

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF OHIO  
EASTERN DIVISION

UNITED STATES OF AMERICA,	)	CASE NO.: 1:15-CV-01046
	)	
Plaintiff,	)	
	)	JUDGE SOLOMON OLIVER, JR.
vs.	)	
	)	<b><u>NOTICE SUBMITTING MONITORING</u></b>
CITY OF CLEVELAND	)	<b><u>TEAM’S THIRD QUARTER USE OF</u></b>
	)	<b><u>FORCE COMPLIANCE ASSESSMENT</u></b>
	)	
Defendant.	)	
	)	
	)	

The Monitoring Team respectfully notifies the Court of the attached third quarter assessment into the Cleveland Division of Police (“CDP” or “the Division”) use of force practices. This report is submitted in order to ensure that the intent of the specific reforms detailed in Paragraphs 46-83, 87-92, and 93-109 of the Consent Decree are met.<sup>1</sup>

This assessment follows a preliminary review of use of force cases in which a select team of Monitoring Team members reviewed CDP use of force incidents that occurred between 2018 and 2019 to determine whether officers were applying force in a manner that complies with the Division’s new policies and terms of the Consent Decree.

This quarterly report found that the uses of force reviewed were generally within policy, in most cases the chain of command reviews appropriately identified and addressed problematic uses of force by referring cases to Internal Affairs or the Training Section, and supervisors on

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<sup>1</sup> Dkt. 413

scene engaged with officers. That said, the Monitoring Team's preliminary review revealed deficiencies in tactics, and the ability to de-escalate, both of which at times resulted in force that could have been avoided.

The Monitoring Team was also concerned by the duration of the use of force reviews by the chain of command, which took several months. In the time since the review was conducted and filed, Policy 2.01.06, which dictates that "each level in the chain of command shall review the [use of force] report within three tours of duty" was enacted. As such, the current, and ongoing Monitoring Team compliance assessments will be reviewing adherence to this timeline.

The attached assessment ("Exhibit A") contains the Monitoring Team's assessment methodology, results, a detailed background of select cases, and the Monitoring Team's conclusions for this quarterly review.

Respectfully submitted,

/s/ Karl A. Racine\_\_\_\_\_

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**CERTIFICATE OF SERVICE**

I hereby certify that on November 6, 2023, I served the foregoing document entitled **Notice Submitting Monitoring Team's Force Third Quarter Use of Force Compliance Assessment** via the court's ECF system to all counsel of record.

/s/ Karl A. Racine \_\_\_\_\_  
KARL A. RACINE