

# Encounters Leading to Detentions

April 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

## April 2021: Investigative Detentions

The Charlottesville Police Department's officers were engaged in **2812** incidents during the month of April. These incidents included officer initiated, citizen assists, and calls for service. **Thirty-four (34)** of these incidents resulted in temporary detentions. Of these **34** incidents, **27** were non-officer and **7** were officer initiated.

# Total Incidents 34

Nature of Contact	Total Incidents	% of Total Incidents
Non-Officer Initiated	27	79%
Officer Initiated	7	21%
Total Incidents	34	100%

Reason for Detention	Total Incidents	% of Total Incidents
Officer Witnessed	10	29%
Suspect on Scene	19	56%
Description Provided	5	15%
Reasonable Suspicion	0	0%
Unconstitutional	0	0%
Total Incidents	34	100%



# Total Detentions: Non-Officer (27) Initiated and Officer Initiated (7)

	Total Detentions	Detention Percentages
Non-Officer Initiated	27	79%
Officer Initiated	7	21%

Review of Standards	Incidents
Arrests	16
Probable Cause: No Arrest	10
Reasonable Suspicion: No Arrest	8
Unconstitutional Encounters	0
Total <b>Detentions</b>	<b>34</b>



# Detention Summaries

Non-officer Initiated	<u>(27)</u>	Officer Initiated	<u>(7)</u>
Assault	1	Traffic Violation	1
Assault/ Threats	1	Traffic violation & PWID Narcotics	1
Breaking into cars	1	Trespass	3
Burglary	1	Warrant pending confirmation	2
Burglary & Violation of protective order	1		
Intoxicated in Public	4		
DIP & outstanding warrant	1		
Disorder	2		
Domestic	2		
Domestic Assault	1		
Domestic Assault & violation of protective order	1		
DUI related accident	1		
DUI of drugs	1		
ECO – Mental Health	2		
Felonious Assault	1		
Larceny (misdemeanor)	1		
Possession of narcotics w handgun by convicted felon	1		
Runaway	1		
Shots fired	1		
Trespass	1		
Warrant pending confirmation	1		



All Detentions: **Non-Officer (27)** Initiated and **Officer Initiated (7)** resulted in **36 Individuals** Contacted

Review of Standards	AF	AM	HF	HM	BF	BM	WF	WM	Total
<b>Arrests</b>	0	0	0	0	0	5	4	7	16
<b>Probable Cause: No Arrest</b>	0	0	0	2	1	3	2	3	11
<b>Reasonable Suspicion: No Arrest</b>	0	0	0	1	0	6	1	1	9
<b>Unconstitutional</b>	0	0	0	0	0	0	0	0	0
<b>Total Individuals</b>	0	0	0	3	1	14	7	11	<b>36</b>



# Officer-Initiated Contacts: 7

## Individuals Contacted: 8

Reason (Crime) Detained	AF	AM	HF	HM	BF	BM	WF	W M	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	0	0	0	0	0	0	0	0%
Minor Crime - Property	0	0	0	1	1	2	0	0	4	3	43%
Narcotics	0	0	0	0	0	0	1	0	1	1	14%
Other	0	0	0	0	0	0	0	0	0	0	0%
Traffic	0	0	0	0	0	0	1	0	1	1	14%
Warrant	0	0	0	1	0	0	0	1	2	2	29%
Total Individuals	0	0	0	2	1	2	2	1	8	7	--
% of Total Individuals	0	0	0	25	12.5	25	25	12.5	100%	--	--



# Officer-Initiated Detentions 7

## Outcomes for 8 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	0	1	1	2	2	28.5%
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	0	0	0	0%
Warning	0	0	0	0	0	1	1	0	2	2	28.5%
No Action Taken	0	0	0	2	1	1	0	0	4	3	43%
Total Individuals	0	0	0	2	1	2	2	1	8	--	100%
% of Total Individuals	0%	0%	0%	25%	12.5	25%	25%	12.5	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: **2 incidents** involving **2 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	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	1	0	1	1	50%
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	1	1	1	50%
Total Individuals Arrested	0	0	0	0	0	0	1	1	<b>2</b>	<b>2</b>	--
% of Total Individuals	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>50%</b>	<b>50%</b>	<b>100%</b>	--	

# Officer-Initiated Detentions

Probable Cause to Arrest, but no Arrest.

3 incident involving 4 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	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	1	1	1	0	0	3	2	67%
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	1	0	1	1	33%
Warrant	0	0	0	0	0	0	0	0	0	0	0%
Total Individuals	0	0	0	1	1	1	1	0	4	3	
% of Total Individuals	0	0	0	25%	25%	25%	25%	0	100%	--	



# Officer-Initiated Detentions

Reasonable Suspicion: **2 incidents** involving **2 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	0	0	0	0	0	0	0	0%
Minor Crime - Property	0	0	0	0	0	1	0	0	1	1	50%
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	1	0	0	0	0	1	1	50%
Total Individuals	0	0	0	1	0	1	0	0	2	2	--
% of Total Individuals	0	0	0	50%	0	50%	0	0	100%	--	--



# 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
<b>Total Individuals</b>	0	0	0	0	0	0	0	0	<b>0</b>	<b>0</b>	<b>0%</b>
<b>% of Total Individuals</b>	<b>0%</b>	--	--								



## Officer-Initiated Contacts:

2 **Individuals** searches and 1 **Vehicle** searches:

Nature of Contact	AF	AM	HF	HM	BF	BM	WF	WM	Vehicle	Total
<b>Pat-Down</b>	0	0	0	0	0	0	0	0	0	0
<b>Search</b>	0	0	0	0	0	0	1	1	<b>1</b>	3

W/F & vehicle same incident

Evidence Recovered	AF	AM	HF	HM	BF	BM	WF	WM	Vehicle	Total
<b>Firearm</b>	0	0	0	0	0	0	0	0	0	0
<b>Narcotics</b>	0	0	0	0	0	0	1	0	1	2
<b>Firearm &amp; Narcotics</b>	0	0	0	0	0	0	0	0	0	0
<b>Stolen Property</b>	0	0	0	0	0	0	0	0	0	0
<b>Suspected Firearm</b>	0	0	0	0	0	0	0	0	0	0
<b>Total</b>	0	0	0	0	0	0	1	0	1	2
<b>Total Individuals %</b>	0	0	0	0	0	0	100%	0	--	--



# Composition of the Charlottesville Police Department

- The Charlottesville Police Department currently has 106 sworn employees.

		<u>RECRUIT</u>	<u>OFF</u>	<u>DET</u>	<u>CORP</u>	<u>SGT</u>	<u>LT</u>	<u>CAPT</u>	<u>MAJOR</u>	<u>CHIEF</u>
WM	81	2	39	7	11	14	5	2	1	
BM	11	1	5		1	1	2	1		
AM	2		2							
HM	2	1	1							
	96									
WF	8	1	4	2	1					
BF	1									1
AF	1		1							
HF	0									
	10									



# Officer-Initiated Demographics: 7 officers involved in 7 encounters

Investigative Detention by Officer Race/Sex	AF	AM	HF	HM	BF	BM	WF	WM	Total
Officer Making Detention	0	0	0	0	0	0	3	4	7
Officers with 2+ Detentions	AF	AM	HF	HM	BF	BM	WF	WM	
	0	0	0	0	0	0	1	0	
2+ Detentions by Shift									
Daylight				1					
Evening				0					
Midnight				0					

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



# Total Individuals contacted (8) officer initiated by Neighborhood

Detentions by Neighborhood	Incidents								
	Total - 7	AF - 0	AM - 0	HF - 0	HM-2	BF- 1	BM - 2	WF - 2	WM - 1
Mall-1	0	0	0	0	0	0	0	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	0	0	0	0	0	0	0	0	0
Rosehill Dr-6	0	0	0	0	0	0	0	0	0
North Downtown-7	1	0	0	0	0	0	1	0	0
MJH-8	0	0	0	0	0	0	0	0	0
Little High-9	1	0	0	0	0	0	0	1	0
Belmont-10	0	0	0	0	0	0	0	0	0
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	1	0	0	0	0
JPA-14	0	0	0	0	0	0	0	0	0
The Corner-15	0	0	0	0	0	0	0	0	0
Venable-16	0	0	0	0	0	0	0	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	0	0	0	0	0	0	0	0	0
Prospect-21	0	0	0	0	0	0	0	0	0
Johnson Village-22	1	0	0	0	0	0	0	0	1
Fry's Spring-23	1	0	0	0	0	0	0	1	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	0	0	0	0	0	0	0	0	0
CHS-28	1	0	0	0	1	1	0	0	0
Greenbrier-29	0	0	0	0	0	0	0	0	0
29 North-30	0	0	0	0	0	0	0	0	0
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 **(28)** non-officer initiated by Neighborhood

Detentions by Neighborhood	Incidents								
	Total – 27	AF- 0	AM – 0	HF - 0	HM – 1	BF – 0	BM – 12	WF – 5	WM – 10
Mall-1	0	0	0	0	0	0	0	0	0
Downtown-2	4	0	0	0	0	0	1	1	2
Star Hill-3	2	0	0	0	0	0	1	0	1
Westhaven-4	0	0	0	0	0	0	0	0	0
10th & Page-5	1	0	0	0	0	0	1	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	1	0	0	0	0	0	1	0	0
Garrett-11	1	0	0	0	0	0	1	0	0
Ridge St-12	1	0	0	0	0	0	0	1	0
Fifeville-13	0	0	0	0	0	0	0	0	0
JPA-14	1	0	0	0	0	0	0	1	0
The Corner-15	1	0	0	0	0	0	0	0	1
Venable-16	2	0	0	0	0	0	1	0	1
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	2	0	0	0	0	0	1	0	1
Woolen Mills-20	1	0	0	0	0	0	1	0	0
Prospect-21	3	0	0	0	1	0	0	0	2
Johnson Village-22	1	0	0	0	0	0	2	0	0
Fry's Spring-23	0	0	0	0	0	0	0	0	0
Lewis Mountain-24	0	0	0	0	0	0	0	0	0
BRSC Area-25	1	0	0	0	0	0	0	0	1
BRSC-26	0	0	0	0	0	0	0	0	0
Blue Ridge-27	0	0	0	0	0	0	0	0	0
CHS-28	1	0	0	0	0	0	1	0	0
Greenbrier-29	1	0	0	0	0	0	0	1	0
29 North-30	2	0	0	0	0	0	1	0	1
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	1	0	0	0	0	0	0	1	0

