



**OTTAWA POLICE SERVICE
SERVICE DE POLICE D'OTTAWA**

*The Trusted Leader in Policing
Le chef de file de confiance dans la police*

**REPORT
RAPPORT**

DATE: 28 September 2015

TO/DEST: Executive Director, Ottawa Police Services Board

FROM/EXP: Chief of Police, Ottawa Police Service

SUBJECT/OBJET: **REPORT ON SIU INVESTIGATION**

RECOMMENDATION

That the Ottawa Police Services Board receive this report for information.

BACKGROUND

The attached annex outlines a call for service that resulted in the Special Investigations Unit (SIU) being contacted and invoking their mandate. The background of the incidents, SIU findings, and recommendations are provided. The Professional Standards Section completed an investigation into policy, services and conduct of the involved members of the Ottawa Police Service (OPS).

Annex A: SIU investigative File #14-OSA-104 – Alleged Sexual Assault

(Original signed by)

Charles Bordeleau
Chief of Police

Responsible for report: Inspector Christopher Rheaume

Annex A: SIU Investigative File #14-OSA-104 – Alleged Sexual Assault

BACKGROUND

In May 2014 officers were dispatched to the address of a female to arrest her former boyfriend who was wanted by the Canadian Border Security Agency (CBSA) as well as for partner assault charges against her. The suspect was located hiding in a yard. A short foot chase took place and a struggle ensued upon his arrest which resulted in the suspect being taken to the Queensway Carleton Hospital for decontamination of OC Spray and a cut on his head.

Drugs were located on the suspect and while being returned to cells, following medical treatment, the suspect was seen placing something down the back of his pants. A strip search was conducted in the cellblock and as a result there was concern that the accused had inserted the drugs into his body cavity. He was taken back to the hospital where a body cavity search was ordered by the doctor. The suspect was physically violent and the officers were asked to assist security in controlling him while the nurse conducted the search. Nothing was located.

The suspect also complained of a sore hand and an x-ray detected an abnormality. An arm cast was placed on his hand. This was later determined to be a prior injury and not from the incident in question.

The Special Investigations Unit (SIU) was contacted and invoked their mandate.

INVESTIGATION

Special Investigation Unit Investigation

The two subject officers were charged with assault by the SIU on March 11, 2015. The charges were subsequently withdrawn by the Crown on April 24, 2015 due to “no reasonable prospect of conviction.”

After the announcement of these charges, the OPS requested that the Ontario Provincial Police conduct an independent investigation relating to this incident. That investigation found no criminality had occurred by any other parties.

Professional Standards Section Investigation

Pursuant to Section 11(1) of the Ontario Regulation 267/10 of the *Police Services Act*, an investigation was conducted by the Professional Standards Section to determine if policies of, or services provided by, the OPS were adhered to at the time of this incident, and to determine if the conduct of the police officers were appropriate.

Conduct Findings - No misconduct identified.
Service Findings - No service issues identified.
Policy Findings - No police issues identified.

CONCLUSION

After a review of the facts in this case, it has been determined that there is no evidence of misconduct on the part of any of the involved officers.

No further action to be taken on this matter.