



Police Review Commission

POLICE REVIEW COMMISSION REGULAR MEETING

ACTION MINUTES

**North Berkeley Senior Center
1901 Hearst Street
Berkeley, California**

**Date: Wed., May 26, 2004
Time: 7:30 p.m.**

1. ROLL CALL

Commissioners Present: Radisch, Ritchie, Sanchez-Resnik (8 PM), Sheen, Sherman, Sternberg, White

Commissioners Absent: Chung, DeBose

PRC Staff: Barbara Attard

BPD Staff: Sgt. Morizono, Lt. Lee

2. PUBLIC COMMENT--None

3. MINUTES OF THE MAY 12, 2004 MEETING

Sherman/Ritchie (Moved/Seconded) to approve Minutes. Passed unanimously with White abstaining.

4. PRC OFFICER'S REPORT (For Discussion or Action)

a) New Filings — 3 new cases since last Meeting

b) Boards of Inquiry – Upcoming Boards were discussed

c) Summary Dismissal of PRC Case #2011 Filed by Jewel Evans

Sanchez-Resnik/Ritchie (Moved/Seconded) to summarily dismiss the case. Passed unanimously.

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- d) Summary Dismissal of PRC Case #2005 filed by Theodore Bolton and Recommendation for Change to Policy Review/Recommendation

Commissioner Radisch stated that he believes that Anna Armstrong should be interviewed at least as a witness. Commissioner Ritchie stated that he disagrees with the distinction that the clerical function that Ms. Armstrong handles is not a law enforcement function. Much of law enforcement work is based upon report tracking and record keeping.

Radisch/Sherman (Moved/Seconded) that PRC go forward with the investigation of the above-named complaint with Anna Armstrong as a subject of the investigation and requesting a legal opinion supporting and based upon the PRC Ordinance Section 10. d., “The Commission established by this Ordinance shall have the following powers and duties: d. to receive complaints directed against the Police Department and any of its officers and employees. . .” which infers that Ms. Armstrong is within PRC jurisdiction. Passed unanimously.

- e) Appeal for Acceptance of Late-Filed Complaint Case #2024 filed by Anthony Jenkins

White/Sherman (Moved/Seconded) to accept the case as late filed based upon excusable neglect. Passed with Radisch abstaining.

5. BPD CHIEF'S REPORT

Lt. Lee reported that BPD had made an arrest in the case of the slaying of Ronald Tsukamoto, a BPD officer who was killed Aug. 20, 1970.

6. COMMITTEE REPORTS (For Discussion or Action)

Caloca ad hoc Committee—Barbara Attard will report at the next meeting.

7. OLD BUSINESS (For Discussion or Action)

a) Caloca Update—No discussion

b) Glennel Givens Officer Involved Shooting Case

Barbara Attard informed the Commission that a toxicology report was obtained and the DOJ is forwarding information about the ownership history of the weapon attributed to Mr. Givens.

8. NEW BUSINESS (For Discussion or Action)—None

9. COMMUNICATIONS

Letter from Arnold Lui, BPA President Regarding Canine Program—Commissioners Sternberg and White expressed concerns about the tone and content of the letter.

Letter from James Chanin Regarding PRC Minority Findings on PRC Case #2001, Complainant Willie Williams—Commissioner Radisch discussed the letter.

New BPD Regulations—Not discussed

10. ADIJOURNMENT

Sherman/Radisch (Moved/Seconded) to adjourn at approximately 9:05 P.M. Passed unanimously.

COMMISSIONER ORIENTATION—Not held.