Encounters Leading to Detentions

March 2021

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

March 2021: Investigative Detentions

The Charlottesville Police Department's officers were engaged in **3258** incidents during the month of March. These incidents included officer initiated, citizen assists, and calls for service. Forty-nine (49) of these incidents resulted in temporary detentions. Of these 49 incidents, 34 were non-officer and 15 were officer initiated.

Total Incidents 49

Nature of Contact	Total Incidents	% of Total Incidents
Non-Officer Initiated	34	69%
Officer Initiated	**15**	**31%**
Total Incidents	49	100%

Reason for Detention	Total Incidents	% of Total Incidents
Officer Witnessed	**15**	**31%**
Suspect on Scene	28	57%
Description Provided	6	12%
Reasonable Suspicion	0	0%
Unconstitutional	0	0%
Total Incidents	49	100%

Total Detentions: Non-Officer (34) Initiated and Officer Initiated (15)

	Total Detentions	Detention Percentages
Non-Officer Initiated	**34**	69%
Officer Initiated	**15**	31%

Review of Standards	Incidents
Arrests	25
Probable Cause: No Arrest	15
Reasonable Suspicion: No Arrest	9
Unconstitutional Encounters	0
Total Detentions	**49**

Detention Summaries

Non-officer Initiated	(34)	Officer Initiated	(15)
Abduction/ Assault	1	Alcohol related / urinating in public	2
Assault	4	Assault	1
Brandish F/A	1	DUI – Investigation	1
Brandish F/A by Felon	1	DUI/Drugs - Investigation	1
Destruction of Property	1	Intoxicated in Public	1
Disorderly Conduct	1	Narcotics	3
Disorder w weapon	1	Possession of stolen property	1
Domestic Assault	1	Warrant pending confirmation	5
DUI Investigation	3		
DUI related accident	3		
DUID Investigation	1		
Felony Hit & Run	1		
Intoxicated in Public	1		
Larceny	1		
Malicious Wounding	1		
Mental Health	1		
Motor Vehicle Break-ins	2		
Narcotics	2		
Protective Order Violation	1		
Runaway	1		
Warrant	5		

All Detentions: Non-Officer (34)Initiated and Officer Initiated (15) resulted in 66 Individuals Contacted

Review of Standards	AF	AM	HF	HM	BF	BM	WF	WM	Total
Arrests	0	0	0	2	0	12	3	12	29
Probable Cause: No Arrest	0	0	0	6	4	3	4	10	27
Reasonable Suspicion: No Arrest	0	1	0	0	1	5	1	2	10
Unconstitutional	0	0	0	0	0	0	0	0	0
Total Individuals	0	1	0	8	5	20	8	24	**66**

Officer-Initiated Contacts: 15
Individuals Contacted: 19

Reason (Crime) Detained	AF	AM	HF	HM	BF	BM	WF	WM	Total Individuals Contacted	Total Officer Initiated Incidents	% of Total Incidents
Alcohol Related	0	0	0	0	0	2	1	1	4	4	27%
Major Crime - Person	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%
Minor Crime - Person	0	0	0	3	0	0	0	0	3	1	6.66%
Minor Crime - Property	0	0	0	0	0	0	0	1	1	1	6.66%
Narcotics	0	0	0	0	0	0	0	3	3	3	20%
Other	0	0	0	0	0	0	0	0	0	0	0%
Traffic	0	0	0	0	0	1	0	0	1	1	6.66%
Warrant	0	0	0	0	1	4	0	2	7	5	33%
Total Individuals	0	0	0	3	1	7	1	7	19	15	--
% of Total Individuals	**0%**	**0%**	**0%**	**16%**	**5%**	**37%**	**5%**	**37%**	**100%**	--	

Officer-Initiated Detentions 15

Outcomes for 19 individuals

Law-Enforcement Action	AF	AM	HF	HM	BF	BM	WF	WM	Total Individuals	Total Detention Incidents	Total % of Actions
Physical Arrest	0	0	0	0	0	6	0	3	9	8	53%
Summons - M1 & M2 (Non-physical arrest)	0	0	0	0	0	0	0	0	0	0	0%
Summons - M3 & M4 / TI	0	0	0	0	0	0	0	2	2	2	13%
Warning	0	0	0	0	0	0	0	1	1	1	7%
No Action Taken	0	0	0	3	1	1	1	1	7	4	27%
Total Individuals	0	0	0	3	1	7	1	7	19	15	100%
% of Total Individuals	**0%**	**0%**	**0%**	**16%**	**5%**	**37%**	**5%**	**37%**	**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: 8 incidents involving 9 individuals

Category	AF	AM	HF	HM	BF	BM	WF	WM	Total Individuals Arrested	Total Incidents	% of Total Incidents
Alcohol Related	0	0	0	0	0	1	0	0	1	1	12.3%
Major Crime - Person	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
Minor Crime - Person	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
Narcotics	0	0	0	0	0	0	0	1	1	1	12.3%
Other	0	0	0	0	0	0	0	0	0	0	0
Traffic	0	0	0	0	0	1	0	0	1	1	12.3%
Warrant	0	0	0	0	0	4	0	2	6	5	63%
Total Individuals Arrested	0	0	0	0	0	6	0	3	9	8	--
% of Total Individuals	**0**	**0**	**0**	**0**	**0**	**67%**	**0**	**33%**	**100%**		

Officer-Initiated Detentions
Probable Cause to Arrest, but no Arrest.
6 incident involving 6 individual(s)

Encounters w/ PC – No Arrest	AF	AM	HF	HM	BF	BM	WF	WM	Total Individuals Contacted	Total Officer Initiated Incidents	% of Total Incidents
Alcohol Related	0	0	0	0	0	1	1	1	3	**3**	50%
Major Crime - Person	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%
Minor Crime - Person	0	0	0	0	0	0	0	0	0	**0**	0%
Minor Crime - Property	0	0	0	0	0	0	0	1	1	**1**	17%
Narcotics	0	0	0	0	0	0	0	2	2	**2**	33%
Other	0	0	0	0	0	0	0	0	0	**0**	0%
Traffic	0	0	0	0	0	0	0	0	0	**0**	0%
Warrant	0	0	0	0	0	0	0	0	0	**0**	0%
Total Individuals	0	0	0	0	0	1	1	4	6	**6**	**100%**
% of Total Individuals	**0%**	**0**	**0%**	**0**	**0%**	**16.5%**	**16.5%**	**67%**	100%	--	

Officer-Initiated Detentions
Reasonable Suspicion: 2 incidents involving 4 individual(s)

Reasonable Suspicion–No Arrest	AF	AM	HF	HM	BF	BM	WF	WM	Total Individuals Contacted	Total Officer Initiated Incidents	% of Total Incidents
Alcohol Related	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%
Major Crime – Property	0	0	0	0	0	0	0	0	0	0	0%
Minor Crime - Person	0	0	0	3	0	0	0	0	3	1	50%
Minor Crime - Property	0	0	0	0	0	0	0	0	0	0	0%
Narcotics	0	0	0	0	0	0	0	0	0	0	0%
Other	0	0	0	0	0	0	0	0	0	0	0%
Traffic	0	0	0	0	0	0	0	0	0	0	0%
Warrant	0	0	0	0	1*	0	0	0	1	1*	50%
Total Individuals	0	0	0	3	1	0	0	0	**4**	**2***	**100%**
% of Total Individuals	**0**	**0**	**0**	**75%**	**25%**	**0**	**0**	**0**	**100%**	**--**	**--**

*This incident involving this young lady was not a separate incident, but was in fact identified as a previous incident involving a warrant detention/ arrest. She was only an occupant of the vehicle being stopped.

Unconstitutional Encounter: 0 incidents involving 0 individuals

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

Officer-Initiated Contacts:
12 Individuals searches and 5 Vehicle searches:

Nature of Contact	AF	AM	HF	HM	BF	BM	WF	WM	Vehicle	Total
Pat-Down	0	0	0	0	1	1	0	1	0	4
Search	0	0	0	0	2	5	0	5	**5**	17

*Searches of individuals - 1 Consent Search; 6 SIA; 5 PC
vehicle searches – 3 consent searches; 2 PC

Evidence Recovered	AF	AM	HF	HM	BF	BM	WF	WM	Vehicle	Total
Firearm	0	0	0	0	0	0	0	0	0	0
Narcotics	0	0	0	0	0	1	0	0	5	6
Firearm & Narcotics	0	0	0	0	0	0	0	0	0	0
Stolen Property	0	0	0	0	0	0	0	0	0	0
Suspected Firearm	0	0	0	0	0	0	0	0	0	0
Total	0	0	0	0	0	1	0	0	5	6
Total Individuals	0	0	0	0	0	1	0	0	--	--

Composition of the Charlottesville Police Department

- The Charlottesville Police Department currently has 101 sworn employees.

		RECRUIT	OFF	DET	CORP	SGT	LT	CAPT	MAJOR	CHIEF
WM	80	1	39	7	11	14	5	2	1	
BM	10		5		1	1	2	1		
AM	2		2							
HM	1		1							
	93									
WF	8	1	4	2	1					
BF	1									1
AF	1		1							
HF	0									
	10									

Officer-Initiated Demographics: 11 officers involved in 15 encounters

Investigative Detention by Officer Race/Sex	AF	AM	HF	HM	BF	BM	WF	WM	Total
Officer Making Detention	0	0	0	0	0	1	0	10	**11**
Officers with 2+ Detentions	AF	AM	HF	HM	BF	BM	WF	WM	
	0	0	0	0	0	0	0	4	
2+ Detentions by Shift									
Daylight				0					
Evening				2					
Midnight				2					

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

Total Individuals contacted **(19)** officer initiated by Neighborhood

Detentions by Neighborhood	**Total - 19**	AF - 0	AM - 0	HF - 0	**HM-3**	**BF- 1**	**BM - 7**	**WF - 1**	**WM - 7**
Mall-1	**1**	0	0	0	0	0	**1**	0	0
Downtown-2	**1**	0	0	0	0	0	**1**	0	0
Star Hill-3	0	0	0	0	0	0	0	0	0
Westhaven-4	0	0	0	0	0	0	0	0	0
10th & Page-5	**3**	0	0	0	0	**1**	**2**	0	0
Rosehill Dr-6	0	0	0	0	0	0	0	0	0
North Downtown-7	0	0	0	0	0	0	0	0	0
MJH-8	0	0	0	0	0	0	0	0	0
Little High-9	0	0	0	0	0	0	0	0	0
Belmont-10	**2**	0	0	0	0	0	**1**	0	**1**
Garrett-11	0	0	0	0	0	0	0	0	0
Ridge St-12	0	0	0	0	0	0	0	0	0
Fifeville-13	**1**	0	0	0	0	0	0	0	**1**
JPA-14	0	0	0	0	0	0	0	0	0
The Corner-15	**1**	0	0	0	0	0	0	0	**1**
Venable-16	**1**	0	0	0	0	0	0	**1**	0
Kellytown-17	**1**	0	0	0	0	0	**1**	0	0
North East-18	0	0	0	0	0	0	0	0	0
Locust Grove-19	**1**	0	0	0	0	0	0	0	**1**
Woolen Mills-20	0	0	0	0	0	0	0	0	0
Prospect-21	**1**	0	0	0	0	0	0	0	**1**
Johnson Village-22	0	0	0	0	0	0	0	0	0
Fry's Spring-23	**3**	0	0	0	**3**	0	0	0	0
Lewis Mountain-24	0	0	0	0	0	0	0	0	0
BRSC Area-25	0	0	0	0	0	0	0	0	0
BRSC-26	0	0	0	0	0	0	0	0	0
Blue Ridge-27	**1**	0	0	0	0	0	**1**	0	0
CHS-28	0	0	0	0	0	0	0	0	0
Greenbrier-29	0	0	0	0	0	0	0	0	0
29 North-30	**2**	0	0	0	0	0	0	0	**2**
The Meadows-31	0	0	0	0	0	0	0	0	0
5th Street-32	0	0	0	0	0	0	0	0	0
Longwood-33	0	0	0	0	0	0	0	0	0

Total Individuals contacted **(47)** non-officer initiated by Neighborhood

Detentions by Neighborhood	**Total – 47**	AF- 0	**AM – 1**	HF - 0	**HM – 5**	**BF – 4**	**BM – 13**	**WF – 7**	**WM – 17**
Mall-1	0	0	0	0	0	0	0	0	0
Downtown-2	**5**	0	0	0	0	0	**1**	**1**	**3**
Star Hill-3	**4**	0	0	0	0	**1**	**3**	0	0
Westhaven-4	0	0	0	0	0	0	0	0	0
10th & Page-5	0	0	0	0	0	0	0	0	0
Rosehill Dr-6	**4**	0	0	0	**1**	0	0	**1**	**2**
North Downtown-7	0	0	0	0	0	0	0	0	0
MJH-8	0	0	0	0	0	0	0	0	0
Little High-9	**2**	0	0	0	**1**	0	**1**	0	0
Belmont-10	**7**	0	0	0	0	0	**1**	**1**	**5**
Garrett-11	**2**	0	0	0	0	0	**2**	0	0
Ridge St-12	**1**	0	0	0	0	0	0	**1**	0
Fifeville-13	**4**	0	0	0	0	0	**1**	0	**3**
JPA-14	0	0	0	0	0	0	0	0	0
The Corner-15	**2**	0	**1**	0	0	0	0	0	**1**
Venable-16	**2**	0	0	0	0	0	**2**	0	0
Kellytown-17	0	0	0	0	0	0	0	0	0
North East-18	0	0	0	0	0	0	0	0	0
Locust Grove-19	0	0	0	0	0	0	0	0	0
Woolen Mills-20	**1**	0	0	0	0	**1**	0	0	0
Prospect-21	**1**	0	0	0	0	**1**	0	0	0
Johnson Village-22	0	0	0	0	0	0	0	0	0
Fry's Spring-23	**3**	0	0	0	**3**	0	0	0	0
Lewis Mountain-24	0	0	0	0	0	0	0	0	0
BRSC Area-25	0	0	0	0	0	0	0	0	0
BRSC-26	**2**	0	0	0	0	0	0	**1**	**1**
Blue Ridge-27	**1**	0	0	0	0	0	0	**1**	0
CHS-28	0	0	0	0	0	0	0	0	0
Greenbrier-29	0	0	0	0	0	0	0	0	0
29 North-30	**4**	0	0	0	0	**1**	0	**1**	**2**
The Meadows-31	0	0	0	0	0	0	0	0	0
5th Street-32	**2**	0	0	0	0	0	**2**	0	0
Longwood-33	0	0	0	0	0	0	0	0	0