

Complaint Report (CCRB)

CCRB Case No : 200909347 C/V Report Date : Mon, 06/15/2009
Complaint Type : CCRB Investigator : Suzanne Donnelly
Complaint Made At : CCRB Ref. No
Received Date (CCRB) : Mon, 06/15/2009 Mode : Mail
Incident Date(s) : Fri, 04/17/2009 10:15 PM
Place of Occurrence: [REDACTED] Precinct: 41
Location : Street/highway Boro: Bronx
Reason for Initial Contact : Parking violation
Charges: Summons - disorderly conduct

Complainant/Victim Details

Name:	[REDACTED]	Type:	Comp/Victim
Address:	[REDACTED]		
Contacts:	[REDACTED]	[REDACTED]	
	[REDACTED]	[REDACTED]	
	[REDACTED]		
Gender:	[REDACTED]	Ethnicity:	[REDACTED]
Person Assisting:		Date of Birth:	[REDACTED]
Name:	[REDACTED]	Type:	Victim
Address:	[REDACTED]		
Contacts:	[REDACTED]	[REDACTED]	
	[REDACTED]	[REDACTED]	
	[REDACTED]		
Gender:	[REDACTED]	Ethnicity:	[REDACTED]
Person Assisting:		Date of Birth:	[REDACTED]
Name:	[REDACTED]	Type:	Victim
Address:	[REDACTED]		
Contacts:	[REDACTED]	[REDACTED]	
	[REDACTED]	[REDACTED]	
	[REDACTED]		
Gender:	[REDACTED]	Ethnicity:	[REDACTED]
Person Assisting:		Date of Birth:	[REDACTED]
Name:	[REDACTED]	Type:	Victim
Address:	[REDACTED]		
Contacts:	[REDACTED]	[REDACTED]	

Gender: [REDACTED]
Person Assisting: [REDACTED]

Ethnicity: [REDACTED]
Date of Birth: [REDACTED]

Officer(s) Named in Complaint

Rank	Officer	S/W Officer	Tax No	Race	Cmd	Allegations/Board Dispositions
POM	Tommy Youkhan	Subject Officer	[REDACTED]	Other Race	041	Frisk - (A) Exonerated
POM	Edward McClain	Subject Officer	[REDACTED]	White	041	Threat of arrest - (A) Exonerated
POM	Edward McClain	Subject Officer	[REDACTED]	White	041	Frisk - (A) Exonerated
	An officer	Subject Officer	[REDACTED]			Refusal to provide name/shield number - (A) Officer(s) Unidentified

Initial Complaint Narrative

[REDACTED] states that she was with her boyfriend [REDACTED] double parked in front of [REDACTED], Bronx, N.Y. Across the street was her boyfriend's brother [REDACTED] double parked at an angle in the cross walk. In the passenger seat was his cousin [REDACTED]. They had just finished unloading groceries and were exchanging farewell when [REDACTED] states she noticed a marked police car pull up beside her car then continue further up the street to the stop sign. [REDACTED] states that [REDACTED] also noticed the police car and got into his car to avoid being issued a double parking ticket. [REDACTED] states that while heading towards the [REDACTED] with [REDACTED] trailing behind them [REDACTED] was pulled over by the police car they had seen earlier. [REDACTED] states that they made a U-Turn and pulled up in front of the police car and double parked. Upon exiting the car [REDACTED] states she saw [REDACTED] being frisked by officer Youkhan (Badge # 13950) and officer McClain's arm stretched into the passenger side of [REDACTED]s car and questioning [REDACTED]. When [REDACTED] and [REDACTED] asked why was [REDACTED] pulled over the officers told them to get back in their car. As [REDACTED] observed officer McClain search [REDACTED]s car she stated to the officers "It's illegal to search his car with out his consent". [REDACTED] states that after checking [REDACTED]s license and registration he was allowed to leave without being issued a ticket. She further states that when she asked officer McClain for his badge number and name he responded "If I give you my info then both of you have to give me your ID's because I'm giving you both "discon" tickets". [REDACTED] states that officer McClain returned with three tickets, two disorderly conduct and one for [REDACTED]. [REDACTED] states that during the incident [REDACTED] made a U-Turn on a two way street and parked their car across the street as instructed by the police officers. [REDACTED] contends that the officers conducted a warrantless search for a simple parking violation.

Witness