

# Encounters Leading to Detentions

September 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

## September 2023: Investigative Detentions

The Charlottesville Police Department's officers were engaged in **3237** incidents during the month of September. These incidents included officer initiated, citizen assists, and calls for service.

Fourteen (**14**) of these incidents resulted in temporary detentions. Of these 14 incidents, **10** were non-officer initiated and **4** were officer initiated.

# Total Incidents 14

Nature of Contact	Total Incidents	% of Total Incidents
Non-Officer Initiated	10	71%
Officer Initiated	4	29%
Total Incidents	14	100%

Reason for Detention	Total Incidents	% of Total Incidents
Officer Witnessed	4	29%
Suspect on Scene	7	50%
Description Provided	3	21%
Reasonable Suspicion	0	0%
Unconstitutional	0	0%
Total Incidents	14	100%



# Total Detentions: Non-Officer Initiated (10) and Officer Initiated (4)

	Total Detentions	Detention Percentages
Non-Officer Initiated	10	71%
Officer Initiated	4	29%

Review of Standards	Incidents
Arrests	5
Probable Cause: No Arrest	3
Reasonable Suspicion: No Arrest	6
Unconstitutional Encounters	0
Total <b>Detentions</b>	<b>14</b>



# Detention Summaries

Non-officer Initiated	<u>(10)</u>	Officer Initiated	<u>(4)</u>
Abduction	1	Larceny from Auto	1
Assault/ Assault & Battery	2	Petit Larceny	1
Burglary	2	Stolen auto	1
Disorderly Conduct	2	Wanted/ outstanding warrant	1
Robbery	1		
Shoplifting	1		
Trespassing	1		



All Detentions: **Non-Officer (10) Initiated** and **Officer Initiated (4)** resulted in **14 Individuals Contacted**

Review of Standards	AF	AM	HF	HM	BF	BM	WF	WM	UNK/ ND	Total
<b>Arrests</b>	0	0	0	0	1	2	0	2	0	5
<b>Probable Cause: No Arrest</b>	0	0	0	1	0	1	0	1	0	3
<b>Reasonable Suspicion: No Arrest</b>	0	0	0	0	0	3	1	2	0	6
<b>Unconstitutional</b>	0	0	0	0	0	0	0	0	0	0
<b>Total Individuals</b>	0	0	0	1	1	6	1	5	0	14



# Officer-Initiated Contacts: 4

## Individuals Contacted: 4

Reason (Crime) Detained	AF	AM	HF	HM	BF	BM	WF	WM	UNK/ND	Total Individuals Contacted	Total Officer Initiated Incidents	% of Total Incidents
Alcohol Related	0	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	0%
Major Crime - Property	0	0	0	1	0	0	0	0	0	1	1	25%
Minor Crime - Person	0	0	0	0	0	0	0	0	0	0	0	0%
Minor Crime - Property	0	0	0	0	0	1	1	0	0	2	2	50%
Narcotics	0	0	0	0	0	0	0	0	0	0	0	0%
Other	0	0	0	0	0	0	0	0	0	0	0	0%
Traffic	0	0	0	0	0	0	0	0	0	0	0	0%
Warrant	0	0	0	0	0	0	0	1	0	1	1	25%
<b>Total Individuals</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>1</b>	<b>0</b>	<b>1</b>	<b>1</b>	<b>1</b>	<b>0</b>	<b>4</b>	<b>4</b>	<b>100%</b>
<b>% of Total Individuals</b>	<b>0%</b>	<b>0%</b>	<b>0%</b>	<b>25%</b>	<b>0%</b>	<b>25%</b>	<b>25%</b>	<b>25%</b>	<b>0%</b>	<b>100%</b>	-----	

# Officer-Initiated Detentions: 4

## Outcomes for 4 individuals

Law-Enforcement Action	AF	AM	HF	HM	BF	BM	WF	WM	UNK/ND	Total Individuals	Total Detention Incidents	Total % of Actions
Physical Arrest	0	0	0	0	0	0	0	0	0	0	0	0%
Summons - M1 & M2 (Non-physical arrest)	0	0	0	0	0	0	0	1	0	1	1	25%
Summons - M3 & M4 / TI	0	0	0	0	0	0	0	0	0	0	0	0%
Warning	0	0	0	0	0	0	0	0	0	0	0	0%
No Action Taken	0	0	0	1	0	1	1	0	0	3	3	75%
Total Individuals	0	0	0	1	0	1	1	1	0	4	4	100%
% of Total Individuals	0%	0%	0%	25%	0%	25%	25%	25%	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	UNK / ND	Total Individuals Arrested	Total Incidents	% of Total Incidents
Alcohol Related	0	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	0
Major Crime – Property	0	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	0
Minor Crime - Property	0	0	0	0	0	0	0	0	0	0	0	0
Narcotics	0	0	0	0	0	0	0	0	0	0	0	0
Other	0	0	0	0	0	0	0	0	0	0	0	0
Traffic	0	0	0	0	0	0	0	0	0	0	0	0
Warrant	0	0	0	0	0	0	0	1	0	1	1	100%
Total Individuals Arrested	0	0	0	0	0	0	0	1	0	1	1	100%
% of Total Individuals	0%	0%	0%	0%	0%	0%	0%	100%	0%	100%	--	

# Officer-Initiated Detentions

## Probable Cause to Arrest, but no Arrest.

**1 incident** involving **1 individual(s)**

Encounters w/ PC – No Arrest	AF	AM	HF	HM	BF	BM	WF	WM	UNK/ND	Total Individuals Contacted	Total Officer Initiated Incidents	% of Total Incidents
Alcohol Related	0	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	0%
Major Crime – Property	0	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	0%
Minor Crime - Property	0	0	0	0	0	1	0	0	0	1	1	100%
Narcotics	0	0	0	0	0	0	0	0	0	0	0	0%
Other	0	0	0	0	0	0	0	0	0	0	0	0%
Traffic	0	0	0	0	0	0	0	0	0	0	0	0%
Warrant	0	0	0	0	0	0	0	0	0	0	0	0%
<b>Total Individuals</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>1</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>1</b>	<b>1</b>	<b>100%</b>
<b>% of Total Individuals</b>	<b>0%</b>	<b>0%</b>	<b>0%</b>	<b>0%</b>	<b>0%</b>	<b>100%</b>	<b>0%</b>	<b>0%</b>	<b>0%</b>	<b>100%</b>	--	



# Officer-Initiated Detentions

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

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

# O/I -Unconstitutional Encounter:

**0 incidents** involving **0 individuals**

Unconstitution al Encounter	AF	AM	HF	HM	BF	BM	WF	WM	UNK/ ND	Total Individuals Contacted	Total Incident s	% of Total Incident s
Alcohol Related	0	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	0%
Major Crime - Property	0	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	0%
Minor Crime - Property	0	0	0	0	0	0	0	0	0	0	0	0%
Narcotics	0	0	0	0	0	0	0	0	0	0	0	0%
Other - Unconstitutio nal	0	0	0	0	0	0	0	0	0	0	0	0%
Traffic	0	0	0	0	0	0	0	0	0	0	0	0%
Warrant	0	0	0	0	0	0	0	0	0	0	0	0%
Total Individuals	0	0	0	0	0	0	0	0	0	0	0	0%
% of Total Individuals	0%	0%	0%	0%	0%	0%	0%	0%	0%	0%	--	



# Officer-Initiated Contacts:

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

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

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

Evidence Recovered	AF	AM	HF	HM	BF	BM	WF	WM	UNK/ND	Vehicle	Total
Firearm	0	0	0	0	0	0	0	0	0	0	0
Narcotics	0	0	0	0	0	0	0	0	0	0	0
Firearm & Narcotics	0	0	0	0	0	0	0	0	0	0	0
Stolen Property	0	0	0	0	0	0	0	0	0	1	0
Suspected Firearm	0	0	0	0	0	0	0	0	0	0	0
Total	0	0	0	0	0	0	0	0	0	1	0
Total Individuals %	0%	0%	0%	0%	0%	0%	0%	0%	0%	--	--





# Officer-Initiated Demographics: 3 officers involved in 4 encounters

Investigative Detention by Officer Race/Sex	AF	AM	HF	HM	BF	BM	WF	WM	MR	Total
Officer Making Detention	0	0	0	0	0	1	0	2	0	3
Officers with 2+ Detentions	AF	AM	HF	HM	BF	BM	WF	WM	MR	
	0	0	0	0	0	0	0	1	0	
2+ Detentions by Shift										
Daylight	0									
Evening	0									
Midnight	1									

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





