113

Re: Officer Kenneth Allen, Badge #9167

Dear Chief Williams,

The Cuyahoga County Prosecutor's Office is required by law to obtain and to disclose to the defense any and all potential impeachment evidence relative to its witnesses. Potential impeachment evidence includes, but is not limited to, any disciplinary actions against officers and any instances involving dishonesty or a lack of candor, or a demonstration of bias. The Cuyahoga County Prosecutor's Office has determined that the following material is potential impeachment evidence that this Office must disclose to opposing counsel: City of Cleveland Letter of Discipline addressed to Officer Allen dated July 6, 2020.

We respectfully request that you notify Officer Allen of this decision.

Thank you very much.

Respectfully,

Lisa Reitz Williamson
First Assistant Prosecuting Attorney

Cc: Lieutenant Charles Neidbalsen #8547, CPD Internal Affairs



City of Cleveland
Frank G. Jackson, Mayor

Department of Public Safety
Division of Police
Calvin D. Williams, Chief
1300 Ontario Street
Cleveland, Ohio 44113-1648
216/623-5005 • Fax: 216/623-5584

July 6, 2020

Sergeant Kenneth Allen #9167
C/o Fifth District Headquarters
881 East 152nd Street
Cleveland, Ohio 44110

Re: IU2019-0034, OPS2019-0070, OPS2018-0205

Sergeant Allen #9167:

This letter is to advise you (Sergeant Kenneth Allen #9167) of the result of the administrative pre-disciplinary hearing you attended on May 13, 2020, to address internal and external investigations wherein you were alleged to have engaged in improper conduct and/or procedure:

STATEMENT OF POLICY

In part:

The Manual of Rules and Regulations sets forth the conduct and behavior to be followed by officers and employees. Any violation of these rules and regulations shall be a basis for disciplinary action. Disciplinary action includes, but is not limited to, verbal and written reprimands and the preferring of divisional charges which can result in suspension, loss of pay, demotion or termination. The rules, regulations, and standards contained in this manual shall apply whether the officer or employee is on or off duty. Where a conflict exists between a Rule and Regulation and a General Police Order, the Rule or Regulation provision shall be adhered to.

MANUAL OF RULES FOR THE CONDUCT AND DISCIPLINE OF EMPLOYEES OF THE CLEVELAND DIVISION OF POLICE: 9.03.

Specification #1: (IU2019-0034) On Friday, March 29, 2019, you (Sergeant Kenneth Allen #9167) submitted an erroneous duty report and overtime card when you listed your completion time as 0930 hours on your duty report and overtime card. An internal investigation determined that you were seen arriving home at 0931 hours, on March 29, 2019, indicating that you left the 5th District well before your 0930 hour completion time. (Group I Violation)

Specification #2: (OPS2019-0070) The Civilian Police Review Board (CPRB) is recommending to the Chief of Police that the Complainant's allegation of *Unprofessional Conduct* be Sustained against you (Sergeant Kenneth Allen #9167), in that you violated Manual of Rules and Regulations Section(s) 3.01, 5.01 and 5.09 when you refused to return the Complainant's purchase agreement, had officers issue parking violations to vehicles that were not illegally parked and directed a statement to the Complainant that you were sure the Complainant had been drinking. (Group II Violation)

Specification #3: (OPS2019-0070) The Civilian Police Review Board (CPRB) is recommending to the Chief of Police that the additional violation of *Failure to De-Escalate* be Sustained against you (Sergeant Kenneth Allen #9167), in that you violated General Police Order 2.01.02 when you failed to employ proactive actions and approaches with the Complainant. (Group I Violation)

Specification #4: (OPS2018-0205) The Civilian Police Review Board (CPRB) is recommending to the Chief of Police that the Complainant's allegation of *Improper Procedure* against you (Sergeant Kenneth Allen #9167) be Sustained, in that you violated Manual of Rules and Regulations Section(s) 1.03 and General Police Order 2.3.08 when you failed to provide the Complainant with Miranda warning in a timely manner. (Group I Violation)

Specification #5: (OPS2018-0205) The Civilian Police Review Board (CPRB) is recommending to the Chief of Police that the Complainant's allegation of *Unprofessional Conduct* against you (Sergeant Kenneth Allen #9167) be Sustained, in that you violated Manual of Rules and Regulations Section(s) 5.01 and 8.01, as well as General Police Order 1.3.15 and Divisional Notice 17-229 when you delayed the Complainant from detention by diverting her to the Fifth District to complete a complaint form while questioning her as to why she was filing the complaint, justifying the actions of the officers against whom she was filing the complaint, and reading the complaint aloud in front of the subject officers, creating an environment of undue influence, diminishing the esteem of the Division of Police and undermining its adherence to the civilian oversight process. (Group II Violation)

The specification(s) are/is in violation of the rules, regulations and procedures of the Division of Police, Department of Public Safety.

Sergeant Kenneth Allen #9167

July 6, 2020

Page 3 of 4

In attendance at the administrative pre-disciplinary conference were you, President Brian Betley, and Attorney Joseph Mando of the Fraternal Order of Police, Vice President Mister Jackson of the Black Shield Police Association, President Emmanuel Velez of the Hispanic Police Officer's Association, Administrator Roger Smith and Investigator David Hammonds of the Office of Professional Standards, Lieutenant Timothy Stacho and Sergeant Michael Matson of the Inspection Unit, Captain James McPike C.I.T. Coordinator, Sergeant Reginald Lanton of the Case Preparation Office, and Deputy Chief of Administrative Operations, Deon McCaulley, who presided over the conference.

During the conference, you acknowledged receipt of the charging letter; you and your representatives waived the reading of your charge letter and were then afforded the opportunity to be heard. You entered a plea of "Not Guilty" to the specifications as set forth in the charging letter.

Upon carefully reviewing the evidence presented by the Office of Professional Standards, the division, the memorialized record, as well as the arguments of you and your representatives, the Hearing Officer recommended that you be found "Guilty" of specifications #2, #3, #4, and #5 and "Not Guilty" to specification #1. Evidence presented at the hearing did not conclusively prove that you had left the district early on March 29, 2019, prior to your 0930 hour completion time.

I have accepted the recommendation of the Hearing Officer and am dismissing specification #1. As such, I find you "Guilty" of specifications #2, #3, #4 and #5, and I find there is just cause to impose discipline. Therefore, I am issuing you a ten (10) workday suspension without pay (Group II violations, multiple violations.)

This discipline is within the Group II violation range of the discipline matrix, where aggravating factors outweigh mitigating factors. Your aggravating factors include Group II violations, multiple violations, Group I and II violations occurring from the same incident and active Group I and Group II violation history.

The above imposed suspension shall commence, and be effective the next working day after you are served with this notice. You shall surrender your badge, police identification card, unloaded departmentally issued firearm and three (3) loaded magazines + one (1) live round to your Commanding Officer or his designee, at the end of your shift. Upon completion of the suspension day(s), you shall retrieve the aforementioned property from your Commanding Officer and/or his designee upon reporting for duty.

Sergeant Kenneth Allen #9167
July 6, 2020
Page 4 of 4

It is the Division's earnest desire that that this letter will serve as a deterrent against future acts of this nature. Any prospective acts of same or similar conduct may lead to progressive discipline. Pursuant to the terms and conditions of the collective bargaining agreement between the City of Cleveland and the Fraternal Order of Police, a record of the disciplinary sentence will remain in your personnel file for a period of three (3) years.

Respectfully,



Calvin D. Williams
Chief of Police

CDW:ril:kfs

cc:

Joellen O'Neill, Deputy Chief, Executive Officer
Dornat Drummond, Deputy Chief, Field Operations
Deon McCaulley, Deputy Chief, Administrative Operations
Harold Pretel, Deputy Chief, Homeland Special Operations
Brian Carney, Commander, Bureau of Compliance
Sammy Morris, Commander, Fifth District
Deidre Jones, Commander Bureau of Support Services
Carla Ellis, Lieutenant, Officer-in-Charge, Personnel Section
Melissa Dawson, Sergeant, Officer-in-Charge, Employee Assistance Unit
Cynthia Oliver, Sergeant, Officer-in-Charge, Timekeeping Unit
Brian Betley, President, Fraternal Order of Police
Christopher Viland, Police Inspector General
Ronald Bakeman, Superintendent, Internal Affairs Unit
Nycole West, Director, Department of Human Resources
Kandie Ezell, Administrative Manager, Department of Public Safety
Michael Spreng, Secretary, Civil Service Commission
Michael Graham, Chairman, Civilian Police Review Board
Ashley Mostella, Vice Chairman, Civilian Police Review Board
LeeAnn Hanlon, Private Secretary, Civilian Police Review Board
Roger Smith, Administrator, Office of Professional Standards
Henry Roney, Senior Investigator, Office of Professional Standards
David Hammonds, Investigator, Office of Professional Standards
Hassan Aden, Federal Monitoring Team



Michael C. O'Malley
CUYAHOGA COUNTY PROSECUTOR

January 7, 2022

Acting Chief Wayne Drummond
Cleveland Police Department
1300 Ontario Street
Cleveland, Ohio 44113

Re: Officer Kenneth Allen, Badge #9167

Dear Chief Drummond,

On July 14, 2021, this Office notified former Cleveland Police Department Chief Calvin Williams that it had determined a disciplinary letter of July 6, 2020 to Officer Kenneth Allen #9167 was potential impeachment material (see attached.) The material identified is the discipline Officer Allen received in Specification #2 of a letter dated July 6, 2020 to Officer Allen, also attached, to wit: that he "had officers issue parking violations to vehicles that were not illegally parked." Upon further review, we no longer consider this potential impeachment material.

We would very much appreciate your providing a copy of this letter to Officer Allen.

Sincerely,

Lisa Reitz Williamson
First Assistant Prosecuting Attorney



Michael C. O'Malley
CUYAHOGA COUNTY PROSECUTOR

December 29, 2021

Chief Calvin Williams
Cleveland Police Department
1300 Ontario Street
Cleveland, Ohio 44113

Re: Jearod Woods, Badge # 658

Dear Chief Williams,

The Cuyahoga County Prosecutor's Office is required by law to obtain and to disclose to the defense any and all potential impeachment evidence relative to its witnesses. Potential impeachment evidence includes, but is not limited to, any disciplinary actions against officers and any instances involving dishonesty or a lack of candor, or a demonstration of bias. The Cuyahoga County Prosecutor's Office has determined that the following material is potential impeachment evidence that this Office must disclose to opposing counsel: City of Cleveland Municipal Court Docket 2020 CRB 002541.

We respectfully request that you notify Officer Woods of this decision.

Thank you very much.

Respectfully,

Michael C. O'Malley
Cuyahoga County Prosecutor

Cc: Captain Robert Simon, CPD Internal Affairs Superintendent



Michael C. O'Malley
CUYAHOGA COUNTY PROSECUTOR

July 8, 2021

Chief Calvin Williams
Cleveland Police Department
1300 Ontario Street
Cleveland, Ohio 44113

Re: Officer Thomas Hodous, Badge #9223

Dear Chief Williams,

The Cuyahoga County Prosecutor's Office is required by law to obtain and to disclose to the defense any and all potential impeachment evidence relative to its witnesses. Potential impeachment evidence includes, but is not limited to, any disciplinary actions against officers and any instances involving dishonesty or a lack of candor, or a demonstration of bias. The Cuyahoga County Prosecutor's Office has determined that the following material is potential impeachment evidence that this Office must disclose to opposing counsel: City of Cleveland Letter of Discipline addressed to Officer Hodous dated January 26, 2021.

We respectfully request that you notify Officer Hodous of this decision.

Thank you very much.

Respectfully,

Lisa Reitz Williamson
First Assistant Prosecuting Attorney

Cc: Lieutenant Charles Neidbalson #8547, CPD Internal Affairs



Michael C. O'Malley
CUYAHOGA COUNTY PROSECUTOR

July 8, 2021

Chief Mark Fender
Strongsville Police Department
16099 Foltz Parkway
Strongsville, Ohio 44149

Re: Officer Colin Grace

Dear Chief Fender,

The Cuyahoga County Prosecutor's Office is required by law to obtain and to disclose to the defense any and all potential impeachment evidence relative to its witnesses. Potential impeachment evidence includes, but is not limited to, any disciplinary actions against officers and any instances involving dishonesty or a lack of candor, or a demonstration of bias. The Cuyahoga County Prosecutor's Office has determined that the following material is potential impeachment evidence that this Office must disclose to opposing counsel: Strongsville Police Department Notice of Disciplinary Action dated 03/26/2021 and signed Acceptance of Disciplinary Action dated 03/30/2021.

We respectfully request that you notify Officer Grace of this decision.

Thank you very much.

Respectfully,

Lisa Reitz Williamson
First Assistant Prosecuting Attorney



Michael C. O'Malley
CUYAHOGA COUNTY PROSECUTOR

July 8, 2021

Chief Calvin Williams
Cleveland Police Department
1300 Ontario Street
Cleveland, Ohio 44113

Re: Officer Christian Stipkovich, Badge #40

Dear Chief Williams,

The Cuyahoga County Prosecutor's Office is required by law to obtain and to disclose to the defense any and all potential impeachment evidence relative to its witnesses. Potential impeachment evidence includes, but is not limited to, any disciplinary actions against officers and any instances involving dishonesty or a lack of candor, or a demonstration of bias. The Cuyahoga County Prosecutor's Office has determined that the following material is potential impeachment evidence that this Office must disclose to opposing counsel: Cleveland Municipal Court Docket – 2019-TRC 026516; City of Cleveland Letter of Discipline addressed to Officer Stipkovich dated March 30, 2021.

We respectfully request that you notify Officer Stipkovich of this decision.

Thank you very much.

Respectfully,

Lisa Reitz Williamson
First Assistant Prosecuting Attorney

Cc: Lieutenant Charles Neidbalsen #8547, CPD Internal Affairs



Michael C. O'Malley
CUYAHOGA COUNTY PROSECUTOR

July 8, 2021

Chief Calvin Williams
Cleveland Police Department
1300 Ontario Street
Cleveland, Ohio 44113

Re: Officer Anthony Rice, Badge #1886

Dear Chief Williams,

The Cuyahoga County Prosecutor's Office is required by law to obtain and to disclose to the defense any and all potential impeachment evidence relative to its witnesses. Potential impeachment evidence includes, but is not limited to, any disciplinary actions against officers and any instances involving dishonesty or a lack of candor, or a demonstration of bias. The Cuyahoga County Prosecutor's Office has determined that the following material is potential impeachment evidence that this Office must disclose to opposing counsel: City of Cleveland Letter of Suspension addressed to Officer Rice dated December 16, 2020.

We respectfully request that you notify Officer Rce of this decision.

Thank you very much.

Respectfully,

Lisa Reitz Williamson
First Assistant Prosecuting Attorney

Cc: Lieutenant Charles Neidbalson #8547, CPD Internal Affairs



Michael C. O'Malley
CUYAHOGA COUNTY PROSECUTOR

December 23, 2021

Chief Calvin Williams
Cleveland Police Department
1300 Ontario Street
Cleveland, Ohio 44113

Re: Detective Stephen Loomis, Badge # 2416

Dear Chief Williams,

The Cuyahoga County Prosecutor's Office is required by law to obtain and to disclose to the defense any and all potential impeachment evidence relative to its witnesses. Potential impeachment evidence includes, but is not limited to, any disciplinary actions against officers and any instances involving dishonesty or a lack of candor, or a demonstration of bias. The Cuyahoga County Prosecutor's Office has determined that the following material is potential impeachment evidence that this Office must disclose to opposing counsel: City of Cleveland Letter of Disciplinary on August 27, 2021.

We respectfully request that you notify Detective Loomis of this decision.

Thank you very much.

Respectfully,

Michael C. O'Malley
Cuyahoga County Prosecutor

Cc: Captain Robert Simon, CPD Internal Affairs Superintendent



Michael C. O'Malley
CUYAHOGA COUNTY PROSECUTOR

October 20, 2021

Chief Calvin Williams
Cleveland Police Department
1300 Ontario Street
Cleveland, Ohio 44113

Re: Detective Darnell McMullen, Badge #2305

Dear Chief Williams,

The Cuyahoga County Prosecutor's Office is required by law to obtain and to disclose to the defense any and all potential impeachment evidence relative to its witnesses. Potential impeachment evidence includes, but is not limited to, any disciplinary actions against officers and any instances involving dishonesty or a lack of candor, or a demonstration of bias. The Cuyahoga County Prosecutor's Office has determined that the following material is potential impeachment evidence that this Office must disclose to opposing counsel: Cleveland Municipal Court Docket TRC 009508.

We respectfully request that you notify Detective McMullen of this decision.

Thank you very much.

Respectfully,

Lisa Reitz Williamson
First Assistant Prosecuting Attorney

Cc: Lieutenant Charles Neidbalson #8547, CPD Internal Affairs



Michael C. O'Malley
CUYAHOGA COUNTY PROSECUTOR

October 13, 2021

Chief Deon McCaulley
Cleveland Clinic Police Department
9500 Euclid Ave U-12
Cleveland, Ohio 44195

Re: Officer Emon Jafari, Badge #217

Dear Chief McCaulley,

The Cuyahoga County Prosecutor's Office is required by law to obtain and to disclose to the defense any and all potential impeachment evidence relative to its witnesses. Potential impeachment evidence includes, but is not limited to, any disciplinary actions against officers and any instances involving dishonesty or a lack of candor, or a demonstration of bias. The Cuyahoga County Prosecutor's Office has determined that the following material is potential impeachment evidence that this Office must disclose to opposing counsel: Cuyahoga County Court of Common Pleas Case number CR 20 650473.

We respectfully request that you notify Officer Jafari of this decision.

Thank you very much.

Respectfully,

Lisa Reitz Williamson
First Assistant Prosecuting Attorney



Michael C. O'Malley
CUYAHOGA COUNTY PROSECUTOR

September 30, 2021

Chief Calvin Williams
Cleveland Police Department
1300 Ontario Street
Cleveland, Ohio 44113

Re: Officer Brittany Metzger, Badge #16

Dear Chief Williams,

The Cuyahoga County Prosecutor's Office is required by law to obtain and to disclose to the defense any and all potential impeachment evidence relative to its witnesses. Potential impeachment evidence includes, but is not limited to, any disciplinary actions against officers and any instances involving dishonesty or a lack of candor, or a demonstration of bias. The Cuyahoga County Prosecutor's Office has determined that the following material is potential impeachment evidence that this Office must disclose to opposing counsel: Medina Municipal Court docket case no. 20 TRC 05023.

We respectfully request that you notify Officer Metzger of this decision.

Thank you very much.

Respectfully,

Lisa Reitz Williamson
First Assistant Prosecuting Attorney

Cc: Lieutenant Charles Neidbalsen #8547, CPD Internal Affairs



Michael C. O'Malley
CUYAHOGA COUNTY PROSECUTOR

December 17, 2020

Chief Calvin Williams
Cleveland Police Department
1300 Ontario Street
Cleveland, Ohio 44113

Re: Officer Jessica Ortiz

Dear Chief Williams,

The Cuyahoga County Prosecutor's Office is required by law to obtain and to disclose to the defense any and all potential impeachment evidence relative to its witnesses. Potential impeachment evidence includes, but is not limited to, any disciplinary actions against officers and any instances involving dishonesty or a lack of candor, or a demonstration of bias. The Cuyahoga County Prosecutor's Office has determined that the following material is potential impeachment evidence that this Office must disclose to opposing counsel: Cleveland Division Of Police – Divisional Notice dated September 8, 2020.

We respectfully request that you notify Officer Ortiz of this decision.

Thank you very much.

Respectfully,

Lisa Reitz Williamson
First Assistant Prosecuting Attorney

Cc: Ronald Bakeman, Superintendent, CPD Internal Affairs

OFFICE OF THE PROSECUTING ATTORNEY
The Justice Center • Courts Tower • 1200 Ontario Street • Cleveland, Ohio 44113
(216) 443-7800 • Fax (216) 443-7601



Michael C. O'Malley
CUYAHOGA COUNTY PROSECUTOR

August 27, 2021

Chief Calvin Williams
Cleveland Police Department
1300 Ontario Street
Cleveland, Ohio 44113

Re: Officer Patrisha Chism, Badge #9147

Dear Chief Williams,

The Cuyahoga County Prosecutor's Office is required by law to obtain and to disclose to the defense any and all potential impeachment evidence relative to its witnesses. Potential impeachment evidence includes, but is not limited to, any disciplinary actions against officers and any instances involving dishonesty or a lack of candor, or a demonstration of bias. The Cuyahoga County Prosecutor's Office has determined that the following material is potential impeachment evidence that this Office must disclose to opposing counsel: Internal Affairs Investigative Report file CPD2020-0062; City of Cleveland letter of discipline addressed to Patricia Chism dated 06/03/2021.

We respectfully request that you notify Officer Chism of this decision.

Thank you very much.

Respectfully,

Lisa Reitz Williamson
First Assistant Prosecuting Attorney

Cc: Lieutenant Charles Neidbalson #8547, CPD Internal Affairs

OFFICE OF THE PROSECUTING ATTORNEY
The Justice Center • Courts Tower • 1200 Ontario Street • Cleveland, Ohio 44113
(216) 443-7800 • Fax (216) 443-7601



Michael C. O'Malley
CUYAHOGA COUNTY PROSECUTOR

August 27, 2021

Chief Calvin Williams
Cleveland Police Department
1300 Ontario Street
Cleveland, Ohio 44113

Re: Officer Elaina Ciacchi, Badge #2066

Dear Chief Williams,

The Cuyahoga County Prosecutor's Office is required by law to obtain and to disclose to the defense any and all potential impeachment evidence relative to its witnesses. Potential impeachment evidence includes, but is not limited to, any disciplinary actions against officers and any instances involving dishonesty or a lack of candor, or a demonstration of bias. The Cuyahoga County Prosecutor's Office has determined that the following material is potential impeachment evidence that this Office must disclose to opposing counsel: Medina Municipal Court Case 21 TRC 02139.

We respectfully request that you notify Officer Ciacchi of this decision.

Thank you very much.

Respectfully,

Lisa Reitz Williamson
First Assistant Prosecuting Attorney

Cc: Lieutenant Charles Neidbalsen #8547, CPD Internal Affairs

OFFICE OF THE PROSECUTING ATTORNEY
The Justice Center • Courts Tower • 1200 Ontario Street • Cleveland, Ohio 44113
(216) 443-7800 • Fax (216) 443-7601



Michael C. O'Malley
CUYAHOGA COUNTY PROSECUTOR

August 26, 2021

Chief Calvin Williams
Cleveland Police Department
1300 Ontario Street
Cleveland, Ohio 44113

Re: Officer Christopher Ereg, Badge #767

Dear Chief Williams,

The Cuyahoga County Prosecutor's Office is required by law to obtain and to disclose to the defense any and all potential impeachment evidence relative to its witnesses. Potential impeachment evidence includes, but is not limited to, any disciplinary actions against officers and any instances involving dishonesty or a lack of candor, or a demonstration of bias. The Cuyahoga County Prosecutor's Office has determined that the following material is potential impeachment evidence that this Office must disclose to opposing counsel: Stow Municipal Court cases – 2021 CRA 02184 Possession of a firearm in liquor permit premises; 2021 CRB 02186 Weapons while intoxicated, bound over to the Summit County Common Pleas (no indictment as of 08/26/2021)

We respectfully request that you notify Officer Ereg of this decision.

Thank you very much.

Respectfully,

Lisa Reitz Williamson
First Assistant Prosecuting Attorney

Cc: Lieutenant Charles Neidbalson #8547, CPD Internal Affairs

OFFICE OF THE PROSECUTING ATTORNEY
The Justice Center • Courts Tower • 1200 Ontario Street • Cleveland, Ohio 44113
(216) 443-7800 • Fax (216) 443-7601



Michael C. O'Malley
CUYAHOGA COUNTY PROSECUTOR

August 26, 2021

Chief Scott Meyer
Euclid Police Department
545 East 222nd Street
Euclid, Ohio 44123

Re: Officer DeMarkco Johnson

Dear Chief Meyer,

The Cuyahoga County Prosecutor's Office is required by law to obtain and to disclose to the defense any and all potential impeachment evidence relative to its witnesses. Potential impeachment evidence includes, but is not limited to, any disciplinary actions against officers and any instances involving dishonesty or a lack of candor, or a demonstration of bias. The Cuyahoga County Prosecutor's Office has determined that the following material is potential impeachment evidence that this Office must disclose to opposing counsel: City of East Cleveland incident report # 20-02505 dated 07/13/2020; Cuyahoga County Regional Forensic Science Laboratory toxicology testing results dated 08/31/2021.

We respectfully request that you notify Officer Johnson of this decision.

Thank you very much.

Respectfully,

Lisa Reitz Williamson
First Assistant Prosecuting Attorney



Michael C. O'Malley
CUYAHOGA COUNTY PROSECUTOR

August 26, 2021

Chief Scott Gardner
East Cleveland Police Department
14340 Euclid Ave
East Cleveland, OH 44112

Re: Officer DeMarkco Johnson

Dear Chief Gardner,

The Cuyahoga County Prosecutor's Office is required by law to obtain and to disclose to the defense any and all potential impeachment evidence relative to its witnesses. Potential impeachment evidence includes, but is not limited to, any disciplinary actions against officers and any instances involving dishonesty or a lack of candor, or a demonstration of bias. The Cuyahoga County Prosecutor's Office has determined that the following material is potential impeachment evidence that this Office must disclose to opposing counsel: City of East Cleveland incident report # 20-02505 dated 07/13/2020; Cuyahoga County Regional Forensic Science Laboratory toxicology testing results dated 08/31/2021.

We respectfully request that you notify Officer Johnson of this decision.

Thank you very much.

Respectfully,

Lisa Reitz Williamson
First Assistant Prosecuting Attorney



Michael C. O'Malley
CUYAHOGA COUNTY PROSECUTOR

August 25, 2021

Chief Calvin Williams
Cleveland Police Department
1300 Ontario Street
Cleveland, Ohio 44113

Re: Officer Rorell Dickerson, Badge #872

Dear Chief Williams,

The Cuyahoga County Prosecutor's Office is required by law to obtain and to disclose to the defense any and all potential impeachment evidence relative to its witnesses. Potential impeachment evidence includes, but is not limited to, any disciplinary actions against officers and any instances involving dishonesty or a lack of candor, or a demonstration of bias. The Cuyahoga County Prosecutor's Office has determined that the following material is potential impeachment evidence that this Office must disclose to opposing counsel: Criminal indictment 1:21 CR 279 in the United States District Court For The Northern District Of Ohio Eastern Division.

We respectfully request that you notify Officer Dickerson of this decision.

Thank you very much.

Respectfully,

Lisa Reitz Williamson
First Assistant Prosecuting Attorney

Cc: Lieutenant Charles Neidbalson #8547, CPD Internal Affairs



Michael C. O'Malley
CUYAHOGA COUNTY PROSECUTOR

August 27, 2021

Chief Calvin Williams
Cleveland Police Department
1300 Ontario Street
Cleveland, Ohio 44113

Re: Officer Daniel Zagaria, Badge #2329

Dear Chief Williams,

The Cuyahoga County Prosecutor's Office is required by law to obtain and to disclose to the defense any and all potential impeachment evidence relative to its witnesses. Potential impeachment evidence includes, but is not limited to, any disciplinary actions against officers and any instances involving dishonesty or a lack of candor, or a demonstration of bias. The Cuyahoga County Prosecutor's Office has determined that the following material is potential impeachment evidence that this Office must disclose to opposing counsel: City of Cleveland letter of discipline addressed to P.O. Zagaria dated 04/28/2021

We respectfully request that you notify Officer Zagaria of this decision.

Thank you very much.

Respectfully,

Lisa Reitz Williamson
First Assistant Prosecuting Attorney

Cc: Lieutenant Charles Neidbalsen #8547, CPD Internal Affairs

OFFICE OF THE PROSECUTING ATTORNEY
The Justice Center • Courts Tower • 1200 Ontario Street • Cleveland, Ohio 44113
(216) 443-7800 • Fax (216) 443-7601



Michael C. O'Malley
CUYAHOGA COUNTY PROSECUTOR

August 26, 2021

Chief Calvin Williams
Cleveland Police Department
1300 Ontario Street
Cleveland, Ohio 44113

Re: Officer Roland Brown, Badge #9138

Dear Chief Williams,

The Cuyahoga County Prosecutor's Office is required by law to obtain and to disclose to the defense any and all potential impeachment evidence relative to its witnesses. Potential impeachment evidence includes, but is not limited to, any disciplinary actions against officers and any instances involving dishonesty or a lack of candor, or a demonstration of bias. The Cuyahoga County Prosecutor's Office has determined that the following material is potential impeachment evidence that this Office must disclose to opposing counsel: City of Cleveland letter of discipline addressed to Sergeant Roland Brown dated 06/15/2021.

We respectfully request that you notify Sergeant Brown of this decision.

Thank you very much.

Respectfully,

Lisa Reitz Williamson
First Assistant Prosecuting Attorney

Cc: Lieutenant Charles Neidbalson #8547, CPD Internal Affairs



Michael C. O'Malley
CUYAHOGA COUNTY PROSECUTOR

August 2, 2021

Chief Bob Wagner
North Olmsted Police Department
27243 Lorain Rd.
North Olmsted, Ohio 44070

Re: Officer Nicholas Gorbulja

Dear Chief Wagner,

The Cuyahoga County Prosecutor's Office is required by law to obtain and to disclose to the defense any and all potential impeachment evidence relative to its witnesses. Potential impeachment evidence includes, but is not limited to, any disciplinary actions against officers and any instances involving dishonesty or a lack of candor, or a demonstration of bias. The Cuyahoga County Prosecutor's Office has determined that the following material is potential impeachment evidence that this Office must disclose to opposing counsel: Lorain County Common Pleas Court Docket 21-CR104841.

We respectfully request that you notify Officer Gorbulja of this decision.

Thank you very much.

Respectfully,

Lisa Reitz Williamson
First Assistant Prosecuting Attorney



Michael C. O'Malley
CUYAHOGA COUNTY PROSECUTOR

August 2, 2021

Chief Calvin Williams
Cleveland Police Department
1300 Ontario Street
Cleveland, Ohio 44113

Re: Officer Patricia Katynski, Badge #1199

Dear Chief Williams,

The Cuyahoga County Prosecutor's Office is required by law to obtain and to disclose to the defense any and all potential impeachment evidence relative to its witnesses. Potential impeachment evidence includes, but is not limited to, any disciplinary actions against officers and any instances involving dishonesty or a lack of candor, or a demonstration of bias. The Cuyahoga County Prosecutor's Office has determined that the following material is potential impeachment evidence that this Office must disclose to opposing counsel: City of Cleveland letter of Instruction and Counseling addressed to Officer Katynski dated 01/04/2021; IA report file number CPD2017-0071.

We respectfully request that you notify Officer Katynski of this decision.

Thank you very much.

Respectfully,

Lisa Reitz Williamson
First Assistant Prosecuting Attorney

Cc: Lieutenant Charles Neidbalson #8547, CPD Internal Affairs



Michael C. O'Malley
CUYAHOGA COUNTY PROSECUTOR

July 28, 2021

Chief Andres Gonzalez
Cuyahoga Metropolitan Housing Authority
5715 Woodland Avenue
Cleveland, Ohio 44104

Re: Officer Jose Corales

Dear Chief Andres Gonzalez,

The Cuyahoga County Prosecutor's Office is required by law to obtain and to disclose to the defense any and all potential impeachment evidence relative to its witnesses. Potential impeachment evidence includes, but is not limited to, any disciplinary actions against officers and any instances involving dishonesty or a lack of candor, or a demonstration of bias. The Cuyahoga County Prosecutor's Office has determined that the following material is potential impeachment evidence that this Office must disclose to opposing counsel: City of Cleveland Charge Letter addressed to Recruit Corales on 02/28/2020; Email from City of Cleveland Police Internal Affairs confirming Recruit Corales resignation dated 06/30/2021.

Thank you very much.

Respectfully,

Lisa Reitz Williamson
First Assistant Prosecuting Attorney

Cc: Lieutenant Gregory Drew, Cuyahoga Metropolitan Housing Authority

From: Bennett, Jacquelyn <JBennett@city.cleveland.oh.us>
Sent: Wednesday, June 30, 2021 1:29 PM
To: Williamson, Lisa <lwilliamson@prosecutor.cuyahogacounty.us>
Cc: Neidbalson, Charles <CNeidbalson@city.cleveland.oh.us>; Sobieski, Kristen <ksobieski@prosecutor.cuyahogacounty.us>; Sheehan, Mitchell <MSheehan@city.cleveland.oh.us>
Subject: Re: requests for IA information

Hello,

The requested dispositions are attached. The following officers resigned prior to their hearing before the Safety Director:



Corales resigned 3/9/2021

Thanks,

Jackie



City of Cleveland
Frank G. Jackson, Mayor

Department of Public Safety
Michael McGrath, Director
601 Lakeside Avenue, Room 230
Cleveland, Ohio 44114-1015
216/664-3736 • Fax: 216/664-3734
www.cleveland-oh.gov

February 28, 2020

Recruit Jose Corales #104
C/o CDP Academy, 7th Floor
1300 Ontario Avenue
Cleveland, Ohio 4113

Recruit Corales #104:

Please be advised a conference has been scheduled before the Director of Public Safety and/or his representative, to determine whether you violated the following General Police Orders and/or rules of the Manual of Rules, Department of Public Safety, and the rules of the Civil Service Commission of the City of Cleveland.

STATEMENT OF POLICY

In part:

The Manual of Rules and Regulations sets forth the conduct and behavior to be followed by officers and employees. Any violation of these rules and regulations shall be a basis for disciplinary action. Disciplinary action includes, but is not limited to, verbal and written reprimands and the preferring of divisional charges which can result in suspension, loss of pay, demotion or termination. The rules, regulations, and standards contained in this manual shall apply whether the officer or employee is on or off duty. Where a conflict exists between a Rule and Regulation and a General Police Order, the Rule or Regulation provision shall be adhered to.

Specification #1: On Monday, December 30, 2019, at approximately 1215 hours, it was determined that you (Recruit Jose Corales #104) you committed an act of plagiarism by copying and pasting from a fellow Tri-C police recruit's notes into your Cleveland Police typed notes and represented it as your own work. (Group III Violation)

All specifications are in violation of the rules, regulations and procedures of the Division of Police, Department of Public Safety.

**MANUAL OF RULES FOR THE CONDUCT AND DISCIPLINE OF
EMPLOYEES OF THE CLEVELAND DIVISION OF POLICE**

II. ADMINISTRATIVE COMPLIANCE

Rule 2.02: Personnel shall not willfully disobey any rules, General Police Orders or directives of the Division of Police, or any lawful orders, written or oral, issued to them by a superior officer of the Division of Police.

Rule 2.03: Personnel shall perform all duties required by rules, regulations, general police orders, directives, or orders of the Division of Police.

Rule 2.04: Personnel shall study all rules, regulations, general police orders and directives pertaining to their duties, and shall be held accountable for any action contrary to these instructions.

Rule 2.14: The following are additional grounds for disciplining personnel, including removal, in addition to the grounds stated in Civil Service Commission rule 9.10:

- e. Failure to obey orders given by proper authority
- f. Any other reasonable and just cause

**CLEVELAND POLICE ACADEMY RULES & REGULATIONS FOR
CLEVELAND POLICE RECRUITS**

**CHAPTER 2: POLICE ACADEMY AND OHIO PEACE OFFICER TRAINING
COMMISSION REQUIREMENTS**

**2.01 NOTEBOOK AND ELIGIBILITY REQUIREMENTS FOR THE STATE
CERTIFICATION EXAMINATION**

- A. *O.P.O.T.C. Rule 109:2-1-10* requires that each individual in the basic course shall maintain a notebook during the course and shall submit such notebook to the commander for inspection. The notebook shall be evaluated as satisfactory or unsatisfactory by the commander. The notebook shall contain appropriate entries of pertinent material covered during the classroom sessions of the basic course. Among the factors to be evaluated in the notebook are: sufficiency of course content, organization, appropriateness of material, regularity of entries, neatness, accuracy and legibility. Notebooks and the grades assigned to them by the commander are subject to review by the OPOTC executive director at any time.

B. No person shall participate in the final written examination who has been evaluated as unsatisfactory for units of instruction in **DRIVING, FIRST AID, FIREARMS, SFST, RADAR LIDAR, ICS, NIMS, HAZMAT, SUBJECT CONTROL; THE STUDENT NOTEBOOK** or any other area designated by the Ohio General Assemble or the Commission.

C. Notebooks and material

- 1) This is an individual endeavor and Recruits shall not assist other Recruits with their notebook
- 2) Must be individually created.
- 3) Must be hand typed or written
- 4) Recruit are responsible for safe guarding their created notes and materials
- 5) All content in notebooks shall only come from lectures, information or materials presented in class. No other material, information or shall be used to in typed notebook to include but not limited to Wikipedia, quiz let, google, etc.
- 6) Recruits shall not share notes or electronically share or store notes on any medium other than their own flash drive or personal computer.
- 7) Any violation of above, shall subject the OPOTC typed notebook to be graded unsatisfactory by the commander for insufficiency of content.

2.02 STUDENT PERFORMANCE OBJECTIVE (SPO) WORKBOOK & SPO CARD.

The SPO Workbook and SPO Cards are course requirements and must be kept current. There will be periodic inspections of these items at the discretion of the Academy staff. Notebooks, workbooks and SPO card inspections may be unannounced. Recruits shall have these items with them every day.

2.03 FAILURE

- A. Failure to achieve any of the above requirements shall constitute neglect of duty, unsatisfactory performance and preclude certification by the Ohio Peace Officer Training Commission and shall be a bar to receiving permanent appointment as a Peace Officer. Any recruit not receiving this permanent appointment shall then be recommended for termination as provided by the Manual of Rules and Regulations of the Division of Police, the rules of the Civil Service Commission and Chapter 109:2-1 of the Administrative Code. No time will be allowed after completion of the basic course to achieve the minimum grade in any of the above areas.

- B. In addition to the standards listed above, all recruits shall conform to the divisional rules of behavior as set forth in the City of Cleveland, Division of Police, Manual of Rules and Regulations, General Police Orders, Academy Manual of Rules and Regulations, and other directives issued by the Chief of Police.
- C. Disciplinary action for the violation of these rules will be taken in accordance with standard procedures and may take the form of a verbal warning, suspension, or termination depending upon the severity of the violation.

2.04 CHEATING / PLAGIARISM

- A. Any form of cheating, allowing another to cheat or representing another's work as your own will not be tolerated. When substantiated, information of cheating or misrepresentation by a recruit will be the subject of an investigation and recommendation that disciplinary action be taken.
- B. Cheating is viewed as unfair or illegitimate conduct, actual or attempted, including but not limited to the following:
 - 1. Plagiarizing another student's notes
 - 2. Copying or buying the work, or answers of someone else.
 - 3. Looking at another student's paper during test or allowing another to look at your test.
 - 4. Obtaining copies, or answers of exams; or questions on exams, prior to test administration.
 - 5. Carrying hidden notes to class during exams. This includes writing on a desk, on one's hand, arm, clothing, or any other object; or use of any other external sources (e.g. cell phones, smart watches, etc.).
 - 6. Providing notes to be copied, answers to exercises and/or test questions and copying or taking pictures of tests, quizzes and exams are all forms of cheating.
 - 7. Getting notes off of any web-site / on line source and representing them as you own.
 - 8. Sharing or giving another recruit material, which gives them an unfair advantage over other recruits.
- C. The investigating supervisor shall recommend the offending recruit for discipline, as cheating indicates that the individual is lacking the honesty and integrity required by this position of public trust.
- D. The OPOTC Commander may remove the recruit / recruits from the BAS class

CIVIL SERVICE COMMISSION Rule 9.10: Tenure:

The tenure of every officer or employee in the classified service shall be protected during good behavior and efficient service.

No such officer or employee shall be discharged, suspended, or demoted for political, racial or religious reasons, or for refusing to contribute to any political fund, or refusal to render political service.

But any officer or employee in the classified service may be discharged, suspended, or reduced in rank for any one or more of the following causes:

1. Neglect of Duty.
3. Incompetence or inefficiency in performance of duties.
5. Conduct unbecoming an employee in the public service.
7. Disorderly, immoral, or unethical conduct while on duty.
10. Willful violation of any of the provisions of law governing the Civil Service of the City or of the rules or regulations of the Commission.
18. For other failure of good behavior which is detrimental to the service, or for any other act of misfeasance, malfeasance or nonfeasance in office.

The pre-disciplinary conference is scheduled for **Tuesday, March 10, 2020, at 1130 hours** in the office of the Director of Public Safety. Should you desire union representation, it is your responsibility to notify your union of this conference. All testimony provided during the hearing shall be given the same weight as sworn testimony; therefore, your statements can and may be used against you at the hearing or at a later date. **Any documentation that could explain any of the above allegations shall be forwarded to the Case Preparation Unit a minimum of 48 hours prior to the scheduled hearing. In addition, it is also your responsibility to bring the documentation to this scheduled hearing. If you are to have witnesses appear on your behalf, a Form-1 listing their names must be provided to the Case Preparation Unit via email (CasePrep@city.cleveland.oh.us) a minimum of 48 hours prior to the scheduled hearing.** It is your responsibility to notify said witnesses of the date and time of the hearing. In addition, it is your sole responsibility to ensure the attendance of any witnesses appearing on your behalf. Prior permission for any Division member's attendance **MUST** be obtained from the Case Preparation Unit. Any witnesses that will appear are to be in full uniform of the day. No overtime shall accrue as a result of their attendance. In accordance with General Police Order 1.1.12: Sworn Officers Uniform Regulations, you are to appear in **full uniform of the day and have your badge, city issued service weapon (if applicable), and identification card with you. Failure to attend as ordered may subject you to additional disciplinary charges. You shall PERSONALLY contact the Case Preparation Unit (216-623-5022) IMMEDIATELY if there are any conflicts that would cause your lack of attendance to the scheduled conference.**

Recruit Jose Corales #104
February 28, 2020
Page 6 of 6

THIS WILL BE YOUR TOUR OF DUTY

THESE CHARGES MAY BE AMENDED AT A LATER DATE

Sincerely,



Michael McGrath, Director
Department of Public Safety

MM:rl:kfs

cc:

Calvin Williams, Chief, Division of Police
Joellen O'Neill, Deputy Chief, Executive Officer
Deirdre Jones, Commander, Bureau of Support Services
Brian Carney, Commander, Bureau of Compliance
Shawn Smith, Lieutenant, Officer-in-Charge, Training Section
Jeffrey Follmer, President, Cleveland Police Patrolman's Association
William Menzalora, Chief Assistant Director of Law
Christopher Viland, Police Inspector General
Ronald Bakeman, Superintendent, Internal Affairs Unit
Nycole West, Director, Department of Human Resources
Kandle Ezell, Administrative Manager, Department of Public Safety
Michael Spreng, Secretary, Civil Service Commission
Christopher Viland, Police Inspector General
Ronald Bakeman, Internal Affairs Superintendent
Hassan Aden, Federal Monitoring Team



Michael C. O'Malley
CUYAHOGA COUNTY PROSECUTOR

July 14, 2021

Chief Calvin Williams
Cleveland Police Department
1300 Ontario Street
Cleveland, Ohio 44113

Re: Officer Michael Ryan, Badge #606

Dear Chief Williams,

The Cuyahoga County Prosecutor's Office is required by law to obtain and to disclose to the defense any and all potential impeachment evidence relative to its witnesses. Potential impeachment evidence includes, but is not limited to, any disciplinary actions against officers and any instances involving dishonesty or a lack of candor, or a demonstration of bias. The Cuyahoga County Prosecutor's Office has determined that the following material is potential impeachment evidence that this Office must disclose to opposing counsel: City of Cleveland Letter of Discipline addressed to Officer Ryan dated December 17, 2020.

We respectfully request that you notify Officer Ryan of this decision.

Thank you very much.

Respectfully,

Lisa Reitz Williamson
First Assistant Prosecuting Attorney

Cc: Lieutenant Charles Neidbalsen #8547, CPD Internal Affairs

OFFICE OF THE PROSECUTING ATTORNEY
The Justice Center • Courts Tower • 1200 Ontario Street • Cleveland, Ohio 44113
(216) 443-7800 • Fax (216) 443-7601



Michael C. O'Malley
CUYAHOGA COUNTY PROSECUTOR

July 14, 2021

Chief Calvin Williams
Cleveland Police Department
1300 Ontario Street
Cleveland, Ohio 44113

Re: Captain James Dzuiba, Badge #6572

Dear Chief Williams,

The Cuyahoga County Prosecutor's Office is required by law to obtain and to disclose to the defense any and all potential impeachment evidence relative to its witnesses. Potential impeachment evidence includes, but is not limited to, any disciplinary actions against officers and any instances involving dishonesty or a lack of candor, or a demonstration of bias. The Cuyahoga County Prosecutor's Office has determined that the following material is potential impeachment evidence that this Office must disclose to opposing counsel: City of Cleveland Letter of Discipline addressed to Captain Dzuiba dated March 18, 2021.

We respectfully request that you notify Captain Dzuiba of this decision.

Thank you very much.

Respectfully,

Lisa Reitz Williamson
First Assistant Prosecuting Attorney

Cc: Lieutenant Charles Neidbalsen #8547, CPD Internal Affairs



Michael C. O'Malley
CUYAHOGA COUNTY PROSECUTOR

July 7, 2021

Chief Calvin Williams
Cleveland Police Department
1300 Ontario Street
Cleveland, Ohio 44113

Re: Officer Ryan Miranda, Badge #2142

Dear Chief Williams,

The Cuyahoga County Prosecutor's Office is required by law to obtain and to disclose to the defense any and all potential impeachment evidence relative to its witnesses. Potential impeachment evidence includes, but is not limited to, any disciplinary actions against officers and any instances involving dishonesty or a lack of candor, or a demonstration of bias. The Cuyahoga County Prosecutor's Office has determined that the following material is potential impeachment evidence that this Office must disclose to opposing counsel: Cleveland Municipal Court Docket – 2019-TRC 026516; City of Cleveland Letter of Discipline addressed to Officer Miranda dated July 7, 2020.

We respectfully request that you notify Officer Miranda of this decision.

Thank you very much.

Respectfully,

Lisa Reitz Williamson
First Assistant Prosecuting Attorney

Cc: Lieutenant Charles Neidbalson #8547, CPD Internal Affairs



Michael C. O'Malley
CUYAHOGA COUNTY PROSECUTOR

July 1, 2021

Chief Calvin Williams
Cleveland Police Department
1300 Ontario Street
Cleveland, Ohio 44113

Re: Officer Dominic Pendleton, Badge #37

Dear Chief Williams,

The Cuyahoga County Prosecutor's Office is required by law to obtain and to disclose to the defense any and all potential impeachment evidence relative to its witnesses. Potential impeachment evidence includes, but is not limited to, any disciplinary actions against officers and any instances involving dishonesty or a lack of candor, or a demonstration of bias. The Cuyahoga County Prosecutor's Office has determined that the following material is potential impeachment evidence that this Office must disclose to opposing counsel: OVI Conviction - Cleveland Municipal Court 2019 TRC 035739.

We respectfully request that you notify Officer Pendleton of this decision.

Thank you very much.

Respectfully,

Lisa Reitz Williamson
First Assistant Prosecuting Attorney

Cc: Lieutenant Charles Neidbalson #8547, CPD Internal Affairs



Michael C. O'Malley
CUYAHOGA COUNTY PROSECUTOR

July 1, 2021

Chief Calvin Williams
Cleveland Police Department
1300 Ontario Street
Cleveland, Ohio 44113

Re: Officer Salvatore Santillo, Badge #309

Dear Chief Williams,

The Cuyahoga County Prosecutor's Office is required by law to obtain and to disclose to the defense any and all potential impeachment evidence relative to its witnesses. Potential impeachment evidence includes, but is not limited to, any disciplinary actions against officers and any instances involving dishonesty or a lack of candor, or a demonstration of bias. The Cuyahoga County Prosecutor's Office has determined that the following material is potential impeachment evidence that this Office must disclose to opposing counsel: CPD Letter of Discipline addressed to Officer Santillo dated 05/28/2021.

We respectfully request that you notify Officer Santillo of this decision.

Thank you very much.

Respectfully,

Lisa Reitz Williamson
First Assistant Prosecuting Attorney

Cc: Lieutenant Charles Neidbalson #8547, CPD Internal Affairs



Michael C. O'Malley
CUYAHOGA COUNTY PROSECUTOR

April 5, 2021

Chief Calvin Williams
Cleveland Police Department
1300 Ontario Street
Cleveland, Ohio 44113

Re: Officer Darryl Turner, Badge # 2200

Dear Chief Williams,

The Cuyahoga County Prosecutor's Office is required by law to obtain and to disclose to the defense any and all potential impeachment evidence relative to its witnesses. Potential impeachment evidence includes, but is not limited to, any disciplinary actions against officers and any instances involving dishonesty or a lack of candor, or a demonstration of bias. The Cuyahoga County Prosecutor's Office has determined that the following material is additional potential impeachment evidence that this Office must disclose to opposing counsel: Final summary – Lt. Charles Neidbalson, concerning 09/04/2018 use of force by P.O. John Petkac.

We respectfully request that you notify Officer Turner of this decision.

Thank you very much.

Respectfully,

Lisa Reitz Williamson
First Assistant Prosecuting Attorney

Cc: Ronald Bakeman, Superintendent, CPD Internal Affairs



Michael C. O'Malley
CUYAHOGA COUNTY PROSECUTOR

April 5, 2021

Chief Calvin Williams
Cleveland Police Department
1300 Ontario Street
Cleveland, Ohio 44113

Re: Officer Patrick Valencic, Badge #2091

Dear Chief Williams,

The Cuyahoga County Prosecutor's Office is required by law to obtain and to disclose to the defense any and all potential impeachment evidence relative to its witnesses. Potential impeachment evidence includes, but is not limited to, any disciplinary actions against officers and any instances involving dishonesty or a lack of candor, or a demonstration of bias. The Cuyahoga County Prosecutor's Office has determined that the following material is potential impeachment evidence that this Office must disclose to opposing counsel: Final summary – Lt. Charles Neidbalson, concerning 09/04/2018 use of force by P.O. John Petkac.

We respectfully request that you notify Officer Valencic of this decision.

Thank you very much.

Respectfully,

Lisa Reitz Williamson
First Assistant Prosecuting Attorney

Cc: Ronald Bakeman, Superintendent, CPD Internal Affairs



Michael C. O'Malley
CUYAHOGA COUNTY PROSECUTOR

April 5, 2021

Chief Calvin Williams
Cleveland Police Department
1300 Ontario Street
Cleveland, Ohio 44113

Re: Officer Allen Nagy, Badge # 866

Dear Chief Williams,

The Cuyahoga County Prosecutor's Office is required by law to obtain and to disclose to the defense any and all potential impeachment evidence relative to its witnesses. Potential impeachment evidence includes, but is not limited to, any disciplinary actions against officers and any instances involving dishonesty or a lack of candor, or a demonstration of bias. The Cuyahoga County Prosecutor's Office has determined that the following material is additional potential impeachment evidence that this Office must disclose to opposing counsel: Final summary – Lt. Charles Neidbalson, concerning 09/04/2018 use of force by P.O. John Petkac.

We respectfully request that you notify Officer Nagy of this decision.

Thank you very much.

Respectfully,

Lisa Reitz Williamson
First Assistant Prosecuting Attorney

Cc: Ronald Bakeman, Superintendent, CPD Internal Affairs



Michael C. O'Malley
CUYAHOGA COUNTY PROSECUTOR

April 5, 2021

Chief Calvin Williams
Cleveland Police Department
1300 Ontario Street
Cleveland, Ohio 44113

Re: Officer Brian Chetnik, Badge # 8516

Dear Chief Williams,

The Cuyahoga County Prosecutor's Office is required by law to obtain and to disclose to the defense any and all potential impeachment evidence relative to its witnesses. Potential impeachment evidence includes, but is not limited to, any disciplinary actions against officers and any instances involving dishonesty or a lack of candor, or a demonstration of bias. The Cuyahoga County Prosecutor's Office has determined that the following material is additional potential impeachment evidence that this Office must disclose to opposing counsel: Final summary – Lt. Charles Neidbalson, concerning 09/04/2018 use of force by P.O. John Petkac.

We respectfully request that you notify Officer Chetnik of this decision.

Thank you very much.

Respectfully,

Lisa Reitz Williamson
First Assistant Prosecuting Attorney

Cc: Ronald Bakeman, Superintendent, CPD Internal Affairs



Michael C. O'Malley
CUYAHOGA COUNTY PROSECUTOR

April 5, 2021

Chief Calvin Williams
Cleveland Police Department
1300 Ontario Street
Cleveland, Ohio 44113

Re: Officer Andrew Hayduk, Badge # 329

Dear Chief Williams,

The Cuyahoga County Prosecutor's Office is required by law to obtain and to disclose to the defense any and all potential impeachment evidence relative to its witnesses. Potential impeachment evidence includes, but is not limited to, any disciplinary actions against officers and any instances involving dishonesty or a lack of candor, or a demonstration of bias. The Cuyahoga County Prosecutor's Office has determined that the following material is additional potential impeachment evidence that this Office must disclose to opposing counsel: Final summary – Lt. Charles Neidbalson, concerning 09/04/2018 use of force by P.O. John Petkac.

We respectfully request that you notify Officer Hayduk of this decision.

Thank you very much.

Respectfully,

Lisa Reitz Williamson
First Assistant Prosecuting Attorney

Cc: Ronald Bakeman, Superintendent, CPD Internal Affairs



Michael C. O'Malley
CUYAHOGA COUNTY PROSECUTOR

April 5, 2021

Chief Calvin Williams
Cleveland Police Department
1300 Ontario Street
Cleveland, Ohio 44113

Re: Officer Rashawn Rahim, Badge # 238

Dear Chief Williams,

The Cuyahoga County Prosecutor's Office is required by law to obtain and to disclose to the defense any and all potential impeachment evidence relative to its witnesses. Potential impeachment evidence includes, but is not limited to, any disciplinary actions against officers and any instances involving dishonesty or a lack of candor, or a demonstration of bias. The Cuyahoga County Prosecutor's Office has determined that the following material is additional potential impeachment evidence that this Office must disclose to opposing counsel: Final summary – Lt. Charles Neidbalson, concerning 09/04/2018 use of force by P.O. John Petkac.

We respectfully request that you notify Officer Rahim of this decision.

Thank you very much.

Respectfully,

Lisa Reitz Williamson
First Assistant Prosecuting Attorney

Cc: Ronald Bakeman, Superintendent, CPD Internal Affairs



Michael C. O'Malley
CUYAHOGA COUNTY PROSECUTOR

April 5, 2021

Chief Calvin Williams
Cleveland Police Department
1300 Ontario Street
Cleveland, Ohio 44113

Re: Officer Antonio Muniz, Badge # 440

Dear Chief Williams,

The Cuyahoga County Prosecutor's Office is required by law to obtain and to disclose to the defense any and all potential impeachment evidence relative to its witnesses. Potential impeachment evidence includes, but is not limited to, any disciplinary actions against officers and any instances involving dishonesty or a lack of candor, or a demonstration of bias. The Cuyahoga County Prosecutor's Office has determined that the following material is additional potential impeachment evidence that this Office must disclose to opposing counsel: Final summary – Lt. Charles Neidbalson, concerning 09/04/2018 use of force by P.O. John Petkac.

We respectfully request that you notify Officer Muniz of this decision.

Thank you very much.

Respectfully,

Lisa Reitz Williamson
First Assistant Prosecuting Attorney

Cc: Ronald Bakeman, Superintendent, CPD Internal Affairs



Michael C. O'Malley
CUYAHOGA COUNTY PROSECUTOR

April 5, 2021

Chief Calvin Williams
Cleveland Police Department
1300 Ontario Street
Cleveland, Ohio 44113

Re: Officer Michael Cozart, Badge #552

Dear Chief Williams,

The Cuyahoga County Prosecutor's Office is required by law to obtain and to disclose to the defense any and all potential impeachment evidence relative to its witnesses. Potential impeachment evidence includes, but is not limited to, any disciplinary actions against officers and any instances involving dishonesty or a lack of candor, or a demonstration of bias. The Cuyahoga County Prosecutor's Office has determined that the following material is potential impeachment evidence that this Office must disclose to opposing counsel: Final summary – Lt. Charles Neidbalson, concerning 09/04/2018 use of force by P.O. John Petkac.

We respectfully request that you notify Officer Cozart of this decision.

Thank you very much.

Respectfully,

Lisa Reitz Williamson
First Assistant Prosecuting Attorney

Cc: Ronald Bakeman, Superintendent, CPD Internal Affairs



Michael C. O'Malley
CUYAHOGA COUNTY PROSECUTOR

April 5, 2021

Chief Calvin Williams
Cleveland Police Department
1300 Ontario Street
Cleveland, Ohio 44113

Re: Officer Richard Delvecchio, Badge #1278

Dear Chief Williams,

The Cuyahoga County Prosecutor's Office is required by law to obtain and to disclose to the defense any and all potential impeachment evidence relative to its witnesses. Potential impeachment evidence includes, but is not limited to, any disciplinary actions against officers and any instances involving dishonesty or a lack of candor, or a demonstration of bias. The Cuyahoga County Prosecutor's Office has determined that the following material is potential impeachment evidence that this Office must disclose to opposing counsel: Final summary – Lt. Charles Neidbalson, concerning 09/04/2018 use of force by P.O. John Petkac.

We respectfully request that you notify Officer Delvecchio of this decision.

Thank you very much.

Respectfully,

Lisa Reitz Williamson
First Assistant Prosecuting Attorney

Cc: Ronald Bakeman, Superintendent, CPD Internal Affairs



Michael C. O'Malley
CUYAHOGA COUNTY PROSECUTOR

April 5, 2021

Chief Calvin Williams
Cleveland Police Department
1300 Ontario Street
Cleveland, Ohio 44113

Re: Officer Brian Buckon, Badge #2030

Dear Chief Williams,

The Cuyahoga County Prosecutor's Office is required by law to obtain and to disclose to the defense any and all potential impeachment evidence relative to its witnesses. Potential impeachment evidence includes, but is not limited to, any disciplinary actions against officers and any instances involving dishonesty or a lack of candor, or a demonstration of bias. The Cuyahoga County Prosecutor's Office has determined that the following material is potential impeachment evidence that this Office must disclose to opposing counsel: Final summary – Lt. Charles Neidbalson, concerning 09/04/2018 use of force by P.O. John Petkac.

We respectfully request that you notify Officer Buckon of this decision.

Thank you very much.

Respectfully,

Lisa Reitz Williamson
First Assistant Prosecuting Attorney

Cc: Ronald Bakeman, Superintendent, CPD Internal Affairs



Michael C. O'Malley
CUYAHOGA COUNTY PROSECUTOR

March 22, 2021

Chief Scott Meyer
Euclid Police Department
545 East 222nd Street
Euclid, Ohio 44123

Re: Officer Joshua Schultz, Badge #13

Dear Chief Meyer,

The Cuyahoga County Prosecutor's Office is required by law to obtain and to disclose to the defense any and all potential impeachment evidence relative to its witnesses. Potential impeachment evidence includes, but is not limited to, any disciplinary actions against officers and any instances involving dishonesty or a lack of candor, or a demonstration of bias. The Cuyahoga County Prosecutor's Office has determined that the following material is potential impeachment evidence that this Office must disclose to opposing counsel: Body worn camera of officer Joshua Schultz in CR 650205 in which he uses homophobic slurs.

We respectfully request that you notify Officer Schultz of this decision.

Thank you very much.

Respectfully,

Lisa Reitz Williamson
First Assistant Prosecuting Attorney



Michael C. O'Malley
CUYAHOGA COUNTY PROSECUTOR

March 22, 2021

Chief Calvin Williams
Cleveland Police Department
1300 Ontario Street
Cleveland, Ohio 44113

Re: Officer Wyatt Woodrell

Dear Chief Williams,

The Cuyahoga County Prosecutor's Office is required by law to obtain and to disclose to the defense any and all potential impeachment evidence relative to its witnesses. Potential impeachment evidence includes, but is not limited to, any disciplinary actions against officers and any instances involving dishonesty or a lack of candor, or a demonstration of bias. The Cuyahoga County Prosecutor's Office has determined that the following material is potential impeachment evidence that this Office must disclose to opposing counsel: City of Cleveland Municipal Court Docket 2020 CRB 013797.

We respectfully request that you notify Officer Woodrell of this decision.

Thank you very much.

Respectfully,

Lisa Reitz Williamson
First Assistant Prosecuting Attorney

Cc: Ronald Bakeman, Superintendent, CPD Internal Affairs



Michael C. O'Malley
CUYAHOGA COUNTY PROSECUTOR

March 22, 2021

Chief Scott Meyer
Euclid Police Department
545 East 222nd Street
Euclid, Ohio 44123

Re: Officer Donald Ivory, Badge #19

Dear Chief Meyer,

The Cuyahoga County Prosecutor's Office is required by law to obtain and to disclose to the defense any and all potential impeachment evidence relative to its witnesses. Potential impeachment evidence includes, but is not limited to, any disciplinary actions against officers and any instances involving dishonesty or a lack of candor, or a demonstration of bias. The Cuyahoga County Prosecutor's Office has determined that the following material is potential impeachment evidence that this Office must disclose to opposing counsel: Cuyahoga County Court of Common Pleas docket CR 657364.

We respectfully request that you notify Officer Ivory of this decision.

Thank you very much.

Respectfully,

Lisa Reitz Williamson
First Assistant Prosecuting Attorney



Michael C. O'Malley
CUYAHOGA COUNTY PROSECUTOR

March 15, 2021

Chief Calvin Williams
Cleveland Police Department
1300 Ontario Street
Cleveland, Ohio 44113

Re: Officer Michael Phelps

Dear Chief Williams,

The Cuyahoga County Prosecutor's Office is required by law to obtain and to disclose to the defense any and all potential impeachment evidence relative to its witnesses. Potential impeachment evidence includes, but is not limited to, any disciplinary actions against officers and any instances involving dishonesty or a lack of candor, or a demonstration of bias. The Cuyahoga County Prosecutor's Office has determined that the following material is potential impeachment evidence that this Office must disclose to opposing counsel: City of Cleveland Municipal Court Dockets 2020 CRB 013795 / 2020 CRB 013796.

We respectfully request that you notify Officer Phelps of this decision.

Thank you very much.

Respectfully,

Lisa Reitz Williamson
First Assistant Prosecuting Attorney

Cc: Ronald Bakeman, Superintendent, CPD Internal Affairs



Michael C. O'Malley
CUYAHOGA COUNTY PROSECUTOR

March 15, 2021

Chief Calvin Williams
Cleveland Police Department
1300 Ontario Street
Cleveland, Ohio 44113

Re: Officer John Ogle

Dear Chief Williams,

The Cuyahoga County Prosecutor's Office is required by law to obtain and to disclose to the defense any and all potential impeachment evidence relative to its witnesses. Potential impeachment evidence includes, but is not limited to, any disciplinary actions against officers and any instances involving dishonesty or a lack of candor, or a demonstration of bias. The Cuyahoga County Prosecutor's Office has determined that the following material is potential impeachment evidence that this Office must disclose to opposing counsel: City of Cleveland Municipal Court Docket 2020 CRB 013798.

We respectfully request that you notify Officer Ogle of this decision.

Thank you very much.

Respectfully,

Lisa Reitz Williamson
First Assistant Prosecuting Attorney

Cc: Ronald Bakeman, Superintendent, CPD Internal Affairs



Michael C. O'Malley
CUYAHOGA COUNTY PROSECUTOR

March 10, 2021

Chief Calvin Williams
Cleveland Police Department
1300 Ontario Street
Cleveland, Ohio 44113

Re: Officer Andrew Hayduk Badge # 349

Dear Chief Williams,

The Cuyahoga County Prosecutor's Office is required by law to obtain and to disclose to the defense any and all potential impeachment evidence relative to its witnesses. Potential impeachment evidence includes, but is not limited to, any disciplinary actions against officers and any instances involving dishonesty or a lack of candor, or a demonstration of bias. The Cuyahoga County Prosecutor's Office has determined that the following material is potential impeachment evidence that this Office must disclose to opposing counsel: City of Cleveland administrative pre-disciplinary letter addressed to Officer Hayduk dated 12.29.2020

We respectfully request that you notify Officer Hayduk of this decision.

Thank you very much.

Respectfully,

Lisa Reitz Williamson
First Assistant Prosecuting Attorney

Cc: Ronald Bakeman, Superintendent, CPD Internal Affairs

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The Justice Center • Courts Tower • 1200 Ontario Street • Cleveland, Ohio 44113
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Michael C. O'Malley
CUYAHOGA COUNTY PROSECUTOR

March 10, 2021

Chief Calvin Williams
Cleveland Police Department
1300 Ontario Street
Cleveland, Ohio 44113

Re: Officer Allen Nagy, Badge # 866

Dear Chief Williams,

The Cuyahoga County Prosecutor's Office is required by law to obtain and to disclose to the defense any and all potential impeachment evidence relative to its witnesses. Potential impeachment evidence includes, but is not limited to, any disciplinary actions against officers and any instances involving dishonesty or a lack of candor, or a demonstration of bias. The Cuyahoga County Prosecutor's Office has determined that the following material is potential impeachment evidence that this Office must disclose to opposing counsel: City of Cleveland administrative pre-disciplinary letter addressed to Officer Nagy dated 12.29.2020

We respectfully request that you notify Officer Nagy of this decision.

Thank you very much.

Respectfully,

Lisa Reitz Williamson
First Assistant Prosecuting Attorney

Cc: Ronald Bakeman, Superintendent, CPD Internal Affairs



Michael C. O'Malley
CUYAHOGA COUNTY PROSECUTOR

March 10, 2021

Chief Calvin Williams
Cleveland Police Department
1300 Ontario Street
Cleveland, Ohio 44113

Re: Lieutenant Brian Chetnik, Badge # 8516

Dear Chief Williams,

The Cuyahoga County Prosecutor's Office is required by law to obtain and to disclose to the defense any and all potential impeachment evidence relative to its witnesses. Potential impeachment evidence includes, but is not limited to, any disciplinary actions against officers and any instances involving dishonesty or a lack of candor, or a demonstration of bias. The Cuyahoga County Prosecutor's Office has determined that the following material is potential impeachment evidence that this Office must disclose to opposing counsel: City of Cleveland administrative pre-disciplinary letter addressed to Lieutenant Chetnik dated 12.30.2020

We respectfully request that you notify Lieutenant Chetnik of this decision.

Thank you very much.

Respectfully,

Lisa Reitz Williamson
First Assistant Prosecuting Attorney

Cc: Ronald Bakeman, Superintendent, CPD Internal Affairs



Michael C. O'Malley
CUYAHOGA COUNTY PROSECUTOR

March 10, 2021

Chief Calvin Williams
Cleveland Police Department
1300 Ontario Street
Cleveland, Ohio 44113

Re: Officer Rashawn Rahim, Badge # 238

Dear Chief Williams,

The Cuyahoga County Prosecutor's Office is required by law to obtain and to disclose to the defense any and all potential impeachment evidence relative to its witnesses. Potential impeachment evidence includes, but is not limited to, any disciplinary actions against officers and any instances involving dishonesty or a lack of candor, or a demonstration of bias. The Cuyahoga County Prosecutor's Office has determined that the following material is potential impeachment evidence that this Office must disclose to opposing counsel: City of Cleveland administrative pre-disciplinary letter addressed to Officer Rahim dated 12.29.2020

We respectfully request that you notify Officer Rahim of this decision.

Thank you very much.

Respectfully,

Lisa Reitz Williamson
First Assistant Prosecuting Attorney

Cc: Ronald Bakeman, Superintendent, CPD Internal Affairs



Michael C. O'Malley
CUYAHOGA COUNTY PROSECUTOR

March 10, 2021

Chief Calvin Williams
Cleveland Police Department
1300 Ontario Street
Cleveland, Ohio 44113

Re: Officer Darryl Turner, Badge # 2200

Dear Chief Williams,

The Cuyahoga County Prosecutor's Office is required by law to obtain and to disclose to the defense any and all potential impeachment evidence relative to its witnesses. Potential impeachment evidence includes, but is not limited to, any disciplinary actions against officers and any instances involving dishonesty or a lack of candor, or a demonstration of bias. The Cuyahoga County Prosecutor's Office has determined that the following material is potential impeachment evidence that this Office must disclose to opposing counsel: City of Cleveland administrative pre-disciplinary letter addressed to Officer Turner dated 12.29.2020

We respectfully request that you notify Officer Turner of this decision.

Thank you very much.

Respectfully,

Lisa Reitz Williamson
First Assistant Prosecuting Attorney

Cc: Ronald Bakeman, Superintendent, CPD Internal Affairs

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The Justice Center • Courts Tower • 1200 Ontario Street • Cleveland, Ohio 44113
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Michael C. O'Malley
CUYAHOGA COUNTY PROSECUTOR

March 10, 2021

Chief Calvin Williams
Cleveland Police Department
1300 Ontario Street
Cleveland, Ohio 44113

Re: Officer Antonio Muniz, Badge # 440

Dear Chief Williams,

The Cuyahoga County Prosecutor's Office is required by law to obtain and to disclose to the defense any and all potential impeachment evidence relative to its witnesses. Potential impeachment evidence includes, but is not limited to, any disciplinary actions against officers and any instances involving dishonesty or a lack of candor, or a demonstration of bias. The Cuyahoga County Prosecutor's Office has determined that the following material is potential impeachment evidence that this Office must disclose to opposing counsel: City of Cleveland administrative pre-disciplinary letter addressed to Officer Muniz dated 12.29.2020

We respectfully request that you notify Officer Muniz of this decision.

Thank you very much.

Respectfully,

Lisa Reitz Williamson
First Assistant Prosecuting Attorney

Cc: Ronald Bakeman, Superintendent, CPD Internal Affairs

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Michael C. O'Malley
CUYAHOGA COUNTY PROSECUTOR

March 4, 2021

Chief Calvin Williams
Cleveland Police Department
1300 Ontario Street
Cleveland, Ohio 44113

Re: Officer Joshua McCoy

Dear Chief Williams,

The Cuyahoga County Prosecutor's Office is required by law to obtain and to disclose to the defense any and all potential impeachment evidence relative to its witnesses. Potential impeachment evidence includes, but is not limited to, any disciplinary actions against officers and any instances involving dishonesty or a lack of candor, or a demonstration of bias. The Cuyahoga County Prosecutor's Office has learned from the U.S. Attorney's Office in the Northern District of Ohio that Officer Joshua McCoy has been disciplined and received a 17-day suspension. We have made repeated requests to Internal Affairs for disciplinary records concerning Officer McCoy but have not received anything to date. We have confirmed through the police union that this Officer was disciplined for using an unauthorized dashboard camera in his vehicle. Although we do not have any documents related to this and still expect that IA documents will be forthcoming, we do consider this information to be potential impeachment material.

We respectfully ask that you inform Officer McCoy of this decision.

Thank you very much.

Respectfully,

Lisa Reitz Williamson
First Assistant Prosecuting Attorney

Cc: Ronald Bakeman, Superintendent, CPD Internal Affairs

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Michael C. O'Malley
CUYAHOGA COUNTY PROSECUTOR

February 19, 2021

Chief Wesley Haynes
Warrensville Heights Police Department
4301 Warrensville Center Rd.
Warrensville Heights, Ohio 44128

Re: Officer Ryan Sumner

Dear Chief Haynes,

The Cuyahoga County Prosecutor's Office is required by law to obtain and to disclose to the defense any and all potential impeachment evidence relative to its witnesses. Potential impeachment evidence includes, but is not limited to, any disciplinary actions against officers and any instances involving dishonesty or a lack of candor, or a demonstration of bias. The Cuyahoga County Prosecutor's Office has determined that the following material is potential impeachment evidence that this Office must disclose to opposing counsel: Warrensville Heights Police Report #20202115; letter to Officer Sumner from Chief Haynes dated 12/01/2020 and police booking video dated 08/10/2020.

We respectfully request that you notify Officer Sumner of this decision.

Thank you very much.

Respectfully,

Lisa Reitz Williamson
First Assistant Prosecuting Attorney



Michael C. O'Malley
CUYAHOGA COUNTY PROSECUTOR

February 19, 2021

Chief Wesley Haynes
Warrensville Heights Police Department
4301 Warrensville Center Rd.
Warrensville Heights, Ohio 44128

Re: Officer Michael Turner #4

Dear Chief Haynes,

The Cuyahoga County Prosecutor's Office is required by law to obtain and to disclose to the defense any and all potential impeachment evidence relative to its witnesses. Potential impeachment evidence includes, but is not limited to, any disciplinary actions against officers and any instances involving dishonesty or a lack of candor, or a demonstration of bias. The Cuyahoga County Prosecutor's Office has determined that the following material is potential impeachment evidence that this Office must disclose to opposing counsel: Warrensville Heights Police Report #20202115; letter to Officer Turner from Chief Haynes dated 12/01/2020 and police booking video dated 08/10/2020.

We respectfully request that you notify Officer Turner of this decision.

Thank you very much.

Respectfully,

Lisa Reitz Williamson
First Assistant Prosecuting Attorney



Michael C. O'Malley
CUYAHOGA COUNTY PROSECUTOR

February 19, 2021

Chief Wesley Haynes
Warrensville Heights Police Department
4301 Warrensville Center Rd.
Warrensville Heights, Ohio 44128

Re: Officer Christopher Jordan

Dear Chief Haynes,

The Cuyahoga County Prosecutor's Office is required by law to obtain and to disclose to the defense any and all potential impeachment evidence relative to its witnesses. Potential impeachment evidence includes, but is not limited to, any disciplinary actions against officers and any instances involving dishonesty or a lack of candor, or a demonstration of bias. The Cuyahoga County Prosecutor's Office has determined that the following material is potential impeachment evidence that this Office must disclose to opposing counsel: Warrensville Heights Police Report #20202115; letter to Officer Jordan from Chief Haynes dated 12/01/2020 and police booking video dated 08/10/2020.

We respectfully request that you notify Officer Jordan of this decision.

Thank you very much.

Respectfully,

Lisa Reitz Williamson
First Assistant Prosecuting Attorney



Michael C. O'Malley
CUYAHOGA COUNTY PROSECUTOR

February 19, 2021

Chief Wesley Haynes
Warrensville Heights Police Department
4301 Warrensville Center Rd.
Warrensville Heights, Ohio 44128

Re: Officer Joshua Davenport

Dear Chief Haynes,

The Cuyahoga County Prosecutor's Office is required by law to obtain and to disclose to the defense any and all potential impeachment evidence relative to its witnesses. Potential impeachment evidence includes, but is not limited to, any disciplinary actions against officers and any instances involving dishonesty or a lack of candor, or a demonstration of bias. The Cuyahoga County Prosecutor's Office has determined that the following material is potential impeachment evidence that this Office must disclose to opposing counsel: Warrensville Heights Police Report #20202115; letter to Officer Davenport from Chief Haynes dated 12/01/2020 and police booking video dated 08/10/2020.

We respectfully request that you notify Officer Davenport of this decision.

Thank you very much.

Respectfully,

Lisa Reitz Williamson
First Assistant Prosecuting Attorney



Michael C. O'Malley
CUYAHOGA COUNTY PROSECUTOR

February 9, 2021

Chief Calvin Williams
Cleveland Police Department
1300 Ontario Street
Cleveland, Ohio 44113

Re: Officer Ryan Sowders, Badge # 1103

Dear Chief Williams,

The Cuyahoga County Prosecutor's Office is required by law to obtain and to disclose to the defense any and all potential impeachment evidence relative to its witnesses. Potential impeachment evidence includes, but is not limited to, any disciplinary actions against officers and any instances involving dishonesty or a lack of candor, or a demonstration of bias. The Cuyahoga County Prosecutor's Office has determined that the following material is potential impeachment evidence that this Office must disclose to opposing counsel: City of Cleveland Municipal Court Docket 2016 CRB 009154 and the Court of Appeals of Judgement affirming the conviction.

We respectfully request that you notify Officer Sowders of this decision.

Thank you very much.

Respectfully,

Lisa Reitz Williamson
First Assistant Prosecuting Attorney

Cc: Ronald Bakeman, Superintendent, CPD Internal Affairs

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Michael C. O'Malley
CUYAHOGA COUNTY PROSECUTOR

February 3, 2021

Chief Calvin Williams
Cleveland Police Department
1300 Ontario Street
Cleveland, Ohio 44113

Re: Officer Harvey Andrekovic, Badge # 1829

Dear Chief Williams,

The Cuyahoga County Prosecutor's Office is required by law to obtain and to disclose to the defense any and all potential impeachment evidence relative to its witnesses. Potential impeachment evidence includes, but is not limited to, any disciplinary actions against officers and any instances involving dishonesty or a lack of candor, or a demonstration of bias. The Cuyahoga County Prosecutor's Office has determined that the following material is potential impeachment evidence that this Office must disclose to opposing counsel: 2 bodycam videos (video 1- ID 2020-26194 15min 15sec Andrekovic and video 2 – ID 2020-261941 16 min 38 sec Rees); Crash Report 2020-261941 and Cleveland Municipal Court Docket 2021 CRB 000812.

We respectfully request that you notify Officer Andrekovic of this decision.

Thank you very much.

Respectfully,

Lisa Reitz Williamson
First Assistant Prosecuting Attorney

Cc: Ronald Bakeman, Superintendent, CPD Internal Affairs



Michael C. O'Malley
CUYAHOGA COUNTY PROSECUTOR

February 3, 2021

Chief Calvin Williams
Cleveland Police Department
1300 Ontario Street
Cleveland, Ohio 44113

Re: Officer Jason Rees, Badge # 193

Dear Chief Williams,

The Cuyahoga County Prosecutor's Office is required by law to obtain and to disclose to the defense any and all potential impeachment evidence relative to its witnesses. Potential impeachment evidence includes, but is not limited to, any disciplinary actions against officers and any instances involving dishonesty or a lack of candor, or a demonstration of bias. The Cuyahoga County Prosecutor's Office has determined that the following material is potential impeachment evidence that this Office must disclose to opposing counsel: 2 bodycam videos (video 1- ID 2020-26194 15min 15sec Andrekovic and video 2 – ID 2020-261941 16 min 38 sec Rees); Crash Report 2020-261941 and Cleveland Municipal Court Docket 2021 CRB 000616.

We respectfully request that you notify Officer Rees of this decision.

Thank you very much.

Respectfully,

Lisa Reitz Williamson
First Assistant Prosecuting Attorney

Cc: Ronald Bakeman, Superintendent, CPD Internal Affairs

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Michael C. O'Malley
CUYAHOGA COUNTY PROSECUTOR

February 3, 2021

Chief Calvin Williams
Cleveland Police Department
1300 Ontario Street
Cleveland, Ohio 44113

Re: Senior Data Conversion Operator Carla Fore #3922

Dear Chief Williams,

The Cuyahoga County Prosecutor's Office is required by law to obtain and to disclose to the defense any and all potential impeachment evidence relative to its witnesses. Potential impeachment evidence includes, but is not limited to, any disciplinary actions against officers and any instances involving dishonesty or a lack of candor, or a demonstration of bias. The Cuyahoga County Prosecutor's Office has determined that the following material is potential impeachment evidence that this Office must disclose to opposing counsel: Cleveland Police Department Divisional Notice dated 12/10/2020.

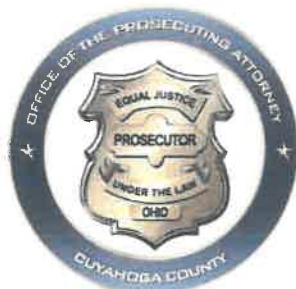
We respectfully request that you notify Operator Fore of this decision.

Thank you very much.

Respectfully,

Lisa Reitz Williamson
First Assistant Prosecuting Attorney

Cc: Ronald Bakeman, Superintendent, CPD Internal Affairs



Michael C. O'Malley
CUYAHOGA COUNTY PROSECUTOR

February 3, 2021

Chief Calvin Williams
Cleveland Police Department
1300 Ontario Street
Cleveland, Ohio 44113

Re: Officer Jason DeFranco

Dear Chief Williams,

The Cuyahoga County Prosecutor's Office is required by law to obtain and to disclose to the defense any and all potential impeachment evidence relative to its witnesses. Potential impeachment evidence includes, but is not limited to, any disciplinary actions against officers and any instances involving dishonesty or a lack of candor, or a demonstration of bias. The Cuyahoga County Prosecutor's Office has determined that the following material is potential impeachment evidence that this Office must disclose to opposing counsel: Cleveland Police Department IA Case # CPD 2018-0042 report and an email from Ronald Bakeman to Lisa Williamson dated 07/14/2020 explaining dismissal of the specifications due to "timeliness".

We respectfully request that you notify Officer DeFranco of this decision.

Thank you very much.

Respectfully,

Lisa Reitz Williamson
First Assistant Prosecuting Attorney

Cc: Ronald Bakeman, Superintendent, CPD Internal Affairs



Michael C. O'Malley
CUYAHOGA COUNTY PROSECUTOR

December 17, 2020

Chief Calvin Williams
Cleveland Police Department
1300 Ontario Street
Cleveland, Ohio 44113

Re: Officer Jessica Ortiz

Dear Chief Williams,

The Cuyahoga County Prosecutor's Office is required by law to obtain and to disclose to the defense any and all potential impeachment evidence relative to its witnesses. Potential impeachment evidence includes, but is not limited to, any disciplinary actions against officers and any instances involving dishonesty or a lack of candor, or a demonstration of bias. The Cuyahoga County Prosecutor's Office has determined that the following material is potential impeachment evidence that this Office must disclose to opposing counsel: Cleveland Division Of Police – Divisional Notice dated September 8, 2020.

We respectfully request that you notify Officer Ortiz of this decision.

Thank you very much.

Respectfully,

Lisa Reitz Williamson
First Assistant Prosecuting Attorney

Cc: Ronald Bakeman, Superintendent, CPD Internal Affairs

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Michael C. O'Malley
CUYAHOGA COUNTY PROSECUTOR

August 14, 2020

Chief Calvin Williams
Cleveland Police Department
1300 Ontario Street
Cleveland, Ohio 44113

Re: Officer Vincent Lucarelli, Badge #1654

Dear Chief Williams,

The Cuyahoga County Prosecutor's Office is required by law to obtain and to disclose to the defense any and all potential impeachment evidence relative to its witnesses. Potential impeachment evidence includes, but is not limited to, any disciplinary actions against officers and any instances involving dishonesty or a lack of candor, or a demonstration of bias. The Cuyahoga County Prosecutor's Office has determined that the following material is potential impeachment evidence that this Office must disclose to opposing counsel: Opinion in City of Cleveland v. Cleveland Police Patrolmen's Assoc., 2016-Ohio-702, and Ohio Supreme Court decision, City of Cleveland v. Cleveland Police Patrolmen's Association 146 Ohio St. 3d 1430.

We respectfully request that you notify Officer Lucarelli of this decision.

Thank you very much.

Respectfully,

Lisa Reitz Williamson
First Assistant Prosecuting Attorney

Cc: Ronald Bakeman, Superintendent, CPD Internal Affairs

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Michael C. O'Malley
CUYAHOGA COUNTY PROSECUTOR

August 14, 2020

Chief Calvin Williams
Cleveland Police Department
1300 Ontario Street
Cleveland, Ohio 44113

Re: Officer Brandon Troutman, Badge #T0676

Dear Chief Williams,

The Cuyahoga County Prosecutor's Office is required by law to obtain and to disclose to the defense any and all potential impeachment evidence relative to its witnesses. Potential impeachment evidence includes, but is not limited to, any disciplinary actions against officers and any instances involving dishonesty or a lack of candor, or a demonstration of bias. The Cuyahoga County Prosecutor's Office has determined that the following material is potential impeachment evidence that this Office must disclose to opposing counsel: Report by Officer Troutman of arrest of juvenile on 02.18.2019; Officer Troutman's BWC of the arrest; photo of juvenile arrested.

We respectfully request that you notify Officer Troutman of this decision.

Thank you very much.

Respectfully,

Lisa Reitz Williamson
First Assistant Prosecuting Attorney

Cc: Ronald Bakeman, Superintendent, CPD Internal Affairs

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Michael C. O'Malley
CUYAHOGA COUNTY PROSECUTOR

November 5, 2020

Chief Calvin Williams
Cleveland Police Department
1300 Ontario Street
Cleveland, Ohio 44113

Re: Dispatcher Thomas Washko

Dear Chief Williams,

The Cuyahoga County Prosecutor's Office is required by law to obtain and to disclose to the defense any and all potential impeachment evidence relative to its witnesses. Potential impeachment evidence includes, but is not limited to, any disciplinary actions against officers and any instances involving dishonesty or a lack of candor, or a demonstration of bias. The Cuyahoga County Prosecutor's Office has determined that the following material is potential impeachment evidence that this Office must disclose to opposing counsel: Rocky River municipal Court Docket 18 TRC 08006.

We respectfully request that you notify Dispatcher Washko of this decision.

Thank you very much.

Respectfully,

Lisa Reitz Williamson
First Assistant Prosecuting Attorney

Cc: Ronald Bakeman, Superintendent, CPD Internal Affairs

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Michael C. O'Malley
CUYAHOGA COUNTY PROSECUTOR

November 3, 2020

Chief Scott Gardner
East Cleveland Police Department
14340 Euclid Ave
East Cleveland, OH 44112

Re: Officer Aisha Dari

Dear Chief Gardner,

The Cuyahoga County Prosecutor's Office is required by law to obtain and to disclose to the defense any and all potential impeachment evidence relative to its witnesses. Potential impeachment evidence includes, but is not limited to, any disciplinary actions against officers and any instances involving dishonesty or a lack of candor, or a demonstration of bias. The Cuyahoga County Prosecutor's Office has determined that the following material we received: Cuyahoga County Court of Common Pleas Criminal Indictment - CR 651802 is potential impeachment evidence.

We respectfully request that you notify Officer Dari of this decision.

Thank you very much.

Respectfully,

Lisa Reitz Williamson
First Assistant Prosecuting Attorney



Michael C. O'Malley
CUYAHOGA COUNTY PROSECUTOR

March 13, 2020

Chief Joseph Bobak
City of Parma Police Department
5555 Powers Blvd.
Parma, Ohio 44129

Re: Dispatcher Mary Jo Graves

Dear Chief Bobak,

The Cuyahoga County Prosecutor's Office is required by law to obtain and to disclose to the defense any and all potential impeachment evidence relative to its witnesses. Potential impeachment evidence includes, but is not limited to, any disciplinary actions against officers and any instances involving dishonesty or a lack of candor, or a demonstration of bias. The Cuyahoga County Prosecutor's Office has determined that the following material is potential impeachment evidence that this Office must disclose to opposing counsel: Letter to the Cuyahoga County Prosecutor's Office from Chief Joseph Bobak regarding Dispatcher Grave dated 01/07/2020.

We respectfully request that you notify Dispatcher Graves of this decision.

Thank you very much.

Respectfully,

Lisa Reitz Williamson
First Assistant Prosecuting Attorney



Michael C. O'Malley
CUYAHOGA COUNTY PROSECUTOR

July 28, 2020

Chief Calvin Williams
Cleveland Police Department
1300 Ontario Street
Cleveland, Ohio 44113

Re: Officer John Hawk, Badge #118

Dear Chief Williams,

The Cuyahoga County Prosecutor's Office is required by law to obtain and to disclose to the defense any and all potential impeachment evidence relative to its witnesses. Potential impeachment evidence includes, but is not limited to, any disciplinary actions against officers and any instances involving dishonesty or a lack of candor, or a demonstration of bias. The Cuyahoga County Prosecutor's Office has determined that the following material is potential impeachment evidence that this Office must disclose to opposing counsel: Cuyahoga County Court of Common Pleas Indictment - CR 20-649261.

We respectfully request that you notify Officer Hawk of this decision.

Thank you very much.

Respectfully,

Lisa Reitz Williamson
First Assistant Prosecuting Attorney

Cc: Ronald Bakeman, Superintendent, CPD Internal Affairs

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Michael C. O'Malley
CUYAHOGA COUNTY PROSECUTOR

July 28, 2020

Chief Amber Dacek
Chagrin Falls Police Department
21 W. Washington Street
Chagrin Falls, Ohio 44022

Re: Officer Jason Fischer

Dear Chief Dacek,

The Cuyahoga County Prosecutor's Office is required by law to obtain and to disclose to the defense any and all potential impeachment evidence relative to its witnesses. Potential impeachment evidence includes, but is not limited to, any disciplinary actions against officers and any instances involving dishonesty or a lack of candor, or a demonstration of bias. The Cuyahoga County Prosecutor's Office has determined that the following material is potential impeachment evidence that this Office must disclose to opposing counsel: Disciplinary Letter dated 06/30/2020.

We respectfully request that you notify Officer Fischer of this decision.

Thank you very much.

Respectfully,

Lisa Reitz Williamson
First Assistant Prosecuting Attorney



Michael C. O'Malley
CUYAHOGA COUNTY PROSECUTOR

July 28, 2020

Chief Kenneth Bilinovich
North Royalton Police Department
14000 Bennett Rd.
North Royalton, Ohio 44133

Re: Officer John Murphy Jr., Badge # 44

Dear Chief Bilinovich,

The Cuyahoga County Prosecutor's Office is required by law to obtain and to disclose to the defense any and all potential impeachment evidence relative to its witnesses. Potential impeachment evidence includes, but is not limited to, any disciplinary actions against officers and any instances involving dishonesty or a lack of candor, or a demonstration of bias. The Cuyahoga County Prosecutor's Office has determined that the following material is potential impeachment evidence that this Office must disclose to opposing counsel: Agreement dated 10/08/2012 between North Royalton and Patrolman John Murphy Jr.

We respectfully request that you notify Officer Murphy of this decision.

Thank you very much.

Respectfully,

Lisa Reitz Williamson
First Assistant Prosecuting Attorney



Michael C. O'Malley
CUYAHOGA COUNTY PROSECUTOR

July 9, 2020

Chief Calvin Williams
Cleveland Police Department
1300 Ontario Street
Cleveland, Ohio 44113

Re: Officer Jeffrey Simko, #629

Dear Chief Williams,

The Cuyahoga County Prosecutor's Office is required by law to obtain and to disclose to the defense any and all potential impeachment evidence relative to its witnesses. Potential impeachment evidence includes, but is not limited to, any disciplinary actions against officers and any instances involving dishonesty or a lack of candor, or a demonstration of bias. The Cuyahoga County Prosecutor's Office has determined that the following material is potential impeachment evidence that this Office must disclose to opposing counsel: Stow Municipal Court Conviction in 2019-TRC-11457.

We respectfully request that you notify Officer Simko of this decision.

Thank you very much.

Respectfully,

Lisa Reitz Williamson
First Assistant Prosecuting Attorney

Cc: Ronald Bakeman, Superintendent, CPD Internal Affairs

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Michael C. O'Malley
CUYAHOGA COUNTY PROSECUTOR

March 4, 2020

Chief Calvin Williams
Cleveland Police Department
1300 Ontario Street
Cleveland, Ohio 44113

Re: Officer William Tell, Badge # 2323

Dear Chief Williams,

The Cuyahoga County Prosecutor's Office is required by law to obtain and to disclose to the defense any and all potential impeachment evidence relative to its witnesses. Potential impeachment evidence includes, but is not limited to, any disciplinary actions against officers and any instances involving dishonesty or a lack of candor, or a demonstration of bias. The Cuyahoga County Prosecutor's Office has determined that the following material is potential impeachment evidence that this Office must disclose to opposing counsel: Cuyahoga County Court of Common Pleas Indictment; CR 647894.

We respectfully request that you notify Officer Tell of this decision.

Thank you very much.

Respectfully,

Lisa Reitz Williamson
First Assistant Prosecuting Attorney

Cc: Ronald Bakeman, Superintendent, CPD Internal Affairs

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Michael C. O'Malley
CUYAHOGA COUNTY PROSECUTOR

March 4, 2020

Chief Calvin Williams
Cleveland Police Department
1300 Ontario Street
Cleveland, Ohio 44113

Re: Officer Lorenzo Brazzell, Badge # 2024

Dear Chief Williams,

The Cuyahoga County Prosecutor's Office is required by law to obtain and to disclose to the defense any and all potential impeachment evidence relative to its witnesses. Potential impeachment evidence includes, but is not limited to, any disciplinary actions against officers and any instances involving dishonesty or a lack of candor, or a demonstration of bias. The Cuyahoga County Prosecutor's Office has determined that the following material is potential impeachment evidence that this Office must disclose to opposing counsel: Cuyahoga County Court of Common Pleas Indictment; CR 649126.

We respectfully request that you notify Officer Brazzell of this decision.

Thank you very much.

Respectfully,


Lisa Reitz Williamson
First Assistant Prosecuting Attorney

Cc: Ronald Bakeman, Superintendent, CPD Internal Affairs

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Michael C. O'Malley
CUYAHOGA COUNTY PROSECUTOR

February 27, 2020

Chief Calvin Williams
Cleveland Police Department
1300 Ontario Street
Cleveland, Ohio 44113

Re: Officer Angelina Gaston, Badge # 2294

Dear Chief Williams,

The Cuyahoga County Prosecutor's Office is required by law to obtain and to disclose to the defense any and all potential impeachment evidence relative to its witnesses. Potential impeachment evidence includes, but is not limited to, any disciplinary actions against officers and any instances involving dishonesty or a lack of candor, or a demonstration of bias. The Cuyahoga County Prosecutor's Office has determined that the following material is potential impeachment evidence that this Office must disclose to opposing counsel: Letters from City of Cleveland Department of Public Safety dated 10.10.2019 & 11.26.2019 advising Officer Gaston of the results of the administrative pre-disciplinary hearings.

We respectfully request that you notify Officer Gaston of this decision.

Thank you very much.

Respectfully,

Lisa Reitz Williamson
First Assistant Prosecuting Attorney

Cc: Ronald Bakeman, Superintendent, CPD Internal Affairs

OFFICE OF THE PROSECUTING ATTORNEY
The Justice Center • Courts Tower • 1200 Ontario Street • Cleveland, Ohio 44113
(216) 443-7800 • Fax (216) 443-7601



Michael C. O'Malley
CUYAHOGA COUNTY PROSECUTOR

February 21, 2020

Chief Calvin Williams
Cleveland Police Department
1300 Ontario Street
Cleveland, Ohio 44113

Re: Officer Joshua Doerner, Badge # 2181

Dear Chief Williams,

The Cuyahoga County Prosecutor's Office is required by law to obtain and to disclose to the defense any and all potential impeachment evidence relative to its witnesses. Potential impeachment evidence includes, but is not limited to, any disciplinary actions against officers and any instances involving dishonesty or a lack of candor, or a demonstration of bias. The Cuyahoga County Prosecutor's Office has determined that the following material is potential impeachment evidence that this Office must disclose to opposing counsel: Lakewood Municipal Court Docket Case:2019TRC02774; OVI conviction showing on this date 11/19/2019.

We respectfully request that you notify Officer Doerner of this decision.

Thank you very much.

Respectfully,

Lisa Reitz Williamson
First Assistant Prosecuting Attorney

Cc: Ronald Bakeman, Superintendent, CPD Internal Affairs

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Michael C. O'Malley
CUYAHOGA COUNTY PROSECUTOR

February 21, 2020

Chief Calvin Williams
Cleveland Police Department
1300 Ontario Street
Cleveland, Ohio 44113

Re: Officer Renee Collins, Badge # 554

Dear Chief Williams,

The Cuyahoga County Prosecutor's Office is required by law to obtain and to disclose to the defense any and all potential impeachment evidence relative to its witnesses. Potential impeachment evidence includes, but is not limited to, any disciplinary actions against officers and any instances involving dishonesty or a lack of candor, or a demonstration of bias. The Cuyahoga County Prosecutor's Office has determined that the following material is potential impeachment evidence that this Office must disclose to opposing counsel: Letter from City of Cleveland Department of Public Safety dated 04/19/2019 advising Officer Collins of the results of the administrative pre-disciplinary hearing.

We respectfully request that you notify Officer Collins of this decision.

Thank you very much.

Respectfully,

Lisa Reitz Williamson
First Assistant Prosecuting Attorney

Cc: Ronald Bakeman, Superintendent, CPD Internal Affairs

OFFICE OF THE PROSECUTING ATTORNEY
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(216) 443-7800 • Fax (216) 443-7601



Michael C. O'Malley
CUYAHOGA COUNTY PROSECUTOR

January 30, 2020

Chief Calvin Williams
Cleveland Police Department
1300 Ontario Street
Cleveland, Ohio 44113

Re: Officer Robert H. Sweany, Badge # 2380

Dear Chief Williams,

The Cuyahoga County Prosecutor's Office is required by law to obtain and to disclose to the defense any and all potential impeachment evidence relative to its witnesses. Potential impeachment evidence includes, but is not limited to, any disciplinary actions against officers and any instances involving dishonesty or a lack of candor, or a demonstration of bias. The Cuyahoga County Prosecutor's Office has determined that the following material is potential impeachment evidence that this Office must disclose to opposing counsel: Medina Municipal Court TR/CR case 13TRC01534.

We respectfully request that you place this in Officer Sweany's personnel file.

Thank you very much.

Respectfully,

Lisa Reitz Williamson
First Assistant Prosecuting Attorney

Cc: Ronald Bakeman, Superintendent, CPD Internal Affairs

OFFICE OF THE PROSECUTING ATTORNEY
The Justice Center • Courts Tower • 1200 Ontario Street • Cleveland, Ohio 44113
(216) 443-7800 • Fax (216) 443-7601



Michael C. O'Malley
CUYAHOGA COUNTY PROSECUTOR

January 30, 2020

Chief Calvin Williams
Cleveland Police Department
1300 Ontario Street
Cleveland, Ohio 44113

Re: Officer Solomon Nhiwatiwa, Badge # 1181

Dear Chief Williams,

The Cuyahoga County Prosecutor's Office is required by law to obtain and to disclose to the defense any and all potential impeachment evidence relative to its witnesses. Potential impeachment evidence includes, but is not limited to, any disciplinary actions against officers and any instances involving dishonesty or a lack of candor, or a demonstration of bias. The Cuyahoga County Prosecutor's Office has determined that the following material is potential impeachment evidence that this Office must disclose to opposing counsel: Court of Common Pleas Criminal Indictment CR 643223; plead guilty and was sentenced on 01/23/2020.

We respectfully request that you place this in Officer Nhiwatiwa's personnel file.

Thank you very much.

Respectfully,

Lisa Reitz Williamson
First Assistant Prosecuting Attorney

Cc: Ronald Bakeman, Superintendent, CPD Internal Affairs



Michael C. O'Malley
CUYAHOGA COUNTY PROSECUTOR

January 29, 2020

Chief Calvin Williams
Cleveland Police Department
1300 Ontario Street
Cleveland, Ohio 44113

Re: Officer William Tell, Badge # 2323

Dear Chief Williams,

The Cuyahoga County Prosecutor's Office is required by law to obtain and to disclose to the defense any and all potential impeachment evidence relative to its witnesses. Potential impeachment evidence includes, but is not limited to, any disciplinary actions against officers and any instances involving dishonesty or a lack of candor, or a demonstration of bias. The Cuyahoga County Prosecutor's Office has determined that the following material is potential impeachment evidence that this Office must disclose to opposing counsel: City of Cleveland Department of Public Safety Office of Professional Standards Citizen Complaint Investigation Report -OSP Complaint No. 18-085.

We respectfully request that you notify Officer Tell of this decision.

Thank you very much.

Respectfully,

Lisa Reitz Williamson
First Assistant Prosecuting Attorney

Cc: Ronald Bakeman, Superintendent, CPD Internal Affairs



Michael C. O'Malley
CUYAHOGA COUNTY PROSECUTOR

January 22, 2020

Acting Chief Scott Gardner
East Cleveland Police Department
14340 Euclid Ave
East Cleveland, OH 44112

Re: Officer James Covell, Badge # 0342

Dear Chief Gardner,

The Cuyahoga County Prosecutor's Office is required by law to obtain and to disclose to the defense any and all potential impeachment evidence relative to its witnesses. Potential impeachment evidence includes, but is not limited to, any disciplinary actions against officers and any instances involving dishonesty or a lack of candor, or a demonstration of bias. The Cuyahoga County Prosecutor's Office has determined that the following material is potential impeachment evidence that this Office must disclose to opposing counsel: Violations on duty while with the Mentor Police Department.

We respectfully request that you notify Officer Covell of this decision.

Thank you very much.

Respectfully,

Lisa Reitz Williamson
First Assistant Prosecuting Attorney

Violations

Based on the information obtained during this investigation, it is possible that Covell violated the following Codes of Conduct and General Orders sections.

Professional Conduct & Responsibilities

2.1 Unbecoming Conduct: Officers shall conduct themselves at all times, both on and off duty, in such manner as to reflect most favorably on the department. Conduct unbecoming an officer shall include that which brings the department into disrepute or reflects discredit upon the officer as a member of the department or which impairs the operation or efficiency of the department or officer.

- *Covell's conduct resulted in a large amount of criticism for both himself and the department as a whole. The reputation of the department and its members were brought into disrepute, and Covell's conduct reflected negatively upon himself.*

2.2 Immoral Conduct: Officers shall maintain a level of moral conduct in their personal and business affairs which is in keeping with the highest standards of the law enforcement profession. Officers shall not participate in any incident involving moral turpitude which impairs their ability to perform as law enforcement officers or causes the department to be brought into disrepute.

- *Covell's affair with a teenager while married took place both while he was on duty and off duty. His conduct while participating in this relationship brought the department into disrepute.*

2.6 General Responsibilities: Within the city, members shall, while on duty, take appropriate action to:

- a. Protect Life and Property
- b. Preserve Peace
- c. Prevent Crime
- d. Detect and Arrest Violators of the Law
- e. Enforce all Federal, State, and Local Laws & Ordinances Coming Within Departmental Jurisdiction

- *The amount of time and circumstances in which Covell participated in the relationship unreasonably prevented him from performing his duties to prevent crime, detect violators, make arrests, and otherwise enforce laws.*
- *Covell visited Megan at her home on at least 33 occasions as documented by GPS. The combined length of time he spent on documented visits was 5 hours*

and 20 minutes. He left his assigned zone on 17 of those visits. He also left the city on at least one other occasion to visit Dotson at her home.

- *Covell spent a total of 21 hours and 58 minutes speaking with Megan during 98 documented phone calls while he was on duty.*
- *Covell was actually assigned to a call for service during 28 of those calls where he spent a documented 7 hours and 57 minutes speaking with her. He delayed making himself available for additional calls or other assignments by doing so and extended his assigned time to attend to personal business.*
- *Two witnesses stated Covell spent excessive amounts of time visiting with Megan at Denny's while he was on duty. Covell himself admitted to visiting her there at times other than meal breaks.*

2.7 Duty Responsibilities: Members shall, at all times, respond to the lawful orders of their superior officers and other proper authorities as well as calls for police assistance from citizens. The administrative delegation of the enforcement of certain laws and ordinances to particular units of the department does not relieve members of other units from the responsibility of taking prompt, effective police action within the scope of those laws and ordinances when the occasion so requires. Members assigned to special duties are not relieved from taking proper action outside the scope of their specialized assignment when necessary. All members and employees shall perform their duties as required or directed by law, departmental rule, policy or order, or by order of a superior officer.

- *Covell did not perform his duties as required by law, departmental rule, policy or order, or by order of a superior officer as required in this section. He also did not make himself available for prompt and effective police action as noted in 2.6.*

2.8 Insubordination: Failure or deliberate refusal of any member or employee to obey a lawful order given by a superior officer shall be insubordination.

- *Covell was specifically advised by a Lieutenant and a Sergeant not to speak about this investigation at the conclusion of his interview. He was aware that it was an open and ongoing investigation, and discussing it could compromise the integrity and security of the investigation. Covell proceeded to contact six members of the department after his interview and discussed the investigation and/or gave warnings to those members who he thought were likely to be interviewed as witnesses in the investigation. All of the individuals he contacted were either mentioned specifically in Covell's interview or were likely to be interviewed as witnesses as they were present during some of the events discussed in his interview.*
- *Covell admitted to speaking about specific content of the investigation to two of the witnesses he contacted.*

2.11 Obedience to Laws and Regulations: Officers shall not commit any acts or omit any acts which constitute a violation of any federal or state laws, municipal ordinances, rules and regulations, directions, or orders of the department. Any officer arrested for any reason shall notify the Chief of Police, via chain of command, as soon as is practical after the arrest. A conviction of any law shall be prima facie evidence of a violation of this section.

- *Six different witnesses gave accounts of Covell either providing or being present with females while they possessed and/or consumed alcoholic beverages while they were under the age of 21. The locations included the Cove in Geneva-on-the-Lake, Legendary Tattoos in Eastlake, Pete's Eastlake Tavern in Eastlake, Southington Off-road Park in Garrettsville, and the Kalahari Resort in Sandusky.*
- *A private message indicated Covell was drinking and driving on the way to Geneva-on-the-Lake and threw empty cans out of the car window.*
- *A private message indicated Covell attempted to provide Megan with alcoholic beverages at her home in Mentor in June of 2014.*
- *According to the documented witness statements and evidence, Covell provided alcohol to an underage female on at least 15 separate dates.*
- *Multiple witnesses stated they heard directly from Megan and Dotson that Covell had performed sexual acts with them while he was on duty.*
- *Receipts submitted by Covell with his travel expense report were claimed for food he stated he consumed himself. The receipts appeared to be for food provided to more than one person. Robison confirmed several of the items on the receipts were consumed by her, and Covell had in fact purchased them for her.*

2.26 Truthfulness: Members and employees are required to be truthful at all times whether under oath or not.

- *See violations noted in section 2.76 below.*

2.29 Abuse of Position: Officers shall not use their official position, official identification cards, or badges: 1) for personal or financial gain, 2) for obtaining privileges not otherwise available to them except in the performance of duty, or 3) for avoiding consequences of illegal acts. Officers shall not lend to another person their identification cards or badges or permit them to be photographed or reproduced without the approval of the Chief.

Officers shall not authorize the use of their names, photographs, or official titles which identify them as officers, in connection with testimonials or advertisements of any commodity or commercial enterprise, without the approval of the Chief.

- *Covell contacted an Eastlake police officer attempting to get Megan out of a speeding ticket for driving 96 MPH in a 60 MPH zone.*

- *In Covell's own words, he left an Eastlake officer a "shitty" message expressing his anger that a fellow Eastlake officer would not honor his courtesy card for such a violation.*

2.42 Prohibited Activity on Duty: Members and employees are prohibited from engaging in the following activities while on duty or in police uniform with the exceptions as noted:

- **C. Conducting private business without specific permission from the watch commander**
 - *Conducting private business in a reasonable manner while on duty has been an accepted practice as long as it does not unreasonably impede their ability to perform their duties. As demonstrated in this investigation, the amount of time spent visiting, calling, messaging, and meeting with his girlfriends while on duty was unreasonable and excessive as noted in 2.6.*

2.43 Loitering: All members on duty or in uniform shall not enter taverns, theaters, or other public places except to perform a police task. Loitering and unnecessary conversation in such locations are forbidden. Members and employees off duty and not on any official standby shall not loiter in department areas.

- *Covell spent an unreasonable amount of time visiting with Megan at Denny's while he was on duty and not on an authorized meal break. Witnesses confirmed his presence at Denny's for extended periods of time. Covell admitted to visiting Megan there on multiple occasions while not on meal breaks.*

2.76 Departmental Investigations (Truthfulness): Upon the order of the Chief, the Chief's designee, or a superior officer, employees shall truthfully answer all questions specifically directed and narrowly related to the investigation at hand.

- *Covell stated he did not drink alcoholic beverages while driving to Geneva-on-the-Lake with Megan. A private message between the two stated he did so and also threw the empty cans out of the car window.*
- *Covell stated he never brought alcoholic beverages to Megan's home with the intent on providing them to her. A private message he sent to her indicates he did so.*
- *Covell stated in his interview that he was not drinking while Megan was at the training site in Garrettsville. It was only after he was shown photographic evidence that he admitted he was in fact drinking while she was with him.*
- *Covell stated in his interview that he never provided Megan with alcohol at any time. It was only after he was shown photographic evidence that he admitted that he allowed her to possess his can of beer in Garrettsville.*

- *When asked about visiting Megan at Denny's at times other than meal breaks, Covell contradicted himself in his own statements. Initially he said he never visited Megan at Denny's when he wasn't on a meal break. He then admitted that he did visit her at times other than meal breaks, but he didn't sign out on the MDT because he never got out of the car. He then admitted that he would go into Denny's for "a few minutes" when he was not on a meal break. Witness statements indicate Covell would regularly spend long periods of time visiting Megan at Denny's. Those periods of time well exceeded that of meal breaks or "a few minutes" as he stated.*
- *Covell stated he only got out of his patrol car two times when he visited Megan at her home. The evidence obtained and witness statements indicate that his explanation of those visits was not truthful.*
- *Covell characterized his visits with Megan at her home as lasting 15 to 20 minutes. He stated he never had conversations with Megan at her home that lasted upwards of an hour. Evidence obtained indicated he had several lengthy visits while on duty, one of which was 55 minutes long.*
- *Covell stated that he always parked in an open area of the condo complex when he visited Megan so that passers-by wouldn't see an empty police car and assume he was doing something inappropriate. At another point in the interview, Covell stated he only got out of the car two times out of all of the times he stopped by.*
- *Covell stated he only visited Megan at her home when he was working that zone. The investigation revealed that Covell left his zone on 17 different dates to visit her.*
- *Covell stated in his interview that he ended the relationship with Megan in October of 2014. He stated he communicated with her after that but was never in a close relationship with her again. The messages between the two clearly contradict what he stated.*
- *Six separate witnesses stated they were present at locations when Covell provided drinks for Megan, Dotson, and several of their friends. The investigation documented at least 15 separate dates when Covell provided alcoholic beverages to an underage person. Covell denied providing alcohol on any of those occasions except for one when he allowed Megan to possess his beer in Garrettsville. On that occasion he claimed he was too drunk to know better after he initially claimed he was not drinking at all.*
- *Covell denied ever providing drinks to Dotson, Butcher, or Robison. Butcher stated Covell purchased drinks that they consumed in the room. Vernick and Burton both recalled Covell joining them when they went to the store to purchase alcoholic beverages, but neither of them could specifically recall what Covell purchased. Burton expressed concerned about Dotson and Butcher's ages, so he left the hotel room. Butcher and Robison both gave the same accounts of Covell purchasing large alcoholic drinks from a bar at the resort and sharing with*

them in 2016 and 2017. They do not know each other. Evidence recovered supports their statements.

- *Receipts submitted by Covell with his travel expense report were claimed for food he stated he consumed himself. The receipts appeared to be for food provided to more than one person. Robison confirmed several of the items on the receipts were consumed by her, and Covell had in fact purchased them for her.*

IV. Social Media Networking Policy

- **D1. Members are prohibited from using department computers or cell phones/devices for any unauthorized purpose, including participation in social media or social networking, except in the performance of their duties.**
- **D2. Members are prohibited from using any social media or social networking platform while on duty, except for documented investigative or public information purposes.**
 - *Sgt. Slovenkay identified 13 separate shifts where Covell sent Megan groups of messages on Facebook Messenger. The most messages sent were 98 in one shift. In those 13 shifts, Covell averaged 30 messages per shift. This did not count the messages he received from Megan.*

General Orders

1.1.4 Oath of Office

- **A. All personnel shall take an oral oath of office prior to assuming sworn status, and subsequently abide by that oath to uphold the Constitution of the United States and the State of Ohio, the Ordinances of the Municipality of Mentor, and the Ohio Revised Code.**
 - *Covell did not uphold the ordinances of the Municipality of Mentor or the Ohio Revised Code as demonstrated in the violations of law noted above in section 2.11.*

1.1.5 Law Enforcement Code of Ethics

As a Law Enforcement Officer, my fundamental duty is to serve mankind; to safeguard lives and property; to protect the innocent against deception, the weak against oppression or intimidation, and the peaceful against violence or disorder; and to respect the Constitutional rights of all men to liberty, equality, and justice.

I will keep my private life unsullied as an example to all; maintain courageous calm in the face of danger, scorn, or ridicule; develop self-restraint; and be constantly mindful of the welfare of others. Honest in thought and deed in both my personal and official life, I will be exemplary in obeying the laws of the land and the regulations of my department. Whatever I see or hear of a confidential nature or that is confided to me in my official capacity will be kept ever secret unless revelation is necessary in the performance of my duty.

I will never act officiously or permit personal feelings, prejudices, animosities, or friendships to influence my decisions. With no compromise for crime and with relentless prosecution of criminals, I will enforce the law courteously and appropriately without fear of favor, malice or ill will, never employing unnecessary force or violence and never accepting gratuities.

I recognize the badge of my office as a symbol of public faith, and I accept it as a public trust to be held so long as I am true to the ethics of the police service. I will constantly strive to achieve these objectives and ideals, dedicating myself before God to my chosen profession ... law enforcement.

- *Covell did not keep his private life unsullied. He did not obey laws and the regulations of the department. He compromised public faith in his office and violated the ethics of police service.*

41.1.17 MULTIPLE UNIT RESPONSE

- **E. Units not assigned to a multiple unit call may proceed to their beat boundary closest to the scene and stand by, but are not to leave their beat unless directed by the field supervisor or the Communications Unit.**
 - *This policy does not directly specify the circumstance of an officer leaving his zone for personal reasons, but a clear precedent exists that officers shall not leave their assigned zone unless the field supervisor or communications unit are advised and approval is obtained.*
 - *Even with limited records available, the evidence obtained demonstrated that Covell left his zone at least 17 times to visit girlfriends while on duty. He also admitted to leaving the city for one such visit.*

41.2.6 Patrol Officers' Access to Radio Communications

- **B. FOR OFFICER SAFETY patrol officers must carry the portable unit on their person WHENEVER they leave the patrol vehicle and the Communications Unit shall be advised of the officer's intent to leave the patrol unit, and give his/her location. The officer will wait for an acknowledgement before leaving the patrol**

vehicle. As an alternative, officers may sign out on the MCT if their patrol car is so equipped.

- o *Covell admitted to making multiple violations of this policy both at Megan's home on Abby Court and at Denny's. He did not admit to a specific number of visits to Denny's where he failed to sign out of his patrol car, but he did admit that it happened multiple times. He admitted to two such occasions at the Abby Court condo.*

41.2.21 Cellular Telephone Policy

- **D. Employees should not talk on their cellular telephones while operating a marked police vehicle except for extreme situations. The officer should park said vehicle legally prior to engaging in any conversation on a cellular telephone.**
- **E. Personal conversations on cellular telephones will be limited to urgent matters and should be kept to a minimal length of time. They shall not interfere with police operations or the performance of the officer.**
 - o *With only partial records available, the evidence indicated Covell spoke with Megan on a cell phone while on duty 58 different times with the longest call being 60 minutes in duration.*
 - o *Covell was assigned to a call for service during 15 of the cell phone calls.*
 - o *The evidence also indicated that Covell spoke with Megan while driving to calls for service on at least three separate occasions.*



Michael C. O'Malley
CUYAHOGA COUNTY PROSECUTOR

January 14, 2020

Chief Calvin Williams
Cleveland Police Department
1300 Ontario Street
Cleveland, Ohio 44113

Re: Captain John Sotomayor, Badge 6567

Dear Chief Williams,

The Cuyahoga County Prosecutor's Office is required by law to obtain and to disclose to the defense any and all potential impeachment evidence relative to its witnesses. Potential impeachment evidence includes, but is not limited to, any disciplinary actions against officers and any instances involving dishonesty or a lack of candor, or a demonstration of bias. The Cuyahoga County Prosecutor's Office has determined that the following material is potential impeachment evidence that this Office must disclose to opposing counsel: Cleveland Municipal Court conviction regarding TRC 2000 – 120436; City of Twinsburg Court docket TRC 2020 – 00298.

We respectfully request that you notify Captain Sotomayor of this decision.

Thank you very much.

Respectfully,

Lisa Reitz Williamson
First Assistant Prosecuting Attorney

Cc: Ronald Bakeman, Superintendent, CPD Internal Affairs

OFFICE OF THE PROSECUTING ATTORNEY
The Justice Center • Courts Tower • 1200 Ontario Street • Cleveland, Ohio 44113
(216) 443-7800 • Fax (216) 443-7601



Michael C. O'Malley
CUYAHOGA COUNTY PROSECUTOR

December 17, 2019

Chief Calvin Williams
Cleveland Police Department
1300 Ontario Street
Cleveland, Ohio 44113

Re: Officer Rafael Carrucini, Badge 371

Dear Chief Williams,

The Cuyahoga County Prosecutor's Office is required by law to obtain and to disclose to the defense any and all potential impeachment evidence relative to its witnesses. Potential impeachment evidence includes, but is not limited to, any disciplinary actions against officers and any instances involving dishonesty or a lack of candor, or a demonstration of bias. The Cuyahoga County Prosecutor's Office has determined that the following material is potential impeachment evidence that this Office must disclose to opposing counsel: Cleveland Municipal Court conviction case TRC 2018-032752.

We respectfully request that you notify Officer Carrucini of this decision.

Thank you very much.

Respectfully,

Lisa Reitz Williamson
First Assistant Prosecuting Attorney

Cc: Ronald Bakeman, Superintendent, CPD Internal Affairs

OFFICE OF THE PROSECUTING ATTORNEY
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(216) 443-7800 • Fax (216) 443-7601



Michael C. O'Malley
CUYAHOGA COUNTY PROSECUTOR

December 12, 2019

Chief Calvin Williams
Cleveland Police Department
1300 Ontario Street
Cleveland, Ohio 44113

Re: Dispatcher Toni Wright

Dear Chief Williams,

The Cuyahoga County Prosecutor's Office is required by law to obtain and to disclose to the defense any and all potential impeachment evidence relative to its witnesses. Potential impeachment evidence includes, but is not limited to, any disciplinary actions against officers and any instances involving dishonesty or a lack of candor, or a demonstration of bias. The Cuyahoga County Prosecutor's Office has determined that the following material is potential impeachment evidence that this Office must disclose to opposing counsel: Cuyahoga County Court of Common Pleas criminal conviction – CR 642672.

We respectfully request that you notify Dispatcher Wright of this decision.

Thank you very much.

Respectfully,

Lisa Reitz Williamson
First Assistant Prosecuting Attorney

Cc: Ronald Bakeman, Superintendent, CPD Internal Affairs

OFFICE OF THE PROSECUTING ATTORNEY
The Justice Center • Courts Tower • 1200 Ontario Street • Cleveland, Ohio 44113
(216) 443-7800 • Fax (216) 443-7601



Michael C. O'Malley
CUYAHOGA COUNTY PROSECUTOR

December 12, 2019

Chief Calvin Williams
Cleveland Police Department
1300 Ontario Street
Cleveland, Ohio 44113

Re: Dispatcher John Haney

Dear Chief Williams,

Although we are aware that Dispatcher Haney has been terminated, the Cuyahoga County Prosecutor's Office is required by law to obtain and to disclose to the defense any and all potential impeachment evidence relative to its witnesses. Potential impeachment evidence includes, but is not limited to, any disciplinary actions against officers and any instances involving dishonesty or a lack of candor, or a demonstration of bias. The Cuyahoga County Prosecutor's Office has determined that the following material is potential impeachment evidence that this Office must disclose to opposing counsel: City of Rocky River Municipal Court Docket(s) CRB 0248; CRB 0206; CRB 0249.

Thank you very much.

Respectfully,

Lisa Reitz Williamson
First Assistant Prosecuting Attorney

Cc: Ronald Bakeman, Superintendent, CPD Internal Affairs



Michael C. O'Malley
CUYAHOGA COUNTY PROSECUTOR

December 12, 2019

Chief Calvin Williams
Cleveland Police Department
1300 Ontario Street
Cleveland, Ohio 44113

Re: Officer Stevie Green Jr., Badge 620

Dear Chief Williams,

The Cuyahoga County Prosecutor's Office is required by law to obtain and to disclose to the defense any and all potential impeachment evidence relative to its witnesses. Potential impeachment evidence includes, but is not limited to, any disciplinary actions against officers and any instances involving dishonesty or a lack of candor, or a demonstration of bias. The Cuyahoga County Prosecutor's Office has determined that the following material is potential impeachment evidence that this Office must disclose to opposing counsel: Cuyahoga County Court of Common Pleas Indictment – CR 645029. We will however, fill a Motion in Limine with respect to the indictment until Officer Green's case is resolved.

We respectfully request that you notify Officer Green of this decision.

Thank you very much.

Respectfully,

Lisa Reitz Williamson
First Assistant Prosecuting Attorney

Cc: Ronald Bakeman, Superintendent, CPD Internal Affairs



Michael C. O'Malley
CUYAHOGA COUNTY PROSECUTOR

December 4, 2019

Chief Calvin Williams
Cleveland Police Department
1300 Ontario Street
Cleveland, Ohio 44113

Re: Sergeant Andrew Ezzo, Badge 9084

Dear Chief Williams,

The Cuyahoga County Prosecutor's Office is required by law to obtain and to disclose to the defense any and all potential impeachment evidence relative to its witnesses. Potential impeachment evidence includes, but is not limited to, any disciplinary actions against officers and any instances involving dishonesty or a lack of candor, or a demonstration of bias. The Cuyahoga County Prosecutor's Office has determined that the following material is potential impeachment evidence that this Office must disclose to opposing counsel: CPD Internal Affairs Unit Investigative Report File # IAU-16-107.

We respectfully request that you notify Sergeant Ezzo of this decision.

Thank you very much.

Respectfully,

Lisa Reitz Williamson
First Assistant Prosecuting Attorney

Cc: Ronald Bakeman, Superintendent, CPD Internal Affairs

OFFICE OF THE PROSECUTING ATTORNEY
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Michael C. O'Malley
CUYAHOGA COUNTY PROSECUTOR

November 20, 2019

Chief Calvin Williams
Cleveland Police Department
1300 Ontario Street
Cleveland, Ohio 44113

Re: Officer Matthew Piter, Badge No. 277

Dear Chief Williams,

The Cuyahoga County Prosecutor's Office is required by law to obtain and to disclose to the defense any and all potential impeachment evidence relative to its witnesses. Potential impeachment evidence includes, but is not limited to, any disciplinary actions against officers and any instances involving dishonesty or a lack of candor, or a demonstration of bias. The Cuyahoga County Prosecutor's Office has determined that the following material is potential impeachment evidence that this Office must disclose to opposing counsel: Indictment in Cuyahoga County Court of Common Pleas CR-19-645563, however the Cuyahoga County Prosecutor's Office will file a Motion In Limine since there is only an indictment at this point.

We respectfully request that you notify Officer Piter of this decision.

Thank you very much.

Respectfully,

Lisa Reitz Williamson
First Assistant Prosecuting Attorney

Cc: Ronald Bakeman, Superintendent, CPD Internal Affairs

OFFICE OF THE PROSECUTING ATTORNEY
The Justice Center • Courts Tower • 1200 Ontario Street • Cleveland, Ohio 44113
(216) 443-7800 • Fax (216) 443-7601



Michael C. O'Malley
CUYAHOGA COUNTY PROSECUTOR

November 20, 2019

Chief Calvin Williams
Cleveland Police Department
1300 Ontario Street
Cleveland, Ohio 44113

Re: Officer Michael Guion, Badge No. 1926

Dear Chief Williams,

The Cuyahoga County Prosecutor's Office is required by law to obtain and to disclose to the defense any and all potential impeachment evidence relative to its witnesses. Potential impeachment evidence includes, but is not limited to, any disciplinary actions against officers and any instances involving dishonesty or a lack of candor, or a demonstration of bias. The Cuyahoga County Prosecutor's Office has determined that the following material is potential impeachment evidence that this Office must disclose to opposing counsel: The June 3, 2019 conviction for OVI in Cleveland Municipal Court 2019 TRC 011102.

We respectfully request that you notify Officer Guion of this decision.

Thank you very much.

Respectfully,

Lisa Reitz Williamson
First Assistant Prosecuting Attorney

Cc: Ronald Bakeman, Superintendent, CPD Internal Affairs



Michael C. O'Malley
CUYAHOGA COUNTY PROSECUTOR

November 19, 2019

Chief Calvin Williams
Cleveland Police Department
1300 Ontario Street
Cleveland, Ohio 44113

Re: Officer Dana Tinsley, Badge No. 1298

Dear Chief Williams,

The Cuyahoga County Prosecutor's Office is required by law to obtain and to disclose to the defense any and all potential impeachment evidence relative to its witnesses. Potential impeachment evidence includes, but is not limited to, any disciplinary actions against officers and any instances involving dishonesty or a lack of candor, or a demonstration of bias. The Cuyahoga County Prosecutor's Office has determined that the following material is potential impeachment evidence that this Office must disclose to opposing counsel: CPD Internal Affairs Unit Monitoring Report dated May 6, 2019 documenting OVI in Bratenahl on April 2, 2019..

We respectfully request that you notify Officer Tinsley of this decision.

Thank you very much.

Respectfully,

Lisa Reitz Williamson
First Assistant Prosecuting Attorney

Cc: Ronald Bakeman, Superintendent, CPD Internal Affairs



Michael C. O'Malley
CUYAHOGA COUNTY PROSECUTOR

November 6, 2019

Chief Wesley Haynes
Warrensville Heights Police Department
4301 Warrensville Center Rd.
Warrensville Heights, Ohio 44128

Re: Officer Reginald Rucker

Dear Chief Haynes,

The Cuyahoga County Prosecutor's Office is required by law to obtain and to disclose to the defense any and all potential impeachment evidence relative to its witnesses. Potential impeachment evidence includes, but is not limited to, any disciplinary actions against officers and any instances involving dishonesty or a lack of candor, or a demonstration of bias. The Cuyahoga County Prosecutor's Office has determined that the following material is potential impeachment evidence that this Office must disclose to opposing counsel concerning Officer Rucker: Court of Common Pleas Journal Entry Cr-19-642603-A.

We respectfully request that you notify Officer Rucker of this decision.

Thank you very much.

Respectfully,

Lisa Reitz Williamson
First Assistant Prosecuting Attorney



110823129

**IN THE COURT OF COMMON PLEAS
CUYAHOGA COUNTY, OHIO**

THE STATE OF OHIO
Plaintiff

REGINALD RUCKER, JR
Defendant

Case No: CR-19-642603-A

Judge: CASSANDRA COLLIER-WILLIAMS

INDICT: 2913.51 RECEIVING STOLEN PROPERTY
(TRAILER)

JOURNAL ENTRY

DEFENDANT IN COURT WITH COUNSEL ADAM M. CHALOUKKA. PROSECUTING ATTORNEY(S) NORA BRYAN PRESENT.

COURT REPORTER PRESENT.

DEFENDANT FULLY ADVISED IN OPEN COURT OF HIS/HER CONSTITUTIONAL RIGHTS AND PENALTIES.

ON RECOMMENDATION OF PROSECUTOR INDICTMENT IS AMENDED TO USE OF UNAUTHORIZED PLATES 4549.08 A(1) M4.

DEFENDANT RETRACTS FORMER PLEA OF NOT GUILTY AND ENTERS A PLEA OF GUILTY TO USE OF UNAUTHORIZED PLATES 4549.08 A(1) M4 AS CHARGED IN THE INDICTMENT.

COURT ACCEPTS DEFENDANT'S GUILTY PLEA.

DEFENDANT ADDRESSES THE COURT, PROSECUTOR NORA BRYAN ADDRESSES THE COURT, COUNSEL FOR DEFENDANT ADDRESSES THE COURT

THE COURT CONSIDERED ALL REQUIRED FACTORS OF THE LAW.

THE DEFENDANT IS ORDERED TO PAY A FINE IN THE SUM OF \$ 100.00.

THE COURT HEREBY ENTERS JUDGMENT AGAINST THE DEFENDANT IN AN AMOUNT EQUAL TO THE COSTS OF THIS PROSECUTION.

ALL MOTIONS NOT SPECIFICALLY RULED ON PRIOR TO THE FILING OF THIS JUDGMENT ENTRY ARE DENIED AS MOOT.

10/16/2019

CPATP 10/16/2019 14:22:32

Judge Signature

10/16/2019

SENT
10/16/2019

RECEIVED FOR FILING
10/16/2019 15:07:09
NAILAH K. BYRD, CLERK



Michael C. O'Malley
CUYAHOGA COUNTY PROSECUTOR

August 28, 2019

Chief Calvin Williams
Cleveland Police Department
1300 Ontario Street
Cleveland, Ohio 44113

Re: Officer Joseph Russo Badge #231

Dear Chief Williams,

The Cuyahoga County Prosecutor's Office is required by law to obtain and to disclose to the defense any and all potential impeachment evidence relative to its witnesses. Potential impeachment evidence includes, but is not limited to, any disciplinary actions against officers and any instances involving dishonesty or a lack of candor, or a demonstration of bias. The Cuyahoga County Prosecutor's Office has determined that the following material is potential impeachment evidence that this Office must disclose to opposing counsel: Internal Affairs Investigation report CPD 2018-0101; City Of Cleveland Municipal Court Docket 2018 TRC 034255.

We respectfully request that you notify Officer Russo of this decision.

Thank you very much.

Respectfully,

Lisa Reitz Williamson
First Assistant Prosecuting Attorney

Cc: Ronald Bakeman, Superintendent, CPD Internal Affairs

OFFICE OF THE PROSECUTING ATTORNEY
The Justice Center • Courts Tower • 1200 Ontario Street • Cleveland, Ohio 44113
(216) 443-7800 • Fax (216) 443-7601



Michael C. O'Malley
CUYAHOGA COUNTY PROSECUTOR

September 10, 2019

Chief Calvin Williams
Cleveland Police Department
1300 Ontario Street
Cleveland, Ohio 44113

Re: Dispatcher Charles McGeever

Dear Chief Williams,

The Cuyahoga County Prosecutor's Office is required by law to obtain and to disclose to the defense any and all potential impeachment evidence relative to its witnesses. Potential impeachment evidence includes, but is not limited to, any disciplinary actions against officers and any instances involving dishonesty or a lack of candor, or a demonstration of bias. The Cuyahoga County Prosecutor's Office has determined that the following material is potential impeachment evidence that this Office must disclose to opposing counsel: Cleveland Police Patrolman's Association and the City of Cleveland Arbitration Award Case number 53-390-00340-13.

We respectfully request that you notify Dispatcher McGeever of this decision.

Thank you very much.

Respectfully,

Lisa Reitz Williamson
First Assistant Prosecuting Attorney

Cc: Ronald Bakeman, Superintendent, CPD Internal Affairs

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(216) 443-7800 • Fax (216) 443-7601



Michael C. O'Malley
CUYAHOGA COUNTY PROSECUTOR

October 3, 2019

Chief Calvin Williams
Cleveland Police Department
1300 Ontario Street
Cleveland, Ohio 44113

Re: Officer Carl Dooley, Badge #1595

Dear Chief Williams,

The Cuyahoga County Prosecutor's Office is required by law to obtain and to disclose to the defense any and all potential impeachment evidence relative to its witnesses. Potential impeachment evidence includes, but is not limited to, any disciplinary actions against officers and any instances involving dishonesty or a lack of candor, or a demonstration of bias. The Cuyahoga County Prosecutor's Office has determined that the following material is potential impeachment evidence that this Office must disclose to opposing counsel concerning Officer Carl Dooley: IA materials in CPD 17-0068.

We respectfully request that you notify Officer Dooley of this decision.

Thank you very much.

Respectfully,

Lisa Reitz Williamson
First Assistant Prosecuting Attorney

Cc: Ronald Bakeman, Superintendent, CPD Internal Affairs

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(216) 443-7800 • Fax (216) 443-7601



Michael C. O'Malley
CUYAHOGA COUNTY PROSECUTOR

October 3, 2019

Chief Calvin Williams
Cleveland Police Department
1300 Ontario Street
Cleveland, Ohio 44113

Re: Detective Keith Hunter, Badge #2564

Dear Chief Williams,

The Cuyahoga County Prosecutor's Office is required by law to obtain and to disclose to the defense any and all potential impeachment evidence relative to its witnesses. Potential impeachment evidence includes, but is not limited to, any disciplinary actions against officers and any instances involving dishonesty or a lack of candor, or a demonstration of bias. The Cuyahoga County Prosecutor's Office has determined that the following material is potential impeachment evidence that this Office must disclose to opposing counsel concerning Detective Keith Hunter: IAU Case CPD 2017-0051.

We respectfully request that you notify Detective Hunter of this decision.

Thank you very much.

Respectfully,

Lisa Reitz Williamson
First Assistant Prosecuting Attorney

Cc: Ronald Bakeman, Superintendent, CPD Internal Affairs

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(216) 443-7800 • Fax (216) 443-7601



Michael C. O'Malley
CUYAHOGA COUNTY PROSECUTOR

October 3, 2019

Chief Calvin Williams
Cleveland Police Department
1300 Ontario Street
Cleveland, Ohio 44113

Re: Detective Daniel J. Lentz, Badge #0897

Dear Chief Williams,

The Cuyahoga County Prosecutor's Office is required by law to obtain and to disclose to the defense any and all potential impeachment evidence relative to its witnesses. Potential impeachment evidence includes, but is not limited to, any disciplinary actions against officers and any instances involving dishonesty or a lack of candor, or a demonstration of bias. The Cuyahoga County Prosecutor's Office has determined that the following material is potential impeachment evidence that this Office must disclose to opposing counsel concerning Detective Daniel Lentz: Cleveland Municipal Court docket 2019-CRA-010208 and Common Pleas docket CR-641433.

We respectfully request that you notify Detective Lentz of this decision.

Thank you very much.

Respectfully,

Lisa Reitz Williamson
First Assistant Prosecuting Attorney

Cc: Ronald Bakeman, Superintendent, CPD Internal Affairs

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(216) 443-7800 • Fax (216) 443-7601



Michael C. O'Malley
CUYAHOGA COUNTY PROSECUTOR

September 18, 2019

Chief Calvin Williams
Cleveland Police Department
1300 Ontario Street
Cleveland, Ohio 44113

Re: Officer Ryan Corrigan, Badge #840

Dear Chief Williams,

The Cuyahoga County Prosecutor's Office is required by law to obtain and to disclose to the defense any and all potential impeachment evidence relative to its witnesses. Potential impeachment evidence includes, but is not limited to, any disciplinary actions against officers and any instances involving dishonesty or a lack of candor, or a demonstration of bias. The Cuyahoga County Prosecutor's Office has determined that the following material is potential impeachment evidence that this Office must disclose to opposing counsel: Brunswick Municipal Court Docket 18-TRC-07316 (attached); City of Cleveland Disciplinary Letter dated: March 29, 2019.

We respectfully request that you notify Officer Corrigan of this decision.

Thank you very much.

Respectfully,

Lisa Reitz Williamson
First Assistant Prosecuting Attorney

Cc: Ronald Bakeman, Superintendent, CPD Internal Affairs

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Summary History Charges Citations Bonds

SUMMARY

Judge: WERNER, GARY F.
Court Type: TRAFFIC TICKETS
Case Type: O.V.I.
Case Number: 18TRC07316
Uniform Case Number: _____
Status: CLOSED
Clerk File Date: 10/16/2018
Status Date: 3/1/2019
Waive Speedy Trial: _____
Total Fees Due: 0.00
Custody Location: _____
Agency: OHIO STATE PATROL
Agency Report Number: _____

PARTIES

TYPE	PARTY NAME	ADDRESS	ATTORNEY
ATTORNEY	HILOW, HENRY J (/Party.aspx/Index/3243?caseID=302379&digest=oy%2F2v5Dyxcmas5l%2B2d50nQJ)	614 W. SUPERIOR #1300 CLEVELAND, OH 44113	
ATTORNEY	BRUNSWICK CITY PROS (/Party.aspx/Index/5646?caseID=302379&digest=raUXoQw4IRrm;NSmraPKWQJ)	4095 CENTER ROAD BRUNSWICK, OH 44212	
DEFENDANT	CORRIGAN, RYAN (/Party.aspx/Index/770137?caseID=302379&digest=Yw0uGRTfgO7tvPWRPJfJSQ)	[REDACTED]	
PLAINTIFF	STATE OF OHIO (/Party.aspx/Index/45?caseID=302379&digest=NOBHvPhyJsN8Cbruytbhaw)	COLUMBUS, OH	

CHARGES

COUNT	DESCRIPTION	LEVEL	DEGREE	PLEA	DISPOSITION	DISPOSITION DATE
1	OVJ (4511.19A1A)*	M	1	NO CONTEST	A5'18 GUILTY FINDING BY JUDGE	
2	OVJ / 2ND IN TWENTY (4511.19A2)	M	1	NOT GUILTY	A9'111 DISMISSED AT STATES COST	
3	DRIVING IN MARKED LANES (4511.33)	M	M	NOT GUILTY	A9'111 DISMISSED AT STATES COST	

EVENTS

DATE	EVENT	JUDGE	LOCATION	REMARKS
5/1/2019 12:00 AM	FINE & COSTS DUE (/CourtDocket.aspx/Cases/139978?digest=1AyQ5yEDMBA5ew7mDcoba)	WERNER, GARY F.	COURTROOM 1	
3/1/2019 9:00 AM	SENTENCING SCHEDULED (/CourtDocket.aspx/Cases/1111763?digest=WBTrQd5ISg6YnTivLYsBw)	WERNER, GARY F.	COURTROOM 1	
12/26/2018 9:00 AM	CHANGE OF PLEA (/CourtDocket.aspx/Cases/1400917?digest=bnAJAE16W7o1%2FD6c4Z%2Fw5w)	WERNER, GARY F.	COURTROOM 1	
11/13/2018 2:20 PM	PRE-TRIAL (/CourtDocket.aspx/Cases/1401442?digest=uddPhe6Q16PrAHXzAX3w9Q)	WERNER, GARY F.	COURTROOM 1	
10/19/2018 9:00 AM	ARRAIGNMENT FOR CITATION (/CourtDocket.aspx/Cases/1400287?digest=cnP1p7FNLUT4zwQ1aIRWA)	WERNER, GARY F.	COURTROOM 1	

COMPLIANCES

TYPE	REQUIRED BY	COMPLETE	COMPLETE DATE
No Compliances on Case			

OUTSTANDING AMOUNT

COUNT	CODE	DESCRIPTION	ASSESSMENT	PAID	WAIVED	BALANCE	PAYMENT PLAN / JUDGMENT	DUES
COURT_COSTCODE_DETAIL								
1	MVCC	Moving Violation	\$10.00	\$10.00	\$0.00	\$0.00		
2	TRMIOF	1DSF (Traffic Moving)	\$20.00	\$20.00	\$0.00	\$0.00		
3	VOC	Victims of Crime	\$9.00	\$9.00	\$0.00	\$0.00		
4	LEGAL	Legal Research	\$3.00	\$3.00	\$0.00	\$0.00		
5	COMP	Computer Cost	\$10.00	\$10.00	\$0.00	\$0.00		
6	CMF	Case Management Fund	\$5.00	\$5.00	\$0.00	\$0.00		
7	LOC	Medina Court Costs	\$30.00	\$30.00	\$0.00	\$0.00		
Total Outstanding:							\$0.00	
COURT_FEES								
1	SUM	SUMMONS (TRAFFIC/CRIMINAL)	\$10.00	\$10.00	\$0.00	\$0.00		
2	MJE	MOTION & JE (TRAFFIC/CRIMINAL)	\$10.00	\$10.00	\$0.00	\$0.00		
3	PSI	PSI	\$60.00	\$60.00	\$0.00	\$0.00		
4	SUM	SUMMONS (TRAFFIC/CRIMINAL)	\$10.00	\$10.00	\$0.00	\$0.00		
5	WT	WAIVER OF TIME	\$5.00	\$5.00	\$0.00	\$0.00		
6	NGP	ENTRY OF NOT GUILTY IN WRITING	\$5.00	\$5.00	\$0.00	\$0.00		
7	SUM	SUMMONS (TRAFFIC/CRIMINAL)	\$10.00	\$10.00	\$0.00	\$0.00		
Total Outstanding:							\$0.00	
COURT_FINE								
1	FRIEOLD	FINE OLD	\$550.00	\$550.00	\$0.00	\$0.00		

- Search (/Home.aspx/Search)
- Court Docket (/CourtDocket.aspx)
- Case Lists (/CaseLists.aspx)
- Recent Cases
 - 18TRC07316
- Recent Searches

Total Outstanding: \$0.00

RECEIPTS

DATE	RECEIPT #	APPLIED AMOUNT
3/1/2019	487900	\$0.00
3/1/2019	487900	\$0.00
3/1/2019	487900	\$747.00

CASE DOCKETS

DIM	DATE	ENTRY
22	5/1/2019	FINE & COSTS DUE
21	3/15/2019	INDIVIDUAL JUDGE REPORT LINE 8
20	3/6/2019	ADMINISTRATIVE LICENSE SUSPENSION TERMINATION NOTICE TO BIV
19	3/6/2019	Subcase: A?DEFENDANT ALLOWED DRIVING PRIVILEGES: Suspended with limited privileges?SUSPENSION CLASS: B?LICENSE SUSPENSION; 548
17	3/1/2019	CASH RECEIPT-FULL PAYMENT \$747.00
16	3/1/2019	FINE & COSTS DUE 05-01-2019
15	3/1/2019	SENTENCING ENTRY
18	3/1/2019	DRIVING PRIVILEGE IN FILE/SCANNED TO DOCKET
14	3/1/2019	CASE FINISHED
13	1/17/2019	COPY OF CIVIL DRIVING PRIVILEGE?LETTER FROM DEPT'S EMPLOYER FILED?STATUS INFORMATION REGARDING DRIVING PRIVILEGES
11	12/26/2018	SENTENCING SCHEDULED 03-01-2019 09:00AM
10	12/26/2018	1/10 PACKET ISSUED?
9	12/26/2018	WAIVER OF JURY
8	12/17/2018	MOTION - DENIED?MOOT. 12-26-2018 PROCEEDING ALREADY SET AS CHANGE OF PLEA, NOT TRIAL
7	12/14/2018	MOTION TO CONTINUE TRIAL TO ANOTHER DATE FOR CHANGE PLEA-DEFENDANT
6	11/20/2018	CHANGE OF PLEA 12-26-2018 09:00AM
5	11/13/2018	PRETRIAL AGREEMENT AND PRETRIAL CONFERENCE REPORT?THE CLERK IS REQUESTED TO SET THE MATTER FOR A CHANGE OF PLEA
3	10/26/2018	PRE-TRIAL 11-13-2018 02:20PM
4	10/26/2018	ADMINISTRATIVE LINE 7
2	10/16/2018	ARRAIGNMENT FOR CITATION 10-19-2018 09:00AM
1	10/15/2018	DEFENDANT WAIVED TIME: Y?NOTICE OF APPEARANCE?NOT GUILTY PLEA



Michael C. O'Malley
CUYAHOGA COUNTY PROSECUTOR

September 4, 2019

Chief Calvin Williams
Cleveland Police Department
1300 Ontario Street
Cleveland, Ohio 44113

Re: Officer Willie Hodges Badge #206

Dear Chief Williams,

The Cuyahoga County Prosecutor's Office is required by law to obtain and to disclose to the defense any and all potential impeachment evidence relative to its witnesses. Potential impeachment evidence includes, but is not limited to, any disciplinary actions against officers and any instances involving dishonesty or a lack of candor, or a demonstration of bias. The Cuyahoga County Prosecutor's Office has determined that the following material is potential impeachment evidence that this Office must disclose to opposing counsel: Shaker Heights Municipal Court Docket Criminal Case Summary in re: CR 18TRC00359.

We respectfully request that you notify Officer Hodges of this decision.

Thank you very much.

Respectfully,

Lisa Reitz Williamson
First Assistant Prosecuting Attorney

Cc: Ronald Bakeman, Superintendent, CPD Internal Affairs

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- Judge's Bio
- Waiver
- Online Payments
- Criminal Traffic
- Civil Small Claims
- Docket
- Probation
- Court Courier
- General Info
- Municipal Info
- Links
- Login
- Jury Service

Search

Shaker Heights Municipal Court - Traffic/Criminal Case Summary

Defendant Information		Case Number :	18TRC00359
Name :	WILLIE F HODGES, III		
Address Line1 :	[REDACTED]		
Address Line2 :	[REDACTED]		
City :	[REDACTED]		
State :	[REDACTED]		
Zip Code :	[REDACTED]		
Date of Birth :	[REDACTED]		
General Information		Financial Information	
Attorney Name :	REGINALD NELSON MAXTON, ESQ	Total Cost :	\$880.00
Assigned To :	K. J. MONTGOMERY	Total Paid :	\$330.00
Offense Date :	12/23/2018	Total Owed:	\$550.00
Date Filed :	12/26/2018		
Waiverable :	No		
Affiant Name :		Warrant Information	
Affiant Type :	Shaker Heights Police	Active Warrants :	No
Proof of Insurance :	Yes		
Muni Name :	SHAKER HEIGHTS		

Counts

Count Number	Citation Number	Statute Code	Statute Description	Plea	Finding	Finding Date
A	SHF329233	1133.01A1	DRVG UNDER THE INFLUENCE	NO CONTEST	GUILTY	4/23/2019
B	SHF329233	1131.34A	FAIL TO CONTROL	NOT GUILTY	DISMISSED	4/23/2019

Hearing Information

Description	Court Date	Court Time	Court Room	Heard By
FIVE DAY HEARING	12/26/2018	13:30	1	
ARRAIGNMENT	1/8/2019	10:00	1	
PRE-TRIAL	1/22/2019	15:00	2	
CHANGE OF PLEA	4/23/2019	08:30	1	

Docket Information

Click on entry text to view the full entry.

Date	Count	Docket Entry
12/26/2018		Case Filed on 12/26/2018
12/26/2018		FIVE DAY HEARING set for 12/26/2018 at 01:30 PM in room 1
12/26/2018		Probable Cause found this date
12/27/2018		ARRAIGNMENT set for 01/08/2019 at 10:00 AM in room 1 Hearing
12/27/2018		PC RESET ARRAIGNMENT Notice Sent
1/8/2019		Defendant in court and enters a plea of not guilty. Pretria
1/8/2019		Plea of NOT GUILTY entered on 01/08/2019
1/8/2019		Plea of NOT GUILTY entered on 01/08/2019
1/8/2019		Right to speedy trial waived by defendant on 01/08/2019

1/8/2019 [PRE-TRIAL set for 01/22/2019 at 03:00 PM in room 2](#)
1/8/2019 [PC SHAKER PRE-TRIAL Notice Sent](#)
1/22/2019 [REGINALD NELSON MAXTON, ESQ enters as attorney of record.](#)
1/22/2019 [NOTICE OF APPEARANCE FILED BY DEFENDANT ATTORNEY](#)
1/22/2019 [Paid \\$35.00 receipt# 2019001733 paid by WILLIE F HODGES III](#)
1/22/2019 [Written Motion for Driving Privileges filed by Defendant on](#)
1/23/2019 [CHANGE OF PLEA set for 04/23/2019 at 08:30 AM in room 1](#)
1/23/2019 [CHANGE OF PLEA Notice Sent](#)
1/23/2019 [CHANGE OF PLEA Notice Sent](#)
1/30/2019 [Driving Permit Notice Sent](#)
2/21/2019 [Limited Privileges Notice Sent](#)
2/27/2019 [The Court's order of January 30, 2019 granting limited drivi](#)
4/23/2019 [Finding of DISMISSED entered for 1131.34A - FAIL TO CONTROL](#)
4/23/2019 [Assigned Suspension Class: 5 - 6 Months to 3 Years](#)
4/23/2019 [License Suspended for 365 days](#)
4/23/2019 [Modification granted for suspended license](#)
4/23/2019 [OCCUPATIONAL \(TOVFROMVON JOB\), EDUCATION, MEDICAL, FOOD SHOP](#)
4/23/2019 [Confinement Jail Time Sentenced 30 DAYS 27 Suspended](#)
4/23/2019 [Finding of GUILTY entered for 1133.01A1 - DRVG UNDER THE INF](#)
4/23/2019 [Plea of NO CONTEST entered on 04/23/2019](#)
4/23/2019 [TOTAL OWED Notice Sent](#)
4/23/2019 [Driving Permit Notice Sent](#)
4/23/2019 [Paid \\$75.00 receipt# 2019009888 paid by WILLIE F HODGES III](#)
4/23/2019 [Ordered Pay Plan Notice Sent](#)
4/23/2019 [Defendant was in court today as ordered. Defendant completed](#)
4/26/2019 [Case sent to BCI&I on 04262019](#)
5/21/2019 [Paid \\$100.00 receipt# 2019012209 paid by WILLIE F HODGES II](#)
7/2/2019 [Paid \\$120.00 receipt# 2019015618 paid by WILLIE F HODGES II](#)



Michael C. O'Malley
CUYAHOGA COUNTY PROSECUTOR

September 4, 2019

Chief Calvin Williams
Cleveland Police Department
1300 Ontario Street
Cleveland, Ohio 44113

Re: Officer Scott Eubanks-Travis, Badge #1282

Dear Chief Williams,

The Cuyahoga County Prosecutor's Office is required by law to obtain and to disclose to the defense any and all potential impeachment evidence relative to its witnesses. Potential impeachment evidence includes, but is not limited to, any disciplinary actions against officers and any instances involving dishonesty or a lack of candor, or a demonstration of bias. The Cuyahoga County Prosecutor's Office has determined that the following material is potential impeachment evidence that this Office must disclose to opposing counsel: Columbus Municipal Court Docket Criminal Case Summary in re: 2017 CR B 021581.

We respectfully request that you notify Officer Eubanks-Travis of this decision.

Thank you very much.

Respectfully,

Lisa Reitz Williamson
First Assistant Prosecuting Attorney

Cc: Ronald Bakeman, Superintendent, CPD Internal Affairs

OverviewSTATE OF OHIO
Plaintiff

Case No. 2017 CR B 021581

Vs

Status: CLOSED

EUBANKS-TRAVIS, SCOTT EMERY
Defendant

Filed: 10/12/2017

Defendant Information

Full Name	EUBANKS-TRAVIS, SCOTT EMERY	D.O.B.	[REDACTED]
Address	[REDACTED]		
City	[REDACTED]	State/Zip	OH/44109
Gender	M	Race	BLACK
Height	5'7"	Weight	180
Hair	BLACK	Eyes	BROWN

Additional Details

Ticket Number	EB148153	Offense Date	10/11/2017
Vehicle State Code	[REDACTED]	Plate Number	
Primary Str.	[REDACTED]	Secondary Str.	
Officer Code	JONES, TODD	License Taken	NO
Accident	NO	Insurance Proof Shown	YES

Parties

1Name	EUBANKS-TRAVIS, SCOTT EMERY	Type	DEFENDANT
Address	[REDACTED]		
City	[REDACTED]	State/Zip	OH/44109
2Name	JONES, TODD	Type	OFFICER COMPLAINANT
Officer Agency	COLUMBUS POLICE DEPARTMENT		
Address	CPD @#2003		
3Name	RATLIFF, JEFFREY E	Type	OFFICER
Officer Agency	COLUMBUS POLICE DEPARTMENT		
Address	CPD @#2026		

Attorneys

Name:	FINNERTY, GREGORY N	Party Type:	DEFENDANT - PRIMARY ATTORNEY
Address:	GREG FINNERTY LAW FIRM P.O. BOX 3801	City/St/Zip:	DUBLIN, OH 43016

Charges

1 Action Code	2919.27(A)(1)	Degree of Offense	M1
Description	VIOLATE PROTECTION ORDER OR CONSENT AGREEMENT - APPROVED PURSUANT TO 2919.26 OR 3113.31		
Action Code Points	① 0		
http://codes.ohio.gov/orc/4510.036			
Amd. Action Code	2923.02	Amd. Degree of Off.	M2
Amd. Description	ATTEMPT TO COMMIT AN OFFENSE		
Amd. Actn. Code Points	① 0		
http://codes.ohio.gov/orc/4510.036			
Disposition Code	GUILTY AMENDED CHRG	Disposition Date	04/30/2018
Plea Code	GUILTY	Plea Date	04/30/2018
Decision Code	GUILTY	Decision Date	04/30/2018
Fine	100	Costs Amount	
Costs Included	NO		
Sent. Traffic Points	① 0	Insur. Proof Shown	YES
http://codes.ohio.gov/orc/4510.036			
Req. Driver Ed.	NO	Driving School	
DUI School			
Lic. Susp. Days		Days In Jail Suspended	88
Days in Jail	90	Days In Jail Credit	
Jail Time Susp.	2	House Arrest Days	
Probation Type		Days of Probation	730
Prob. Start Date	04/30/2018	Prob. End Date	04/29/2020
2 Action Code	2919.27(A)(1)	Degree of Offense	M1
Description	VIOLATE PROTECTION ORDER OR CONSENT AGREEMENT - APPROVED PURSUANT TO 2919.26 OR 3113.31		
Action Code Points	① 0		
http://codes.ohio.gov/orc/4510.036			
Disposition Code	DISMISSED	Disposition Date	04/30/2018
Decision Code	DISMISSED	Decision Date	04/30/2018
Req. Driver Ed.	NO	Driving School	
DUI School			
3 Action Code	2919.27(A)(1)	Degree of Offense	M1
Description	VIOLATE PROTECTION ORDER OR CONSENT AGREEMENT - APPROVED PURSUANT TO 2919.26 OR 3113.31		
Action Code Points	① 0		
http://codes.ohio.gov/orc/4510.036			
Disposition Code	DISMISSED	Disposition Date	04/30/2018
Decision Code	DISMISSED	Decision Date	04/30/2018

Req. Driver Ed.

NO

Driving School**DUI School****# Disposition**

<u>Status</u>	<u>Status Date</u>	<u>Disposition Code</u>	<u>Disposition Date</u>
CLOSED	10/12/2017	WARRANT ISSUED	10/12/2017
CLOSED	10/12/2017	TRANSFER	10/16/2017
CLOSED	10/16/2017	GUILTY TO AMEND CHARGE	04/30/2018

Financial Summary

<u>Docket Application</u>	<u>Amount Owed</u>	<u>Amount Paid</u>	<u>Amount Dismissed</u>	<u>Balance</u>
BONDCOST CLOSED	\$50.00	\$50.00	\$0.00	\$0.00
PAYMENT	\$450.00	\$450.00	\$0.00	\$0.00
DEPOSIT	\$263.00	\$263.00	\$0.00	\$0.00
FINE	\$100.00	\$100.00	\$0.00	\$0.00
COST	\$217.00	\$217.00	\$0.00	\$0.00
PROBATION FEE	\$240.00	\$100.00	\$140.00	\$0.00
BOND	\$554.00	\$554.00	\$0.00	\$0.00
TOTAL:	\$1,424.00	\$1,284.00	\$140.00	\$0.00

Receipts

<u>Number</u>	<u>Cash Book</u>	<u>Received From</u>	<u>Status Date</u>	<u>Total Amount</u>
17418395	TRAFFIC/CRIMINAL	GREGORY FINNERTY	FINAL 10/13/2017	\$554.00
18347953	TRAFFIC/CRIMINAL	STATE FEES	FINAL 05/03/2018	\$104.00
18373914	TRAFFIC/CRIMINAL	EUBANKS-TRAVIS, SCOTT	FINAL 07/06/2018	\$100.00
18380629	TRAFFIC/CRIMINAL	SCOTT EUBANKS	FINAL 07/20/2018	\$100.00
18381130	TRAFFIC/CRIMINAL	TIME PAYMENT APPLIED	FINAL 07/23/2018	\$100.00
18411436	TRAFFIC/CRIMINAL	EUBANKS-TRAVIS, SCOTT	FINAL 10/03/2018	\$163.00
18411676	TRAFFIC/CRIMINAL	TIME PAYMENT APPLIED	FINAL 10/04/2018	\$163.00

Checks

<u>Created</u>	<u>Payee Name</u>	<u>Description</u>	<u>Amount</u>
05/03/2018	GREGORY N FINNERTY	Case: 2017 CR B 021581 REFUND APPEARANCE BOND DEP	\$450.00

Events

<u>Event</u>	<u>Date</u>	<u>Start</u>	<u>End</u>	<u>Judge</u>	<u>Ct.Rm.</u>	<u>Result</u>
ARRAIGNMENT SCHEDULED	-10/13/2017	09:00	09:25	AR4D,	4D	JURY TIME NOT
ARCRIM		AM	AM	COURTROOM	4D	WAIVED
PRE TRIAL - HUMMER	11/13/2017	09:30	09:55	HUMMER, MARK	14B	
		AM	AM			
PRE TRIAL - HUMMER	01/03/2018	09:00	09:25	HUMMER, MARK	14B	
		AM	AM			

JURY TRIAL - HUMMER	02/21/2018	09:30	09:55	HUMMER, MARK	14B
		AM	AM		
PLEA HEARING - HUMMER	03/28/2018	10:00	10:25	HUMMER, MARK	14B
		AM	AM		
SENTENCING HEARING - HUMMER	04/30/2018	10:00	10:25	HUMMER, MARK	14B
		AM	AM		

Docket

<u>Date</u>	<u>Text</u>	<u>Amount</u>	<u>Balance</u>
05/20/2019	MEMO CONTRA FILED MEMO CONTRA DEFENDANT'S MOTION FOR RECONSIDERATION OF SENRTENCE AND POSTCONVICTION RELIEF FILED		
03/27/2019	MOTION TO MODIFY SENTENCE FILED		
10/03/2018	TIME PAYMENT PAID IN FULL		
10/03/2018	TIME PAYMENT PAID Receipt: 18411436 Date: 10/03/2018	\$163.00	\$0.00
10/03/2018	ONLINE PAYMENT RECEIVED 10/02/18		
07/20/2018	TIME PAYMENT PAID Receipt: 18380629 Date: 07/20/2018	\$100.00	\$0.00
07/20/2018	PAYMENT RECEIVED BY FAX RECIEVED ON: AMOUNT AUTHORIZED: PAYMENT RECEIVED BY FAX DATE: 7/20/18 AMOUNT AUTHORIZED: \$100 + CC FEES		
07/06/2018	TIME PAYMENT INFORMATION TIME PAYMENT AGREEMENT Sent on: 07/06/2018 07:53:27.18		
07/06/2018	DEFENDANT SIGNED UP FOR TIME PAYMENTS Receipt: 18373914 Date: 07/06/2018	\$25.00	\$0.00
07/06/2018	MONTHLY TIME PAYMENT: PAYMENT FOR THIS CASE IS \$.00. THE DEFENDANT'S DUE DATE IS THE OF EACH MONTH. MONTHLY TIME PAYMENT: PAYMENT FOR THIS CASE IS \$25.00. THE DEFENDANT'S DUE DATE IS THE 1ST OF EACH MONTH.		
05/03/2018	REFUND APPEARANCE BOND DEPOSITS	\$450.00	\$0.00
05/03/2018	APPEARANCE BOND COSTS CLOSED Receipt: 18347953 Date: 05/03/2018	\$50.00	\$0.00
05/03/2018	STATE BAIL SURCHARGE Receipt: 18347953 Date: 05/03/2018	\$25.00	\$0.00
04/30/2018	FINE SUSPENDED IF DEFENDANT PAYS COSTS TIMELY LIMIT PROBATION FEE TO \$100 IF REMAINING FINES AND COST PAID TIMELY.		
04/30/2018	SUPERVISION FEE FOR THE PERIOD OF _ MONTHS SUPERVISION FEE FOR THE PERIOD OF 24 MONTHS Receipt: 18381130 Date: 07/23/2018 Receipt: 18411676 Date: 10/04/2018	\$240.00	\$0.00

04/30/2018 **IMAGE OF SENTENCING AND/OR JUDGEMENT ENTRY**

04/30/2018 **DEFENDANT IS AUTHORIZED FOR TIME PAYMENTS OR MAY PAY
IN FULL BY ENFORCEMENT DATE**

04/30/2018 **ENFORCEMENT DATE FOR FINE/ BF AND/OR COSTS** \$5.00 \$0.00
BY 07/30/18 Receipt: 18381130 Date: 07/23/2018

04/30/2018 **FINE** \$100.00 \$0.00
Charge #1: ATTEMPT TO COMMIT AN OFFENSE Receipt: 18411676 Date: 10/04/2018

04/30/2018 **SENTENCING**
Sentence: Fine: 100.00, Susp:
Costs: , Susp: , Incl: N
Jail Start: , Minimum Years: , Months: , Days: 90, Life: N, Maximum Years: , Months: ,
Days: , Life: N, Jail End:
Jail Susp Time (days): 2, Minimum Years: , Months: , Days: 88, Life: N, Maximum Years: ,
Months: , Days: , Life: N
Points: 0, Lic susp: , Dr Ed: N
Susp start: , days: , Susp end:
Clearance Date:
Mod: , narr: , Lic flag:
Dr sch: N, DUI sch: N, Rest:
Prob type: COMMUNITY CONTROL SANCTION, Start: 04/30/2018, End: 04/29/2020,
Minimum Years: , Months: 24, Days: , Life: N, Maximum Years: , Months: , Days: , Life: N
Charge #1: ATTEMPT TO COMMIT AN OFFENSE

04/30/2018 **GUILTY TO AMENDED CHARGE**
Case disposed with disposition of GUILTY TO AMEND CHARGE on 04/30/2018.

03/30/2018 **SUBPOENA GENERATED - SUB**

03/29/2018 **NOTICES PROCESSED - NS**

03/29/2018 **HEARING SCHEDULED - HUHPMN - HUMMER**
Event: SENTENCING HEARING - HUMMER
Date: 04/30/2018 Time: 10:00 am
Judge: HUMMER, MARK Location: 14B LOCATED ON THE 14TH FLOOR

03/28/2018 **CONTINUED REQUEST OF THE DEFENSE** \$5.00 \$0.00
FOR SENT TO 04/30/18 AT 10AM Receipt: 18381130 Date: 07/23/2018

02/27/2018 **SUBPOENA FILED, ISSUED ORDINARY MAIL FOR:** \$8.00 \$0.00
ABIGAIL NEWCOMB Receipt: 18381130 Date: 07/23/2018

02/23/2018 **SUBPOENA GENERATED - SUB**

02/22/2018 **NOTICES PROCESSED - NS**

02/22/2018 **HEARING SCHEDULED - HUHPMN - HUMMER**
Event: PLEA HEARING - HUMMER
Date: 03/28/2018 Time: 10:00 am
Judge: HUMMER, MARK Location: 14B LOCATED ON THE 14TH FLOOR

TW

02/21/2018 **TIME WAIVED**

02/21/2018	CONTINUED	\$5.00	\$0.00
	FOR PLEA TO 03/28/18 AT 10AM Receipt: 18373914 Date: 07/06/2018 Receipt: 18381130 Date: 07/23/2018		
01/09/2018	SUBPOENA FILED, ISSUED ORDINARY MAIL FOR:	\$8.00	\$0.00
	ABIGAIL NEWCOMB Receipt: 18373914 Date: 07/06/2018		
01/05/2018	SUBPOENA FILED, ISSUED FOR:	\$5.00	\$0.00
	Subpoena filed, issued for: RATLIFF,JEFFREY Receipt: 18381130 Date: 07/23/2018		
01/05/2018	SUBPOENA FILED, ISSUED FOR:	\$5.00	\$0.00
	Subpoena filed, issued for: JONES,TODD Receipt: 18373914 Date: 07/06/2018		
01/05/2018	SUBPOENA GENERATED - SUB		
01/04/2018	NOTICES PROCESSED - NS		
01/04/2018	HEARING SCHEDULED - HUH CJM - HUMMER		
	Event: JURY TRIAL - HUMMER		
	Date: 02/21/2018 Time: 9:30 am		
	Judge: HUMMER, MARK Location: 14B LOCATED ON THE 14TH FLOOR		
01/03/2018	TIME WAIVED		
01/03/2018	CONTINUED REQUEST OF THE DEFENSE	\$5.00	\$0.00
	FOR JT TO 02/21/18 AT 9:30AM Receipt: 18373914 Date: 07/06/2018		
11/20/2017	SUBPOENA FILED, ISSUED ORDINARY MAIL FOR:	\$8.00	\$0.00
	ABIGAIL NEWCOMB Receipt: 18373914 Date: 07/06/2018		
11/16/2017	SUBPOENA GENERATED - SUB		
11/15/2017	NOTICES PROCESSED - NS		
11/15/2017	HEARING SCHEDULED - HUHPMN - HUMMER		
	Event: PRE TRIAL - HUMMER		
	Date: 01/03/2018 Time: 9:00 am		
	Judge: HUMMER, MARK Location: 14B LOCATED ON THE 14TH FLOOR		
11/14/2017	CONTINUED REQUEST OF THE DEFENSE	\$5.00	\$0.00
	FOR PT TO 01/03/18 AT 9AM Receipt: 18373914 Date: 07/06/2018		
11/07/2017	SUBPOENA FILED, ISSUED ORDINARY MAIL FOR:	\$8.00	\$0.00
	ABIGAIL NEWCOMB Receipt: 18373914 Date: 07/06/2018		
10/17/2017	SUBPOENA FILED, ISSUED FOR:	\$5.00	\$0.00
	Subpoena filed, issued for: JONES,TODD Receipt: 18373914 Date: 07/06/2018		
10/17/2017	SUBPOENA GENERATED - SUB		
10/16/2017	PROSECUTOR COVERSHEET PRINTED		
10/16/2017	NOTICES PROCESSED - NS		
10/16/2017	HEARING SCHEDULED - HUHPMN - HUMMER		
	Event: PRE TRIAL - HUMMER		
	Date: 11/13/2017 Time: 9:30 am		
	Judge: HUMMER, MARK Location: 14B LOCATED ON THE 14TH FLOOR		
	TNW		
10/16/2017	CASE ASSIGNED TO JUDGE		
10/14/2017	REFER TO ASSIGNED JUDGE		

10/14/2017	REFER TO ASSIGNED JUDGE		
10/13/2017	MISDEMEANOR INITIAL APPEARANCE SHEET		
	ARRAIGNMENT MISDEMEANOR		
10/13/2017	DEPOSIT OF APPEARANCE BOND	\$500.00	\$0.00
	Receipt: 17418395 Date: 10/13/2017		
10/13/2017	STATE FEES ON DEPOSIT FOR MISDEMEANORS	\$29.00	\$0.00
	Receipt: 17418395 Date: 10/13/2017		
10/13/2017	BOND SURCHARGE	\$25.00	\$0.00
	Receipt: 17418395 Date: 10/13/2017		
10/13/2017	ARREST INFORMATION		

Arrest Bond Changed on Case:

Action Code: VIOLATE PROTECTION ORDER OR CONSENT AGREEMENT - APPROVED
PURSUANT TO 2919.26 OR 2113.31

Arrest Date: 10/12/2017

Custody Location: MAIN JAIL FCCC1

Arrest # Type: SLATE

Number: 201724318

Bond Status: INACTIVE

Status Date: 10/13/2017

Okay to Apply: No

Bond Type: C/S OR AB

Bond Amount: 5054

Cash Depositor: FINNERTY, GREGORY N

Comments: HUMMER

Arrest Bond Changed on Case:

Action Code: VIOLATE PROTECTION ORDER OR CONSENT AGREEMENT - APPROVED
PURSUANT TO 2919.26 OR 2113.31

Arrest Date: 10/12/2017

Custody Location: MAIN JAIL FCCC1

Arrest # Type: SLATE

Number: 201724318

Bond Status: INACTIVE

Status Date: 10/13/2017

Okay to Apply: No

Bond Type: CASE BOND

Cash Depositor: FINNERTY, GREGORY N

Comments: HUMMER

Arrest Bond Changed on Case:

Action Code: VIOLATE PROTECTION ORDER OR CONSENT AGREEMENT - APPROVED
PURSUANT TO 2919.26 OR 2113.31

Arrest Date: 10/12/2017

Custody Location: MAIN JAIL FCCC1

Arrest # Type: SLATE

Number: 201724318

Bond Status: INACTIVE

Status Date: 10/13/2017

Okay to Apply: No

Bond Type: CASE BOND

Cash Depositor: FINNERTY, GREGORY N

Comments: HUMMER

10/13/2017 **NOT GUILTY - JURY TIME NOT WAIVED** \$5.00 \$0.00

Attorney: FINNERTY, GREGORY N (0037739) Receipt: 18373914 Date: 07/06/2018

10/13/2017 **STAY AWAY FROM PW AS A CONDITION OF BOND**

10/13/2017 **NO FURTHER ACTS OF VIOLENCE AS A CONDITION OF BOND**

10/13/2017 **NO POSSESSION OF FIREARMS OR AMMUNITION AS CONDITION OF BOND**

10/13/2017 **DEFENDANT IS NOT PERMITTED TO CONSUME ALCOHOL AND/OR DRUGS OF ABUSE AS A CONDITION OF BOND**

10/13/2017 **ARREST INFORMATION**

Arrest Bond Changed on Case:

Action Code: VIOLATE PROTECTION ORDER OR CONSENT AGREEMENT - APPROVED PURSUANT TO 2919.26 OR 2113.31

Arrest Date: 10/12/2017

Custody Location: MAIN JAIL FCCC1

Arrest # Type: SLATE

Number: 201724318

Bond Status: ACTIVE

Status Date: 10/13/2017

Okay to Apply: No

Bond Type: C/S OR AB

Bond Amount: 5054

Comments: HUMMER

Arrest Bond Changed on Case:

Action Code: VIOLATE PROTECTION ORDER OR CONSENT AGREEMENT - APPROVED PURSUANT TO 2919.26 OR 2113.31

Arrest Date: 10/12/2017

Custody Location: MAIN JAIL FCCC1

Arrest # Type: SLATE

Number: 201724318

Bond Status: ACTIVE

Status Date: 10/13/2017

Okay to Apply: No

Bond Type: CASE BOND

Comments: HUMMER

Arrest Bond Changed on Case:

Action Code: VIOLATE PROTECTION ORDER OR CONSENT AGREEMENT - APPROVED PURSUANT TO 2919.26 OR 2113.31

Arrest Date: 10/12/2017

Custody Location: MAIN JAIL FCCC1

Arrest # Type: SLATE

Number: 201724318

Bond Status: ACTIVE

Status Date: 10/13/2017

Okay to Apply: No

Bond Type: CASE BOND

Comments: HUMMER

10/12/2017 **ARREST INFORMATION**

Arrest Bond Added to Case with:

Action Code: VIOLATE PROTECTION ORDER OR CONSENT AGREEMENT - APPROVED
PURSUANT TO 2919.26 OR 2113.31

Arrest Date: 10/12/2017

Custody Location: MAIN JAIL FCCC1

Arrest # Type: SLATE

Number: 201724318

Bond Status: ACTIVE

Status Date: 10/12/2017

Okay to Apply: No

Bond Type: NO BOND

Arrest Bond Added to Case with:

Action Code: VIOLATE PROTECTION ORDER OR CONSENT AGREEMENT - APPROVED
PURSUANT TO 2919.26 OR 2113.31

Arrest Date: 10/12/2017

Custody Location: MAIN JAIL FCCC1

Arrest # Type: SLATE

Number: 201724318

Bond Status: ACTIVE

Status Date: 10/12/2017

Okay to Apply: No

Bond Type: NO BOND

Arrest Bond Added to Case with:

Action Code: VIOLATE PROTECTION ORDER OR CONSENT AGREEMENT - APPROVED
PURSUANT TO 2919.26 OR 2113.31

Arrest Date: 10/12/2017

Custody Location: MAIN JAIL FCCC1

Arrest # Type: SLATE

Number: 201724318

Bond Status: ACTIVE

Status Date: 10/12/2017

Okay to Apply: No

Bond Type: NO BOND

10/12/2017 **ALERT SERVED**

WARRANT ISSUED served on: 10/12/2017

For: EUBANKS-TRAVIS, SCOTT EMERY

10/12/2017 **IMAGE OF TICKET/COMPLAINT**

10/12/2017 **STATE FEES CRIMINAL MISDEMEANORS VIOLATIONS** \$29.00 \$0.00

Receipt: 18347953 Date: 05/03/2018

10/12/2017 **ARRAIGNMENT SCHEDULED** \$59.00 \$0.00

Event: ARRAIGNMENT SCHEDULED - ARCRIM

Date: 10/13/2017 Time: 9:00 am

Judge: AR4D, COURTROOM 4D Location: 4D LOCATED ON THE 4TH FLOOR Receipt:

18373914 Date: 07/06/2018 Receipt: 18381130 Date: 07/23/2018

10/12/2017 **CASE REOPENED**

10/12/2017 **ALERT ISSUED**

WARRANT ISSUED issued on: 10/12/2017

For: EUBANKS-TRAVIS, SCOTT EMERY

10/12/2017 **WARRANT ISSUED**

\$2.00 \$0.00

WARRANT ISSUED created on: 10/12/2017

For: EUBANKS-TRAVIS, SCOTT EMERY Receipt: 18381130 Date: 07/23/2018

10/12/2017 **SUPPORTING AFFIDAVIT FOR DETERMINATION OF PROBABLE CAUSE FILED.**

10/12/2017 **IMAGE OF COMPLAINT**

10/12/2017 **FINGERPRINTS REQUIRED**

10/12/2017 **FINGERPRINTS REQUIRED**

10/12/2017 **FINGERPRINTS REQUIRED**



Michael C. O'Malley
CUYAHOGA COUNTY PROSECUTOR

September 10, 2019

Chief Calvin Williams
Cleveland Police Department
1300 Ontario Street
Cleveland, Ohio 44113

Re: Officer Melissa Marquard, Badge #1760

Dear Chief Williams,

The Cuyahoga County Prosecutor's Office is required by law to obtain and to disclose to the defense any and all potential impeachment evidence relative to its witnesses. Potential impeachment evidence includes, but is not limited to, any disciplinary actions against officers and any instances involving dishonesty or a lack of candor, or a demonstration of bias. The Cuyahoga County Prosecutor's Office has determined that the following material is potential impeachment evidence that this Office must disclose to opposing counsel: Cleveland Division of Police Internal Affairs Unit Investigation Tracking Sheet, IAU Case CPD2017-0002.

We respectfully request that you notify Officer Marquard of this decision.

Thank you very much.

Respectfully,

Lisa Reitz Williamson
First Assistant Prosecuting Attorney

Cc: Ronald Bakeman, Superintendent, CPD Internal Affairs

OFFICE OF THE PROSECUTING ATTORNEY
The Justice Center • Courts Tower • 1200 Ontario Street • Cleveland, Ohio 44113
(216) 443-7800 • Fax (216) 443-7601



Michael C. O'Malley
CUYAHOGA COUNTY PROSECUTOR

September 9, 2019

Chief Calvin Williams
Cleveland Police Department
1300 Ontario Street
Cleveland, Ohio 44113

Re: Officer Edward Mixon, Badge #718

Dear Chief Williams,

The Cuyahoga County Prosecutor's Office is required by law to obtain and to disclose to the defense any and all potential impeachment evidence relative to its witnesses. Potential impeachment evidence includes, but is not limited to, any disciplinary actions against officers and any instances involving dishonesty or a lack of candor, or a demonstration of bias. The Cuyahoga County Prosecutor's Office has determined that the following material is potential impeachment evidence that this Office must disclose to opposing counsel: CPD Internal Affairs Unit Investigative Report File IAU 17-0057 dated September 27, 2017.

We respectfully request that you notify Officer Mixon of this decision.

Thank you very much.

Respectfully,

Lisa Reitz Williamson
First Assistant Prosecuting Attorney

Cc: Ronald Bakeman, Superintendent, CPD Internal Affairs



Michael C. O'Malley
CUYAHOGA COUNTY PROSECUTOR

September 6, 2019

Chief John Mayjoy
Newburgh Heights Police Department
4071 East 49th Street
Newburgh Heights, Ohio 44105

Re: Officer Joseph Szeleny

Dear Chief Williams,

The Cuyahoga County Prosecutor's Office is required by law to obtain and to disclose to the defense any and all potential impeachment evidence relative to its witnesses. Potential impeachment evidence includes, but is not limited to, any disciplinary actions against officers and any instances involving dishonesty or a lack of candor, or a demonstration of bias. The Cuyahoga County Prosecutor's Office has determined that the following material is potential impeachment evidence that this Office must disclose to opposing counsel: Cleveland Municipal Court Docket Criminal Case Summary in re: Summit County Court Docket re: CR 2019-03-0797; Court of Common Pleas County of Summit Journal Entry re: CR-2019-03-0797.

We respectfully request that you notify Officer Szeleny of this decision.

Thank you very much.

Respectfully,

Lisa Reitz Williamson
First Assistant Prosecuting Attorney

-- Criminal Case Information --	-- 9/4/2019 --
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Case Number	File Date	Type	Case Name
CR-2019-03-0797	03/06/2019	ADULT CRIMINAL	ALISON E. MCCARTY

Parties	
-- Plaintiff --	-- Defendant --
STATE OF OHIO	JOSEPH A. SZELENYI

Last 5 or Less Dockets If Any

Docket Entries			
Date	By Whom	Description	Attachment
07/22/2019	SUMMIT COUNTY CLERK OF COURTS	**CASE COSTED (INTERVENTION)	No Image
07/02/2019	STATE OF OHIO	06/26 INTERVENTION IN LIEU OF CONVICTION PROGRAM W/TERMS. PAY COSTS/FEEES. STATUS 01/08/2020 @ 8:30 A.M. AMC (KS)	Document 1
06/21/2019	JOSEPH SZELENYI	REGULAR MAIL SERVICE - VACANT JOSEPH A. SZELENYI	No Image
06/21/2019	JOSEPH SZELENYI	NOTICE OF FAILURE JOSEPH A. SZELENYI	No Image
06/07/2019	STATE OF OHIO	6/5 JOURNAL ENTRY- STATUS CONT'D. AMC (MR)	Document 2

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IN THE COURT OF COMMON PLEAS
COUNTY OF SUMMIT

THE STATE OF OHIO

Case No. CR-2019-03-0797

vs.

JOSEPH A. SZELENYI, JR.

JOURNAL ENTRY

On June 26, 2019, now comes the Assistant Prosecuting Attorney, KEVIN MAYER, on behalf of the State of Ohio, the Defendant, being in Court with counsel, RACHEL SINDELL, for a hearing on the Defendant's eligibility for Intervention in Lieu of Conviction pursuant to Ohio Revised Code Section 2951.041. Both parties stipulate to the Greenleaf Family Center report.

The Court finds that:

1. The offender's drug dependence or danger of drug dependence was a factor leading to the criminal activity with which the offender is charged, and rehabilitation through treatment would substantially reduce the likelihood of additional criminal activity.
2. The offender has been accepted into an appropriate drug treatment facility or program.
3. If the offender were convicted the offender would be eligible for probation under Section 2951.02 of the Ohio Revised Code.
4. The offender is not a "repeat offender" or "dangerous offender" as defined in Section 2929.01 of the Ohio Revised Code.
5. The offender is not charged with any offense defined in Section 2925.02, or 2925.03, of the Ohio Revised Code.

Upon the hearing and consideration of this Court, the Court stays all criminal proceedings and orders the offender to a period of rehabilitation in accordance with the Greenleaf Family Center findings.

Said Defendant was fully advised of all Constitutional rights and all rights as required under Rule 11 of the Ohio Rules of Criminal Procedure, including post-release control.

Thereupon, by plea and sentencing agreement, Defendant, retracts the formerly entered plea of Not Guilty, and for plea to said Indictment, now enters a plea of GUILTY to:

- Count 1, THEFT OF DRUGS-2913.02(A)(1)(B)(6)-F4
- Count 2, THEFT OF DRUGS-2913.02(A)(1)(B)(6)-F4
- Count 3, THEFT OF DRUGS-2913.02(A)(1)(B)(6)-F4
- Count 4, THEFT OF DRUGS-2913.02(A)(1)(B)(6)-F4
- Count 5, THEFT OF DRUGS-2913.02(A)(1)(B)(6)-F4
- Count 11, AGGRAVATED POSSESSION OF DRUGS-2925.11(A)(C)(1)(A)-F5

IN THE COURT OF COMMON PLEAS
COUNTY OF SUMMIT

THE STATE OF OHIO

Case No. CR-2019-03-0797

vs.

JOSEPH A. SZELENYI, JR.

JOURNAL ENTRY

- Count 12, AGGRAVATED POSSESSION OF DRUGS-2925.11(A)(C)(1)(A)-F5

IT IS FURTHER ORDERED that Count 6, 7, 8, 9, and 10 be DISMISSED, upon recommendation of the Prosecutor.

Said plea, knowingly, intelligently, and voluntarily made, with a full understanding of the consequences, was accepted by the Court.

Upon due consideration, the Court holds a finding of guilty in abeyance and orders the Defendant to a period of rehabilitation not to exceed 1 year under the control and supervision of the Adult Probation Department, conditioned upon the Defendant's voluntary entrance into the appropriate drug abuse facility, and upon the following terms and conditions, to-wit:

1. Report to the Adult Probation Department as directed and abide by the rules and regulations of said Department and/or Adult Parole Authority, refrain from offensive conduct of every nature and obey all laws, and pay a \$20.00 per month fee for services rendered by the Adult Probation Department; said monies to be paid to the Summit County Clerk of Courts, Courthouse, 205 S. High Street, Akron, Ohio 44308-1662.
2. Provide a DNA sample pursuant to Sections 2901.07 and 2152.74 of the Ohio Revised Code.
3. Maintain all Releases for the Adult Probation Department to follow progression in the program.
4. Refrain from all use of alcohol and mood-altering drugs.
5. Be assessed for chemical dependency with treatment and aftercare as directed by the Adult Probation Department.
6. Submit to random urinalysis as directed by the Adult Probation Department.
7. Seek and maintain full-time gainful activity or employment; and/or enroll in some type of meaningful job training, educational or self-improvement program as directed by the Adult Probation Department.
8. Submit to monitoring by the Adult Probation Department in terms of compliance with treatment, abstinence from substance abuse, random urine screens, and full-time employment/gainful activity.
9. Pay the costs of this prosecution and satisfy in full their Court costs and Adult Probation Department fee accounts. If any monies are owed towards restitution in this case, said

IN THE COURT OF COMMON PLEAS
COUNTY OF SUMMIT

THE STATE OF OHIO

Case No. CR-2019-03-0797

vs.

JOSEPH A. SZELENYI, JR.

JOURNAL ENTRY

monies to be applied to restitution first. Monies shall be paid to the Summit County Clerk of Courts, Courthouse, 205 South High Street, Akron, Ohio 44308-1662. Judgment is rendered against the Defendant in favor of the County Of Summit for court costs and fees incurred in this case. If the Defendant fails to pay that judgment or fails to make timely payments towards that judgment under a payment schedule approved by the Court, the Court may order the Defendant to perform community services in an amount of not more than 40 hours per month until the judgment is paid or until the Court is satisfied that the Defendant is in compliance with the approved payment schedule. If the Court orders the Defendant to perform community service, the Defendant will receive credit upon the judgment at the specified hourly credit rate per hour of community service performed, and each hour of community service performed will reduce the judgment by that amount.

IT IS FURTHER ORDERED that the Greenleaf Family Center release their report regarding the Defendant to the Adult Probation Department, FORTHWITH.

IT IS FURTHER ORDERED that an Intervention in Lieu of Conviction status conference be scheduled on January 8, 2020, at 8:30 A.M.



ALISON McCARTY, Judge
Court of Common Pleas
Summit County, Ohio

/avp

cc: Assistant Prosecutor Kevin Mayer
Attorney Rachel Sindell
Department of Operations - Criminal Division
Adult Probation Department



Michael C. O'Malley
CUYAHOGA COUNTY PROSECUTOR

September 6, 2019

Chief Calvin Williams
Cleveland Police Department
1300 Ontario Street
Cleveland, Ohio 44113

Re: Officer Frank A. Costanzo, Badge #974

Dear Chief Williams,

The Cuyahoga County Prosecutor's Office is required by law to obtain and to disclose to the defense any and all potential impeachment evidence relative to its witnesses. Potential impeachment evidence includes, but is not limited to, any disciplinary actions against officers and any instances involving dishonesty or a lack of candor, or a demonstration of bias. The Cuyahoga County Prosecutor's Office has determined that the following material is potential impeachment evidence that this Office must disclose to opposing counsel: Cleveland Municipal Court Docket Criminal Case Summary in re: 2018 TRC 024983; CPD Internal Affairs Unit Investigation Tracking Sheet IAU Case CPD2018-0065.

We respectfully request that you notify Officer Costanzo of this decision.

Thank you very much.

Respectfully,

Lisa Reitz Williamson
First Assistant Prosecuting Attorney

Cc: Ronald Bakeman, Superintendent, CPD Internal Affairs

OFFICE OF THE PROSECUTING ATTORNEY
The Justice Center • Courts Tower • 1200 Ontario Street • Cleveland, Ohio 44113
(216) 443-7800 • Fax (216) 443-7601

2018 TRC 024983 STATE OF OHIO / CITY OF CLEVELAND -VS- COSTANZO, FRANK A LCM

Case Type	TRC - TRAFFIC-DUI	Action:	DR UNDER INFLUENCE ALC/DRUGS
Case Status:	CLOSED		
File Date:	08/18/2018	Next Event:	

[All Information](#) | [Party](#) | [Charge](#) | [Ticket/Citation #](#) | [Event](#) | [Docket](#) | [Financial](#) | [Receipt](#) | [Disposition](#) |

Party Information

COSTANZO, FRANK A - DEFENDANT

DOB	[REDACTED]	Address	[REDACTED]
Disposition			
Disp Date		Alias	

Party Attorney

Attorney Address	HILOW, ESQ, HENRY J. 614 WEST SUPERIOR AVENUE ROCKEFELLER BUILDING SUITE 1300 CLEVELAND, OH 44113 (216)344-9220
Phone	

[More Party Information](#)

PIPER, DANIEL - OFFICER/COMPLAINANT

DOB		Address	DISTRICT 4
Disposition			
Disp Date		Alias	

Party Attorney

[More Party Information](#)

Party Charge Information

COSTANZO, FRANK A - DEFENDANT

433.01A1 - Misdemeanor 1st Degree DR UNDER INFLUENCE ALC/DRUGS

Original Charge	433.01A1 DR UNDER INFLUENCE ALC/DRUGS (Misdemeanor 1st Degree)	Ticket #	2492406
Amended Charge		Place of Offense	CITY OF CLEVELAND
		Offense Location	
		Date of Offense	08/18/2018
		Complainant	

Party Charge Disposition

Disposition Date	
Disposition	09/20/2018 FOUND GUILTY (REPORT TO BMV)

COSTANZO, FRANK A - DEFENDANT

431.34A - Minor Misdemeanor FAILURE TO CONTROL

Original Charge	431.34A FAILURE TO CONTROL (Minor Misdemeanor)	Ticket #	2492406
Amended Charge		Place of Offense	CITY OF CLEVELAND
		Offense Location	
		Date of Offense	08/18/2018
		Complainant	

Party Charge Disposition
Disposition Date
Disposition
09/20/2018
NOLLE

Ticket/Citation #

Citation # : 2492406 - CITY OF CLEVELAND

Offense Date 08/18/2018

Agency	- CLEVELAND POLICE DEPARTMENT PIPER, DANIEL(1113)	Speed Cited	
Officer		Speed Limit	
Second Officer		Location	WEST HURON W/B / WEST 6TH
Complainant		Insured/Proof Accident	Y Y
		Work Zone	
		Haz Mat	
		Points	6

Plate	HKY 8784
State	OH
Year	2018
Type	Passenger Automobile

Events

Date/Time	Location	Type	Result	Event Judge
08/20/2018 08:30 AM	3rd Floor Courtroom C	Arraignment - Defendant posted bond.	NOT GUILTY PLEA ENTERED	Criminal Judge/Magistrate
08/28/2018 09:00 AM	15th Floor Courtroom A	Case scheduled for pretrial hearing.	Continued at Defendants request.	Moore, Lauren C.
09/13/2018 09:00 AM	15th Floor Courtroom A	Case scheduled for pretrial hearing.	Continued at Defendants request.	Moore, Lauren C.
09/20/2018 09:30 AM	15th Floor Courtroom A	Case scheduled for pretrial hearing.	GUILTY / NO CONTEST TO ORIGINAL CHARGE(S)	Moore, Lauren C.
01/08/2019 10:00 AM	15th Floor Courtroom A	Case scheduled for motion hearing.	JUDICIAL REVIEW	Moore, Lauren C.

Docket Information

Date	Docket Text	Amount Owed
08/18/2018	COMPLAINT HAS BEEN RECEIVED AND IS HEREBY FILED Charge #1: DR UNDER INFLUENCE ALC/DRUGS	
08/18/2018	COMPLAINT HAS BEEN RECEIVED AND IS HEREBY FILED Charge #2: FAILURE TO CONTROL	
08/18/2018	BASIC COURT COSTS Charge #1: DR UNDER INFLUENCE ALC/DRUGS Receipt: 882/47 Date: 09/20/2018	\$141.00
08/18/2018	Financial responsibility (insurance) shown.	
08/18/2018	DEFENDANT ARRESTED	
08/18/2018	Hearing Scheduled. Event: Arraignment - Defendant posted bond. Date: 08/20/2018 Time: 8:30 am Judge: Criminal, Judge/Magistrate Location: 3rd Floor Courtroom C	

Date	Docket Text	Amount Owed
08/18/2018	<p>BOND INFORMATION</p> <p>Arrest Bond Added to Case with: Action Code: DR UNDER INFI UFNCF ALC/DRUGS Arrest Date: 08/18/2018 Custody Location: BOND POSTED - DEFENDANT RELEASED Bond Status: EXECUTED Status Date: 08/18/2018 Blanket Bond: Yes Okay to Apply: Yes Bond Type: PERSONAL BOND</p> <p>Charge #1: DR UNDER INFLUENCE ALC/DRUGS</p>	
08/18/2018	<p>A PERSONAL BOND HAS BEEN EXECUTED BY THE DEFENDANT.</p> <p>PERSONAL BOND Sent on: 08/18/2018 07:43:46.52</p>	
08/18/2018	PERSONAL BOND - ADMINISTRATIVE ORDER: EMAILED TO COUNTY JAIL	
08/18/2018	Bond Processing Fee-Gen Receipt: 882747 Date: 09/20/2018	\$5.00
08/19/2018	UPON REVIEW OF THE STATEMENT OF FACTS FORM AND/OR THE COMPLAINT, PROBABLE CAUSE HAS BEEN FOUND. THE DEFENDANT TO REMAIN IN CUSTODY, PENDING FURTHER ORDER OF THE COURT.	
08/20/2018	Defendant entered not guilty plea. Charge #1: DR UNDER INFLUENCE ALC/DRUGS	
08/20/2018	Defendant entered not guilty plea. Charge #2: FAILURE TO CONTROL	
08/20/2018	CASE ASSIGNED TO THE PERSONAL DOCKET OF Participant(s): Judge Lauren C. Moore	
08/20/2018	<p>Case continued. Event: Case scheduled for pretrial hearing. Date: 08/28/2018 Time: 9:00 am Judge: Moore, Lauren C. Location: 15th Floor Courtroom A</p> <p>Result: Continued at Defendants request.</p>	
08/28/2018	<p>Case continued. Event: Case scheduled for pretrial hearing. Date: 09/13/2018 Time: 9:00 am Judge: Moore, Lauren C. Location: 15th Floor Courtroom A</p>	
08/28/2018	<p>Case continued at defendants request. The following event: Case scheduled for pretrial hearing, scheduled for 08/28/2018 at 9:00 am has been resulted as follows:</p> <p>Result: Continued at Defendants request. Judge: Moore, Lauren C. Location: 15th Floor Courtroom A Receipt: 882747 Date: 09/20/2018</p>	\$10.00
09/13/2018	Attorney of record is: <u>HILOW</u>	
09/13/2018	A copy of the Magistrates decision and additional advisements was served on all parties or their attorneys at the conclusion of the hearing pursuant to Crim R19(E)(3)(a)	
09/13/2018	<p>Case continued at defendants request. The following event: Case scheduled for pretrial hearing, scheduled for 09/13/2018 at 9:00 am has been resulted as follows:</p> <p>Result: Continued at Defendants request. Judge: Moore, Lauren C. Location: 15th Floor Courtroom A Receipt: 882747 Date: 09/20/2018</p>	\$10.00
09/13/2018	<p>Case continued. Event: Case scheduled for pretrial hearing. Date: 09/20/2018 Time: 9:30 am Judge: Moore, Lauren C. Location: 15th Floor Courtroom A</p>	
09/20/2018	<p>HAVING BEEN FOUND GUILTY, THE DEFENDANT IS SENTENCED TO 180 DAYS OF INCARCERATION AT THE CLEVELAND HOUSE OF CORRECTIONS. 177 DAYS OF INCARCERATION ARE HEREBY SUSPENDED.</p> <p>Charge #1: DR UNDER INFLUENCE ALC/DRUGS</p>	
09/20/2018	Defendant found guilty. Charge #1: DR UNDER INFLUENCE ALC/DRUGS	
09/20/2018	<p>\$ 500.00 of fine suspended. Charge #1: DR UNDER INFLUENCE ALC/DRUGS</p>	

Date	Docket Text	Amount Owed
09/20/2018	ON THE PROSECUTOR'S MOTION, THIS MATTER MARKED NOLLE PROSEQUI. DEFENDANT IS DISCHARGED ACCORDINGLY. Charge #2: FAILURE TO CONTROL	
09/20/2018	Fine and costs amounts due until waiver is paid or defendant found guilty Charge #1: DR UNDER INFLUENCE ALC/DRUGS Receipt: 882747 Date: 09/20/2018	\$1,000.00
09/20/2018	Attorney of record is: ___H. HILOW_____.	
09/20/2018	Community Control Conditions: ATJ IN LIEU OF 3 DAYS : INACTIVE UPON COMPLETETION	
09/20/2018	Defendant ordered to complete Drivers Intervention Program.	\$0.00
09/20/2018	Drivers license suspended from __08/18/18__ to __02/18/19_____.	
09/20/2018	BASED UPON INFORMATION PROVIDED TO THIS COURT IT HAS BEEN DETERMINED THAT THIS IS THE DEFENDANT'S 1 ST DUI WITHIN THE PAST SIX YEARS	
09/20/2018	Defendant ordered to active community control supervision for ___1___yrs. _____mos. Receipt: 882747 Date: 09/20/2018	\$150.00
09/20/2018	FINE AND COST SHEET GIVEN TO DEFENDANT FINE AND COSTS - BALANCE DUE Sent on: 09/20/2018 10:10:06.78	
09/20/2018	FINE AND/OR COURT COSTS HAVE BEEN PAID. 816.00	
09/20/2018	Limited driving privileges granted: ___UNTIL 12/19/2018_____.	
09/20/2018	DEFENDANT HAS FILED A MOTION A MOTION REQUESTING LIMITED DRIVING PRIVILEGES.	\$50.00
09/20/2018	FINE AMOUNT DUE Charge #1: DR UNDER INFLUENCE ALC/DRUGS	\$1,000.00
09/21/2018	CASE REFERRED TO PROBATION (JAIL FILE)	
12/21/2018	MOTION FILED BY DEFENDANT / MOTION TO EXTEND OCCUPATIONAL DRIVING PRIVILEGES Attorney: HILOW ESQ. HENRY J. (19601)	\$5.00
12/21/2018	REQUEST FOR LIMITED DRIVING PRIVILEGES IS HEREBY GRANTED. OSJ. CR (F) OCCUPATIONAL DRIVING PRIVILEGE ORDER Sent on: 12/21/2018 11:27:39.80	
12/31/2018	Case continued. Event: Case scheduled for motion hearing. Date: 01/08/2019 Time: 10:00 am Judge: Moore, Lauren C. Location: 15th Floor Courtroom A Result: JUDICIAL REVIEW	
01/08/2019	THIS CASE WAS PLACED ON THE DOCKET FOR REVIEW. THERE IS NO ACTION REQUIRED AT THIS TIME. REFER TO PREVIOUS JOURNAL FOR STATUS OF CASE	

Financial Summary

Cost Type	Amount Owed	Amount Paid	Amount Adjusted	Amount Outstanding
COSTS	\$180.00	\$175.00	\$0.00	\$5.00
FEE	\$50.00	\$0.00	\$0.00	\$50.00
FINE	\$2,000.00	\$500.00	① \$1,500.00	\$0.00
BASIC COURT COST (F)	\$141.00	\$141.00	\$0.00	\$0.00
	\$2,371.00	\$816.00	\$1,500.00	\$55.00

Receipts

Receipt Number	Receipt Date	Received From	Payment Amount
			\$816.00

Receipt Number	Receipt Date	Received From	Payment Amount
882747	09/20/2018	COSTANZO, FRANK A	\$816.00 \$816.00

Case Disposition

Disposition	Date
(AJ) TRANSFER FROM AJ TO IJ	08.20.2018
(IJ) GLTY/NO CONT TO ORIGINAL CHARGE	09.20.2018

Cleveland Division of Police
Internal Affairs Unit
Investigation Tracking Sheet

IAU Case: CPD2018-0065

Victim/Complainant(s): City of Cleveland

Officer(s) Involved: PO Frank Costanzo #974

Nature of Allegation: OVI

UDFIT: _____	FATAL: _____	NON-FATAL: _____	NO-INJURY: _____	SUICIDE: _____
ACCIDENTAL: _____	IN-CUSTODY: _____			
HOMICIDE UNIT # _____				
DATE OVERSIGHT REPORT COMPLETED & DELIVERED TO BSI: _____				
DATE REFERRED FOR TACTICAL REVIEW: _____				

Location of Incident: W. Huron and W. 6th Date: 8/18/18

Assigned Investigator: Sergeant Steckle #9124 Assigned: 8/18/18

Reviewed by OIC: Sergeant Neidbalson #9154 AOIC Date: 11/21/18

Comments/Recommendations:

On August 18, 2018, Patrol Officer Frank Costanzo #974, was arrested by members of Zone Car 3A32, PO Daniel Piper #1113 and PO Carmen Messina #1999 for Operating a Vehicle While Intoxicated (OVI), CCO 433.01a1 (M-1) and Failure to Control, CCO 434.01A (MM).

On September 20, 2018, PO Costanzo entered a plea of "guilty" to the charge of Operating a Vehicle While Intoxicated (OVI), CCO 433.01a1 (M-1). The remaining charge of Failure to Control was dismissed.

Sergeant Steckle conducted a thorough, fair and impartial investigation. Sergeant Steckle has identified one specification as a result of his investigation. Below is the specification as identified by Sergeant Steckle's investigation with my recommendation:

Specification #1

On August 18, 2018, Patrol Officer Frank Costanzo #974 was arrested by Cleveland Police and charged with OVI (M-1), and Failure to Control (MM). On September 20, 2018, Patrol Officer Frank Costanzo #974 plead guilty to the charge of Operating a Vehicle While Under the Influence of Alcohol, Cleveland codified ordinance

Cleveland Division of Police
Internal Affairs Unit
Investigation Tracking Sheet

IAU Case: CPD2018-0065

433.01A1 (M-1). The guilty plea was accepted by the court and Patrol Officer Frank Costanzo was sentenced immediately

I recommend that Specification #1 be submitted to the Chief's Office with a recommendation of **SUSTAINED**, as it pertains to the following violation, Manual of Rules 2.01, 2.04, 2.14, 4.12, 5.01, 5.08, General Police Orders 1.1.02, 1.1.03. Based on the Preponderance of the Evidence and a finding of Guilty, I fully concur with Sergeant Steckle's recommendation. Accordingly, I recommend that the file be submitted to the Chief's Office. If the chain of command concurs, I recommend the listed administrative charges be preferred against Patrol Officer Frank Costanzo #974, as outlined in specification #1 of Sergeant Steckle's report.

IAU OIC's Signature: *Wendy Meindl* #9154 AOIC

Reviewed by Superintendent of IA: Ronald B. Bakeman, #3810

Comments/Recommendations:

P.O. Frank Costanzo, #974, on the evening of August 18, 2018, while off duty, was in an automobile accident (rear ended a stopped vehicle) on West Huron Road. Members of CDP responded to the scene and conducted a full and complete investigation (WCSs were reviewed by IA), including contacting Internal Affairs. P.O. Costanzo refused to take a breath test, conveyed to the Cuyahoga County Jail, and charged with OVI and Failure to Control.

On September 20, 2018, P.O. Costanzo appeared in Cleveland Municipal Court, plead guilty to OVI, in violation of 433.01A1, a first degree misdemeanor, and was sentenced to one year of inactive probation, the alternative to jail program (ATJ), \$816 fine and costs, and license suspended with limited driving privileges.

Sgt. Steckle conducted a full, complete, timely, and bias free investigation. Sgt. Steckle's finding and recommendation is clear and concise. I concur with Sgt. Steckle's and IA OIC's finding that Specification #1, is "sustained" and that administrative charges be filed. Accordingly, I recommend that the file be referred to the Chief's Office for review and with a final determination of what, if any, charges are filed.

Superintendent's Signature: *Ronald B. Bakeman*, # 3810

Date Sent to Chief for Review: 11-21-18 Delivered By: *Neidbalsen* #9154

Received by Signature: *Janel Salinas* 9204

Internal Affairs Unit
Investigative Report

File: CPD2018-0065

Date: September 26th, 2018

Examined By: Charles Neidbalsen #9154, AOIC

Date: November 21, 2018

From: Jason Steckle, Sergeant #9124

To: Charles Neidbalsen, Sergeant #9154 (AOIC)

Subject: OVI arrest (Patrol Officer Frank Costanzo #974)

Sir,

On September 6th, 2018 I received this assignment to monitor the criminal case against Patrol Officer Frank Costanzo #974. Patrol Officer Costanzo had been arrested on ~~September 18th~~ ^{August} 18th, 2018, by members Zone Car 3A32 Patrol Officers Daniel Piper #1113 and Carmen Messina #1999. Patrol Officer Costanzo had been charged with Operating a Vehicle Under the Influence CCO 433.01A1, a misdemeanor of the first degree as well as Failure to Control CCO 431.34A, a minor misdemeanor. I received and reviewed the report generated by members of 3A32, the UTT, OH-1 accident report, WCS video, and CCS audio recordings related to this incident. The following are the facts of the arrest, the final disposition in the Cleveland Municipal Court and my recommendations.

Involved Officer

Patrol Officer Frank Costanzo #974

SSN: [REDACTED]

DOB: [REDACTED] Date of hire: [REDACTED]

Current assignment: 2nd District Basic Patrol

Complainant

Cleveland Division of Police

Occurrence

August 18th, 2018 - At approximately 0135 hours Patrol Officer Frank Costanzo was operating his personally owned vehicle westbound on West Huron Road when he rear ended a stopped vehicle at W. 6th Street, causing that vehicle to strike another vehicle in front of it. CCS was notified of the crash and advised that one of the parties may be intoxicated. Fire and EMS responded and two people in one of the vehicles were conveyed to Metro Health Medical Center where they were treated and released. Fire notified CCS that an off duty Cleveland Police Officer was on scene and that he was intoxicated. CCS notified a Cleveland Police Supervisor and the assignment was given to members of 3A32. Sergeant David Harris #9146 who was assigned to 3S34 subsequently responded after 3A32 had arrived. Field sobriety tests (FST) were initiated on Costanzo and it was determined that probable cause existed to arrest him for Operating a Vehicle While Intoxicated (OVI). Sgt. Harris notified the Bureau of Integrity Control and Sgt. Jayson Young #9181, Sgt. Charles Neidbalsen #9154 and Superintendent Ronald Bakeman responded to the scene.

Internal Affairs Unit
Investigative Report

File: CPD2018-0065

Date: September 26th, 2018

Examined By: Charles Neidbals #9154, ASK Date: November 21, 2018

From: Jason Steckle, Sergeant #9124

To: Charles Neidbals, Sergeant #9154 (AOIC)

Subject: OVI arrest (Patrol Officer Frank Costanzo #974)

Patrol Officer Paul Crawford #439 who was assigned to 3D37 responded to assist and towed two vehicles, one of which belonged to Patrol Officer Costanzo. Members of 3A32 conveyed Patrol Officer Costanzo to CPU where they were met by Patrol Officer John Sanderson #733 who was assigned to 3C31 for the purpose of conducting a breath test. At CPU Patrol Officer Costanzo declined to take the test and he was subsequently conveyed to the Cuyahoga County Jail where he was issued UTT 2492406 for violation of CCO 433.01A1 (M-1) OVI and CCO 431.34A (MM) Failure to Control. In addition to the UTT, members of 3A32 completed LERMS report number 2018-249111 titled OVI/Arrest as well as a OH-1 Accident Report and OVI paperwork to go with the UTT.

September 20th, 2018 - In Cleveland Municipal Court, Costanzo entered a plea of "guilty" to the charge of Operating a Vehicle While Intoxicated (OVI), Cleveland codified ordinance 433.01A1(M-1). The court accepted the guilty plea and the remaining charge of Failure to Control was dismissed. Costanzo received the following sentence:

1. License suspended 08/18/18 - 02/18/19 with limited driving privileges granted.
2. Fine and costs \$816.00
3. Alternative to jail (ATJ) program in lieu of 3days jail and one year inactive probation upon completion.

Motor Vehicle Crash Investigation

VC2018-0080 was entered into Blue Team by Sergeant David Harris with a disposition of **preventable**. This Blue Team entry was released into LA Pro by Lt. Robert Tucker of the Inspections Unit.

Wearable Camera System (WCS)

All officers who responded to the scene to include Sergeant David Harris #9146 as well as Patrol Officer's Daniel Piper #1113, Carmen Messina #1999, Paul Crawford #439 and John Sanderson #733 maintained their WCS in event mode throughout the assignment. All WCS footage was reviewed and maintained within policy. Additionally, all officers conducted themselves in a professional manner.

Communication Control Section (CCS) Recordings

Audio recordings of calls to CCS as well as dispatch recordings and the Event Chronology report were obtained and reviewed. No violations of policy were identified and they corroborate the facts as stated above.

Internal Affairs Unit
Investigative Report

File: CPD2018-0065

Date: September 26th, 2018

Examined By: Char Neidb/9154 AOK Date: November 21, 2018

From: Jason Steckle, Sergeant #9124

To: Charles Neidbalsen, Sergeant
#9154 (AOIC)

Subject: OVI arrest (Patrol Officer Frank Costanzo #974)

Conclusion and recommendation

Specification #1

On August 18th, 2018, Patrol Officer Frank Costanzo #974 was arrested by Cleveland Police and charged with OVI (M-1), and failure to control (MM). On September 20th, 2018 Patrol Officer Frank Costanzo #974 plead guilty to the charge of Operating a Vehicle While Under the Influence of Alcohol, Cleveland codified ordinance 433.01A1 (M-1). The guilty plea was accepted by the court and Patrol Officer Frank Costanzo was sentenced immediately.

In accordance with Rule 2.13 of *The Manual of Rules for the Conduct and Discipline of Employees of the Division of Police 2012*, I recommend Patrol Officer Frank Costanzo #974 be disciplined for violating the following and any other applicable rules, regulations, or General Police Orders:

Manual of Rules

2.01 Personnel shall not violate any law of the United States, the State of Ohio, Charter provision or ordinance of the City of Cleveland, or neglect to perform any duty required by law, nor shall they engage in any conduct that would constitute a crime under the laws of the United States, the State of Ohio, or the Charter provisions or ordinances of the City of Cleveland.

2.04 Personnel shall study all rules, General Police Orders and directives pertaining to their duties, and shall be held accountable for any action contrary to these instructions.

2.14 The following are additional grounds for disciplining personnel, including removal, in addition to the grounds stated in Civil Service Commission rule 9.10:

- a. Incompetence
- b. Gross neglect of duty
- c. Gross immorality
- d. Habitual drunkenness
- e. Failure to obey orders given by proper authority
- f. Any other reasonable and just cause

4.12 Personnel shall be considered to be on duty at all times for purposes of discipline.

Internal Affairs Unit
Investigative Report

File: CPD2018-0065

Date: September 26th, 2018

Examined By: Charles Neidbalson #9154 AOIC

Date: November 21, 2018

From: Jason Steckle, Sergeant #9124

To: Charles Neidbalson, Sergeant #9154 (AOIC)

Subject: OVI arrest (Patrol Officer Frank Costanzo #974)

5.01 Personnel shall not engage in any conduct, speech or acts while on duty or off duty that would reasonably tend to diminish the esteem of the Division of Police or its personnel in the eyes of the public.

5.08 Personnel shall conduct themselves in such a manner as to command the respect of the public

General Police Orders

1.1.02 (Values Mission Statement of the Cleveland Division of Police)

1.1.03 (Standards of Conduct and Courtesy).

Respectfully,



Jason Steckle, Sergeant #9124



Michael C. O'Malley
CUYAHOGA COUNTY PROSECUTOR

August 20, 2019

Chief Calvin Williams
Cleveland Police Department
1300 Ontario Street
Cleveland, Ohio 44113

Re: Officer John Petkac Badge # 1821

Dear Chief Williams,

The Cuyahoga County Prosecutor's Office is required by law to obtain and to disclose to the defense any and all potential impeachment evidence relative to its witnesses. Potential impeachment evidence includes, but is not limited to, any disciplinary actions against officers and any instances involving dishonesty or a lack of candor, or a demonstration of bias. The Cuyahoga County Prosecutor's Office has determined that the following material is potential impeachment evidence that this Office must disclose to opposing counsel concerning Officer John Petkac: CPD RMS Report # 19-00220960 by reporting Officer Petkac; WCS RMS 19-00220960.

We respectfully request that you notify Officer Petkac of this decision.

Thank you very much.

Respectfully,

Lisa Reitz Williamson
First Assistant Prosecuting Attorney

Cc: Ronald Bakeman, Superintendent, CPD Internal Affairs

OFFICE OF THE PROSECUTING ATTORNEY
The Justice Center • Courts Tower • 1200 Ontario Street • Cleveland, Ohio 44113
(216) 443-7800 • Fax (216) 443-7601



Michael C. O'Malley
CUYAHOGA COUNTY PROSECUTOR

April 11, 2019

Chief Calvin Williams
Cleveland Police Department
1300 Ontario Street
Cleveland, Ohio 44113

Re: Officer Mario Lozada, Badge # 1761

Dear Chief Williams,

The Cuyahoga County Prosecutor's Office is required by law to obtain and to disclose to the defense any and all potential impeachment evidence relative to its witnesses. Potential impeachment evidence includes, but is not limited to, any disciplinary actions against officers and any instances involving dishonesty or a lack of candor, or a demonstration of bias. The Cuyahoga County Prosecutor's Office has determined that the following material is potential impeachment evidence that this Office must disclose to opposing counsel concerning Officer Mario Lozada: Court of Common Pleas indictment in CR 637308; CR 638404, copies of which is attached.

We respectfully request that you notify Officer Lozada of this decision.

Thank you very much.

Respectfully,


Lisa Reitz Williamson
First Assistant Prosecuting Attorney

Cc: Ronald Bakeman, Superintendent, CPD Internal Affairs

OFFICE OF THE PROSECUTING ATTORNEY
The Justice Center • Courts Tower • 1200 Ontario Street • Cleveland, Ohio 44113
(216) 443-7800 • Fax (216) 443-7601

**Cuyahoga County Court of Common Pleas
Criminal Court Division**

State of Ohio,

Plaintiff

vs.

Mario Lozada,

Defendant

A True Bill Indictment For

**Unlawful Sexual Conduct With A Minor - F3
§2907.04(A)**

11 Additional Count(s)

Dates of Offense (on or about)

07/13/2018 to 11/14/2018

The Term Of

January of 2019

Case Number

637308-19-CR

The State of Ohio,

Cuyahoga County

} SS.

Count One **Unlawful Sexual Conduct With A Minor - F3
§2907.04(A)**

Defendants Mario Lozada

Date of Offense On or about July 13, 2018

The Jurors of the Grand Jury of the State of Ohio, within and for the body of the County aforesaid, on their oaths, IN THE NAME AND BY THE AUTHORITY OF THE STATE OF OHIO, do find and present, that the above named Defendant(s), on or about the date of the offense set forth above, in the County of Cuyahoga, unlawfully

did engage in sexual conduct with Jane Doe, not his spouse and Mario Lozada being eighteen years of age or older, to wit: [REDACTED] knowing that Jane Doe was thirteen years of age or older but less than sixteen years of age, to wit: 07/31/2003, or was reckless in that regard.

FURTHERMORE, the offender is at least four years older than the other person with whom the offender engaged in sexual conduct and the offender is ten or more years older than the victim.

First incident

The offense is contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio.



Foreperson of the Grand Jury



Prosecuting Attorney

Count Two **Pandering Sexually-Oriented Matter Involving a Minor - F2**
§2907.322(A)(1)

Defendants Mario Lozada

Date of Offense On or about July 13, 2018

The grand jurors, on their oaths, further find that the Defendant(s) unlawfully

did, with knowledge of the character of the material or performance involved, create, record, photograph, film, develop, reproduce, or publish material that shows a minor participating or engaging in sexual activity, masturbation, or bestiality.

First incident.

The offense is contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio.

Count Three **Compelling Prostitution - F3**
§2907.21(A)(3)(a)

Defendants Mario Lozada

Date of Offense On or about July 13, 2018

The grand jurors, on their oaths, further find that the Defendant(s) unlawfully

did knowingly pay or agree to pay a minor, to wit: Jane Doe, 07/31/2003, either directly or through the minor's agent, so that Jane Doe will engage in sexual activity, whether or not the offender knows the age of Jane Doe.

First incident.

The offense is contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio.

Count Four **Unlawful Sexual Conduct With A Minor - F3**
§2907.04(A)

Defendants Mario Lozada

Date of Offense On or about August 1, 2018 to August 31, 2018

The grand jurors, on their oaths, further find that the Defendant(s) unlawfully

did engage in sexual conduct with Jane Doe, not his spouse and Mario Lozada being eighteen years of age or older, to wit: [REDACTED] knowing that Jane Doe was thirteen years of age or older but less than sixteen years of age, to wit: 07/31/2003, or was reckless in that regard.

FURTHERMORE, the offender is at least four years older than the other person with whom the offender engaged in sexual conduct and the offender is ten or more years older than the victim.

The offense is contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio.



Foreperson of the Grand Jury



Prosecuting Attorney

Count Five **Compelling Prostitution - F3**
 §2907.21(A)(3)(a)

Defendants Mario Lozada

Date of Offense On or about August 1, 2018 to August 31, 2018

The grand jurors, on their oaths, further find that the Defendant(s) unlawfully

did knowingly pay or agree to pay a minor, to wit: Jane Doe, 07/31/2003, either directly or through the minor's agent, so that Jane Doe will engage in sexual activity, whether or not the offender knows the age of Jane Doe.

The offense is contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio.

Count Six **Unlawful Sexual Conduct With A Minor - F4**
 §2907.04(A)

Defendants Mario Lozada

Date of Offense On or about September 1, 2018 to September 30, 2018

The grand jurors, on their oaths, further find that the Defendant(s) unlawfully

did engage in sexual conduct with Jane Doe, not his spouse and Mario Lozada being eighteen years of age or older, to wit: [REDACTED], knowing that Jane Doe was thirteen years of age or older but less than sixteen years of age, to wit: 07/31/2003, or was reckless in that regard.

FURTHERMORE, the offender is at least four years older than the other person with whom the offender engaged in sexual conduct.

The offense is contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio.

Count Seven **Compelling Prostitution - F3**
 §2907.21(A)(3)(a)

Defendants Mario Lozada

Date of Offense On or about September 1, 2018 to September 30, 2018

The grand jurors, on their oaths, further find that the Defendant(s) unlawfully

did knowingly pay or agree to pay a minor, to wit: Jane Doe, 07/31/2003, either directly or through the minor's agent, so that Jane Doe will engage in sexual activity, whether or not the offender knows the age of Jane Doe.

The offense is contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio.

Foreperson of the Grand Jury

Prosecuting Attorney

Count Eight **Unlawful Sexual Conduct With A Minor - F3**
§2907.04(A)

Defendants Mario Lozada

Date of Offense On or about November 14, 2018

The grand jurors, on their oaths, further find that the Defendant(s) unlawfully

did engage in sexual conduct with Jane Doe, not his spouse and Mario Lozada being eighteen years of age or older, to wit: [REDACTED], knowing that Jane Doe was thirteen years of age or older but less than sixteen years of age, to wit: 07/31/2003, or was reckless in that regard.

FURTHERMORE, the offender is at least four years older than the other person with whom the offender engaged in sexual conduct and the offender is ten or more years older than the victim.

Firearm Specification - 1 year - §2941.141(A)

The Grand Jurors further find and specify that

the offender had a firearm on or about his person or under his control while committing the offense.

The offense is contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio.

Count Nine **Compelling Prostitution - F3**
§2907.21(A)(3)(a)

Defendants Mario Lozada

Date of Offense On or about November 14, 2018

The grand jurors, on their oaths, further find that the Defendant(s) unlawfully

did knowingly pay or agree to pay a minor, to wit: Jane Doe, 07/31/2003, either directly or through the minor's agent, so that Jane Doe will engage in sexual activity, whether or not the offender knows the age of Jane Doe.

Firearm Specification - 1 year - §2941.141(A)

The Grand Jurors further find and specify that

the offender had a firearm on or about his person or under his control while committing the offense.

The offense is contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio.



Foreperson of the Grand Jury



Prosecuting Attorney

Count Ten **Pandering Sexually-Oriented Matter Involving a Minor - F4**
 §2907.322(A)(5)

Defendants Mario Lozada

Date of Offense On or about November 14, 2018

The grand jurors, on their oaths, further find that the Defendant(s) unlawfully

did, with knowledge of the character of the material or performance involved, knowingly solicit, receive, purchase, exchange, possess, or control material that shows a minor participating or engaging in sexual activity, masturbation, or bestiality.

Firearm Specification - 1 year - §2941.141(A)

The Grand Jurors further find and specify that

the offender had a firearm on or about his person or under his control while committing the offense.

The offense is contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio.

Count Eleven **Improperly Handling Firearms In A Motor Vehicle - F4**
 §2923.16(B)

Defendants Mario Lozada

Date of Offense On or about November 14, 2018

The grand jurors, on their oaths, further find that the Defendant(s) unlawfully

did knowingly transport or have a loaded firearm in a motor vehicle in such a manner that the firearm is accessible to the operator or any passenger without leaving the vehicle.

The offense is contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio.

Count Twelve **Underage Alcohol Use - UM**
 §4301.69(A)

Defendants Mario Lozada

Date of Offense On or about July 13, 2018 to November 14, 2018

The grand jurors, on their oaths, further find that the Defendant(s) unlawfully

did sell beer or intoxicating liquor to an underage person, did buy beer or intoxicating liquor for an underage person, or did furnish it to an underage person.

The offense is contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio.



Foreperson of the Grand Jury



Prosecuting Attorney

**Cuyahoga County Court of Common Pleas
Criminal Court Division**

State of Ohio,

Plaintiff

A True Bill Indictment For

**Unlawful Sexual Conduct With A Minor - F3
§2907.04(A)**

vs.

Mario Lozada,

Defendant

20 Additional Count(s)

Dates of Offense (on or about)
11/26/2017 to 11/14/2018

The Term Of
January of 2019

Case Number
638404-19-CR

The State of Ohio,
Cuyahoga County

} SS.

Count 1 **Unlawful Sexual Conduct With A Minor - F3
§2907.04(A)**

Defendants Mario Lozada

Date of Offense On or about July 13, 2018

The Jurors of the Grand Jury of the State of Ohio, within and for the body of the County aforesaid, on their oaths, IN THE NAME AND BY THE AUTHORITY OF THE STATE OF OHIO, do find and present, that the above named Defendant(s), on or about the date of the offense set forth above, in the County of Cuyahoga, unlawfully

did engage in sexual conduct with Jane Doe 1, not his spouse and Mario Lozada being eighteen years of age or older, to wit: [REDACTED] knowing that Jane Doe 1 was thirteen years of age or older but less than sixteen years of age, to wit: 7/31/2003, or was reckless in that regard.

FURTHERMORE, the offender is at least four years older than the other person with whom the offender engaged in sexual conduct and the offender is ten or more years older than the victim.

Jane Doe 1 - First incident

The offense is contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio.



Foreperson of the Grand Jury



Prosecuting Attorney

Count 2 **Pandering Sexually-Oriented Matter Involving a Minor - F2**
§2907.322(A)(1)

Defendants Mario Lozada

Date of Offense On or about July 13, 2018

The grand jurors, on their oaths, further find that the Defendant(s) unlawfully

did, with knowledge of the character of the material or performance involved, create, record, photograph, film, develop, reproduce, or publish material that shows a minor participating or engaging in sexual activity, masturbation, or bestiality.

Jane Doe 1 - First incident

The offense is contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio.

Count 3 **Compelling Prostitution - F3**
§2907.21(A)(3)(a)

Defendants Mario Lozada

Date of Offense On or about July 13, 2018

The grand jurors, on their oaths, further find that the Defendant(s) unlawfully

did knowingly pay or agree to pay a minor, to wit: Jane Doe 1, 7/31/2003, either directly or through the minor's agent, so that Jane Doe 1 will engage in sexual activity, whether or not the offender knows the age of Jane Doe 1.

Jane Doe 1 - First incident

The offense is contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio.

Count 4 **Unlawful Sexual Conduct With A Minor - F3**
§2907.04(A)

Defendants Mario Lozada

Date of Offense On or about August 1, 2018 to August 31, 2018

The grand jurors, on their oaths, further find that the Defendant(s) unlawfully

did engage in sexual conduct with Jane Doe 1, not his spouse and Mario Lozada being eighteen years of age or older, to wit: [REDACTED] knowing that Jane Doe 1 was thirteen years of age or older but less than sixteen years of age, to wit: 7/31/2003, or was reckless in that regard.

FURTHERMORE, the offender is at least four years older than the other person with whom the offender engaged in sexual conduct and the offender is ten or more years older than the victim.

The offense is contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio.



Foreperson of the Grand Jury



Prosecuting Attorney

Count 5 **Compelling Prostitution - F3**
 §2907.21(A)(3)(a)

Defendants Mario Lozada

Date of Offense On or about August 1, 2018 to August 31, 2018

The grand jurors, on their oaths, further find that the Defendant(s) unlawfully

did knowingly pay or agree to pay a minor, to wit: Jane Doe 1, 7/31/2003, either directly or through the minor's agent, so that Jane Doe 1 will engage in sexual activity, whether or not the offender knows the age of Jane Doe 1.

The offense is contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio.

Count 6 **Unlawful Sexual Conduct With A Minor - F4**
 §2907.04(A)

Defendants Mario Lozada

Date of Offense On or about September 1, 2018 to September 30, 2018

The grand jurors, on their oaths, further find that the Defendant(s) unlawfully

did engage in sexual conduct with Jane Doe 1, not his spouse and Mario Lozada being eighteen years of age or older, to wit: [REDACTED] knowing that Jane Doe 1 was thirteen years of age or older but less than sixteen years of age, to wit: 7/31/2003, or was reckless in that regard.

FURTHERMORE, the offender is at least four years older than the other person with whom the offender engaged in sexual conduct.

The offense is contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio.

Count 7 **Compelling Prostitution - F3**
 §2907.21(A)(3)(a)

Defendants Mario Lozada

Date of Offense On or about September 1, 2018 to September 30, 2018

The grand jurors, on their oaths, further find that the Defendant(s) unlawfully

did knowingly pay or agree to pay a minor, to wit: Jane Doe 1, 7/31/2003, either directly or through the minor's agent, so that Jane Doe 1 will engage in sexual activity, whether or not the offender knows the age of Jane Doe 1.

The offense is contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio.



Foreperson of the Grand Jury



Prosecuting Attorney

Count 8 **Unlawful Sexual Conduct With A Minor - F3**
 §2907.04(A)
Defendants Mario Lozada
Date of Offense On or about November 14, 2018

The grand jurors, on their oaths, further find that the Defendant(s) unlawfully

did engage in sexual conduct with Jane Doe 1, not his spouse and Mario Lozada being eighteen years of age or older, to wit: [REDACTED] knowing that Jane Doe 1 was thirteen years of age or older but less than sixteen years of age, to wit: 7/31/2003, or was reckless in that regard.

FURTHERMORE, the offender is at least four years older than the other person with whom the offender engaged in sexual conduct and the offender is ten or more years older than the victim.

Firearm Specification - 1 year - §2941.141(A)

The Grand Jurors further find and specify that

the offender had a firearm on or about his person or under his control while committing the offense.

The offense is contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio.

Count 9 **Compelling Prostitution - F3**
 §2907.21(A)(3)(a)
Defendants Mario Lozada
Date of Offense On or about November 14, 2018

The grand jurors, on their oaths, further find that the Defendant(s) unlawfully

did knowingly pay or agree to pay a minor, to wit: Jane Doe 1, 7/31/2003, either directly or through the minor's agent, so that Jane Doe 1 will engage in sexual activity, whether or not the offender knows the age of Jane Doe 1.

Firearm Specification - 1 year - §2941.141(A)

The Grand Jurors further find and specify that

the offender had a firearm on or about his person or under his control while committing the offense.

The offense is contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio.



Foreperson of the Grand Jury



Prosecuting Attorney

Count 10 **Pandering Sexually-Oriented Matter Involving a Minor - F4**
 §2907.322(A)(5)

Defendants Mario Lozada

Date of Offense On or about November 14, 2018

The grand jurors, on their oaths, further find that the Defendant(s) unlawfully

did, with knowledge of the character of the material or performance involved, knowingly solicit, receive, purchase, exchange, possess, or control material that shows a minor participating or engaging in sexual activity, masturbation, or bestiality.

Firearm Specification - 1 year - §2941.141(A)

The Grand Jurors further find and specify that

the offender had a firearm on or about his person or under his control while committing the offense.

The offense is contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio.

Count 11 **Improperly Handling Firearms In A Motor Vehicle - F4**
 §2923.16(B)

Defendants Mario Lozada

Date of Offense On or about November 14, 2018

The grand jurors, on their oaths, further find that the Defendant(s) unlawfully

did knowingly transport or have a loaded firearm in a motor vehicle in such a manner that the firearm is accessible to the operator or any passenger without leaving the vehicle.

The offense is contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio.

Count 12 **Underage Alcohol Use - UM**
 §4301.69(A)

Defendants Mario Lozada

Date of Offense On or about July 13, 2018 to November 14, 2018

The grand jurors, on their oaths, further find that the Defendant(s) unlawfully

did sell beer or intoxicating liquor to an underage person, did buy beer or intoxicating liquor for an underage person, or did furnish it to an underage person.

The offense is contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio.



Foreperson of the Grand Jury



Prosecuting Attorney

Count 13 **Illegal Use Of Minor In Nudity-Oriented Material Or Performance - F2**
 §2907.323(A)(1)

Defendants Mario Lozada

Date of Offense On or about November 26, 2017

The grand jurors, on their oaths, further find that the Defendant(s) unlawfully
 did recklessly create, direct, produce, or transfer material or performance that shows a minor in a state of nudity in violation of Section 2907.323 of the Revised Code.

Jane Doe 2 - photo 1

The offense is contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio.

Count 14 **Illegal Use Of Minor In Nudity-Oriented Material Or Performance - F5**
 §2907.323(A)(3)

Defendants Mario Lozada

Date of Offense On or about November 26, 2017 to November 14, 2018

The grand jurors, on their oaths, further find that the Defendant(s) unlawfully
 did recklessly possess or view material or performance that shows a minor who was not Mario Lozada's child or ward in a state of nudity in violation of Section 2907.323 of the Revised Code.

Jane Doe 2 - photo 1

The offense is contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio.

Count 15 **Illegal Use Of Minor In Nudity-Oriented Material Or Performance - F2**
 §2907.323(A)(1)

Defendants Mario Lozada

Date of Offense On or about November 26, 2017

The grand jurors, on their oaths, further find that the Defendant(s) unlawfully
 did recklessly create, direct, produce, or transfer material or performance that shows a minor in a state of nudity in violation of Section 2907.323 of the Revised Code.

Jane Doe 2 - photo 2

The offense is contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio.



Foreperson of the Grand Jury



Prosecuting Attorney

Count 16 **Illegal Use Of Minor In Nudity-Oriented Material Or Performance - F5**
§2907.323(A)(3)

Defendants Mario Lozada

Date of Offense On or about November 26, 2017 to November 14, 2018

The grand jurors, on their oaths, further find that the Defendant(s) unlawfully

did recklessly possess or view material or performance that shows a minor who was not Mario Lozada's child or ward in a state of nudity in violation of Section 2907.323 of the Revised Code.

Jane Doe 2 - photo 2

The offense is contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio.

Count 17 **Illegal Use Of Minor In Nudity-Oriented Material Or Performance - F2**
§2907.323(A)(1)

Defendants Mario Lozada

Date of Offense On or about January 20, 2018

The grand jurors, on their oaths, further find that the Defendant(s) unlawfully

did recklessly create, direct, produce, or transfer material or performance that shows a minor in a state of nudity in violation of Section 2907.323 of the Revised Code.

Jane Doe 2 - photo 3

The offense is contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio.

Count 18 **Illegal Use Of Minor In Nudity-Oriented Material Or Performance - F5**
§2907.323(A)(3)

Defendants Mario Lozada

Date of Offense On or about January 20, 2018 to November 14, 2018

The grand jurors, on their oaths, further find that the Defendant(s) unlawfully

did recklessly possess or view material or performance that shows a minor who was not Mario Lozada's child or ward in a state of nudity in violation of Section 2907.323 of the Revised Code.

Jane Doe 2 - photo 3

The offense is contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio.



Foreperson of the Grand Jury



Prosecuting Attorney

Count 19 **Illegal Use Of Minor In Nudity-Oriented Material Or Performance - F5**
§2907.323(A)(3)

Defendants Mario Lozada

Date of Offense On or about January 20, 2018 to November 14, 2018

The grand jurors, on their oaths, further find that the Defendant(s) unlawfully

did recklessly possess or view material or performance that shows a minor who was not Mario Lozada's child or ward in a state of nudity in violation of Section 2907.323 of the Revised Code.

Jane Doe 2 - photo 4

The offense is contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio.

Count 20 **Illegal Use Of Minor In Nudity-Oriented Material Or Performance - F2**
§2907.323(A)(1)

Defendants Mario Lozada

Date of Offense On or about January 20, 2018

The grand jurors, on their oaths, further find that the Defendant(s) unlawfully

did recklessly create, direct, produce, or transfer material or performance that shows a minor in a state of nudity in violation of Section 2907.323 of the Revised Code.

Jane Doe 2 - photo 4

The offense is contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio.

Count 21 **Unauthorized use of Property - F5**
§2913.04(C)

Defendants Mario Lozada

Date of Offense On or about September 9, 2018

The grand jurors, on their oaths, further find that the Defendant(s) unlawfully

did knowingly gain access to, attempt to gain access to, cause access to be granted to, or disseminate information gained from access to the law enforcement automated database system created pursuant to section 5503.10 of the Revised Code without the consent of, or beyond the scope of the express or implied consent of, the chair of the law enforcement automated data system steering committee.

The offense is contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio.



Foreperson of the Grand Jury



Prosecuting Attorney



Michael C. O'Malley
CUYAHOGA COUNTY PROSECUTOR

April 9, 2019

Chief Calvin Williams
Cleveland Police Department
1300 Ontario Street
Cleveland, Ohio 44113

Re: Officer Troy White, Badge # 1914

Dear Chief Williams,

The Cuyahoga County Prosecutor's Office is required by law to obtain and to disclose to the defense any and all potential impeachment evidence relative to its witnesses. Potential impeachment evidence includes, but is not limited to, any disciplinary actions against officers and any instances involving dishonesty or a lack of candor, or a demonstration of bias. The Cuyahoga County Prosecutor's Office has determined that the following material is potential impeachment evidence that this Office must disclose to opposing counsel concerning Officer Troy White: Cleveland Clinic Medical Records; CPD Synopsis Form completed by Kevin Kelly dated 08/31/2018; CPD Officer Cornell Report dated 08/24/2018; Signed HIPAA Waiver Form.

We respectfully request that you notify Officer White of this decision.

Thank you very much.

Respectfully,

Lisa Reitz Williamson
First Assistant Prosecuting Attorney

Cc: Ronald Bakeman, Superintendent, CPD Internal Affairs



CLEVELAND DIVISION OF POLICE
CASE SYNOPSIS FORM



District: 1st
Unit: Det. Bureau
State of Ohio VS: Javier Morales
Crime/ORC/Date of crime/Date of Arrest:
Fel Asst on P.O./2903.11/8-24-18/8-24-18

Synopsis of Case:

On 8-24-18, at W 117 and Weyland, Cleveland Ohio, off duty Police Officer, Troy White was the victim of "Road Rage". Troy White was getting out of his mothers car when Javier Morales started yelling obscenities at him. Troy White told Morales he was a police Officer and tried to deescalate the situation. Morales staed he did not care he was a P.O. Morales got into his car and started toward White. White ended up on the hood of the car. White went to the police station and officer then went back and arrested Morales.

Testimony to be offered:

Victim; Troy White
Witness; Darlene White

District/Bureau OIC:

H. Bell, #9981 8-31-18

Recommended Officers:

- P.O. Cornell #601
- Det. Pochatek #2193



Michael C. O'Malley
CUYAHOGA COUNTY PROSECUTOR

June 13, 2019

Chief Andres Gonzalez
Cuyahoga Metropolitan Housing Authority
5715 Woodland Avenue
Cleveland, Ohio 44104

Re: Officer Thomas Hinkle, Badge # 42

Dear Chief Gonzalez,

The Cuyahoga County Prosecutor's Office is required by law to obtain and to disclose to the defense any and all potential impeachment evidence relative to its witnesses. Potential impeachment evidence includes, but is not limited to, any disciplinary actions against officers and any instances involving dishonesty or a lack of candor, or a demonstration of bias. The Cuyahoga County Prosecutor's Office has determined that the following material is potential impeachment evidence that this Office must disclose to opposing counsel concerning Officer Hinkle: CMHA Internal Report dated 05.12.2019; Cleveland Municipal Court Docket CRB 007175.

We respectfully request that you notify Officer Thomas Hinkle of this decision.

Thank you very much.

Respectfully,

Lisa Reitz Williamson
First Assistant Prosecuting Attorney



Michael C. O'Malley
CUYAHOGA COUNTY PROSECUTOR

June 13, 2019

Chief Andres Gonzalez
Cuyahoga Metropolitan Housing Authority
5715 Woodland Avenue
Cleveland, Ohio 44104

Re: Officer Raja Fattah, Badge # 1

Dear Chief Gonzalez,

The Cuyahoga County Prosecutor's Office is required by law to obtain and to disclose to the defense any and all potential impeachment evidence relative to its witnesses. Potential impeachment evidence includes, but is not limited to, any disciplinary actions against officers and any instances involving dishonesty or a lack of candor, or a demonstration of bias. The Cuyahoga County Prosecutor's Office has determined that the following material is potential impeachment evidence that this Office must disclose to opposing counsel concerning Officer Fattah: Westlake Incident Report, dated 02.13.2014; Westlake Court Docket 14 CRB 0357; CMHA Background Check Investigation Personal History Statement 10.12.2016; CMHA Employment Questionnaire; CPD SCU CR 567975; CMHA Investigation Report, dated 05.03.2019.

We respectfully request that you notify Officer Raja Fattah of this decision.

Thank you very much.

Respectfully,

Lisa Reitz Williamson
First Assistant Prosecuting Attorney



Michael C. O'Malley
CUYAHOGA COUNTY PROSECUTOR

May 17, 2019

Chief Calvin Williams
Cleveland Police Department
1300 Ontario Street
Cleveland, Ohio 44113

Re: Officer Anthony Everett, Badge # 7016

Dear Chief Williams,

The Cuyahoga County Prosecutor's Office is required by law to obtain and to disclose to the defense any and all potential impeachment evidence relative to its witnesses. Potential impeachment evidence includes, but is not limited to, any disciplinary actions against officers and any instances involving dishonesty or a lack of candor, or a demonstration of bias. The Cuyahoga County Prosecutor's Office has determined that the following material is potential impeachment evidence that this Office must disclose to opposing counsel concerning Officer Anthony Everett: Shaker heights Municipal Court Docket showing guilty of violation of Shaker Heights ord. 1133.01(a)(1)(0)-BAC – breath concentration of alcohol and ordinance, copy of which is attached.

We respectfully request that you notify Officer Everett of this decision.

Thank you very much.

Respectfully,

Lisa Reitz Williamson
First Assistant Prosecuting Attorney

Cc: Ronald Bakeman, Superintendent, CPD Internal Affairs

OFFICE OF THE PROSECUTING ATTORNEY
The Justice Center • Courts Tower • 1200 Ontario Street • Cleveland, Ohio 44113
(216) 443-7800 • Fax (216) 443-7601

1133.01 DRIVING OR PHYSICAL CONTROL WHILE UNDER THE INFLUENCE; EVIDENCE.

(a) (1) Operation Generally. No person shall operate any vehicle within this Municipality, if, at the time of the operation, any of the following apply:

A. The person is under the influence of alcohol, a drug of abuse, or a combination of them.

B. The person has a concentration of eight-hundredths of one per cent or more but less than seventeen-hundredths of one per cent by weight per unit volume of alcohol in the person's whole blood.

C. The person has a concentration of ninety-six-thousandths of one per cent or more but less than two hundred four-thousandths of one per cent by weight per unit volume of alcohol in the person's blood serum or plasma.

D. The person has a concentration of eight-hundredths of one gram or more but less than seventeen-hundredths of one gram by weight of alcohol per two hundred ten liters of the person's breath.

E. The person has a concentration of eleven-hundredths of one gram or more but less than two hundred thirty-eight-thousandths of one gram by weight of alcohol per one hundred milliliters of the person's urine.

F. The person has a concentration of seventeen-hundredths of one per cent or more by weight per unit volume of alcohol in the person's whole blood.

G. The person has a concentration of two hundred four-thousandths of one per cent or more by weight per unit volume of alcohol in the person's blood serum or plasma.

H. The person has a concentration of seventeen-hundredths of one gram or more by weight of alcohol per two hundred ten liters of the person's breath.

I. The person has a concentration of two hundred thirty-eight-thousandths of one gram or more by weight of alcohol per one hundred milliliters of the person's urine.

J. Except as provided in subsection (m) of this section, the person has a concentration of any of the following controlled substances or metabolites of a controlled substance in the person's whole blood, blood serum or plasma, or urine that equals or exceeds any of the following:

1. The person has a concentration of amphetamine in the person's urine of at least five hundred nanograms of amphetamine per milliliter of the person's urine or has a concentration of amphetamine in the person's whole blood or blood serum or plasma of at least one hundred nanograms of amphetamine per milliliter of the person's whole blood or blood serum or plasma.

2. The person has a concentration of cocaine in the person's urine of at least one hundred fifty nanograms of cocaine per milliliter of the person's urine or has a concentration of cocaine in the person's whole blood or blood serum or plasma of at least fifty nanograms of cocaine per milliliter of the person's whole blood or blood serum or plasma.

3. The person has a concentration of cocaine metabolite in the person's urine of at least one hundred fifty nanograms of cocaine metabolite per milliliter of the person's urine or has a concentration of cocaine metabolite in the person's whole blood or blood serum or plasma of at least fifty nanograms of cocaine metabolite per milliliter of the person's whole blood or blood serum or plasma.

4. The person has a concentration of heroin in the person's urine of at least two thousand nanograms of heroin per milliliter of the person's urine or has a concentration of heroin in the person's whole blood or blood serum or plasma of at least fifty nanograms of heroin per milliliter of the person's whole blood or blood serum or plasma.

5. The person has a concentration of heroin metabolite (6-monoacetyl morphine) in the person's urine of at least ten nanograms of heroin metabolite (6-monoacetyl morphine) per



Shaker Heights Municipal Court

- Judge's Bio
- Waiver
- Online Payments
- Criminal Traffic
- Civil Small Claims
- Docket
- Probation
- Court Courier
- General Info
- Municipal Info
- Links
- Login
- Jury Service

Search

Shaker Heights Municipal Court - Traffic/Criminal Case Summary

Defendant Information		Case Number :	18TRC00079
Name :	ANTHONY RAY EVERETT		
Address Line1 :	[REDACTED]		
Address Line2 :	[REDACTED]		
City :	[REDACTED]		
State :	[REDACTED]		
Zip Code :	[REDACTED]		
Date of Birth :	[REDACTED]		
General Information		Financial Information	
Attorney Name :	PATRICK D QUINN	Total Cost :	\$970.00
Assigned To :	K. J. MONTGOMERY	Total Paid :	\$970.00
Offense Date :	4/2/2018	Total Owed:	\$0.00
Date Filed :	4/2/2018		
Waiverable :	No		
Affiant Name :		Warrant Information	
Affiant Type :	Shaker Heights Police	Active Warrants :	No
Proof of Insurance :	Yes		
Muni Name :	SHAKER HEIGHTS		

Counts

Count Number	Citation Number	Statute Code	Statute Description	Plea	Finding	Finding Date
A	SHF321366	1133.01A1D	.08-.16 BAC - BREATH	NO CONTEST	GUILTY	11/6/2018
B	SHF321366	1137.27	SEAT BELT - OPERATOR	NO PLEA	DISMISSED	11/6/2018
C	SHF321366	1133.01A1	DRVG UNDER THE INFLUENCE	NO PLEA	DISMISSED	11/6/2018

Hearing Information

Description	Court Date	Court Time	Court Room	Heard By
ARRAIGNMENT	4/2/2018	10:00	1	
PRE-TRIAL	4/24/2018	14:30	2	
PRE-TRIAL	5/29/2018	08:45	2	
PRE-TRIAL	6/26/2018	08:45	2	
CHANGE OF PLEA	7/31/2018	10:00	1	
CHANGE OF PLEA	11/6/2018	08:30	1	

Docket Information

Click on entry text to view the full entry.

Date	Count	Docket Entry
4/2/2018		Case Filed on 04/02/2018
4/2/2018		ARRAIGNMENT set for 04/02/2018 at 10:00 AM in room 1

4/4/2018 [Paid \\$110.00 receipt# 2018006965 paid by ANTHONY RAY EVERET](#)
 4/4/2018 [NOTICE OF APPEARANCE FILED BY DEF ATTY](#)
 4/4/2018 [Patrick Quinn enters as attorney of record and enters a plea](#)
 4/4/2018 [PATRICK D QUINN enters as attorney of record.](#)
 4/4/2018 [Plea of NOT GUILTY entered on 04/04/2018](#)
 4/4/2018 [Plea of NOT GUILTY entered on 04/04/2018](#)
 4/4/2018 [Plea of NOT GUILTY entered on 04/04/2018](#)
 4/4/2018 [Right to speedy trial waived by defendant on 04/04/2018](#)
 4/4/2018 [PRE-TRIAL set for 04/24/2018 at 02:30 PM in room 2](#)
 4/4/2018 [PC SHAKER PRE-TRIAL Notice Sent](#)
 4/4/2018 [PATRICK D QUINN enters as attorney of record.](#)
 4/4/2018 [ADMINISTRATIVE LICENSE SUSPENSION APPEAL \(ALS\) FILED BY DEF](#)
 4/4/2018 [MOTION TO STAY AND/OR TERMINATE ADMINISTRATIVE LICENSE SUSPE](#)
 4/4/2018 [MOTION FOR DRIVING PRIVILEGES FILED BY DEF ATTY](#)
 4/4/2018 [PLEA AND WAIVER OF TIME FILED BY DEF ATTY](#)
 4/4/2018 [Plea of NOT GUILTY entered on 04/04/2018](#)
 4/4/2018 [Plea of NOT GUILTY entered on 04/04/2018](#)
 4/4/2018 [Plea of NOT GUILTY entered on 04/04/2018](#)
 4/4/2018 [Right to speedy trial waived by defendant on 04/04/2018](#)
 4/5/2018 [Driving Permit Notice Sent](#)
 4/5/2018 [Motion for ALS is granted. However, the court finds that](#)
 4/12/2018 [Limited Privileges Notice Sent](#)
 4/25/2018 [Defendant in court with counsel and pretrial held. Second](#)
 4/26/2018 [PRE-TRIAL set for 05/29/2018 at 08:45 AM in room 2](#)
 4/26/2018 [PC SHAKER PT CONT Notice Sent](#)
 5/25/2018 [Motion For Leave To File Motion To Suppress filed by def att](#)
 5/25/2018 [Paid \\$20.00 receipt# 2018010552 paid by ANTHONY RAY EVERETT](#)
 5/29/2018 [Defendant in court with counsel and pretrial held. Final pr](#)
 5/29/2018 [PRE-TRIAL set for 06/26/2018 at 08:45 AM in room 2](#)
 5/29/2018 [TR/CR FREE FORMAT Notice Sent](#)
 6/12/2018 [Motion To Dismiss/Suppress Evidence and For Findings of Fact](#)
 6/13/2018 [Paid \\$20.00 receipt# 2018011763 paid by ANTHONY RAY EVERETT](#)
 6/13/2018 [Motion to suppress recieved. Hearing will be set after June](#)
 6/15/2018 [TR/CR FREE FORMAT Notice Sent](#)
 6/26/2018 [Defendant in court with counsel and pretrial held. Suppress](#)
 6/26/2018 [SUPPRESSION HEARING set for 07/13/2018 at 11:00 AM in room 1](#)
 6/26/2018 [PC SUPPRESSION HEARING Notice Sent](#)
 6/26/2018 [PC SUPPRESSION HEARING Notice Sent](#)
 7/12/2018 [By joint request of counsel in this case due to illness, the](#)
 7/12/2018 [Canceled SUPPRESSION HEARING for 07/13/2018 at 11:00 AM in r](#)
 7/12/2018 [SUPPRESSION HEARING set for 07/27/2018 at 02:00 PM in room 1](#)
 7/12/2018 [TR/CR FREE FORMAT Notice Sent](#)
 7/12/2018 [TR/CR FREE FORMAT Notice Sent](#)
 7/12/2018 [PC SUPPRESSION HEARING Notice Sent](#)
 7/12/2018 [PC SUPPRESSION HEARING Notice Sent](#)
 7/26/2018 [Suppression hearing set for July 27, 2018 is cancelled. Cha](#)
 7/26/2018 [Canceled SUPPRESSION HEARING for 07/27/2018 at 02:00 PM in r](#)
 7/26/2018 [CHANGE OF PLEA set for 07/31/2018 at 10:00 AM in room 1](#)
 7/26/2018 [PC CHANGE PLEA Notice Sent](#)
 7/31/2018 [Defendant in court with counsel. Change of plea is reset to](#)
 7/31/2018 [CHANGE OF PLEA set for 11/06/2018 at 08:30 AM in room 1](#)
 7/31/2018 [PC CHANGE PLEA Notice Sent](#)
 11/6/2018 [Assigned Suspension Class: U - Unclassified](#)
 11/6/2018 [License Suspended for 365 days](#)

11/6/2018 Modification granted for suspended license
11/6/2018 OCCUPATIONAL, MEDICAL FOR SELF AND FAMILY, AA(MADD), PROBATION
11/6/2018 Confinement Jail Time Sentenced 30 Days 30 Suspended
11/6/2018 Finding of GUILTY entered for 1133.01A1D - .08-.16 BAC - BRE
11/6/2018 Finding of DISMISSED entered for 1137.27 - SEAT BELT - OPERA
11/6/2018 Finding of DISMISSED entered for 1133.01A1 - DRVG UNDER THE
11/6/2018 Plea of NO CONTEST entered on 11/06/2018
11/6/2018 Plea of NO PLEA entered on 11/06/2018
11/6/2018 Plea of NO PLEA entered on 11/06/2018
11/6/2018 Driving Permit Notice Sent
11/6/2018 TOTAL OWED Notice Sent
11/6/2018 10% CASH/SURETY Bond# disbursed (\$1166.00 applied, \$388.00 r
11/9/2018 Case sent to BCI&I on 11092018
11/9/2018 Case sent to BCI&I on 11092018
2/6/2019 Defendant was In court today as ordered. Defendant completed



Michael C. O'Malley
CUYAHOGA COUNTY PROSECUTOR

May 21, 2019

Chief Calvin Williams
Cleveland Police Department
1300 Ontario Street
Cleveland, Ohio 44113

Re: Officer Joseph DiMuzio, Badge # 8508

Dear Chief Williams,

The Cuyahoga County Prosecutor's Office is required by law to obtain and to disclose to the defense any and all potential impeachment evidence relative to its witnesses. Potential impeachment evidence includes, but is not limited to, any disciplinary actions against officers and any instances involving dishonesty or a lack of candor, or a demonstration of bias. The Cuyahoga County Prosecutor's Office has determined that the following material is potential impeachment evidence that this Office must disclose to opposing counsel concerning Officer Joseph DiMuzio: Letter dated 11/07/2018 regarding pre-disciplinary hearing (Pages 6 of 7), a copy of which is attached.

We respectfully request that you notify Officer DiMuzio of this decision.

Thank you very much.

Respectfully,

Lisa Reitz Williamson
First Assistant Prosecuting Attorney

Cc: Ronald Bakeman, Superintendent, CPD Internal Affairs

OFFICE OF THE PROSECUTING ATTORNEY
The Justice Center • Courts Tower • 1200 Ontario Street • Cleveland, Ohio 44113
(216) 443-7800 • Fax (216) 443-7601



City of Cleveland
Frank G. Jackson, Mayor

Department of Public Safety
Division of Police
Cavin P. Williams, Chief
1300 Ontario Street
Cleveland, Ohio 44115-3500
216.763-5000 (216/523-5981)

November 7, 2018

Lieutenant Joe DiMuzio #8508



Lieutenant DiMuzio #8508:

This letter is to advise you (Lieutenant Joe DiMuzio #8508) of the result of the administrative pre-disciplinary hearing you attended on September 27, 2018, in the Conference Room of the Chief of Police to determine whether you violated the following General Police Orders, rules of the Manual of Rules, Department of Public Safety, and the rules of the Civil Service Commission of the City of Cleveland:

STATEMENT OF POLICY

In part:

The Manual of Rules and Regulations sets forth the conduct and behavior to be followed by officers and employees. Any violation of these rules and regulations shall be a basis for disciplinary action. Disciplinary action includes, but is not limited to, verbal and written reprimands and the preferring of divisional charges which can result in suspension, loss of pay, demotion or termination. The rules, regulations, and standards contained in this manual shall apply whether the officer or employee is on or off duty. Where a conflict exists between a Rule and Regulation and a General Police Order, the Rule or Regulation provision shall be adhered to.

General Police Order 1.1.01: City of Cleveland Mission Statement and Ethics Policy

General Police Order 1.1.02: Values Mission Statement

General Police Order 9.1.03: Duties of Command and Superior Officer

Divisional Notice #12-224 Storage of Issued Firearms in Vehicles

Divisional Notice #15-81 Disciplinary Guidance

Divisional Notice #17-324 Disciplinary Guidance

The Manual of Rules for the Conduct and Discipline of Employees of the Cleveland Division of Police: Rules 1.05, 2.02, 2.03, 2.04, 2.06, 2.07, 2.08, 2.10, 2.13, 2.14 (a)(b)(e)(f), 4.03, 4.08, 4.12, 5.01 and 5.09.

Civil Service Commission Rule 9.10: (1)(3)(5)(7)(8)(9)(10) and (18)

Lieutenant Joe DiMuzio #8508

November 7, 2018

Page 2 of 7

Specification #1: On August 3, 2017, you (Lieutenant Joseph DiMuzio #8508) entered a BlueTeam entry, Record ID #10241, for verbal counseling of Det. Carla Crowell. On February 4-5th, 2018, you made specific recommendations for discipline in violation of GPO 1.07.06, Divisional Notices 15-81 and 17-324. Your Form-1, dated February 4, 2018, states "I respectfully request a written reprimand for Detective Crowell." In the comments/response from DiMuzio to McPike, you stated "Verbal counseling and additional written reprimand requested." In the incident summary, you stated "also request for written reprimand as outlined in investigative summary following a second work product review." Under instructions from DiMuzio to McPike, you stated "At your convenience, please review the verbal counseling issued and the additional discipline of written reprimand."

Specification #2: On August 3, 2017, you (Lieutenant Joseph DiMuzio #8508) entered a BlueTeam entry, Record ID #10241, for verbal counseling of Det. Carla Crowell with allegations of Neglect of Duty, a Group III offense, which is not consistent with General Police Order (GPO) 1.1.11 (revised January 1, 2018, GPO 1.07.06). On September 5, 2017, you were directed by Capt. McPike to submit supporting evidence of the allegations. On December 15, 2017, you were directed to have a "supervisor type a Form-1 summarizing the investigation, detailing policy violations and recommend discipline." You failed to re-submit the BlueTeam entry until February 5, 2018, which was still substandard. On April 3, 2018, you were again ordered by Act. Cmdr. Ross to complete an investigative package addressing the specific issues identified. On April 17, 2018, you finally submitted the completed investigation to Act. Cmdr. Ross. As of August 7, 2018, you still have failed to outline any disciplinary charges and/or specifications for Det. Crowell pursuant to GPO 1.1.11. You were in neglect of your duties and insubordinate as the Officer-in-Charge, Lieutenant assigned to the Crime Scene and Records Unit, in violation of Rules 1.05, 2.06, 2.07, 2.13 and 2.14, GPO 9.1.03 and GPO 1.1.11.

Specification #3: On November 7, 2017, you (Lieutenant Joseph DiMuzio #8508) entered a BlueTeam entry, Record ID #11343, for verbal counseling of Det. Darren Robinson with allegations of Group III offenses, which is not consistent with General Police Order (GPO) 1.1.11 (revised January 1, 2018, GPO 1.07.06). On November 27, 2017, Chief Williams gave a direct order that "this entry needs to be properly investigated and a packet with a supervisory recommendation for charges forwarded ASAP." On November 28, 2017, D.C. Pretel directed "please cause a formal supervisory investigation to be conducted and forwarded including a recommendation of disciplinary charges." On December 15, 2017, Capt. McPike directed "ensure a proper investigation is done. Have Det. Robinson type a Form-1. Ensure a supervisor types a Form-1 detailing the results of the investigation, policy violations and recommend discipline."

Lieutenant Joe DiMuzio #8508

November 7, 2018

Page 3 of 7

On January 2, 2018, you failed to obey these orders and stated "All of our investigations are thorough, following the guidance of the disciplinary matrix, Det. Robinson warrants a VC." On April 3, 2018, you were again ordered by Act. Cmdr. Lt. Ross to complete an investigative package addressing the specific issues identified. On April 17, 2018, you finally submitted the completed investigation to Act. Cmdr. Lt. Ross. You were in neglect of your duties and insubordinate as the Officer-in-Charge, Lieutenant assigned to the Crime Scene and Records Unit, in violation of Rule 1.05, 2.06, 2.07, 2.13 and 2.14, GPO 9.1.03, GPO 1.1.11 (GPO 1.07.06) and Divisional Notices 15-81 and 17-324.

Specification #4: On October 31, 2017, you (Lieutenant Joseph DiMuzio #8508) entered a BlueTeam entry, Record ID #11242, for verbal counseling of Todd Clemens with allegations of Group III offenses, including falsifying official Crime Scene Entry Log Sheets, which is not consistent with General Police Order (GPO) 1.1.11 (revised January 1, 2018, GPO 1.07.06). On November 27, 2017, Chief Williams gave a direct order that "this investigation needs to have a proper supervisory review and recommendations attached for charges." On November 28, 2017, D.C. Precl directed "Please submit formal supervisory investigation including disciplinary charge recommendations." On December 15, 2017, Capt. McPike directed "ensure a proper investigation is done. Have Det. Clemens type a Form-1. This Form-1 from the supervisor must detail the policy violations and recommend the type of discipline." On January 2, 2018, you failed to obey these orders and stated "We completed a thorough investigation, Det. Clemens has no prior discipline while under my command, his actions warrant a verbal counseling as per the necessary steps outlined in the DN. I would like clarification if possible. I followed the matrix as defined in the DN." On April 3, 2018, you were again ordered by Act. Cmdr. Lt. Ross to complete an investigative package addressing the specific issues identified. On April 17, 2018, you finally submitted the completed investigation to Act. Cmdr. Lt. Ross. You were in neglect of your duties and insubordinate as the Officer-in-Charge, Lieutenant assigned to the Crime Scene and Records Unit, in violation of Rule 1.05, 2.06, 2.07, 2.13 and 2.14, GPO 9.1.03, GPO 1.1.11 (GPO 1.07.06) and Divisional Notices 15-81 and 17-324.

Specification #5: On May 10, 2018, you (Lieutenant Joseph DiMuzio #8508) did knowingly and intentionally leave your city-issued firearm in the passenger compartment of your city owned commuter vehicle, in violation of DN 12-224 and Rule 6.05.

Specification #6: On May 11, 2018, you (Lieutenant Joseph DiMuzio #8508) did knowingly and intentionally made a false statement to your immediate superior officer Act. Cmdr. Lt. Ross, when you stated that the firearm in your vehicle was a facsimile firearm, in violation of Rule 3.12.

Lieutenant Joe DiMuzio #8508

November 7, 2018

Page 4 of 7

Specification #7: On May 11, 2018, you (Lieutenant Joseph DiMuzio #8508) did knowingly and intentionally make a false Form-1 report to your immediate superior officer Act. Cmdr. L.L. Ross, when you stated that the firearm in your vehicle was a facsimile firearm, in violation of Rule 3.12.

Specification #8: On May 23, 2018, you (Lieutenant Joseph DiMuzio #8508) did knowingly and intentionally act in a deceptive and dishonest manner when you presented a facsimile firearm represented in your Form-1. You presented an actual firearm and stated this firearm was the firearm identified in the vehicle, knowing that the actual firearm in the passenger compartment of your vehicle was a completely different firearm, in violation of Rule 3.12.

All specifications are in violation of the rules, regulations and procedures of the Division of Police, Department of Public Safety.

In attendance at the administrative pre-disciplinary conference were you, President Brian Betley, Vice President Jarrold Zarlenga and Attorney Robert Phillips of the Fraternal Order of Police, Lieutenant Daniel Ross Acting Commander of the Bureau of Special Investigations, Captain James McPike of the Fifth District, Ayesha Bell Hardaway of the Federal Monitoring Team, Lieutenant Brian Carney of the Case Preparation Office and Deputy Chief of Field Operations Donat Drummond, who presided over the conference.

During the conference, you acknowledged receipt of the charging letter; you and your representatives waived the reading of your charge letter and were then afforded the opportunity to be heard. You entered a plea of "Not Guilty" to the allegations set forth in the charging letter.

Upon carefully reviewing the evidence presented by the Division, the memorialized record, as well as the arguments of you and your representatives the Hearing Officer recommended the following:

- that you be found "Guilty" of the amended charge of unsatisfactory performance regarding Specifications 1-4; and
- that the verbal counseling be reinstated and sustained for an unsecured firearm regarding Specifications 5-8.

I have accepted the recommendation of the Hearing Officer and I find there is just cause to impose discipline. I base my determination regarding Specifications 1-1 upon the following facts in the record:

Lieutenant Joe DiMuzio #8508

November 7, 2018

Page 5 of 7

- Your choice of documented language in the verbal counseling to the Detectives that you supervised indicated that they had committed criminal violations. This language prompted your superiors to question the leniency of the verbal counseling that you administered. This language also prompted your superiors to direct you to conduct a thorough investigation of this apparently serious misconduct so that disciplinary proceedings could be conducted.
- You admitted - both in your written explanation and in your pre-discipline hearing testimony - that the description you provided was an exaggeration of the Detectives' conduct. You claim that you were only trying to encourage the Detectives to improve their performance. This inaccuracy is disturbing. Providing an accurate description of employee performance and conduct is the foundation of holding employees accountable.

Your explanation for exaggerating the wording of the verbal counseling lacks credibility. You claim that it was a question of a poor choice of "adjectives" and that you were unfamiliar with the BlueTeam system. You are a highly experienced police officer, including promotions to Sergeant and Lieutenant of Police and conducting complex Federal undercover operations. Despite this impressive record of accomplishments, which relied greatly upon possessing excellent communication skills that required providing accurate information, you claim that you were unable to perform basic reporting responsibilities.

- Your decision to take it upon yourself to impose disciplinary action is not within your authority. All members of the Division of Police are responsible for knowing the contents of the GPO's and DN's, which directs that recommendations for disciplinary action should not specify or recommend particular disciplinary sanctions.
- Your documented responses in BlueTeam for the Detective's policy violations stating that it only warrants verbal counseling is defiant behavior by you and unbecoming a Lieutenant within the Cleveland Division of Police.
- The length of time that it took for you to complete the investigations for the Detectives is unacceptable.

It is unacceptable by former Commander McPike to allow this improper behavior and substandard investigations completed by you to be submitted to the Chief's Office. This unacceptable behavior constituted a mitigating factor in assessing appropriate discipline.

As such, I find you "Guilty" of the amended administrative charge of unsatisfactory performance for Specifications 1-4, and I am issuing you a "Written Reprimand" (Group I offense, first offense, mitigating factor: no previous discipline).

Lieutenant Joe DiMuzio #8508
November 7, 2018
Page 6 of 7

In addition, I will take at face value your claim that you lacked experience and training in utilizing BlueTeam. Consequently, you will be required to attend training for supervisory investigations and BlueTeam training in the near future. Your commanding officer shall ensure this training is completed and notify the Case Preparation Office upon completion.

I base my determination regarding Specifications 5-8 upon the following facts in the record:

- The video clearly showed that a gun was in the passenger compartment of your city owned commuter vehicle.
- The gun in your car was the same model as a standard police-issued firearm.

These facts justified the issuance of a verbal counseling for leaving your firearm in your vehicle. This verbal counseling was withdrawn when Specifications 5-8 were recommended. It is now reinstated.

In addition, I believe that you were being deceptive during the investigation of the firearm for the following reasons:

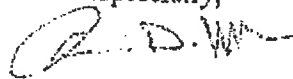
- You did not have your firearm while on duty when the firearm was discovered in the vehicle.
- When you were first questioned about this discovery, you failed to indicate that it was not your duty firearm in the vehicle at the time of the incident. You also never indicated that the object in your vehicle was a facsimile.
- When you produced what you claimed was the firearm in your vehicle, it was obvious that the firearm was real and not a facsimile. You admitted during the pre-discipline hearing that the firearm you produced was real.
- Your explanation for this discrepancy between what you stated was in your vehicle and what you produced as the purported object is that you used "poor adjectives." This explanation lacks credibility.

However, the investigation of the unsecured firearm left in the City vehicle that was completed by Acting Commander Ross produced insufficient evidence to establish conclusively such dishonesty. There was no documented photographic evidence of the firearm you produced or an identification of that firearm. For these reasons, I am dismissing Specifications 5-8 due to insufficient evidence.

Lieutenant Joe DiMuzio #8508
November 7, 2018
Page 7 of 7

It is the Division's earnest desire that that this letter will serve as a deterrent against future acts of this nature. Any prospective acts of same or similar conduct may lead to progressive discipline. Pursuant to the terms and conditions of the collective bargaining agreement between the City of Cleveland and the Fraternal Order of Police Lodge #8, a record of the disciplinary actions or penalties will not be considered after three (3) years from the date of the action.

Respectfully,



Calvin D. Williams
Chief of Police

CDW:bpc

cc:

Joellen O'Neill, Deputy Chief, Executive Officer
Dornat Drummond, Deputy Chief, Field Operations
Deon McCaulley, Deputy Chief, Administrative Operations
Harold Pretel, Deputy Chief, Homeland Special Operations
Delidre Jones, Commander, Bureau of Support Services
Sammy Morris, Commander, Fifth District
Nycole West, Director, Department of Human Resources
Kandie Ezell, Administrative Manager, Department of Public Safety
Barry Withers, Acting Secretary, Civil Service Commission
Carla Ellis, Lieutenant, Officer-in-Charge, Personnel Unit
William Mokshefsky, Sergeant, Officer-in-Charge, Personnel Unit
Melissa Dawson, Sergeant, Officer-in-Charge, Employee Assistance Unit
Ronald Bakeman, Superintendent, Internal Affairs Unit
Brian Bentley, President, Fraternal Order of Police, Lodge #8
Matthew Barge, Federal Monitoring Team, PARC
Richard Rosenthal, Federal Monitoring Team, PARC
Hassan Aden, Federal Monitoring Team, PARC
Gregory White, Consent Decree Coordinator
Sean M. Smoot, Director & Chief Legal Counsel, PB & PA of Illinois
Christine M. Cole, Vice President & Executive Director, Crime & Justice Institute
Nicole Porter, Attorney, U. S. Department of Justice, Civil Right Division
Michael Evanovich, Contractor, U. S. Department of Justice, Civil Right Investigator
Aysha Bell Hardaway, Assistant Professor of Law, Case Western Reserve University



Michael C. O'Malley
CUYAHOGA COUNTY PROSECUTOR

April 8, 2019

Chief Calvin Williams
Cleveland Police Department
1300 Ontario Street
Cleveland, Ohio 44113

Re: Officer Michael Rybarczyk, Badge # 9911

Dear Chief Williams,

The Cuyahoga County Prosecutor's Office is required by law to obtain and to disclose to the defense any and all potential impeachment evidence relative to its witnesses. Potential impeachment evidence includes, but is not limited to, any disciplinary actions against officers and any instances involving dishonesty or a lack of candor, or a demonstration of bias. The Cuyahoga County Prosecutor's Office has determined that the following material is potential impeachment evidence that this Office must disclose to opposing counsel concerning Officer Michael Rybarczyk: Court of Common Pleas Indictment CR638007; Complaint in Cleveland Municipal Court CRB001505-06, 08, 09, 10, 11, 12, - 18.

We respectfully request that you notify Officer Rybarczyk of this decision.

Thank you very much.

Respectfully,

Lisa Reitz Williamson
First Assistant Prosecuting Attorney

Cc: Ronald Bakeman, Superintendent, CPD Internal Affairs

OFFICE OF THE PROSECUTING ATTORNEY
The Justice Center • Courts Tower • 1200 Ontario Street • Cleveland, Ohio 44113
(216) 443-7800 • Fax (216) 443-7601



Michael C. O'Malley
CUYAHOGA COUNTY PROSECUTOR

April 8, 2019

Chief Calvin Williams
Cleveland Police Department
1300 Ontario Street
Cleveland, Ohio 44113

Re: Dispatcher Amanda Randolph

Dear Chief Williams,

The Cuyahoga County Prosecutor's Office is required by law to obtain and to disclose to the defense any and all potential impeachment evidence relative to its witnesses. Potential impeachment evidence includes, but is not limited to, any disciplinary actions against officers and any instances involving dishonesty or a lack of candor, or a demonstration of bias. The Cuyahoga County Prosecutor's Office has determined that the following material is potential impeachment evidence that this Office must disclose to opposing counsel concerning Dispatcher Amanda Randolph: Rocky River Municipal Journal Entry 18 TRC 6819..

We respectfully request that you notify Dispatcher Randolph of this decision.

Thank you very much.

Respectfully,

Lisa Reitz Williamson
First Assistant Prosecuting Attorney

Cc: Ronald Bakeman, Superintendent, CPD Internal Affairs

OFFICE OF THE PROSECUTING ATTORNEY
The Justice Center • Courts Tower • 1200 Ontario Street • Cleveland, Ohio 44113
(216) 443-7800 • Fax (216) 443-7601



Michael C. O'Malley
CUYAHOGA COUNTY PROSECUTOR

September 13, 2018

Andres Gonzalez
Chief of Police
Cuyahoga Metropolitan Housing Authority
5715 Woodland Avenue
Cleveland, OH 44104

Re: Officer Christopher Collins, Badge 45

Dear Chief Gonzalez,

The Cuyahoga County Prosecutor's Office is required by law to obtain and to disclose to the defense any and all potential impeachment evidence relative to its witnesses. Potential impeachment evidence includes, but is not limited to, any disciplinary actions against officers and any instances involving dishonesty or a lack of candor. The Cuyahoga County Prosecutor's Office has determined that the following material is potential impeachment evidence that this Office must disclose to opposing counsel concerning Officer Christopher Collins: Erie County Indictment; Erie County Docket Entries; Erie County Judgement Entry.

We respectfully request that you notify Officer Christopher Collins of our decision.

Thank you very much.

Respectfully,

Lisa Reitz Williamson
First Assistant Prosecuting Attorney

OFFICE OF THE PROSECUTING ATTORNEY
The Justice Center • Courts Tower • 1200 Ontario Street • Cleveland, Ohio 44113
(216) 443-7800 • Fax (216) 443-7601

2018 CR 0190 Collins, Christopher

Case Type: CRIMINAL
Case Status: Open
File Date: 04/10/2018
DCM Track: Sexual Battery
Action: 04/10/2018
Status Date: McGookey, Beverly K
Case Judge:
Next Event:

[All Information](#) [Party](#) [Charge](#) [Docket](#) [Disposition](#)

Party Information

Collins, Christopher - Defendant

DOB
Disposition
Disp Date

Address



Alias

[More Party Information](#)

Party Charge Information

Collins, Christopher - Defendant

Charge # 1
 2907.03 - Felony 3rd Degree Sexual Battery

Original Charge 2907.03 Sexual Battery (Felony 3rd Degree)
Indicted Charge 2907.03 Sexual Battery (Felony 3rd Degree)
Amended Charge
DV Related?

Place of Offense Erie County Sheriffs
Date of Offense Dept
Complainant 05/31/2014

Collins, Christopher - Defendant

Charge # 2
 2907.03 - Felony 4th Degree Sexual Battery

Original Charge
Indicted Charge 2907.03 Sexual Battery (Felony 4th Degree)
Amended Charge
DV Related?

Place of Offense Erie County Sheriffs
Date of Offense Dept
Complainant 05/31/2014

Collins, Christopher - Defendant

Charge # 3
 2907.31 - Felony 5th Degree Disseminating Matter Harmful to Juveniles

[Sentencing Information](#)

[Sentencing Information](#)

Original Charge
Indicted Charge
Amended Charge
DV Related?

2907.31 Disseminating Matter Harmful to Juveniles
(Felony 5th Degree)

Place of Offense
Date of Offense
Complainant

Erie County Sheriffs
Dept
05/31/2014

Collins, Christopher - Defendant

Charge # 4:
2919.22 - Misdemeanor 1st Degree Child Endangering

[Sentencing Information](#)

Original Charge
Indicted Charge
Amended Charge
DV Related?

2919.22 Child Endangering (Misdemeanor 1st Degree)

Place of Offense
Date of Offense
Complainant

Erie County Sheriffs
Dept
05/31/2014

Collins, Christopher - Defendant

Charge # 5:
2919.24 - Misdemeanor 1st Degree Contributing to the Unruliness or Delinquency of a Child

[Sentencing Information](#)

Original Charge
Indicted Charge
Amended Charge
DV Related?

2919.24 Contributing to the Unruliness or Delinquency
of a Child (Misdemeanor 1st Degree)

Place of Offense
Date of Offense
Complainant

Erie County Sheriffs
Dept
05/31/2014

[Load Party Charges 6 through 9 Load All 9 Party Charges](#)

[Sentencing Information](#)

Docket Information

Date Docket Text

04/10/2018 INDICTMENT FOUND AND FILED.

04/10/2018 FILING FEE FOR: Indictment, Bill of Information or Transcript

04/10/2018 Request for Issuance of Warrant on Indictment filed.

04/11/2018 J. E. filed. Fixing Bond. Bond shall be set in the amount of \$64,500.00 as set forth (1) 04/11/2018

04/11/2018 Warrant, with certified copy of indictment and J. E., issued to Erie County Sheriff.

04/19/2018 Warrant returned, ARRESTED 04/18/2018

04/20/2018 Notice of Appearance of Counsel & Cert. filed by
Attorney: Marein, Mark B (0008118)












04/20/2018 Request For Discovery,Bill of Particulars and Notice of Specific Intention to Use Evidence
Attorney: Marein, Mark B (0008118)

04/26/2018 Motion for Bond Reduction
Attorney: Bradley, Steven (0046622)

04/27/2018 J. E. filed. Pretrial set for 05/15/2018 at 10:30am. (1) 04/30/2018

Image
Avail.



Date	Docket Text	Image Avail.
04/30/2018	J. E. filed. Bond is Amended to 10% Cash \$10,000.00, as set forth (1) 04/30/2018	
04/30/2018	10% Cash Bond deposit paid by Vincent Howard Receipt: 216314 Date: 05/01/2018	
05/01/2018	Recognition Bond Filed in the amount of \$1000.00 Cash, Posted by Vincent Howard.	
05/01/2018	Receive, Discharge or Surrender of Prisoner	
05/01/2018	Statement of Reporter's Cost	
05/15/2018	Motion to Modify Conditions on Bind Attorney: Bradley, Steven (0046622)	
05/15/2018	Motion For Continuance & Waiver of Speedy Trial filed Attorney: Bradley, Steven (0046622)	
05/15/2018	J.E. filed. Defendant's Motion for Continuance is granted. Pretrial on 07/10/2018 at 10:30am, Final Plea Hearing 08/28/2018 at 10:30am, Jury Trial on 09/17/2018 at 9:00am. (1) 05/16/2018	
05/16/2018	J. E. filed. Defendant's Motion to Modify Bond is Granted. Defendant Condition of Drug and Alcohol Testing is Removed. (1) 05/17/2018	
06/22/2018	Motion For Continuance filed Attorney: Bradley, Steven (0046622)	
06/28/2018	J. E. filed. Jury Trial on 10/15/2018 at 9:00am. (1) 06/29/2018	

Case Disposition

Disposition	Date	Case Judge
Undisposed		McGookey, Beverly K

FILED
COMMON PLEAS COURT
ERIE COUNTY, OHIO
2018 APR 10 PM 2:57
LUVADA S. WILSON
CLERK OF COURTS

IN THE COURT OF COMMON PLEAS, ERIE COUNTY, OHIO

The State of Ohio, }
Erie County } SS.

Grand Jury Term
April Session

INDICTMENT

Case Number
2018 CR 0190

THE JURORS OF THE GRAND JURY of the State of Ohio, within and for the body of the County aforesaid, on their oaths, in the name and by the authority of the State of Ohio, do find and present:

Defendant	Christopher Collins
Count One	Sexual Battery - F3 ORC §2907.03(A)(9), 2907.03(B)
Date of Offense	On or about May 31, 2014

That Christopher Collins, on or about May 31, 2014, at Cuyahoga County, Ohio, did engage in sexual conduct with John Doe (DOB 10/30/97), not his spouse, while Christopher Collins was John Doe (DOB 10/30/97) athletic or other type of coach, instructor, leader of a scouting troop, or otherwise in a position of temporary or occasional disciplinary control over John Doe (DOB 10/30/97), a minor.

In violation of the Ohio Revised Code Section 2907.03(A)(9), 2907.03(B) and against the peace and dignity of the State of Ohio.

Defendant	Christopher Collins
Count Two	Sexual Battery - F3 ORC §2907.03(A)(9), 2907.03(B)
Date of Offense	On or about June 1, 2014

That Christopher Collins, on or about June 1, 2014, at Erie County, Ohio, did engage in sexual conduct with John Doe (DOB 10/30/97), not his spouse, while Christopher Collins was John Doe (DOB 10/30/97) athletic or other type of coach, instructor, leader of a scouting troop, or otherwise in a position of temporary or occasional disciplinary control over John Doe (DOB 10/30/97), a minor.

In violation of the Ohio Revised Code Section 2907.03(A)(9), 2907.03(B) and against the peace and dignity of the State of Ohio.

Defendant Christopher Collins
Count Three **Attempted Sexual Battery - F4**
ORC §2923.02 / 2907.03(A)(9), 2907.03(B)
Date of Offense On or about June 22, 2014

That Christopher Collins, on or about June 22, 2014, at Erie County, Ohio, did attempt to engage in sexual conduct with John Doe (DOB 10/30/97), not his spouse, while Christopher Collins was John Doe (DOB 10/30/97) athletic or other type of coach, instructor, leader of a scouting troop, or otherwise in a position of temporary or occasional disciplinary control over John Doe (DOB 10/30/97), a minor.

In violation of the Ohio Revised Code Section 2907.03(A)(9), 2907.03(B) and against the peace and dignity of the State of Ohio.

Defendant Christopher Collins
Count Four **Disseminating Matter Harmful To Juveniles - F5**
ORC §2907.31(A)(1), 2907.31(F)
Date of Offense On or about 5/31/2014 through 7/11/2014

That Christopher Collins, on or about 5/31/2014 through 7/11/2014, at Cuyahoga County, Ohio, did recklessly sell, deliver, furnish, disseminate, provide, exhibit, rent, or present to John Doe, a juvenile, to wit: DOB 10/30/97, or a law enforcement officer posing as a juvenile, or a group of law enforcement officers posing as juveniles material or performance that is obscene with Christopher Collins having knowledge of the character or content of said material or performance.

In violation of the Ohio Revised Code Section 2907.31(A)(1), 2907.31(F) and against the peace and dignity of the State of Ohio.

Defendant Christopher Collins
Count Five **Endangering Children - M1**
ORC §2919.22(A), 2919.22(E)(2)(a)
Date of Offense On or about 6/22/2014 through 6/24/2014

That Christopher Collins, on or about 6/22/2014 through 6/24/2014, at Erie County, Ohio, was a parent, guardian, custodian, person having custody or control, or person in loco parentis of a child under eighteen years of age, who did create a substantial risk to the health or safety of John Doe (DOB 10/30/97), by violating a duty of care, protection, or support.

In violation of the Ohio Revised Code Section 2919.22(A), 2919.22(E)(2)(a) and against the peace and dignity of the State of Ohio.

Defendant Christopher Collins
Count Six Endangering Children - M1
ORC §2919.22(A), 2919.22(E)(2)(a)
Date of Offense On or about 6/22/2014 through 6/24/2014

That Christopher Collins, on or about 6/22/2014 through 6/24/2014, at Erie County, Ohio, was a parent, guardian, custodian, person having custody or control, or person in loco parentis of a child under eighteen years of age, who did create a substantial risk to the health or safety of Jane Doe (DOB 08/10/97), by violating a duty of care, protection, or support.

In violation of the Ohio Revised Code Section 2919.22(A), 2919.22(E)(2)(a) and against the peace and dignity of the State of Ohio.

Defendant Christopher Collins
Count Seven Contributing To Unruliness Or Delinquency Of A Child - M1
ORC §2919.24(A)(1), 2919.24(B)
Date of Offense On or about 6/22/2014 through 6/24/2014

That Christopher Collins, on or about 6/22/2014 through 6/24/2014, at Erie County, Ohio, did aid, abet, induce, cause, encourage, or contribute to a child or a ward of the juvenile court becoming an unruly child, as defined in section 2151.022 of the Revised Code, or a delinquent child, as defined in section 2152.02 of the Revised Code, whether or not the person was a parent, guardian, or other custodian of the child.

In violation of the Ohio Revised Code Section 2919.24(A)(1), 2919.24(B) and against the peace and dignity of the State of Ohio.

Defendant Christopher Collins
Count Eight Contributing To Unruliness Or Delinquency Of A Child - M1
ORC §2919.24(A)(1), 2919.24(B)
Date of Offense On or about 6/22/2014 through 6/24/2014

That Christopher Collins, on or about 6/22/2014 through 6/24/2014, at Erie County, Ohio, did aid, abet, induce, cause, encourage, or contribute to a child or a ward of the juvenile court becoming an unruly child, as defined in section 2151.022 of the Revised Code, or a delinquent child, as defined in section 2152.02 of the Revised Code, whether or not the person was a parent, guardian, or other custodian of the child.

In violation of the Ohio Revised Code Section 2919.24(A)(1), 2919.24(B) and against the peace and dignity of the State of Ohio.

Defendant	Christopher Collins
Count Nine	Failure to Comply with Underage Alcohol Laws - UM ORC §4301.69(A), 4301.99(I)
Date of Offense	On or about 6/22/2014 through 6/24/2014

That Christopher Collins, on or about 6/22/2014 through 6/24/2014, at Erie County, Ohio, did sell to, buy for, or furnish beer or intoxicating liquor to a person under the age of twenty-one, having been born 10/30/1997.

In violation of the Ohio Revised Code Section 4301.69(A), 4301.99(I) and against the peace and dignity of the State of Ohio.

Defendant	Christopher Collins
Count Ten	Failure to Comply with Underage Alcohol Laws - UM ORC §4301.69(A), 4301.99(I)
Date of Offense	On or about 6/22/2014 through 6/24/2014

That Christopher Collins, on or about 6/22/2014 through 6/24/2014, at Erie County, Ohio, did sell to, buy for, or furnish beer or intoxicating liquor to a person under the age of twenty-one, having been born 12/01/1996.

In violation of the Ohio Revised Code Section 4301.69(A), 4301.99(I) and against the peace and dignity of the State of Ohio.

Defendant	Christopher Collins
Count Eleven	Failure to Comply with Underage Alcohol Laws - UM ORC §4301.69(A), 4301.99(I)
Date of Offense	On or about 6/22/2014 through 6/24/2014

That Christopher Collins, on or about 6/22/2014 through 6/24/2014, at Erie County, Ohio, did sell to, buy for, or furnish beer or intoxicating liquor to a person under the age of twenty-one, having been born 08/10/1997.

In violation of the Ohio Revised Code Section 4301.69(A), 4301.99(I) and against the peace and dignity of the State of Ohio.

Defendant Christopher Collins
Count Twelve **Obstructing Official Business - M2**
ORC §2921.31(A), 2921.31(B)
Date of Offense On or about May 20, 2016

That Christopher Collins, on or about May 20, 2016, at Cuyahoga County, Ohio, did, without privilege to do so and with purpose to prevent, obstruct, or delay the performance by a public official of any authorized act within the public official's official capacity, an act that hampered or impeded a public official in the performance of the public official's lawful duties.

In violation of the Ohio Revised Code Section 2921.31(A), 2921.31(B) and against the peace and dignity of the State of Ohio.

Defendant Christopher Collins
Count Thirteen **Attempted Gross Sexual Imposition - F4**
ORC §2923.02 / 2907.05(A)(4), 2907.05(C)(2)
Date of Offense On or about 7/1/2015 through 7/31/2015

That Christopher Collins, on or about 7/1/2015 through 7/31/2015, at Cuyahoga County, Ohio, did attempt to have sexual contact with R.C. DOB 9/21/02, not his spouse, when R.C. DOB 9/21/02 was less than thirteen years of age, whether or not the offender knew the age of that person.

In violation of the Ohio Revised Code Section 2907.05(A)(4), 2907.05(C)(2) and against the peace and dignity of the State of Ohio.

Defendant Christopher Collins
Count Fourteen **Disseminating Matter Harmful To Juveniles - F4**
ORC §2907.31(A)(1), 2907.31(F)
Date of Offense On or about 6/1/2014 through 7/31/2014

That Christopher Collins, on or about 6/1/2014 through 7/31/2014, at Cuyahoga County, Ohio, did recklessly sell, deliver, furnish, disseminate, provide, exhibit, rent, or present to A.H., a juvenile, to wit: 11/4/03, or a law enforcement officer posing as a juvenile, or a group of law enforcement officers posing as juveniles material or performance that is obscene with Christopher Collins having knowledge of the character or content of said material or performance.

FURTHERMORE, the victim was under the age of thirteen years, to wit: 11/4/03.


In violation of the Ohio Revised Code Section 2907.31(A)(1), 2907.31(F) and against the peace and dignity of the State of Ohio.

WHERE APPLICABLE, NOTICE IS HEREBY GIVEN:

If you were on post-release control at the time these offense(s) in this particular indictment were committed, you could be subject to the additional penalty of sentence as set forth in O.R.C. 2929.141 upon conviction of, or plea of guilty to, any new felony herein.

If you are under indictment for or have been convicted of either a felony offense of violence (as defined in O.R.C. 2901.01(A)(9)) or any offense involving the illegal possession, use, sale, administration, distribution, or trafficking in any drug of abuse, you are prohibited under O.R.C. 2923.13 from knowingly acquiring, having or using any firearm or dangerous ordnance.

Kevin J. Baxter, Prosecuting Attorney of Erie
County, Ohio



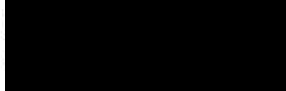
BY: Carl Sullivan
Special Prosecutor

SUMMARY OF INDICTMENT

Case No. 2018 CR 0 190

April 2018 Term

Christopher Collins




DOB: [REDACTED]


SSN: [REDACTED]

Indictment for:

- Count 1: Sexual Battery, ORC §2907.03(A)(9), 2907.03(B), F3
- Count 2: Sexual Battery, ORC §2907.03(A)(9), 2907.03(B), F3
- Count 3: Attempted Sexual Battery, ORC §2907.03(A)(9), 2907.03(B), F4
- Count 4: Disseminating Matter Harmful To Juveniles, ORC §2907.31(A)(1), 2907.31(F), F5
- Count 5: Endangering Children, ORC §2919.22(A), 2919.22(E)(2)(a), M1
- Count 6: Endangering Children, ORC §2919.22(A), 2919.22(E)(2)(a), M1
- Count 7: Contributing To Unruliness Or Delinquency Of A Child, ORC §2919.24(A)(1), 2919.24(B), M1
- Count 8: Contributing To Unruliness Or Delinquency Of A Child, ORC §2919.24(A)(1), 2919.24(B), M1
- Count 9: Failure to Comply with Underage Alcohol Laws, ORC §4301.69(A), 4301.99(I), UM
- Count 10: Failure to Comply with Underage Alcohol Laws, ORC §4301.69(A), 4301.99(I), UM
- Count 11: Failure to Comply with Underage Alcohol Laws, ORC §4301.69(A), 4301.99(I), UM
- Count 12: Obstructing Official Business, ORC §2921.31(A), 2921.31(B), M2
- Count 13: Attempted Gross Sexual Imposition, ORC §2907.05(A)(4), 2907.05(C)(2), F4
- Count 14: Disseminating Matter Harmful To Juveniles, ORC §2907.31(A)(1), 2907.31(F), F4

TRUE BILL:


Foreperson of the Grand Jury


Carl Sullivan, Special Prosecutor

The State of Ohio, Erie County.

I, the undersigned, Clerk of the Court of Common Pleas in and for said County, do hereby certify that the foregoing is a full, true and correct copy of the original indictment, with the endorsements thereon, now on file in my office.

WITNESS my hand and the seal of said Court at Sandusky, Ohio

this _____ day of _____, _____.

Luvada Wilson

Clerk of Courts

by

Deputy

IN THE COMMON PLEAS COURT OF ERIE COUNTY, OHIO

FILED
COMMON PLEAS COURT
ERIE COUNTY, OHIO
2018 JUN 28 PM 3:36
LIVADA S. WILSON
CLERK OF COURTS

State of Ohio : CASE NO. 2018 -CR- 190
vs : Judge Beverly K. McGookey
Christopher Collins : JUDGMENT ENTRY
Defendant :::: ("Granting Continuance")

IT IS ORDERED that the Defendant's ___ State's ___ Joint (Defendant & State) "Motion for Continuance" of the 09/17/18 (date), Jury Trial (Trial, Pre-Trial, PC Hrg, CCS Hrg, etc...) is "Granted" for the reason(s) stated therein.

FURTHER, it is ORDERED that the Speedy Trial Time is "Tolled" ___ not "Tolled".

FURTHER, it is ORDERED that this Case is re-scheduled for the following hearing(s) or Court proceeding(s):

Pre-Trial	_____	, 20	at _____	_____m.
CCS - Probable Cause Hearing	_____	, 20	at _____	_____m.
CCS - Violation Merit Hearing	_____	, 20	at _____	_____m.
CCS - Violation Disposition Hearing	_____	, 20	at _____	_____m.
Final Plea Hearing	_____	, 20	at _____	_____m.
Jury Trial	<u>October 15</u>	, <u>20 18</u>	at <u>9:00</u>	_____m.
Evidentiary Hearing	_____	, 20	at _____	_____m.
Sentencing Hearing	_____	, 20	at _____	_____m.
Bond Hearing	_____	, 20	at _____	_____m.
Arraignment Hearing	_____	, 20	at _____	_____m.
Extradition Hearing	_____	, 20	at _____	_____m.
Restitution Hearing	_____	, 20	at _____	_____m.
Drug Court (Benchmark) Hearing	_____	, 20	at _____	_____m.
Diversion/MILC Hearing	_____	, 20	at _____	_____m.
Judicial Release Hearing	_____	, 20	at _____	_____m.
Evaluation Report/Findings Hearing	_____	, 20	at _____	_____m.
Other: _____	_____	, 20	at _____	_____m.

Beverly K. McGookey
JUDGE

Prosecuting Attorney

Defense Attorney

(Other)

J 807/1104
06/29/18



Michael C. O'Malley
CUYAHOGA COUNTY PROSECUTOR

February 28, 2019

Chief Calvin Williams
Cleveland Police Department
1300 Ontario Street
Cleveland, Ohio 44113

Re: Officer Natasha Collins, Badge # 2086

Dear Chief Williams,

The Cuyahoga County Prosecutor's Office is required by law to obtain and to disclose to the defense any and all potential impeachment evidence relative to its witnesses. Potential impeachment evidence includes, but is not limited to, any disciplinary actions against officers and any instances involving dishonesty or a lack of candor, or a demonstration of bias. The Cuyahoga County Prosecutor's Office has determined that the following material is potential impeachment evidence that this Office must disclose to opposing counsel concerning Officer Natasha Collins: Pre-Disciplinary letter from City of Cleveland to Officer Collins dated 12/17/2013; Pre-Disciplinary letter from City of Cleveland to Officer Collins dated 04/10/2015.

We respectfully request that you notify Officer Collins of this decision.

Thank you very much.

Respectfully,

Lisa Reitz Williamson
First Assistant Prosecuting Attorney

Cc: Ronald Bakeman, Superintendent, CPD Internal Affairs

OFFICE OF THE PROSECUTING ATTORNEY
The Justice Center • Courts Tower • 1200 Ontario Street • Cleveland, Ohio 44113
(216) 443-7800 • Fax (216) 443-7601



Michael C. O'Malley
CUYAHOGA COUNTY PROSECUTOR

February 26, 2019

Chief Calvin Williams
Cleveland Police Department
1300 Ontario Street
Cleveland, Ohio 44113

Re: Officer John Halkiadakis, Badge # 2583

Dear Chief Williams,

The Cuyahoga County Prosecutor's Office is required by law to obtain and to disclose to the defense any and all potential impeachment evidence relative to its witnesses. Potential impeachment evidence includes, but is not limited to, any disciplinary actions against officers and any instances involving dishonesty or a lack of candor, or a demonstration of bias. The Cuyahoga County Prosecutor's Office has determined that the following material is potential impeachment evidence that this Office must disclose to opposing counsel concerning Officer John Halkiadakis: CPD Field Case Field Report 2018-00302332; 37 min 5 secs long bodycam video (available on Evidence.com ID #2018-302332).

We respectfully request that you notify Officer Halkiadakis of this decision.

Thank you very much.

Respectfully,

Lisa Reitz Williamson
First Assistant Prosecuting Attorney

Cc: Ronald Bakeman, Superintendent, CPD Internal Affairs

OFFICE OF THE PROSECUTING ATTORNEY
The Justice Center • Courts Tower • 1200 Ontario Street • Cleveland, Ohio 44113
(216) 443-7800 • Fax (216) 443-7601



Michael C. O'Malley
CUYAHOGA COUNTY PROSECUTOR

September 25, 2018

Chief Calvin Williams
Cleveland Police Department
1300 Ontario Street
Cleveland, Ohio 44113

Re: Detective Morris Vowell, Badge 1815

Dear Chief Williams,

The Cuyahoga County Prosecutor's Office is required by law to obtain and to disclose to the defense any and all potential impeachment evidence relative to its witnesses. Potential impeachment evidence includes, but is not limited to, any disciplinary actions against officers and any instances involving dishonesty or a lack of candor, or a demonstration of bias.

The Cuyahoga County Prosecutor's Office has determined that the following material is potential impeachment evidence that this Office must disclose to opposing counsel concerning Detective Morris Vowell: CPD Notification of Pre-Disciplinary conference dated 04/26/2011, CPD Disciplinary Letter dated 04/26/2011, CPD Field Report RMS # 201-115120, Cleveland Municipal Court Warrant Registry Form dated 04/25/2011, Cleveland Municipal Court Personal Bond Court Release Agreement dated 04/26/2011, CPD Case Information Form dated 04/26/2011, Cleveland Division of Corrections Floor/Medical Card dated 04/26/2011, CPD Booking Information Form dated 04/26/2011, CPD Felony Review Form dated 04/25/2011, Cleveland Municipal Court Statement of Facts dated 04/25/2011, Cleveland Municipal Court Registered Warrant dated 04/25/2011, Cleveland Municipal Courts Warrant Registry Information dated 04/25/2011, CPD IAU Review by OIC of the Integrity Section dated 04/18/2011, CPD IA Investigation Tracking Sheet dated 04/11/2011, Letter to Ohio Attorney General dated 01/21/2011, CPD IA Unit Case #2011-005.

We respectfully request that you notify Detective Vowell of this decision.

Thank you very much.

Respectfully,

Lisa Reitz Williamson
First Assistant Prosecuting Attorney

OFFICE OF THE PROSECUTING ATTORNEY

The Justice Center • Courts Tower • 1200 Ontario Street • Cleveland, Ohio 44113
(216) 443-7800 • Fax (216) 443-7601



Michael C. O'Malley
CUYAHOGA COUNTY PROSECUTOR

September 25, 2018

Chief Calvin Williams
Cleveland Police Department
1300 Ontario Street
Cleveland, Ohio 44113

Re: Officer Maria Velez, Badge 2038

Dear Chief Williams,

The Cuyahoga County Prosecutor's Office is required by law to obtain and to disclose to the defense any and all potential impeachment evidence relative to its witnesses. Potential impeachment evidence includes, but is not limited to, any disciplinary actions against officers and any instances involving dishonesty or a lack of candor, or a demonstration of bias. The Cuyahoga County Prosecutor's Office has determined that the following material is potential impeachment evidence that this Office must disclose to opposing counsel concerning Officer Maria Velez: Court of Common Pleas Indictment, Court of Common Pleas Journal entry of sentencing dated 05/30/2018, CPD Case Information Form dated 10/19/2017, City of Cleveland Municipal Court Arrest Warrant dated 10/19/2017, CPD IA Investigative Report dated 09/12/2017 - 10/23/2017, CPD Divisional Information dated 09/08/2017, Court of Common Pleas Search Warrant dated 09/12/2017.

We respectfully request that you notify Officer Velez of this decision.

Thank you very much.

Respectfully,

Lisa Reitz Williamson
First Assistant Prosecuting Attorney



Michael C. O'Malley
CUYAHOGA COUNTY PROSECUTOR

September 25, 2018

Chief Calvin Williams
Cleveland Police Department
1300 Ontario Street
Cleveland, Ohio 44113

Re: Officer Thomas Tewell, Badge 327

Dear Chief Williams,

The Cuyahoga County Prosecutor's Office is required by law to obtain and to disclose to the defense any and all potential impeachment evidence relative to its witnesses. Potential impeachment evidence includes, but is not limited to, any disciplinary actions against officers and any instances involving dishonesty or a lack of candor, or a demonstration of bias. The Cuyahoga County Prosecutor's Office has determined that the following material is potential impeachment evidence that this Office must disclose to opposing counsel concerning Officer Thomas Tewell: Emails containing Facebook messages to/from Officer Tewell, CPD Daily Duty Assignment sheets dated 11/16-18/2013, Copy of endorsed and filed OH-1 involving victim dated 11/15/2013, Copy of UTT from the Clerk's file, RMS printout for ticket #2316078, copy of the COC Traffic Ordinances/Non-Waiverable Offenses taken from the cover of a citation book, Rocky River Police Department Investigative Report dated 02/09/2018, Rocky River Police Department Investigative Report Supplement dated 02/15/2018 – 05/01/2018, CPD IA Investigation Tracking Sheet dated 03/04/2014, CPD IA Unit Case #2013-075, CPD IA Investigation Tracking Sheet dated 12/27/2013, IA Investigative Report dated 04/15/2014, CPD IA Unit Case #2013-056.

We respectfully request that you notify Officer Tewell of this decision.

Thank you very much.

Respectfully,

Lisa Reitz Williamson
First Assistant Prosecuting Attorney



Michael C. O'Malley
CUYAHOGA COUNTY PROSECUTOR

September 25, 2018

Chief Calvin Williams
Cleveland Police Department
1300 Ontario Street
Cleveland, Ohio 44113

Re: Sergeant Robert Strollo, Badge 9123

Dear Chief Williams,

The Cuyahoga County Prosecutor's Office is required by law to obtain and to disclose to the defense any and all potential impeachment evidence relative to its witnesses. Potential impeachment evidence includes, but is not limited to, any disciplinary actions against officers and any instances involving dishonesty or a lack of candor, or a demonstration of bias. The Cuyahoga County Prosecutor's Office has determined that the following material is potential impeachment evidence that this Office must disclose to opposing counsel concerning Sergeant Robert Strollo: CPD Letter of Disciplinary dated 07/28/2016, CPD IA Investigative Reports dated 02/07/2018 – 03/23/2018, Cleveland Municipal Court Docket 2018 CRB 003343.

We respectfully request that you notify Sergeant Strollo of this decision.

Thank you very much.

Respectfully,

Lisa Reitz Williamson
First Assistant Prosecuting Attorney



Michael C. O'Malley
CUYAHOGA COUNTY PROSECUTOR

September 25, 2018

Chief Calvin Williams
Cleveland Police Department
1300 Ontario Street
Cleveland, Ohio 44113

Re: Officer Phillip Spears, Badge 2506

Dear Chief Williams,

The Cuyahoga County Prosecutor's Office is required by law to obtain and to disclose to the defense any and all potential impeachment evidence relative to its witnesses. Potential impeachment evidence includes, but is not limited to, any disciplinary actions against officers and any instances involving dishonesty or a lack of candor, or a demonstration of bias. The Cuyahoga County Prosecutor's Office has determined that the following material is potential impeachment evidence that this Office must disclose to opposing counsel concerning Officer Phillip Spears: CPD Field Report dated 01/11/2018, CPD Divisional Information Report dated 01/11/2018, Ohio Department of Public Safety Traffic Crash Report 01/11/2018, Court of Common Pleas Journal entry of sentencing dated 07/11/2018.

We respectfully request that you notify Officer Spears of this decision.

Thank you very much.

Respectfully,

Lisa Reitz Williamson
First Assistant Prosecuting Attorney



Michael C. O'Malley
CUYAHOGA COUNTY PROSECUTOR

September 25, 2018

Chief Calvin Williams
Cleveland Police Department
1300 Ontario Street
Cleveland, Ohio 44113

Re: Officer Matthew Sliter, Badge 790

Dear Chief Williams,

The Cuyahoga County Prosecutor's Office is required by law to obtain and to disclose to the defense any and all potential impeachment evidence relative to its witnesses. Potential impeachment evidence includes, but is not limited to, any disciplinary actions against officers and any instances involving dishonesty or a lack of candor, or a demonstration of bias. The Cuyahoga County Prosecutor's Office has determined that the following material is potential impeachment evidence that this Office must disclose to opposing counsel concerning Officer Matthew Sliter: Court of Common Pleas Indictment CR 625712, Court of Common Pleas Journal entry of plea dated 06/26/2018, CPD Arrest Detail Report dated 02/03/2018, CPD Field Report dated 02/03/2018, CPD Incident report dated 02/03/2018, CPD IA Investigative Report dated 02/07/2018, Event Chronology report – 201800031717, CCRFSL Physical Evidence Examination Report Lab case number 2018-001447-0001, Court of Common Pleas Journal Entry of sentencing dated 07/18/2018.

We respectfully request that you notify Officer Sliter of this decision.

Thank you very much.

Respectfully,

Lisa Reitz Williamson
First Assistant Prosecuting Attorney



Michael C. O'Malley
CUYAHOGA COUNTY PROSECUTOR

September 25, 2018

Chief Calvin Williams
Cleveland Police Department
1300 Ontario Street
Cleveland, Ohio 44113

Re: Officer Aaron Petitt, Badge 101

Dear Chief Williams,

The Cuyahoga County Prosecutor's Office is required by law to obtain and to disclose to the defense any and all potential impeachment evidence relative to its witnesses. Potential impeachment evidence includes, but is not limited to, any disciplinary actions against officers and any instances involving dishonesty or a lack of candor, or a demonstration of bias. The Cuyahoga County Prosecutor's Office has determined that the following material is potential impeachment evidence that this Office must disclose to opposing counsel concerning Officer Aaron Petitt: Disclosure 1 - CPD Disciplinary Letter dated 05/10/2018, Disclosure 2 - CPD IA Investigative Report dated 11/24/2017.

We respectfully request that you notify Officer Petitt of this decision.

Thank you very much.

Respectfully,

Lisa Reitz Williamson
First Assistant Prosecuting Attorney



Michael C. O'Malley
CUYAHOGA COUNTY PROSECUTOR

September 25, 2018

Chief Calvin Williams
Cleveland Police Department
1300 Ontario Street
Cleveland, Ohio 44113

Re: Officer Xavier Lynch, Badge 0730

Dear Chief Williams,

The Cuyahoga County Prosecutor's Office is required by law to obtain and to disclose to the defense any and all potential impeachment evidence relative to its witnesses. Potential impeachment evidence includes, but is not limited to, any disciplinary actions against officers and any instances involving dishonesty or a lack of candor, or a demonstration of bias. The Cuyahoga County Prosecutor's Office has determined that the following material is potential impeachment evidence that this Office must disclose to opposing counsel concerning Officer Xavier Lynch: Disclosure 1 - CPD IA Investigative Report dated 05/01/2018, Disclosure 2 - Court of Common Pleas transcript of proceedings re CV 846253 dated 03/05/2018.

We respectfully request that you notify Officer Lynch of this decision.

Thank you very much.

Respectfully,

Lisa Reitz Williamson
First Assistant Prosecuting Attorney



Michael C. O'Malley
CUYAHOGA COUNTY PROSECUTOR

January 7, 2019

Chief Michael Cardilli
East Cleveland Police Department
14340 Euclid Ave.
Cleveland, Ohio 44112

Re: Officer Kenneth Bolton, Badge 0163

Dear Chief Cardilli,

The Cuyahoga County Prosecutor's Office is required by law to obtain and to disclose to the defense any and all potential impeachment evidence relative to its witnesses. Potential impeachment evidence includes, but is not limited to, any disciplinary actions against officers and any instances involving dishonesty or a lack of candor. The Cuyahoga County Prosecutor's Office has determined that the following material is potential impeachment evidence that this Office must disclose to opposing counsel concerning Officer Bolton: Court of Common Pleas plea Journal Entry dated 09/11/2017; Court of Common Pleas sentencing Journal Entry dated 10/16/2017 and Court of Common Pleas shock probation Journal Entry dated 12/14/2018.

We respectfully request that you notify Officer Bolton of our decision.

Thank you very much.

Respectfully,



Lisa Reitz Williamson
First Assistant Prosecuting Attorney



Michael C. O'Malley
CUYAHOGA COUNTY PROSECUTOR

November 1, 2018

Chief Kenneth Bilinovich
North Royalton Police Department
14000 Bennett Rd.
North Royalton, Ohio 44133

Re: Officer Steven Zahursky, Badge #50

Dear Chief Bilinovich,

The Cuyahoga County Prosecutor's Office is required by law to obtain and to disclose to the defense any and all potential impeachment evidence relative to its witnesses. Potential impeachment evidence includes, but is not limited to, any disciplinary actions against officers and any instances involving dishonesty or a lack of candor, or a demonstration of bias. The Cuyahoga County Prosecutor's Office has determined that the following material is potential impeachment evidence that this Office must disclose to opposing counsel concerning Officer Zahursky: Parma Municipal Court Journal Entry dated 10/24/2018; North Royalton incident report #18-00403 dated 04/06/2018.

We respectfully request that you notify Officer Steven Zahursky of this decision.

Thank you very much.

Respectfully,

Lisa Reitz Williamson
First Assistant Prosecuting Attorney

Cc: James J. McDonnell, City Prosecutor



Michael C. O'Malley
CUYAHOGA COUNTY PROSECUTOR

October 19, 2018

Chief Robert Byrne
Garfield Heights Police Department
5555 Turney Road
Garfield Hts., Ohio 44125

Re: Officer Timothy Capretta

Dear Chief Bryne,

The Cuyahoga County Prosecutor's Office is required by law to obtain and to disclose to the defense any and all potential impeachment evidence relative to its witnesses. Potential impeachment evidence includes, but is not limited to, any disciplinary actions against officers and any instances involving dishonesty or a lack of candor, or a demonstration of bias. The Cuyahoga County Prosecutor's Office has determined that the enclosed material is potential impeachment evidence that this Office must disclose to opposing counsel concerning Officer Capretta.

We respectfully request that you notify Officer Timothy Capretta of this decision.

Thank you very much.

Respectfully,


Lisa Reitz Williamson
First Assistant Prosecuting Attorney

OFFICE OF THE PROSECUTING ATTORNEY
The Justice Center • Courts Tower • 1200 Ontario Street • Cleveland, Ohio 44113
(216) 443-7800 • Fax (216) 443-7601



Michael C. O'Malley
CUYAHOGA COUNTY PROSECUTOR

October 17, 2018

Chief Michael Cardilli
East Cleveland Police Department
14340 Euclid Avenue,
East Cleveland, Ohio 44112

Re: Detective Kenneth Lundy, Badge 1814

Dear Chief Cardilli,

The Cuyahoga County Prosecutor's Office is required by law to obtain and to disclose to the defense any and all potential impeachment evidence relative to its witnesses. Potential impeachment evidence includes, but is not limited to, any disciplinary actions against officers and any instances involving dishonesty or a lack of candor, or a demonstration of bias. The Cuyahoga County Prosecutor's Office has determined that the following material is potential impeachment evidence that this Office must disclose to opposing counsel concerning Detective Kenneth Lundy: Memos from Lucas County Sheriff's Department regarding disciplinary actions dated July 12, 2006 and August 01, 2006.

We respectfully request that you notify Detective Kenneth Lundy of this decision.

Thank you very much.

Respectfully,

Lisa Reitz Williamson
First Assistant Prosecuting Attorney

Enclosed: Memos from Lucas County Sheriff's Department regarding disciplinary actions dated July 12, 2006 and August 01, 2006

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The Justice Center • Courts Tower • 1200 Ontario Street • Cleveland, Ohio 44113
(216) 443-7800 • Fax (216) 443-7601



Michael C. O'Malley
CUYAHOGA COUNTY PROSECUTOR

October 09, 2018

Chief Calvin Williams
Cleveland Police Department
1300 Ontario Street
Cleveland, Ohio 44113

Re: Officer James L. Hummel, Badge 1638

Dear Chief Williams,

The Cuyahoga County Prosecutor's Office is required by law to obtain and to disclose to the defense any and all potential impeachment evidence relative to its witnesses. Potential impeachment evidence includes, but is not limited to, any disciplinary actions against officers and any instances involving dishonesty or a lack of candor, or a demonstration of bias. The Cuyahoga County Prosecutor's Office has determined that the following material is potential impeachment evidence that this Office must disclose to opposing counsel concerning Officer James L. Hummel: CPD IA Report in re IAU Case CPD2018-0067 .

We respectfully request that you notify Officer James L. Hummel of this decision.

Thank you very much.

Respectfully,

Lisa Reitz Williamson
First Assistant Prosecuting Attorney



Michael C. O'Malley
CUYAHOGA COUNTY PROSECUTOR

October 4, 2018

Chief Timothy Franczak
Linndale Police Department
4016 West 119th Street
Linndale, Ohio 44135

Re: Officer El'Shawn Williams, Badge 31

Dear Chief Franczak,

The Cuyahoga County Prosecutor's Office is required by law to obtain and to disclose to the defense any and all potential impeachment evidence relative to its witnesses. Potential impeachment evidence includes, but is not limited to, any disciplinary actions against officers and any instances involving dishonesty or a lack of candor, or a demonstration of bias. The Cuyahoga County Prosecutor's Office has determined that the following material is potential impeachment evidence that this Office must disclose to opposing counsel concerning Officer El'Shawn Williams: United States District Court For the Northern District of Ohio Indictment dated July 17, 2018, counts #2 and #3.

We respectfully request that you notify Officer El'Shawn Williams of this decision.

Thank you very much.

Respectfully,

Lisa Reitz Williamson
First Assistant Prosecuting Attorney

OFFICE OF THE PROSECUTING ATTORNEY
The Justice Center • Courts Tower • 1200 Ontario Street • Cleveland, Ohio 44113
(216) 443-7800 • Fax (216) 443-7601



Michael C. O'Malley
CUYAHOGA COUNTY PROSECUTOR

October 3, 2018

Chief Angelo Cavillo
Cleveland Fire Department
1645 Superior Ave., East
Cleveland, Ohio 44114

Re: Investigator Damon Johnson, Badge FF41

Dear Chief Cavillo,

The Cuyahoga County Prosecutor's Office is required by law to obtain and to disclose to the defense any and all potential impeachment evidence relative to its witnesses. Potential impeachment evidence includes, but is not limited to, any disciplinary actions against officers and any instances involving dishonesty or a lack of candor, or a demonstration of bias. The Cuyahoga County Prosecutor's Office has determined that the following material is potential impeachment evidence that this Office must disclose to opposing counsel concerning Investigator Damon Johnson: Court of Common Pleas Indictment in re: CR 18 630309.

We respectfully request that you notify Investigator Damon Johnson of this decision.

Thank you very much.

Respectfully,

Lisa Reitz Williamson
First Assistant Prosecuting Attorney



Michael C. O'Malley
CUYAHOGA COUNTY PROSECUTOR

September 25, 2018

Chief Odis Rogers
Olmsted Falls Police Department
26100 Bagley Road
Olmsted Falls, Ohio 44138

Re: Sergeant Floyd Takacs, Badge 5641

Dear Chief Rogers,

The Cuyahoga County Prosecutor's Office is required by law to obtain and to disclose to the defense any and all potential impeachment evidence relative to its witnesses. Potential impeachment evidence includes, but is not limited to, any disciplinary actions against officers and any instances involving dishonesty or a lack of candor, or a demonstration of bias. The Cuyahoga County Prosecutor's Office has determined that the following material is potential impeachment evidence that this Office must disclose to opposing counsel concerning Sergeant Floyd Takacs: Takacs Psychological Report; March 21, 2015 Discipline: disrespect to Mayor and grievance; Discipline: Domestic Violence Training; Complaint by dispatcher; Memo re: Complaint by co-worker; Complaint by citizen; Co-worker complaint.

We respectfully request that you notify Sergeant Floyd Takacs of this decision.

Thank you very much.

Respectfully,

Lisa Reitz Williamson
First Assistant Prosecuting Attorney



Michael C. O'Malley
CUYAHOGA COUNTY PROSECUTOR

September 25, 2018

Chief Calvin Williams
Cleveland Police Department
1300 Ontario Street
Cleveland, Ohio 44113

Re: Officer Joseph Tylka, Badge 1772

Dear Chief Williams,

The Cuyahoga County Prosecutor's Office is required by law to obtain and to disclose to the defense any and all potential impeachment evidence relative to its witnesses. Potential impeachment evidence includes, but is not limited to, any disciplinary actions against officers and any instances involving dishonesty or a lack of candor, or a demonstration of bias. The Cuyahoga County Prosecutor's Office has determined that the following material is potential impeachment evidence that this Office must disclose to opposing counsel concerning Officer Joseph Tylka: CPD Letter of Discipline dated August 14, 2018.

We respectfully request that you notify Officer Joseph Tylka of this decision.

Thank you very much.

Respectfully,

Lisa Reitz Williamson
First Assistant Prosecuting Attorney



Michael C. O'Malley
CUYAHOGA COUNTY PROSECUTOR

September 25, 2018

Chief Calvin Williams
Cleveland Police Department
1300 Ontario Street
Cleveland, Ohio 44113

Re: Officer John Kraynik, Badge 1517

Dear Chief Williams,

The Cuyahoga County Prosecutor's Office is required by law to obtain and to disclose to the defense any and all potential impeachment evidence relative to its witnesses. Potential impeachment evidence includes, but is not limited to, any disciplinary actions against officers and any instances involving dishonesty or a lack of candor, or a demonstration of bias. The Cuyahoga County Prosecutor's Office has determined that the following material is potential impeachment evidence that this Office must disclose to opposing counsel concerning Officer John Kraynik: Disclosure 1 – CPD IA Final Disposition and Recommendation dated 11/24/2017; Disclosure 2 – CPD Disciplinary Letter dated 04/24/2018.

We respectfully request that you notify Officer Kraynik of this decision.

Thank you very much.

Respectfully,

Lisa Reitz Williamson
First Assistant Prosecuting Attorney



Michael C. O'Malley
CUYAHOGA COUNTY PROSECUTOR

September 25, 2018

Chief Michael Cardilli
East Cleveland Police Department
14340 Euclid Avenue,
East Cleveland, Ohio 44112

Re: Commander Scott Gardner, Badge 0173

Dear Chief Cardilli,

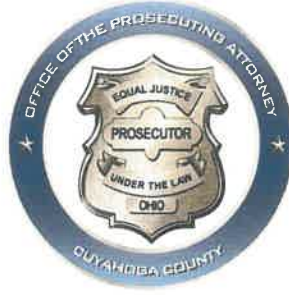
The Cuyahoga County Prosecutor's Office is required by law to obtain and to disclose to the defense any and all potential impeachment evidence relative to its witnesses. Potential impeachment evidence includes, but is not limited to, any disciplinary actions against officers and any instances involving dishonesty or a lack of candor, or a demonstration of bias. The Cuyahoga County Prosecutor's Office has determined that the following material is potential impeachment evidence that this Office must disclose to opposing counsel concerning Commander Scott Gardner: Journal entry dated June 05, 2014 of Plea and Sentencing, Cuyahoga County Common Pleas Court and sentencing judgement entry dated October 06, 2014, Medina County Common Pleas Court.

We respectfully request that you notify Commander Scott Gardner of this decision.

Thank you very much.

Respectfully,

Lisa Reitz Williamson
First Assistant Prosecuting Attorney



Michael C. O'Malley
CUYAHOGA COUNTY PROSECUTOR

September 25, 2018

Chief Calvin Williams
Cleveland Police Department
1300 Ontario Street
Cleveland, Ohio 44113

Re: Officer Steven Fedorko, Badge 1399

Dear Chief Williams,

The Cuyahoga County Prosecutor's Office is required by law to obtain and to disclose to the defense any and all potential impeachment evidence relative to its witnesses. Potential impeachment evidence includes, but is not limited to, any disciplinary actions against officers and any instances involving dishonesty or a lack of candor, or a demonstration of bias. The Cuyahoga County Prosecutor's Office has determined that the following material is potential impeachment evidence that this Office must disclose to opposing counsel concerning Officer Steven Fedorko: CPD IA Investigation Tracking Sheet IAU CPD2017-0102; CPD Letter of Discipline dated August 14, 2018.

We respectfully request that you notify Officer Steven Fedorko of this decision.

Thank you very much.

Respectfully,

Lisa Reitz Williamson
First Assistant Prosecuting Attorney



Michael C. O'Malley
CUYAHOGA COUNTY PROSECUTOR

September 25, 2018

Chief Michael Cardilli
East Cleveland Police Department
14340 Euclid Avenue,
East Cleveland, Ohio 44112

Re: Detective Kenneth Lundy, Badge 1814

Dear Chief Cardilli,

The Cuyahoga County Prosecutor's Office is required by law to obtain and to disclose to the defense any and all potential impeachment evidence relative to its witnesses. Potential impeachment evidence includes, but is not limited to, any disciplinary actions against officers and any instances involving dishonesty or a lack of candor, or a demonstration of bias. The Cuyahoga County Prosecutor's Office has determined that the following material is potential impeachment evidence that this Office must disclose to opposing counsel concerning Detective Kenneth Lundy: Docket entries in re: CR-00421-SO-1, Order for Dismissal dated June 25, 2012, Minutes of Criminal Hearing dated June 14, 2012, and Suppression Order dated June 05, 2012.

We respectfully request that you notify Detective Kenneth Lundy of this decision.

Thank you very much.

Respectfully,

Lisa Reitz Williamson
First Assistant Prosecuting Attorney



Michael C. O'Malley
CUYAHOGA COUNTY PROSECUTOR

September 25, 2018

Chief Jeffrey DeMuth
Shaker Heights Police Department
3355 Lee Road
Shaker Heights, Ohio 44120

Re: Detective Jessica Page, Badge 3

Dear Chief Williams,

The Cuyahoga County Prosecutor's Office is required by law to obtain and to disclose to the defense any and all potential impeachment evidence relative to its witnesses. Potential impeachment evidence includes, but is not limited to, any disciplinary actions against officers and any instances involving dishonesty or a lack of candor. The Cuyahoga County Prosecutor's Office has determined that the following material is potential impeachment evidence that this Office must disclose to opposing counsel concerning Detective Jessica Page: IA findings; Journal entry of May 11, 2017; COA decision, April 12, 2018, CA 105771.

We respectfully request that you notify Detective Jessica Page of this decision.

Thank you very much.

Respectfully,

Lisa Reitz Williamson
First Assistant Prosecuting Attorney



Michael C. O'Malley
CUYAHOGA COUNTY PROSECUTOR

September 25, 2018

Chief Jeffrey DeMuth
Shaker Heights Police Department
3355 Lee Road
Shaker Heights, Ohio 44120

Re: Detective Jessica Page, Badge 3

Dear Chief Williams,

The Cuyahoga County Prosecutor's Office is required by law to obtain and to disclose to the defense any and all potential impeachment evidence relative to its witnesses. Potential impeachment evidence includes, but is not limited to, any disciplinary actions against officers and any instances involving dishonesty or a lack of candor. The Cuyahoga County Prosecutor's Office has determined that the following material is potential impeachment evidence that this Office must disclose to opposing counsel concerning Detective Jessica Page: IA findings; Journal entry of May 11, 2017; COA decision, April 12, 2018, CA 105771.

We respectfully request that you notify Detective Jessica Page of this decision.

Thank you very much.

Respectfully,

Lisa Reitz Williamson
First Assistant Prosecuting Attorney



Michael C. O'Malley
CUYAHOGA COUNTY PROSECUTOR

September 10, 2018

Chief Michael Cardilli
East Cleveland Police Department
14340 Euclid Ave.
Cleveland, Ohio 44112

Re: Detective Joseph Marche, Badge 1843

Dear Chief Cardilli,

The Cuyahoga County Prosecutor's Office is required by law to obtain and to disclose to the defense any and all potential impeachment evidence relative to its witnesses. Potential impeachment evidence includes, but is not limited to, any disciplinary actions against officers and any instances involving dishonesty or a lack of candor. The Cuyahoga County Prosecutor's Office has determined that the following material is potential impeachment evidence that this Office must disclose to opposing counsel concerning Detective Marche: Bratenahl Mayors Court judgment entry of conviction dated 03/06/2018.

We respectfully request that you notify Officer Marche of our decision.

Thank you very much.

Respectfully,

Lisa Reitz Williamson
First Assistant Prosecuting Attorney

IN THE BRATENAHL MAYORS COURT
CUYAHOGA COUNTY, OHIO

BRATENAHL VILLAGE

Plaintiff,

V

Joseph D. Marche

Defendant.

CASE NO. 2018 TRC 00003

MAGISTRATE JOHN M. MURPHY

JUDGMENT ENTRY

Defendant in court with/without counsel. Defendant waives his right to counsel. Defendant advised of Rule 11 Rights. Defendant entered Plea of Guilty (No Contest) No Contest with a consent to guilt to:

333.01 A1

Defendant found: Not Guilty

(Guilty)

Defendant Sentenced as follows:

1000 Fine 250 Suspended Amount of Fine

30 Days in Jail 27 Suspended Jail Time _____ Credit for Time Served

3 Credit for DIP to be completed by May 7, 2018.

Defendant's failure to complete the DIP by the time specified in this order will result in all suspended jail time and suspended amount of fines revoked

Defendant required to attend _____

License Suspension from 12-22-17 until 6-22-18. Class: 5

Limited Driving privileges: (Granted) once fine paid in full, and proof of insurance and employment provided
Not Granted

Administrative License Suspension: (Terminated) Not Terminated

Restricted License Plates: Required Not Required

Defendant also charged with _____ Defendant entered plea of

Guilty/No Contest/No Contest with a consent to guilt. Defendant found: Not Guilty Guilty

_____ Fine

_____ Suspended Amount of Fine

IT IS SO ORDERED

I certify this to be true copy of the original document.

[Signature]
MAGISTRATE JOHN M. MURPHY

3/06/2018
DATE

[Signature]
Julie Kreiner Clerk of Court
Village of Bratenahl



Michael C. O'Malley
CUYAHOGA COUNTY PROSECUTOR

September 13, 2018

Chief Calvin Williams
Cleveland Police Department
1300 Ontario Street
Cleveland, Ohio 44113

Re: Officer Lewis Stevens, Badge 2051

Dear Chief Williams,

The Cuyahoga County Prosecutor's Office is required by law to obtain and to disclose to the defense any and all potential impeachment evidence relative to its witnesses. Potential impeachment evidence includes, but is not limited to, any disciplinary actions against officers and any instances involving dishonesty or a lack of candor. The Cuyahoga County Prosecutor's Office has determined that the following material is potential impeachment evidence that this Office must disclose to opposing counsel concerning Officer Lewis Stevens: IA Report; CPD Letter of Discipline.

We respectfully request that you notify Officer Lewis Stevens of our decision.

Thank you very much.

Respectfully,

Lisa Reitz Williamson
First Assistant Prosecuting Attorney



Michael C. O'Malley
CUYAHOGA COUNTY PROSECUTOR

September 13, 2018

Andres Gonzalez
Chief of Police
Cuyahoga Metropolitan Housing Authority
5715 Woodland Avenue
Cleveland, OH 44104

Re: Officer Christopher Collins, Badge 45

Dear Chief Gonzalez,

The Cuyahoga County Prosecutor's Office is required by law to obtain and to disclose to the defense any and all potential impeachment evidence relative to its witnesses. Potential impeachment evidence includes, but is not limited to, any disciplinary actions against officers and any instances involving dishonesty or a lack of candor. The Cuyahoga County Prosecutor's Office has determined that the following material is potential impeachment evidence that this Office must disclose to opposing counsel concerning Officer Christopher Collins: Erie County Indictment; Erie County Docket Entries; Erie County Judgement Entry.

We respectfully request that you notify Officer Christopher Collins of our decision.

Thank you very much.

Respectfully,

Lisa Reitz Williamson
First Assistant Prosecuting Attorney



Michael C. O'Malley
CUYAHOGA COUNTY PROSECUTOR

September 7, 2018

Chief Calvin Williams
Cleveland Police Department
1300 Ontario Street
Cleveland, Ohio 44113

Re: Detective Clinton Ovalle, Badge 3725

Dear Chief Williams,

The Cuyahoga County Prosecutor's Office is required by law to obtain and to disclose to the defense any and all potential impeachment evidence relative to its witnesses. Potential impeachment evidence includes, but is not limited to, any disciplinary actions against officers and any instances involving dishonesty or a lack of candor. The Cuyahoga County Prosecutor's Office has determined that the following material is potential impeachment evidence that this Office must disclose to opposing counsel concerning Detective Clinton Ovalle: PLEASE SEE ATTACHED.

We respectfully request that you notify Detective Clinton Ovalle of our decision.

Thank you very much.

Respectfully,

Lisa Reitz Williamson
First Assistant Prosecuting Attorney

Encl.: Letter from U.S. Attorney's Office
Dated October 14, 2016

OFFICE OF THE PROSECUTING ATTORNEY
The Justice Center • Courts Tower • 1200 Ontario Street • Cleveland, Ohio 44113
(216) 443-7800 • Fax (216) 443-7601



U.S. Department of Justice

*United States Attorney
Northern District of Ohio*

United States Court House
801 West Superior Avenue, Suite 400
Cleveland, Ohio 44113-1852

October 16, 2014

Andres Gonzalez
Chief of Police
Cleveland Metropolitan Housing Authority
5715 Woodland Avenue
Cleveland, Ohio 44104-2740

Re: Clinton Ovalle and Kenneth Wohlheter

Dear Chief Gonzalez:

This letter is sent to follow-up on issues which arose earlier this year in two firearm cases involving Det. Ovalle and Det. Wohlheter which were adopted by the ATF and charged in U.S. District Court in Cleveland. The cases in question were United States v. Deonte Tate, Case No. 1:13CR534, and United States v. David Wagner, Case No. 1:13CR 532.

In Tate, during pre-trial preparation, the AUSA prosecuting the case met with Det. Ovalle and inquired whether Ovalle had any prior disciplinary actions against him, in particular, whether there was anything involving dishonesty or a lack of candor, or which otherwise could possibly be considered Giglio material which we might be required to disclose to defense counsel. This is a standard conversation that all of our AUSAs are required to have with law enforcement witnesses before they are called to testify by the government.

Det. Ovalle responded in the affirmative, and provided information concerning three previous disciplinary actions. However, he did not disclose all of his prior disciplinary actions, and also failed to disclose the then-pending investigation / disciplinary action that we understand ultimately resulted in his termination (i.e., the incident(s) which are the subject of SIU #14-011). Our office became aware of SIU #14-011 only after our Giglio coordinator contacted your department and made a formal Giglio request concerning Det. Ovalle.

In addition to the formal request made pursuant to Giglio v. United States, 405 U.S. 150 (1972), our office also conducted an Internet search of publically available information concerning Det. Ovalle. This search revealed several court decisions / opinions where judges (one state case and one federal case) made specific findings that Det. Ovalle's testimony was not credible. (United States v. James Smith, Case No. 1:09CR77 (U.S. District Court, Northern District of Ohio); State of Ohio v. Thomas Smith, Sr., 2012 Ohio 4292)(copies attached).

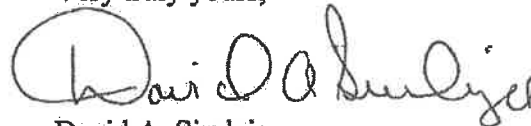
The Tate case referenced above involved a situation where Det. Ovalle's testimony was pivotal to the case (e.g. the case involved a firearm located in the waistband of the defendant's pants, inside a parked vehicle, late at night, in a partially lit alley. The issue was whether Ovalle could have actually observed the gun while standing outside of the vehicle, under the conditions described. If he could not, the search of the defendant was likely improper, and the gun would be suppressed). Based upon Ovalle's long disciplinary record (including instances of dishonesty and false statements), the fact that at least two courts had made specific findings that his testimony was not credible, and the seriousness of the allegations in the pending investigation / disciplinary action known as SIU # 14-011, this office was forced to dismiss the Indictment against Deonte Tate.

Wagner involved both Wohlheter and Ovalle as potential witnesses. Although the case was resolved by way of a plea agreement, Ovalle's past disciplinary history (discussed above) and the seriousness of the allegations in the pending investigation / disciplinary action against Wohlheter (SIU # 14-011), presented serious challenges for us had the case proceeded to trial.

Based upon Det. Ovalle's long disciplinary history, the prior negative findings by at least two courts concerning Ovalle's credibility, and the seriousness of the violations by Det. Ovalle and Det. Wohlheter described in investigation / disciplinary proceeding SIU #14-011, please be advised that this office will not accept or initiate federal charges for any investigation in which either Det. Ovalle or Det. Wohlheter have performed any direct investigatory role.

Please contact me should you have any questions.

Very truly yours,



David A. Sierleja
Chief, Criminal Division

DAS: rwk
Attachments (as stated)



Michael C. O'Malley
CUYAHOGA COUNTY PROSECUTOR

September 6, 2018

Chief Calvin Williams
Cleveland Police Department
1300 Ontario Street
Cleveland, Ohio 44113

Re: Officer Alex M Parente, Badge 1221

Dear Chief Williams,

The Cuyahoga County Prosecutor's Office is required by law to obtain and to disclose to the defense any and all potential impeachment evidence relative to its witnesses. Potential impeachment evidence includes, but is not limited to, any disciplinary actions against officers and any instances involving dishonesty or a lack of candor. The Cuyahoga County Prosecutor's Office has determined that the following material is potential impeachment evidence that this Office must disclose to opposing counsel concerning Detective Parente: SEE ATTACHED.

We respectfully request that you notify Officer Parente of our decision.

Thank you very much.

Respectfully,

Lisa Reitz Williamson
First Assistant Prosecuting Attorney

Encl.: 11/18/2011 Journal entry of conviction
Common Pleas Court

OFFICE OF THE PROSECUTING ATTORNEY
The Justice Center • Courts Tower • 1200 Ontario Street • Cleveland, Ohio 44113
(216) 443-7800 • Fax (216) 443-7601



71217955

**IN THE COURT OF COMMON PLEAS
CUYAHOGA COUNTY, OHIO**

THE STATE OF OHIO
Plaintiff

ALEX M PARENTE
Defendant

2011 NOV 18 A 9:00
Gerald E. Fuerst
CLERK OF COURTS
CUYAHOGA COUNTY

Case No: CR-11-552929-A

Judge: NANCY R MCDONNELL

INDICT: 2913.04 UNAUTHORIZED USE OF
PROPERTY/COMPUTER SYSTEM

JOURNAL ENTRY

DEFENDANT IN COURT WITH COUNSEL PATRICK A D'ANGELO. PROSECUTING ATTORNEY DAVE ZIMMERMAN PRESENT.

COURT REPORTER SUE OTTOGALLI PRESENT.

DEFENDANT FULLY ADVISED IN OPEN COURT OF HIS/HER CONSTITUTIONAL RIGHTS AND PENALTIES. ON RECOMMENDATION OF PROSECUTOR INDICTMENT IS AMENDED TO ATTEMPTED, UNAUTHORIZED USE OF PROPERTY/COMPUTER SYSTEM 2923.02/2913.04 C M1.

DEFENDANT RETRACTS FORMER PLEA OF NOT GUILTY AND ENTERS A PLEA OF GUILTY TO ATTEMPTED, UNAUTHORIZED USE OF PROPERTY/COMPUTER SYSTEM 2923.02/2913.04 C M1 AS AMENDED IN THE INDICTMENT. COURT ACCEPTS DEFENDANT'S GUILTY PLEA.

DEFENDANT ADDRESSES THE COURT.

THE COURT CONSIDERED ALL REQUIRED FACTORS OF THE LAW.

IT IS NOW ORDERED AND ADJUDGED THAT SAID DEFENDANT ALEX M PARENTE, IS SENTENCED TO THE CUYAHOGA COUNTY JAIL FOR A TERM OF 6 MONTH(S).

PAY \$1,000.00 FINE.

EXECUTION OF SENTENCE SUSPENDED. SUSPEND \$950.00 OF FINE.

DEFENDANT TO SERVE 6 MONTH(S) PROBATION.

THE DEFENDANT IS ORDERED TO REPORT TO THE PROBATION DEPARTMENT. DEFENDANT TO ABIDE BY THE RULES AND REGULATIONS OF THE PROBATION DEPARTMENT.

* INACTIVE PROBATION. *

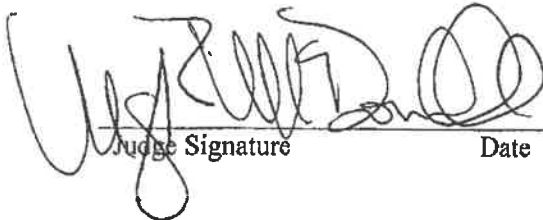
DEFENDANT MAY CARRY FIREARM FOR EMPLOYMENT AS CLEVELAND POLICE OFFICER AND ANY AUTHORIZED PART-TIME EMPLOYMENT.

SUPERVISION FEES TO BE PAID AT A RATE OF \$20.00 A MONTH.

THE DEFENDANT IS ORDERED TO PAY A FINE IN THE SUM OF \$ 50.00.

THE COURT HEREBY ENTERS JUDGMENT AGAINST THE DEFENDANT IN AN AMOUNT EQUAL TO THE COSTS OF THIS PROSECUTION.

11/15/2011
CPEDB 11/16/2011 11:01:37



Judge Signature

Date

11-17-11

SENT
11/15/2011



Michael C. O'Malley
CUYAHOGA COUNTY PROSECUTOR

April 18, 2018

Chief Calvin Williams
Cleveland Police Department
1300 Ontario Street
Cleveland, Ohio 44113

Re: Detective Rhonda Gray, Badge 0813

Dear Chief Williams,

The Cuyahoga County Prosecutor's Office is required by law to obtain and to disclose to the defense any and all potential impeachment evidence relative to its witnesses. Potential impeachment evidence includes, but is not limited to, any disciplinary actions against officers and any instances involving dishonesty or a lack of candor. The Cuyahoga County Prosecutor's Office has determined that the following material is potential impeachment evidence that this Office must disclose to opposing counsel concerning Detective Gray: SEE ATTACHED.

Thank you very much.

Respectfully,

Lisa Reitz Williamson
First Assistant Prosecuting Attorney

cc: Rhonda Gray, Badge 0813
Encl.: 1.31.2018 Discipline letter

OFFICE OF THE PROSECUTING ATTORNEY
The Justice Center • Courts Tower • 1200 Ontario Street • Cleveland, Ohio 44113
(216) 443-7800 • Fax (216) 443-7601



City of Cleveland
Frank G. Jackson, Mayor

Department of Public Safety
Chief of Police
Cleveland Division of Police
1500 Lorain Street
Cleveland, Ohio 44115-6600
216.223.5000 • Fax: 216.202.5000

January 31, 2018

Detective Rhonda Gray #813



Detective Gray #813:

This letter is to advise you (Detective Rhonda Gray #813) of the result of the administrative pre-disciplinary hearing you attended on January 29, 2018, in the conference room of the Chief of Police to address an internal investigation wherein you were alleged to have engaged in improper procedure:

STATEMENT OF POLICY

In part:

The Manual of Rules and Regulations sets forth the conduct and behavior to be followed by officers and employees. Any violation of these rules and regulations shall be a basis for disciplinary action. Disciplinary action includes, but is not limited to, verbal and written reprimands and the preferring of divisional charges which can result in suspension, loss of pay, demotion or termination. The rules, regulations, and standards contained in this manual shall apply whether the officer or employee is on or off duty. Where a conflict exists between a Rule and Regulation and a General Police Order, the Rule or Regulation provision shall be adhered to.

General Police Order 1.1.01: City of Cleveland Mission Statement and Ethics Policy

General Police Order 1.1.02: Cleveland Division of Police Mission Statement

General Police Order 1.1.03: Standards of Conduct and Courtesy

The Manual of Rules for the Conduct and Discipline of Employees of the Cleveland Division of Police: Rules 1.08, 2.01, 2.02, 2.03, 2.04, 2.14 (a), (e) & (f), 4.01, 4.03, 4.08, 4.12, 4.17, 4.08, 5.01, 5.08, 9.07, 9.10 & 9.12

Civil Service Commission Rule 9.10: (1)(3)(10) & 18

Detective Rhonda Gray #813
January 31, 2018
Page 2 of 3

Specification #1: On July 21, 2015, you (Detective Rhonda Gray #813) failed to follow up on a DNA HIT confirmation received from the Cuyahoga County Medical Examiner's Office regarding Homicide Case #15-28 causing the case to be inactive for almost 2 yrs.

Specification #2: On May 02, 2017, you (Detective Rhonda Gray #813) failed to contact the Cuyahoga County Medical Examiner's Office for the post mortem report regarding Homicide Case #15-28.

Specification #3: During a review of your duty reports from 2015 to 2017 regarding Homicide Case #15-28 it was discovered that you (Detective Rhonda Gray #813) may have falsely documented investigative follow ups with no supporting evidence or documentation to support that any investigative follow up actually occurred.

All of the specifications are in violation of the rules, regulations and procedures of the Division of Police, Department of Public Safety.

In attendance at the administrative pre-disciplinary conference were you, Vice President David Medina, Attorney Joseph Delguyd of the Cleveland Police Patrolmen's Association, President Vincent Montague and Vice President Kiana Black of the Black Shield Police Association, Lieutenant Ali Pillow of the Homicide Unit, Lieutenant Brian Carney of the Case Preparation Office and Deputy Chief of Field Operations Wayne Drummond, who presided over the conference.

During the conference, you acknowledged receipt of the charging letter; you and your representatives waived the reading of your charge letter and were then afforded the opportunity to be heard. You entered a plea of "Not Guilty" to the specifications set forth in the charging letter. Upon carefully reviewing the evidence presented by the Division, the memorialized record, as well as the arguments of you and your representatives the Hearing Officer recommended that you be found "Guilty" of the charges.

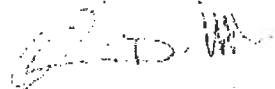
I have accepted the recommendation of the Hearing Officer and I find there is just cause to impose discipline. As such, I find you "Guilty" of the charges and I am issuing you a **ten (10) workday suspension without pay (Group III Offense, Neglect of Duty, First Offense, no active discipline history)**. This suspension shall be served on consecutive working days.

Detective Rhonda Gray #813
January 31, 2018
Page 3 of 3

The above imposed suspension shall commence, and be effective the next working day after you are served with this notice. You shall surrender your badge, police identification card, unloaded departmentally issued firearm and three (3) loaded magazines + one (1) live round to your Commanding Officer or his designee, at the end of your shift. Upon completion of the suspension days, you shall retrieve the aforementioned property from your Commanding Officer and/or his designee upon reporting for duty.

It is the Division's earnest desire that that this letter will serve as a deterrent against future acts of this nature. Any prospective acts of same or similar conduct may lead to progressive discipline. Pursuant to the terms and conditions of the collective bargaining agreement between the City of Cleveland and the Cleveland Police Patrolmen's Association, a record of the disciplinary sentence will remain in your personnel file for a period of two (2) years.

Respectfully,



Calvin D. Williams
Chief of Police

CDW:ape

cc:

Janelle O'Neill, Deputy Chief, Executive Officer
Dorcas Drummond, Deputy Chief, Field Operations
Deon McCullay, Deputy Chief, Administrative Operations
Harold Price, Deputy Chief, Home and Special Operations
James McPhee, Commander, Bureau of Special Investigation
Deatrice Jones, Commander, Bureau of Support Services
Kyeo.e West, Director, Department of Human Resources
Kandice Ezell, Administrative Manager, Department of Public Safety
Barry Withers, Assistant Director, Acting Secretary, Civil Service Commission
Carla Ellis, Lieutenant, Officer-in-Charge, Personnel Unit
Ab Pillow, Lieutenant, Officer-in-Charge, Homicide Unit
Margaret Dunner, Sergeant, Officer-in-Charge, Personnel Unit
Melissa Dawson, Sergeant, Officer-in-Charge, Employee Assistance Unit
Justin McGinty, Sergeant, Officer-in-Charge, Timekeeping Unit
Jeffrey Tullmer, President, Cleveland Police Patrolmen's Association
Matthew Barge, Federal Monitoring Team, PARC
Richard Rosenthal, Federal Monitoring Team, PARC
Hassan Azen, Federal Monitoring Team, PARC
Gregory White, Counsel, Decree Coordinator
Sean M. Smoot, Director & Chief Legal Counsel, PR & PA of Detroit
Christine M. Cofe, Vice President & Executive Director, Crime & Justice Institute
Nikole Porter, Attorney, U. S. Department of Justice, Civil Rights Division
Mienne Swamowel, Contractor, U. S. Department of Justice, Civil Rights Investigation
Ayesta Wolf, Attorney, Assistant Professor of Law, Case Western Reserve University



Michael C. O'Malley
CUYAHOGA COUNTY PROSECUTOR

July 27, 2022

Chief Wayne Drummond
Cleveland Police Department
1300 Ontario Street
Cleveland, Ohio 44113

Re: Officer John Halkiadakis #2583

Dear Chief Drummond:

On February 26, 2019, this Office notified former Cleveland Police Chief Williams that it had determined that Officer Halkiadakis's BWC and police report in #2018-00302332 constituted potential impeachment material pursuant to Giglio v. United States. Upon further review and discussion with Officer Halkiadakis, we have determined that this material is not potential impeachment material that must be provided to the defense.

We would very much appreciate your providing a copy of this letter to Officer Halkiadakis.

Sincerely

Lisa Reitz Williamson
First Assistant Prosecuting Attorney

Cc: Christopher Viland, CPD Internal Affairs Superintendent

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