



Original

EL PASO POLICE DEPARTMENT PRELIMINARY INFORMATION DOCUMENT

Administrative Case #:

Location of Incident 2100 Wedgewood		Date/Time of Incident 10/16/2016 1248hrs		Allegation Code	
Complainant Sgt. D Flores #1990		Address 10780 Pebble Hills		Phone (915) 212-0190	
Noted on Supervisor's Log By/Date Referred by Lt. Spencer 10/25/2016		PID Initiation Approved By/Date Cmdr. J. Briones 10/25/2016			
Employee(s) Involved:	ID #	Division	On Probation?	Type of Probation / Date Probation Ends	
D. Amparan	2173	PHRCC	No	N/A	
			No	N/A	
			No	N/A	
			No	N/A	
Employee Witness(s):					
Brief Explanation of Events:					
This Preliminary Information Document is being generated to document that the involved employee violated Department Policy and Procedure. [enter a very brief summary of the complaint] Traffic Accident/Turning when Unsafe					
[your initials] DF					
Signatures:					
Supervisor Initiating Report D. Flores #1990.		Rank/Position Sergeant		Date/Time 11/16/2016 0800 hrs.	
Shift/Section Commander Lt. G. Spencer #2109		Recommendation D/C			
Division Commander Cmdr. J. Briones #1609		Recommendation			
Bureau Commander A/C Zarur		Recommendation			
Final Disposition:					
1. Sustained - Violation of safety practices - Marked unit					
2. Divisional counseling as per A/C Chief Zarur					
3. 12/05/17					
Signature of Employee D. Amparan #2173		Date/Time 02/09/17 e			

0529 hrs

El Paso Police Department Vehicle Accident Report

Incident Entered By: SERGEANT Francisco Nunez, Jr. - 001032

Assigned Investigator: SERGEANT Francisco Nunez, Jr.

Incident Details

Date Received	Date of Occurrence	Time of Occurrence
10/16/2016	10/16/2016	12:48
Record ID #	Case No	IA No
42656	16-290093	VA16-111
Date/Time Entered		
10/18/2016 07:57		

Incident Summary

Note: This log will also serve as documentation of an employee injury.

On the listed date and time of occurrence Sgt. Nunez responded to the address of occurrence reference an accident involving an on-duty Officer. Upon arrival Sgt. Nunez checked on the welfare of the Officer and the driver of the other vehicle. Officer Amparan stated that he was feeling [REDACTED]. Sgt. Nunez asked Officer Amparan if he wanted to be transported to a hospital via an ambulance and he stated that he preferred to be transported in a marked unit. Sgt. Nunez assigned Officer Pacheco #3074 to transport the Officer to Del Sol Medical Center. Sgt. Nunez then observed that the driver, and sole occupant, of the other vehicle (Jackie Hall Eason), was being treated by FMS.

Sgt. Nunez then met with a witness to the accident, (Mariela Tejeda Martinez). Mariela Tejeda Martinez stated to Sgt. Nunez that she was traveling behind the marked unit and a blue Honda Civic when she observed the marked unit suddenly turn, without warning, from the outside lane, and across the inside lane. The witness stated that the blue Honda, which was traveling in the inside lane behind the marked unit, collided with the left side of the marked unit.

Sgt. Nunez had spoken with Officer Amparan before he was transported to the hospital, and he stated the following. Officer said that he was traveling northbound, in the outside lane, at the 2100 block of Wedgewood. Officer Amparan stated that he then observed a vehicle traveling southbound with the driver not wearing his seat belt. The Officer then stated that he turned left from the outside lane and across the inside lane with the intention of making a U-turn and conducting a traffic stop. The Officer then stated that he was then struck by a vehicle. The Officer stated that he exited his vehicle and checked on the welfare of the driver of the vehicle that struck him. Sgt. Nunez asked Officer Amparan if he had turned on the emergency lights of his marked unit prior to making the turn and he stated that he had not. The Officer stated that he turned on the overhead lights after the collision. Sgt. Nunez determined that the accident was preventable. Officer Amparan was issued Citation #18-963156 for "Turning when unsafe" as a result of the investigation. Officer Michael Sanchez #2041 completed the crash report under case number 162990093.

Sgt. Nunez made contact with Sgt. Clark of risk management who arranged for a urinalysis test. Officer Amparan arrived at HQ and provided a sample to the technician.

Sgt. Nunez obtained an MVR recording from the marked unit that Officer Amparan was using during the accident (E08132). Sgt. Nunez observed the following. The marked unit was traveling northbound in the outside lane at the 2100 block of Wedgewood. The unit slows down to almost a stop when it turns from the outside lane and across the inside lane. During this turn, the unit shakes and comes to a stop due to the collision. Probably due to the force of the impact the camera moves and only a portion of the windshield can be seen. There is no useful audio in the recording. A DVD copy of the recording was forwarded to Lt. Spencer.

A vehicle damage notice was forwarded to the PHRC station manager.

All of the injury paperwork, including the AWP 60 day memo, AWP Extension, FMLA Request, Injured Employee Statement, AWP Leave Form, AWP Leave Summary, and the Supervisors First Report of Injury were completed and reviewed by Sgt. Francisco Nunez Jr. #1584. These documents were scanned and emailed to Payroll on 101616, and was hand carried to HQ by Sgt. Elomari Nazik #2306 to the HQ mail room on 101616.

Incident Location

PUBLIC RECORDS INFORMATION
ALL CASE ELEMENTS SUBJECT TO NONDISCLOSURE HAVE BEEN REMOVED IN
ACCORDANCE WITH THE TEXAS PUBLIC INFORMATION ACT (TX GOV'T CODE CH 552)
DATE: 03/20/18 BY: SC C1482 TO: E. Perez

Vehicle Accident Information

Accident Information

Officer was at Fault	Time of Accident	Cause of Accident
Yes	1201 - 1800	Other
Weather Condition		
Clear		

Amount of Damage

Departmental Vehicle Damage	Other Vehicle(s) Involved Damage
\$1.00	\$1.00

Injury Information

Officer was Injured	Others were Injured
Yes	Yes

Involved Officers

OFFICER David Amparan - PD ID Number: 004285

Body Worn Camera: [No Response]

Role

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Allegations linked to this officer

- Viol of Safety Practices-Accidents-Min-Marked Unit Information Only 2/3/2017

Citizen Witnesses

Jackie Eason

DOB: [REDACTED] - Race: White - Gender: Female

[REDACTED]

Role

•

Mariela Martinez

DOB: [REDACTED] - Race: Hispanic - Gender: Female

[REDACTED]

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Officer Witnesses

OFFICER Michael Sanchez - PD ID Number: [REDACTED]

Body Worn Camera: [No Response]

Role

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Tasks

Task Description	Due Date	Completed Date	Task Summary
5 Day Letter Sent	11/15/2016		Automatically generated
Obtain Audio from Comm	11/15/2016		Automatically generated
Obtain AVL(s)	11/15/2016		Automatically generated
Obtain IA Card/Synopsis	11/15/2016		Automatically generated
Obtain Logsheets/Sup Logs	11/15/2016		Automatically generated
Obtain Medical Records	11/15/2016		Automatically generated
Obtain MVR(s)	11/15/2016		Automatically generated
Obtain Photographs from Lab	11/15/2016		Automatically generated
Obtain Report	11/15/2016		Automatically generated
Obtain Station Video(s)	11/15/2016		Automatically generated

Running Sheet Entries

No running sheet entries to show

Attachments

Date Attached	Attachment Description	Attachment Type
11/16/2016	Amparan First Notice	pdf
11/16/2016	Amparan Rights Responsibilities	pdf
11/16/2016	Amparan IA Card	pdf
11/16/2016	Statement Officer Amparan	pdf
11/16/2016	PID Amparan	docx
2/3/2017	PID and Counseling Amparan	pdf
10/23/2016	Close up damage both vehicles	jpg
10/23/2016	Close up damage E08132	jpg
10/23/2016	Close up front of both vehicles	jpg
10/23/2016	Close up front of Honda	jpg
10/23/2016	Close up rear of both vehicles	jpg
10/23/2016	Closest street sign from location of accident	jpg
10/23/2016	Front of both vehicles	jpg
10/23/2016	Close up front of Honda	jpg
10/23/2016	Officer Amparan	jpg
10/23/2016	Rear of both vehicles	jpg
10/23/2016	Right side of E08132	jpg
10/23/2016	Wide angle rear of both vehicles	jpg
10/23/2016	Wider angle rear of both vehicles	jpg
10/23/2016	Amparan [REDACTED]	jpg
10/23/2016	Amparan [REDACTED]	jpg
2/15/2017	Signed counseling and PID	pdf
11/19/2016	Sgt. Nunez statement	pdf
10/23/2016	81 16290093	pdf
10/23/2016	Event Chronology	pdf
10/23/2016	Event Information	pdf
10/23/2016	Event Unit	pdf

Assignment History

Sent Dt	From	To
2/3/2017	SERGEANT Tyson Lee	(None Specified)
Assignment notes		
Released back to IAPro		
Email sent to receiver		
No email sent		
2/3/2017	SERGEANT Tyson Lee	COMMANDER Juan Briones Jr
Assignment notes		
IAPro assigned		
Email sent to receiver		
No email sent		
2/7/2017	COMMANDER Juan Briones Jr	LIEUTENANT George Spencer
Assignment notes		
Incident re-assigned by COMMANDER Juan Briones Jr to LIEUTENANT George Spencer for further work-up.		
Email sent to receiver		
Dear LIEUTENANT George Spencer:		
<p>COMMANDER Juan Briones Jr has assigned a "Vehicle accident" incident for you to investigate. Please sign into BlueTeam and take action. Click the below link to sign in. If you cannot click the below link, copy and paste it into your web browser's address bar. Thank you.</p> <p>http://pdhq-web01/BlueTeam</p> <p>Note: This is an automatically generated email initiated by COMMANDER Juan Briones Jr.</p> <p>Instructions/comments from COMMANDER Juan Briones Jr:</p> <p>Lt Spencer, attached are the divisional counseling documents for Ofc. Amparan under disciplanay documents. Please have Ofc. Amparan sign the attached documents and link them into the blue team and return to me. Please complete by 02-17-2017.</p>		
2/8/2017	LIEUTENANT George Spencer	SERGEANT Francisco Nunez, Jr.
Assignment notes		
Incident re-assigned by LIEUTENANT George Spencer to SERGEANT Francisco Nunez Jr for further work-up.		
Email sent to receiver		
Dear SERGEANT Francisco Nunez Jr:		
<p>LIEUTENANT George Spencer has assigned a "Vehicle accident" incident for you to investigate. Please sign into BlueTeam and take action. Click the below link to sign in. If you cannot click the below link, copy and paste it into your web browser's address bar. Thank you.</p> <p>http://pdhq-web01/BlueTeam</p> <p>Note: This is an automatically generated email initiated by LIEUTENANT George Spencer.</p> <p>Instructions/comments from LIEUTENANT George Spencer:</p> <p>Sgt. Nunez, have Officer Amparan signed the attached documents, rescan into Blue Team and return to IAD. Thank you.</p>		

Chain of Command History

Sent Dt	From	To	CC	Approved
10/23/2016	SERGEANT Francisco Nunez, Jr.	LIEUTENANT George Spencer	(none)	<input checked="" type="checkbox"/>
Sender's Instructions:				
Corrected title.				
Recipient's Comments/Response:				
See instructions				
10/25/2016	LIEUTENANT George Spencer	COMMANDER Juan Briones Jr	(none)	<input checked="" type="checkbox"/>
Sender's Instructions:				
Forward to Commander Briones for review.				

Recommendation: PID			
Recipient's Comments/Response: See comments			
10/25/2016	COMMANDER Juan Briones Jr	LIEUTENANT George Spencer	(none) <input checked="" type="checkbox"/>
Sender's Instructions: Please PID, give First Notice and Garrity and investigate. Obtain statements and attach all documentation to include the PID and IA Card. Once completed please return to me with recommendation. Please complete by 11-25-2016. Please advised if more time is needed.			
Recipient's Comments/Response: See instructions			
10/25/2016	LIEUTENANT George Spencer	SERGEANT David Flores	(none) <input checked="" type="checkbox"/>
Sender's Instructions: Sgt. Flores, please PID, give First Notice and Garrity and investigate. Obtain statements and attach all documentation to include the PID and IA Card. Once completed please return to me with recommendation. Please complete by 11-11-2016. Please advise if more time is needed.			
Recipient's Comments/Response: [Forwarded by SERGEANT David Flores]			
11/16/2016	SERGEANT David Flores	LIEUTENANT George Spencer	(none) <input checked="" type="checkbox"/>
Sender's Instructions: Return to Lt. Spencer for further review. All documents completed and attached.			
Recipient's Comments/Response: See instructions			
11/18/2016	LIEUTENANT George Spencer	COMMANDER Juan Briones Jr	(none) <input type="checkbox"/>
Sender's Instructions: Forward to Commander Briones for review. In review of Officer Amparan's IAD Card it indicates that this is his second vehicular accident. He received a Written Reprimand for the first accident in 2008. Recommendation: Forward to IAD.			
Recipient's Comments/Response: See comments			
11/18/2016	COMMANDER Juan Briones Jr	LIEUTENANT George Spencer	(none) <input checked="" type="checkbox"/>
Sender's Instructions: Lt Spencer, please have Sgt Nunez complete a statement reference this incident and return to me by 11-30-2016.			
Recipient's Comments/Response: See instructions			
11/18/2016	LIEUTENANT George Spencer	SERGEANT Francisco Nunez, Jr.	(none) <input checked="" type="checkbox"/>
Sender's Instructions: Sgt Nunez, please complete a statement reference this incident and return to me by 11-23-2016.			
Recipient's Comments/Response: [Forwarded by SERGEANT Francisco Nunez Jr]			
11/19/2016	SERGEANT Francisco Nunez, Jr.	LIEUTENANT George Spencer	(none) <input checked="" type="checkbox"/>
Sender's Instructions: Statement attached.			
Recipient's Comments/Response: See instructions			
11/22/2016	LIEUTENANT George Spencer	COMMANDER Juan Briones Jr	(none) <input checked="" type="checkbox"/>
Sender's Instructions: Forward to Commander Briones for review. ***Sgt. Nunez Statement attached***			
Recipient's Comments/Response: [Forwarded by COMMANDER Juan Briones Jr]			
12/1/2016	COMMANDER Juan Briones Jr	ASST CHIEF Victor Zarur	OFFICER Alejandro Anaya, SERGEANT Darryn Clark, LIEUTENANT Maryann Estrada, <input checked="" type="checkbox"/>

OFFICER Estela Salas,
Fleet/Chief Martin Aguilar,
SR OFC ASST Diana Collazo,
FLTCOORD Jorge Grisanti,
ACCT TECH Leonardo Lara

Sender's Instructions:

Chief I find this incident to be sustained as Officer Amparan was at fault on this on duty accident. Patrol Unit sustained substantial damage and both Officer Amparan and the citizen sustained injury. Officer Amparan has only had one other on duty accident back in 2008. I am recommending Divisional Counseling.

Recipient's Comments/Response:

Concur with recommendation; however, we still need to await results of the drug test.

12/1/2016	ASST CHIEF Victor Zarur	LIEUTENANT John Lanahan III	SERGEANT Darryn Clark	<input checked="" type="checkbox"/>
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Sender's Instructions:

Please see comments

Recipient's Comments/Response:

[Forward to IAPro by LIEUTENANT John Lanahan III]

2/3/2017	SERGEANT Tyson Lee	COMMANDER Juan Briones Jr (none)		<input checked="" type="checkbox"/>
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Sender's Instructions:

Sir, I have attached the divisional counseling documents for Ofc. Amparan under disciplanay documents. Please have Ofc. Amparan sign the attached documents and link them into the blue team. Thank you

Recipient's Comments/Response:

[COMMANDER Juan Briones Jr has re-assigned the incident to LIEUTENANT George Spencer]

2/7/2017	COMMANDER Juan Briones Jr	LIEUTENANT George Spencer (none)		<input checked="" type="checkbox"/>
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Sender's Instructions:

Lt Spencer, attached are the divisional counseling documents for Ofc. Amparan under disciplanay documents. Please have Ofc. Amparan sign the attached documents and link them into the blue team and return to me. Please complete by 02-17-2017.

Recipient's Comments/Response:

[LIEUTENANT George Spencer has re-assigned the incident to SERGEANT Francisco Nunez Jr]

2/8/2017	LIEUTENANT George Spencer	SERGEANT Francisco Nunez, Jr.	(none)	<input checked="" type="checkbox"/>
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Sender's Instructions:

Sgt. Nunez, have Officer Amparan signed the attached documents, rescan into Blue Team and return to IAD. Thank you.

Recipient's Comments/Response:

[Forwarded by SERGEANT Francisco Nunez Jr without completion notes]

2/15/2017	SERGEANT Francisco Nunez, Jr.	LIEUTENANT George Spencer (none)		<input checked="" type="checkbox"/>
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Sender's Instructions:

Scanned counseling and PID attached.

Recipient's Comments/Response:

See instructions

2/15/2017	LIEUTENANT George Spencer	COMMANDER Juan Briones Jr (none)		<input checked="" type="checkbox"/>
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Sender's Instructions:

Forward to Commander Briones for final review. All disciplinary forms completed, signed and attached. Recommendation: Close

Recipient's Comments/Response:

See comments

2/16/2017	COMMANDER Juan Briones Jr	SEC-I Martha Cubillos	(none)	<input checked="" type="checkbox"/>
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Sender's Instructions:

Sustained-Divisional Counseling was given and attached to this Blue Team along with all necessary documentation.

Marty please file for our records and forward to IA Pro.

Recipient's Comments/Response:

Posted and forwarded to IA-Pro.

Assigned Investigator Signature Line

SERGEANT Francisco Nunez, Jr.

Chain of Command Signature Lines

LIEUTENANT George Spencer

COMMANDER Juan Briones Jr

SERGEANT David Flores

SERGEANT Francisco Nunez, Jr.

ASST CHIEF Victor Zarur

LIEUTENANT John Lanahan III

SEC-I Martha Cubillos



**EL PASO POLICE DEPARTMENT
DIVISIONAL COUNSELING DOCUMENTATION**

Date: 02/03/2017
 Officer/Employee Involved: Ofc. David Amparan #2173
 Administrative Case Number: IA16-0575
 Date of Occurrence: 10/16/2016
 Address of Occurrence: 2100 Wedgewood

DIVISIONAL COUNSELING:	
Supervisor Name: Tyson Lee #2456	Rank: Sgt.
<p>Comments: On or about October 16th 2016 while travelling nothbound in the outside lane of the 2100 block of Wedgewood you attempted to make a U-turn to conduct a traffic stop. Upon making the U-turn you were then struck by another vehicle. The administrative investigation determined that this was a preventable accident.</p> <p>Your conduct at issue is a violation of Departmental policies and procedures. Therefore, this document, with reference to relevant Department policies and procedures is to act as counseling that is intended to address and correct said behavior.</p> <p>8-203.01 TRAFFIC LAWS. Employees operating City vehicles will obey all applicable State and City traffic laws unless using an authorized emergency mode.</p> <p>8-204. INDIVIDUAL RESPONSIBILITY. Employees are responsible for City owned vehicles during the periods for which they are assigned. This includes reporting damage and parking citations. Employees will inspect the vehicle before each use and are responsible for providing proper care and preventive maintenance for City vehicles to extend their and usefulness to the City.</p>	
SIGNATURES:	
Involved Employee: <i>D. Amparan #2173</i>	Date: <i>02/09/17</i>
Immediate Supervisor: <i>F. Ramirez #1584</i>	Date: <i>2/12/17</i>
Shift/Section Commander: <i>L.T. A. Spencer #2109</i>	Date: <i>2/14/17</i>
Regional Command Commander: <i>[Signature] #1405</i>	Date: <i>2/14/17</i>