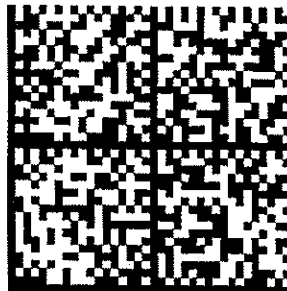




Cover Sheet

DAO-DCT Case Command :550
DAO-DCT Case Number :2019-21236



1DC #2010-255

FOURTH ENDORSEMENT

First Deputy Commissioner to Deputy Commissioner, Department Advocate, January 9, 2020. Contents noted. Please note the Police Commissioner's **APPROVAL** of the Second Endorsement regarding CCRB Case #201805989, against Sergeant Justin Ellis, Tax #944536 (DADS #2019-21236).

Please ensure that a copy of the fully adjudicated Command Discipline is expeditiously forwarded to the Police Commissioner's Office. The statute of limitations regarding this matter expires on January 11, 2020.

Forwarded for your **NECESSARY ATTENTION**.


Benjamin B. Tucker

FIRST DEPUTY COMMISSIONER

BBT/ms

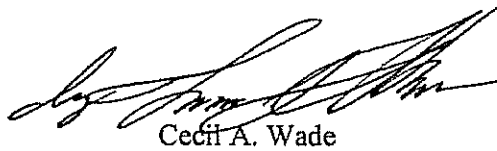
cc: Deputy Commissioner, Risk Management Bureau

THIRD ENDORSEMENT

COMMANDING OFFICER, POLICE COMMISSIONER'S OFFICE to First Deputy Commissioner, January 9, 2020. Please note the Police Commissioner's **APPROVAL** of the Second Endorsement regarding Sergeant Justin Ellis, Tax No. 944536 (DADS No. 2019-21236), in light of the facts and circumstances of CCRB Case No. 201805989.

The Deputy Commissioner, Department Advocate shall ensure that a copy of the fully adjudicated Command Discipline is forwarded to this office expeditiously.

Forwarded for your necessary attention.

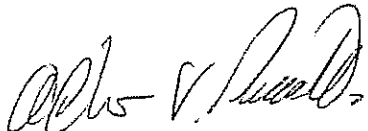

Cecil A. Wade
Deputy Chief

CAW/al

SECOND ENDORSEMENT

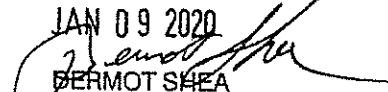
First Deputy Commissioner to Police Commissioner, January 7, 2020. Contents noted. I reviewed CCRB Case #201805989 and the Department Advocate's recommendation regarding Sergeant Justin Ellis, Tax #944536 (DADS #2019-21236), receive a Schedule "B" Command Discipline in regards to violating Patrol Guide Procedures No. 203-10 (5) (Public Contact - Prohibited Conduct/Vehicle Stop) and 203-10 (5) (Public Conduct - Prohibited Conduct/Vehicle Search).

Please note the statute of limitations regarding this matter expires January 11, 2020.
RECOMMEND APPROVAL.


Benjamin B. Tucker
FIRST DEPUTY COMMISSIONER

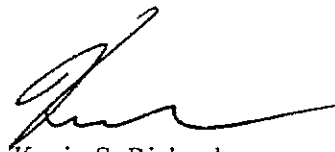
BBT/kjg

APPROVED

JAN 09 2020

DERMOT SHEA
POLICE COMMISSIONER

FIRST ENDORSEMENT

Deputy Commissioner, Department Advocate to Police Commissioner, January 7th, 2020.
Contents noted. After reviewing the facts and circumstances of CCRB Case No. 201805989 (DADS # 2019-21236), it is recommended that Sergeant Justin Ellis, Tax Registry No. 944536, receive a Schedule "B" Command Discipline for violating Patrol Guide Procedure No. 203-10 (5) (Public Contact-Prohibited Conduct/Vehicle Stop) and Patrol Guide Procedure No. 203-10 (5) (Public Contact-Prohibited Conduct/Vehicle Search).

A handwritten signature in black ink, appearing to read 'Kevin S. Richardson', with a stylized flourish at the end.

Kevin S. Richardson
Deputy Commissioner
Department Advocate



BILL DE BLASIO
MAYOR

CIVILIAN COMPLAINT REVIEW BOARD
100 CHURCH STREET 10th FLOOR
NEW YORK, NEW YORK 10007 • TELEPHONE (212) 912-7235
www.nyc.gov/ccrb



FREDERICK DAVIE
CHAIR

MEMORANDUM

OCT 11 2019

TO: Police Commissioner, New York City Police Department
FROM: Executive Director, Civilian Complaint Review Board
SUBJECT: Substantiated allegations for CCRB case number 201805989 involving
POM Michael Boudouris, tax registry number 955764, 103 PCT 2019-21235(omn)
SGT Justin Ellis, tax registry number 944536, 103 PCT 2019-21236
POM Gregory Gromling, tax registry number 956704, 103 PCT 2019-21237(omn)
POM Daniel Ward, tax registry number 947596, 103 PCT 2019-21238(omn)
DATE: October 03, 2019

I. OVERVIEW

On October 03, 2019, panel 9B-2019 of the Civilian Complaint Review Board met and reviewed the above-referenced case. The details of the complaint, the allegations and the panel's findings are summarized below.

The statute of limitations applicable to this case expires on January 11, 2020.

II. SUMMARY OF FACTS

On July 11, 2018, at approximately 9:30 p.m., Mr. Williams was pulled over in his white four-door Jaguar XF at the intersection of 154th Street and Shore Avenue in Queens, by Sergeant Justin Ellis and Police Officer Gregory Gromling, both of the 103rd Precinct (Allegation A: Abuse of authority - Vehicle stop). During the stop, Mr. Williams informed Sgt. Ellis that he was a peace officer with the NYC Department of Hygiene and Mental Health (DoHMH); after which, Sgt. Ellis asked Mr. Williams if he had a firearm in the vehicle (Allegation B: Abuse of authority - Question). Minutes after being stopped and presenting his DoHMH identification card, Mr. Williams was allowed to leave without being issued a summons. On July 12, 2018, at approximately 11:30 p.m., Mr. Williams was pulled over once again in his same vehicle at the intersection of Sutphin Boulevard and Arlington Terrace in Queens, by Police Officer Gregory Gromling and Police Officer Michael Boudouris, also of the 103rd Precinct (Allegations C and D: Abuse of authority - Vehicle stop). Shortly after, Sgt. Ellis and Police Officer Daniel Ward arrived at the location as back up. During the stop, Sgt. Ellis allegedly asked Mr. Williams about

a gun charge that was on his arrest history (Allegation E: Abuse of authority - Question). Sgt. Ellis ultimately searched Mr. Williams' vehicle, after allegedly telling him that he would be arrested if he did not exit the vehicle (Allegation F: Abuse of Authority - Threat of Arrest) (Allegation G: Abuse of Authority - Vehicle search). After the search of the vehicle, Mr. Williams was once again released without being issued a summons. The investigation determined that Sgt. Ellis and PO Gromling failed to prepare memo book entries on July 11, 2018, and Sgt. Ellis, PO Gromling, PO Boudouris, and PO Ward failed to prepare memo book entries on July 12, 2018 (Allegations H, I, J, K, L, and M: Other - other misconduct).

III. ALLEGATION(S)

- A) Abuse of Authority: On July 11, 2018, at 154th Street and Shore Avenue in Queens, Sergeant Justin Ellis stopped the vehicle in which Nicholas Williams was an occupant.
- B) Abuse of Authority: On July 11, 2018, at 154th Street and Shore Avenue in Queens, Sergeant Justin Ellis questioned Nicholas Williams.
- C) Abuse of Authority: On July 12, 2018, at Sutphin Boulevard and Arlington Terrace in Queens, Police Officer Michael Boudouris stopped the vehicle in which Nicholas Williams was an occupant.
- D) Abuse of Authority: On July 12, 2018, at Sutphin Boulevard and Arlington Terrace in Queens, Police Officer Gregory Gromling stopped the vehicle in which Nicholas Williams was an occupant.
- E) Abuse of Authority: On July 12, 2018, at Sutphin Boulevard and Arlington Terrace in Queens, Sergeant Justin Ellis questioned Nicholas Williams.
- F) Abuse of Authority: On July 12, 2018, at Sutphin Boulevard and Arlington Terrace in Queens, Sergeant Justin Ellis threatened to arrest Nicholas Williams.
- G) Abuse of Authority: On July 12, 2018, at Sutphin Boulevard and Arlington Terrace in Queens, Sergeant Justin Ellis searched the vehicle in which Nicholas Williams was an occupant.
- H) Other Misconduct: On July 11, 2018, Sergeant Justin Ellis failed to prepare a memo book entry as required by Patrol Guide Procedure 212-08.
- I) Other Misconduct: On July 11, 2018, Police Officer Gregory Gromling failed to prepare a memo book entry as required by Patrol Guide Procedure 212-08.
- J) Other Misconduct: On July 12, 2018, Sergeant Justin Ellis failed to prepare a memo book entry as required by Patrol Guide Procedure 212-08.
- K) Other Misconduct: On July 12, 2018, Police Officer Gregory Gromling failed to prepare a memo book entry as required by Patrol Guide Procedure 212-08.
- L) Other Misconduct: On July 12, 2018, Police Officer Michael Boudouris failed to prepare a memo book entry as required by Patrol Guide Procedure 212-08.
- M) Other Misconduct: On July 12, 2018, Police Officer Daniel Ward failed to prepare a memo book entry as required by Patrol Guide Procedure 212-08.

IV. FINDING(S)

The panel substantiated allegation(s) A, G and exonerated allegation(s) B, C, D, E, F.

V. RECOMMENDATION(S)

CCRB CTS - Confidential

The board recommended command discipline B for SGT Justin Ellis.

The panel also recommends the following for further investigation:

H) Other Misconduct: On July 11, 2018, Sergeant Justin Ellis failed to prepare a memo book entry as required by Patrol Guide Procedure 212-08.

I) Other Misconduct: On July 11, 2018, Police Officer Gregory Gromling failed to prepare a memo book entry as required by Patrol Guide Procedure 212-08.

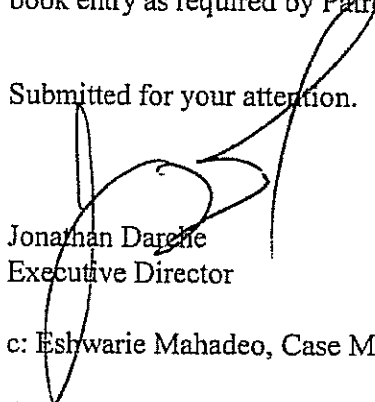
J) Other Misconduct: On July 12, 2018, Sergeant Justin Ellis failed to prepare a memo book entry as required by Patrol Guide Procedure 212-08.

K) Other Misconduct: On July 12, 2018, Police Officer Gregory Gromling failed to prepare a memo book entry as required by Patrol Guide Procedure 212-08.

L) Other Misconduct: On July 12, 2018, Police Officer Michael Boudouris failed to prepare a memo book entry as required by Patrol Guide Procedure 212-08.

M) Other Misconduct: On July 12, 2018, Police Officer Daniel Ward failed to prepare a memo book entry as required by Patrol Guide Procedure 212-08.

Submitted for your attention.



Jonathan Darche
Executive Director

c: Eshwarie Mahadeo, Case Management Director

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