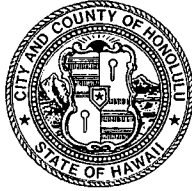


POLICE DEPARTMENT
CITY AND COUNTY OF HONOLULU
801 SOUTH BERETANIA STREET · HONOLULU, HAWAII 96813
TELEPHONE: (808) 529-3111 · INTERNET: www.honolulu-pd.org

DEPT. COMM. NO. 410

KIRK CALDWELL
MAYOR



SUSAN BALLARD
CHIEF

JOHN D. MCCARTHY
CLYDE K. HO
DEPUTY CHIEFS

OUR REFERENCE ATY-JK

January 31, 2020

The Honorable Ronald D. Kouchi
President
State Senate
State Capitol, Room 409
415 South Beretania Street
Honolulu, Hawaii 96813

Dear President Kouchi:

In accordance with Section 52D-3.5 of the Hawaii Revised Statutes, Reports to the Legislature, the Honolulu Police Department (HPD) is submitting its 2019 annual report to the Legislature.

The report includes a summary of the facts, the nature of the misconduct for each incident that resulted in the suspension or discharge of a police officer, and the disciplinary action imposed. Furthermore, the report also indicates the number of police officers suspended and discharged during 2019 under the following categories of our department's Standards of Conduct:

1. Malicious Use of Physical Force
2. Mistreatment of Prisoners
3. Use of Drugs and Narcotics
4. Cowardice

It should be noted that the enclosed summary covers each individual incident for which discipline was meted out by the HPD. Out of that total number, an officer may have been involved in more than one incident and disciplined more than once.

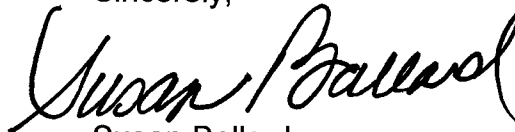
Additionally, the discipline meted out in a case is dependent upon the past disciplinary record of the officer. For example, discipline for an officer who has been disciplined recently for the same or similar violation would be more severe than for an officer who has a spotless disciplinary record.

The Honorable Ronald D. Kouchi
January 31, 2020
Page 2

For the reporting period, 13 officers were disciplined for 13 incidents.

Should there be any questions, Major Aaron Takasaki-Young of the Human Resources Division may be contacted at 723-3564.

Sincerely,

A handwritten signature in black ink, appearing to read "Susan Ballard". The signature is fluid and cursive, with the first name "Susan" being more prominent than the last name "Ballard".

Susan Ballard
Chief of Police

Enclosures

cc: Honolulu Police Commission

**Honolulu Police Department
Legislative Disciplinary Report
Reporting Year 2019**

DEPT. COMM. NO. 410

| Reference No. | Summary / Findings | PAT Notified | Disciplinary Action | Status | Ref. No. with Same Officer |
|---------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------|---------------------|--------|----------------------------|
| 16-006 | Swore at the complainant and her passengers in an aggressive and condescending manner. Was unprofessional and overbearing. Ordered the complainant's passengers to exit the vehicle and walk home. Criminal Conduct Initiated: Harassment *Pursuant to the grievance process, suspension reduced from 20 days to 15 days. | Yes | *15 days | F | |
| 16-026 | Sent the complainant an unwanted and harassing text message. Left a paper bag at the complainant's residence with a harassing message. Conducted personal business while on duty. Criminal Conduct Initiated: Harassment *Unable to meet the burden of proof beyond a reasonable doubt. | *No | 5 days | F | |
| 16-036 | Failed to remain impartial when he contacted another officer and told him not to attend court so that an Operating a Vehicle Under the Influence of an Intoxicant case would be dismissed. *Pursuant to the grievance process, suspension reduced from 10 days to 5 days. | No | *5 days | F | |
| 16-048 | Failed to immediately investigate a motor vehicle collision involving another officer. Failed to remain impartial when the officer had a strong odor of an alcoholic beverage on his breath and displayed signs of impairment. Instructed another officer to transport the impaired officer home without approval from a supervisor. *Pursuant to the grievance process, suspension reduced from 10 days to 8 days. | No | *8 days | F | |
| 17-002 | Posted an unprofessional and offensive caption on social media. | No | 1 day | A | |
| 17-005 | As a supervisor, retaliated against a subordinate officer by speaking to the subordinate officer in an unprofessional manner. *Pursuant to the grievance process, suspension reduced from 1 day to a written reprimand. | No | *Written Reprimand | F | |
| 17-006 | Tested positive during a mandatory drug urinalysis test. | No | Discharged | A | |
| 17-027 | Failed to notify dispatch or enter into his mobile data computer his attempt to conduct a traffic stop. Failed to initiate a Motor Vehicle Collision report or any other appropriate police report. | No | 1 day | P | |
| 17-032 | Operated a subsidized vehicle while under the influence of an intoxicant and got into a motor vehicle collision. Made untruthful statements to investigators at the scene of the motor vehicle collision and throughout the subsequent investigation. Criminal Conduct Initiated: Operating a Vehicle Under the Influence of an Intoxicant Inattention to Driving | Yes | Discharged | P | |
| 17-033 | As a supervisor, failed to lead and direct a thorough investigation at the scene of a motor vehicle collision involving an HPD officer. Failed to recognize the event as one that required supervisor presence and failed to immediately initiate the departmental notification procedure. *Pursuant to the grievance process, the arbitrator reduced the suspension from 10 days to 7 days. | No | *7 days | F | |

F = FINAL

P = GRIEVANCE PENDING

A = ARBITRATION

Honolulu Police Department Legislative Disciplinary Report Reporting Year 2019

| Reference No. | Summary / Findings | PAT Notified | Disciplinary Action | Status | Ref. No. with Same Officer |
|---------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------|---------------------|--------|-------------------------------|
| 17-034 | As a supervisor, failed to lead and direct a thorough investigation at the scene of a motor vehicle collision involving an HPD officer. Failed to remain impartial and did not conduct a thorough investigation. Failed to have evidence located, preserved, or recovered at the scene. Failed to provide the Traffic Division with accurate information about injuries to the officer involved in the motor vehicle collision at the scene. Failed to ensure that proper and thorough investigative reports were completed. *Pursuant to the grievance process, the arbitrator reduced the suspension from 20 days to 5 days. | No | *5 days | F | |
| 17-035 | Failed to remain impartial and did not conduct a thorough investigation of a motor vehicle collision involving an HPD officer. Provided contradictory statements and reports. Failed to have evidence located, preserved, or recovered at the scene. Failed to provide a supervisor with information about injuries to the officer involved in the motor vehicle collision at the scene. *Pursuant to the grievance process, the arbitrator reduced the suspension from 10 days to 5 days. | No | *5 days | F | |
| 17-036 | Failed to conduct a thorough investigation of a motor vehicle collision involving an HPD officer. Provided contradictory statements and reports. Failed to have evidence located, preserved, or recovered at the scene. Failed to provide a supervisor with information about injuries to the officer involved in the motor vehicle collision at the scene. *Pursuant to the grievance process, suspension reduced from 10 days to a written reprimand due to additional evidence that came to light which resulted in a reduction in severity of the disciplinary action. | No | *Written Reprimand | F | |
| 17-038 | Provided police reports of active investigations to an attorney without authorization and in violation of departmental policy. *Pursuant to the grievance process, suspension reduced from 5 days to 3 days. | No | *3 days | F | |
| 17-044 | Used profanity and unprofessional language when interacting with a supervisor. Made derogatory and unprofessional comments about several other supervisors. Called a suspect and made misleading statements about the Honolulu Police Department. | No | 3 days | P | |
| 17-045 | Following a traffic incident, requested and obtained an address using resources available for law enforcement purposes and shared the address with unauthorized persons in violation of departmental policy. | No | 5 days | F | |
| 18-003 | Intentionally damaged the property of another without permission. Failed to report a change of home address as required by policy. Criminal Conduct Initiated: Criminal Property Damage in the Third Degree | Yes | 10 days | P | |
| 18-004 | Conducted personal business by engaging in sexual activity while on duty and under the color of police authority. Criminal Conduct Initiated: Sexual Assault in the Second Degree Sexual Assault in the Fourth Degree | Yes | Discharged | A | |
| 18-006 | Operated a subsidized vehicle while under the influence of an intoxicant and rear-ended another vehicle. Criminal Conduct Initiated: Operating a Vehicle Under the Influence of an Intoxicant | Yes | Discharged | A | |

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**Honolulu Police Department
Legislative Disciplinary Report
Reporting Year 2019**

| Reference No. | Summary / Findings | PAT Notified | Disciplinary Action | Status | Ref. No. with Same Officer |
|---------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------|---------------------|--------|----------------------------|
| 18-010 | Acted in an unprofessional and discourteous manner during a traffic stop. *Pursuant to the grievance process, suspension reduced from 1 day to a written reprimand. | No | *Written Reprimand | F | |
| 18-015 | Operated a personal vehicle under the influence of an intoxicant while off duty. Was involved in a motor vehicle collision and fled the scene of the collision. Criminal Conduct Initiated: Operating a Vehicle Under the Influence of an Intoxicant *Pursuant to the grievance process, discharge reduced to 6-month suspension. | Yes | *6-month suspension | F | |
| 18-017 | While off duty, arrived at the scene of a traffic stop and drove the motorist away from scene prior to the motorist being arrested for Operating a Vehicle Under the Influence of an Intoxicant. *Pursuant to the grievance process, suspension reduced from 5 days to 3 days. | No | *3 days | F | |
| 18-019 | Used unreasonable force while effecting an arrest. Criminal Conduct Initiated: Assault in the Second Degree *Pursuant to the grievance process, suspension reduced from 1 day to a written reprimand. Information was provided that resulted in a reduction in severity of the disciplinary action. | Yes | *Written Reprimand | F | |
| 18-021 | Conducted himself in an unprofessional manner during a transaction at a financial institution. Criminal Conduct Initiated: Harassment *Pursuant to the grievance process, suspension reduced from 5 days to 3 days. | Yes | *3 days | F | |
| 19-001 | Failed to immediately notify a supervisor of an on-duty injury and failed to submit proper documentation. Took leave without pay without making proper notifications. | No | 1 day | F | |
| 19-002 | Made inappropriate comments of a sexual nature to a coworker. | No | 1 day | P | |
| 19-003 | Reported sick for multiple scheduled work shifts to attend an off-island athletic event. Was initially uncooperative during the administrative investigation. | No | 60 days | F | |
| 19-004 | Grabbed and pushed an individual against a door. Failed to provide badge number upon request. Failed to submit a report for the physical encounter with the individual. Criminal Conduct Initiated: Assault in the Third Degree | Yes | 1 day | F | |
| 19-005 | Failed to report and remain at work during scheduled shift. Participated in an athletic event during working hours. | No | 3 days | F | |
| 19-006 | Displayed material of a sexual nature to subordinate officers. | No | 3 days | F | |
| 19-007 | Failed to make proper notifications for not reporting to work on more than one occasion. | No | 1 day | F | |
| 19-008 | Was involved in multiple at-fault motor vehicle collisions. | No | 1 day | F | |

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**Honolulu Police Department
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Reporting Year 2019**

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|---------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------|---------------------|--------|-------------------------------|
| 19-009 | Restrained a disorderly family member who was attempting to leave a residence. Criminal Conduct Initiated: Abuse of Family or Household Members | Yes | 1 day | A | |
| 19-010 | Fled the scene of a motor vehicle collision and failed to report the incident in a timely manner. | No | 1 day | F | |
| 19-011 | Failed to properly submit evidence. *Pursuant to the grievance process, suspension reduced from 5 days to 3 days. | No | *3 days | F | |
| 19-012 | Staged the burglary of his residence and burnt his vehicle in an attempt to collect an insurance payment. Made a false police report and collected an insurance payment due to a fraudulent claim. Criminal Conduct Initiated: Insurance Fraud Theft False Reporting to Law-Enforcement Authorities *State Attorney General handled investigation | *No | Discharged | F | |
| 19-013 | Failed to take appropriate action and failed to report the incident when an individual was forced to lick a urinal. Criminal Conduct Initiated: Conspiracy Against Rights Deprivation of Rights Under Color of Law *FBI took over investigation | *No | Discharged | F | |

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**Honolulu Police Department
Legislative Disciplinary Report
Reporting Year 2019**

| Suspended | Discharged | Standard of Conduct |
|------------------|-------------------|---------------------------------|
| 0 | 0 | Malicious Use of Physical Force |
| 0 | 0 | Mistreatment of Prisoners |
| 0 | 0 | Use of Drugs and Narcotics |
| 0 | 0 | Cowardice |