

Encounters Leading to Detentions

October 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

October 2023: Investigative Detentions

The Charlottesville Police Department's officers were engaged in **3336** incidents during the month of October. These incidents included officer initiated, citizen assists, and calls for service. Twenty (**20**) of these incidents resulted in temporary detentions. Of these 20 incidents, **16** were non-officer initiated and **4** were officer initiated.

Total Incidents 20

Nature of Contact	Total Incidents	% of Total Incidents
Non-Officer Initiated	16	80%
Officer Initiated	4	20%
Total Incidents	20	100%

Reason for Detention	Total Incidents	% of Total Incidents
Officer Witnessed	5	25%
Suspect on Scene	8	40%
Description Provided	7	35%
Reasonable Suspicion	0	0%
Unconstitutional	0	0%
Total Incidents	20	100%



Total Detentions: Non-Officer Initiated (16) and Officer Initiated (4)

	Total Detentions	Detention Percentages
Non-Officer Initiated	16	80%
Officer Initiated	4	20%

Review of Standards	Incidents
Arrests	13
Probable Cause: No Arrest	0
Reasonable Suspicion: No Arrest	7
Unconstitutional Encounters	0
Total Detentions	20



Detention Summaries

Non-officer Initiated	(16)	Officer Initiated	(4)
Assault & Battery	7	Wanted/ outstanding warrant	3
Burglary	2	Petit Larceny	1
Destruction of Property	1		
Forgery	1		
Hit& Run/ A&B LEO	1		
Mental health/ suicidal	1		
Shoplifting	1		
Trespassing & firearm violation	1		
Wanted / outstanding warrant	1		



All Detentions: **Non-Officer (16)** Initiated and **Officer Initiated (4)** resulted in **22 Individuals** Contacted

Review of Standards	AF	AM	HF	HM	BF	BM	WF	WM	UNK/ ND	Total
Arrests	0	0	0	1	1	7	1	3	0	13
Probable Cause: No Arrest	0	0	0	0	0	0	0	0	0	0
Reasonable Suspicion: No Arrest	0	0	0	0	0	3	1	5	0	9
Unconstitutional	0	0	0	0	0	0	0	0	0	0
Total Individuals	0	0	0	1	1	10	2	8	0	22



Officer-Initiated Contacts: 4

Individuals Contacted: 5

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	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	25%
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	1	2	1	0	0	4	3	75%
Total Individuals	0	0	0	0	1	3	1	0	0	5	4	100%
% of Total Individuals	0%	0%	0%	0%	20%	60%	20%	0%	0%	100%	-----	

Officer-Initiated Detentions: 4

Outcomes for 5 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	1	2	0	0	0	3	3	75%
Summons - M1 & M2 (Non-physical arrest)	0	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	0%
Warning	0	0	0	0	0	0	0	0	0	0	0	0%
No Action Taken	0	0	0	0	0	1	1	0	0	2	1	25%
Total Individuals	0	0	0	0	1	3	1	0	0	5	4	100%
% of Total Individuals	0%	0%	0%	0%	20%	60%	20%	0%	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: **3 incidents** involving **3 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	1	2	0	0	0	3	3	100%
Total Individuals Arrested	0	0	0	0	1	2	0	0	0	3	3	100%
% of Total Individuals	0%	0%	0%	0%	33%	67%	0%	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	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	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	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 Detentions

Reasonable Suspicion: 0 incidents involving 1 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	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	1	0	0	1	0	100%
Total Individuals	0	0	0	0	0	0	1	0	0	1	0	0%
% of Total Individuals	0%	0%	0%	50%	0%	0%	100%	0%	0%	100%	- - -	

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	
% of Total Individuals	0%	0%	0%	0%	0%	0%	0%	0%	0%	0%	--	



Officer-Initiated Contacts:

4 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	0	0	0	0	--	0
Search	0	0	0	0	1	3	0	0	0	0	4

3- Search incident to arrest, 1 administrative search

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	0	0
Suspected Firearm	0	0	0	0	0	0	0	0	0	0	0
Total	0	0	0	0	0	0	0	0	0	0	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	0	0	3	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	1									
Midnight	0									

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



Total Individuals contacted **(5)** officer initiated by **Neighborhood**

[illegible]

Total Individuals contacted (17) non-officer initiated by Neighborhood

[illegible]