

Encounters Leading to Detentions

July 2024



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

July 2024: Investigative Detentions

The Charlottesville Police Department's officers were engaged in **3822** incidents during the month of July. These incidents included officer initiated, citizen assists, and calls for service. Twenty-eight (**28**) of these incidents resulted in temporary detentions. Of these 28 incidents, **20** were non-officer initiated and **8** were officer initiated.

Total Incidents 28

Nature of Contact	Total Incidents	% of Total Incidents
Non-Officer Initiated	20	71%
Officer Initiated	8	29%
Total Incidents	28	100%

Reason for Detention	Total Incidents	% of Total Incidents
Officer Witnessed	6	21.5%
Suspect on Scene	12	43%
Description Provided	6	21.5%
Reasonable Suspicion	4	14%
Unconstitutional	0	0%
Total Incidents	28	100%



Total Detentions: Non-Officer Initiated (20) and Officer Initiated (8)

	Total Detentions	Detention Percentages
Non-Officer Initiated	20	71%
Officer Initiated	8	29%

Review of Standards	Incidents
Arrests	18
Probable Cause: No Arrest	0
Reasonable Suspicion: No Arrest	10
Unconstitutional Encounters	0
Total Detentions	28



Detention Summaries

Non-officer Initiated		Officer Initiated	
	<u>(20)</u>		<u>(8)</u>
Alcohol/Narcotic DIP	1	Disorder/ DIP	1
Assault & Battery (family & non-family)	7	Stolen Auto	1
Break & Enter/ home	1	Warrant	6
Forgery	1		
Mental Health	1		
Missile at Occupied Vehicle	1		
Shoplifting/ larceny	1		
Strangulation	1		
Robbery/ Use of Firearm	1		
Trespassing	1		
Warrant	4		



All Detentions: Non-Officer (20) Initiated and Officer Initiated (8) resulted in 32 Individuals Contacted

Review of Standards	AF	AM	HF	HM	BF	BM	WF	WM	UNK / ND	MRF	MRM	Total
Arrests	0	1	0	2	4	3	1	7	0	0	0	18
Probable Cause: No Arrest	0	0	0	0	1	1	1	0	0	0	0	3
Reasonable Suspicion: No Arrest	0	0	1	1	0	6	1	2	0	0	0	11
Unconstitutional	0	0	0	0	0	0	0	0	0	0	0	0
Total Individuals	0	1	1	3	5	10	3	9	0	0	0	32



Officer-Initiated Contacts: 8

Individuals Contacted: 9

Reason (Crime) Detained	AF	AM	HF	HM	BF	BM	WF	WM	UNK	MR F	MR M	Total Individuals Contacted	Total Officer Initiated Incidents	% of Total Incidents
Alcohol Related	0	0	0	0	0	0	0	1	0	0	0	1	1	12.5%
Major Crime - Person	0	0	0	0	0	0	0	0	0	0	0	0	0	0%
Major Crime - Property	0	0	0	0	0	0	2	0	0	0	0	2	1	12.5%
Minor Crime - Person	0	0	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	0	0%
Narcotics	0	0	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	0	0%
Traffic	0	0	0	0	0	0	0	0	0	0	0	0	0	0%
Warrant	0	0	0	1	1	2	0	2	0	0	0	6	6	75%
Total Individuals	0	0	0	1	1	2	2	3	0	0	0	9	8	100%
% of Total Individuals	0%	0%	0%	11%	11%	22%	22%	34%	0%	0%	0%	-----	-----	



Officer-Initiated Detentions: 8

Outcomes for 9 individuals

Law-Enforcement Action	AF	AM	HF	HM	BF	BM	WF	WM	UNK	MR F	MR M	Total Individuals	Total Detention Incidents	Total % of Actions
Physical Arrest	0	0	0	0	0	1	1	3	0	0	0	5	5	62%
Summons - M1 & M2 (Non-physical arrest)	0	0	0	0	1	0	0	0	0	0	0	1	1	13%
Summons - M3 & M4 / TI	0	0	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	0	0%
No Action Taken	0	0	0	1	0	1	1	0	0	0	0	3	2	25%
Total Individuals	0	0	0	1	1	2	2	3	0	0	0	9	8	100%
% of Total Individuals	0%	0%	0%	11%	11%	22%	22%	34%	0%	0%	0%	-----	-----	



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: **6 incidents** involving **6 individuals**

Category	A F	A M	H F	H M	BF	BM	WF	W M	U N K	MR F	MR M	Total Individuals Arrested	Total Incidents	% of Total Incidents
Alcohol Related	0	0	0	0	0	0	0	1	0	0	0	1	1	16.5%
Major Crime - Person	0	0	0	0	0	0	0	0	0	0	0	0	0	0%
Major Crime - Property	0	0	0	0	0	0	1	0	0	0	0	1	1	16.5%
Minor Crime - Person	0	0	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	0	0%
Narcotics	0	0	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	0	0%
Traffic	0	0	0	0	0	0	0	0	0	0	0	0	0	0%
Warrant	0	0	0	0	1	1	0	2	0	0	0	4	4	67%
Total Individuals Arrested	0	0	0	0	1	1	1	3	0	0	0	6	6	100%
% of Total Individuals	0%	0%	0%	0%	16.66%	16.66%	16.66%	50%	0%	0%	0%	----	----	

Officer-Initiated Detentions
 Probable Cause to Arrest, but no Arrest.
0 incident involving **1 individual(s)**

Encounters w/ PC – No Arrest	AF	AM	HF	HM	BF	BM	WF	WM	UNK	MR F	MR M	Total Individuals Contacted	Total Officer Initiated Incidents	% of Total Incidents
Alcohol Related	0	0	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	0	0%
Major Crime – Property	0	0	0	0	0	0	1	0	0	0	0	1	0	0%
Minor Crime - Person	0	0	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	0	0%
Narcotics	0	0	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	0	0%
Traffic	0	0	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	0	0%
Total Individuals	0	0	0	0	0	0	1	0	0	0	0	1	0	0%
% of Total Individuals	0%	0%	0%	0%	0%	0%	100%	0%	0%	0%	0%	----	----	

Officer-Initiated Detentions

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

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

O/I -Unconstitutional Encounter:

0 incidents involving 0 individuals

Unconstitutional Encounter	AF	AM	HF	HM	BF	BM	WF	WM	UNK	MR F	MR M	Total Individuals Contacted	Total Incidents	% of Total Incidents
Alcohol Related	0	0	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	0	0%
Major Crime – Property	0	0	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	0	0%
Minor Crime - Property	0	0	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	0	0%
Other – Unconstitutional	0	0	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	0	0%
Warrant	0	0	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	0	0%
% of Total Individuals	0%	0%	0%	0%	0%	0%	0%	0%	0%	0%	0%	----	----	



Officer-Initiated Contacts:

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

Nature of Contact	AF	AM	HF	HM	BF	BM	WF	WM	UNK /ND	MRF	MRM	Vehicle	Total
Pat-Down	0	0	0	1	0	1	1	1	0	0	0	0	0
Search	0	0	0	0	0	1	1	3	0	0	0	0	5

5 SIA

Evidence Recovered	AF	AM	HF	HM	BF	BM	WF	WM	UNK	MRF	MRM	Vehicle	Total
Firearm	0	0	0	0	0	0	0	0	0	0	0	0	0
Narcotics	0	0	0	0	0	0	0	0	0	0	0	1	1
Firearm & Narcotics	0	0	0	0	0	0	0	0	0	0	0	0	0
0Stolen Property	0	0	0	0	0	0	0	0	0	0	0	0	0
Suspected Firearm	0	0	0	0	0	0	0	0	0	0	0	0	0
Total	0	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%	0%



Officer-Initiated Demographics: **3** officers involved in **8** encounters

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

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



