

REPORT OF THE INDEPENDENT MONITOR FOR THE LOS ANGELES POLICE DEPARTMENT

"Report Card" Summarizing the Monitor's Evaluation of Compliance  
With the Consent Decree as of the Quarter Ending September 30, 2004

✓ = Compliant  
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ASSESSMENT OF COMPLIANCE [1] (for last 5 Quarters)					EVALUATION TIMING		
Jul- Sep 2004	Apr- Jun 2004	Jan- Mar 2004	Oct- Dec 2003	Jul- Sep 2003	Status as of Last Eval'n	Last Eval'n Quarter Ending	Next Expected Eval'n Q/E

Comments re: Last Evaluation

II. MANAGEMENT AND SUPERVISORY MEASURES TO PROMOTE CIVIL RIGHTS INTEGRITY

A. TEAMS II [Computer Information System]

40	Access by Police Commission, Inspector General & Chief of Police				NR			Pending further development of TEAMS II
41	Information to be Contained in TEAMS II (Design Assessment)				NR			Pending further development of TEAMS II
42	Input of Historical Data into TEAMS II				NR			Pending further development of TEAMS II
43	Data Analysis Capabilities				NR			Pending further development of TEAMS II
44	Linking and Cross-Referencing of Data				NR			Pending further development of TEAMS II
45	Approved Design Document				✓	Dec-02	-	
46	Protocol for Using TEAMS II (Incl. for Supervision & Audit Purposes)				NR			Pending further development of TEAMS II
47	Protocol Requirements				NR			Pending further development of TEAMS II
48	Training (re: Use of TEAMS II and Protocol Implementation)				NR			Pending further development of TEAMS II
49	Data Capture & Retention				NR			Pending further development of TEAMS II
50	a) TEAMS II Design Approved 30 Days after Submission to DOJ				✓	Dec-02	-	
	b) Approval of Use Protocols 15 Months after Approval of Design				NR			Pending further development of TEAMS II
	c) Beta of TEAMS II Available 12 Months after Approval of Design				NR			Pending further development of TEAMS II
	d) Computer Program and Hardware Operational for Beta of TEAMS II				NR			Pending further development of TEAMS II
	e) TEAMS II Fully Implemented 21 Months after Approval of Design				NR			Pending further development of TEAMS II
51	Use of TEAMS I Data for Decision Making							
	a) Selection of Officers for Assignment to CIID or as PSB Investigators			✓	✓	Dec-03	Dec-04	
	b) Selection of Officers as FTOs or for Gang Units		X	X	X	Jun-04	Dec-04	
	c) Officers Transferred into New Divisions or Areas			X	X	Jun-04	Dec-04	
	d) Document Consideration of Sustained Administrative Investigations, Adverse Judicial Findings or Discipline		X	✓	X	Jun-04	Dec-04	
52	TEAMS II Modifications Process				NR			Pending further development of TEAMS II
<b>B. Management and Coordination of Risk Assessment Responsibilities</b>								
53	Human Resources Bureau Responsibilities re: Risk Assessments				✓	Sep-01	-	
<b>C. Performance Evaluation System</b>								
54	Annual Performance Evaluation System Developed & Implemented				NR			

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EVALUATION TIMING

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III. INCIDENTS, PROCEDURES, DOCUMENTATION, INVESTIGATION, AND REVIEW

A. Use of Force

55	OHB Conduct all Categorical Use of Force Admin. Investigations	✓	✓		X	✓	Sep-04	Sep-05	
56	OHB Attend / Investigate all Categorical Use of Force Incidents	✓		✓		✓	Sep-04	Sep-05	
57	LAPD Conduct Criminal Categorical Use of Force Investigations		✓		✓	✓	Mar-04	Dec-04	
58	LAPD Notify DA of Shooting Incident or Death in Police Custody	✓		✓		✓	Sep-04	Sep-05	
59	LAPD Cooperate with DA at Scene of Incident	✓		✓		✓	Sep-04	Sep-05	
60	Individual Attorneys for Officers Involved in OIS Incidents					✓	Jun-02		Next evaluation date undetermined
61	Separate Statements of Officers Involved in OIS	✓	✓		X	✓	Sep-04	Sep-05	
62	a) Supervisory Oversight for Categorical UOF Incidents & Search Warrants	X			X	X	Sep-04	Mar-05	
	b) Supervisory Oversight for Search Warrants			X		X	Dec-03	Mar-05	
63	Confidential Psychological Evaluation for Officers in Deadly Categorical UOF Incident	X		X		X	Sep-04	Sep-05	
64	a) Officer History Considered for Non-Disciplinary Action in CUOF	✓	✓		✓	✓	Sep-04	Sep-05	
	b) Officer History Considered for Disciplinary Action in CUOF	✓	✓		✓	✓	Sep-04	Dec-05	
65	Requirement to Report Non-Categorical Uses of Force			✓		✓	Dec-03	Mar-05	
66	UOF Report Revised					✓	Jun-02	Mar-05	
67	Commission Review Categorical UOF		✓		✓	✓	Mar-04	Sep-05	
68	Non-Categorical Use of Force Investigations			✓		✓	Dec-03	Mar-05	
69	a) Review of Categorical UOF by Review Board	✓	✓		✓	✓	Sep-04	Sep-05	
	b) Non-Categorical UOF Review			✓		✓	Dec-03	Mar-05	

B. Search and Arrest Procedures

70	a) Review & Approval of Booking Recommendations/Arrests by WC for Completeness and Authenticity					X	Dec-02	Dec-04	
	b) Evaluation of Penal Code 148 et al. Incidents					DW	Mar-03	Dec-04	
	c) Supervisor's Performance Evaluations Consider Quality of Supervisory Review					NR			Meet and confer
71	Supervisory Review of Search Warrants and Ramey Warrants								
	a) Review for Completeness and Authenticity		X		X	X	Mar-04	Dec-04	
	b) Appropriate, Legal and in Conformance with Policy		✓		✓	✓	Mar-04	Dec-04	
	c) Supervisory Review		X		X	X	Mar-04	Dec-04	
72	Search Warrant Log		X		X	X	Mar-04	Dec-04	
73	WC Inspection & Interview of Detainees & Arrestees					X	Sep-02	Dec-04	

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<b>C. Initiation of Complaints</b>									
74		✗		✗		✗	Sep-04	Sep-05	
75	✓			✓		✓	Sep-04	Sep-05	
76		✓				✓	Jun-04	Jun-05	
77		✓				✓	Jun-04	Jun-05	
78				✓		✓	Dec-03	Dec-04	
<b>D. Conduct of Investigations</b>									
79	✓	✗			✗	✓	Sep-04	Mar-05	
80i	CUOF Investigations								
a)			✗		✗	✗	Mar-04	Dec-04	
b)			✗		✗	✗	Mar-04	Dec-04	
c)			✗		✗	✗	Mar-04	Dec-04	
d)								Dec-04	
e)			✗		✓	✗	Mar-04	Dec-04	
f)			✗		✗	✗	Mar-04	Dec-04	
g)			✗		✗	✗	Mar-04	Dec-04	
80ii	IAG/PSB Investigations of Complaints								
a)		✗			✗	✗	Jun-04	Mar-05	
b)		✓			✓	✓	Jun-04	Mar-05	
c)		✓			✓	✓	Jun-04	Mar-05	
d)		✓			✓	✓	Jun-04	Mar-05	
e)		✓			✓	✓	Jun-04	Mar-05	
f)		✗			✓	✗	Jun-04	Mar-05	
g)		✓			✓	✓	Jun-04	Mar-05	
81i	Non-Categorical Uses of Force Investigations								
a)				✓		✓			Mar-05
b)									Mar-05
c)									Mar-05
81ii	Chain of Command Investigations of Complaints								
a)		✓			✗	✗	Sep-03		
b)		✗				✗	Jun-04	Mar-05	
c)		✓				✓	Jun-04	Mar-05	

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82 Collateral Misconduct Investigations		✓		✓	✓	✓	Jun-04	Dec-04	
83 TEAMS II Access						NR			Pending further development of TEAMS II
<b>E. Adjudicating Investigations</b>									
84 Standards for Credibility Determinations		X			X	X	Jun-04	Mar-05	
85 Adjudication of Complaint Form 1.28 Investigations		✓			✓	✓	Jun-04	Mar-05	
86 Withdrawal/Anonymous Complaint Investigations		✓			✓	✓	Jun-04	Mar-05	
87 Timely Complaint Investigations		✓			X	✓	Jun-04	Mar-05	
<b>F. Discipline &amp; Non-Disciplinary Action</b>									
88 Chief's Discipline Report to Commission and IG	✓		DW	X	DW	✓	Sep-04	Mar-05	
89 a) IG Review Discipline Report	✓		X	X	DW	✓	Sep-04	Mar-05	
b) Commission Review/Assess Discipline Report	✓		X	X	X	✓	Sep-04	Mar-05	
c) PC Assessment Considered Part of COP Annual Review	DW			✓	DW	DW	Sep-04	Mar-05	
90 Manager Review Complaint Form 1.28 Investigations		✓			✓	✓	Jun-04	Mar-05	
91 Complaint Resolution Notification		X			X	X	Jun-04	Mar-05	
92 Anti-Retaliation Policy	X		X			X	Sep-04	Mar-05	
<b>G. Professional Standards Bureau (Internal Affairs Group)</b>									
93 Complaint Investigations		✓			✓	✓	Jun-04	Mar-05	
94 Reallocate Investigations from Chain-of-Command Supervisors		✓			✓	✓	Jun-04	Mar-05	
95 Filling Investigator Positions				X		X	Dec-03	Mar-05	
96 Chief Misconduct Complaints		✓				✓	Jun-04	Dec-04	
97 Scheduled Integrity/Sting Audits	✓			X		✓	Sep-04	Sep-05	
98 Hiring of IAG Investigators/Supervisors				✓		✓	Dec-03	Dec-04	
99 IAG Terms of Duty		✓				✓	Jun-04	Jun-05	
100 IAG Evaluations		✓				✓	Jun-04	Jun-05	
101 Referral of Criminal Conduct				✓		✓	Dec-03	Dec-04	

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H. Non-Discrimination Policy and Motor Vehicle and Pedestrian Stops

102	Non-Discriminatory Policy and Assessment of Discrimination in Motor Vehicle & Pedestrian Stops	DW	DW	DW	DW	DW	DW	Sep-04	Dec-04	Determination withheld re: secondary and functional compliance
103	Use of Discrimination in Stops/Detention	DW	DW	DW	DW	DW	DW	Sep-04	Dec-04	Determination withheld re: secondary and functional compliance
104	Motor Vehicle Stop Reports		✓	DW	DW	DW	✓	Jun-04	Sep-05	
105	Pedestrian Stop Reports		✓	DW	DW	DW	✓	Jun-04	Sep-05	

IV. MANAGEMENT OF GANG UNITS

106	a) Gang Coordination		X			X	X	Jun-04	Dec-04	
	b) Eligibility Criteria for Selection of Gang Non-Supervisory Officers	✓	✓		✓		✓	Sep-04	Jun-05	
	c) Eligibility Criteria for Selection of Gang Supervisors	✓	✓		✓		✓	Sep-04	Jun-05	
	d) Tour of Duty Limitations for Gang Supervisors and Officers	X	X		X		X	Sep-04	Jun-05	
	e) i) Detention, Transportation, Arrest, Booking and Charging of Gang Arrestees		✓			✓	✓	Jun-04	Dec-04	
	ii) Class A or C Uniforms for Gang Officers		✓			✓	✓	Jun-04	Dec-04	
	iii) Marked Police Vehicles for Gang Officers		✓			✓	✓	Jun-04	Dec-04	
	iv) Gang Officers Check Out and Return Field Equipment from Area Kit Room		✓			X	✓	Jun-04	Dec-04	
	v) Gang Officers Attendance for Patrol Roll Calls		✓			✓	✓	Jun-04	Dec-04	
	vi) Gang Unit Activities Out of Area Station		✓			✓	✓	Jun-04	Dec-04	
	vii) Gang Arrestees/Witness Interviewed at Night at Primary Area Station		✓			✓	✓	Jun-04	Dec-04	
	f) Role of Gang Unit Supervisor		✓			X	✓	Jun-04	Dec-04	
	g) Role of Gang Area Managers		✓			X	✓	Jun-04	Dec-04	
	h) Role of Bureau Gang Coordinator		X			X	X	Jun-04	Dec-04	
107	a) Eligibility Criteria for Work in Gang Units	X	X		✓		X	Sep-04	Sep-05	
	b) Selection Process for Gang Unit Personnel	X	X		X		X	Sep-04	Sep-05	
	c) Supervisory Review of Incidents & Impact on Eligibility to Remain in Gang Unit	✓	✓		DW		✓	Sep-04	Sep-05	

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V. CONFIDENTIAL INFORMANTS

108	Procedures for the Handling of Informants	X		✓		X	Sep-04	Sep-05	
109	Confidential Informants Database	X		X		X	Sep-04	Sep-05	
110	Confidential Informant Manual			✓		✓	Mar-04	-	

VI. DEVELOPMENT OF PROGRAM FOR RESPONDING TO PERSONS WITH MENTAL ILLNESS

111	Evaluation of Other Successful Programs					✓	Jun-02	-	
112 a)	Report to Police Commission on Police Contact with Mentally Ill	✓		X		X	✓	Sep-04	Mar-05
b)	Report to City Council and Mayor on Police Contact with Mentally Ill					✓	Dec-02	-	
113	Audit of Police Contact with Mentally Ill	X	X	X		X	Sep-04	-	Testing did not constitute an audit

VII. TRAINING

A. Field Training Officers Program

114	Eligibility Criteria for FTO	X		DW		X	Sep-04	Sep-05	
115	FTO De-selection	DW				X	DW	Sep-04	Dec-04
116	FTO Training Plan	DW		✓		X	DW	Sep-04	Dec-04

B. Training Content

117	Police Integrity Training Requirements			✓		X	✓	Mar-04	Mar-05
118	Public Members on Board of Rights		X	DW		DW	X	Jun-04	Dec-04
119	Tuition Reimbursement						✓	Mar-03	-
120	Communication of Training Suggestions	✓		✓		✓	✓	Sep-04	Sep-05

C. Supervisory Training

121	Supervisory Training Requirements	X		✓		DW	X	Sep-04	Sep-05
122	Regular and Periodic Supervisory Training	✓				✓	✓	Sep-04	Sep-05
123	Supervisory Investigations Training		✓			X	✓	Jun-04	Jun-05

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VIII. INTEGRITY AUDITS

A. Audit Plan

124 Audit Plan & Responsibilities	✗				✗	✗	Sep-04	Sep-05	Ongoing lack of adequate audit resources & inadequate support to others performing audits
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B. Audits by the LAPD

125 a) Warrant Applications & Affidavits Audit					-		Last evaluated Dec-01; superceded by 128(1) audit - see below for status		
b) Arrest, Booking & Charging Reports Audit					-		Last evaluated Dec-01; superceded by 128(2) audit - see below for status		
c) Confidential Informant Control Packages Audit					-		Last evaluated Dec-01; superceded by 128(5) audit - see below for status		
d) Gang Unit Work Product Audit					-		Last evaluated Dec-01; superceded by 131(a) audit - see below for status		
126 Use of Force Reports Audit					-		Last evaluated Mar-02; superceded by 128(3) audit - see below for status		
127 Sting Audits Reporting Protocol	✓			✓		✓	Sep-04	Sep-05	
128 1) Warrant Applications & Affidavits Audit		✓	NYE	✗	✗	✓	Jun-04	Jun-05	
2) Arrest, Booking & Charging Reports Audit		✓	NYE			✓	Jun-04	Jun-05	
3) Use of Force Reports Audit		✓	DW	✗	NYE	✓	Jun-04	Jun-05	
4) Motor Vehicle & Pedestrian Stops Audit	NYE			✓	NYE	NYE	Sep-04	Dec-04	
5) Confidential Informant Control Packages Audit	✓				✓	✓	Sep-04	Sep-05	
129 i) Categorical Use of Force Systems Audit	✓			✗	NYE	✓	Sep-04	Jun-05	
i) Categorical Use of Force Investigations Audit	NYE			✗	NYE	NYE	Sep-04	Dec-04	
ii) Non-Categorical Use of Force Investigations Audit		✓	DW	✗	NYE	✓	Jun-04	Jun-05	
iii) Complaint Form 1.28 Investigations		✓				✓	Jun-04	Jun-05	
130 Annual Report on Complaints & Disposition			✓			✓	Mar-04	Dec-04	
131 a) Gang Unit Work Product Audit	DW	✗	✗	✗	NYE	DW	Sep-04	Dec-04	Insufficient sample size for conclusion
b) Gang Unit Selection Criteria Compliance Audit	DW				✗	DW	Sep-04	Jun-05	Insufficient sample size for conclusion
c-1) Gang Unit Warrant Applications & Affidavits Audit	NYE	NYE	✗	✗	✗	NYE	Sep-04	Dec-04	
c-2) Gang Unit Arrest, Booking & Charging Reports Audits	DW	✗			✗	DW	Sep-04	Dec-04	Insufficient sample size for conclusion
c-3) Gang Unit Use of Force Reports Audit	NYE	NYE	✗	✗	NYE	NYE	Sep-04	Dec-04	
c-4) Gang Unit Motor Vehicle & Pedestrian Stops Audit	NYE	NYE	✗	✗	NYE	NYE	Sep-04	Dec-04	
c-5) Gang Unit Informant Control Packages Audit	✓	NYE			✗	✓	Sep-04	Sep-05	
d) Gang Unit Use of Confidential Informants Audit	✓				✗	✓	Sep-04	Sep-05	
e) Audit of Bureau Gang Coordinator Inspections				✗		✗	Dec-03	Dec-04	Summarized rather than audited BGC findings

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132 Financial Disclosure Requirements & Audits						NR			Meet and confer
133 Police Training Audit		DW	DW			DW	Jun-04	Dec-04	
134 Skeletal Fractures During UOF Audit						X	Mar-03	-	Deficient quality
<b>C. Inspector General Reviews &amp; Audits</b>									
135 a) Timeliness of Transmittal of LAPD Audits to OIG	X	X	✓	X	X	X	Sep-04	Dec-04	
b) Evaluation of IG's Reviews of LAPD's Audits	X	X	X	X	X	X	Sep-04	Dec-04	Deficient quality and untimely reviews
136 IG Review of Categorical UOF Investigations			X			X	Mar-04	Dec-04	Reporting requirements not met
i) IG Audit of Non-Categorical Uses of Force		X	NYE	X		X	Jun-04	Jun-05	
ii) IG Audit of Complaint Form 1.28 Investigations	X		X	NYE	X	X	Sep-04	Sep-05	Deficient quality
137 IG Audit of LAPD's Use of TEAMS II Protocol (as per CD47)						NR			Pending further development of TEAMS II
138 IG to Use TEAMS II to Conduct Audits and Review LAPD Audits for At Risk Behavior, Practices or Procedures						NR			Pending further development of TEAMS II
139 Recording, Tracking & Investigation of Retaliation Complaints		✓				✓	Jun-04	Jun-05	
140 Audits Initiated by the Police Commission and the IG						NR		Dec-04	No audits initiated and received
<b>IX. OPERATIONS OF THE POLICE COMMISSION &amp; INSPECTOR GENERAL</b>									
<b>A. Police Commission</b>									
141 Obligations of Commission/IG/Chief									No task
142 a) Commission/IG Review of All Categorical UOF		✓				✓	Jun-04	Jun-05	
b) Annual CUOF Report Detailing Commission's Findings		X				X	Jun-04	Jun-05	
143 a) Police Commission Review of Audits	X				X	X	Sep-04	Sep-05	Gang audits not adequately tracked
b) Consider Audit Results in Evaluation of COP				✓	DW	✓	Dec-03	Dec-04	Related to paragraph 144
c) Review and Approval of All New LAPD Policies & Procedures	DW				✓	DW	Sep-04	Dec-04	
144 Review of Chief	DW			✓	DW	DW	Sep-04	Dec-04	
145 Chief Misconduct Complaints	X	DW				X	Sep-04	Mar-05	
146 Approval of LAPD Budget				✓		✓	Dec-03	Dec-04	
<b>B. Inspector General</b>									
147 a) Notification and Observation of CUOF "Roll-outs"		✓				✓	Jun-04	Jun-05	
b) Notification to the PC of Non-Conformance		✓				✓	Jun-04	Jun-05	
148 UOF Review Board Meetings		✓		✓		✓	Jun-04	Jun-05	
149 Promptly Providing Documents & Information to IG		✓		✓		✓	Jun-04	Jun-05	
150 a) IG Acceptance of Complaints from LAPD Officers		✓			✓	✓	Jun-04	Jun-05	
b) Disclosure of Complainant's Identity		✓			✓	✓	Jun-04	Jun-05	



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151 Officer Obligations to Investigate									No task
152 a) Complaint Intake Information Provided to IG within One Week of IAG's Receipt	✓					✓	Sep-04	Sep-05	
b) Complaint Intake Information Consistent with LAPD Policies and Procedures	✓					✓	Sep-04	Sep-05	
153 Informing the Police Commission of Pending Investigations & Audits		✓		✓		✓	Jun-04	Jun-05	
<b>C. General</b>									
154 Recommendations Implemented to Improve Deficiencies	NYE				X	NYE	Sep-04	Dec-04	
<b>X. COMMUNITY OUTREACH AND PUBLIC INFORMATION</b>									
155 i) Public Meeting in First Year of CD						✓	Jun-02	-	
ii) Public Meetings Annually		✓				✓	Jun-04	Jun-05	
156 Website Reports				✓	✓	✓	Sep-04	Dec-04	
157 Meeting with Community Advisory Groups				X	✓	X	Dec-03		

**Notes:**

[1] As described in the Monitor's Report for the Quarter Ending September 30, 2002, the Monitor assesses primary, secondary, and functional compliance with the requirements of the Consent Decree. This Report Card provides an overall grade for compliance with each paragraph or subparagraph - if the Department is in non-compliance with any of these three definitions of compliance for a paragraph or subparagraph, the Department is in overall non-compliance with that paragraph or subparagraph.