

Encounters Leading to Detentions

June 2023



Encounters Definition

- Consensual Encounters: A consensual encounter with a law enforcement officer is not considered a stop or search and therefore, is not entitled to Fourth Amendment protection.
- A consensual encounter generally arises when an officer approaches a citizen to inquire about an incident that concerns public safety or the citizen's safety.



Encounters Definition

- Unconstitutional : In violation of the requirements of our constitution; not conforming or authorized.
- Unconstitutional encounters may result in administrative, civil, and/ or legal action. The Chief of Police is made aware of any such behavior and may respond in a number of ways to address and assure these actions are corrected.



Encounters Definition

- Reasonable Suspicion : Reasonable suspicion is the legal standard by which a police officer has the right to briefly detain a suspect for investigatory purposes. The detention requires a well-founded suspicion of criminal activity. [Terry v. Ohio, 392 U.S. 1, 30 (1968)]
- A pat-down of the outside of their clothing for weapons can occur, but not for drugs.
- Must clearly articulate why the officer believes the individual is currently armed and/or dangerous.



Encounters Definition

- Probable Cause : “Probable cause exists where the facts and circumstances within the officers' knowledge and of which they have reasonably trustworthy information are sufficient in themselves to warrant a man of reasonable caution in the belief that an offense has been or is being committed.” (*Brinegar v. U.S.*)



Standardization

- Tracking all detentions regardless of outcome
- Standardize encounter definition as any contacts that led to a detention, arrest or detention and release
- Triangulation of data points: Reports, CAD, and Body-Cam.



Definitions

Non-Officer Initiated: officer did not cause the initial interaction. Examples include, but are not limited to the following scenarios:

- Officer is responding to a 911 call or dispatch from ECC.
- Officer receives information from another policing agency.
- Victim, citizen or witness engages the officer.
- Protective orders, temporary or emergency custody orders.
- Non-discretionary interaction such as arrest or search warrant.

Officer Initiated: officer engages the individual through personal observations or activities.

Monthly Summary

June 2023: Investigative Detentions

The Charlottesville Police Department's officers were engaged in **3265** incidents during the month of June. These incidents included officer initiated, citizen assists, and calls for service. Fourteen **(14)** of these incidents resulted in temporary detentions. Of these 14 incidents, 11 were non-officer initiated and 3 were officer initiated.

Total Incidents 14

Nature of Contact	Total Incidents	% of Total Incidents
Non-Officer Initiated	11	79%
Officer Initiated	3	21%
Total Incidents	14	100%

Reason for Detention	Total Incidents	% of Total Incidents
Officer Witnessed	5	36%
Suspect on Scene	9	64%
Description Provided	0	0%
Reasonable Suspicion	0	0%
Unconstitutional	0	0%
Total Incidents	14	100%



Total Detentions: Non-Officer Initiated (11) and Officer Initiated (3)

	Total Detentions	Detention Percentages
Non-Officer Initiated	11	79%
Officer Initiated	3	21%

Review of Standards	Incidents
Arrests	6
Probable Cause: No Arrest	2
Reasonable Suspicion: No Arrest	6
Unconstitutional Encounters	0
Total Detentions	14



Detention Summaries

Non-officer Initiated	<u>(11)</u>	Officer Initiated	<u>(3)</u>
Assault	3	Assault	1
Brandishing firearm	2	Other – asleep at wheel	1
Burglary	1	Larceny/ DIP	1
Disorder	1		
Drinking in Public/ Wanted	1		
Larceny from Auto	1		
Larceny	1		
Narcotics	1		



All Detentions: **Non-Officer (11) Initiated** and **Officer Initiated (3)** resulted in **15 Individuals** Contacted

Review of Standards	AF	AM	HF	HM	BF	BM	WF	WM	Total
Arrests	0	0	0	0	0	4	0	3	7
Probable Cause: No Arrest	0	0	0	0	0	1	0	1	2
Reasonable Suspicion: No Arrest	0	0	0	0	1	2	2	1	6
Unconstitutional	0	0	0	0	0	0	0	0	0
Total Individuals	0	0	0	0	1	7	2	5	15



Officer-Initiated Contacts: 3

Individuals Contacted: 3

Reason (Crime) Detained	AF	AM	HF	HM	BF	BM	WF	WM	Total Individuals Contacted	Total Officer Initiated	% of Total
										Incidents	Incidents
Alcohol Related	0	0	0	0	0	0	0	0	0	0	0%
Major Crime - Person	0	0	0	0	0	0	0	0	0	0	0%
Major Crime - Property	0	0	0	0	0	0	0	0	0	0	0%
Minor Crime - Person	0	0	0	0	0	0	1	0	1	1	33.33%
Minor Crime - Property	0	0	0	0	0	1	0	0	1	1	33.33%
Narcotics	0	0	0	0	0	0	0	0	0	0	0%
Other	0	0	0	0	0	0	1	0	1	1	33.33%
Traffic	0	0	0	0	0	0	0	0	0	0	0%
Warrant	0	0	0	0	0	0	0	0	0	0	0%
Total Individuals	0	0	0	0	0	1	2	0	3	3	100%
% of Total Individuals	0%	0%	0%	0%	0%	33.33%	66.66%	0%	100%	-----	

Officer-Initiated Detentions: 3

Outcomes for 3 individuals

Law-Enforcement Action	AF	AM	HF	HM	BF	BM	WF	WM	Total Individuals	Total Detention Incidents	Total % of Actions
Physical Arrest	0	0	0	0	0	1	0	0	1	1	33.33%
Summons - M1 & M2 (Non-physical arrest)	0	0	0	0	0	0	0	0	0	0	0%
Summons - M3 & M4 / TI	0	0	0	0	0	0	0	0	0	0	0%
Warning	0	0	0	0	0	0	0	0	0	0	0%
No Action Taken	0	0	0	0	0	0	2	0	2	2	66.66%
Total Individuals	0	0	0	0	0	1	2	0	3	3	100%
% of Total Individuals	0%	0%	0%	0%	0%	33.33%	66.66%	0%	100%	--	--

Summons [Class 1 & 2 Misdemeanors] are included in overall arrest totals.
Class 3 & 4 Misdemeanors and Traffic Infractions are not arrestable offenses



Officer-Initiated **Detentions**

Arrests: **1 incidents** involving **1 individuals**

Category	AF	AM	HF	HM	BF	BM	WF	WM	Total Individuals Arrested	Total Incidents	% of Total Incidents
Alcohol Related	0	0	0	0	0	0	0	0	0	0	0%
Major Crime - Person	0	0	0	0	0	0	0	0	0	0	0%
Major Crime – Property	0	0	0	0	0	0	0	0	0	0	0%
Minor Crime - Person	0	0	0	0	0	0	0	0	0	0	0%
Minor Crime - Property	0	0	0	0	0	1	0	0	1	1	100%
Narcotics	0	0	0	0	0	0	0	0	0	0	0%
Other	0	0	0	0	0	0	0	0	0	0	0%
Traffic	0	0	0	0	0	0	0	0	0	0	0
Warrant	0	0	0	0	0	0	0	0	0	0	0%
Total Individuals Arrested	0	0	0	0	0	1	0	0	1	1	100%
% of Total Individuals	0%	0%	0%	0%	0%	100%	0%	0%	100%	--	

Officer-Initiated Detentions

Probable Cause to Arrest, but no Arrest.

0 incident involving 0 individual(s)

Encounters w/ PC – No Arrest	AF	AM	HF	HM	BF	BM	WF	WM	Total Individuals Contacted	Total Officer Initiated Incidents	% of Total Incidents
Alcohol Related	0	0	0	0	0	0	0	0	0	0	0%
Major Crime - Person	0	0	0	0	0	0	0	0	0	0	0%
Major Crime – Property	0	0	0	0	0	0	0	0	0	0	0%
Minor Crime - Person	0	0	0	0	0	0	0	0	0	0	0%
Minor Crime - Property	0	0	0	0	0	0	0	0	0	0	0%
Narcotics	0	0	0	0	0	0	0	0	0	0	0%
Other	0	0	0	0	0	0	0	0	0	0	0%
Traffic	0	0	0	0	0	0	0	0	0	0	0%
Warrant	0	0	0	0	0	0	0	0	0	0	0%
Total Individuals	0	0	0%								
% of Total Individuals	0%	--									



Officer-Initiated Detentions

Reasonable Suspicion: **2 incidents** involving **2 individual(s)**

Reasonable Suspicion—No Arrest	AF	AM	HF	HM	BF	BM	WF	WM	Total Individuals Contacted	Total Officer Initiated Incidents	% of Total Incidents
Alcohol Related	0	0	0	0	0	0	0	0	0	0	0%
Major Crime - Person	0	0	0	0	0	0	0	0	0	0	0%
Major Crime – Property	0	0	0	0	0	0	0	0	0	0	0%
Minor Crime - Person	0	0	0	0	0	0	1	0	1	1	50%
Minor Crime – Property	0	0	0	0	0	0	0	0	0	0	0%
Narcotics	0	0	0	0	0	0	0	0	0	0	0%
Other	0	0	0	0	0	0	1	0	1	1	50%
Traffic	0	0	0	0	0	0	0	0	0	0	0%
Warrant	0	0	0	0	0	0	0	0	0	0	0%
Total Individuals	0	0	0	0	0	0	2	0	2	2	100%
% of Total Individuals	0%	0%	0%	0%	0%	0%	100%	0%	100%		



O/I -Unconstitutional Encounter:

0 incidents involving 0 individuals

Unconstitutional Encounter	AF	AM	HF	HM	BF	BM	WF	WM	Total Individuals Contacted	Total Incidents	% of Total Incidents
Alcohol Related	0	0	0	0	0	0	0	0	0	0	0%
Major Crime - Person	0	0	0	0	0	0	0	0	0	0	0%
Major Crime – Property	0	0	0	0	0	0	0	0	0	0	0%
Minor Crime - Person	0	0	0	0	0	0	0	0	0	0	0%
Minor Crime - Property	0	0	0	0	0	0	0	0	0	0	0%
Narcotics	0	0	0	0	0	0	0	0	0	0	0%
Other – Unconstitutional	0	0	0	0	0	0	0	0	0	0	0%
Traffic	0	0	0	0	0	0	0	0	0	0	0%
Warrant	0	0	0	0	0	0	0	0	0	0	0%
Total Individuals	0	0	0	0	0	0	0	0	0	0	0%
% of Total Individuals	0%	0%	0%	0%	0%	0%	0%	0%	0%	--	--



Officer-Initiated Contacts:

1 Individual(s) searched and 0 Vehicle(s) searched:

Nature of Contact	AF	AM	HF	HM	BF	BM	WF	WM	Vehicle	Total
Pat-Down	0	0	0	0	0	0	0	0	--	0
Search	0	0	0	0	0	1	0	0	0	1

1- Search incident to arrest, 0 -Probable Cause (PC) Search, 0- consent search (CS), 0 -Vehicle

Evidence Recovered	AF	AM	HF	HM	BF	BM	WF	WM	Vehicle	Total
Firearm	0	0	0	0	0	0	0	0	0	0
Narcotics	0	0	0	0	0	0	0	0	0	0
Firearm & Narcotics	0	0	0	0	0	0	0	0	0	0
Stolen Property	0	0	0	0	0	0	0	0	0	0
Suspected Firearm	0	0	0	0	0	0	0	0	0	0
Total	0	0	0	0	0	0	0	0	0	0
Total Individuals %	0%	0%	0%	0%	0%	0%	0%	0%	--	--



Composition of the Charlottesville Police Department

- The Charlottesville Police Department currently has 92 sworn employees.

Race	Total	<u>Officer in training</u>	<u>OFF</u>	<u>DET</u>	<u>CORP</u>	<u>SGT</u>	<u>LT</u>	<u>CAPT</u>	<u>MAJOR</u>	<u>CHIEF</u>
WM	57	2	25	9	2	13	2	3		1
BM	15	4	7			2	2			
AM	0		1							
HM	3	1	2							
Multi-Racial	3	2	1							
	78									
WF	10	4	4	1		1				
BF	1		1							
AF	2	1	1							
HF	1		1							
Multi-Racial	0									
	14									



Officer-Initiated Demographics: 3 officers involved in 3 encounters

Investigative Detention by Officer Race/Sex	AF	AM	HF	HM	BF	BM	WF	WM	Total
Officer Making Detention	0	0	0	0	0	0	0	3	3
Officers with 2+ Detentions	AF	AM	HF	HM	BF	BM	WF	WM	
	0	0	0	0	0	0	0	0	
2+ Detentions by Shift									
Daylight	0								
Evening	0								
Midnight	0								

Detentions assigned to initiating officer(s). Individual officers are counted once.



