



**MEMORANDUM**  
**Austin Police Department**  
*DTAC Patrol*

**TO:** Jesse Reid, Officer

**FROM:** Jerry Bauzon, Assistant Chief

**DATE:** August 24<sup>th</sup>, 2021

**SUBJECT:** Notice of Sustained Allegations – IAD Case # 21-0343

Your Chain of Command has conducted an investigation into the allegation(s) of misconduct that were made against you. Having concluded the investigation, your Chain of Command has made the following recommendations:

|    | <b>Applicable APD Policy</b>                     | <b>Specific Allegation</b>                                                                                                                                                                    | <b>Recommendation</b> |
|----|--------------------------------------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------------|
| #1 | 301.2, Impartial Attitude and Courtesy           | On March 4 <sup>th</sup> and 5 <sup>th</sup> , 2021, while interacting with Ms Da Silva on call 21-0631378, you made several comments that are alleged to be rude and argumentative.          | Sustained             |
| #2 | 303.3.3, When Department BWC is Authorized       | On March 4 <sup>th</sup> and 5 <sup>th</sup> , 2021, while interacting with Ms Da Silva on call 21-0631378, you turned off your BWC.                                                          | Unfounded             |
| #3 | 306.3.1, Search Protocol                         | On March 4 <sup>th</sup> and 5 <sup>th</sup> , 2021, while interacting with Ms Da Silva on call 21-0631378, you allegedly searched her violating policy.                                      | Unfounded             |
| #4 | 319.4.2, Children in Custody of Arrested Persons | On March 4 <sup>th</sup> and 5 <sup>th</sup> , 2021, while interacting with Ms Da Silva on call 21-0631378, you left an unattended 13 year old who was in the custody of the arrested person. | Unfounded             |

A **Discipline Meeting** has been scheduled for **8/26/21 at 10:15 p.m.** in the **Commander's Conference Room Patrol Building 4<sup>th</sup> Floor.**

Be advised that the **disciplinary recommendation** from your chain of command is a/an:

- Oral Reprimand**       **Written Reprimand**       **Demotion**
- Up to or including a/an 8 Day Suspension**
- Up to or including Indefinite Suspension**

**In addition to the above,**

**Education Based Discipline may be considered: YES  NO**

If you are scheduled for a Discipline Meeting, you have the right to provide a **written response** in the form of a Departmental memorandum to the Commander in Charge of this investigation no more than **five business days** after receiving this notice, which may contain facts or evidence you deem pertinent to the investigation and discipline process.

Additionally, you have the right to request an **Independent Review** of the proposed disciplinary action after being notified by the Commander in Charge of the Discipline Meeting.

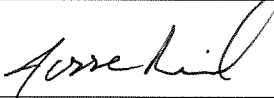

As per the Meet and Confer agreement between the City of Austin and the Austin Police Association, you are further informed of your right to:

*Not less than forty eight (48) hours before a DRH (or any other administrative hearing conducted for the purpose of determining whether the Department shall take disciplinary action against an officer for alleged misconduct), the officer and his representative shall be allowed to review for eight (8) hours all evidence gathered or obtained during the investigation, and not previously reviewed by the officer pursuant to this Section.*

The scheduling of such a review must be arranged through the Internal Affairs Division 512-974-8501.

At the Choose an item, you have the right to be represented by:

- An attorney of your choosing pursuant to the Meet and Confer Agreement, or
- An APA representative of your choosing provided that the representative was not in your chain of command at the time of the incident, and is not in your chain of command at the time of the Choose an item, and has no personal involvement in the investigation as a complainant or witness, or
- An attorney and an APA representative, in which case the APA representative is present in an observer capacity only.

| I hereby acknowledge receipt of this memorandum:                                                       | Emp # | Date      | Time |
|--------------------------------------------------------------------------------------------------------|-------|-----------|------|
| Officer Signature:  | 7474  | 8/24/2021 | 1645 |
| Administered By:    | 3454  | 8/29/21   | 1645 |