
Interview Details

Det. Fawad Khan is [REDACTED] years old. He is an Asian male who stands 5'11" tall, weighs 229 pounds and has black hair and brown eyes. Det. Khan was interviewed at the CCRB on January 12, 2012. On the day of the incident, Det. Khan worked in plainclothes from 2:00 p.m. to 10:33 p.m. with Det. Delumen. He was assigned to a buy and bust operation and operating out of vehicle number [REDACTED] which is a black Honda. Det. Delumen had the following memo book entry pertaining to this incident: "1650 -- In the vicinity of [REDACTED] did observe hand to hand transaction between male black and female black. Attempted to stop female black at which time request was ignored. Told female black to stop again and female black immediately became irate and belligerent. Female black was holding keys in hand and began to dispute while waving both hands and stomping. Female black did provide inconsistent responses as to her recent whereabouts and did deny interacting with the male black. Female black made several furtive movements to her right jacket pocket where what appeared to be a knife was observed. Female black continued to wave hands and would not let a frisk of the area be conducted where bulge was observed. I did then held female black's hand to prevent female black from refusing the frisk of bulge. Female black did then yell, 'My hand is dislocated.' A frisk of the area was conducted and hard object was felt. While holding female black's hand a lighter was found where the hard object was felt. I let go of female's hand and she walked away and then requested my shield number, which I provided to her, at which point she stated she would make a complaint."

On April 20, 2011, at approximately 4:50 p.m., Det. Khan and Det. Delumen were observing [REDACTED] in Brooklyn. There was a black male standing in front of the building. This building is a narcotics-prone location, but the black male was not a known drug dealer. Det. Khan had not had any prior interactions with this individual. Det. Khan did not recall how far away he was from the building. Det. Khan observed the building for approximately 1-2 minutes before a female, known to the CCRB as [REDACTED] approached it. [REDACTED] spoke to the black male and they touched hands. This physical contact did not look like a handshake, but Det. Khan could not describe it in any greater detail. Det. Khan did not observe [REDACTED] and the male black exchange any objects. [REDACTED] and the black male interacted for approximately 10 seconds before [REDACTED] continued walking.

As [REDACTED] passed the officers' vehicle, Det. Khan and Det. Delumen exited it and asked her to stop. The officers suspected [REDACTED] of having engaged in a narcotics transaction, and intended to stop her in order to determine the nature of her interaction with the black male. Det. Khan and Det. Delumen told [REDACTED] to stop approximately 2-5 times before she complied. There was no indication that [REDACTED] heard the officers' instructions prior to when she complied when they. Det. Khan did not recall if [REDACTED] was wearing headphones. Det. Delumen asked [REDACTED] from where she had come, if she had stopped to talk to the black male, and what conversation she had had with the black male. [REDACTED] denied ever interacting with the black male. Det. Khan believed that [REDACTED] provided other inconsistent responses to questions, but he did not recall what they were. [REDACTED] was irate and waving her hands in the air. [REDACTED] was holding keys, and while waving her arms, she came close to striking the officers in their faces with the keys. [REDACTED] was also stomping her feet. Det. Khan told [REDACTED] to calm down. He did not have any other conversation with [REDACTED]. A group of other civilians gathered and also told [REDACTED] to calm down.

[REDACTED] repeatedly reached towards her right jacket pocket. Det. Khan did not recall if [REDACTED] made contact with the pocket. He did not recall how many times she reached toward the pocket. Det. Khan observed a bulge in that same pocket, but he did not recall the size of the bulge. The bulge was the shape of a knife, but Det. Khan could not describe it in any greater detail. Det. Delumen grabbed [REDACTED] arm to prevent her from striking the officers with her keys. Det. Khan did not recall what part of [REDACTED] arm Det. Delumen held. Later that evening, when preparing his memo book entry, Det. Khan accidentally wrote that he had grabbed [REDACTED] hand even though in reality, he never made any physical contact with her. Det. Delumen frisked the pocket of [REDACTED] coat where the bulge was. He did not frisk any other part of [REDACTED] body. [REDACTED] resisted being frisked by pulling her body away from Det. Delumen. Det. Delumen reached in the pocket and removed a cigarette lighter. Det. Delumen did not search any other areas of [REDACTED] person. Det. Delumen did not make any other physical contact with [REDACTED]. Det. Khan did not frisk or search [REDACTED]. Det. Khan never twisted [REDACTED] arm behind her back, and he did not see Det. Delumen do so. [REDACTED] asked Det. Khan for his shield number, and he provided it.

Det. James Delumen is [REDACTED] years old. He is a white male who stands 6'2" tall, weighs 205 pounds, has green eyes, and is bald. Det. Delumen was interviewed at the CCRB on January 11, 2012. On the day of the incident, Det. Delumen worked in plainclothes from 2:00 p.m. to 10:33 p.m. with Det. Kahn. He was assigned to the chase car and operating out of a black Hyundai. Det. Delumen had the following memo book entry pertaining to this incident: "1650 -- In the vicinity of [REDACTED] did observe hand to hand transaction between male black and female black. Attempted to stop female black at which time request was ignored. Told female black to stop again and female black immediately became irate and belligerent. Female black was holding keys in hand and began to dispute while waving both hands and stomping. Female black did provide inconsistent responses as to her recent whereabouts and did deny interacting with the male black. Female black made several furtive [movements] to her right jacket pocket where I did observe what appeared to be a knife. Female black continued to wave hands and would not let me frisk area where bulge was observed. I did then hold female black's hand to prevent female black from refusing my frisk of bulge. Female black did then yell, 'My hand is dislocated.' I did frisk bulge and felt hard object. While holding female black's hand I did then locate a lighter where the hard object was felt. I let go of female's hand and she walked off and then requested my shield number, which I gave to her. Female black refused to provide information and stated she would make a complaint."

On April 20, 2011, at approximately 4:50 p.m., Det. Delumen and Det. Kahn were observing [REDACTED] in Brooklyn. This building is a drug-prone location. There are frequently individuals conducting drug transactions outside, and numerous narcotics arrests have been made there. Det. Delumen and Det. Kahn were inside their car, which was parked approximately 4-5 houses down and across the street from [REDACTED]. They had an unobstructed view of the front of the building. There was a black male standing in front of the building. Det. Delumen was not aware of this individual being a known drug dealer, nor had he previously interacted with this individual. Det. Delumen watched the building for approximately five minutes before a female, known to the CCRB as [REDACTED] approached the building from [REDACTED]. [REDACTED] approached the black male, placed her hand on top of his, and then walked down [REDACTED] towards [REDACTED]. [REDACTED] interacted with the black male for approximately 15-20 second. The physical contact between [REDACTED] and the black male did not look like a handshake. Det. Delumen did not see [REDACTED] and the black male exchange any objects.

Det. Delumen and Det. Kahn exited their car and crossed the street toward [REDACTED]. Det. Delumen identified himself as a police officer and told [REDACTED] to stop. [REDACTED] looked at Det. Delumen and kept walking. Det. Delumen did not recall if [REDACTED] was wearing headphones. Det. Delumen intended to stop [REDACTED] in order to see if she would acknowledge talking to the black male and or receiving anything illegal from him. Det. Delumen believed that [REDACTED] may have received illegal substances from the black male because of his training as a narcotics officer regarding how hand-to-hand drug sales are conducted, and because [REDACTED] is a drug-prone location. When an officers observes what appears to be a hand-to-hand drug transaction, it is standard procedure to approach the buyer, determine if he or she has any narcotics in his or her possession, and then apprehend the seller. Det. Delumen told [REDACTED] to stop approximately 1-2 more times before she complied. [REDACTED] immediately became irate and started stomping her feet. She had a set of keys in her hand and started waving her arms around. Det. Delumen was concerned that he or Det. Kahn would be cut by [REDACTED] keys. [REDACTED] raised her voice and said, "I didn't do anything. I don't need to talk to you. You have no reason to stop me." She did not use any profanity. [REDACTED] attracted a crowd of approximately 2-3 civilians. Det. Kahn and Det. Delumen told [REDACTED] to calm down and answer their questions.

Det. Delumen asked [REDACTED] from where she had come, and she answered that she came from around the corner. Det. Delumen asked [REDACTED] what she had been doing in front of [REDACTED] and she said that she had not been in front of that building. Det. Delumen asked [REDACTED] why she had been talking to the male black, and she denied talking to anyone. Det. Delumen stopped questioning [REDACTED] because he was concerned by the fact that she was waving her keys around, and because he observed a bulge in her jacket pocket. Det. Delumen did not recall in which pocket of [REDACTED] jacket he observed the bulge. The bulge was rectangular, approximately two inches long, and approximately one inch wide. The size and shape were similar to a knife or a box cutter. Det. Delumen asked [REDACTED] what was in her pocket, and she said that she had nothing in her pocket. Det. Delumen attempt to frisk the bulge, but [REDACTED] waved her hand in front of the pocket to prevent him from doing so. [REDACTED] did not make contact with Det. Delumen's hand. [REDACTED] then reached towards her pocket but did not make contact with it. Det. Delumen grabbed [REDACTED] wrist with one hand. Initially during his interview, Det. Delumen stated that he grabbed [REDACTED] hand so that she could no longer prevent him from frisking her. Later in his interview, he stated that he grabbed her hand in order to prevent her from removing what appeared to be a knife from her pocket. [REDACTED] stopped waving her arms and yelled, "You dislocated my wrist." Det. Delumen did not twist [REDACTED] arm behind her back, and he did not see Det. Kahn do so. With his other hand, Det. Delumen frisked the bulge in [REDACTED]

pocket and felt a hard object. Det. Delumen reached into [REDACTED] pocket and removed a cigarette lighter. There was nothing else in the pocket. Det. Delumen did not frisk or search any other parts of [REDACTED] body. He did not see Det. Kahn do so. Det. Delumen did not make any other physical contact with [REDACTED]. Det. Kahn did not make any physical contact with [REDACTED]. Det. Delumen asked [REDACTED] for her name, and she refused to provide it. [REDACTED] said that she was going to file a complaint against Det. Delumen and asked for his shield number, which he provided. At the time of his interview, Det. Delumen was shown the stop and frisk report which he prepared regarding this incident. He stated that the furtive movements mentioned on the report referred to the fact that [REDACTED] reached toward her pocket after preventing Det. Delumen from frisking it.

Interview Details

Ms. [REDACTED] is [REDACTED] years old. She is a black female who is 5'3" tall, weighs 109 pounds and has black hair and brown eyes. [REDACTED] filed a complaint with IAB on April 20, 2011, generating log number [REDACTED], which was referred to the CCRB on April 21, 2011. She was interviewed at the CCRB on May 10, 2011.

On April 20, 2011, at approximately 5 p m., [REDACTED] was leaving a corner grocery store, where she went in to see the lottery number and she did not buy anything or interact with anyone, when PO1 and PO2, both in plainclothes but wearing their badges around their necks, approached her in an unmarked black car with the license plate [REDACTED] or [REDACTED]. They got out of the vehicle and ordered [REDACTED] to stop. Initially she did not hear them because she was listening to music with headphones. PO2 went into [REDACTED] left jacket pocket and took out her keys, without frisking the outside of the pocket first. PO1 twisted [REDACTED] right arm behind her back and took out [REDACTED] money from her right jacket pocket, also without frisking the outside of the pocket first. [REDACTED] did not have anything else in any of her pockets. [REDACTED] had torn her right rotator cuff in November of 2010, and PO1's actions aggravated the injury. Neither officer asked [REDACTED] to identify herself or provide identification. [REDACTED] asked why they were stopping her and one of the officers informed her that someone had called a complaint against her, but he did not specify what the complaint was. [REDACTED] was not resisting or talking loudly. [REDACTED] neighbors, [REDACTED] and [REDACTED], who are sisters, approached and asked the officers what they were doing to [REDACTED]. The officers said that they were not doing anything to her.. One of the sisters took down one of the officers' badge numbers as 3621, although [REDACTED] did not know which of the two officers had that shield. PO2 told [REDACTED] that he would give [REDACTED] her keys back, which he did, and PO1 returned [REDACTED] money to her. The officers got in her car and left the scene. [REDACTED] walked to her boyfriend's residence at [REDACTED] and called 311 for her injury. An ambulance arrived and took her to [REDACTED] Hospital. An investigative sergeant met her at the hospital. The sergeant was there to see the results of [REDACTED] X-rays. [REDACTED] was diagnosed with "contusion extremity" to her right shoulder. [REDACTED] did not recall what type of jacket she was wearing during this incident.

PO1: White male in jeans and a backwards cap, 6'3" tall, in his 40s and skinny.

PO2: White male in plainclothes, 5'5" tall, in his 40s and husky.

Sgt: White male, in uniform, heavysset, 5'5".

[REDACTED]
[REDACTED]
[REDACTED]