



February 16, 2017

Chief Erika Shields
City of Atlanta Police Department
226 Peachtree Street, S.W.
Atlanta, Georgia 30303

RE: Complaint of LaSandra Warner & Randy
McClarity/ACRB File #16-142

ACRB Members

Sherry Williams
Chairperson
Gerald Souder
Vice Chairperson
Paul Bartels
Secretary

Bill Bozarth
M. Gino Brogdon, Jr.
Harold Hardnett
William Harrison
Cecilia Houston-Torrence
Tracee McDaniel
Shuntay Pitre

Samuel Lee Reid II
Executive Director

Mayor of Atlanta

Kasim Reed

Atlanta City Council

Cesar C. Mitchell
President
Carla Smith
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Kwanza Hall
District 2
Ivory Lee Young, Jr.
District 3
Cleta Winslow
District 4
Natalyn Mosby Archibong
District 5
Alexander Wan
District 6
Howard Shook
District 7
Yolanda Adrean
District 8
Felicia A. Moore
District 9
Clarence T. Martin
District 10
Keisha Lance Bottoms
District 11
Joyce Sheperd
District 12
Michael Julian Bond
Post 1
Mary Norwood
Post 2
Andre Dickens
Post 3

Dear Chief Shields:

Please be advised that the Atlanta Citizen Review Board (ACRB) has concluded its investigation and adjudication of the complaint filed by LaSandra Warner and Randy McClarity alleging that on August 18, 2016, Atlanta Police Officers Kristina Bogle (Unique ID #6582) and Megan Norris (Unique ID #5835): (1) unlawfully stopped and detained them, (2) was verbally abusive towards them, and (3) Officer Bogle engaged in unnecessary excessive force when she grabbed Mr. McClarity's arm, pushed him to the ground and pointed her firearm at him.

The Board determined the following:

- The allegation of False Imprisonment against Officers Bogle and Norris be assigned a finding of **Sustained**;
- The allegation of Abusive Language against Officers Bogle and Norris be assigned a finding of **Not Sustained**;
- The allegation of Excessive Force against Officer Bogle be assigned a finding of **Sustained**;
- The allegation of Violation of Department Standard Operating Procedures against Officers Bogle and Norris be assigned a finding of **Sustained** for failure to document the incident on their Daily Activity Reports and notify dispatch of the stop as per APD.SOP.3070, Section 4.1.7 & APD.SOP.3065, Section 4.1.2. The Board also determined that as "Senior Officer" on the scene, Officer Norris should have taken charge of the situation and her failure to do so was in violation of APD.SOP.2010, Section 4.2.24.

The Board recommends that, as penalty for the aforementioned sustained allegations, the following:

- Officer Bogle receives a 7 day suspension and training on the use of force and on the department's standard operating procedures on documenting stops and interacting with citizens;
- Officer Norris receives a 3 day suspension and training on the following the department's procedures, supervisory of other officers, and situational de-escalation.

The Board further recommends that the APD review Officer Bogle's ACRB statement which shows Officer Bogle's explanation as to why they stopped and detained Ms. Warner and Mr. McClarity is not substantiate and supported by the evidence, which seems to suggest that Officer Bogle was being untruthful. The APD should review Officer Bogle's statement for truthfulness and take appropriate action against her that is in accordance with the department's disciplinary matrix.

The file is available for review upon request. The ordinance requires that the Chief respond in writing regarding which recommendations are 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, appearing to be 'Lee', written over a white background.

Board Chair

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