



March 28, 2014

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Chief George Turner
City of Atlanta Police Department
226 Peachtree Street, S.W.
Atlanta, Georgia 30303

RE: Complaint of Jairobe McPherson, ACRB File 13-90

Dear Chief Turner:

Please be advised that the Atlanta Citizen Review Board (ACRB) has concluded its investigation and adjudication of the complaint filed by Mr. Jairobe McPherson, alleging that on September 23, 2013, Atlanta Police Officer David Passarella (Unique ID #5912) improperly detained him. He further alleges that Officer Passarella engaged in unnecessary and excessive force, when he approached him with his firearm drawn.

The Board determined that the false imprisonment allegation against Officer Passarella be assigned a finding of **Unfounded**. However, the Board determined that the excessive force allegation against the officer be assigned a finding of **Sustained** and recommend the following to be imposed a penalty:

- **4 day suspension without pay be imposed**
- **Training on 4th Amendment, specifically Use of Force**

The Board further recommends that APD looks further into this incident, to determine if Officer Passarella violated any other APD policies and/or procedures.

The file is available for review upon request. The ordinance requires that the Chief respond in writing, regarding which recommendation is accepted, rejected, or will be implemented with modifications within thirty (30) days of the submission of a recommendation, for action by the Board to the Chief (*see Sec. 2-2211(O) of the Ordinance 07-0-0141*).

Sincerely,

A handwritten signature in black ink that reads "William Harrison" with a stylized flourish at the end.

William Harrison
Board Chair

WH/ib

cc: Mayor Kasim Reed
Council President Cesar Mitchell
Members of the Atlanta City Council
ACRB Members
Executive Director Lee Reid