



OFFICE OF POLICE OVERSIGHT

Complaint Number: 2024-1121	Date of Complaint: 11/4/2024
Complainant's Name (if given): Anonymous <input type="checkbox"/>	
Nature or complaint: Improper Police Procedure	
Austin Police Officers Involved: Clancy, Benjamin AP8382 Unknown: <input type="checkbox"/>	
The complainant alleges: November 4, 2024 Dear Office of Police Oversight, This complaint is against White Male Officer Clancy [badge #8382] and Asian Male Officer Sim [badge #9115] re: APD Case No. 24 - 3090425 on November 4, 2024 at about 8:50 AM at CAP METRO bus stop 690 on Medical Parkway between 40th and 42nd. Officers Clancy [badge #8382] and Sim [badge #9115] were called out to CAP METRO Bus #2215 at Stop 690 by guilty Hispanic Male bus driver - Operator #303220. Guilty Hispanic Male bus driver - Operator #303220 was the one ILLEGALLY DELAYING SERVICE by wrongly REFUSING to drive forward with me, [REDACTED], on the bus, though I had paid my fare like every other Passenger. I was rightly standing by my gear in the seats across from the rear doors, AWAY from guilty Hispanic Male bus driver - Operator #303220. However, guilty Hispanic Male bus driver - Operator #303220 allegedly told CAP METRO Security/APD that I was the problem delaying service, meaning guilty Hispanic Male bus driver - Operator #303220 allegedly MADE A FALSE REPORT TO A PEACE OFFICER - VIOLATING Texas Penal Code 37.08 (a)(1). In fact, guilty Hispanic Male bus driver - Operator #303220 was allegedly ILLEGALLY retaliating against me for telling him to FOLLOW THE LAW after he told me he wouldn't transport me again because a CAP METRO complaint was being filed against him for intentionally and unnecessarily stopping past boarding Stop 689, violating CAP METRO policy and procedure. White Male Officer Clancy [badge #8382] and Asian Male Officer Sim [badge #9115] mistakes follow: 1) They believed guilty Hispanic Male bus driver - Operator #303220's BULLSHIT Instead of rightly asking me what was going on, they wrongly assumed guilty Hispanic Male bus driver - Operator #303220 was telling CAP METRO, and them, the truth. Therefore, they NEVER listened to me while I was on the bus. They boarded and Officer Clancy [badge #8382] told me to get off the bus, though I had the right to be on that bus and be transported to my destination stop. Therefore, without investigation, they wrongly rewarded guilty Hispanic Male bus driver - Operator #303220's alleged CRIMINALITY and wrongly punished my law-abiding, self-defense	



OFFICE OF POLICE OVERSIGHT

words and actions. That's UPSIDE-DOWN, ASS-BACKWARDS, and WRONG. They're supposed to serve me, a member of the public, by PROTECTING me from alleged criminals like guilty Hispanic Male bus driver - Operator #303220.

Though they said they would speak with me outside the bus, I knew the bus would take off and leave me at Stop 690 as soon as I exited. Officers Clancy [badge #8382] and Sim [badge #9115] allegedly wanted that outcome because they seemed to wrongly believe I was delaying service, though I wasn't.

In that situation, they should have called for a CAP METRO Supervisor to arrive on scene because guilty Hispanic Male bus driver - Operator #303220 should have been removed for delaying service, NOT me.

2) Officer Sim [badge #9115] told me he believed this was the third time he had been called out on me, implying I am a multiple repeat offender/problem of some kind

The truth is many CAP METRO bus drivers target me, a whistleblower, with their rule-breaking and/or ILLEGAL behavior, resulting in APD being called out for me rightly and lawfully defending my public transportation civil rights from their attacks. Those guilty drivers are the problem, NOT me.

3) Officer Sim [badge #9115] tried gaslighting me by telling me CAP METRO was a private entity, allegedly to justify CAP METRO telling APD to ILLEGALLY remove me from Bus #2215 without just cause

I immediately corrected Officer Sim [badge #9115], telling him CAP METRO is public transportation defined and governed by Texas Transportation Code - Chapter 451. In fact, CAP METRO has a legal obligation to do mass transit - "the transportation of Passengers and hand-carried packages or baggage of a Passenger by a surface, overhead, or underground means of transportation, or a combination of those means, including motorbus..." per said code 451.001(a)(2).

I also cited *In VIA Metro Transit v. Meck* [620 S.W.3d 356 (Tex. 2020)], the Texas Supreme Court's ruling clearly distinguishing common carrier CAP METRO from private carriers, like Greyhound: "To qualify as a common carrier (in contrast to a private carrier), the entity must provide transportation services to the general public, as opposed to providing such services only for particular individuals or groups." In other words, because CAP METRO is NOT a private carrier, it CANNOT deny service without just cause like Greyhound can. Therefore, Officers Clancy [badge #8382] and Sim [badge #9115] should have helped me legally exercise my civil rights to stay on the CAP METRO public transportation bus and ride it to my destination stop.

4) Officer Clancy [badge #8382] told me CAP METRO could CTN me from specific busses and/or routes

I immediately responded, telling Officer Clancy [badge #8382] public CAP METRO has to have legal just cause to issue a CTN against a Passenger for a bus or bus route, unlike private



OFFICE OF POLICE OVERSIGHT

businesses that can refuse service and/or tell a customer to leave at any time for any reason or no reason at all. Officer Clancy [badge #8382] then respectfully suggested I monitor my bus behavior, allegedly to not give CAP METRO just cause to issue a CTN against me. He also acknowledged me telling him I am being targeted by some bus drivers, including guilty Hispanic Male bus driver - Operator #303220.

In conclusion, though Officers Clancy [badge #8382] and Sim [badge #9115] rightly did NOT detain or arrest me, the professional interaction between them and me was still a wrong step backwards for APD with respect to being called out by CAP METRO to a non-emergency situation. Simply believing what CAP METRO told APD, without on scene investigation, was the old, WRONG way. The new, RIGHT way is to arrive on scene, speak with a CAP METRO bus driver and/or supervisor, and speak with the Passenger, to hear from each what happened, when, where, how, and why, before making any determinations or decisions. Also, because CAP METRO busses have real-time recorded video and audio on multiple cameras inside and outside their busses, APD can also use that evidence to verify in-person testimony, then and there, before taking action.

Therefore, make sure ALL APD officers responding to CAP METRO calls hear and know this complaint's information. Only respond the RIGHT way moving forward.

Immediately place this complaint in Officers Clancy [badge #8382] and Sim [badge #9115]'s personnel files. In addition to appropriate punishment, use it as a professional development opportunity for them, and ALL APD officers, so the old, wrong way NEVER happens again on a CAP METRO call. The new, RIGHT way to interact with and work for the public APD officers have sworn to protect and serve is how to Make Austin Great Again.

Thanks for APD's service.

Respectfully,

██████████

SUBMITTED 11/4/24 - 2:00 PM

P.S. The required phone number for filing, ██████████ is false.

Office of Police Oversight Disposition: Community Concern



OFFICE OF POLICE OVERSIGHT

Complaint Number: 2024-1121	Date of Complaint: 11/4/2024
Complainant's Name (if given): Anonymous <input type="checkbox"/>	
Nature or complaint: Improper Police Procedure	
Austin Police Officers Involved: Sim, Junghoon AP9115 Unknown: <input type="checkbox"/>	
The complainant alleges: November 4, 2024 Dear Office of Police Oversight, This complaint is against White Male Officer Clancy [badge #8382] and Asian Male Officer Sim [badge #9115] re: APD Case No. 24 - 3090425 on November 4, 2024 at about 8:50 AM at CAP METRO bus stop 690 on Medical Parkway between 40th and 42nd. Officers Clancy [badge #8382] and Sim [badge #9115] were called out to CAP METRO Bus #2215 at Stop 690 by guilty Hispanic Male bus driver - Operator #303220. Guilty Hispanic Male bus driver - Operator #303220 was the one ILLEGALLY DELAYING SERVICE by wrongly REFUSING to drive forward with me, [REDACTED], on the bus, though I had paid my fare like every other Passenger. I was rightly standing by my gear in the seats across from the rear doors, AWAY from guilty Hispanic Male bus driver - Operator #303220. However, guilty Hispanic Male bus driver - Operator #303220 allegedly told CAP METRO Security/APD that I was the problem delaying service, meaning guilty Hispanic Male bus driver - Operator #303220 allegedly MADE A FALSE REPORT TO A PEACE OFFICER - VIOLATING Texas Penal Code 37.08 (a)(1). In fact, guilty Hispanic Male bus driver - Operator #303220 was allegedly ILLEGALLY retaliating against me for telling him to FOLLOW THE LAW after he told me he wouldn't transport me again because a CAP METRO complaint was being filed against him for intentionally and unnecessarily stopping past boarding Stop 689, violating CAP METRO policy and procedure. White Male Officer Clancy [badge #8382] and Asian Male Officer Sim [badge #9115] mistakes follow: 1) They believed guilty Hispanic Male bus driver - Operator #303220's BULLSHIT Instead of rightly asking me what was going on, they wrongly assumed guilty Hispanic Male bus driver - Operator #303220 was telling CAP METRO, and them, the truth. Therefore, they NEVER listened to me while I was on the bus. They boarded and Officer Clancy [badge #8382] told me to get off the bus, though I had the right to be on that bus and be transported to my destination stop. Therefore, without investigation, they wrongly rewarded guilty Hispanic Male bus driver - Operator #303220's alleged CRIMINALITY and wrongly punished my law-abiding, self-defense	



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In that situation, they should have called for a CAP METRO Supervisor to arrive on scene because guilty Hispanic Male bus driver - Operator #303220 should have been removed for delaying service, NOT me.

2) Officer Sim [badge #9115] told me he believed this was the third time he had been called out on me, implying I am a multiple repeat offender/problem of some kind

The truth is many CAP METRO bus drivers target me, a whistleblower, with their rule-breaking and/or ILLEGAL behavior, resulting in APD being called out for me rightly and lawfully defending my public transportation civil rights from their attacks. Those guilty drivers are the problem, NOT me.

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I immediately corrected Officer Sim [badge #9115], telling him CAP METRO is public transportation defined and governed by Texas Transportation Code - Chapter 451. In fact, CAP METRO has a legal obligation to do mass transit - "the transportation of Passengers and hand-carried packages or baggage of a Passenger by a surface, overhead, or underground means of transportation, or a combination of those means, including motorbus..." per said code 451.001(a)(2).

I also cited *In VIA Metro Transit v. Meck* [620 S.W.3d 356 (Tex. 2020)], the Texas Supreme Court's ruling clearly distinguishing common carrier CAP METRO from private carriers, like Greyhound: "To qualify as a common carrier (in contrast to a private carrier), the entity must provide transportation services to the general public, as opposed to providing such services only for particular individuals or groups." In other words, because CAP METRO is NOT a private carrier, it CANNOT deny service without just cause like Greyhound can. Therefore, Officers Clancy [badge #8382] and Sim [badge #9115] should have helped me legally exercise my civil rights to stay on the CAP METRO public transportation bus and ride it to my destination stop.

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In conclusion, though Officers Clancy [badge #8382] and Sim [badge #9115] rightly did NOT detain or arrest me, the professional interaction between them and me was still a wrong step backwards for APD with respect to being called out by CAP METRO to a non-emergency situation. Simply believing what CAP METRO told APD, without on scene investigation, was the old, WRONG way. The new, RIGHT way is to arrive on scene, speak with a CAP METRO bus driver and/or supervisor, and speak with the Passenger, to hear from each what happened, when, where, how, and why, before making any determinations or decisions. Also, because CAP METRO busses have real-time recorded video and audio on multiple cameras inside and outside their busses, APD can also use that evidence to verify in-person testimony, then and there, before taking action.

Therefore, make sure ALL APD officers responding to CAP METRO calls hear and know this complaint's information. Only respond the RIGHT way moving forward.

Immediately place this complaint in Officers Clancy [badge #8382] and Sim [badge #9115]'s personnel files. In addition to appropriate punishment, use it as a professional development opportunity for them, and ALL APD officers, so the old, wrong way NEVER happens again on a CAP METRO call. The new, RIGHT way to interact with and work for the public APD officers have sworn to protect and serve is how to Make Austin Great Again.

Thanks for APD's service.

Respectfully,

██████████

SUBMITTED 11/4/24 - 2:00 PM

P.S. The required phone number for filing, 800-867-5309, is false.

Office of Police Oversight Disposition: Community Concern



OFFICE OF POLICE OVERSIGHT

Complaint Number: 2024-1122	Date of Complaint: 11/4/2024
Complainant's Name (if given): Anonymous <input type="checkbox"/>	
Nature or complaint: Improper Police Procedure	
Austin Police Officers Involved: Anguiano, Joel AP10161 Unknown: <input type="checkbox"/>	
The complainant alleges: The complainant alleges that Sunday, November 3, 2024 at approximately 1am, she, her son (██████████), her nephew (██████████), and family friend (██████████) were assaulted by police officers at a restaurant called Los Catrachos located on 1015 Braker Lane STE 5, Austin, TX 78753. According to the complainant, her son was attempting to diffuse a situation by placing his hand on another individual's chest after that person initiated a disturbance. When officer arrived at the scene, they reportedly escalated the incident by immediately using physical force. The complainant states that her family friend, ██████████, who was with her son at the restaurant, called her to inform her of the situation prompting her to come to the scene. Upon arrival, the complainant observed three officers, identified from her video recordings as Sarah McColosky (AP9456), Joel Anguiano (AP10161) and Dylan Valles (AP9309) allegedly assaulting her son. Overcome by the sight of her son being assaulted, she attempted to intervene, pleading with the officers to stop. She claims that in response, officers then assaulted her as well, with one officer pushing her with such force that she fell and suffered a concussion. She reports additional injuries, including bruising on her chest and a contusion near her elbow. Furthermore, the complainant notes she had undergone surgery one month prior to this incident and now experiences throbbing pain near the surgical incision. The complainant also alleges that her son and family friend, ██████████, sustained injuries during the incident. The complainant also alleges that officers at the scene made discriminatory comments, stating that due to her immigration status, she "had no rights" and would not be allowed to file a complaint.	
Office of Police Oversight Disposition: Supervisory Referral	



OFFICE OF POLICE OVERSIGHT

Complaint Number: 2024-1122	Date of Complaint: 11/4/2024
Complainant's Name (if given): Anonymous <input type="checkbox"/>	
Nature or complaint: Improper Police Procedure	
Austin Police Officers Involved: Leblanc, Robert AP9335 Unknown: <input type="checkbox"/>	
The complainant alleges: The complainant alleges that Sunday, November 3, 2024 at approximately 1am, she, her son [REDACTED] her nephew [REDACTED] and family friend [REDACTED] were assaulted by police officers at a restaurant called Los Catrachos located on 1015 Braker Lane STE 5, Austin, TX 78753. According to the complainant, her son was attempting to diffuse a situation by placing his hand on another individual's chest after that person initiated a disturbance. When officer arrived at the scene, they reportedly escalated the incident by immediately using physical force. The complainant states that her family friend, [REDACTED] who was with her son at the restaurant, called her to inform her of the situation prompting her to come to the scene. Upon arrival, the complainant observed three officers, identified from her video recordings as Sarah McColosky (AP9456), Joel Anguiano (AP10161) and Dylan Valles (AP9309) allegedly assaulting her son. Overcome by the sight of her son being assaulted, she attempted to intervene, pleading with the officers to stop. She claims that in response, officers then assaulted her as well, with one officer pushing her with such force that she fell and suffered a concussion. She reports additional injuries, including bruising on her chest and a contusion near her elbow. Furthermore, the complainant notes she had undergone surgery one month prior to this incident and now experiences throbbing pain near the surgical incision. The complainant also alleges that her son and family friend, Nelson, sustained injuries during the incident. The complainant also alleges that officers at the scene made discriminatory comments, stating that due to her immigration status, she "had no rights" and would not be allowed to file a complaint.	
Office of Police Oversight Disposition: Supervisory Referral	



OFFICE OF POLICE OVERSIGHT

Complaint Number: 2024-1122	Date of Complaint: 11/4/2024
Complainant's Name (if given): Anonymous <input type="checkbox"/>	
Nature or complaint: Improper Police Procedure	
Austin Police Officers Involved: McCliskey, Sarah AP9456 Unknown: <input type="checkbox"/>	
The complainant alleges: The complainant alleges that Sunday, November 3, 2024 at approximately 1am, she, her son [REDACTED] her nephew [REDACTED] and family friend [REDACTED] were assaulted by police officers at a restaurant called Los Catrachos located on 1015 Braker Lane STE 5, Austin, TX 78753. According to the complainant, her son was attempting to diffuse a situation by placing his hand on another individual's chest after that person initiated a disturbance. When officer arrived at the scene, they reportedly escalated the incident by immediately using physical force. The complainant states that her family friend, [REDACTED] who was with her son at the restaurant, called her to inform her of the situation prompting her to come to the scene. Upon arrival, the complainant observed three officers, identified from her video recordings as Sarah McColosky (AP9456), Joel Anguiano (AP10161) and Dylan Valles (AP9309) allegedly assaulting her son. Overcome by the sight of her son being assaulted, she attempted to intervene, pleading with the officers to stop. She claims that in response, officers then assaulted her as well, with one officer pushing her with such force that she fell and suffered a concussion. She reports additional injuries, including bruising on her chest and a contusion near her elbow. Furthermore, the complainant notes she had undergone [REDACTED] one month prior to this incident and now experiences throbbing pain near the surgical incision. The complainant also alleges that her son and family friend, [REDACTED] sustained injuries during the incident. The complainant also alleges that officers at the scene made discriminatory comments, stating that due to her immigration status, she "had no rights" and would not be allowed to file a complaint.	
Office of Police Oversight Disposition: Supervisory Referral	



OFFICE OF POLICE OVERSIGHT

Complaint Number: 2024-1122	Date of Complaint: 11/4/2024
Complainant's Name (if given): Anonymous <input type="checkbox"/>	
Nature or complaint: Improper Police Procedure	
Austin Police Officers Involved: Valles, Dylan AP9309 Unknown: <input type="checkbox"/>	
The complainant alleges: The complainant alleges that Sunday, November 3, 2024 at approximately 1am, she, her son [REDACTED] her nephew [REDACTED] and family friend [REDACTED] were assaulted by police officers at a restaurant called Los Catrachos located on [REDACTED], Austin, TX 78753. According to the complainant, her son was attempting to diffuse a situation by placing his hand on another individual's chest after that person initiated a disturbance. When officer arrived at the scene, they reportedly escalated the incident by immediately using physical force. The complainant states that her family friend, [REDACTED] who was with her son at the restaurant, called her to inform her of the situation prompting her to come to the scene. Upon arrival, the complainant observed three officers, identified from her video recordings as Sarah McColosky (AP9456), Joel Anguiano (AP10161) and Dylan Valles (AP9309) allegedly assaulting her son. Overcome by the sight of her son being assaulted, she attempted to intervene, pleading with the officers to stop. She claims that in response, officers then assaulted her as well, with one officer pushing her with such force that she fell and suffered a concussion. She reports additional injuries, including bruising on her chest and a contusion near her elbow. Furthermore, the complainant notes she had undergone surgery one month prior to this incident and now experiences throbbing pain near the surgical incision. The complainant also alleges that her son and family friend, [REDACTED] sustained injuries during the incident. The complainant also alleges that officers at the scene made discriminatory comments, stating that due to her immigration status, she "had no rights" and would not be allowed to file a complaint.	
Office of Police Oversight Disposition: Supervisory Referral	



OFFICE OF POLICE OVERSIGHT

Complaint Number: 2024-1126	Date of Complaint: 11/5/2024
Complainant's Name (if given): Anonymous <input type="checkbox"/>	
Nature or complaint: Discourtesy or Improper Conduct	
Austin Police Officers Involved: Franco, Jessie AP9933 Unknown: <input type="checkbox"/>	
The complainant alleges: <p>He was calling to complain against Jesse Franco for making harassing phone calls. He called APD to make this report, but they told him he needed to file the report in the location this is happening. He lives in California, and these calls are coming from Officer Franco, in Austin, to their phones in California. This officer's ex-girlfriend is dating the complainant currently. The complainant stated that the officer continues to call them. The officer also looked up the complainant and accused him of having a harassment charge against him in Austin even though he does not. The complainant has video of this officer confessing to looking up the complainant and also making continuous calls. He keeps calling the complainant's number, the ex-girlfriend's number and the ex-girlfriend's place of work. The complainant and ex-girlfriend have blocked him on all social media, but the officer continues to call them on "spoofed" and unknown numbers.</p>	
Office of Police Oversight Disposition: Supervisory Referral	



OFFICE OF POLICE OVERSIGHT

Complaint Number: 2024-1127	Date of Complaint: 11/5/2024
Complainant's Name (if given): Anonymous <input type="checkbox"/>	
Nature or complaint: Improper Police Procedure	
Austin Police Officers Involved: Taylor, Nathan AP7881 Unknown: <input type="checkbox"/>	
The complainant alleges: <p>The complainant's mother called the cops on them. Nathan Taylor AP7881 somehow knew immediately that the complainant had two knives on them. The complainant handed him the knives. The officer then conducted a full search, and not just a regular pat down. When he did that, the officer groped their rear end. On the case report the officer wrote that the complainant had schizophrenia because the mother told them that, even though the complainant states they don't have schizophrenia.</p> <p>While the complainant was in the car with Officer Omar James AP8919 being transported to the hospital the officer gave the complainant a fake name. The complainant asked the officer why the back camera wasn't on, then the officer began swerving. The officer then asked if the complainant had voted yet. The complainant was made uneasy by some remarks the officer made after that and is worried that cameras weren't on in the cruiser to capture those comments. The comments made the complainant feel as though the officer was right wing and could be discriminating against the complainant for being trans.</p> <p>When they got to the South Austin Medical Center, they took the complainant's belt, shoelaces, sweater and wallet. The complainant states they were sedated and attacked.</p> <p>The officer was sitting at the desk talking about politics and talking about the complainant with the medical staff at this time.</p> <p>The complainant asked to speak to a supervisor. The supervisor came in and demanded the complainant take a sedation shot. The officers were squeezing him and then sedated the complainant for no reason.</p> <p>The complainant stated he can't find the items that were confiscated at the hospital.</p>	
Office of Police Oversight Disposition: Community Concern	



OFFICE OF POLICE OVERSIGHT

Complaint Number: 2024-1138	Date of Complaint: 11/12/2024
Complainant's Name (if given): Anonymous <input type="checkbox"/>	
Nature or complaint: Follow-up by Detective or Officer	
Austin Police Officers Involved: Unknown: <input checked="" type="checkbox"/>	
The complainant alleges: He received a call for service request #24-00388904 The voicemail did not include the officer's name, badge number, and they said they would return the call in one hour. The complainant went to his car for privacy, and waited for the call back. He never got a call back any time that day. They did call him back this morning 11/12/2024 at 7:56 am., but they hung up after 3 rings. He immediately called 311 and asked that the service request not be cancelled, 311 obliged and the request is still open. The complainant's issue is that if he doesn't answer that second call, he has to start the request all over again. He doesn't have any contact info so he cannot call back and have his complaint addressed.	
Office of Police Oversight Disposition: Community Concern	



OFFICE OF POLICE OVERSIGHT

Complaint Number: 2024-1133	Date of Complaint: 11/8/2024
Complainant's Name (if given): Anonymous <input type="checkbox"/>	
Nature or complaint: Improper Police Procedure	
Austin Police Officers Involved: Smith, Richard AP7639 Unknown: <input type="checkbox"/>	
The complainant alleges: On or about Nov 1, 2024, the Defendant was Notified of a Warrant under Warrant No. D-1-DC 24303412 and D -1-DC 24303411 issued by CITY OF AUSTIN MUNICIPAL COURT The arrest warrant was based on a sworn affidavit by Richard Smith of Austin Police Department [REDACTED] transaction and sends wiring instructions .m4a after the Judgement was awarded to the Defendants [REDACTED] (2).m4a Defendant alleges that errors were made by law enforcement in the issuance of the warrant, which invalidates its legality under the Texas Code of Criminal Procedure, Article 18.01, and relevant Texas Rules of Procedure. The Mortgage Company rescinded the payoff, and Spartan Title accepted the payments. The arrest warrant improperly issued due to errors in the affidavit or procedure by law enforcement, specifically: 1. Lack of Probable Cause: The affidavit lacks sufficient evidence to establish probable cause for issuing the arrest warrant, as required by the Texas Code of Criminal Procedure, Article 18.01(b). 2. Errors in Affidavit: The affidavit contains factual inaccuracies, omissions, or misrepresentations by the arresting officer that undermine its validity. These errors violate the Texas Code of Criminal Procedure, Article 18.01(c), requiring accurate and truthful statements under oath. Improper Execution of Warrant: Law enforcement did not comply with the procedures required for a lawful execution of the warrant as outlined in the Texas Code of Criminal Procedure, Article 15.25. Violation of Defendant's Rights: The errors and omissions constitute a violation of Defendant's Fourth Amendment rights under the U.S. Constitution, which protects against unreasonable searches and seizures. An automatic stay was in place when Spartan Title attempted to sell the home before May 17, 2023. See Divorce Petition Exhibit A The Defendant sued New Western (See Lawsuit Exhibit B) and was later dismissed after the Court Proceeding in July 2023, whereas Movant misrepresented plaintiffs to be tenants rather than homeowners (See Judgment Exhibit C) Defendants will show multiple attempts to return the funds, and Spartan refused. See Exhibit D emails to Spartan Title	



OFFICE OF POLICE OVERSIGHT

8. Spartan Title did not obtain an enforceable contract signature because Mr. [REDACTED] was ill and 74 Years old and should not have attempted to sign ([REDACTED]) rather than [REDACTED] or sell the home without the signature of [REDACTED], who is a spouse.

9. Build the Asset are California Investors who have harassed and used the system to steal the property after [REDACTED] coerced Mr. [REDACTED] to sell the home for \$50,000 less than appraised Vale. (See Appraisal I)

10. Defendants have asked for proof of purchase due to confusion regarding the Multi-transactions and using a special warranty deed on the same day that did not include a transfer or rights. However, there was an automatic stay-in-place.

Despite the Defendant's best efforts to resolve the matter. Build the Assets wanted defendants to pay them after years of damages, refusal of payments, and criminal complaints against them, which are omitted in the arrest affidavit. The Problem is there are Two separate companies demanding the same payments, and Build the Asset (who are California Residence) so were are CONFUSED and enduring their harassment (in addition to having medical issues) as they won't provide any proof of explanation as to the subject Matter Jurisdiction nor contracts .

. Defendant Never told Richard Smith funds were used to remodel, who misrepresents several facts as she owns a Business Yorkies of Austin. She explained that the home had mold and had to be remolded. and was visible when [REDACTED] visited Mr. [REDACTED], and he knew there he was suffering from Illness, See Exhibit G Mold Report

Mr. [REDACTED]'s diagnosed medical condition was also omitted, which was presented to law enforcement. Exhibit E Medial Diagnosis Grant also provided to law enforcement . Defendant responded to Build the Asset Certified Return Receipt for proof of purchase because it is unclear who they are. They have agreed to end their harassment but haven't Exhibit F Hud Contract The timeline in the affidavit is inconsistent with the automatic Stay and Title history of Movants harassment and calculated use of the Justice System or other courts, especially when defendants' complaints were filled initially regarding their fraud unjust enrichment and attempt to steal Grants Homestead. Despite factual evidnece on Nov 1,2024 Richard Smith obatained an arrest warrant of defendant misrepresentaing and making false statesmentd under oath that were incoinstent wiht documentaary evidnece and Tittle History Search . He falsified dates and omitted claims and police reports made against Build teh asset and including the Automatic Stay on May 16,2023 yet he made defendants the perperpretrators using a false probable cause afidavit , More that one Year later

Office of Police Oversight Disposition: Formal Complaint



OFFICE OF POLICE OVERSIGHT

Complaint Number: 2024-1134	Date of Complaint: 11/8/2024
Complainant's Name (if given): Anonymous <input type="checkbox"/>	
Nature or complaint: Improper Police Procedure	
Austin Police Officers Involved: Silva, Max AP8352 Unknown: <input type="checkbox"/>	
The complainant alleges: Complainant stated on 9/27/24 he was involved in a car accident and Investigator Max Silva AP8352 filed an inaccurate Crash Report. He stated he has been trying for weeks to contact Inv. Silva or someone at APD to get the report corrected; however, no one has returned any of the phone call messages he has left. Complainant would like to talk to the Inv. Silva's supervisor.	
Office of Police Oversight Disposition: Supervisory Referral	



OFFICE OF POLICE OVERSIGHT

Complaint Number: 2024-1136	Date of Complaint: 11/12/2024
Complainant's Name (if given): Anonymous <input type="checkbox"/>	
Nature or complaint: Improper Police Procedure	
Austin Police Officers Involved: Clawson, Robert AP5897 Unknown: <input type="checkbox"/>	
The complainant alleges: I am writing to request a review of a car accident report involving three vehicles. The report is inaccurate and misleading, as it appears to be biased in favor of one of the parties involved in the accident. I wrote a letter about this case which is attached. Thank you for your time and assistance in this matter. I look forward to your response and resolution of this issue. Officer description: Robert Clawson White or Euro American Male AP5897	
Office of Police Oversight Disposition: Community Concern	



OFFICE OF POLICE OVERSIGHT

Complaint Number: 2024-1139	Date of Complaint: 11/12/2024
Complainant's Name (if given): Anonymous <input type="checkbox"/>	
Nature or complaint: Follow-up by Detective or Officer	
Austin Police Officers Involved: Edwards, Joseph AP7296 Unknown: <input type="checkbox"/>	
The complainant alleges: <p>Officers Edwards 7296, Achmed 9542, Cloncy 8332 responded to the scene of the crash involving the complainant. The other party involved in the crash was let go even though she didn't have a license after the officers took a statement from the other party's family members who weren't even there. The officers didn't take the complainant's statement. They cited the complainant for incorrect lane change, even though she stated she never once changed lanes. The complainant believes the other party should have been sited for no driver's license and that the officer's shouldn't have treated the other party's family members as witnesses because they didn't show up until after the crash.</p>	
Office of Police Oversight Disposition: Community Concern	



OFFICE OF POLICE OVERSIGHT

Complaint Number: 2024-1140	Date of Complaint: 11/12/2024
Complainant's Name (if given):	Anonymous <input type="checkbox"/>
Nature of complaint: Discourtesy or Improper Conduct	
Austin Police Officers Involved: Luong, Tony AP8668	Unknown: <input type="checkbox"/>
Complaint: The complainant alleges: That she was treated unfairly by Officers Luong and Officer Sin. The complainant states that Officer Miller was the only officer that talked to her and helped her. The complainant believes that officers were biased against her because of her gender. She states that although she was the victim, the officers did not treat her as such. The complainant further claims that officers were dismissive of her mental health.	
Office of Police Oversight Disposition: Community Concern	



OFFICE OF POLICE OVERSIGHT

Complaint Number: 2024-1140	Date of Complaint: 11/12/2024
Complainant's Name (if given):	Anonymous <input type="checkbox"/>
Nature of complaint: Discourtesy or Improper Conduct	
Austin Police Officers Involved: Sin, Okkyun AP5672	Unknown: <input type="checkbox"/>
Complaint: The complainant alleges: That she was treated unfairly by Officers Luong and Officer Sin. The complainant states that Officer Miller was the only officer that talked to her and helped her. The complainant believes that officers were biased against her because of her gender. She states that although she was the victim, the officers did not treat her as such. The complainant further claims that officers were dismissive of her mental health.	
Office of Police Oversight Disposition: Community Concern	



OFFICE OF POLICE OVERSIGHT

Complaint Number: 2024-1199	Date of Complaint: 12/2/2024
Complainant's Name (if given): Anonymous <input type="checkbox"/>	
Nature of complaint: Excessive Force	
Austin Police Officers Involved: McCameron, Daniel AP7433 Unknown: <input type="checkbox"/>	
Complaint: <p>The complainant alleges:</p> <p>Horrific police brutality false imprisonment</p> <p>I was at the Roger Beasley SouthPoint Dodge with my 27 year old daughter who suffers from [REDACTED] My daughter had her first [REDACTED] Prior to her mental health issues she was attending the University of Texas. [REDACTED] I'm on disability diagnosed with [REDACTED] [REDACTED] The dealership sold me a 2016 Wragler Jeep which looked good at first site. yet when you inspect the undercarriage it's totally rusted out. Everything including the Jeeps frame. So I bought the vehicle back in hopes I could get a safe vehicle. The Salesman on shift that night was arguing with me so I walked away towards the jeep to diffuse the situation . So this when things became wild. Officer McCameron # 7433 was a coward and walked in my blind spot coming up from behind me didn't say anything. Zero Rights were explained to me. I never heard the Corrupt Austin Policemen say anything to me or my 26 year old daughter. so unprofessional although that's how he acted during the melee that he started . McCameron # AKA# The Bully handcuffed me extremely tightly behind my back. I didn't resist just in shock due to the mute aggressive corrupt Austin Policemen's lighting technique he used to cuff me. At this point the Coward Policeman was facing me totally silent This Corrupt Austin Police Officer broke so many of my Civil Rights and the United States Constitution plus the Bill of Rights The mute corrupt Austin Policeman then attacked my 26 year old daughter who didn't do anything wrong she is terrified of men. as my daughter was coming behind me I was then in the middle of the aggressive corrupt policeman. The bully Police Officer then used a very dangerous not approved by the Police Academy which is manhandle me like a rag doll and slammed me face first into the ground which was unforgiving cement. I was knocked unconscious with a large gash in my chin which hit the concrete first because I couldn't break my fall with my hands cuffed behind my back. [REDACTED] in 2022 by Erin Gustin</p>	



OFFICE OF POLICE OVERSIGHT

MD Hilo Hawaii explained to me how my brain is injured and I also have [REDACTED] things became foggy. I awoke face down on the concrete due to hearing my daughter screaming and crying. So I did what a father should do for his daughter when an aggressive monster Austin Police man was manhandling my terrified daughter police brutality is a crime punishable by getting fired from the Police Force and sentenced to prison and

McCameron was out of control thus began his rampage on two innocent civilians. I then located my daughter with blood coming out of her mouth due to the corrupt Officers Excessive Use of force on my

117 pound daughter. it was like a bad dream in which an aggressive bully Austin Police officer enjoyed using his authority in a corrupt manner. The corrupt Officer then grabbed me and used all of his might to pick me up and throw me several feet in the air with my arms cuffed behind me into something extremely hard due to the pain my head was in . the second illegal police take down knocked me out again. crippled face down on the hard cement I heard my daughter crying and screaming so I awoke with a serious concussion and neck injuries following my daughters cry out for help. at this point there were many backup Austin Police on site. my daughter was pepper sprayed and tased into submission. I was slammed to the concrete again and pinned by several Austin Police The trauma caused by a corrupt Evil Austin police officer has inflicted on me and my daughter has been devastating. Then I was taken to the hospital to have the gash in my chin stitched up

I don't remember what I told the detective due to my concussion and [REDACTED] False Imprisonment then came into play both me and my daughter have never been handcuffed or served time in jail. This Monster Excessive Unnecessary Force Police Brutality Officer needs to be held accountable for his actions

this was a firefight Next we go to War though the United States Criminal Justice system

Office of Police Oversight Disposition: Community Concern



OFFICE OF POLICE OVERSIGHT

Complaint Number: 2024-1115	Date of Complaint: 11/4/2024
Complainant's Name (if given): Anonymous <input type="checkbox"/>	
Nature or complaint: Improper Police Procedure	
Austin Police Officers Involved: Unknown: <input checked="" type="checkbox"/>	
The complainant alleges: I was traveling southbound on MOPAC in the center lane, approaching the 183 exit/flyover. It had just started raining and the road was extremely slick as a result. I noticed APD car 8769 or 8679 parked on the shoulder, performing a "speed trap" A white minivan passed me on the left at a high rate of speed. The APD car then simply launched into my lane, forcing me to slam on my brakes and nearly lose control of my car. This officer's actions were reckless and irresponsible, and they put everyone's lives at risk today. They should face strict disciplinary action and retraining.	
Office of Police Oversight Disposition: Community Concern	



OFFICE OF POLICE OVERSIGHT

Complaint Number: 2024-1117	Date of Complaint: 11/4/2024
Complainant's Name (if given): Anonymous <input type="checkbox"/>	
Nature or complaint: Discourtesy or Improper Conduct	
Austin Police Officers Involved: Unknown: <input checked="" type="checkbox"/>	
The complainant alleges: He was assaulted and blacked out in front of the flea market on Montopolis around 4 or 5 pm. He was taken to the hospital. He woke up at the hospital and asked a police officer if he knew where his dog and his phone was. The officer told him he was being too loud and causing a commotion. The officer kicked him out of the hospital. All the complainant did was ask where his belongings were. Seargent Paap told him where he could pick up his dog and gave him Case number 24-2661326.	
Office of Police Oversight Disposition: Community Concern	



OFFICE OF POLICE OVERSIGHT

Complaint Number: 2024-1119	Date of Complaint: 11/4/2024
Complainant's Name (if given): Anonymous <input type="checkbox"/>	
Nature or complaint: Improper Police Procedure	
Austin Police Officers Involved: Unknown: <input checked="" type="checkbox"/>	
The complainant alleges: Issue: This resident states that she witnessed a police vehicle drive super-fast and almost harmed someone, she also states that training needs to be done correctly when emergency situations. The incident occurred at 110 Bolles circle.	
Office of Police Oversight Disposition: Community Concern	



OFFICE OF POLICE OVERSIGHT

Complaint Number: 2024-1120	Date of Complaint: 11/4/2024
Complainant's Name (if given): Anonymous <input type="checkbox"/>	
Nature or complaint: Improper Police Procedure	
Austin Police Officers Involved: Unknown: <input checked="" type="checkbox"/>	
The complainant alleges: This message is from Don't Worry About My Name Why is it that I can't seem to get any kind of response from APD for anything. In 2 different instances I really needed an actual officer for life threatening activity. One when I was being chased by a road rager who was shooting a gun for 45 minutes, and 2 when I was trapped by 2 vehicles doing donuts around me for 17 minutes and not letting me leave, while you have 20 useless cops within 3 minutes from me.	
Office of Police Oversight Disposition: Community Concern	



OFFICE OF POLICE OVERSIGHT

Complaint Number: 2024-1123	Date of Complaint: 11/5/2024
Complainant's Name (if given): Anonymous <input type="checkbox"/>	
Nature or complaint: Discourtesy or Improper Conduct	
Austin Police Officers Involved: Unknown: <input checked="" type="checkbox"/>	
<p>The complainant alleges:</p> <p>This is not my direct experience with the police officers however, a family friend has confided with the following information about an incident that occurred last night;</p> <p>At around 2am-3am the 'detainee' (my friend) was getting a ride in an Uber on the way home from a night out in Austin. A police car pulled the Uber driver over off the road and asked both my friend and the Uber driver to get out of the car.</p> <p>The police officer took my friends wallet and knocked my friends phone out of their hand which then fell in a drain. There were no reasonable causes provided by the questioning officer as to why both my friend and the Uber driver were being detained or why they pulled my friend out of the safety of the Uber car taxi in the first place.</p> <p>The officer subjected my friend to a humiliating interrogation which ultimately led my friend to walking alone at night and unsure of their own location. My friend no longer had their phone or wallet and since the officers let the Uber driver go; my friend was completely alone having to try to find a way back home. They didn't know where they were. My friend had to walk and find someone who could help get them back home.</p> <p>This is a very traumatic story told by my friend and I am absolutely disgusted with the conduct of these Austin police officers by putting my friend on the streets while they were being driven safely home by an Uber driver. All by some officers not following their oath to our community, putting my friend in danger; taking their wallet and damaging their phone without any reasonable cause for being detained in the first place. What were the police officers intentions here aside from intimidation and neglect? My friend has every right to sue these police officers for damages.</p> <p>The officer had red hair and the second officer was hispanic but mostly just watched the ordeal. The red haired Caucasian officer was the one interrogating my friend. The Uber driver is also a witness for the beginning of this incident.</p> <p>This incident occurred on early Saturday morning around 2-3am- on 10/12/24</p>	



OFFICE OF POLICE OVERSIGHT

Office of Police Oversight Disposition: Community Concern





OFFICE OF POLICE OVERSIGHT

Complaint Number: 2024-1124	Date of Complaint: 11/5/2024
Complainant's Name (if given): Anonymous <input type="checkbox"/>	
Nature or complaint: Discourtesy or Improper Conduct	
Austin Police Officers Involved: Unknown: <input checked="" type="checkbox"/>	
The complainant alleges: Complainant alleges that an Asian Austin Police Officer was in her hospital room when she was arrested and refused to leave while she was naked. Complainant state that her father in-law is a United Nations Diplomat, and the officer refused to call and verify that. Further that she herself is a United Nations Goodwill Ambassador. The officer did not leave the room when the nurses stuck something on her private area and refused to remove it until she stopped crying. She felt this was illegal. Complainant alleges that the officer was mean to her. She states that the hospital door was open while her pants were off. The officer wouldn't uncuff her so she could use the restroom. She states the doctor took her pants and underwear completely off and put them on the chair next to her. She was then left on the table with the male cop in the room. She states that she is handicap - and what was done to her is rape. She believes that the officers made her relive her trauma. She states that the officers (unclear if it was sheriff or APD) handcuffed her before she could get her driver's license out. Claims there was another officer that ended up in her bed when she was naked, typing and yelling at her. She alleges that the officer was badgering her. The nurses didn't care, and the officer allowed the nurses to torture her.	
Office of Police Oversight Disposition: Community Concern	



OFFICE OF POLICE OVERSIGHT

Complaint Number: 2024-1125	Date of Complaint: 11/5/2024
Complainant's Name (if given): Anonymous <input type="checkbox"/>	
Nature or complaint: Improper Police Procedure	
Austin Police Officers Involved: Unknown: <input checked="" type="checkbox"/>	
The complainant alleges: Incident # 24-3091497 The complainants vehicle was being driven by her daughter's boyfriend and was involved in a crash. Her husband, [REDACTED], and her daughter arrived at the scene after the crash while the officer was still there. Her husband spoke with the officer. The officer gave the towed vehicle receipt but didn't provide the other driver's contact info or insurance. He also put the type of vehicle incorrectly on the report and listed the zip code of their address incorrectly. At no point were they ever notified that if they didn't get the insurance information of the other driver right then and there that would have had to pay for it. The complainant states they should have either been notified of that or given the information for free at the time.	
Office of Police Oversight Disposition: Supervisory Referral	



OFFICE OF POLICE OVERSIGHT

Complaint Number: 2024-1131	Date of Complaint: 11/8/2024
Complainant's Name (if given): Anonymous <input type="checkbox"/>	
Nature or complaint: Delayed Police Response	
Austin Police Officers Involved: Unknown: <input type="checkbox"/>	
The complainant alleges: My neighbor has a warrant out for his arrest (felony charge) and because they may not enter his apartment without his consent, the only way to arrest him is when he is away from home. I have been instructed to call 911 when I know he is out and about. Again, I did this, and no one came. Wed. Nov. 6th, he showed up to an event here and I called 911 when he arrived. I explained that he was in the community room in the main building where the office is located, [REDACTED]. I also said please come soon as he won't be here long. They asked me if I wished to speak to the officer (s) when they came, and I said yes. I explained that I was at the event myself but if they arrived after the event was over to please come to my apartment #104. They never showed up at the event and they never came to my apartment. This happened also on Saturday, Nov.2nd and I waited an hour and a half, and they never came.	
Office of Police Oversight Disposition: Community Concern	



OFFICE OF POLICE OVERSIGHT

Complaint Number: 2024-1135	Date of Complaint: 11/12/2024
Complainant's Name (if given): Anonymous <input type="checkbox"/>	
Nature or complaint: Delayed Police Response	
Austin Police Officers Involved: Unknown: <input checked="" type="checkbox"/>	
The complainant alleges: Issue: This resident would like to report a lack of police presence at 4800 Copperbend Blv (Franklin Park). He states that Police used to be there frequently and flashed their lights on the property at night. Ever since the police have stopped patrolling the area, he has notice a man sleeping in the park.	
Office of Police Oversight Disposition: Community Concern	



OFFICE OF POLICE OVERSIGHT

Complaint Number: 2024-1137	Date of Complaint: 11/12/2024
Complainant's Name (if given): Anonymous <input type="checkbox"/>	
Nature or complaint: Improper Police Procedure	
Austin Police Officers Involved: Unknown: <input checked="" type="checkbox"/>	
The complainant alleges: An officer was driving in the bus lane not in pursuit of any vehicles, along South 1st from Guadalupe to Barton Springs BLVD. He was using his cell phone, and his lights and sirens were not engaged. The complainant described the vehicle as a semi-undercover Dark Blue Ford Explorer license plate #MSD6835	
Office of Police Oversight Disposition: Community Concern	



OFFICE OF POLICE OVERSIGHT

Complaint Number: 2024-1138	Date of Complaint: 11/12/2024
Complainant's Name (if given): Anonymous <input type="checkbox"/>	
Nature or complaint: Follow-up by Detective or Officer	
Austin Police Officers Involved: Unknown: <input checked="" type="checkbox"/>	
The complainant alleges: He received a call for service request #24-00388904 The voicemail did not include the officer's name, badge number, and they said they would return the call in one hour. The complainant went to his car for privacy, and waited for the call back. He never got a call back any time that day. They did call him back this morning 11/12/2024 at 7:56 am., but they hung up after 3 rings. He immediately called 311 and asked that the service request not be cancelled, 311 obliged and the request is still open. The complainant's issue is that if he doesn't answer that second call, he has to start the request all over again. He doesn't have any contact info so he cannot call back and have his complaint addressed.	
Office of Police Oversight Disposition: Community Concern	



OFFICE OF POLICE OVERSIGHT

Complaint Number: 2024-1148	Date of Complaint: 11/13/2024
Complainant's Name (if given):	Anonymous <input type="checkbox"/>
Nature of complaint: Discourtesy or Improper Conduct	
Austin Police Officers Involved:	Unknown: <input checked="" type="checkbox"/>
Complaint: The complainant alleges: My phone has been hacked police have sent my reports on time that have request because bribery of celebrities police it organized crime and set me up for elder abuse charges with celebrities over a [REDACTED] not have Native American reservation card My grandfather [REDACTED] has my reservation card of [REDACTED] from Houston Abducted in case. I still remember be lifted from the car and someone covering my eyes. I remember as kid giving my head bang on table for not pouncing words correctly. [REDACTED] can't role Native American or Greek is Greek or speaks Greek. I had pay spectrum i bill over police not sending report police should pay for that phone bill. I will get better at speaking with people when I'm being discriminated because italiani americani, Greek, Black Russian and Ononadga tribe. Need report because harassment on Facebook of [REDACTED] using [REDACTED]. My only method to talk to father is nasa on Facebook and I talk. Grand father I did not to say sag are high Prostitutes but sleep for role money make their soul. I have sleep for beautiful men and true love.	
Office of Police Oversight Disposition: Community Concern	



OFFICE OF POLICE OVERSIGHT

Complaint Number: 2024-1156	Date of Complaint: 11/18/2024
Complainant's Name (if given):	Anonymous <input type="checkbox"/>
Nature of complaint: Discourtesy or Improper Conduct	
Austin Police Officers Involved:	Unknown: <input checked="" type="checkbox"/>
Complaint: The complainant alleges: Complainant alleges that while he was speaking to Officers who have gone to his house when he calls 911 - asked him if he is hearing voices. Complainant states that kind of assumption will get him killed. Complainant states that 911 never returned his phone call to make sure he is okay. Complainant alleges that someone is trying to get into his apartment and kill him. He is concerned about his well-being. Complainant added that he didn't want to file a complaint against anyone - but would like something to happen. Complainant adds that about a week ago he spoke with a police officer. Complainant alleges that the police won't take him seriously because as soon as they read that he needs medication, they don't take him seriously. The last time he spoke with an officer was when he flagged them down and told him about the situation he was having (someone attempting to break into his apartment) and that officer asked if he was sure he wasn't hearing voices.	
Office of Police Oversight Disposition: Community Concern	



OFFICE OF POLICE OVERSIGHT

Complaint Number: 2024-1165	Date of Complaint: 11/19/2024
Complainant's Name (if given):	Anonymous <input type="checkbox"/>
Nature of complaint: Improper Police Procedure	
Austin Police Officers Involved:	Unknown: <input checked="" type="checkbox"/>
Complaint: The complainant alleges: She kept calling APD to come because her neighbor in Apartment 423 was harassing her, and they kept telling her they weren't coming. She called about 5 times and no one ever came. She stated she felt like this was because they don't care about her. She stated that in the past she's had interactions with police officers where they don't believe her, and she feels she's being treated unfairly.	
Office of Police Oversight Disposition: Community Concern	



OFFICE OF POLICE OVERSIGHT

Complaint Number: 2024-1167	Date of Complaint: 11/19/2024
Complainant's Name (if given):	Anonymous <input type="checkbox"/>
Nature of complaint: Improper Police Procedure	
Austin Police Officers Involved:	Unknown: <input checked="" type="checkbox"/>
Complaint: The complainant alleges: He was riding Cap Metro bus line 383 NB and it collided with another vehicle. The complainant was injured. He called 311 and left a statement with them. They gave him a reference number SR 24-00384468. The 311 dispatcher did not explain that he would be receiving a call from an officer. He hired a lawyer, and the lawyer let him know there was no police report for that day. He ended up going to APD headquarters downtown to obtain or purchase a copy of the report. The woman at the front desk told him there was no accident reported that day. The woman directed the complainant to contact 311 with his SR number, so he did. The 311 dispatcher said that it was noted that an officer spoke to the complainant on November 6th at 10:21 am. The complainant stated he never spoke to an officer. He checked his call log and confirmed he never received a call from APD. He wants to know why that officer lied and said he spoke with him, and why his case was closed with no accident report made.	
Office of Police Oversight Disposition: Community Concern	



OFFICE OF POLICE OVERSIGHT

Complaint Number: 2024-1174	Date of Complaint: 11/20/2024
Complainant's Name (if given):	Anonymous <input type="checkbox"/>
Nature of complaint: Discourtesy or Improper Conduct	
Austin Police Officers Involved:	Unknown: <input checked="" type="checkbox"/>
Complaint: The complainant alleges: Good morning, I would like to inform the OPO and APD about the actions of one of your officers. Let me start by saying that, I do not know what the officer's name or badge number is, or patrol vehicle because I was not pulled over. But I would have been if I had not turned into the gate at my job, which would have been an unlawful stop. Between the times of 4:30am - 4:45am this morning, I was on Tillary street in East Austin going to work. I saw a APD patrol vehicle at a stop sign that almost pull out in front of me, but he backed up. As I passed by, he turned and started to follow me, I know this because of what happened next. On Tillary there is a back gate to get to my job, and as I turned in to my job to badge in, the patrol vehicle stopped at the entrance as I was badging in the gate. He waited until the gate started opening to leave. I cannot tell you how frustrating that made me feel. I did not break any traffic violations, laws, or involved in anything criminal so what is the reason for following me. This is one of the many reasons the community and APD have a bad relationship with each other. Where is the trust? A guy is just trying to go to work with potentially getting harassed by APD, great way to start the work day right? I understand that the new Chief has a 100 day plan which includes community trust and to quote one of her statements "I must take time to listen to your experiences and concerns". Well, this is a concern that definitely needs to be listened to. I try to support the APD and I have friends that have worked on the force but situation like this hurts APD more than you know. So, I hope this message finds it's way to the Chief and definitely I am willing to have a conversation about this situation. I sure hope that you can speak with the officer as well. Like I said, I was not pulled over but APD does have GPS on the vehicles and maybe you can find out who was patrolling Tillary at the times that I gave and speak to them. I will end this by saying this. Me or anyone else should be able to go to work no matter what time it is without the potential of getting harassed and I really hope APD does better by the community.	
Office of Police Oversight Disposition: Community Concern	



OFFICE OF POLICE OVERSIGHT

Complaint Number: 2024-1175	Date of Complaint: 11/21/2024
Complainant's Name (if given):	Anonymous <input type="checkbox"/>
Nature of complaint: Discourtesy or Improper Conduct	
Austin Police Officers Involved:	Unknown: <input checked="" type="checkbox"/>
Complaint: The complainant alleges: I called on Wednesday, November 20th at 12:54 am for a noise complaint at the golf course facilities right outside my house. The dispatcher said they would send an officer out to check. I called back 18 minutes later at 1:12 am to ask the update on the situation. The dispatcher replied that an officer went out and didn't find anything. This is untrue because at noon on the very same day, I went to the golf course to inquire about the situation and the general manager confirmed my suspicions that there was someone cleaning the septic tanks around 1 am. Either the dispatcher was dishonest or did not do their job to check out the situation. It was very obvious that someone was there making a lot of loud noise during supposed quiet hours. I am extremely hurt and distrustful of the Austin Police Department after this incident.	
Office of Police Oversight Disposition: Community Concern	



OFFICE OF POLICE OVERSIGHT

Complaint Number: 2024-1186	Date of Complaint: 11/25/2024
Complainant's Name (if given):	Anonymous <input type="checkbox"/>
Nature of complaint: Delayed Police Response	
Austin Police Officers Involved:	Unknown: <input checked="" type="checkbox"/>
Complaint: The complainant alleges: Incident Report: Hit and Run Involving Injuries and Delayed Police Response Date and Time of Incident: November 22, 2024, at approximately 6:00 AM Location: Intersection of 620 and Parmer Lane Incident Summary: On November 22, 2024, at approximately 6:00 AM, my brother was the victim of a hit and run collision at the intersection of 620 and Parmer Lane. Following the collision, a call was placed to 9-1-1 to report the incident and injuries sustained. However, the dispatcher failed to dispatch the Austin Police Department (APD) to the scene, sending only fire and EMS services. Injuries and Medical Response: My brother sustained significant injuries, including a broken arm, fractured wrist, and broken finger. Due to insurance concerns, he declined EMS transport, and I transported him to the hospital for treatment. Vehicle Condition and Towing: The vehicle involved in the collision was inoperable and totaled. It was towed from the scene by Stars Towing. Issues with Reporting Process: After my brother was discharged from the hospital, I attempted to report the incident to law enforcement. The following sequence of events outlines the numerous failures and delays experienced: Contact with Wilco Sheriff:	



OFFICE OF POLICE OVERSIGHT

Upon contacting the Wilco Sheriff's Office, we were informed that the incident should be handled by the Austin Police Department (APD).

Transfer to 9-1-1:

We were transferred back to 9-1-1, where we were informed that the dispatcher notes incorrectly reported "no injuries." We were provided with the EMS/Fire report number (243270322) and instructed to call Austin 3-1-1.

Attempts with Austin 3-1-1:

After contacting Austin 3-1-1, the operator directed us to submit the report online through the I-Report system. Despite making four attempts, the system repeatedly failed to process the report due to the inclusion of injuries and a towed vehicle. The 3-1-1 operator refused to assist in contacting an officer, despite being informed of the system's failure.

Visit to APD North Station:

Frustrated by the lack of progress, I drove to the APD North Station. A city employee on site was finally able to assist by contacting dispatch and having an officer sent to meet me.

Resolution:

The officer who arrived filed the incident report, with the assigned report number being 24-3270910.

Delays and Demands:

The accident occurred at 6:00 AM, and the incident report was not filed until 2:40 PM. This 8-hour delay, caused by dispatcher errors, miscommunication between agencies, and failures of the I-Report and 3-1-1 systems, severely hindered the timely investigation of this serious hit and run.

The negligence displayed throughout this process is unacceptable and warrants immediate attention. I demand a full review of the failures in this case and prompt updates on the progress of the investigation. Any further mishandling of this matter could compromise the investigation and erode trust in the department's ability to protect and serve.

We reserve the right to pursue additional actions if these issues remain unresolved or if the delayed response impacts the outcome of this case.

Office of Police Oversight Disposition: Supervisory Referral



The City of Austin is committed to compliance with the American Disabilities Act. Reasonable modifications and equal access to communications will be provided upon request.



OFFICE OF POLICE OVERSIGHT

Complaint Number: 2024-1196	Date of Complaint: 11/27/2024
Complainant's Name (if given):	Anonymous <input type="checkbox"/>
Nature of complaint: Discourtesy or Improper Conduct	
Austin Police Officers Involved:	Unknown: <input checked="" type="checkbox"/>
Complaint: The complainant alleges: The complainant alleges that and APD officer removed his nephew, for whom he has legal guardianship, from Bedicheck Middle School to question him regarding an investigation into a fight. The complainant states that he was not notified by the officer of the questioning nor did the officer attempt to obtain consent to speak to a minor. After the questioning, the nephew was reportedly forced to walk home as he was unable to contact his guardian to inform him of his location. The complainant asserts that the officer's actions were improper, and that parental or guardian permission should have been obtained prior to questioning.	
Office of Police Oversight Disposition: Community Concern	



OFFICE OF POLICE OVERSIGHT

Complaint Number: 2024-1197	Date of Complaint: 11/27/2024
Complainant's Name (if given): Anonymous <input type="checkbox"/>	
Nature of complaint: Discourtesy or Improper Conduct	
Austin Police Officers Involved: Unknown: <input checked="" type="checkbox"/>	
Complaint: The complainant alleges: This message is from [REDACTED] Dear Chief Lisa Davis, I came across this video which includes a clip of an interaction with an Austin Police Officer which I believe need to be scrutinized. See time stamp 8:19. I'm not sure of the date of this interaction but felt compelled to follow up to ensure the safety and rights of all citizens are protected from officers who abuse their authority. Particular attention for officers needs to be the 1st 4th and 5th amendments of the US Constitution. The officers behavior did not bring good credit to your department and shows a disrespect to those they swore an oath to protect their constitutional rights. This officer is seething ego. A person with a badge and a gun with that kind of ego is a very dangerous combination. This is but one officer and one encounter with that officer. The problem is thousands of citizens have now seen this video and it makes every officer look bad. The question then becomes, is the problem systemic. Does the culture and attitude of your department align with your core values and mission? It amazes me that Departments have yet to become aware that citizens are becoming more aware of their rights and filming police interactions is a very common trend that continues to grow. I believe this is a training opportunity. Unfortunately, an ego is a very difficult thing to train. I would truly appreciate having a dialogue with one of your community liaison officers either by email or phone. I can be reached at [REDACTED] Thank you for your attention to this matter. Sincerely [REDACTED] CPO USN Retired	



OFFICE OF POLICE OVERSIGHT

Message originally sent to Chief Davis

https://youtu.be/9zbz6DDcoFc?si=WvLIW_iWjdyeCH2F

Office of Police Oversight Disposition: Community Concern

