

Encounters Leading to Detentions

February 2022



Encounters Definition

- Consensual Encounters: A consensual encounter with a law enforcement officer is not considered a stop or search and therefore, is not entitled to Fourth Amendment protection.
- A consensual encounter generally arises when an officer approaches a citizen to inquire about an incident that concerns public safety or the citizen's safety.



Encounters Definition

- Unconstitutional : In violation of the requirements of our constitution; not conforming or authorized.
- Unconstitutional encounters may result in administrative, civil, and/ or legal action. The Chief of Police is made aware of any such behavior and may respond in a number of ways to address and assure these actions are corrected.



Encounters Definition

- Reasonable Suspicion : Reasonable suspicion is the legal standard by which a police officer has the right to briefly detain a suspect for investigatory purposes. The detention requires a well-founded suspicion of criminal activity. [Terry v. Ohio, 392 U.S. 1, 30 (1968)]
- A pat-down of the outside of their clothing for weapons can occur, but not for drugs.
- Must clearly articulate why the officer believes the individual is currently armed and/or dangerous.



Encounters Definition

- Probable Cause : “Probable cause exists where the facts and circumstances within the officers' knowledge and of which they have reasonably trustworthy information are sufficient in themselves to warrant a man of reasonable caution in the belief that an offense has been or is being committed.” (*Brinegar v. U.S.*)



Standardization

- Tracking all detentions regardless of outcome
- Standardize encounter definition as any contacts that led to a detention, arrest or detention and release
- Triangulation of data points: Reports, CAD, and Body-Cam.



Definitions

Non-Officer Initiated: officer did not cause the initial interaction. Examples include, but are not limited to the following scenarios:

- Officer is responding to a 911 call or dispatch from ECC.
- Officer receives information from another policing agency.
- Victim, citizen or witness engages the officer.
- Protective orders, temporary or emergency custody orders.
- Non-discretionary interaction such as arrest or search warrant.

Officer Initiated: officer engages the individual through personal observations or activities.

Monthly Summary

February 2022: Investigative Detentions

The Charlottesville Police Department's officers were engaged in **2604** incidents during the month of February. These incidents included officer initiated, citizen assists, and calls for service. Twenty-eight (**28**) of these incidents resulted in temporary detentions. Of these 28 incidents, 18 were non-officer initiated and 10 were officer initiated.

Total Incidents 28

Nature of Contact	Total Incidents	% of Total Incidents
Non-Officer Initiated	18	64%
Officer Initiated	10	36%
Total Incidents	28	

Reason for Detention	Total Incidents	% of Total Incidents
Officer Witnessed	10	36%
Suspect on Scene	13	46%
Description Provided	5	18%
Reasonable Suspicion	0	0%
Unconstitutional	0	0%
Total Incidents	28	100%



Total Detentions: Non-Officer Initiated (18) and Officer Initiated (10)

	Total Detentions	Detention Percentages
Non-Officer Initiated	18	64%
Officer Initiated	10	36%

Review of Standards	Incidents
Arrests	22
Probable Cause: No Arrest	1
Reasonable Suspicion: No Arrest	5
Unconstitutional Encounters	0
Total Detentions	28



Detention Summaries

Non-officer Initiated	<u>(18)</u>	Officer Initiated	<u>(10)</u>
Assault	1	DIP (alcohol)	1
Assault & Battery / larceny	1	DUI	3
Burglary	2	Traffic Infraction/ EPO	1
Dest of property	1	Unauthorized Use/ stolen vehicle	1
DIP (narcotics)	1	Warrants	4
Disorder	1		
Disorder w Knife	1		
Disorder/ wanted person	1		
Domestic Assault & Battery	1		
DUI related accident	1		
DUI	2		
Emergency Custody Order	1		
Grand larceny	1		
Petit larceny/ DIP (alcohol)	1		
Reckless Discharge of a F/A into dwelling	1		
Suspicious/ Sexual Assault Investigation	1		



All Detentions: **Non-Officer (18) Initiated** and **Officer Initiated (10)** resulted in **39 Individuals Contacted**

Review of Standards	AF	AM	HF	HM	BF	BM	WF	WM	Total
Arrests	0	1	0	1	4	7	6	10	29
Probable Cause: No Arrest	0	0	0	0	1	1	1	1	4
Reasonable Suspicion: No Arrest	0	0	0	0	0	3	1	2	6
Unconstitutional	0	0	0	0	0	0	0	0	0
Total Individuals	0	1	0	1	5	11	8	13	39



Officer-Initiated Contacts: 10

Individuals Contacted: 19

Reason (Crime) Detained	AF	AM	HF	HM	BF	BM	WF	WM	Total Individuals Contacted	Total Officer Initiated	% of Total
										Incidents	Incidents
Alcohol Related	0	0	0	1	1	0	1	1	4	4	40%
Major Crime - Person	0	0	0	0	0	0	0	0	0	0	0%
Major Crime - Property	0	0	0	0	0	0	1	1	2	1	10%
Minor Crime - Person	0	0	0	0	0	0	0	0	0	0	0%
Minor Crime - Property	0	0	0	0	0	0	0	0	0	0	0%
Narcotics	0	0	0	0	0	0	0	0	0	0	0%
Other	0	0	0	0	0	0	0	0	0	0	0%
Traffic	0	0	0	0	0	1	0	0	1	1	10%
Warrant	0	0	0	0	4	3	2	3	12	4	40%
Total Individuals	0	0	0	1	5	4	4	5	19	10	100%
% of Total Individuals	0%	0%	0%	5%	26.3%	21%	21%	26.3%	100%	--	

Officer-Initiated Detentions: 10

Outcomes for 19 individuals

Law-Enforcement Action	AF	AM	HF	H M	BF	BM	WF	WM	Total Individuals	Total Detention Incidents	Total % of Actions
Physical Arrest	0	0	0	1	4	3	3	4	15	9	90%
Summons - M1 & M2 (Non-physical arrest)	0	0	0	0	0	0	0	0	0	0	20%
Summons - M3 & M4 / TI	0	0	0	0	0	0	0	0	0	0	0%
Warning	0	0	0	0	0	0	0	0	0	0	0%
No Action Taken	0	0	0	0	1	1	1	1	4	1	10%
Total Individuals	0	0	0	1	5	4	4	5	19	10	100%
% of Total Individuals	0%	0%	0%	5%	26.5%	21%	21%	26.5%	100%	--	--

Summons [Class 1 & 2 Misdemeanors] are included in overall arrest totals.
Class 3 & 4 Misdemeanors and Traffic Infractions are not arrestable offenses



Officer-Initiated **Detentions**

Arrests: **9 incidents** involving **15 individuals**

Category	AF	AM	HF	HM	BF	BM	WF	WM	Total Individuals Arrested	Total Incidents	% of Total Incidents
Alcohol Related	0	0	0	1	1	0	1	1	4	4	44.5%
Major Crime - Person	0	0	0	0	0	0	0	0	0	0	0%
Major Crime – Property	0	0	0	0	0	0	0	1	1	1	11%
Minor Crime - Person	0	0	0	0	0	0	0	0	0	0	0%
Minor Crime - Property	0	0	0	0	0	0	0	0	0	0	0%
Narcotics	0	0	0	0	0	0	0	0	0	0	0%
Other	0	0	0	0	0	0	0	0	0	0	0%
Traffic	0	0	0	0	0	0	0	0	0	0	0%
Warrant	0	0	0	0	3	3	2	2	10	4	44.5%
Total Individuals Arrested	0	0	0	1	4	3	3	4	15	9	100%
% of Total Individuals	0%	0%	0%	6%	27%	20%	20%	27%	100%	--	

Officer-Initiated Detentions

Probable Cause to Arrest, but no Arrest.

0 incident involving 3 individual(s)

Encounters w/ PC – No Arrest	AF	AM	HF	HM	BF	BM	WF	WM	Total Individuals Contacted	Total Officer Initiated Incidents	% of Total Incidents
Alcohol Related	0	0	0	0	0	0	0	0	0	0	0%
Major Crime - Person	0	0	0	0	0	0	0	0	0	0	0%
Major Crime – Property	0	0	0	0	0	0	1	0	1	0	0%
Minor Crime - Person	0	0	0	0	0	0	0	0	0	0	0%
Minor Crime - Property	0	0	0	0	0	0	0	0	0	0	0%
Narcotics	0	0	0	0	0	0	0	0	0	0	0%
Other	0	0	0	0	0	0	0	0	0	0	0%
Traffic	0	0	0	0	0	0	0	0	0	0	0%
Warrant	0	0	0	0	1	0	0	1	2	0	0%
Total Individuals	0	0	0	0	1	0	1	1	3	0	-----
% of Total Individuals	0%	0%	0%	0%	33.33%	0%	33.33%	33.33%	99.99%	--	

Officer-Initiated Detentions

Reasonable Suspicion: **1 incidents** involving **1 individual(s)**

Reasonable Suspicion—No Arrest	AF	AM	HF	HM	BF	BM	WF	WM	Total Individuals Contacted	Total Officer Initiated Incidents	% of Total Incidents
Alcohol Related	0	0	0	0	0	0	0	0	0	0	0%
Major Crime - Person	0	0	0	0	0	0	0	0	0	0	0%
Major Crime – Property	0	0	0	0	0	0	0	0	0	0	0%
Minor Crime - Person	0	0	0	0	0	0	0	0	0	0	0%
Minor Crime – Property	0	0	0	0	0	0	0	0	0	0	0%
Narcotics	0	0	0	0	0	0	0	0	0	0	0%
Other	0	0	0	0	0	0	0	0	0	0	100%
Traffic	0	0	0	0	0	1	0	0	0	1	0%
Warrant	0	0	0	0	0	0	0	0	0	0	0%
Total Individuals	0	0	0	0	0	1	0	0	1	1	
% of Total Individuals	0%	0%	0%	0%	0%	100%	0%	0%	100%	--	



Unconstitutional Encounter:

0 incidents involving **0 individuals**

Unconstitutional Encounter	AF	AM	HF	HM	BF	BM	WF	WM	Total Individuals Contacted	Total Incidents	% of Total Incidents
Alcohol Related	0	0	0	0	0	0	0	0	0	0	0%
Major Crime - Person	0	0	0	0	0	0	0	0	0	0	0%
Major Crime – Property	0	0	0	0	0	0	0	0	0	0	0%
Minor Crime - Person	0	0	0	0	0	0	0	0	0	0	0%
Minor Crime - Property	0	0	0	0	0	0	0	0	0	0	0%
Narcotics	0	0	0	0	0	0	0	0	0	0	0%
Other – Unconstitutional	0	0	0	0	0	0	0	0	0	0	0%
Traffic	0	0	0	0	0	0	0	0	0	0	0%
Warrant	0	0	0	0	0	0	0	0	0	0	0%
Total Individuals	0	0	0	0	0	0	0	0	0	0	0%
% of Total Individuals	0%	0%	0%	0%	0%	0%	0%	0%	0%	--	--



Officer-Initiated Contacts:

7 Individual(s) searched and 2 Vehicle searches:

Nature of Contact	AF	AM	HF	HM	BF	BM	WF	WM	Vehicle	Total
Pat-Down	0	0	0	0	3	4	2	2	--	11
Search	0	0	1	0	0	2	1	3	2	9

9 Search incident to arrest, 0 - Probable Cause Search, 0 - consent search

Evidence Recovered	AF	AM	HF	HM	BF	BM	WF	WM	Vehicle	Total
Firearm	0	0	0	0	0	0	0	0	0	0
Narcotics	0	0	0	0	0	0	0	0	0	0
Firearm & Narcotics	0	0	0	0	0	0	0	1	0	1
Stolen Property	0	0	0	0	0	0	0	2	2	4
Suspected Firearm	0	0	0	0	0	0	0	0	0	0
Total	0	0	0	0	0	0	0	3	2	5
Total Individuals %	0%	0%	0%	0%	0%	0%	0%	100%	--	--



Composition of the Charlottesville Police Department

- The Charlottesville Police Department currently has 89 sworn employees.

		<u>Officer in training</u>	<u>OFF</u>	<u>DET</u>	<u>CORP</u>	<u>SGT</u>	<u>LT</u>	<u>CAPT</u>	<u>MAJOR</u>	<u>CHIEF</u>
WM	64	1	33	6	8	10	4	2		
BM	12	1	6		1	1	2		1	
AM	1		1							
HM	2		2							
Bi-Racial	1		1							
	80									
WF	7		4	2	1					
BF										
AF	1		1							
HF	1	1								
	9									



Officer-Initiated Demographics: 9 officers involved in 10 encounters

Investigative Detention by Officer Race/Sex	AF	AM	HF	HM	BF	BM	WF	WM	Total
Officer Making Detention	0	1	1	0	0	0	0	7	9
Officers with 2+ Detentions	AF	AM	HF	HM	BF	BM	WF	WM	
	0	0	0	0	0	0	0	1	
2+ Detentions by Shift									
Daylight	0								
Evening	0								
Midnight	1								

Detentions assigned to initiating officer(s). Individual officers are counted once.



Total Individuals contacted (19) officer initiated by Neighborhood

Detentions by Neighborhood	Incidents								
	Total – 10	AF - 0	AM-0	HF-0	HM-1	BF- 5	BM- 4	WF-4	WM - 5
Mall-1	1	0	0	0	0	0	0	1	0
Downtown-2	1	0	0	0	0	0	0	1	1
Star Hill-3	1	0	0	0	0	1	0	0	0
Westhaven-4	0	0	0	0	0	0	0	0	0
10th & Page-5	0	0	0	0	0	0	0	0	0
Rosehill Dr-6	0	0	0	0	0	0	0	0	0
North Downtown-7	0	0	0	0	0	0	0	0	0
MJH-8	0	0	0	0	0	0	0	0	0
Little High-9	0	0	0	0	0	0	0	0	0
Belmont-10	1	0	0	0	0	0	1	0	0
Garrett-11	0	0	0	0	0	0	0	0	0
Ridge St-12	0	0	0	0	0	0	0	0	0
Fifeville-13	1	0	0	0	0	0	0	0	1
JPA-14	0	0	0	0	0	0	0	0	0
The Corner-15	1	0	0	0	1	0	0	0	0
Venable-16	0	0	0	0	0	0	0	0	0
Kellytown-17	0	0	0	0	0	0	0	0	0
North East-18	0	0	0	0	0	0	0	0	0
Locust Grove-19	0	0	0	0	0	0	0	0	0
Woolen Mills-20	0	0	0	0	0	0	0	0	0
Prospect-21	2	0	0	0	0	1	1	1	2
Johnson Village-22	0	0	0	0	0	0	0	0	0
Fry's Spring-23	0	0	0	0	0	0	0	0	0
Lewis Mountain-24	0	0	0	0	0	0	0	0	0
BRSC Area-25	0	0	0	0	0	0	0	0	0
BRSC-26	0	0	0	0	0	0	0	0	0
Blue Ridge-27	1	0	0	0	0	0	0	0	1
CHS-28	0	0	0	0	0	0	0	0	0
Greenbrier-29	0	0	0	0	0	0	0	0	0
29 North-30	1	0	0	0	0	3	2	1	0
The Meadows-31	0	0	0	0	0	0	0	0	0
5th Street-32	0	0	0	0	0	0	0	0	0
Longwood-33	0	0	0	0	0	0	0	0	0



Total Individuals contacted (20) non-officer initiated by Neighborhood

Detentions by Neighborhood	Incidents								
	Total - 18	AF -0	AM -1	HF-0	HM -0	BF -0	BM -7	WF - 4	WM -8
Mall-1	2	0	0	0	0	0	1	1	2
Downtown-2	0	0	0	0	0	0	0	0	0
Star Hill-3	1	0	0	0	0	0	1	0	0
Westhaven-4	0	0	0	0	0	0	0	0	0
10th & Page-5	0	0	0	0	0	0	0	0	0
Rosehill Dr-6	0	0	0	0	0	0	0	0	0
North Downtown-7	0	0	0	0	0	0	0	0	0
MJH-8	0	0	0	0	0	0	0	0	0
Little High-9	1	0	1	0	0	0	0	0	0
Belmont-10	2	0	0	0	0	0	1	0	1
Garrett-11	0	0	0	0	0	0	0	0	0
Ridge St-12	0	0	0	0	0	0	0	0	0
Fifeville-13	1	0	0	0	0	0	0	0	1
JPA-14	0	0	0	0	0	0	0	0	0
The Corner-15	0	0	0	0	0	0	0	0	0
Venable-16	1	0	0	0	0	0	1	0	0
Kellytown-17	0	0	0	0	0	0	0	0	0
North East-18	1	0	0	0	0	0	0	0	1
Locust Grove-19	0	0	0	0	0	0	0	0	0
Woolen Mills-20	0	0	0	0	0	0	0	0	0
Prospect-21	1	0	0	0	0	0	0	0	1
Johnson Village-22	0	0	0	0	0	0	0	0	0
Fry's Spring-23	1	0	0	0	0	0	0	0	1
Lewis Mountain-24	0	0	0	0	0	0	0	0	0
BRSC Area-25	0	0	0	0	0	0	0	0	0
BRSC-26	0	0	0	0	0	0	0	0	0
Blue Ridge-27	1	0	0	0	0	0	0	1	0
CHS-28	1	0	0	0	0	0	1	0	0
Greenbrier-29	2	0	0	0	0	0	1	0	1
29 North-30	1	0	0	0	0	0	0	1	0
The Meadows-31	0	0	0	0	0	0	0	0	0
5th Street-32	1	0	0	0	0	0	1	0	0
Longwood-33	1	0	0	0	0	0	0	1	0

