

Encounters Leading to Detentions

January 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

January 2024: Investigative Detentions

The Charlottesville Police Department's officers were engaged in **3974** incidents during the month of January. These incidents included officer initiated, citizen assists, and calls for service. Sixteen (**16**) of these incidents resulted in temporary detentions. Of these 16 incidents, **9** were non-officer initiated and **7** were officer initiated.

Total Incidents 16

Nature of Contact	Total Incidents	% of Total Incidents
Non-Officer Initiated	9	56%
Officer Initiated	7	44%
Total Incidents	16	100%

Reason for Detention	Total Incidents	% of Total Incidents
Officer Witnessed	7	44%
Suspect on Scene	7	44%
Description Provided	2	12%
Reasonable Suspicion	0	0%
Unconstitutional	0	0%
Total Incidents	16	100%



Total Detentions: [Non-Officer Initiated \(9\)](#) and [Officer Initiated \(7\)](#)

	Total Detentions	Detention Percentages
Non-Officer Initiated	9	56%
Officer Initiated	7	44%

Review of Standards	Incidents
Arrests	9
Probable Cause: No Arrest	2
Reasonable Suspicion: No Arrest	5
Unconstitutional Encounters	0
Total Detentions	16



Detention Summaries

Non-officer Initiated	<u>(9)</u>	Officer Initiated	<u>(7)</u>
Assault / Assault & Battery	5	Assault & Battery	1
Brandishing	1	Stolen Auto	1
Burglary	2	Warrants	5
Threat to Shoot/ DIP	1		



All Detentions: **Non-Officer (9)** Initiated and **Officer Initiated (7)** resulted in **21 Individuals** Contacted

Review of Standards	AF	AM	HF	HM	BF	BM	WF	WM	UNK / ND	MRF	MRM	Total
Arrests	0	0	0	0	1	6	0	3	0	0	0	10
Probable Cause: No Arrest	0	0	0	0	1	1	2	1	0	1	0	6
6Reasonable Suspicion: No Arrest	1	0	0	0	0	3	0	1	0	0	0	5
Unconstitutional	0	0	0	0	0	0	0	0	0	0	0	0
Total Individuals	1	0	0	0	2	10	2	5	0	1	0	21



Officer-Initiated Contacts: 7

Individuals Contacted: 12

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	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	1	0	2	1	0	0	0	4	1	14%
Minor Crime - Person	0	0	0	0	0	0	0	0	0	1	0	1	1	14%
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	5	0	2	0	0	0	7	5	72%
Total Individuals	0	0	0	0	1	5	2	3	0	1	0	12	7	100%
% of Total Individuals	0%	0%	0%	0%	8%	42%	17%	25%	0%	8%	0%	100%	--	



Officer-Initiated Detentions: 7

Outcomes for 12 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	3	0	2	0	0	0	5	4	53%
Summons - M1 & M2 (Non-physical arrest)	0	0	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	0	0%
Warning	0	0	0	0	0	0	0	0	0	0	0	0	0	0%
No Action Taken	0	0	0	0	1	2	2	1	0	1	0	7	3	47%
Total Individuals	0	0	0	0	1	5	2	3	0	1	0	12	7	100%
% of Total Individuals	0%	0%	0%	0%	8%	42%	17%	25%	0%	8%	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: **4 incidents** involving **5 individuals**

Category	AF	AM	HF	HM	BF	BM	WF	WM	UNK	MR F	MR M	Total Individuals Arrested	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	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	3	0	2	0	0	0	5	4	100%
Total Individuals Arrested	0	0	0	0	0	3	0	2	0	0	0	5	4	100%
% of Total Individuals	0%	0%	0%	0%	0%	60%	0%	40%	0%	0%	0%	100%	--	

Officer-Initiated Detentions
 Probable Cause to Arrest, but no Arrest.
 2 incident involving 6 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	1	0	2	1	0	0	0	4	1	50%
Minor Crime - Person	0	0	0	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	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	1	0	0	0	0	0	1	0	0%
Total Individuals	0	0	0	0	1	1	2	1	0	1	0	6	2	100%
% of Total Individuals	0%	0%	0%	0%	16.75	16.75	33	16.75	0%	16.75	0%	100%	--	

Officer-Initiated Detentions

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

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%	0%	--	



Officer-Initiated Contacts:

5 **Individual(s)** searched and 1 **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	0	0	0	0	0	0	0	0	--	0
Search	0	0	0	0	0	3	0	2	0	0	0	1	6

5- Search incident to arrest; Vehicle PC Search Gun/ w SCH 1 & 2 Narcotics Recovered

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	1	0	0	0	0	0
Firearm & Narcotics	0	0	0	0	0	0	0	0	0	0	0	1	1
Stolen 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	1	0	0	0	0	1						
Total Individuals %	0%	100%	0%	0%	0%	--							



Officer-Initiated Demographics: 4 officers involved in 7 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	5	0	0	5
Officers with 2+ Detentions	AF	AM	HF	HM	BF	BM	WF	WM	MRF	MRM	
	0	0	0	0	0	0	0	2	0	0	
2+ Detentions by Shift											
Daylight		0									
Evening		2									
Midnight		0									

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



