

Encounters Leading to Detentions

SEPTEMBER 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

September 2024: Investigative Detentions

The Charlottesville Police Department's officers were engaged in **4083** incidents during the month of September. These incidents included officer initiated, citizen assists, and calls for service. Twenty-four (**24**) of these incidents resulted in temporary detentions. Of these 24 incidents, **18** were non-officer initiated and **6** were officer initiated.

Total Incidents 24

Nature of Contact	Total Incidents	% of Total Incidents
Non-Officer Initiated	18	75%
Officer Initiated	6	25%
Total Incidents	24	100%

Reason for Detention	Total Incidents	% of Total Incidents
Officer Witnessed	4	17%
Suspect on Scene	16	67%
Description Provided	2	8%
Reasonable Suspicion	2	8%
Unconstitutional	0	0%
Total Incidents	24	100%



Total Detentions: Non-Officer Initiated (18) and Officer Initiated (6)

	Total Detentions	Detention Percentages
Non-Officer Initiated	18	75%
Officer Initiated	6	25%

Review of Standards	Incidents
Arrests	14
Probable Cause: No Arrest	1
Reasonable Suspicion: No Arrest	9
Unconstitutional Encounters	0
Total Detentions	24



Detention Summaries

Non-officer Initiated	<u>(18)</u>	Officer Initiated	<u>(6)</u>
Alcohol/Narcotic – Intoxication in Public	5	Assault & Battery	1
Assault & Battery (family & non-family)	3	Intoxication in Public	1
Brandishing Firearm	1	Narcotic/ meth	1
Discharge firearm in public	1	Warrant	3
Disorderly Conduct	1		
Larceny from auto	3		
Malicious Wounding (including attempt)	2		
Trespass	1		
Warrant	1		



All Detentions: Non-Officer (18) Initiated and Officer Initiated (6) resulted in 27 Individuals Contacted

Review of Standards	AF	AM	HF	HM	BF	BM	WF	WM	UNK / ND	MRF	MRM	Total
Arrests	0	0	0	0	2	5	1	6	0	0	0	14
Probable Cause: No Arrest	0	0	0	0	0	0	0	2	0	0	0	2
Reasonable Suspicion: No Arrest	0	0	0	0	5	4	0	2	0	0	0	11
Unconstitutional	0	0	0	0	0	0	0	0	0	0	0	0
Total Individuals	0	0	0	0	7	9	1	10	0	0	0	27



Officer-Initiated Contacts: 6

Individuals Contacted: 8

Reason (Crime) Detained	AF	AM	HF	HM	BF	BM	WF	WM	UNK	MRF	MR M	Total Individuals Contacted	Total Officer Initiated Incidents	% of Total Incidents
Alcohol Related	0	0	0	0	0	0	0	2	0	0	0	2	1	16.66%
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	2	0	0	0	0	0	0	2	1	16.66%
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	1	0	0	0	1	1	16.66%
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	1	2	0	0	0	3	3	50%
Total Individuals	0	0	0	0	2	0	1	5	0	0	0	8	6	100%
% of Total Individuals	0%	0%	0%	0%	25%	0%	12%	63%	0%	0%	0%	----	----	



Officer-Initiated Detentions: 6

Outcomes for 8 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	0	1	3	0	0	0	4	4	67%
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	2	0	0	0	2	1	16.5%
No Action Taken	0	0	0	0	2	0	0	0	0	0	0	2	1	16.5%
Total Individuals	0	0	0	0	2	0	1	5	0	0	0	8	6	100%
% of Total Individuals	0%	0%	0%	0%	29%	0%	14%	57%	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: **4 incidents** involving **4 individuals**

Category	A F	A M	H F	H M	BF	BM	WF	WM	U N K	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	1	0	0	0	1	1	25%
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	1	2	0	0	0	3	3	75%
Total Individuals Arrested	0	0	0	0	0	0	1	3	0	0	0	4	4	100%
% of Total Individuals	0%	0%	0%	0%	0%	0%	25%	75%	0%	0%	0%	----	----	

Officer-Initiated Detentions

Probable Cause to Arrest, but no Arrest.

1 incident involving 2 individual(s)

Encounters w/ PC – No Arrest	AF	AM	HF	HM	BF	BM	WF	WM	UN K	MR F	MR M	Total Individuals Contacted	Total Officer Initiated Incidents	% of Total Incidents
Alcohol Related	0	0	0	0	0	0	0	2	0	0	0	2	1	100%
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	0	0	0	0	0	0	0	0	0%
Total Individuals	0	0	0	0	0	0	0	2	0	0	0	2	1	100%
% of Total Individuals	0%	0%	0%	0%	0%	0%	0%	100%	0%	0%	0%	----	----	

Officer-Initiated Detentions

Reasonable Suspicion: **1 incidents** involving **2 individual(s)**

Reasonable Suspicion– No Arrest	AF	AM	HF	HM	BF	B M	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	2	0	0	0	0	0	0	2	1	100%
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	2	0	0	0	0	0	0	2	1	100%
% of Total Individuals	0%	0%	0%	0%	100%	0%	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:

4 **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	0	0	0	0	1	0	0	0	0	1
Search	0	0	0	0	0	0	1	3	0	0	0	0	4

4- 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	1	0	0	0	0	0
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	1	0	0	0	0	1
Total Individuals %	0%	0%	0%	0%	0%	0%	0%	100%	0%	0%	0%	0%	1



Officer-Initiated Demographics: 6 officers involved in 6 encounters

Investigative Detention by Officer Race/Sex	AF	AM	HF	HM	BF	BM	WF	WM	MRF	MRM	Total
Officer Making Detention	0	0	1	0	3	0	2	0	0	0	6
Officers with 2+ Detentions	AF	AM	HF	HM	BF	BM	WF	WM	MRF	MRM	Total
	0	0	0	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.



