

City of Richmond, California
 Community Police Review Commission
PUBLIC CASE SUMMARY

Case #	Date Received	Date Completed
2021-1 (Ocampo)	532/2021	7/7/2021

CATEGORY OF CONDUCT: (check one)

Unnecessary Force	Racial Bias
<u>X</u>	<u>X</u>

FINDING OF FACT: (brief summary of complaint and investigation)

On March 2, 2021, complainant Darrel Symon Ocampo filed a complaint against an officer alleging that, during a traffic stop on February 12, 2021, the officer used unnecessary and excessive force against Ocampo and treated him in a racially abusive manner. The officer was conducting a traffic enforcement stop due to Ocampo's lack of license plates on his car. Ocampo pulled over and parked his car and got out to go to a marijuana store, just as Temple arrived, put on his overhead lights, and parked his squad car behind him. Temple immediately began speaking to Ocampo as he approached him.

The officer immediately told Ocampo to get back in his car but did not explain why or what his purpose was in stopping Ocampo. Ocampo responded that he was going into the store. The officer ordered Ocampo to get back in his car and began pushing Ocampo with increasing force. The officer continued to escalate while Ocampo requested that he stop touching him and asking why he was doing this. Eventually, Ocampo took a swing at the officer, and they then started wrestling for control of each other. It appeared from the video that Ocampo was trying to keep the officer from hurting him and his actions were generally defensive.

Because RPD policy and state law requires officers to attempt to de-escalate a situation where reasonable before resorting to force, and the officer instead chose to escalate, the Commission finds that the allegation of unnecessary and excessive force is ***sustained***.

There was no clear and convincing evidence to conclude that the officer racially abused Ocampo. Still, there also was not a preponderance of the evidence supporting an exoneration of the officer on this allegation. Therefore, the Commission finds that the allegation of abusive treatment is ***not sustained***.

RECOMMENDED FINDINGS: (check one)

Unnecessary Force

<u>SUSTAINED</u>	<u>NOT-SUSTAINED</u>	<u>UNFOUNDED</u>	<u>EXONERATED</u>
<u>X</u>			

Racial Bias

<u>SUSTAINED</u>	<u>NOT-SUSTAINED</u>	<u>UNFOUNDED</u>	<u>EXONERATED</u>
	<u>X</u>		