

ATTACHMENT A

DEFINITIONS OF CASE CLASSIFICATIONS, ALLEGATIONS, AND FINDINGS

CLASSIFICATION	DEFINITION
Conduct Complaint	Complaint, initiated by a member of the public, containing misconduct allegations.
Policy Complaint	A complaint regarding a current Department/City policy that was properly implemented by a Department member, but which the complainant believes is inappropriate or not valid.
Non-Misconduct Concern	During the pre-classification status, a person alleges or raises an issue that does not rise to the level of violation of Department/City policy, procedure, rules, regulations or the law.
Pre Classification	A temporary status placed on cases prior to Internal Affairs establishing a final classification.

ALLEGATION	DEFINITION
Procedure	An allegation that an action taken by a Department member did not follow appropriate Department and/or City policies, procedures or guidelines.
Search Or Seizure	An allegation that a search or seizure was conducted by a Department member in violation of the 4th Amendment.
Arrest Or Detention	An allegation that an arrest lacked probable cause or a detention lacked reasonable suspicion.
Bias-Based Policing	An allegation that a Department member engaged in conduct based on a person's race, religion (religious creed), age, marital status, national origin, ancestry, sex, sexual orientation, actual or perceived gender identify, medical condition, or disability.
Courtesy (Revised 12-12-08) SEE NEW DRAFT	Department members will not inappropriately use profane or derogatory language or use obscene gestures during a contact with a member of the public (refer to Duty Manual Section A 1100, General Elements-Vision and Duty Manual Section C 1404, Conduct Unbecoming an Officer).
Conduct Unbecoming an Officer	An allegation that a member's conduct, either on or off duty, was conduct that a reasonable person would find unbecoming a police officer or could reflect adversely on the Department.
Force	An allegation that the amount of force used by a Department member was not objectively reasonable as defined by the SJPD Duty Manual, Section L2602.
Neglect of Duty	An allegation that a Department member neglected his/her duties and failed to take action as required by Department and/or City policies or procedures and/or state or federal law.

FINDING	DEFINITION
Unfounded	<ul style="list-style-type: none"> ▪ The investigation conclusively proved that the act or acts complained of did not occur. ▪ The member named in the allegation was not involved in the act or acts, which may have-occurred.
Exonerated	The act or acts, which provided the basis for the allegation or complaint occurred, however, the investigation revealed they were justified, lawful, and proper.
Not Sustained	The investigation failed to disclose sufficient evidence to clearly prove or disprove the allegation made in the complaint.
Sustained	<ul style="list-style-type: none"> ▪ The investigation disclosed sufficient evidence to clearly prove the allegation made in the complaint. ▪ The Finding of Sustained may result in disciplinary action ranging from Counseling/Training up to Termination.
No Finding	<ul style="list-style-type: none"> ▪ The complainant failed to disclose promised information needed to further the investigation. ▪ The complainant is no longer available for clarification of material issues. ▪ The subject member is no longer employed by the Department before the completion of the investigation. ▪ The Finding of No Finding will be used for Policy Complaints.
Complaint Withdrawn	The complainant affirmatively indicates the desire to withdraw his/her complaint.
Other	A circumstance not covered by the other listed closings outcomes. For example, duplicative cases and complaints received after 12 months from the date of occurrence and are not investigated.