

2014-00062

CHEROKEE COUNTY SHERIFF'S OFFICE

DATE: 08/01/2014

ALLEGATION/INQUIRY/COMMENDATION-REPORT FORM

I. Information Source:

Name: Cline ~~Klein~~, Zack Race: _____ Sex: _____ Age: _____ Date of Birth: _____
Address: 209 Cheasapeake City: _____ Zip: _____
Home Phone: [REDACTED] Business Phone: _____

II. Deputy/Civilian Employee Information:

Name: Cody Jones Rank: Deputy I.D.#: 16250
Division: UPD Unit Number: _____
Name: _____ Rank: _____ I.D.#: _____
Division: _____ Unit Number: _____

III. Location of Incident:

209 Chesapeake

Date: 7-25-14 Time: 2200 Case Number: _____

IV. Description of Incident: ☒ Allegation ☐ Inquiry ☐ Commendation

Mr. Klein stated that both he and his wife have been stopped recently by Deputy Jones. They have each been stopped for failure to maintain lane. She was stopped for a non-working taillight. Mr. Klein says that when he inspected the taillight it was functioning properly. Mr. Klein indicated that he was not weaving when he was stopped last Friday. He thinks Deputy Jones is stopping cars without justification.

V. Witness Information:

Name: _____ Address: _____ City: _____
Home Phone: _____ Business Phone: _____
Name: _____ Address: _____ City: _____
Home Phone: _____ Business Phone: _____

VI. Person Taking Report:

Name: T.K. Pinyan Rank Captain
Division: OPS/IA Shift: _____ Badge Number: _____

VII. Supervisor's Comments/Recommendations:

VIII. Allegation/Inquiry/Commendation Information:

How A/I/C Received: ☒ Telephone ☐ Written Form ☐ Personal Contact

A/I/C Referred to: Lt. Jason Donley

☒ A/I/C Resolved on Initial Contact ☐ Allegation/Inquiry Withdrawn

IX. Documentation Attached: ☐ Incident Report ☐ Written Statement ☒ Other Video

X. Division Commanders Review:

[Signature]
(Signature)

8-11-14
(Date)

☒ No further Action Required.
☐ Refer to _____ for further investigation.
☐ Recommend Formal Commendation.

Additional Comments:

- ☐ Sustained: The evidence is sufficient to prove the allegations.
☐ Not Sustained: The evidence is insufficient to either prove or disprove the allegations.
☐ Exonerated: The evidence shows that the incident occurred and was lawful or proper.
☒ Unfounded: The evidence shows that the allegation is false or not factual.
☐ Policy Failure: The evidence is sufficient to show that the incident occurred, but was a result of flawed policy or procedures.

XI. Service of Employee

I hereby certify that the allegations have been discussed and described to me. I have received a copy of the Employee Rights Form and acknowledge that I understand these rights.

[Signature]
Employee Signature
[Signature]
Witness Signature

8/5/14
Date
8/5/14
Date

XII. Notification of Findings

I understand that the investigating officer has the duty to inform me of the outcome of this investigation (sustained, not sustained, exonerated, unfounded, or policy failure) and I hereby certify and affirm that he / she has done so. I further understand that the investigating officer is merely a finder of fact and will not determine if adverse disciplinary action will be taken.

D/SC
Employee Signature
[Signature]
Witness Signature

8/5/14
Date
8/5/14
Date

SHIELDS OF SHAME

CHEROKEE COUNTY SHERIFF'S OFFICE
MEMORANDUM

To: Capt. J. Satterfield

From: Lt. Jason Donley *JDonley*

Date: 5-Aug-2014

RE: AIC 2014-00062: D/S C. Jones, pre-textual traffic stops

1. I received the AIC listing Zack Cline as the complainant and alleging D/S Jones conducted a traffic stop without justification.
2. The video for the traffic stop was copied and reviewed. The failure to maintain lane violation was captured on video as Mr. Cline enters the neighborhood from the main road. The driver's side rear tire of Mr. Cline's vehicle is covering the double yellow center line of the roadway. Since rear tires track to the inside of front tires, the front driver's side tire was mostly likely over the center line. This is indicative of Mr. Cline making his right-hand turn with a wide radius.
3. Based on information from the National Highway Traffic Safety Administration, taking a turn with a wide radius is a 50% to 75% positive indicator of an impaired driver. It was reasonable for Deputy Jones to stop Mr. Cline's vehicle; not only because of the violation of state law but to ensure Mr. Cline was not an impaired driver.
4. I telephoned Mr. Cline and explained my findings and offered to show him the video. Mr. Cline declined the opportunity to review the video and said he better understood the basis for the stop and
5. The allegation that Deputy Jones stopped Mr. Cline without legal grounds is UNFOUNDED.