

CCRB INVESTIGATIVE RECOMMENDATION

Investigator: Caitlin Schwartz	Team: Team # 6	CCRB Case #: 201302116	<input checked="" type="checkbox"/> Force	<input type="checkbox"/> Discourt.	<input type="checkbox"/> U.S.
			<input type="checkbox"/> Abuse	<input type="checkbox"/> O.L.	<input checked="" type="checkbox"/> Injury
Incident Date(s) Thursday, 03/07/2013 5:40 PM	Location of Incident: Central Park West and West 102nd Street	Precinct: 25	18 Mo. SOL 9/7/2014	EO SOL 9/7/2014	
Date/Time CV Reported Thu, 03/07/2013 10:37 PM	CV Reported At: IAB	How CV Reported: Phone	Date/Time Received at CCRB Fri, 03/22/2013 11:14 AM		

Complainant/Victim	Type	Home Address

Subject Officer(s)	Shield	TaxID	Command
1. DT3 Andy Lewis	04252	916060	NARCBMN
2. DT3 Darryl Schwartz	07151	933534	NARCBMN

Witness Officer(s)	Shield No	Tax No	Cmd Name
1. DT3 Benjamin White	02475	937727	NARCBMN

Officer(s)	Allegation	Investigator Recommendation
A.DT3 Darryl Schwartz	Force: Det. Darryl Schwartz used physical force against § 87(2)(b)	
B.DT3 Andy Lewis	Force: Det. Andy Lewis used physical force against § 87(2)(b)	

Case Summary

On March 7, 2013, Sgt. Arlene Conway of Narcotics Borough Manhattan North called the Internal Affairs Bureau Command Center to report this incident on behalf of § 87(2)(b) generating IAB log number 2013-10533. On March 22, 2013, the Civilian Complaint Review Board received the complaint. Sgt. Conway reported that upon resisting his arrest on March 7, 2013, § 87(2)(b) was injured during a struggle with Detective Andy Lewis and Detective Darryl Schwartz of Narcotics Borough Manhattan North, against both of whom physical force allegations are pleaded. The IAB log notes that § 87(2)(b) s arresting officer, Detective Benjamin White, also of Narcotics Borough Manhattan North, was not involved with the incident; he is accordingly listed as a witness officer.

The IAB log did not list any phone number for § 87(2)(b) but on March 28, 2013 and April 30, 2013, § 87(2)(b) was mailed please call letters to his designated address, neither of which was returned to the CCRB marked “return to sender.” § 87(2)(b) s cell phone number was obtained via his March 7, 2013 arrest report, § 87(2)(b). During the period starting April 5, 2013 and concluding April 30, 2013, § 87(2)(b) s cell phone number was called four times and four voicemails were left requesting a call back to discuss this complaint. A March 29, 2013 Lexis Nexis search for § 87(2)(b) yielded a phone number for a deceased § 87(2)(b) who resided at § 87(2)(b) s address. On April 5, 2013, this phone number was called and determined to be out of service. On May 7, 2013, § 87(2)(b) s name was referenced against the New York City Department of Corrections database and it was determined that he is not currently incarcerated. To date, § 87(2)(b) has not contacted the investigation, and the investigation has not been able to establish contact with him. § 87(2)(b), § 87(2)(g)

Team: _____

Investigator: _____
Signature Print Date

Supervisor: _____
Title/Signature Print Date

Reviewer: _____
Title/Signature Print Date

Reviewer: _____
Title/Signature Print Date