OPS Complaint File Closeout Report

OPS Control Number: 17-I-0549-DV Date Investigation Received: 10/9/2017

Date Investigation Completed: 9/21/2018 Date Investigation Adjudicated: 9/28/2018

Accused Employee: POTTER, MELVIN R/S: B/M Unique ID: 66603

Accused Employee's Assignment: FOD (DIVISION) 2.3 (SECTION) EW (WATCH)

Investigative Disposition:

	Work Rule #1	Work Rule #2	Work Rule #3	Work Rule #4	Work Rule #5
Rule Number(s):	4.1.4				
Disciplinary Action:	NS				
Modified Action:					
Disciplinary Category:					
Date of Action	9/21/2018				

Waiver: ☐YES ☑NO CVSA: ☐YES ☑NO SAA: ☐YES ☑NO

Reimbursement Payment: ☐YES ☑NO

Special Conditions and / or Agreement:

Accused Employee: NJOKU, ISCAH R/S: B/F Unique ID: 6807

Accused Employee's Assignment: FOD (DIVISION) 2.3 (SECTION) MW (WATCH)

Investigative Disposition:

	Work Rule #1	Work Rule #2	Work Rule #3	Work Rule #4	Work Rule #5
Rule Number(s):	4.1.4				
Disciplinary Action:	EXCUSED				
Modified Action:					
Disciplinary Category:					
Date of Action	9/21/2018				

Waiver: ☐YES ☑NO CVSA: ☐YES ☑NO SAA: ☐YES ☑NO

Reimbursement Payment: ☐YES ☐NO

Special Conditions and / or Agreement:

Form Completed by: [signature] Date: 9/28/2018

MEMORANDUM

TO: Major C. Tyus

FROM: Lieutenant H. Zenelaj

DATE: September 21, 2018

RE: Investigation and Disposition
OPS File # 17-I-0549-DV

An investigation of the allegations of this complaint and any other allegations, which arose during the investigation, has been completed.

The following represents the findings of this investigation:

I. INVESTIGATIVE DISPOSITION

Of the Complaint against:	Officer Melvin Potter
[X] Not Sustained	**4.1.4 Conduct**
Of the Complaint against:	Officer Iscah Njoku
[X] Exceptionally Closed	**4.1.4 Conduct**

II. POLICY OR PROCEDURAL CHANGES, TRAINING, RECOMMENDATIONS, AND/OR COMMENTS

The department requires an investigation into the allegation that Officer Melvin Potter and Officer Iscah Njoku were involved in a domestic altercation with each other on 9/3/2017.

The investigation did not produce sufficient factual evidence to indicate that Officer Melvin Potter and Officer Iscah Njoku violated the listed work rules as alleged. Officer Shanquisha Murray stated that Officer Potter and Officer Njoku had been dating but had broken up. Officer Murray stated that Officer Njoku had gotten pregnant and had tried to get ahold of Officer Potter many times before she went to his apartment where he ripped her shirt, exposing her breast, while throwing her outside. Officer Murray stated that Officer Njoku went back to the apartment to get a shirt, refused to leave until she got a shirt and eventually his roommate got her a shirt. Officer Murray stated that Officer Njoku contacted her and let her know about what took place. Officer

Murray stated that Officer Njoku went to her work location where she took photos of her injuries (Item Number: 12). Officer Murray stated that she called Officer Potter and asked him what happened, and he said when she showed up at his house he snapped, and she told him he should have called the Police. Officer Murray stated that Officer Njoku miscarried but later found out she was pregnant with twins and the remaining baby was alive. Officer Murray stated Officer Njoku told her that she would keep the child but was telling Officer Potter she wanted an abortion because if she told him she wanted to keep the baby he would "flip." Officer Murray stated that she advised Officer Njoku to stop talking to Officer Potter. Officer Murray stated that she was not a physical witness to the physical confrontations.

Officer Che Milton stated that Officer Njoku was physically thrown from Officer Potter's apartment. Officer Milton stated that Officer Potter choked Officer Njoku after being informed that she was pregnant. Officer Milton was not a physical witness to the physical confrontations

Officer Iscah Njoku stated she and Officer Potter had dated and that she did go to his residence to tell him she was pregnant. Officer Njoku stated that Officer Potter got mad when she showed up at his residence and that they talked at the mail box. Officer Njoku stated that Potter was getting upset because she wouldn't say anything and that they went to his apartment and she walked in behind him but did not force her way in. Officer Njoku stated that Potter continued to get mad because she would not say anything, and he told her she needed to leave. Officer Njoku stated in her initial statement that he walked her out, but she later stated he pulled at her shirt trying to get her to leave, causing it to rip. Officer Njoku stated that Potter then called an Officer Dely to try to convince her to leave but when that had no effect, he wrapped his arms around her, while they were face to face, carried her to the door, and threw her out causing her to fall to the ground where she hit her head on concrete and scrape her knee. Officer Njoku stated she went back to the door, crying, asking for a shirt because her shirt was ripped, and she was not wearing a bra. Officer Njoku stated that Officer Potter told his roommate (Hutcheson) to get her a shirt and they threw it out to her. Officer Njoku stated that she then went to her car and called her friend "Qui" and told her what happened. Officer Njoku stated that Qui told her to call the Police but Officer Njoku did not want Potter to get in trouble. Officer Njoku stated she was never wedged between the door only that she stood by at the door for a shirt and that she sustained the injuries when she was thrown outside. Officer Njoku stated there were two incidents that occurred at her apartment. Officer Njoku stated one incident occurred when Potter showed up after he found out she was pregnant because she was not responding to his phone calls or text messages. Officer Njoku stated that she went in the bathroom and was crying when he came in and lifted up her chin with his fingers and told her that she was "actin' like a little child." Officer Njoku stated that on the same day he put his hands around her throat, but did not squeeze, when he became mad that she was not going to tell him about her doctor's appointments because he did not want the child. Officer Njoku stated Potter then let go of her, opened the door, slammed it, and punched a wall and that the punch did not damage the wall and they then began to argue again before he left. Officer Njoku stated approximately a week later he came back to her apartment and they were arguing when he told her she shouldn't go to the doctor because it would make her want to keep the baby. Officer Njoku stated she was crying and told him to leave and he grabbed her by the shirt and put her up against the

wall telling her to stop being weak. Officer Njoku admitted to sending the text messages (Item Number: 14) to Officer Potter. She stated he had texted as well, but she deleted the conversation. When showed the pictured injuries (Item Number: 13) she believed the only time he could have got those injuries was when he was pulling on her shirt because she was pushing back saying she could walk herself out and that she always wears her nails long.

Officer Melvin Potter stated that he and Officer Njoku met while on Zone 3 morning watch and began a romantic relationship that lasted for a couple weeks but had broken up. Officer Potter stated that Officer Njoku showed up at his residence on Sunday September 3rd unannounced and he encountered her in the parking lot. Officer Potter state that Njoku wanted to talk to him because she didn't like the way they ended their relationship. He expressed to her that she could not just "pop up" at his place. However, he stated they could talk while he walked to the mail area. After he got his mail she still refused to talk about why she was there beyond restating that she wanted to talk because of the way they had ended. He told her she needed to leave and that he didn't want to see her outside of a work environment. He stated he left her at her car door and headed back to his apartment; however, she came up behind him and went under his arm while he was opening the door, put her shoulder in the door, and went straight into his house. Officer Potter stated he told her that she needed to leave as she was standing in the dining room leaning on a wall, looking at the floor. He continued to yell at her to leave, waking up his roommate, Marcel Hutcherson, who came out and began to witness the exchange. Officer Potter was going to call the Police because she had forced her way in but instead called a mutual friend to keep anyone from getting in trouble. He called Officer Dely who knows both parties and Officer Dely tried to convince Officer Njoku to leave over the phone, but it had no effect. Officer Potter continued to ask her to leave for approximately 10 to 15 minutes and finally told her if she didn't leave he was going to "walk you out." He stated he then grabbed her by the wrist and walked backwards towards his door and Marcel opened the door for him. Once outside he again told her to leave. As he went back inside his apartment he heard her running towards the door and attempted to close the door quickly however she was able to get her right arm and right leg inside. She was between the door and the apartment wall with half her body inside and was using the wall with her hand, pushing on it trying to get in, and hitting her head on the door while telling him to let her in, saying "let me in. I'm not fucking playing with you." Officer Potter stated he was putting his full body weight on the door to keep her from getting in. He stated he was able to get her arm and leg out and get the door closed but had been scratched by her grabbing at him while she was trying to get back inside. He was later told by her that she also fell down the stairs. He stated that he looked outside and saw her sitting in the grass with her shirt ripped and chest exposed. He threw her a t-shirt outside and she got back in her car and left approximately 20 minutes later. He was informed later that night or the next morning that she was pregnant by a female he knew only as "Qui. Officer Potter later contacted Officer Njoku and they began talking again but never began a romantic relationship again. Through the course or this time, he was informed she had a miscarriage, that she had twin embryos and was still pregnant with one, and that she went back and forth on getting an abortion. Officer Potter stated during this time Officer Njoku continued to express her wish to restart the romantic relationship. He stated that she later informed him when she got called to make a statement at OPS.

Officer Potter stated when he was relieved of duty by OPS he and Officer Njoku were on good terms but after she would still "try to make moves" on him. She attempted to restart the romantic relationship and when he refused and let her know he wanted no other relationship other than being a "co-parent" she said she would go to OPS and state that he threw her outside and threatened to press charges. He stated he then completely parted ways with her, but she continued to text him, and he would supply the text messages to OPS. In reference to allegations of what occurred at Officer Njoku's apartment. He stated he never struck any property, never put his hands around her throat, and never grabbed her and pushed her up against the wall. He also denied telling her he was going to snap if she didn't provide him a date and time of an abortion but did say she was "pissing" him off because she kept lying about an appointment. Officer Potter stated the pictures (Item Number: 12) had been sent to him by Qui and he assumed she got the injuries from being pinned in between the door and falling down the stairs.

Mr. Marcel Hutcherson (Potter's Roommate) stated that he was present on the date of the incident at Officers Potter's and his residence with Officer Njoku. Mr. Hutcherson stated that he was upstairs when he heard Office Potter ask Officer Njoku why she wouldn't leave and her saying she was not going to leave. Mr. Hutcherson stated that Potter continued to try to get her to leave and she refused until he grabbed her by the wrist and started pulling her out while Mr. Hutcherson opened the door. Mr. Hutcherson stated that once Officer Potter got her out he came back inside when as he was shutting the door she attempted to run back in and Officer Potter tried to shut the door. Mr. Hutcherson stated that Officer Njoku was stuck between the door with half her body in the apartment. Mr. Hutcherson stated Officer Potter was able to get her back outside, but her shirt did rip. Mr. Hutcherson state that he went upstairs and got a shirt to give to Officer Potter for her who then threw the shirt out to her.

Both parties concur that Officer Dely was called to get Officer Njoku to leave and that Officer Njoku's shirt was ripped exposing her chest during this incident. Being as this was an undisputed event the need for a statement to be secured from Officer Dely was absolved. Both parties dispute either sides allegations partly or completely throughout this extensive investigation. Witnesses (Murray/ Milton) that reported this incident to the Office of Professional Standards were not physically present when the alleged incidents took place. Witness Hutcherson corroborates Off Potter' s account of what transpired at their apartment however he cannot be considered as an unbiased independent witness due to their friendship/roommate relationship. Officer Potter stated he did go to her residence multiple times after this event, once he found out she was pregnant, but never put his hand under her chin, his hands around her throat, hit her wall, or pushed her against a wall. During this investigation Officer Potter submitted to a CVSA and on January 4th was asked the two relevant questions which produced the following results: 1. Did you carry Officer Njoku from your apartment? Answer: No Result: Deception indicated 2. During an argument did you place your hands around Officer Njoku's neck? Answer: No Result: No deception indicated. Officer Njoku also submitted to a CVSA on January 9th, 2018 and was asked two relevant questions, which produced the following results: 1. Were you pinned between the door and the wall at Officer Potter's residence? Answer: No Result: No deception indicated 2. During an argument did Officer Potter place his hands around your neck? Answer: Yes Result: No deception indicated. The answers to the questions although relevant to the

incident cannot unequivocally confirm or dispel the allegations of what occurred during these physical confrontations or the context of which they occurred. Officer Njoku resigned from the Atlanta Police Department on 6/22/2018 as indicated on APD personnel order APD. PO. 18.161.

Based upon my review of this investigation, I recommend that the allegation against Officer Melvin Potter for the alleged violation of work rule **4.1.1 Conduct** be **Not Sustained.**

Based upon my review of this investigation, I recommend that the allegation against Officer Iscah Njoku for the alleged violation of work rule **4.1.1 Conduct** be **Exceptionally closed.**

Lieutenant H. Zenelaj
Commander, Internal Affairs Unit

This Investigation is: [✓] Approved [ ] Disapproved

By: Major C Tyus
Major C. Tyus
OPS Commander

09-20-18
Date

Comments: _____

ATLANTA POLICE DEPARTMENT
DISCIPLINARY COMPLAINT FOLDER INDEX

EMPLOYEE NAME: Potter, Melvin/ Njoku, Iscah OPS CONTROL #: 17-I-0549-DV

Item No.	Item	Number of Pages	Initials	Date
1	Disciplinary Complaint Folder Index	1	JBP	02/08/18
2	Supervisor Complaint Investigation Checklist	2	JBP	02/08/18
3	Preliminary Complaint Form	1	JBP	02/08/18
4	Complaint Transmittal Summary Memorandum	7	JBP	02/08/18
5	OPS On-Call Preliminary Investigative Summary	1	JBP	02/08/18
6	Employee Statement (Accused)- Officer Melvin Potter	45	JBP	02/08/18
7	Employee Statement (Accused)- Officer Iscah Njoku	62	JBP	02/08/18
8	Employee Statement (Witness)- Ofc. Murray/Ofc. Milton	18	JBP	02/08/18
9	Witness Statement-Marcel Hutcherson	6	JBP	02/08/18
10	Appointment Memorandums	1	JBP	02/08/18
11	CVSA Reports	4	JBP	02/08/18
12	Pictures Of Officer Njoku's injuries	5	JBP	02/08/18
13	Pictures Of Officer Potter's injuries	3	JBP	02/08/18
14	Text Message Screen Shots Provided By Officer Potter	14	JBP	02/08/18
15	Relief of duty package	5	JBP	02/08/18
16	Quest Diagnostics Laboratory Report	4	JBP	02/08/18
17	Email Correspondence	3	JBP	02/08/18
18	Audio Statements/Images of injuries/Images of Texts (Disc)	1	JBP	02/08/18
19	Video Of Officer Njoku's First Interview (Disc)	1	JBP	02/08/18

ATLANTA POLICE DEPARTMENT
SUPERVISOR COMPLAINT INVESTIGATION CHECKLIST

EMPLOYEE NAME: Potter, Melvin OPS CONTROL #: 17-I-0549-DV

INVESTIGATIVE FOLDER

X 1. Disciplinary Complaint Folder Index
X 2. Supervisor Complaint Investigation Checklist
X 3. Preliminary Complaint Form (For all formal complaints)
__ 4. Citizen Statements (Where applicable)
X 5. Employee Statements
6. Complaint Investigation Disposition Form (Command Investigations) OR
X Complaint Transmittal Summary Memorandum (OPS Investigations)
X 7. Any Supporting Documentation (See below list)

[ ]	Offense Report	[ ]	Lab Results
[ ]	Accident Report	[X]	Photos
[ ]	Medical Release	[X]	Video Tape/Audio Tape
[X]	Other	[X]	Other

Sergeant Brandon Puetz — **Investigation Completed By**

02/08/2018 — **Date Completed**

DETERMINE DISCIPLINARY ACTION

____ 8. Disciplinary Worksheet (Filled out by supervisor)

NON-ADVERSE ACTION

____ 9. Oral Admonishment given to (Employee) _____ by
(Supervisor) _____ for rule ____ on ____

____ 10. Written Reprimand given to (Employee) _____ by
(Supervisor) _____ for rule ____ on

I have received a copy of this form. _____ on _____
(Employee Name) (Date)

ADVERSE DISCIPLINARY ACTION

____ 11. Notice of Proposed Adverse Action (NPAA) issued (Date) _____

____ 12. Extension of time form (When applicable)

____ 13. Notice of Final Adverse Action (NFAA) issued (Date) _____
NFAA issued by (Name)

PROACTIVE CORRECTIVE ACTION

____ 14. Memorandum on Corrective Action (If applicable, includes counseling)
____ 15. Training given on _____ for _____
____ 16. Other

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ATLANTA POLICE DEPARTMENT
SUPERVISOR COMPLAINT INVESTIGATION CHECKLIST

EMPLOYEE NAME: Njoku, Iscah OPS CONTROL #: 17-I-0549-DV

INVESTIGATIVE FOLDER

X 1. Disciplinary Complaint Folder Index
X 2. Supervisor Complaint Investigation Checklist
X 3. Preliminary Complaint Form (For all formal complaints)
___ 4. Citizen Statements (Where applicable)
X 5. Employee Statements
6. Complaint Investigation Disposition Form (Command Investigations) OR
X Complaint Transmittal Summary Memorandum (OPS Investigations)
X 7. Any Supporting Documentation (See below list)

[ ]	Offense Report	[ ]	Lab Results
[ ]	Accident Report	[X]	Photos
[ ]	Medical Release	[X]	Video Tape/Audio Tape
[X]	Other	[X]	Other

Sergeant Brandon Puetz — **Investigation Completed By**

02/08/2018 — **Date Completed**

DETERMINE DISCIPLINARY ACTION

___ 8. Disciplinary Worksheet (Filled out by supervisor)

NON-ADVERSE ACTION

___ 9. Oral Admonishment given to (Employee) _____ by
(Supervisor) _____ for rule ____ on ____

___ 10. Written Reprimand given to (Employee) _____ by
(Supervisor) _____ for rule ____ on

I have received a copy of this form. _____ on _____
(Employee Name) (Date)

ADVERSE DISCIPLINARY ACTION

___ 11. Notice of Proposed Adverse Action (NPAA) issued (Date) _____

___ 12. Extension of time form (When applicable)

___ 13. Notice of Final Adverse Action (NFAA) issued (Date) _____
NFAA issued by (Name)

PROACTIVE CORRECTIVE ACTION

___ 14. Memorandum on Corrective Action (If applicable, includes counseling)
___ 15. Training given on _____ for _____
___ 16. Other

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Form APD-821 revised 11/24/03

ATLANTA POLICE DEPARTMENT
PRELIMINARY COMPLAINT FORM

[X] OPS INVESTIGATION [ ] COMMAND INVESTIGATION COMPLAINT NUMBER: OPS CONTROL NUMBER: 17-I-0549-DV

DATE & TIME COMPLAINT RECEIVED				DATE OF INCIDENT			
MO	DAY	YR.	TIME	MO	DAY	YR.	TIME
10	09	2017	0614	09	03	2017	

ADDRESS OF OCCURRENCE: 601 CRESTRIDGE DRIVE, EAST POINT, GA

AUDIO AND VIDEO TAPES THAT ARE PART OF THIS FILE: VIDEO TAPES OF INTERVIEWS [ ] AUDIO TAPES OF 911 RADIO [ ] OTHER TAPES [ ]

BRIEFLY DESCRIBE ALLEGATIONS

THE DEPARTMENT REQUESTS AN INVESTIGATION INTO THE ALLEGATION THAT OFFICER MELVIN POTTER WAS INVOLVED IN A DOMESTIC ALTERCATION WITH ANOTHER CITY EMPLOYEE ON 09/03/2017.

APD.SOP.2010/4.1.4 CONDUCT

"C' FOR COMPLAINANT, USE "P" FOR PARENT OR GUARDIAN, USE "W" FOR WITNESS, USE "S" FOR SUPERVISOR

CODE	NAME (LAST, FIRST, MI)	RACE	SEX	DOB
C	APD			

RESIDENT ADDRESS: [redacted] CELL PHONE: BUSINESS PHONE:

SUSPECT WEAPON: - WEAPON SERIAL #: -

BIASED BASED INCIDENT DESCRIPTION: N/A

TYPE OF BIASED ALLEGATION

AGE	RACE	SEXUAL ORIENTATION	GENDER	CLASS
-	-	-	-	-

ACCUSED #1 NAME (LAST, FIRST, MI)	RANK	RACE	SEX	DOB	DOE	4 DIGIT ID NO
POTTER, MELVIN	OFF	B	M	[redacted]/93	01/29/15	6603

ASSIGNMENT DIVISION	SECTION	WATCH	DUTY STATUS ON DUTY	OFF DUTY	TMP ASGN	XTRA JOB	FIREARMS DISCHARGE ONLY WEAPON	WEAPONS SERIAL #	# SHOTS
FOD	Z3	EW		X			-	-	-

DESCRIBE INJURIES	HOSPITAL TAKEN TO	PHOTO ID NO.	TYPE OF DRUG TEST
	-	-	-

ACCUSED #2 NAME (LAST, FIRST, MI)	RANK	RACE	SEX	DOB	DOE	4 DIGIT ID NO

ASSIGNMENT DIVISION	SECTION	WATCH	DUTY STATUS ON DUTY	OFF DUTY	TMP ASGN	XTRA JOB	FIREARMS DISCHARGE ONLY WEAPON	WEAPONS SERIAL #	# SHOTS
				-	-	-	-	-	-

DESCRIBE INJURIESF	HOSPITAL TAKEN TO	PHOTO ID NO.	TYPE OF DRUG TEST
	-	-	-

ACCUSED #3 NAME (LAST, FIRST MI)	RANK	RACE	SEX	DOB	DOE	4 DIGIT ID NO

ASSIGNMENT DIVISION	SECTION	WATCH	DUTY STATUS ON DUTY	OFF DUTY	TMP ASGN	XTRA JOB	FIREARMS DISCHARGE ONLY WEAPON	WEAPON SERIAL #	# SHOTS
							-	-	-

DESCRIBE INJURIES	HOSPITAL TAKEN TO	PHOTO ID NUMBER	TYPE OF DRUG TEST
	-	-	-

SUPERVISOR RECEIVING COMPLAINT	INVESTIGATOR ASSIGNED	DATE ASSIGNED	DATE COMPLETE
SGT. W. DEAN	SGT. B. PUETZ	10/09/17	

City of Atlanta — Internal Correspondence

Atlanta Police Department

TO: **Lieutenant P. Spann**
Office of Professional Standards
Internal Affairs Unit

I.	**Complaint Control Number:**	**17-I-0549-DV**
	A. Date of complaint:	**10/09/2017**
	B. Date of occurrence:	**09/03/2017**
	C. Complaint:	**APD.SOP.2010/4.1.4**
	D. Complainant:	**APD**
	E. Accused:	**Officer Melvin Potter**
		Officer Iscah Njoku
	F. Witnesses:	**Officer Shanquisha Murray**
		Officer Che Milton
		Marcel Hutcherson

II. **Documents:**

A. See Disciplinary Complaint Folder Index

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III. Investigative Summary:

A. Complaint allegation:

That Officer Melvin Potter and Officer Iscah Njoku were involved in a domestic altercation with each other on September 03, 2017.

B. Accused Employees' Response:

Officer Melvin Potter:

Officer Melvin Potter stated that he and Officer Njoku met while on Zone 3 morning watch and began a romantic relationship that lasted for a couple weeks but had broken up. He stated that Officer Njoku showed up at his complex on Sunday September 3rd. He first encountered her in the parking lot of his complex. She wanted to talk to him because she didn't like the way they ended their relationship. He expressed to her that she could not just "pop up" at his place. However he stated they could talk while he walked to the mail area. After he got his mail she still refused to talk about why she was there beyond restating that she wanted to talk because of the way they had ended. He told her she needed to leave and that he didn't want to see her outside of a work environment. He stated he left her at her car door and headed back to his apartment; however, she came up behind him and went under his arm while he was opening the door, put her shoulder in the door, and went straight into his house. Officer Potter stated he told her that she needed to leave as she was standing in the dining room leaning on a wall, looking at the floor. He continued to yell at here to leave, waking up his roommate, Marcel Hutcherson, who came out and began to witness the exchange. Officer Potter was going to call the Police because she had forced her way in but instead called a mutual friend to keep anyone from getting in trouble. He called Officer Dely who knows both parties and Officer Dely tried to convince Officer Njoku to leave over the phone but it had no effect. Officer Potter continued to ask her to leave for approximately 10 to 15 minutes and finally told her if she didn't leave he was going to "walk you out." He stated he then grabbed her by the wrist and walked backwards towards his door and Marcel opened the door for him. Once outside he again told her to leave. As he went back inside his apartment he heard her running towards the door and attempted to close the door quickly however she was able to get her right arm and right leg inside. She was between the door and the apartment wall with half her body inside and was using the wall with her hand, pushing on it trying to get in, and hitting her head on the door while telling him to let her in, saying "let me in. I'm not fucking playing with you." Officer Potter stated he was putting his full body weight on the door to keep her from getting in. He stated he was able to get her arm and leg out and get the door but had been scratched by her grabbing at him while she was trying to get back inside. He was later told by her that she also fell down the stairs. He stated

he looked outside and saw her sitting in the grass with her shirt ripped and chest exposed. He threw her a t-shirt outside and she got back in her car and left approximately 20 minutes later. He was informed later that night or the next morning that she was pregnant by a female he knew only as "Qui."

Officer Potter later contacted Officer Njoku and they began talking again but never began a romantic relationship again. Through the course of this time he was informed she had a miscarriage, that she had twin embryos and was still pregnant with one, and that she went back and forth on getting an abortion. Officer Potter stated during this time Officer Njoku continued to express her wish to restart the romantic relationship. He stated that she later informed him when she got called to make a statement at OPS.

Officer Potter stated when he was relieved of duty by OPS he and Officer Njoku were on good terms but after she would still "try to make moves" on him. She attempted to restart the romantic relationship and when he refused and let her know he wanted no other relationship other than being a "co-parent" she said she would go to OPS and state that he threw her outside and threatened to press charges. He stated he then completely parted ways with her but she continued to text him and he would supply the text messages to OPS.

In reference to allegations of what occurred at Officer Njoku's apartement. He stated he never struck any property, never put his hands around her throat, and never grabbed her and pushed her up against the wall. He also denied telling her he was going to snap if she didn't provide him a date and time of an abortion but did say she was "pissing" him off because she kept lying about an appointment.

Officer Potter stated the pictures (Item Number: 12) had been sent to him by Qui and he assumed she got the injuries from being pinned in between the door and falling down the stairs.

Officer Iscah Njoku:

Officer Iscah Njoku stated she and Officer Potter had dated and that she did go to his residence to tell him she was pregnant. Officer Potter got mad when she showed up at his residence. She stated they talked at the mail box and he was getting upset because she wouldn't say anything. They went to his apartment and she walked in behind him and did not force her way in. He continued to get mad because she would not say anything and he told her she needed to leave. Her initial statement advised that he walked her out but she later stated he pulled at her shirt trying to get her to leave ripping it. He then called an Officer Dely to try to convince her to leave. When that had no effect he wrapped his arms around her, while they were face to face, carried her to the door, and threw her out causing her to fall to the ground and hit her head on concrete and scrape her knee. She stated she went back to the door, crying, asking for a shirt because her shirt was ripped

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and she was not wearing a bra. Officer Potter told his roommate to get her a shirt and they threw it out. She then went to her car and called "Qui" and told her what happened. Qui told her to call the Police but Officer Njoku did not want him to get in trouble. She stated she was never wedged between the door only that she stood by at the door for a shirt. She stated that she sustained the injuries when she was thrown outside.

Officer Njoku stated in reference to the incidents at her apartment that there were two. One of which is when he showed up after he found out she was pregnant because he was not responding to his phone calls or text messages. She stated she went in the bathroom and was crying when he came in and lifted up her chin with his fingers and told her that she was "actin' like a little child." She stated on the same day he put his hands around her throat, but did not squeeze, when he became mad that she was not going to tell him about her doctor appointments because he did not want the child. He then let go of her, opened the door, slammed it, and punched a wall. The punch did not damage the wall. They then began to argue again before he left.

She stated approximately a week later he came back to her apartment and they were arguing when he told her she shouldn't go to the Doctor because it would make her want to keep the baby. She was crying and told him to leave and he grabbed her by the shirt and put her up against the wall telling her to stop being weak.

Officer Njoku admitted to sending the text messages (Item Number: 14) to Officer Potter. She stated he had texted as well but she deleted the conversation. When showed the pictured injuries (Item Number: 13) she believed the only time he could have got those injuries was when he was pulling on her shirt because she was pushing back saying she could walk herself out and that she always wears her nails long.

C. Witnesses:

<u>Officer Shanquisha Murray</u>

Officer Shanquisha Murray stated that Officer Potter and Officer Njoku had been dating but had broken up. Officer Njoku had gotten pregnant and had tried to get ahold of Officer Potter many times before she went to his apartment where he ripped her shirt, exposing her breast, while throwing her outside. She went back to the apartment to get a shirt and refused to leave until she got a shirt and eventually his roommate got her a shirt. She contacted Officer Murray and let her know the aforementioned event. Officer Njoku responded to Officer Murray's work location where she took photos of her injuries (Item Number: 12). Officer Murray

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called Officer Potter and asked him what happened and he said when she showed up at his house he snapped and she told him he should have called the Police. Officer Murray stated that Officer Njoku miscarried but later found it was twins and the remaining baby was alive. She was telling Officer Murray that she would keep the child but was telling Officer Potter she wanted an abortion because if she told him she wanted to keep the baby he would "flip."

Officer Potter went to Officer Njoku's residence because she would not answer his call. He got upset because she was not talking and he punched a hole in the wall, choked her, and hit her in her arm. Officer Murray advised Officer Njoku to stop talking to Officer Potter.

Officer Murray was not a physical witness to the aforementioned physical confrontations

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Officer Che Milton

Officer Che Milton stated that Officer Njoku was physically thrown from Officer Potters apartment.

He also stated that Officer Potter choked Officer Njoku after knowing that she was pregnant.

Officer Milton was not a physical witness to the aforementioned physical confrontations

Marcel Hutcherson

Mr. Marcel Hurcherson stated on the date of the incident at Officers Potter's and his residence with Officer Njoku that he was present. He stated he was upstairs when he heard Office Potter ask Officer Njoku why she wouldn't leave and her saying she was not going to leave. He continued to try to get her to leave and she refused until he grabbed her by the wrist and started pulling her out while Mr. Hutcherson opened the door. Once Officer Potter got her out he came back inside and as he was shutting the door she attempted to run back in and Officer Potter tried to shut the door. Officer Njoku was stuck between the door with half her body in. Officer Potter was able to get her back outside but her shirt did rip. Mr. Hutcherson went upstairs and got a shirt to give to Officer Potter for her. Officer Potter then threw the shirt out to her.

D. Physical Evidence:

Photos Officer Njoku/Potters Injuries

Screen shots of text messages

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E. Investigative Findings:

On September 3rd, 2017 Officer Njoku was at the residence of Officer Potter and refused to leave.

Officer Potter stated on the September 3rd incident he grabbed Officer Njoku by the wrist walking backwards pulling her out of the apartment, she attempted to rush back in after, he put his full body weight on the door while she was half way in, and he forced her arm and leg out and closed the door. The injuries pictured (Item Number: 12) either happened at that point or when she reported she fell once she was forced outside.

Officer Njoku stated on September 3rd incident that she would not leave because she needed to tell Officer Potter she was pregnant. She stated he grabbed her shirt and she pushed back possibly causing the injures pictured (Item Number: 13). She stated he then grabbed her in a bear hug, while face to face, carried her to the door and physically threw her out causing her to fall to the ground causing her injuries.

Both parties concur that Officer Dely was called to get Officer Njoku to leave and that Officer Njoku's shirt was ripped exposing her chest in this event.

Officer Potter stated he did go to her residence multiple times after this event, once he found out she was pregnant, but never put his hand under her chin, his hands around her throat, hit her wall, or pushed her against a wall.

Officer Potter was given a CVSA on January 4th and was asked the two relevant questions, answered, and showed the following results:

1. Did you carry Officer Njoku from your apartment?
   Answer: No Result: Deception indicated
2. During an argument did you place your hands around Officer Njoku's neck?
   Answer: No Result: No deception indicated

Officer Njoku was given a CVSA on January 9th and was asked the two relevant questions, answered, and showed the following results:

1. Were you pinned between the door and the all at Officer Potter's residence?
   Answer: No Result: No deception indicated
2. During an argument did Officer Potter place his hands around your neck?
   Answer: Yes Result: No deception indicate

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This file is being submitted for your review and recommendations.

Respectfully,

Sergeant J. Brandon Puetz
Internal Affairs Unit
Office of Professional Standards

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ATLANTA POLICE DEPARTMENT

OFFICE OF PROFESSIONAL STANDARDS

OPS – Response Call

REQUIRED INFORMATION

Date of Response call: 10/04/17 Time of Call: 1400
Incident Location: 601 Crestridge Dr. Eastpoint, Ga.
Incident Date: 09/03/17
Incident Time: Unknown
Complainant's Name: Undetermined
Complainant Injured: Yes☐ No☐
Complainant's Contact Number: Click here to enter text.
Complainant's Contact Address:
Complainant's Witness Information: Click here to enter text.
Officer(s) Names/Description: Officer Melvin Potter
(Badge #, identifying features, etc.): 6603
Video/Audio Requested: Yes☐ No☒

OPS Control Number _____ File currently open _____ Closed _____

Check Accordingly:

☐ Additional Evidence
☐ Addendum Statement
☐ Request for Office to review closed complaint.
☐ _____

Waiting on Transcript Yes☐ No☒

Summary of Complaint

On today, October 4, 2017, allegations were made by several employees that Officer Potter was involved in a domestic altercation with another city employee. The employees were able to provide some proof of their accusations. I was able to obtain a preliminary statement from the employee and did verify some of the information.

Form Completed By: Sgt. L.S. Giles

5-1-1

INTERVIEW WITH MELVIN POTTER
Q=Brandon Puetz
A=Melvin Potter

Q: This is Sergeant Brandon Puetz, first name B-R-A-N-D-O-N, last name P as in Paul, U-E-T-Z as in Zebra, with the Office of Professional Standards, where we're currently located at 950 Joseph E. Lowery Boulevard Northwest. The date is December 1, 2017. The time is 11:46 am. I'm here today with Officer Melvin Potter. If you could, please state your first and last name and spell it for me.

A: Melvin Potter, M as in Mary, E as in Edward, L as in lion, I as in Ida, N as in Nancy. Spell my last name too?

Q: Yes, please.

A: Potter, P as in Paul, O as in Oscar, T as in Tom, T as in Tom, E as in Edward, R as in Robert.

Q: And we're accompanied by his peer rep, Officer Goodson. If you could, please, uh, state your name.

A: Officer Yolanda Goodson, Y-O-L-A-N-D-A, G-O-O-D-S-O-N. I'm with the Human Resources Unit.

Q: Okay. And we're here today in reference to an investigation into, um, physical contact with you and another employee. Uh, do you know what employee I'm talking about?

A: Yes, sir.

Q: And what's her name?

A: (Ishka Injoka).

Q: (Injoka). Okay. And what is your relationship with her?

A: Um, we had...

Q: Speak up for me a little bit (unintelligible).

A: We had a romantic relationship that went on for a couple of weeks.

Q: Okay. And, uh, how - how long? Just a couple weeks, you said?

A: Mm-hm.

Q: Okay. Do you - does she work on the same watch as you? I mean, how did you guys...

A: Zone 3 evening watch.

Q: Okay. So that's how you guys connected.

A: That's how we met.

Q: Okay. Um, and did you have an incident, uh, involving her at your house?

A: Yes.

Q: Can you explain to me what happened?

A: She showed up. It was a Sunday.

Q: I'm so- I'm sorry. Can you please speak up. I can barely hear you.

A: She showed up. It was a Sunday. Um, I was off Sundays and Mondays at the time.

Q: Mm-hm.

A: September 3 or 4, I believe. Whatever - whichever day that was a Sunday. I think it was the 3rd. Um, uh, like I said, it was my off day. I woke up. It's about 10 o'clock in the morning. Um, went to go check my mailbox. I was expecting a new bank card. So I went outside. Um, I live in duplexes. Um, and there's a parking lot in front of my place. Um, so I went outside, out of my front door. And I'm walking towards my mailbox, where the mailboxes are set up. And as I'm walking, I step down my stairs, into - onto the pavement. And I hear my name. Somebody's like, "Hey, (Mel)." And, you know, my neighbors don't really - we don't - we just hi and bye. They don't know my name like that. So I'm just, okay, who's calling me? And I turned around and it's her. Um...

Q: Her, being...

A: (Ishka).

Q: Okay.

A: Um, I was surprised because we hadn't spoken in a few days. Um, 'cause we had broke it off. I told her I wasn't - we just weren't clicking at all. Um, she was showing like red flags, things I didn't like. And I told her, you know, me and her weren't gonna work out. Um, and we just need to keep it professional. Just, you know, keep everything at work and leave it at that. We don't need to do anything outside of work at all. And she agreed to that.

Q: Okay.

A: So we weren't speaking. And she - that's when she showed up at my place on that Sunday.

Q: Okay. So what happened from there?

A: Um, I'm like, "Why are you here? Um, you - I didn't - we not talking. Why are you popping up at my apartment?"

Q: Okay.

A: Um, she said, "Yeah, I know. I'm sorry. Um, I just wanted to talk to you. Uh, I don't like the way we ended," she said.

Q: Okay.

A: So I'm like, "Okay, that's cool. You could've called me and we could've had this conversation over the phone. You don't pop up at my place." Now mi- mind you, my place is, um, gated. And you need an access card to get in, or you need somebody's keypad number so that it calls their phone so that it can open the gate.

Q: Okay.

A: Without those two, you can't get in. So I'm like, "How did you get in here?" And she's not telling me. So I'm like, "Okay, so what - what is it that you want? Why did you pop up today?" And she's not saying anything. I'm like, "(Ish), you need to" - that's what I call her, (Ish). I'm like, "You need to - you need to talk, because right now I'm upset you - you popped up at my place, and I don't know what's going on. Like, people don't do this." So I'm trying to give her the opportunity to tell me why she came. She's not saying

anything. She's saying, um, you know, "I just want to talk to you," over and over again, but not saying what she wants to talk about. So I'm like, "Okay. Walk with me to the mailbox." So we walked to the mailbox.

Q: Well, ho- hold on a second. Because I thought you said you were at the mailbox when she said your name.

A: I was walking to the mailbox.

Q: Okay. So where did this - where did this conversation that we're talking about right now take place?

A: Mm, few feet from my door, in the - on the pavement, in the parking lot. I was walking to my mailbox when I heard my name called.

Q: Okay. Go on.

A: Yeah. So we're having this talk and she's not telling me. So I'm like, "Okay. Let's walk and talk. Let's go to the mailbox." So we go to the mailbox. And I get my mail out and I'm leaning against the mailbox like, okay, like speak, like you're not saying anything. Um, she's looking down. She's looking everywhere but me. Um, I'm like, "Just talk to me. Tell me why you popped up at my house today." She's not saying anything. She's like - like I said, she keeps repeating that she just wanted to talk to me and she doesn't like the way we ended. So I'm - at that point, I was fed up. I'm like, okay, I don't - you popped up here to tell me something, talk to me or whatever. And you're not doing - you're not even doing that. You're just standing here. Um, so this is when I started to walk back to my apartment. Um, we get to her car. We get to her car door. And I'm like, "Okay, (Ish). You need to leave. I don't want you here. Like, we're not on that level as to where you can come to my place. I don't want to see you outside of work." So I said, "You need to get in your car and you need to leave." Um, that's when I left her at her car door and I walked up to my front door and opened the door. And then she came up behind me, up under - up under my arm, when I was opening the door, and put her shoulder into the door, went straight into the house.

Q: Okay.

A: Okay. Um, so now I'm a mix of nervous, scared, angry because number one, she popped up uninvited. We weren't speaking. Number two, she just forced her way into my door. So now I'm - I'm like, "(Ish), leave my house right now. Like, I'm not playing. This is not funny. This is not a game. Me and you are two officers. You know, why did you just force your way into my place?" She's not saying anything. She's in my dining room, laying - I mean, not laying - leaning against the wall with her arms crossed, looking at the floor,

just like what - like pouting. Like, her lips are poked out. And I'm like, "(Ish), leave. Like, leave. I don't want you here. Leave my house right now. Leave." I'm yelling. Um, she's not saying anything. She's sitting there with her arms crossed. Um, at this point, my roommate - I - I live with a roommate. Um, me and him, we used to live in Buffalo, New York together. That's my, um, we met in high school. He moved down here. He got a job with the Fulton County Marshal's. So - and we just got a place together. So he heard me yelling at her. So he woke up and he came downstairs. And he's standing on the stairs. There's like a little ledge. And he was just leaning on the stairs, just looking at me. And I'm looking at him. And he like mouths to me like, what fuck, like - like what's going on? So I'm like, I look at him and I look at her, and I just motioned to him like this. Like - because he - he met her before. Because, like we - we used to talk. So then I introduced him to her before. So he knows of her, you know. So I just say like, "Hey, she - she just popped up," to him. And he shakes his head and continues to stand on the steps. So from that point, I'm trying to verbalize everything to her, like, "(Ish), I do not want you here. You need to leave right now. You just forced your way into my place, and I don't want you here." I'm - I don't know how many times I repeated that, but I repeated it to her so many times, just to try to be clear. And I don't know what mind state she was in where she wasn't understanding that you can't just pop up at somebody's place uninvited and then force your way into the door. Like, uh, I couldn't get over that. I didn't know what was going on in her head, what was going on that would make her want to do that. So again, I'm asking her, "(Ish), what - what is going on? Like, why are you here? Why are you popping up? You need to leave my house." She's not saying anything to me. So at this point, I'm like okay, um, I'm gonna have to call the police because I have her here, she forced her way in, I can't get her out. I'm stuck. So, uh, I live off of - off of, um, Camp Creek, and it's technically east point, but it's like the border of Zone 4. I - I was weighing my options like okay, do I call the police or do I call - do I call a mutual friend that me and her both know? Somebody - somebody that can talk to her and get her out of here. Um, I didn't call the police because I didn't want - I didn't want this to - I didn't want to be sitting here today at OPS. I didn't - I thought if I called the police, then possibly somebody would be in handcuffs or - just to save the whole embarrassment or save her from getting in trouble for forcing her way into my place. So I decided to call Dely. Me and him, um, he works at Zone 3 as well.

Q: What's his last name?

A: Dely, D-E-L-Y.

Q: That's his last name?

A: Mm-hm.

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Q: Okay.

A: He works in Zone 3 as well. Um, I called him because those two kind of had a relationship. Um, they were friends. They called each other brother and sister. You know. So I figured I can call him and he can try to talk her down. Um, so that's what I did. Instead of calling the police, I called Dely. Um, Dely was - he picked up the phone and I'm like, "Hey, man, (Ish) just showed up to my place." And he - he knows everything that was going on. He knew we haven't been speaking. He knew we were keeping it cordial at work and stuff like that. So he - I didn't even have to, um, give him like a recap of what was going on. I'm like, "Hey, (Ish) is here." And he's like, "Damn." And I'm like, "Yeah, she just showed up this morning. We haven't spoken. We haven't did anything, and she forced her way into my place." So I'm talking to him and we're on speaker. She can hear it. My roommate can hear it. And I'm just telling him what's going on. And he's like, "Hey, man, give her the phone." So he - I hand her the phone. She takes it. And I can - he's just like, "(Ishka), you need to get out of that house right now. You two are grown adults. You are police officers. This is - this looks bad. Like, just leave and save both of y'all trouble." So that's what he was saying to her. She's not saying anything back to him. She's just still standing there with her arms crossed, pouting. Um, and so he's like, "Hello? Hello? Can you hear me?" And she's not saying anything to him. So I take the phone from her and I take him off speaker. And I'm like, "This - this is what's going on. Like, she won't leave." Like, um, and he's like, "Well, man, just handle it like, um, like you're - like - like you're an officer." Like, keep it - keep a - he was telling me that - he's like, "Handle it the way I would handle it, or handle it knowing that you're an officer, knowing what type of position you're in and what can happen if you handle it wrong." So I'm like, "You know, okay." So that didn't get anywhere. So then I talked to my - (Marcel) is my roommate. I'm like, "Can you say something to her?" And so he's pretty much saying the same thing, like, "You two are officers. I don't know why you - you popped up here today, but that's between you and (Mel). But he doesn't want you here. He's told you he doesn't want you here. So why don't you leave?" He's asking her that, and she's not saying anything to him. Um, she's just, um, at one point she did say, "Can you just go upstairs so I can talk to (Mel)?" And he's like, "Nah, this is my house. You don't got to tell me, you know, where to go in my house." And so he stood there on the steps. Um, and I'm like, "(Ish), what - you need to leave. Like, leave." Again, we're - this is going off of like 10, 15 minutes maybe. Me, him and her going back and forth. Me trying to repeat and repeat and repeat again, like, "I don't want you here. You need to leave." So, um, she's standing in the dining room, leaning against the wall. And I'm like, "(Ish), you need to leave or I'm gonna walk you out of here. Like, you need to leave. I'm not - I'm not playing anymore. I'm fed up. I want to go back to sleep. You need to leave." So I took her, uh, her wrists. And I took both of her wrists and I started walking backwards towards my door. Now, she - she was like kind of, uh,

kind of like when a - when - when a mom takes a kid and the kid doesn't want to go anywhere, they kind of like make their steps heavy. That's kind of what she was doing, trying to pull back the other way. And I'm - I'm stronger than her. So I'm like, "No. Come on. Like, no. I'm not playing anymore. You need to leave. This is a waste of time. Like, leave." So we get - we get to the front door. (Marcel) comes down the stairs and he opens the front door for me. So I'm wa- still wa- I'm still walking her backwards. And we get to the front steps. It's like - it's like one big step and then there's two smaller steps on my front door. And we get to the - the big - it's like a platform in front of my front door. We get there. Okay. And then like, "(Ish), you need to leave. Like, I'm not playing anymore. You're about to get us in trouble. Like, this is not smart on your behalf to pop up here and force your way into my apartment like you just did." So I'm telling her that. And I'm like, "You need to leave." I let her go. I let her go. And then I'm like, "Get in your car and go. Like, leave." So she's not saying anything still. She's just looking angry and, uh, I just couldn't describe but she just - she looked like she was just angry and like out of her mind, not thinking straight. And this is - I'm - I'm thinking to myself, like, "She's not thinking straight because who in their right mind would barge into somebody's place uninvited?" So - so we get outside. And I turn around to go back into my house. And as I - ca- because the first time she came up behind me and I didn't know - I didn't think she would do it. You know, I - that's the last thing I expected, was her to force her way in. So now I'm kind of watching her out of the corner of my eye when I go back into my house after I told her to leave. I already got her outside. I'm like, "You need to leave. And I'm gonna go inside my house and continue my day." So I opened the door and I can hear her running back up the steps. So I hurry up, get inside my house, and slam the door. But before I could slam the door, she got her right - her right side of her body, her right arm and her right leg inside of my door. So she's stuck inside of my door and she's - she's like half in/half out, pretty much. Um, at that point, I'm like - I was just in disbelief that she was just adamant on getting into my place. I couldn't believe it. So, um, she's - my door is kind of opposite from this one. It opens - it opens from that side, right there. Um, but she - she's outside and she has her arm up here. She has her leg down here.

Q: On the inside of your apartment.

A: Right, on the inside of my apartment. And she's using the wall like this. She's using the wall like this, trying to - as leverage, trying to - trying to get into the place. So, you know, I'm not letting up. I'm not letting off the door. So I'm like, "(Ish), leave." And she's like, "No. Let me in. Let me in. I'm not fucking playing with you. Let me in." I'm like, "This is my house. I don't have to let you in nothing. Like, leave. Leave." And so she is using the - the wall of the inside of my house to like scoot through the door that's already shut on her. So she's like shimmying, trying to wiggle through the - the, um, door. And so

that went on for a few seconds. Um, me - mind you, (Marcel) is still standing on the stairs, my roommate. Um, it eventually gets to the point where I outmuscled her and I took her arm, pushed that outside, took her foot and pu- and kicked that outside too, um, and was able to shut the door. Now, that - that whole time, she's - she's grabbing at me, she's grabbing at the door. Um, I have marks on my arm, on my neck and on my chest from her grabbing - grabbing at me and grabbing at the wall, trying to get back into the house. Um, she - when I finally do get her off of my door, um, I close it and I just look at (Marcel) like, I don't - I was just - I don't know. I didn't know why at that point. I didn't know - at that point, I didn't know why she was doing what she was doing. Um, now, I look out at my peephole and she's sitting on the grass with her, uh, with her shirt is like ripped, exposing her chest. Um, so I'm looking at her through the peephole. And I'm like, "Hey, bro, go get me a t-shirt." So he went upstairs, got a t-shirt. 'Cause, uh, she was just sitting there, with her chest out, outside. Like, no neighbors were outside at the time that I saw. But that's just not a good look for me, with a girl sitting outside my place, crying with her chest out. So I didn't want her out there like that. So he grabbed me a t-shirt, opened the door, threw it outside at her, and closed it again. Now, she gets up and she goes and sits in her car. It's parked like - maybe like four parking spaces away from our front door, um, to the left. And she's sitting in her driver's seat. I'm looking out the window at her. And she's just holding the phone, crying. Um, so now I'm like, okay, she's - she's on the phone telling whoever, whatever, um, about what's going on. And she sat outside for like 20 minutes. Then she finally pulled off. Um, and that was that. Um, that - early the next morning, or that night, I guess, um, about 2 o'clock in the morning, I got a phone call from a girl, (Qui).

Q: (Qui)?

A: That's all I know. I never met her. I know she's a cop.

Q: Okay.

A: And I know she, um, they're - they're - them - them two are friends.

Q: Okay.

A: Got a call from her. She's like...

Q: She's a cop where?

A: In Atlanta.

Q: For Atlanta?

A: Mm-hm.

Q: Okay.

A: Um, and so she calls me and tells me that (Ishka)'s pregnant. Um, this is the - I - of course, I react like just - all the air left me. I'm like, wow. Um, and that put everything - that brought everything together for me, that - that's why she popped up and that's why she, um, that's why all of that happened that day. She popped up there to tell me that, but she didn't. She never said anything. So me, I'm thinking, "You're crazy, you're popping up at my place uninvited." Um, when in all actuality, that's what it was. Um, so, um, me and her spoke the next day. I went to sleep on that news. And then I called her the next day. I'm like, "Okay, so you're pregnant." And she's like, "How did you know?" Like, "Your friend told me. You know, you were supposed to tell me. You should've told me." Should be two adults, like I shouldn't have to find out from somebody else about my own business. You know, so I was upset. But I'm like, "Me and you need to be adults. We need to, you know, handle this. Whatever's gotta happen, we gotta handle it together." And she was okay with that. She's like, "Okay. Yeah. You know, I'm sorry for popping up. I should've told you why I did it in the first place. That would've negated everything that happened, had you - had I just said, 'Hey, (Mel), I'm pregnant.' " None of this would've ever happened. Like - so we went on and we were - I'm asking her like, "What do you want to do? Like, what's the plan? Are we gonna keep it? Are you not? What's going on?" And she's like, "Well, I don't know yet. Um, I'm still trying to figure it out, but I'm not ready for a kid." Um, so this goes on for weeks.

Q: Wait. She said she wasn't ready for a kid, or you were saying you weren't ready for a kid?

A: We both said it.

Q: Okay.

A: I - I told her I wasn't ready for a kid. And then she said, "Yeah, I'm - I'm the same way. I'm too young. I don't want a kid. I got stuff I gotta do."

Q: Okay.

A: So we were in agreeance on that. But she was still saying she was on the fence. So I'm like, "Okay. Well, just keep me posted and let me know what's going on." And we're talking every day. We're not - we squashed whatever - like an- all animosity I had towards her was gone once her friend told me she was pregnant, because I see why she popped up that day. Um, so we're - we're good, we're handling everything. Um, she's - she's, um, at one point,

she told me she was gonna get an abortion. And, you know, that's the route she was gonna go. Um, one of the days, she, uh, called me and said, "I'm bleeding real bad. I'm about to go to the ER." I was at work. Um, she's like, "Yeah, I'm going to the ER. I don't feel good." Stuff like that. So I call her when I get off at 11 o'clock. And I'm like, "Hey, what's going on? You're - you're good?" And she's like, "Well, mmm," she wouldn't say over the phone. So I'm like, "What's going on?" And she's like, "Can you just come over?" And I'm like, "Okay, fine." Went over there and she told me she had a miscarriage. Um, so I stayed with her, just trying to be comforting or whatever. Um, I stayed with her, left the next day and just - just went on. And, uh, she - she called me back, I think it was maybe three or four days later because she said she had to go back to the doctor's to get like some type of pill that - after an abortion, they take a pill to - or not abortion, a miscarriage, they take a pill to, um, clean out whatever excess. So that's what she was doing. And while she was there, she said they did a sonogram, or - and, uh, they saw another embryo in there. So she actually had twins, she just lost one.

Q: Mm-hm.

A: Um, I don't know if it's - I don't know if all this is true. This is just what she told me. This is what I'm getting from her. So I don't know if - 'cause later I found out she lied about a lot of things. So I don't - this is just - I'm just telling you what she told me. So...

Q: Okay.

A: Um, after that, you know, now I'm like, "Okay. So do you still plan on getting an abortion or what - what are you doing?" Um, now she went back to saying - she went back from her stance to, "I'm getting an abortion," to, "I don't know again." So she was going back and forth. And I'm like, "Okay. Well, just, you know, I'm here. Keep me posted. Let me know what you're gonna do." Uh, we're going on and on about that. And she's - she's trying to - she was trying to kind of rekindle things. Um, she would say, "Hey, (Mel), why don't you ever stay the night anymore?" Or, "Why - why don't we go out?" Or, "Why don't - why don't you hug me? Why don't you kiss me? Why don't you touch me anymore?" And I'm like, (Ish), um, this is - this is - let's see. I'm trying to remember was that before I first heard from you guys. And it - it was before that. Um, where was I?

Q: About, um, why she wouldn't - why you didn't stay over anymore, you didn't do this, you didn't do that.

A: Right.

Q: She found out she had a - still had an embryo.

A: Okay. I'm getting the times mixed up 'cause she got upset with me because - because I wasn't - I didn't look at her in that way anymore. You know, and before I ever found out she was expecting, I knew me and her weren't ever gonna be anything. Like I - we weren't a - a match at all. Um, and I let her know that. You know, I didn't lead her on or anything like that. I spoke to her like an a- adult and told her, you know, I didn't - that's not something I wanted to do. So, um, she - about the sex and everything, like she would ask me, "Hey, can you come over? Like, I'm horny. I want to have sex." Stuff like that. And I'm like, yo, we're not - we're not there. We're not at that place. I'm - that's not - I'm here to be here for you and be here for a child that I might possibly be having. But, uh, everything else, that - that's done for. She didn't like that. She would get upset. She would - she has kind of insecurity issues. Um, and she would beat herself up and say, "Well, I'm not good enough," and blah, blah, blah, stuff like that. I'm like, "I'm not saying that. I'm just saying me and you aren't meant to be. You know, I mean, it is what it is." And she would get upset about that. And that was actually - I'm sorry, I get mixed up. It's a - this is a lot. It was a long story. It's been going on for months. Um, this is why I wanted to talk when y'all first called me in. But, uh, the one day when I was getting ready for work, I think it was October, the beginning of October, when y'all first called me in here, um, I had already knew she was pregnant. We were - we were on speaking terms. We were going through everything together. We were good. Um, I'm getting ready for work. Roll call is at 3:00. Making my lunch. She calls me at like 2:00. Um, she's like, "Hey, OPS just called me. They want me to come in and make a statement." And I'm like, "What?" like, OPS, what - I already knew, like what it was about. Um, so she's like, "Oh, well, (Qui) went and told OPS about what happened when I came to your house that day." So I'm like, okay. I'm not - like, not even surprised, um, because I mean, when me and (Ish) first started talking, this girl (Qui) was - she added me on Facebook, Snapchat, and Instagram. We don't have any mutual friends besides (Ish). So obviously I'm like okay, you two know each other. Um, like what's going on? Now, when me and (Ishka) first started talking, we agreed that we were gonna keep it between me and her. We weren't gonna tell anybody on the watch. We were just gonna date exclusively and privately and nobody would know about it. Now, when the girl started adding me on social media, I'm like "Okay, now she's talking to people about us." Um, so there was that. And then, um, the guy Dely I told you about, he came to me at work one day and was like, "Hey, man, what's up with you and (Ish)?" I'm like, "Nothing. Nothing at all." Like - he's like, "I heard y'all talk." I'm like, "No, we don't." And so he like, "Come on, partner. You gonna lie to me like that?" And I pretty much knew I was caught, like okay, so you know. Like - so I went to (Ish) and I'm like, "Okay, so strike one was your friend adding me on social media. Then strike two was Dely coming to me, and he knew. Like, me and you agreed not to tell anybody, and yes talking to people." So that's the reason why we didn't work in the first place.

That's the reason why we only dated for like, I think a week and a half, two weeks maybe. Okay. Um, I said (unintelligible) that's just - that's just how it ended. And that's - that was right before she popped up at my place. That's why we weren't on talking terms, because she was talking to other people about me and her. And that's not what we agreed on. We said we were gonna keep it between us. Um, so, uh, the day - the day you guys contacted her, um, she told me she was coming in to make a statement. And I'm like, "Hey, just tell them what happened, you know. You're not in trouble. You're not - they just want to know what happened." And she kind of put the puzzles together that - she said, "I told (Qui) what happened that day. I was in my car and I was talking to her," the day she was outside of my house. She was like, "Yeah, I told her everything. I went to go see her at her (EJ) after. And, you know, we talked." And so she's like - now she's up- she's upset. (Ishka)'s upset. She's like, "That bitch went and told OPS that - everything that happened and now we might get in trouble." So she's upset and I'm - I'm trying to calm her down, like, "Yo, they're just - they - they got (Qui) coming to them with some type of allegation and they have to investigate it." So I'm like, "Just relax. Don't go in there acting all irate. Just tell them what happened, and it won't be an issue." So she was like, "Okay, cool. I'm just gonna call you when I finish with - with them." Um, and we hung up. I packed my lunch, left, went to work, got there at 3:00. Sergeant (Katgron) came out. Um, I went to go grab my keys. And he's like, "Oh, you don't need those today. We got - we gotta go." So Sergeant (Katgron) took me here. And, uh, that was that. He took me here. The lieutenant and, um, I don't remember her name, but she was a sergeant with dreads. They put me into that room in the front and took my gun and badge. Um, I'm thinking I'm gonna - at - on that day I was thinking I would do this. I would make my statement. Um, that's what I wanted to do. I, uh, like this is all a big misunderstanding. (Qui) was not even there the time - at the time it happened. She's getting information from (Ish) when (Ish) was upset and pretty much out of her mind. So she took that and brought it to you guys without even knowing really what was going on. She was taking info from an emotional girl who wasn't - I - I don't know. That's - it just took me all by surprise when I came up here and got my stuff tooken away. Um, um, before - when, um, as me and (Ish) were going through the - when she was on the fence about keeping the - the kid or not, um, she was still venting to (Qui). Um, now, I told her, I'm like, "Hey, you need to stop talking to other people about our business. This is none of her business. Um, keep this between me and you." Because she would tell me that she, um, she - she was talking to her still. And I just was pretty much telling her like hey, you can't be talking to that girl anymore about us, because I knew she was kind of a negative influence towards (Ish), and (Ish) is very impressionable. She takes things and - so eventually she - she did stop talking to (Qui).

Q: Mm.

6-12-45

A: At least what she told me, she stopped talking to her. Um, and she said that's why (Qui) came up here, because she was worried about - she was worried about her. She's like, "Okay we go from talking to not talking. What's going on?"

Q: Mm-hm.

A: Like that. And that's what, um, that's what (Ishka) thought the reason why (Qui) came up, um, and told everything because, you know, her friend isn't talking to her anymore, when in all actuality, it was just her friend handling her own business and just keeping it between me and her. Um, uh, me and (Ish), we were on speaking terms the whole time. The day after the incident, up until the day, uh, the - she would - she would get upset when I wouldn't want to come over or - like, I would go over there, you know, to just spend time with her, um, watch TV or something, just chill, because I knew we were in this together pretty much. Like, um, and while I was over there at her apartment, she would try to make moves on me. And like, "Hey, why don't you want to have sex?" Blah, blah, blah. I'm like, "We're not doing that." This happened multiple times, um, she would try and I would say no. Um, so she got upset and, uh, I left. And then I think it was the next day - this is over the phone, she's texting me. She's like, um, "I'm gonna - I had your back at first with OPS, and now I'm gonna go and - now I'm gonna go and tell them that you threw me outside without a shirt on." And she's pretty much saying that she's go- she - she was saying - because after she made her statement, she called me.

Q: Occupied.

A: After she made her statement, she called me and told me what she told you guys. And she told me - she said - she told me she said everything that happened. Like, she told me I - she told me she told you the same story that I just told you, that she showed up and everything happened. But now that I'm not trying to have sex with her or be anything more than a co-parent, she says she's gonna go to OPS and tell them I threw her outside.

Q: Okay.

A: Without a shirt on and stuff like that. So she's pretty much saying she's gonna change her story. And she's like, "Oh, yeah, they're already asking me do I want to press charges and I keep telling them no. But if you want to treat me like this, then I'm gonna go and tell them yeah, I do want to press charges." And I'm - uh, that - that was the last time we spoke. And I'm like, "Okay. I don't need to talk to you anymore. You're crazy."

Q: Mm-hm.

A: So we haven't spoken since she lashed out and said that. Now, ever since then, she's been texting my phone, calling my phone, sending me pictures. I haven't opened up anything to her at all, like I have not - all - everything's been coming from her. I haven't reached out to her at all.

Q: Mm-hm.

A: Um, I've been getting calls from unknown numbers, texts from unknown numbers about her and the situation, um, ever since I cut her off and have not been speaking to her. So, um, and now we're here today, like I just been - that's why I've been calling, dying to talk to you guys and clear my name because this is just...

Q: Okay. So for clarification purposes, this, um, alleged threat she made to- toward you about going to OPS and changing her story, this is after obviously the package has started.

A: Mm-hm.

Q: So at the time that you were called in, you guys were on good terms, you would say.

A: Right. Right. Yes.

Q: So, I mean, can you - she would have no reason to lie to us on her initial statement, correct? 'Cause you guys were on good terms.

A: Right. We were speaking. She called me before she even came to the office.

Q: Okay.

A: I was on my way to work and she called me, like, "Hey, they just called me in. I'm going in there."

Q: Okay. So I want to get a few points of clarification on the - the incident at your house. Your roommate, um, Dely, correct, is that his name?

A: (Marcel). Dely...

Q: (Marcel). I'm sorry. Dely was the other officer that was calling you.

A: Right.

Q: The male officer.

A: Mm-hm.

Q: So (Marcel) - you - you talked about him being on some steps. And you talk about some steps leading up to your apartment. So are there steps inside and outside your apartment?

A: Mm-hm.

Q: Okay. So is it a two-story inside?

A: Mm-hm. It's a duplex type, um, thing.

Q: Okay. So the steps outside your apartment, or the steps you mention at your front door, are they outside or inside the - the front door? Like, are they on the outside of your apartment, these steps that you're talking about?

A: Outside.

Q: Outside. Is there a platform before these steps?

A: Mm-hm.

Q: Okay. How big a platform would you say?

A: Mm, probably a little bigger than this table.

Q: A little bigger than this table? The platform before the steps directly outside your front door. And then how many steps, um, are there down to the ground level?

A: Two. Then there's a curb that - there's - there's two steps and then the curb.

Q: Okay. So when you say that she refused to leave the residence and you grabbed her by both wrists and were moving backwards towards the door. And then at some point you say that you let go of her wrists. Now, was that inside your apartment or outside your apartment?

A: Outside.

Q: Okay. What happened when you let go of her wrists?

A: She went back to crossing her arms.

Q: Okay. So she was where at this time that she was standing?

A: Mm-hm.

Q: I'm - she was standing where on the - where at?

A: Oh, on the platform.

Q: Okay, outside your apartment?

A: Mm-hm.

Q: So where - you talk about going back into your apartment. So how did she proceed further away from your door? Because you said you saw her running back towards your door. But this platform's right outside your door.

A: Mm-hm.

Q: So where did she - where did she go from this platform?

A: From her car door.

Q: So she walked back to her car door on her own?

A: Mm-hm. I'm like, "You need to leave. Get into your car and leave." She didn't go into her car. So I'm like, "Okay, I'm just going in the house."

Q: Okay. How far is her car from your front door?

A: About, uh, it was about three or four parking spaces down to the left from my door.

Q: Give me an idea of - I mean, a - a general space, how many feet would that be from the car to your door? Just a general idea.

A: Uh...

Q: It doesn't have to be exact.

A: Fifteen feet.

Q: So you're stepping back into your apartment and you state, out of the corner of your eye, you see her what?

A: Never saw her. I - I heard - I heard her. And I'm trying to keep my peripherals on her. But I heard her running back up. And so that's when I hurry up, try to

quick as possible get back inside my house, because I know she's trying to come back again, inside. So obviously, she was able to get half her body in the door. But, you know...

Q: And how much force are you putting on the door?

A: Mm, all my weight.

Q: While she's wedged in between the door and the door frame?

A: Mm-hm.

Q: Okay. And you didn't think to - I mean, what are you thinking at this point?

A: Trying to get her off of my door and out of my - 'cause she's trying to come back in. And I'm like, it's not - it's not happening.

Q: Okay.

A: Mm-hm.

Q: So at this point, she's pinned between the wall and the door. She has - based on your statement, an arm in and a leg in. Is - was that correct?

A: Mm-hm. She's half in and half out.

Q: And you're putting all your body weight on this door.

A: Mm-hm.

Q: And how much do you weigh?

A: 155.

Q: 155. And how much does - how big is she? I've never talked to her in person, so I don't know how big she is.

A: I don't know how much she weighs.

Q: Is she...

A: She's my height, but she's skinny.

Q: So pretty petite.

A: Skinner than me. Yeah.

Q: Okay. And then you say that you basically - how - how did you - explain to me how you got her arm and leg back out of the door.

A: Grabbed it by her wrist, and like - grabbed her arm and I pushed it outside. And at the same time, I was moving her foot outside.

Q: Okay.

A: And once she was completely outside, I shut the door again.

Q: Okay. And then what happened to her when the - the door shut?

A: I don't know. I - the door was shut. That's when I peeped - I looked out the peephole, and she was sitting on the grass with her shirt open.

Q: Okay. How do you think her shirt became open?

A: From the door.

Q: Like the door ripped it?

A: Mm-hm, or the wall - the door or the wall. Because there was no - it was all crinkled in the door. So...

Q: Is she saying anything at this point, when you're - she's wedged in the door?

A: She's saying, "Let me in. Let me in." And she has - she has her right side of her body. Then she had her head against the door and she's like, "Let me in. Let me in." And she's like - it's crazy. She's like hitting her head on the door and all of that. So...

Q: Okay. Um, now, when you - when you brought her arm and leg out the door and closed it, did you hear anything?

A: Mm-mm.

Q: Did you, um, did you talk to her again that day?

A: No. I didn't - I didn't speak to her that day. I spoke to her the next day, after I found out she was pregnant.

Q: Okay. And did you talk more about what had occurred at the apartment?

6-18-45

A: Mm-hm.

Q: Did you know that she fell down the stairs?

A: She told me, yeah.

Q: Okay. And how did she say that that happened?

A: She said she missed a step.

Q: At - at what point? I mean...

A: She said after I closed the door, she missed - she fell down the stairs. Beca-

Q: Does - did she describe to you how it happened?

A: She just said she missed a step. That's all she said. I didn't see her fall down the stairs.

Q: Okay.

A: Um, she - what was it? Um, the girl (Qui) sent me pictures of her, um, head. She had a knot on her head. She had, um, a scratch on her back.

Q: Mm-hm.

A: And she had, uh, a scrape on her toe and her knee. Um, now all of that, I'm like, "Okay, that came from the door." She was beating her head on the door, one. Number two, her back, she had it in the door - in between the door. And her foot, she just had open-toe, um, sandals on. So...

Q: Mm-hm.

A: I mean, I see - I could see how that would happen. And her knee made sense 'cause she said she fell. I didn't - I mean, I just put it all together. I'm like, she got all that from the door. Um, but she told me she fell. So I'm like, okay, that could've been part of it too.

Q: Okay. So beyond what we've discussed in that incident, the wrist, the door.

A: Mm-hm.

Q: The stuck between the door. Was there any other physical contact in that incident?

A: Mm-mm.

Q: Not at all?

A: Mm-mm.

Q: Okay. And then you say after - after you found out, um, well, let - let's go back to the call between you and, uh, uh...

A: Dely.

Q: What's her name again?

A: Dely.

Q: No, the female.

A: Oh, (Qui).

Q: (Qui). That occurred that day?

A: That night. It was one or 2 o'clock in the morning.

Q: Okay.

A: So the next day, technically, I guess.

Q: And what - what - what took place in that conversation?

A: Uh, she said, "Hey, (Mel), um, it's (Qui)." I'm like, "What? Are you - what's up?" She's like, "Are you sitting down?" And I'm like, "What? I'm just - what are you talking about?" Cause I don't - uh, she was pretty much being - trying to - I'm just like, "Say what you called me for." I don't have time for the - um, and she said, "Okay. Um, (Ish) is pregnant." I'm like, "How you know this?" And she's like, "She told me." And in that moment, everything is just coming together like oh, that's why she showed up yesterday.

Q: Okay.

A: And so I was like, "Okay. Thanks for telling me." I went to bed. And then I called (Ish) when I woke up.

Q: Okay. So in this conversation with her - not (Ish), the other female. When you - did you talk about escorting her from your residence at all?

6-20-45

A: We spoke - she - that Sunday, um, after the incident, after she was on the phone in the car for 30 minutes, um, I got a message on Facebook from (Qui). And she gave me her number. She's like, "Call me." And I called her. And she's like, "What happened today?" And I told her the same thing I told you. Like, this is what happened. She's like, "Why didn't you call the police?" I'm like, "I didn't want to get her in trouble. I didn't want to get myself in trouble." I didn't want - that's embarrassing. Like, "We're two officers and you need to call the police?" I just didn't think it was a, uh, in the moment, I'm trying to use my hindsight. I'm trying to say, "What would I do if I was getting this call? What would I do if I was on scene on this call?" And I'm like, I - I just didn't want to put that in anybody else's hands. I wanted to...

Q: Okay. And when you talk about your - your hindsight, what would you have done on the call, so what do you think you would've done on the call, if you were called out to that scene?

A: If I would've got the 911 call out there?

Q: Yeah.

A: It's - it's criminal trespass all the way for me. Um, she showed up uninvited, no - the two parties weren't speaking. She got into the place by telling the security guard she lived there and she lost her key, and he let her in. So that's how she got in there. And then on top of that, she forced her way in there after I said, "I don't want you here."

Q: Mm-hm.

A: So that's...

Q: Criminal trespass on her part?

A: Right.

Q: Okay. We'll come back to that 'cause I don't want to delve too deep into that right now. But - so after you get this call from, uh, (Qui). Is that her name, correct? And then you call her back, the - the female officer, (Ish). And then you said - that night did you go to her place?

A: That night? That - when I got the phone call?

Q: Where you found out - after you found out she was pregnant.

A: Uh, I can't recall if I went there that night or, um, I think we met - we met, um, at a Target by my house.

Q: Okay.

A: And that's where we, uh, first spoke about what happened the day before.

Q: Okay. At some point before you came here to OPS, was there an argument at her house?

A: Mm, we had a few arguments, yeah.

Q: Okay. Was there ever any physical contact?

A: Mm-mm.

Q: Never?

A: Never.

Q: Did you ever strike any of her property?

A: Mm-mm.

Q: Or strike anything at her apartment?

A: No.

Q: Okay.

A: I slammed the door.

Q: You slammed the door.

A: When I left, yeah.

Q: Okay. Did you ever hit her wall?

A: Mm-mm.

Q: Never bust any holes in the wall?

A: Mm-mm.

Q: Did you ever put her - your hand - I mean, you - you said to me a minute ago - so let the - let me just clarify something. You - you had this romantic relationship with her.

6-22-45

A: Mm-hm.

Q: You see some red flags. You break up.

A: Mm-hm.

Q: She comes to your apartment. The incident happens at your apartment. You find out later that she's pregnant. And then you start to try to rectify the personal relationship. Was there ever a romantic relationship again after the incident at your house?

A: No. And that's what she was trying to bring back, was.

Q: Okay. So there's no physical interaction?

A: Mm-mm.

Q: So I just want to clarify - I mean, you're, uh, you're over at her house how many times between when this thing happened - when the - when the incident at your house happens and when you come to OPS.

A: Uh...

Q: Approximate.

A: A lot.

Q: A lot.

A: Mm-hm.

Q: Okay. And there's no romantic relationship. So is there any time that you're physically touching her?

A: Mm-mm.

Q: Never asked her to look at you when, uh, you're talking?

A: Did I ever ask her to look at me when I'm talking?

Q: Yeah, on these times that you're at her apartment - or her place.

A: No.

Q: Or direct her head towards you.

A: No.

Q: To look at you. Okay. Because there's just some discrepancies on what's going on, because you say you were - you know, you were in good terms with her when she came here.

A: Mm.

Q: And we talked about the incident at your house, and we've kind of been through that. But there's certain things being said about what happened at her house. And if you're on good terms, then I'm just struggling to find out what, you know, where the discrepancies lie. Because, you know, why would she say something if you're on good terms about physical contact, about hitting a wall or - or going like, you know, look at me when I talk to you, kind of thing. Hand here, hand there, wherever.

A: Mm-hm.

Q: I mean, you're talking about no - I'm talking about any physical contact.

A: None.

Q: Okay.

A: She was trying to have the - she was trying to have sex. She was trying to be like romantic and stuff again. The only - I would hug her when I left. Um...

Q: Okay.

A: Or like, even if - like, sometimes when I wouldn't hug her, she'd say, "Can I have a hug?" Like, "You gonna do me like that?" So like stuff - that's what she would say. And I would give her a hug. But anything else, other than that, we didn't touch.

Q: No hand on her face, neck, anywhere?

A: No.

Q: Okay. Um, and to your knowledge, uh, as of now, is she still pregnant?

A: She says she is, but that's what she says. She - she told me - just because of her history of not telling the truth, I can't - I don't know what to believe and what not to believe. Because she also told me after the miscarriage that she

went and got the abortion pill.

Q: Mm-hm.

A: So mind you, she had twins or suppose had twins. She said she got rid of the second one by taking the abortion pill. Um, by this time, I'm about to be reassigned. Um, and she's telling me this and she's like, "Can you come over?" Um, because she feels like - when she had the miscarriage, she said I wasn't there for her, um, I treat her like shit, and I'm a ain't-shit N-word.

Q: Mm-hm.

A: So she's like, "Well, can you, uh, just bring me some - some things over tonight?" Um, I'm like, "Sure." So I go to Walmart and I get her some pads. She said she was bleeding. I brought her some pads and some snacks, um, and I sat with her. I didn't stay the night because I just didn't want to do any - I didn't want to give her any false hope or anything like that.

Q: Mm-hm.

A: So I went over there, brought her the pads. She was using them up and stuff. And later - later, she's like, "I lied about the abortion. I just wanted to see how you'll react. Um, I knew you would act this way and karma's a bitch." And she reiterated again that she was coming to OPS to tell them new stuff.

Q: Okay. So I'm a little lost, then. The - this is - you met in person for this?

A: For what? The...

Q: When this pad thing happened.

A: Yeah. I went to the store, bought her some pads and some snacks.

Q: Okay. And you had already got the text from her about saying that she was gonna go to OPS and...

A: No, this is before that. I'm sorry.

Q: Okay, 'cause you just said she reiterated the thing about going to OPS.

A: Yeah. She - bef- when I - by the time I brought her the pads, we were still on speaking terms.

Q: Mm-hm.

A: Because we - but after all of that, she was - she's pretty much upset that I don't want to be with her. So she's saying, "Karma's a bitch and you're gonna - you're gonna have a kid and I'm put you on child support and you're just gonna be another, um, deadbeat," is what she called me.

Q: Mm-hm.

A: Um, but I don't - I just don't - my whole motto with her was like, I don't want any drama, I don't want to fight. I just want to - if I have a kid, I'm gonna be responsible, I'm gonna take care of mine 'cause my dad didn't do the same for me, so I'm gonna be better than my pops. You know. So all of that is irrelevant. I'm just trying to get to the point where me and you can handle something like two adults and not fight over something that has nothing to do with the child, pretty much.

Q: Mm-hm.

A: Like, everything we fight about or there's an argument about is because she wants to do more than what I want to do.

Q: Okay. So as far as her threatening to go to OPS and add to her statement, when was the first time that she did that?

A: I have it in my phone.

Q: So was it in text or was it in person?

A: Both.

Q: So did these texts come before this person - in person OPS threat or vice versa?

A: It was - she would say it - she would say it in text, and then she would say it on the phone.

Q: Okay. So when you met her in person with the pads, was it said?

A: Mm-mm.

Q: Okay.

A: No.

Q: Okay.

6-26-45

A: We didn't talk about anything about...

Q: Okay. Beyond what you mentioned to me about the text, about coming to OPS -- I know we talked on the phone and you said there was texts that you want to provide -- is there anything in the text messages beyond the, um, threatening to go to OPS that you think that we should be aware of?

A: Just texts kind of backing up what I'm saying about the behavior. Um, unsta- unstable, just emotionally unstable, like, uh, I have - I've made a whole folder. 'Cause she - like I said, after I stopped speaking to her after she threatened me, the texts just ranged in every single day. Like...

Q: A whole folder, being what? Like, you put a folder on your phone or you...

A: Mm-hm.

Q: ...printed something out?

A: You can make like an album on your phone.

Q: Okay. And would you be willing to provide us with screenshots of those text messages?

A: Mm-hm.

Q: Okay. Um, so you have my e-mail address. Can you e-mail those to me?

A: Uh, if you can give me the e-mail address, yeah. Or you already e-mailed me. So...

Q: Yeah, 'cause you have the notification letter.

A: Mm-hm.

Q: Okay. So, uh, in reference to the - the - the back and forth on whether or not she was gonna get an abortion, uh, did you ever make any statements about her, like you wanting her to get an abortion?

A: I told her yeah, that's - I didn't think I was ready for a kid. So I'm - I told her, "I want you to get an abortion." She would ask me, "What do you - what do you think I should do."

Q: Okay. So that was your mentality, that obviously that's where you wanted the - the situation to go.

A: Mm-hm.

Q: And she was kind of back and forth on it.

A: She was back and forth. At times she would say, "Yeah, I'm gonna get an abortion." Or she would say, "Don't worry about it. I'm gonna do - I'm gonna do what I'm gonna do." So...

Q: In person or on phone or in any way, did you ever make any semblance of the statement that she better call you with a date and time of the abortion or you were gonna snap?

A: She - that happened - she would tell me - 'cause I remember one time she said, "My appointment is this date and this time."

Q: Mm-hm.

A: And I'm like, okay, cool. You know, I want to - because she had an appointment where she was gonna get an ultrasound. And I told her I wanted to go.

Q: Mm-hm.

A: She said, "Okay, fine. You can come." When that appointment came, I reached out to her and nothing, I just couldn't get a hold of her. So I'm like - I didn't want that to happen again. So next came the abortion appointment and she gave me the date and the time.

Woman: (Unintelligible).

Q: Uh, once we're done with this real quick. Go ahead.

A: She, um, she told me - she told me the date and time of the appointment. And she - she said I can come. And then once the - it came, just nothing. Like, I couldn't hear from her. I couldn't get in touch with her at all.

Q: Mm-hm.

A: So I just - she was being deceitful. And I'm just like, "How - how could you do this to me at this time where, like I got an OPS on me. I don't have my gun and badge. And you're telling me that your appointment is this date and this time." And it's just the - she, "If you don't want me involved, just say that. Don't lie to me and try to..."

Q: Mm-hm.

A: That's what I was trying to get across to her. Like...

Q: So the question is: Did you tell her if she didn't provide you with a date and time, that you were gonna snap?

A: Uh, no.

Q: Not at all?

A: Mm-mm.

Q: Nothing to that semblance?

A: No. I told her it was pissing me off that she kept lying to me about her appointment.

Q: Okay. Uh, you - you can step out. The time is, uh, 12:52. Okay. So at any time, uh, beyond what we discussed, was there any, uh, threats to her?

A: No.

Q: Okay. So I want to go back to that thing you were talking about, if you were the officer and you would've thought it was a criminal trespass case. Had she ever stayed at your place before?

A: Mm, yeah, she stayed the night one time.

Q: Okay. Did she have a key to your place?

A: Mm-mm.

Q: Okay. And you stated that she kind of slipped by you the first time that - that she came in. And then you - and correct me if I'm wrong. Don't let me say this if this isn't what you - you said. You removed her by basically grabbing onto her wrist and kind of walking backwards to the door.

A: Mm-hm.

Q: Bring her outside. She heads back to her car. You go inside. And then you hear her running towards the door, so you slam the door.

A: Mm-hm.

Q: And do you think how you slammed the door on her could have caused injury

to her?

A: Uh, that's what I assumed she got those bruises and scratches from, was from the door.

Q: Okay. And as the officer - back to the officer responding to the scene, you don't think that there was - would have been any problem with that?

A: It's - again, how did - how did she get there? Is my question to her. "How did you get here?" Were - like, if it was agreed upon that she can come over and then it happened, then yeah. Like - but if somebody's trying to force their way into your apartment, I don't see...

Q: You wouldn't have seen a problem as the officer responding to the scene?

A: No.

Q: Okay. 'Cause I'm just asking you to put yourself in the shoes of what you do every day.

A: Mm-hm.

Q: And look at it from the outside of what you would have done if you were - you were - you responded to the scene.

A: Mm-hm.

Q: And that - so you - you don't think there was anything wrong with that?

A: No. She forced her way in.

Q: Okay. And I'm gonna show you a couple pictures. Um, 'cause you said that she - that, um, that - that - and refresh me on her name again. The female that sent you the pictures.

A: (Qui).

Q: Okay. So, um, are these - I'm just making sure that these are the pictures that she sent you.

A: Mm-hm.

Q: And these are - the - these are all of them? Did she send you any other ones?

A: Yeah, I have those.

Q: So these are the ones you have.

A: Mm-hm.

Q: And this is what she was wearing the day - this is the day of the um, interaction at your apartment?

A: Uh, I can't say for sure 'cause she has her shoes changed. She had on sandals.

Q: Okay. Okay. But, um, these are the pictures you got.

A: Mm-hm.

Q: And this one of the back, you were under the impression that this - I mean, you - you were under the impression that most of this was from the door?

A: Mm-hm.

Q: Okay.

A: It - then it became a mixture 'cause she told me she fell after. She said, "I fell down your stairs."

Q: Got you.

A: So I'm like okay, I guess it's both, then.

Q: A joint.

A: Mm-hm.

Q: Okay. Um, okay. Do you have anything that you think is relevant to the investigation besides the text messages that we talked about?

A: Uh, I have pictures as well, of me.

Q: Of your injuries?

A: Yes, little scratches and from the door exchange.

Q: Okay. The day of?

A: Mm-hm.

Q: You have those on your phone as well? And you're able to provide those as well? And is there any way to, um, uh, is there a way we could timestamp it, we could validate the date that they were taken?

A: Yeah. Uh, iPhone has, uh, that whenever you take a picture.

Q: Okay. Okay. Um, so beyond the text messages, this - this is just your opportunity, if you think that there's anything that I missed that's relevant to this investigation. Do you have anything that you want to add that you think is relevant?

A: It - it's - it's a lot. It happened over a long period of time.

Q: Mm-hm.

A: And like I said, this is why I wanted to speak the first day I was brought in, because it was already a lot at that point that I wanted to get out. And I hope I'm not leaving anything off the table, but it is a lot that happened over this time.

Q: Right.

A: Um, just with me telling my story to you just now, I had to go back a couple of times, just 'cause I left something out.

Q: Right.

A: So I think I got everything out, but I'm not 100% sure if there's...

Q: Okay.

A: But here are the pictures, September 3, 5 o'clock.

Q: Okay. And you can provide me with copies of all this too?

A: Mm-hm.

Q: Okay.

A: That's from her grabbing at me on the door.

Q: Okay.

A: So - and all of that is just - my neck.

Q: Okay. So, um, as part of this investigation, according to APD SOP, you could be asked to submit to a CVSA. Um, do you acknowledge notification?

A: Mm-hm.

Q: Okay. And like I said, there obviously are some, um, differences on the stories. And that's one of the reasons we might - we - we could or might institute a CVSA. So that's what I'm talking about, because that's - that's the point of talking about the physical relationship and this and that, because the CVSA is about 100% accurate on truth or false, you know, whatever. So - but if I said, you know, did you have any physical contact with her? Did you put your hand around her neck? Like I asked you earlier.

A: Mm-hm.

Q: And there was something in your mind that was innocent, but it created some doubt in your mind, then it would say that you were lying. That's why I say, any instance of putting your hand around her neck or any way, shape or form, here, here, telling her to look at you after that first interaction.

A: Never put my hands on her. I don't - I don't do that.

Q: Okay. And I'm not talking - I'm not talking about even in a menacing way. I'm talking about just like, you know, if you tell your kid to lo- hey, look at me when I'm talking to you, kind of way.

A: No.

Q: In no - no shape or form.

A: No.

Q: Okay. All right. So, um, we'll conclude this interview. And like I said, I'll look back into the notes and, um, go from there on if we need to call you back for the CVSA. Um, but again, I'm gonna stress to you about the not contacting anybody about this investigation. Because also, after this interview, I'd like to get the information for your roommate if he's willing to come in and make a statement. But just like we separate witnesses at any kind of scene or just like witnesses testify separately, it's important that you don't discuss the issues, because it dilutes the investigation. Because if I say I saw - I might see something one way, somebody might see something another way. But if we talk about it, we can influence it, and then it becomes a corrupt investigation, right?

A: Mm-hm.

Q: So it's important that you don't talk to him about the investigation. It's important that you don't reach out to the officer in - other officers involved about the investigation.

A: Mm-hm.

Q: You're only to talk to your representatives about this investigation. Is that clear?

A: That's not a problem. Um, what about Dely? Would you speak to him too? That's the one I called on the phone when she was still at my place.

Q: When they were there?

A: Right.

Q: Um, I mean, perhaps. But he wasn't - he wasn't there when the - when it occurred. He was just over the phone, saying like, "What are you doing?" Kind of thing, right?

A: Exactly. But neither was (Qui), the girl who came and made the whole accusation.

Q: Right. But he di- what do you feel like he could add to the investigation?

A: Just somebody I called to...

Q: To verify that you actually called him?

A: Right.

Q: Okay.

A: Um, also, something I left out was a couple of weeks ago, another officer from Zone 3, (Raymond), he called me and said he spoke to (Ish) and - because she came into work looking pissed off. And he was like, "Hey, what's wrong with you." And he's like, "Well, I just heard some shit about (Mel) and that N-word ain't shit," blah, blah, blah. And I'm going to OPS and I'm gonna fuck him up. That's what he told me. He's like, "Hey, man, you need to talk to her because she's saying she's about to go back to OPS and shit on you." That's what he said.

Q: Mm-hm.

A: And I'm like, "She can do whatever she wants because I know what happened." And (unintelligible) I don't know. He pretty much wanted me to talk to her to stop her from coming back to y'all. And I'm like, I'm not talking to her after she al- she already told me she was gonna do this anyway. So...

Q: Mm-hm. But just to be crystal clear, this is - this conversation you're having with this guy about her coming back to OPS is after the initial complaint.

A: Mm-hm.

Q: And when she came on the initial time when you guys talked and she said she was on her way to OPS, you guys were on good terms at that point in time. I mean, you're gonna have to say yes or no 'cause it's...

A: Yes.

Q: Well, can't see you. Okay.

A: Mm-hm.

Q: All right. I just want to be clear. Okay. So do you have anything to add before we conclude this interview?

A: No.

Q: Okay. The time is 1:02 pm.

The transcript has been reviewed with the audio recording submitted and it is an accurate transcription.
Signed_____

INTERVIEW WITH OFC. MELVIN POTTER
Q=Sgt. Brandon Puetz
A=Ofc. Melvin Potter

Q: This is Sergeant Brandon Puetz. Uh, last name P as in Paul, U-E-T - Z as in Zebra. With the Office of Professional Standards. We are currently located at 950 Joseph E. Lowery Boulevard. The date is January 4, 2018. The time is 1514 hours. I'm here today with, uh, Officer Melvin Potter in reference to a complaint. Um, and this will be a follow up interview. I'll just remind you Officer Potter that you're still, um, under the original Notice of Allegations and the awareness statement too, you're be truthful in your statements. You acknowledge notification?

A: Yes.

Q: Okay. All right. So, today we're gonna, um, the CVSA interview and I have the results of the interview here. So, I'm gonna show you what a regular pattern looks like. See, it kinda goes up like a Christmas tree. Straight up and straight down. Now, do you see any patterns that stick out to you as not straight up, straight down like it's kinda more like a block or straight across the top or the bottom like it's kinda blocking a little more than a straight up and down?

A: (Unintelligible). A little bit here. Look different to me.

Q: Do any of 'em look like blocky? Like a - so, you - see how it goes straight up and down?

A: Mm-hm.

Q: Do any of 'em look like they have a straight line across the bottom or the top like they're blocking more than they're going straight up and straight down?

A: No.

Q: Okay. Okay. Well, I'm gonna tell you based on being a CVSA Operator and again, showing it to other CVSA Op- Operators that have no idea about the situation. No idea about the questions - which are my control questions, which

are my relevant questions, whether or not, um, there are, uh, you know, which are the relevant questions that are the accusations?

A: Uh-huh.

Q: They called the chart as being deceptive. There's some deceptive indicators and the computer also says there's some deceptive indicators. Specifically - excuse me. On four, you see it's kinda blocking? On the bottom there, it's kinda straight along the bottom and it's not, you know, you can kinda draw a line there too like the points are touchin'. It just goes straight up and straight down. Lines, lines. Again, here. Kinda blocking along the top. Bottom. Blocking along the top. So, these two questions, show deception. This is question number four was the question about the carrying. And question number six was the question about the hands around the neck. Now - so, let me tell you why I decided to do the CVSA. And we can kinda talk more about the situation. So, let's start with the - the incident at your apartment complex.

A: Mm-hm.

Q: At your unit when she came in uninvited. Right?

A: Mm-hm.

Q: So, you had told me originally that, um, you pulled her out of the apartment basically by her wrist and she walked.

A: Mm-hm.

Q: And that she tried to force herself back in the apartment. She's wedged between the door and that you basically force the arm and the leg out and she told you after the fact that she fell down the stairs.

A: Mm-hm.

Q: The other side of the story or the other person's account of the story is that they're bear hugged, they're carried and they're thrown out. And that they were never wedged between the door.

A: Hm.

Q: So, you can see there's some differences in the story. That's why I'm sayin', some - somewhere there's some untruthfulness because there's a difference between somebody saying, you know, it's a Use of Force case and you got somebody that got hit a couple times. One person says they got hit three times and one person says they got hit four times. That's a inconsistency. When you

have one person sayin' that they got pulled out by the wrist and you got one person saying that they got picked up and thrown out? And then you got one person saying that they were wedged between the door and one person saying they weren't wedged between a door, that's a untruth because there's no - there's no - that's not a discrepancy. That's two different stories, right? Would we agree on that?

A: Mm-hm.

Q: Okay. The second thing is - well - so, before I forget out it, uh, in reference to that first thing at the apartment complex, the scratches that you sent me the pictures of. Now, I reread through the transcript of our conversation and I listened to the c- the conversation transcript.

A: Mm-hm.

Q: Did you get those scratches when she was wedged between the door or at another part of the - the incident?

A: When she was wedged between the door.

Q: It's...

A: Reach - reaching.

Q: She was reaching in and scratchin' you?

A: Mm-hm.

Q: Okay. And then it's also your - and - and correct me if I'm wrong. It's also your, um, account on the ripped shirt - we both agree that - both parties agree that the shirt was ripped at some point?

A: Mm-hm.

Q: And it's your, um, your side of the story is that it was ripped while she was wedged in the door. Is that correct?

A: Yeah. It wasn't ripped while she was in the house, so.

Q: Okay.

A: Yeah.

Q: So, you never tried to pull her out of the apartment by her shirt?

A: Mm-mm.

Q: Or the rip didn't occur in - and before the door situation?

A: Mm-mm.

Q: Okay. And the scratches occurred when she was wedged in the door. The second inconsistency and we - we kinda talked about this before is because - and - and this is kinda where I'm confused a little bit because - when we talked, we talked about when she came in and made the initial - when the initial complaint was de- made, the day you got relieved?

A: Mm-hm.

Q: You guys were on good terms. Or - or somewhat better of terms. You guys weren't arguin' at that time. You're still talking. You were still under the assumption that she was pregnant.

A: Mm-hm.

Q: So, you're still tryin' to, you know, work out the personal relationship with no romantic relationship?

A: Right, it was just worried about the pregnancy that's all.

Q: Right, but you guys were on good terms. Is that correct?

A: Mm-hm.

Q: Okay.

A: From what I thought.

Q: But then you said that you - you showed me on the text that she sent about, um, you know, karma's a bitch. All this stuff. And this was - but this was after you got relieved?

A: Mm-hm.

Q: So, you guys had a falling out sometime between when she - when she - when the initial relief was made and when you came in for your interview?

A: Mm-hm.

Q: So, the other inconsistency and where I kinda struggle because initially, there wasn't, um, you know, I didn't have a real good idea of both sides of the story 'cause I'd never talked to you, I only had her initial interview and so, I didn't really have a clear picture of the first incident. But where the confusion was to me in the second incident was the hands around the throat question which also - like I said, I see blocking. I see a deception indicator. So - and again, if you guys are on good terms at that point in time, then I struggle to see why she would come in and say that you did something or like you lifted up her head and like we talked about. Like, look at me when I'm talkin' to you. Or any kind of hand around the throat. You said none of that occurred.

A: Mm-hm.

Q: And why the statement would be made that it occurred if you guys are on good terms. Have any idea?

A: I - I don't know. Um, she's, uh, she's upset at me because I don't wanna be with her past the child. That was - that was the whole - her issue was I was only stickin' around because she was pregnant and I was like...

Q: Right.

A: Yeah, that's what I'm supposed to do. So, she didn't like that and that led to an argument. And that's when I removed myself from the situation.

Q: But when you removed yourself from the situation, this is after the initial relief?

A: Right.

Q: You're already relieved at this point?

A: Mm-hm.

Q: So, I'm sayin', can you think of any reason why on the initial complaint when you guys are still talking and still on somewhat of good terms...

A: Mm-hm.

Q: Why the - the accusation would be made that you put your hand around her throat at that time?

A: At that time, she knew that I didn't want to be with her already. We had already spoken about that. This - the time I just told you about was probably the second or third time we had that same conversation where she's like, "So,

what are we? What are we doing?" And I tell her every time, you know, "I don't wanna be with you past the - the child. I just wanna take care of my child if that's what's gonna happen." And that's the only thing I can think of as to why she would say what she was sayin' is because she's tryin' to make me feel the pain she felt by not bein' with me. 'Cause that's what she was sayin' in her text. "You're gonna feel - you're gonna feel this and you're gonna feel me." And she's just referrin' to - she thinks I did her wrong by not wantin' to be with her. So, that's the only way I can think of why she would do that.

Q: Okay. All right. So, as I told you in the initial interview, my job here is not to find officers guilty. I don't do a recommendation on sustained, not sustained - whatever. My job is to get the truth. And I've been accused multiple times. I was in very proactive units where I come up here as accused. And I think I told you this in the initial interview - my goal is never to catch somebody in an untruth. My goal is to get the truth. And I tell everybody when they come in - be completely honest with me.

A: Mm-hm.

Q: And like I said, people that don't know the situation see deception indicators on that test. And I know when we've talked on the phone, you've talked about all day about it not bein' admissible in court or whatever.

A: Mm-hm.

Q: But it's still a, you know, a tool that shows deception. So, I'm gonna ask you these questions, uh, based on having a better understanding of the other side of the story at this point in time and I'm gonna stress to you, be completely accurate with me.

A: Mm-hm.

Q: And completely truthful with me. Did you pick up Officer Njoku in a bear hug and throw her out of the apartment initially causing her to fall?

A: No.

Q: Okay. Did Officer Njoku try to force herself back into the apartment and you wedged her in between the door and the wall?

A: Yes.

Q: Okay. Did Officer Njoku cause the injuries to you in that time that she was wedged in between the door in the pictures you sent me?

A: Yes.

Q: In any instance at her apartment after the initial incident, did you ever put your hand on her chin and tell her to look at you?

A: No.

Q: In any incident, it - after the incident at your apartment - at her apartment, did you ever place your hands around her throat? And I'm not talkin' about squeezin'. I'm not talkin' 'bout chokin'. I'm talkin' 'bout hands around the throat.

A: No.

Q: Okay. At any incident at her apartment after the initial incident at your apartment, did you ever grab her by the short - shirt and force her against the wall?

A: No.

Q: Okay. Do you have anything to add that you feel like would be beneficial to this investigation?

A: Um, I just wanna make it clear to you guys that she is upset at me because I don't wanna be with her past - like I don't wanna be with her period. So, this is her takin' out her anger on me. And she said that over the phone on the text messages. She said that to me so I know this is what she's doin'. She's just bein' spiteful and lookin' for a way to get revenge towards me and this is her way to do it is to tell you guys that I did all type of things to her that n- never happened. She's knows she forced her way into my house. She - she can't get into my place without - I'm assumin' she just followed somebody in because they don't let people in if you don't have any type of credentials or anything. So. I - I - that's it. I didn't - I didn't pick her up. I didn't choke her. I didn't - I walked her outta my house and she tried to come back in for the second time. And I just closed the door and she was already halfway in. So.

Q: And that's how she ripped her shirt in the doorway?

A: And that's how she got the scratches on her back 'cause the door was - the back was on her door. Or the - her back was on the door, so. Also, the knot on her head - she's bangin', "Let me in. Let me in." With her head and with her fists. And then that's when she's grabbin' me at the same time. All of that.

Q: Okay. All right. That concludes this interview. The time is 1528.

The transcript has been reviewed with the audio recording submitted and it is an accurate transcription.

Signed_____

6-43-45

ATLANTA POLICE DEPARTMENT

Awareness Statement: Truthfulness

OPS Complaint # 17-I-0549-DV

This statement form will be completed for every employee, accused or witness, in its entirety by the interviewer, and will be signed by the employee, prior to obtaining a statement for any allegation being investigated by the investigating authority.

I am aware that I will be **dismissed** for a Sustained violation of **APD.SOP.2010, "Employee Work Rule" 4.1.03 (Truthfulness) which reads:**

"Employees will be truthful in their written and spoken words at all times."

Do you understand this statement? ☑ Yes ☐ No

Officer Melvin Potter
(Employee's Printed Name)

(Employee's Signature) 12/1/17 11:37P (Date/Time)

Sgt T. Braden Ruth
(Interviewer's Printed Name)

(Interviewer's Signature) 12-1-17 1142 (Date/Time)

GODSON YOLANDA L.
(Witness Representative's Printed Name)

(Witness/Representative's Signature) 12/01/2017 1142AM (Date/Time)

6-44-45

ATLANTA POLICE DEPARTMENT
Written Notice of Allegations

Employee: Officer Melvin Potter APD ID # 6603 OPS#: 17-I-0549-DV

Allegation: (Type Allegation and Work Rule #)
The department requests an investigation into the allegation that Officer Melvin Potter was involved in a domestic altercation with another city employee on September 3rd, 201

APD.SOP.2010/4.1.4 Conduct

According to APD.SOP.2020 your responsibilities, restrictions, and rights as an employee are:

3.4 Employee Responsibilities
All employees must answer questions and/or make available any relevant materials or sworn statements concerning an investigation of employee misconduct when directed to do so by a disciplinary authority or duly appointed investigator. Employees will provide all relevant information and materials and answer all questions honestly, completely, and to the best of their ability. **An employee's refusal to cooperate and provide sworn statements, answers, or relevant materials during an authorized administrative investigation will result in disciplinary action, up to and including dismissal.**
Any employee reporting for duty under the influence of any substance such as prescription medications, alcohol, over the counter medications, or other substances that, while legal, may adversely affect the judgment or performance of that employee during duty hours, must notify his or her immediate supervisor prior to commencing work.

3.5 Employee Restrictions
Except as authorized, in an investigation into employee misconduct, employees may not:
Interfere with the complaint investigation in any manner
Independently participate in the investigation
Be present during any investigative contact with a complainant or with witness involved in the investigation
Contact the complainant or witness concerning the allegations; or
Discuss the existence or facts of a complaint with anyone except designated Department authorities conducting the investigation. This restriction will not be construed to prohibit an employee from discussing any aspects of a complaint with his or her attorney or other representative, or to prevent his or her attorney from developing information for his or her defense.

3.6 Employee Rights
All employees have the right to have an attorney or other representative present during questioning in an administrative investigation. However, any employee who is either an accused employee or a witness in a complaint investigation may not act in the capacity of representative for any other employee being questioned as an accused or witness in that complaint investigation. An employee's representative shall be allowed to consult with the employee, and to object to questions, but shall not delay or interfere with the questioning process. Any objections to the form or content of the questions will be noted, but the employee shall still be required to answer fully and completely any and all questions presented during the investigation. An employee cannot delay questioning for more than three hours beyond the time he or she was given notice to appear for the questioning.
The employee being questioned as the accused will be issued the Written Notice of Allegations form (Form APD 848), which includes, but is not limited to a written statement of the allegation(s) and the employee's rights and responsibilities relative to the investigation against him/her prior to any questioning.
All employees who are subject to any form of discipline, whether non-adverse or adverse action, will be given written documentation of the disciplinary action taken. This written documentation must state the work rule which applies to the disciplinary action taken, information and/or documentation supporting the alleged work rule violation, and the disciplinary action that was taken. Employees must sign the written documentation stating that they have been notified of the disciplinary action taken. The employee's signature does not constitute an admission of guilt or wrongdoing, it serves only as receipt of the written documentation of disciplinary action and notification of the same.

The employee against whom a complaint has been filed may review the investigative folder upon completion of that investigation. The OPS commander will designate the area where the folder is to be reviewed and establish rules governing the review of the folder.

If the employee is being questioned as a suspect in a criminal investigation, the employee will be afforded complete Miranda Rights.

Administrative statements made by employees and evidence gained as a result of such statements shall not be used against the employee in criminal proceedings involving the employee except in cases of perjury.

I have received a copy of the allegation(s) and my rights and responsibilities relative to the investigation against me as the accused prior to any questioning.

12/1/17 12-1-17

Employee Signature/Date Witness/Date

Form APD 848 Revised 4/12/10

6-45-45

INTERVIEW WITH OFC. NJOKU
Q=Lt. Bennett
Q1=Sgt. L. S. Giles
Q2=Man
A=Ofc. Njoku

A: I had a special day, um, come up. I did talk up at his house, whatever. Um, so we was talkin' about me comin' to (Betty)'s house whatever. And, um, he got upset, and he told me to leave. And he told me to leave, and, um, I was getting ready to leave and, um, his roommate came downstairs and like, "What's goin' on - uh, what's goin' on? Like, you know, why you all arguin' for or whatever," like that. And, um, he's like, "Just leave - just leave," whatever, and stuff like that. So I'm at the door, and, um, I was cu- telling him that he could talk to you and he could talk to me later that day. And he's like, "Okay, well let's talk outside. And he got my shoes and grabbed my stuff, put 'em aside. Uh, I come out, and, um...

Q: He grabbed your shoes?

A: Yeah, because I had on some sandals.

Q: Were your shoes off?

A: Yeah, my shoes was off. And they were right (unintelligible). My shoes - I say, you got my shoes, uh, my keys, and my phone. Put my (unintelligible) back. Come on, let's go, whatever like that. And, um, I was like I was out on leave today. I'm gonna tell you, um, that's why I came here for. I want to tell you what - why I popped for. He was like, "Come on, let's just go," whatever like that. And, uh, he didn't - he didn't throw me outside.

Q: He did or he didn't? Did he put his hands on you?

A: He didn't like grab me or anything but goin' like - like this. He said, "Come on, let's go."

Q1: And you guys walked out together?

A: (Unintelligible) - well, I walked out the first time with him.

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Q1: The first time, so you went back in?

A: Yeah.

Q1: So when you went back in, how did you get out the second time?

A: How I got out?

Q1: Mm-hm.

A: Uh, he like, um - um...

Q1: We have a timestamp on the - on the pictures.

A: What you mean a timestamp?

Q1: On the pictures there's a timestamp and date on the pictures. So go ahead and tell us what happened that night.

A: Mm...

Q: Did you get a laceration or contusion on your back?

A: Yeah.

Q1: And how did you get it?

A: Because I - I fell.

Q1: How did you fall?

A: We was in his apartment.

Q1: How?

A: 'Cause he got stairs in the apartment comin' down and you don't...

Q1: So how did you fall?

A: Um - um, it just happened so fast, I can't remember. We was gettin' into a verbal.

Q: Do you want to tell me what it was about?

A: They didn't tell you what it was about?

Q: No, I said do you want to tell me what it was about? I know what they told me. I want to hear your version.

A: Okay, did they tell you?

Q: They - they told - they told us some things, but we want to hear it from you. I mean you're the - they weren't there. You were. They're only - they're repeating what knowledge they had from I'm assuming conversations, well what was the soul of the conversations with you so we would - we would rather hear it - hear it from you.

A: Oh, my God.

Q: It's like I told you on the phone. Your friends, your classmates...

A: Now I got...

Q: ...who apparently love you and care about you and who do so enough to where they came to us with this, and we're...

A: My supervisor knows. Everything knew something was going on, that me and him was involved with each other.

Q: That I can't speak to. I do not know. All I know is what I've been told.

Q1: And like I told him, I wish I had friends like them. It may not appear that way to you right now.

A: But it's - it's not...

Q1: But I wish I had friends like that.

Q: I mean let's face it. There's a - there's a stigma involved in coming over here. You yourself said it a minute ago. I've never been to OPS before.

A: No, I never been to OPS. It's people who get in trouble.

Q: And, um...

Q1: And everyone assume that when you come here, you comin' to get in trouble.

A: I - I - know...

((Crosstalk))

Q: Nobody is trying to get you in trouble, but this has been - this has been presented to us, and this is a very serious situation. And this has been laid in our lap, and we have to deal with it.

A: I understand you all doin' your job.

Q: And make no mistake about it. I'm deal with it. I'm gonna do my job.

A: I understand.

Q: But I was being genuine when I told you on the phone that we are concerned about your health and well-being.

Q1: At this point it's to protect you.

A: I'm - I'm - I'm fine. I'm fine. I'm perfectly fine. And (Naomi)'s good. I mean...

Q: Yeah, you're - you're fine now. This happened a month ago, and you suffered some superficial injuries, did you not?

A: I fell.

Q: And I'm assuming that you have healed.

A: Yeah, I fell, fallin' down the steps.

Q: Let's fast-forward to what happened at your residence last night.

A: Um, he came over last night and we talked.

Q: That's it?

A: We was talkin' about what happened when I came to his house a month ago.

Q: Mm-hm.

A: We was talkin' about that.

Q: And what transpired last night at your house?

A: Um, we was arguing, and we had the disagreements, but who don't have disagreements? We was arguing about the situation we in now. And, um...

Q1: Did it go farther than an argument?

A: What you mean, further?

Q1: Did it go any further than a verbal argument?

A: No. Talk. He got mad because I didn't want to talk no more, and he was like we need to talk like - like (unintelligible) whatever like that.

Q1: And after he got mad, what happened?

A: He got mad. He slammed the door. And when the next is when I came back. And, uh, and then we just set there looking at each other, and then we started talking again, and he got mad again and he hit the wall.

Q: He hit the wall? What'd he hit it - what'd he hit the wall with?

A: The bathroom - well, he hit the bathroom door.

Q: What did he hit it with?

A: His hand.

Q1: Did he damage it all?

A: Mm-mm.

Q: What made him, if you're willing to speculate, what made him so angry to essentially punch your wall?

A: About the - about our situation that we in. He mad about that.

Q: Did he put his hands on you at all last night?

A: No, other than doing this.

Q: Did you tell one of your friends that he put his hands on your throat?

A: No, I said - I told it to them I felt bad to make - because I was crying and he'd be like can I show you what he did?

Q: Did he put - yeah, please do - did he put - did - did he - did he put his hands on your throat? Show me what he did.

A: He did like this - like this - like look at me when I'm talking to you. And then he did like this and grabbed me like this. He's like, "Look at me when I'm talking to you," like try and look at.

Q: Can you understand why that would cause us some concern?

A: No.

Q: You can't?

A: No, I mean I was - I was like that with my head down so he grabbed my - my neck and like, "Look at me when I'm talking to you."

Q: Is this before or after he punched a hole in the wall?

A: This is before.

Q: So he grabbed - so he...

A: Because I was crying.

Q: So he put his hands on your neck, but his hands on his chin.

A: Yeah, but not in a - he didn't like choke me or anything.

Q1: At any point was yous afraid of him last night?

A: No, he just wanted me to look at him while we was talking, because I was - I had my head down crying and stuff, and he was like - he was like, "So you can't look at me when, I'm - um, why we talkin' like grown adults?" And I said, "No," and then he ru- just came over to get me, whatever, and then he did that like with (unintelligible).

Q1: Well, he's angry. You're crying. He touched you in a - (unintelligible) manner.

A: That's what I will call it. I wouldn't say...

Q1: He punched a hole - uh, punched a door, and at no point did you feel threatened or fearful?

A: Was I scared for my life?

Q1: No, just fearful.

A: No.

Q1: Okay.

Q: And this, uh, wasn't your residence, correct?

A: Mm-hm.

Q: What is your address of your residence?

A: 1410 Crossings Drive, Lithia Springs, Georgia.

Q: Is that a house or apartment?

A: Apartment - apartment 1410. Uh, zip code 30122.

Q: What's the name of the apartment complex?

A: Uh, Wesley Trevento. I just moved down there.

Q: What's it now?

A: Wesley, uh, Trevento.

Q: Spell that for me.

A: Wesley...

Q: W-E-S-L-E-Y?

A: West like W-E-S-T-L-E-Y.

Q: Uh-huh.

A: Trevento, T-R-E-V-E-N-T-O.

Q: And the incident that occurred a month or so ago at his residence, where is that?

A: Uh, I think 106 Crestridge - Crestridge Drive, Eastpoint, Georgia.

Q: Is that a house or apartment?

A: Nah, it's apartment. I don't know the zip code. I know it's (unintelligible). I think the apartment's called - um, it's the town houses over there. It's the only

town houses over there in the market place.

Q: So that's the number is 106 Crestridge?

A: Yeah, just a...

Q: So there's no apartment number that goes along with that. It's just - that's the street, right?

A: No, this, uh, 1-0 s- uh, 106 Crestridge, and, uh, this is the (unintelligible) 106.

Q: Say it again now.

A: This is the, uh, town house number. It's just like a house.

Q1: It's like a house number.

A: Yeah, like a town house number 106.

Q: And it's in the market place?

A: Uh-huh, it's the only - it's the only town house - town house over there.

Q: What's the name of the, uh, guy that's his roommate?

A: Uh, they call him Cell.

Q: That's all you know?

A: Yeah, he work for - for the county.

Q: And they call him Cell?

A: Yeah, (Marcell) - Cell, (Marcell).

Q: Did he put his hands on you at all?

A: Mm-mm.

Q: So going back to that night, uh, September 3, was your shirt ripped off of you?

A: Yeah, it was ripped.

Q: Was it ripped off of you is what I'm asking.

A: No, it was still on.

Q: Were you at any point ever shirtless because of the confrontation?

A: What you mean shirtless?

Q: I mean was it...

A: Because like just - just the straps came off. I just had to pull my shirt back up, and I didn't have no bra, so I had to pull my shirt up, uh, and ask him for a shirt. And he gave me a shirt.

Q1: So how did that happen?

A: Um, when my shirt ripped?

Q1: Yes.

Q: That's what she's asking, yeah.

A: Uh, because I didn't want to leave.

Q1: Something more had to happen. Your shirt doesn't rip.

Q2: Your first name's (Fransciesca), right?

A: Yeah, (Frischka).

Q: We're not trying to get antagonist with you. We're trying to help. We really truly are, but we can't help if you're not completely candid with us, and I don't feel like you are - I don't feel like you're being that way. I feel like you're minimizing things. I've been doing this for a long, long time, okay?

A: Mm-hm.

Q: And I don't - I don't have to sit here and throw my credentials in your face, but I'm old enough to be your daddy and I've been around a long, long time. I spent the bulk of my career doing investigative work, and you're not being truthful with me, okay? You're minimizing things. You're being less than candid with me.

A: I just feel like...

Q: And if I'm gonna do my job and I'm gonna do the right thing here, I need for you to be forthright with me and honest.

A: I feel like I don't think it was - was - was serious enough to come to OPS like this is our job on the line.

Q: Well, how serious would something have to be for OPS to be involved? It doesn't get much more serious than that?

A: I thought you all investigate complaints, um...

Q: We invest- we investigate any possible policy violations, and I know you know those. I know you've had those in the academy.

A, Mm-hm.

Q: We're a big bureaucracy here.

A: Mm-hm.

Q: We kill a whole bunch of trees.

A: Yeah.

Q: Or at least we used to. Now everything's electronic. So we got all kind of rules and regulations and it's our job to make sure that every employee down here is held accountable for following those rules and regulations. And, you know, there's any number of 'em that could have been violated at this point. You're correct. We're not criminal investigators over here. I'm not gonna go get a warrant and lock anybody up over this. That's not how I roll. That's not Sergeant Giles' job here. That's not what we do. But when things of a serious nature like this involving our employees are brought to our attention, we've got to act.

A: I understand that.

Q: We've got to act. And we've got - we've got to do it in good faith, and we've got to be thorough, and I need for you to do the same thing with me. I need for you to act in good faith and be thorough and not minimize any of this, okay? I need for you to be candid with me. I'm not telling you to come in here and embellish and lie and get somebody in trouble. All I'm asking is for you to be straight with me.

A: Okay.

Q: Do you understand what I'm saying? And I'm only doing that because I'm concerned about you.

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A: I don't know why they come over here. I don't understand that. I never told them I fear for my life. I never told them I'm scared. I never told them none of that. I don't understand why they...

Q: What did you tell them? They were obviously concerned enough.

Q1: They're fearful.

Q: They're - they're fearful. Do - do you- they're just like you, okay? They're your peers. They're your contemporaries. You all are classmates.

A: I know.

Q: They got no desire to be down here, either. You gotta put yourself in their shoes. It took a lot for them to come down here. It took a lot for them to come down here.

Q1: They don't want to be here no more than you want to be here.

Q: They're here - they're here, because they're concerned about you.

A: I never told them I'm scared, I fear for my life. None of that.

Q1: No, they take - they take one plus one and it equals them being fearful for you.

A: But everybody have arguments in relationships. Like everybody have arguments. Everybody go through stuff.

Q: But there comes the point to where the behavior involved in that argument may or may not cross the line. And the information that we've been given by your friends indicates to us that lines were crossed.

Q1: The lines were crossed.

A: You didn't get it from me.

Q1: And we're trying to get it from you.

A: They could have put the bits and pieces to it. You gotta get it from me like what happened.

Q1: We're - we're trying to get it from you.

A: So now both of our jobs is on the line.

Q1: No.

((Crosstalk))

Q: You need to get past people's jobs being on the line, okay, and start thinking about the big picture and doing what's right here, okay? Trust me. We don't find this enjoyable. Being involved in people's personal lives is the most distasteful part of this job for me, but it's - it's necessary and it has to be done. And - and that's why we're here today. And I am genuinely concerned about your health and well-being or else I wouldn't be sitting here. I could have dumped this on anybody. I could have pawned it off.

Q1: He never come in these rooms with us. He has a lot of stuff to do. But this is serious.

A: Can you, uh, call me early in the...

Q1: Mm-hm. He's gonna make the phone calls.

Q: I'm not asking you to lie on anybody. I'm not asking you to stretch the truth.

A: I know, but (unintelligible).

Q: I'm just - I'm asking you - I'm asking you to be candid with me. I'm asking you to be honest.

A: Okay. What else did they say? Or this is where we tell my side of the story?

Q1: That's what we want, your side of the story.

Q: I want to hear your side of the story, and then I'm gonna match it up, um, but again your classmates have got no reason to come in here on their own time and tell me a bunch of fairy tales.

A: Well my friends...

Q: There is a stigma about coming over here.

A: I know but (Marie) like - uh, she didn't tell me like since - like if there's army guys that she would like well leave him alone - leave him alone. And I was like - I was like we good, whatever like that. Like so she didn't tell me to leave him alone but I was like we good, like we good, you know.

Q: That sounds to me like a friend who is concerned about her friend.

A: She want to be - okay, as females she wanted me to leave him alone, because she's like I don't want to see you get hurt. Um, all 'em gonna play you. All of 'em (unintelligible) other females like, uh, I'm good enough for your best interest because I like love and care for him. So she been tellin' me since that incident happened September 3, she been telling me, (Ischka) leave him alone - like leave him alone 'cause you gonna end up getting hurt. He gonna end up talking to somebody else, blah - blah - blah. So this home time that she want me to leave him alone because of that. And I'm like you tellin' me to leave somebody alone, but you are still talkin' to your baby daddy, and you all got issues, too, but you know what I'm sayin'? So it's like she finally be upset because I told her that I don't want to talk about me and him anymore. Like we're good. And like - and then yesterday I call her - well this morning - it was this morning I call her, 7 o'clock this morning, I call her and I was like, yeah, he came over last night. Me and him got into a argument. He was mad about the situation. And I know she told I had and he got mad and I'm like - um, she gonna tell me like why you, um, you let him talk to you, stuff like that, like - like leave him alone, cut him off, whatever like that. And I'm like, you know, like we makin' progress, like I love him and, um...

Q: She said that she has heard him say things to the effect of that I don't love you and I don't want to be with you. Is that true?

A: He never told me that?

Q: Has he said things like that?

A: He tell her that probably when it's oh, of what happened September 3 (unintelligible).

Q: He essentially admitted to her that he put his hands on you. That's why I'm telling you need to come clean with me right now. I just - I - I - I don't know any other way to put it to you than just point blank. And that's not acceptable.

A: He said that he did. And he said he shoulda did something different.

Q: That's not - that's not acceptable behavior between employees down here regardless of the relationship. Whatever level their relationship is on, putting your hands on a coworker on duty or off duty, in the city, out of the city is not acceptable. It just isn't. And knowing about it forces me to act. Do you understand what I'm sayin'? They really stuck their necks out coming over here. They did, and I respect all three of them for it.

A: Three?

Q1: Yeah, it was the whole crew. Like they really care for you. I mean seriously care for you.

Q: They're very worried about you.

A: They have no reason to be.

Q1: But they are.

A: I don't want nobody getting in trouble.

Q1: Don't worry about anybody getting in trouble. These people care for you, and they are worried about you.

Q: These your classmates. That's the bottom line. That's tight. That's tight from the time you start here to the time you leave.

Q1: Mm-hm. Don't be upset with them. You shouldn't be. So tell us about September 3.

A: Okay. Because he's already said he made the wrong decision. (Unintelligible)?

Q: No.

A: So I was out there at (Padre)'s house beside him. You got to know the situation that we in.

Q1: Mm-hm.

Q: I know what I've been told. I know what I've been told by other people.

Q1: We want it from you.

A: (Padre)'s house, 'cause she's pregnant, so found out I was pregnant. Call up a - a week before that, but it wasn't nowhere the right time to tell him that way. That wasn't appropriate to tell him that way, so I did cut it off. And then like we wasn't really on good terms, and so we tryin' to be cordial at work, you know. So at (Padamay)'s house, we could talk, uh, I was outside. Well, I was in the car, because I was like scared of - scared of like to knock on the door and (unintelligible). So I seen (unintelligible) right now and he turned around and he looked like, "What you doing here," and stuff like that. And I was like, "(Unintelligible) can we talk?" And he was, "Okay, talk, whatever." But I was scared to tell him, so then he was like, um, he was like, "I never had nobody at my house. Uh, this is crazy," stuff like that. And if I wouldn't a pop up, it

wasn't, uh, it wasn't nothing serious. And then we walked back to his apartment, because when he was checking the mail, he was going through the mailbox to go up to his apartment. And, um, he was like, um, whatever, like that. And I was, "I can't. I gotta tell you something. It's been on my mind heavy," and all like that. And he was like - he was like, "Okay, just tell me." And I tell him. So then, um, he - he got goin' to apartment. He, uh, walkin' in the apartment and, uh, (unintelligible) behind him, and he was like - he was like, "It's what you're doin', whatever," like that. Um, and like, "What's - what's wrong with you? Uh, what you doing?" Blah - blah - blah. And nobody - and he (unintelligible). He was like - he was like, um, he was all on top of me. He was all on top of me like this. And we arguin' and that's when his roommate came downstairs, and he was like, um, he was like, "What's goin' on? Like - like what you all arguin' for?" And, um, at this time my shoes and stuff was already off, so he - he grabbed my stuff and put it outside, whatever. And, um, and that, uh, he like pullin' on me, tellin' me to come on, let's go, whatever. That's how my shirt ripped. And - and we went outside. I tripped and fell outside, and then I was like, "Can you please get my shirt?" And, uh, that's when his roommate (unintelligible) and he gave me a shirt. Um, and then I left crying, and that's when I called (Marie) and like that, call her and I found - I met her at work. She was at work at that time, so I went to join (Marie) at work. And, um, that's what happened. That's how my shirt ripped.

Q: You left out the part about the scrapes and cuts.

A: I fell.

Q1: You said - you left out where you went back in the second time, too. You said you went out one time and you went back in a second time.

A: Yeah, uh, I went back in a second time to get the shirt, and, um, my shirt was ripped.

Q: So how did you get that big scrape on your back that we saw a picture of?

A: I fell.

Q: Fell where? How?

A: Like at his apartment there's like these stairs, and like I had no shoes on, so that's how my foot got that scrape on my foot. I just step, uh...

Q: Which way did you fall?

A: I can't - I can't remember. It was like a month ago like. (Unintelligible).

Q: How would you describe the scene? How would you describe the (unintelligible)? Give me a word.

A: Um, like a cop, like me being a cop or just...

Q: Just anybody.

A: Uh, the scene, I would describe it - I mean it wasn't good - I wouldn't call it good. I mean.

Q, Would you say it was very emotional?

A: Yeah, like I never even got a chance to even tell him why I popped up there in the first place. I never even got a chance to even tell him.

Q: Would you say it was very emotional on his part? Your part? Or both?

A: I think I was most emotional.

Q: You don't think he was emotional?

A: Mm, he wasn't crying or nothing. There was no cry. I was the one crying and doing all that.

Q: Would you - would you describe him any other emotions on his part?

A: He looked - he looked - he looked hurt like hurt, mad, confused. I'm out there while I was acting the way I was acting, and he admitted all those things to me.

Q: But you never got around to telling him why you were there?

A: No, I was too sad. He found out the next day.

Q: From who?

A: (Marie) - (Marie).

Q: So let's jump ahead to last night. Did he invite you over to his house or did you go over - or I'm sorry, the other way around. Did you invite him over to your house or did he just show up?

A: We was on the phone. We got to argument. And I need to woman up. I got mad because he called me weak or whatever.

Q: He called you what?

A: Weak.

Q: He called you weak?

A: Yeah, that I need to woman up - weak and...

Q1: Woman up about what?

A: Because I told him that I didn't want to talk no more.

Q: Hm.

A: I hung up.

Q: So again, did he show up at your place at your invitation or did he go uninvited? What?

A: He called me, would I open the door?

Q: So how soon - how much time went past between the telephone conversation and him showing up at your house?

A: Like the first time I - I heard - I heard him get in the car and like I kinda figured he was comin' over because I - I - I heard him starting the car up and I heard the door opening and I heard all that.

Q: While you were on the phone?

A: Yeah.

Q: So what time approximately was this?

A: Mm, 1:36.

Q, In the morning?

Q1: In the morning?

A: Mm-hm.

Q: So it was actually this morning?

A: Yes, this morning. Yeah, 1:36.

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Q: Do you have any plans on lodging any sort of criminal complaint with either East Point PD or Guyton PD, whoever - in relation to the September 3 incident or Douglas County, Lithia Springs, whoever that's your - er, from your residence last night? Do you have any intent on filing any sort of criminal complaint regarding either one of those incidents?

A: No, why would I file a complaint?

Q: I'm just asking.

A: Me? No. Me, I was - well I probably be at his house. I was uninvited. I popped up at his house. I was...

Q: You were on the - let me ask you a question. And I'm taking into account that you are a new officer.

A: Yes.

Q: But you are an officer nonetheless. Um, and you've been to the academy, and you've been through field training, and you're almost off probation is my understanding, correct?

A: Yeah, I be out in six weeks.

Q: Had you been summoned to a 9-1-1 call as a Polk County police officer in that September 3 incident, how would you have handled it?

A: Get all the facts first. Get all the facts. Um, I would have both - I woulda got both sides of the story. Um, uh, and we don't live together - don't live together, uh - uh...

Q: But...

A: But what?

Q: What else makes something domestic in nature?

A: Our messages or the pregnancy?

Q1: Mm-hm. It now makes it DV. They're not girlfriend and boyfriend no more. It's DV. And you gather all your information as she tells you. She ain't told him yet. She tells you. I popped up because I was tryin' to tell him - I'm trying to tell him for the last week that I'm pregnant.

Q: Okay, well, so let's put that, uh, let's put that one on the back burner, okay?

A: (Unintelligible).

Q: Put that on the back burner a minute, because by your own admission and from what I'm gathering from a third party, he did not know you were pregnant at that time. Let's - let's - let's jump - let's jump ahead to the situation at your residence earlier, at 1:36 this morning. At this point he knows you're pregnant.

A: Yes, he (unintelligible).

Q: With his child.

A: Yeah.

Q: You're a Lithia Springs police officer, Douglas County sheriff's deputy. What have you? You get summoned. The neighbors hear all this goin' on and they call law enforcement out. You arrive and you're on the scene. It's an identical situation that's goin' on. How you gonna handle it?

The transcript has been reviewed with the audio recording submitted and it is an accurate transcription.
Signed_____

7-19-62

INTERVIEW WITH OFC. ISCAH NJOKU
Q=Sgt. Brandon Puetz
A=Ofc. Iscah Njoku

Q: The date is December 21, 2017. The time is 1600 hours. Uh, my name is Sergeant Brandon Puetz, it's B-R-A-N-D-O-N last name P as in Paul, U-E-T-Z as in zebra, um, with the Office of Professional Standards where we are currently located at 950 Joseph E. Lowery Boulevard Northwest. I'm interviewing today Officer Iscah Njoku. If you could, state your first and last name and spell them please.

A: Iscah Njoku, I-S-C-A-H N-J-O-K-U.

Q: Okay. Um, so we're here today to talk about an interaction with you had with, uh, Officer (Potter) on two separate occasions. What was, uh, or what is or what was your relationship with Officer (Potter)? Well let's start with what was your relationship with Of- Officer (Potter)?

A: We was, I guess dating.

Q: Okay.

A: Dating. Seeing each other.

Q: And what's your current relationship with Officer (Potter)?

A: Nothing.

Q: Okay. Um, now the first incident occurred at his residence correct?

A: Yes.

Q: Okay. Can you explain to me what occurred at his, uh, residence?

A: Well I popped up at his house to tell him that I was pregnant and he got mad that I popped up at his house and, um, we had got into a verbal al- well we got into a verbal altercation and, um, when, um, when he kept telling me to - to, uh, to go ahead and get it out what I had to say, um, and I wasn't talking he

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got upset and that's when he got mad and - and it got physical, he put his hands on me and, um, and, um, that's when I had called my friend, (Qui), I called her on the phone telling her what happened and, uh, that's when she had told me to call the police and stuff like that. But I didn't.

Q: Okay. So lets elaborate on some of the stuff. You said something along the lines of, um, you had a verbal altercation but then you said that he was getting mad 'cause you weren't saying anything. So what was said to him when you first, or let's start, where do you first interact with him?

A: We was outside.

Q: Okay. And what was said?

A: I said, "Hey, (Mel)," he looked at me and he was like, "What are you doing here, I'm not gonna even talk to you," and then that's when he, um, that's when we had went up to the mailboxes...

Q: Mm-hm.

A: ...and he was like, um, he was like, "What are you doing here, like you crazy, no girl pop by my house," and I was like, um, I was like, "I need to talk to you," but then he got the mail and then, um, he got the mail and then, um, we walked back to his house and he was going inside and he was like, "What you gotta say," and stuff like that and, um, and then I was like, "I'm scared to tell you," and then we went inside the house and he was like, "What you gotta say, like what you gotta say, um, what you gotta say 'cause, um, if you're not saying then you can leave," and I kept saying, "I'm scared," or whatever like that and then that's when he got mad 'cause I wouldn't say anything.

Q: Okay. So when you said we went in the house, did he let you in the house, how did you get in the house?

A: I just followed behind him.

Q: Okay. Did he say anything about you following him into the house?

A: No.

Q: Okay. So, um, when you're inside the house and he's getting mad that you're not saying anything, you talk about the physical altercation...

A: It's...

Q: ...so what physically occurred, what did he do?

A: After he got mad that I wouldn't say anything he was like, "I need," - he was like, "You need to leave."

Q: Okay.

A: And then I was like - I was like - I was like, "Wait, I really gotta talk to you, I - I really need to talk to you,"...

Q: Mm-hm.

A: ...and he was like, "Well you ain't saying anything so you can leave," whatever, like, "We can talk another time."

Q: Mm-hm.

A: And, um, that's when, um, I started like crying and stuff and, um, he was like, "Man, get the F out my house," and stuff like that, he put - he put my - my shoes, he threw my shoes and my phone outside, threw my shoes and my phone outside and after that that's when like, um, he started like pulling on my shirt and stuff like that so then that's when my shirt had ripped.

Q: Okay.

A: And...

Q: So that's how he removed you from the house? De- describe to me how he removed you from the residence.

A: Pulling on my sh- well he pulled me on my shirt, I'm telling him to stop but then my shirt ripped and then, um, that's when he picked me up and threw me outside.

Q: Okay, how did he pick you up?

A: Like you know how dudes like wrestle, like they wrestling each other, like just picked me up like this.

Q: Okay, you're describing, uh, you know, the tape can't see it...

A: Oh.

Q: ...so he would - what you're describe- stop, stop it for me. What you're describing is, um, like a bear hug?

A: Basically.

Q: Okay, so when he did this was he behind you, was he grabbing you from the front, I mean what - what was is he wrapping his arms around you?

A: Basically like I was - I was facing the door, I was facing the door and he was in front of me, he was in front of me. I was facing - no, my back was facing the door and he was in front of me.

Q: So you're face to face?

A: Basically, yes, and that's when he picked me up.

Q: So he wraps his arm around your body...

A: Yes. And the door was already open because initially he threw my shoes and my phone outside.

Q: Okay.

A: So the door was already open.

Q: So - so he picks you up...

A: Yes.

Q: ...he brings you outside...

A: He picked me up and threw me outside.

Q: Threw you, how did he throw you?

A: Like I was garbage. Just picked me up and just threw me outside, I hit my head on the cement.

Q: Okay.

A: And my - my, um, my leg and stuff rip and which I still have my clothes that I wore that day, I still have 'em. My leggings ripped when I, um, and I scraped up my knee.

Q: Mm-hm.

A: My leggings ripped and my shirt was - I had on a - a tank top and my shirt ripped like in half, if you wanna say ripped in half, so my shirt was all - so

then after that...

Q: So how did your shirt rip if he's got you in a bear hug?

A: No, he - he ripped shirt off before he picked me up and threw me outside.

Q: So how did he rip your shirt?

A: He was pulling on me.

Q: Trying to get you out?

A: He was pulling on me and I was like, "Stop," I was like, "Stop, I can walk my own self outside."

Q: Okay. So at this point he picks you up, he takes you, he throws you outside, did - how did you hit your head?

A: I hit my head first.

Q: Like...

A: Like I hit my head and my knees like at the same...

Q: Like how did you...

((Crosstalk))

A: ...time. Um, I really can't remember but I know I hit my head and my knee at the same time.

Q: Okay, so you didn't land on your feet?

A: No. I scraped up my feet, my toenail got scraped up.

Q: Okay. So then you're outside, what happens then?

A: I didn't have no shirt on so I'm covering up my body and then I'm like, "(Mel) I need a shirt, I need a shirt," I'm crying, "I need a shirt, I need a shirt," and I'm like, "Can you please get me a shirt because I'm not fixing to go outside without a shirt on," 'cause I didn't have on a bra, I just had on a tank top and I'm crying and stuff and then his roommate, he - (Mel) told his roommate, "Go get her a shirt," so his roommate went upstairs and, uh, and they threw me a shirt outside and, um, after that happened I put the, um, after that happened I put my shirt on, went in the car and, um, and that's when I

called (Qui) crying to her telling her what's - what's going on and then she was like, "You need to call the police, like you need to call the police," or whatever like that and I was like, "No, I'm scared I - I don't wanna tell on him, get in trouble," stuff like that.

Q: Okay. So after he threw you outside and he gives you the shirt, is that...

A: His - his - his roommate...

Q: ...the end of the interaction?

A: ...gave me the shirt.

Q: Okay, after his roommate gave you the shirt, is this the end of the interaction? That day?

A: That - that day, yes.

Q: Okay. Um, and this time was a call placed to an Officer (Delhi) while you were in the residence?

A: Yes, he called his friend (Delhi).

Q: Okay, and what did the - what - what was the purpose of this?

A: Uh, I guess he was telling (Delhi), um, he called (Delhi) and he was, uh, well I don't know what they was talking about but (Delhi) gave me the phone and he was like, "Y'all need to chill out, y'all need to, uh, chill out," whatever, like that and stuff like that. I - I don't know what he told him. But he gave me the phone.

Q: Okay.

A: And this was before - like this when - this was bef- like this was after, um - no, matter fact, this was in between everything after the shirt was put on, after - after I got my shirt.

Q: Okay. And then you called your friend and she said to call the police but you decided against it?

A: Yes. I was like, "No, I'm scared, I don't want him to lose - I don't want him to lose his job, I don't wanna get in trouble," stuff like that.

Q: Okay. Did he ever ask you to leave?

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A: He did after - he did after I wasn't saying anything, he was like, "If you ain't got nothin' to say, just leave." And that's when...

Q: Okay.

A: ...I was like, "Wait, I really gotta talk to you." And then as - as I stood there I wasn't saying anything and he got mad, 'cause he don't - he don't like when I don't say stuff. So he's just looking at me and he was like, uh he was like, "If you don't say anything just get the F out, I mean just leave and we could just talk another time."

Q: And then how far after that did it get physical?

A: Like a couple of seconds after that. 'Cause I was like, "Wait, I really need to talk to you," and he was like, "You ain't saying anything, get the F out."

Q: Okay. So why - I'm trying to understand why when - because you don't live there, correct?

A: No.

Q: So I'm trying to understand why when he asked you to leave you didn't leave?

A: I was going to leave but I wanted to talk to him.

Q: Okay.

A: But usually like, I mean we was dating so I always come to his house and it was never an issue.

Q: Okay. But you didn't have a key or anything?

A: No.

Q: Okay. Um, so beyond that initial following him into the apartment or - or he walked in and you followed behind him...

A: Mm-hm.

Q: ...did you ever go back in the apartment or try to get back into the apartment?

A: To get a shirt, yes.

Q: You tried to get back in?

A: Yes, to get a shirt.

Q: And describe...

A: He wouldn't let me in basically.

Q: He let you in?

A: No, his roommate did.

Q: Okay.

A: No, 'cause (Mel) was on the phone.

Q: So how are you trying to get into the apartment?

A: 'Cause I was like - I was like, "I need a shirt, I need a shirt," like, "Can y'all open the door, I need a shirt," knock on the door, "I need a shirt, I need a shirt."

Q: Okay.

A: And that's when (Huma) opened the door and - and then he was - he told (Mel) he was like, "What you wanna do bro," and he was like, "Man go ahead get, um, go upstairs and get her a shirt."

Q: Okay. Um, so you never tried to force yourself back into the residence?

A: No.

Q: Okay. So, somebody provided us with photographs of some injuries, your back, some other injuries.

A: Mm-hm.

Q: How did those occur?

A: I guess when he threw me outside.

Q: And that was the only time you can physical - you can think of physically that you would have, uh, obtained injuries?

A: I mean other two times he put his hands - the other couple times he put his hands on me, uh, it wasn't that bad.

Q: Okay. Were you ever pinned in the door?

A: Pinned in the door how?

Q: Like you trying to get in and somebody trying to keep you out?

A: No, I never was pinned in the door but when, um, like I state before, um, when I didn't have a shirt on and - and I needed a shirt I was standing by the door...

Q: But nobody was trying to...

A: ...asking for the...

Q: ...hold the door shut...

A: They had the door like cracked. They had the door cracked and, um, they had the door cracked and that's when his homeboy kept saying, "Bro, what you wanna do, what you wanna do," and that's when (Mel) was like, "Go get her a shirt."

Q: Okay, so when the door is cracked, where are you?

A: I'm by the door, I'm like I'm right in front of the door.

Q: So you're not...

A: I'm in the door...

Q: ...halfway in, halfway out, you're outside the door, I mean where are you?

A: I'm outside the door 'cause they wouldn't let me back in, I'm outside the door.

Q: Okay. Was Officer (Potter) injured in this exchange?

A: No.

Q: You can't think of any way he might've been injured?

A: No.

Q: Okay. Um, okay let's - we'll - we'll come back to that I think but, um, so the interaction that occurred at your residence on the later date that you talked to Lieutenant (Bennett) about and, uh, Sergeant (Giles), describe how he placed

his hand around your throat. Well, or tell me what occurred that he put his hand around your throat, what's going on in the conversation?

A: Basically he popped up at my house then because after the first incident I was going to distance myself away from him, like I don't want anything to do with him unless it was pertaining to our child...

Q: Mm-hm.

A: ...I didn't want anything to do with him. So, um, he got mad because I wasn't' answering his phone calls or text messages, he got mad and he popped up at my house and I let him in the house, I let him in the house, whatever, and, um, we started talking, he was like, "So, you're not gonna answer my, uh, my phone calls and my text messages," and I was like, "I just don't feel like talking to you right now because like we're not on the same page, I don't feel like talking to you and, um, he got mad, he was like, "Um, we need to talk about this situation ," stuff like that so, um, I went in the bathroom and I started crying 'cause he - he started saying mean stuff, (unintelligible) and stuff so at this point I - I went to the bathroom, he in the living room, I went to the bathroom, I'm crying, I was in there for like 30 minutes, shut the door, had the door shut and everything, I'm sitting on the toilet, I'm crying, so then 30 minutes later he came in the bathroom, he opened the door and I'm - I'm still, like I got my head on my lap was crying or whatever and he just - he just - he just - he just stand there and like right there and then when he, um, he lift me up like by my chin, he lift me up and he was like, "You need to talk to me," like you, um, like "You actin' like a little child."

Q: Lift you up, like he - describe that to me.

A: Like I'm like this...

Q: Like you're off the floor, or like he just pulled up your chin?

A: He like - I'm like this and he grabbed me like this and I got up.

Q: Okay.

A: I got up.

Q: So you're describing putting fingers under your chin and lifting your chin up?

A: Yes, not that I...

Q: So no hand was around your throat?

A: No, this was - this was...

Q: That was before that, okay.

A: This was before that.

Q: Okay.

A: He - he lift - he lift my chin up, he was like, "You need to talk to me, like you need to stop being weak," and stuff - stuff like that. So then at this point he - he against my - he hit against my sink and I'm against my wall...

Q: Mm-hm.

A: ...and, um, I'm just like looking, I'm not saying anything and like I stated before, he gets mad when I don't say nothing. He was like, "Talk, talk, I mean what you gotta say, talk to me," and then he was like, "Why are you crying," and stuff like that. And then - and, uh, he was like, um, he got mad because he was like, um, "We're not having this child, I don't wanna have no child by you, I don't love you," blah, blah, blah, he's saying stuff like that and I'm just like, "Okay, that don't hurt my feelings, I mean you've been saying that don't hurt my feelings,"...

Q: Mm-hm.

A: ...and, um, I was like, um, I was like, "I'm not telling you, um, about what I'm doing, um, I'm not telling you about my doctor appointments, I'm not telling you anything because you don't care, you want me to get an abortion so there's no need for me, uh, to keep talking to you about it 'cause you already stated before that you don't care about our child,"...

Q: Right.

A: ...so he got mad, he gets mad, he gets mad, he put his - he put his - he put his hand around my neck like he didn't squeeze it...

Q: Mm-hm.

A: ...he put his hand around my neck but he didn't squeeze it and that scared me so then he - he opened the door, slammed the door, and then he punched my wall, he punched (unintelligible) the door, like, um, like you know in the apartment he punched - he punched my wall and then, um...

Q: Now let's stop for a minute. He punched your wall, did it do any damage to the wall?

A: It, uh, his - his - his prints in there but no, not damage.

Q: So it didn't like bust a hole in the wall...

A: Mm-mm...

Q: ...or anything?

A: ...no.

Q: Okay. So go on.

A: He punched the wall and then, um, I'm just sitting on - I'm sitting on my bed, I'm - I'm sitting on the bed and he went outside - he went outside then I guess he came back 20 minutes later and he was like, you know, um, he - he was like, "You be pissin' me off," like, um, "You not telling me what's going on," and this and that and I was like, "No point in me even, you know, I shouldn't talk to you because you keep telling me that you don't want anything to do with my child, like you want me to get an abortion, there's not point in me even talking to you," and, um, after that, um, I'm sitting on my bed and he set like on the foot of my bed, um, I'm at the - I'm by - I'm by the headboard and, um, uh, we still talking, like we arguing but at this point about me getting an abortion, we were arguing and he gets mad again and he pick up a pillow and threw it at me and I was like, "That's uncalled for, like that's uncalled for." So, um, he - he leave - he leave, um, he leave and then a week later he came back.

Q: Mm-hm.

A: He pop up again, came back, it was like 4 o'clock in the morning.

Q: Mm-hm.

A: He pop up again and we argue again about the same thing and, um, every time we argue I start crying and he don't like when I cry or none of that, he called me weak and this and that so, um, I told him - I told him, um, I told him that, um, I had a doctor appointment coming up and stuff like that and he was like - he was like, um, he was like, um, "I don't think you should go to your doctor's appointment," um, like, "What's the point of you going to a doctor's appointment, like, um, it's gonna make you wanna keep the baby," and stuff like that so, uh, I'm crying, I'm crying and, um, I'm crying and then, um, I just told him, "Just leave, I just - I mean just leave because it's no point in us keep arguing about the same stuff, so he gets mad and he, um, he like jacked me up and threw me against the wall, he jacked me up, threw me against the

wall...

Q: Now that's not very descriptive, describe it for me.

A: Well how my apartment is made I got like a studio apartment so I don't have a door like by my bedroom...

Q: Mm-hm.

A: ...so I have, um, it's - it's a small, I don't know, I guess you could say a hallway and it's, um, it's like a corner like this...

Q: Mm-hm.

A: ...before you get to my bedroom and, um, we talking like right here, like we talking like against the wall and I'm crying and stuff like I stated and I put my - I put my shirt over my head crying and that's when he grabbed my shirt, wrinkled it like that - wrinkled my shirt, jacked me up and put me against the wall and I was like - I was like, "Stop," I was like, "Stop, like doing too much, stop," and he was like, uh, he was like, um, "We need to talk about this, we need to talk about this," and, um, he got his leg - he got his leg on top of my leg like he got his leg in between my leg like so I couldn't like the, uh, the corner...

Q: Mm-hm.

A: ...and he was like, you know, "You need to grow up, like you need to stop being so weak," and this and that and, um, I guess after that situation happened the next morning, the morning 'cause I, um, I never like wake up early in the morning so, um, I called (Qui), 'cause I never call her this ear- I never call her this early, we talk all the time...

Q: Mm-hm.

A: ...I never call her this early so I call her like around 6:00 in the morning I call her and she was like - she was like - she goes, "What - what's wrong, you never call me this - this - this early, like what's going on like everything's all right," and I was telling her, "No, what," - I was telling her, you know, what was going on between me - me and (Mel) and then she was like, um, she was like - she was like, "You need to leave him because he don't - he don't want you, he don't want you to keep that child, leave him, he don't care about you," and I was like - I was like, "I know but," um, I was like, "I know but I want my child to have a father," and stuff like that.

Q: Okay.

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A: And I guess me telling her those two situations that happened, she decided to...

Q: So this, um, and we talked about the putting the fingers on your chin and kinda lifting it up, this is a separate occurrence of when he grabbed you by the shirt and pushed you against the wall?

A: Yes. He put his hands on me three times.

Q: But the time - well the time, uh, that he put you against the wall, that's also before you made your initial statement to OPS?

A: I never told them that.

Q: Okay. But it, I mean I'm saying it was before that - that occurred before your meeting with OPS? With Sergeant (Giles) and Sergeant - or Lieutenant (Bennett)? Like that, where he put you against the wall, did that occur before that initial complaint?

A: Um, I think I went to OPS October, um, it did, it had to.

Q: Okay.

A: It did, it had to.

Q: So when you talked about the hand around the throat, which incidents are you talking about there? When you talk about...

A: That was the same...

Q: ...with Sergeant (Giles)?

A: ...that was the same, uh, that's the same incident.

Q: Of him jacking you up and putting you against the wall?

A: No, that's - no that was the third incident that happened.

Q: You're talkin' about the second one where he lifted your chin up?

A: Yes, uh, when he put his hands on my throat and when he lift my chin, like that was the same day, they happened the same day...

Q: So...

A: ...at my house...

Q: ...when did he put your hand around your throat?

A: When he lift my chin up.

Q: Because you - that's what you're talking about?

A: Yes.

Q: Okay.

A: Them happened the same - the same day that happened.

Q: Right, but when you talk about him lifting your chin up you're describing him with two fingers...

A: Yes, it was two fingers.

Q: That's what you're talking about with his hand - putting your hands around your throat?

A: No, he lift - he put two fingers around my chin to lift my chin up...

Q: Uh-huh.

A: ...he put both hands around my - my throat...

Q: And that was...

A: ...like he was gonna choke me...

Q: ...on the same day?

A: Yes, it was the same day.

Q: And then describe that, how did that occur?

A: He got pissed. He got pissed 'cause I told him - he got pissed 'cause I told him that, uh, I wasn't making no appointment to go get an abortion.

Q: Okay.

A: He got pissed 'cause he kept telling me he was like - he was like, um, "You gonna make that appointment, like you gonna make that appointment, uh, to get that abortion done 'cause I don't wanna have no kid by you."

Q: Okay.

A: He got pissed.

Q: Okay. Um, so we have the interaction in the apartment, at his apartment.

A: Mm-hm.

Q: We have him coming to your apartment lifting your chin up and putting your - his hands around your throat and he had another incident - and hitting the wall, and then a third incident he came to your apartment and grabbed you by the shirt and put you against the wall?

A: Mm-hm.

Q: And was that it?

A: That's all.

Q: That was all that occurred?

A: Yeah, that's everything that occurred. And then af...

Q: Was there ever another - was there ever a romantic relationship after the - the, um, incident at his apartment?

A: Romantic how?

Q: Like did you guys ever, uh, you know, date again or - or get together in that kinda way again romantically?

A: No. No.

Q: Okay.

A: No.

Q: All right. Um, all right so back to - let's go back to the first thing about his - at his apartment.

A: Okay.

Q: Did he remove you at any time, uh, by grabbing your wrist and pulling you out by your wrist?

A: I can't remember him grabbing my, um, by my wrist.

Q: But you're s- you're saying he picked you up and brought you out, that's how he did it?

A: Mm-hm.

Q: Okay. And he - you said he never had you wedged between the door and the wall?

A: No, he never had me wedged against the door and the wall.

Q: Between the door and the wall, like you were trying to get in and he's trying to keep you out, he's holding the door closed...

A: No.

Q: ...you're halfway in?

A: No. I never was halfway in.

Q: Okay. Um...

A: Like I stated, I was in between the door, I was in between the door.

Q: All right, after you - right, when you say in between the door, I'm trying to decide - I'm trying to determine whether or not they're holding the door closed and you're trying to force yourself in while they're trying to hold the door closed?

A: No.

Q: Okay.

A: No.

Q: Nothing like that?

A: No.

Q: Okay. Um, after you made your statement to, uh Sergeant (Giles) and Lieutenant (Bennett), was there text conversations between you and Officer (Potter)?

A: Yes.

Q: Uh, was there statements made by you in text form in reference to, um, going and changing your statement? Or going and adding to your statement?

A: No, not that I remember. I was telling him that - I was telling him that, um, that I was gonna tell 'em everything that happened so I told...

Q: You did tell him after that? You did text him and tell him that?

A: Yes, I was gonna tell 'em everything that happened.

Q: And why - why would you text him this?

A: Tell why?

Q: Yeah. I'm just kinda curious why it went from - 'cause I watched your interview with Sergeant (Giles) and Lieutenant (Bennett), it was very, um, like they were dragging the information out of you. Like you weren't very forthcoming with anything that happened. So I'm wondering how it went from forthcoming with information because all these - all these physical incidents took place before you made your statement.

A: Mm-hm.

Q: So I'm wondering why it went from not very forthcoming with the information to texting him and saying, "I'm gonna go down there and tell 'em exactly what they're - what happened."

A: Because like my mom and stuff, she was like that, um, I needed to stop letting people treat me and walk all over me and she was like, "He's not gonna take care of your child, it's no point in you even continuing to even keep tryin' to take up for him."

Q: Okay. And that's what made you change your mind about...

A: Yes, and...

Q: ...being forthcoming with everything?

A: ...he already told me that he don't want to be a part of my child's life, he don't

want anything to do with my child, nothing.

Q: Okay. And then, um, did you ever make statements to him by text that karma is a bitch? Or something along those lines?

A: I can't remember. I probably did out of anger, yes.

Q: Okay. So just out of anger, you don't want - do you wanna elaborate on that anymore?

A: Um, like I stated, um, when he told me he don't want anything to do with me and my child, like - like God don't like ugly, like karma's a bitch.

Q: Mm-hm.

A: God don't like ugly.

Q: Okay. Did you tell him that you were gonna go, uh, press charges on him?

A: Yeah, I told him - I told - I told him I was gonna do everything.

Q: Okay. I guess I'm just trying to fi- determine why you're sending these texts to him when this relationship was over, it just seems, um, it just doesn't seem very, um, beneficial for either party.

A: No, uh, we - we wasn't, like we not even on speaking terms.

Q: Right. So - so why keep texting him?

A: I guess, I mean, I'm angry, I'm emotional, I'm pregnant, I...

Q: Okay. Are you still pregnant?

A: No, I had a miscarriage.

Q: Okay. All right, I'm gonna show you some pictures, um, can you think of anyhow that, uh, Officer (Potter) obtained these injuries?

A: Maybe after I was, um, maybe after I was, uh, like I think after he grabbed me by my shirt...

Q: Mm-hm.

A: ...me putting him off me.

Q: So you pushed him off?

A: Yeah, like me getting him off me 'cause I told you, um, um, I said I can - "I can walk myself out. Stop, I can walk myself out."

Q: Okay. 'Cause the picture shows looks like scratch marks on the chest, uh, maybe scratches or bruises to the arm. Was he wearing a shirt when you had interaction?

A: He had on a shirt, he had on a t-shirt.

Q: Okay. I'm just trying to determine how he obtained these injuries.

A: I don't - I don't - I honestly don't know but like I stated, I did tell him, "Stop, I can walk myself out."

Q: And you - how did you, uh, this is just the third picture of that injury, this one, it doesn't show very much injury wise. Um, so how did you try to get him off of you?

A: Like he - as he's pulling on my shirt I'm like, "Stop, stop, I can walk myself out. Stop, I can walk myself out."

Q: Like pushing away?

A: Yeah, like, "Stop, I can walk myself out."

Q: Okay.

A: And that's when he grabbed my shirt...

Q: Did you have your nails like that at the time?

A: Yes.

Q: Okay.

A: I always wear my nails long.

Q: Okay. And then that was before he put you in the bear hug?

A: Yes. That's bef- yes, that's before.

Q: Okay. Um, okay. Now I'm gonna read you, uh, portions of a text thread just to confirm that these are - if you can tell me if these are texts from you or not.

Um, the first one is, uh, starts off, "Coward, go back home to New York to mommy, she can - she ain't raised you right, I lost all respect for you. I was the one that had your back and so on."

A: Yes, that's me.

Q: Okay. Uh, this one starts, "One and that's on my son you coward, go back home to New York," oh wait, that's the same thread, sorry.

A: Yeah, that's me. Yeah.

Q: Okay. Uh, "You told me all that you needed to hear, I'm just gonna remove myself from the situation," and you confirm that you sent those text?

A: Yeah, that's me.

Q: Okay. The third page starts off, or I'm sorry, the next page starts off, "You think it's cool to hurt me and keep lying to me, hmm, the same hurt I feel you're gonna feel too. You're gonna feel me, I don't care anymore, I made my decision," and so on.

A: That's me.

Q: Okay.

A: All that's me.

Q: The next page, "(Qui) was right about you, I'm not gonna tell you anything about what's going on at OPS or anything, I'm gonna just pray for you."

A: That's me.

Q: Okay. The next one appears to be some messenger app, "(Melvin), hey, my phone messed up, I guess when I threw it after - I guess when I threw it after we got off the phone it messed up. I can hear when folks call or text but I can't answer, screen messed up."

A: Yes, that's me.

Q: Okay. Um, the next page, "The point is I don't need you and guess what, I wanted to see how you was gonna act after this whole abortion thing, you got me fucked up," and so on.

A: That's me.

Q: Okay. "I'm not holding you to anything, my history don't have anything to do with you."

A: That was in August.

Q: Okay. But this is your text...

A: That's me...

Q: ...thread to him?

A: ...mm-hm.

Q: "From this situation you crazy as hell, had your back this whole time since OPS came into our lives."

A: I think you showed me this already.

Q: Okay, but that is your...

A: Mm-hm.

Q: ...text thread? And then this is a - a, um, a screen shot that was allegedly sent to him. I don't know who it's from.

A: Yes.

Q: You screenshot him that conversation?

A: Mm-hm.

Q: Okay. And then another one, "Hey," this is also a screen shot, "Hey, can you tell (Mel) that I'm done stressing over him," and a picture of a sonogram.

A: Yes.

Q: Okay. And you screenshot them to him? Or is that a text conversation with him? It appears that it's with somebody else, "Hey, you can tell (Mel) that,"...

A: This one (Delhi).

Q: That's you texting...

A: Yeah, (Delhi).

Q: ...(Delhi)?

A: Yes.

Q: Okay. Did you screenshot that to (Melvin) though...

A: No.

Q: ...or did (Delhi)?

A: I guess (Delhi) did.

Q: Okay. Um, "You don't have to ignore me just say you don't wanna talk, please, but goodnight. I honestly wish you cared. You really about to make me do something I'm gonna regret but I don't care, you constantly treat me like shit, why?"

A: That's me.

Q: Okay. Um, so these screenshots, again, um, do you have anything you wanna add in reference to these? I mean 'cause I'm seeing like a conversation of like it almost seems like there's some kind of promise of like we're gonna get back together and then, you know, everything's gonna be okay and didn't go your way and it kinda goes downhill from there.

A: What you mean?

Q: Um...

A: I mean this was after the whole OPS situation.

Q: Right. But again, the first appointment with us you weren't very forthcoming with the information.

A: Mm-mm.

Q: Um, since you claimed - I'm reading from your thread, "Since you claimed I fucked up your life up," I'm sorry, "Since you claimed I fucked your life up that only tells me that you don't - you wouldn't dare be in a relationship with me or have sex with me. You claim after I got the procedure done we would talk again about us and start having sex again, you lied. Karma's a bitch, trust me, have a good day. You think it's cool to hurt me and keep lying to me and so on." So that statement of, um...

A: This was after the fact.

Q: After the initial complaint, right. Where you weren't forthcoming but I'm saying you clo- this - this statement, "You claim after I got the procedure done we - we would talk about us and start having sex again and you lied." So again, I'm just asking for clarity sake, because when we sent a - a, you know, a completed package up...

A: Mm-hm.

Q: ...evidence presented to us goes with the package.

A: Mm-hm.

Q: So, people are gonna read these - these text threads and again, where I see stuff is, or where I see a question is that you're talking about the procedure, um, and, you know, that supposedly, you know, after this you guys are gonna make amends, you're gonna start being boyfriend/girlfriend again...

A: Mm-hm.

Q: ...whatever that comes with it and then stuff goes downhill and it starts going the other way and then...

A: I mean stuff - stuff has been going downhill, like he's - he said I fucked his life up, he said I should never went and told (Qui) nothing, his - his life was fucked up and basically he was saying like if - if, um, um, I guess once this whole investigation is over, if everything's good we can be together.

Q: Okay. Okay. Do you have anything to add that you feel like would be beneficial to the investigation or something that I might've missed?

A: Um, I don't have my text messages 'cause I deleted the whole - I deleted that whole thread but he was texting me stuff too, but...

Q: What was he texting you?

A: He was, uh, he was replying back to - to my messages, I can't really remember, I - we haven't spoken in a month, I can't remember but, um, I don't know.

Q: Okay. Um, so you don't have anything to add? Okay. As part of this investigation you may be required to submit to a CVSA according to APD SOP, do you acknowledge this notification?

A: Yes.

Q: Okay. That concludes this interview. The time is 1630.

The transcript has been reviewed with the audio recording submitted and it is an accurate transcription.

Signed_____

7-44-62

INTERVIEW WITH OFC. ISCAH NJOKU
Q=Sgt. Brandon Puetz
A=Ofc. Iscah Njoku

Q: The date is January 9, 2018. The time is 1349 hours. This is Sgt. Puetz with the Office of Professional Standards in a, uh, follow-up appointment with Ofc. Njoku in reference to an incident between herself and Ofc. Potter. Um, you're still under the original notice of allegations in the worded statement that says you're to be truthful (unintelligible) Do you acknowledge the notification?

A: Yes.

Q: Okay. So, a couple - a couple of points of clarity. I guess, well, let me ask you this so, I'm gonna show you what a normal pattern looks like. This is a - a normal pattern. See how it goes up and down just kinda like a Christmas tree.

A: Mm-hm.

Q: So when somebody is being untruthful, it kinda, uh, would look, like this would be an example of one that's a little more blocky. You see, look more straight lines.

A: Mm-hm.

Q: So is there any patterns on there that - that stick out as being kinda more blocky that a tree pattern to you?

A: This.

Q: Okay.

A: And this. I don't know what that is.

Q: That a - a, um, I forgot what's it called - a cutoff basically where it missed the beginning of your question but that was an irrelevant question. Any other ones stick out to you? Okay.

A: No.

Q: All right. So, um, there's just a couple of questions I - I would like to get some clarity on, I guess, from what we talked about at our initial interview.

A: Okay.

Q: Um, so the - the - the time at his apartment - the first incident.

A: Mm-hm.

Q: When you talk about originally he bear-hugged you, carried you, threw you out the door.

A: Mm-hm.

Q: And your - your shirt was ripped when he was tryin' to pull you up by your shirt initially?

A: Yes, it was.

Q: And you went back to the door to try to get a shirt.

A: Yes.

Q: And in our CVSA interview, you said somethin' about one of 'em was blockin' the door with their foot. I mean, are you pushin' on the door or what? What's the - how's the door opened? And you're gonna have to describe it verbally...

A: Oh.

Q: ...cause the tape can't see ya.

A: Well, basically, um, I'm coverin' up myself and I'm like tryin' to push on the door like, let me in to get a shirt.

Q: Okay.

A: But they - I don't know who foot it was but, one of their foots was, like, tryin' to like in between the door, like, um, but the door was, like...

Q: How far would you say the door was opened from the crack in the door from the wall to the door?

A: It was opened - it wasn't opened all the way. It was like cracked but their foot

- it - it wasn't opened all the way.

Q: Was it wide enough that you could have stuck your hand in between the wall and the door?

A: Yes it was wide enough for that.

Q: How about your arm?

A: I would have to force my arm in it, like, hurt my arm...

Q: Okay, how about your leg?

A: That was the way. No not my leg.

Q: And you said 'cause, I mean, it was just a little, um, and that's the point of doin' the initial interview on the CVSA - to clar- for clarifications sake. When you initially talked about being pinned in between the door, you said yes. So, I'm just tryin' to figure out where the, I think, where would you describe yourself as being when th- when that door - are you tryin' to push it open, I mean...

A: Yeah. I was tryin'...

Q: What are your views?

A: I was tryin' to push it open. I didn't have a shirt on.

Q: Okay. But you say you were coverin' yourself...

A: Yes with...

Q: ...with one hand.

A: ...one hand.

Q: And how are you tryin' to push it open?

A: With my right hand...

Q: Okay.

A: Like, open the door, I need a shirt.

Q: Okay. But you, at no time, reached in between the crack?

A: I mean I could have but I don't remember reachin' into the crack.

Q: Okay. But you were never - you were never to the point that, you know how you catch somethin' - say you close a drawer and you catch your hand in between the opening of the drawer and the cabinet?

A: I know what you're tryin' to say. Mm-hm.

Q: You were never at any time - were you at ever any time pinched between the door and the wall, any part of your body?

A: Not that I wo- can recall but I remember holdin' myself in one hand and tryin' to get - open the door - open it with the other hand.

Q: Okay. And the injuries in the pictures that were provided to us and I think I showed you on the first interview...

A: Mm-hm.

Q: How did you incur all those injuries?

A: When he put me outside. He threw me outside.

Q: On the initial him taking you out of the apartment?

A: Yes.

Q: And describe to me again how he took you out of the apartment?

A: Um, I was by the door and my back was facin' the door and he was in front of me and he was - he was pullin' on my shirt and I kept - I kept pushin' him away, like, stop, stop, I can walk myself out. He kept pullin' on my shirt and my shirt ripped so, um, he, like, - he, like, grabbed me - he like grabbed me...

Q: You were describing like a hugging motion.

A: Yes like he picked me up and grabbed me.

Q: Okay.

A: And threw me outside and that's when...

Q: So he physically picked you up off the ground.

A: Physically picked me up off the ground...

Q: Okay.

A: ...and threw me outside.

Q: So did he walk you from where you were standing to the door?

A: We was already, like, you know, like, by the door, um, um, it was like the little, like the little wood-way, like...

Q: Okay. Entryway?

A: Yeah, like an entryway but we was like on the carpet. We wasn't, like, on the - the wood part yet by the door and outside. We was like on the carpet and he picked me up and put me outside. The door was already open.

Q: Okay.

A: The door was already opened and he picked me up and threw me outside and my shirt was already ripped.

Q: Okay. In the meantime, did he grab you by both your wrists and walk backwards pulling you to the door outside?

A: No.

Q: Okay.

A: No.

Q: Um, all right. Now on the first interview, I showed you some pictures of his injuries.

A: Yes.

Q: And your, um, recollection of the events, how did he, um, obtain those injuries?

A: I didn't even know he had injuries, um, until you showed me.

Q: Okay.

A: Uh, I guess when, uh, I was pushin' him off me, like when I was pushin' him off me.

Q: When he was pulling at your shirt...

A: Mm-hm.

Q: ...or what time?

A: When he was pulling at my sh- when he was pullin' at my shirt, I kept tellin' him to stop, like, pushin' him off me. I was tellin' him to stop.

Q: And he was shirtless at this time? Was he wearing a shirt? Potter?

A: He had, like, on a t-shirt but I guess when, um, when he was like, um, rippin' off my shirt and, um, I'm pullin' on his, uh, I just kept tellin' him to stop, it probably like over-stretched, if that makes sense...

Q: Okay.

A: Like over-stretched and, yeah, basically.

Q: You said he...

A: But he did have on a - he did have on a white tee.

Q: So do you believe and you - you say he was pullin' on your shirt and you're basically pushin' back at him - do you believe it's plausible that you scratched up his chest when this was goin' on?

A: I could have, yes.

Q: Okay. So, that - that's the first encounter and then you said there was two more encounters. I just want to make sure I'm crystal clear on what's goin' on with this. The second two encounters were at your apartment.

A: Yes.

Q: And so, one of which you said at first when you talked to Lt. (Bennett) and Sgt. (Giles) that basically he lifted up your chin and kinda' did like a, "Look at me."

A: Yes that's when I was in on the toilet. He lift me up and then out - and then my back was against the wall.

Q: Mm-hm.

A: And he was like facin' - he was facin' me but he was like facin' the mirror, like his back was facin' my mirror and bath, and, um, we was talkin' about the baby.

Q: Mm-hm.

A: He wanted me to get an abortion and he kept tellin' me that I need to make a - a - um, appointment to go, you know, get an abortion or whatever, like, asap, like tomorrow, and I kept saying no, and he kept gettin' upset and that's when he like snapped and he - his face was turnin' red and did me like this but he didn't - he didn't squeeze but he did me like this.

Q: This was after he did the raising the chin thing?

A: Yes that's afterward 'cause he was like, I need the, um, he was like, 'cause I was cryin' and he was like, I need to stop cryin', I need to stop doing it, so we - so I need to grow up.

Q: And you describe - what you're describing 'cause again, the tape can't see you is both his hands around his neck.

A: Yes but he did not squeeze. He just did me like this. I guess tried to scare me but he - he didn't physically squeeze my neck.

Q: Okay. And just to be crystal clear, then there's another incident on a different day that he grabbed you by the shirt and pushed you against the wall?

A: Yes.

Q: Okay. And in any of these, um, I know you had the injuries from the first encounter - of these last two encounters we just referenced, were there any physical injuries?

A: Not that I can recall, no.

Q: Okay.

A: He just, like, twisted my shirt and had me against like a corner, like this, in my wall.

Q: Okay. And just for other point of clarification, um, back to the encounter at his apartment, when you were there, he called an officer.

A: Yes.

Q: What officer?

A: (Delly).

Q: And what was the point of him calling this officer?

A: He was callin' him 'cause me and (Delly), I mean, we was kind of close...

Q: Mm-hm.

A: ...because the man partied with (Dana) so, me and him was kinda close, and he was like, um, he called (Delly). He went outside at this point. He called (Delly) and he was like, um, he was tellin' me to leave. He was like, um...

Q: (Delly) called you?

A: Mm-hm. He was like, "Njoku, go ahead and just leave, go ahead and just leave and you all just talk about it at another time," 'cause (Delly) already knew that I was pregnant before I even told Potter. He already knew that I was pregnant but he didn't say anything 'cause I wanted to tell him myself.

Q: Okay.

A: So (Delly) was like, "Njoku, just ahead and leave. Like, just tell him another time," and, um, I was like no. I said I wasn't gonna leave.

Q: And so you don't contend the fact that he called (Delly) to try to get him to leave his apartment?

A: He did call (Delly) to try to get me to leave his apartment.

Q: So that's a correct statement.

A: Yes.

Q: And, it's a correct statement that he asked you to leave the apartment and you refused?

A: Yes.

Q: But yo- when you initially went into the apartment, how do you state that happened when you went in init- when you went into the apartment initially?

A: When I went in the apartment initially, like my first time goin' in the apartment, um, he was like, um, well he didn't really say anything. He just -

he just opened the door and I walked in behind him and then he was like, "What, what you got to say?" He like, "Go ahead, um, and talk to me. What you got to say?" and...

Q: So you wouldn't describe your entry into the apartment as sneaking into the apartment or that you, kind of manipulated your way into the apartment, would you or would you say that he - do you feel like hi- his entry into the apartment and your entry into the apartment that you were welcomed into the apartment? Or do you feel like you manipulated your way into the apartment?

A: I mean, I've been over to his apartment plenty of times so...

Q: What's plenty of times?

A: I been - I been to (Mel) apartment a lot of times when we was dating.

Q: What's a lot?

A: Uh, I don't have a number but I've been...

Q: Over ten?

A: I was goin' over there, like, probably once a week, twice a week.

Q: For how many weeks?

A: Since April or May.

Q: So a couple of months between there.

A: Yes, I been goin' over there a couple of times, um, I mean, I just, I mean, sneaking how?

Q: Well when he opened the door, did you go underneath his arm and get into the apartment before he could stop you?

A: I don't remember doin' that. I remember him - I remember him openin' up the door and I just walked in behind him.

Q: Okay.

A: I don't remember that, like - like crawlin' over him?

Q: Or under him or rushin' in to the point that it's clear that you're not welcome and you're...

A: I did - I did rush in behind him.

Q: On the first time?

A: Mm-hm. I - I walked in right behind him. I rushed in right behind him.

Q: Okay. All right.

A: But I wouldn't call that me forcin' my way in.

Q: Just so I'm clear on the sequence of events, you go over to his apartment to inform him that you're pregnant.

A: Yes. "Cause initially me and him - we was not in a good space to - to talk and I didn't wanna tell him - I didn't want to tell him at work 'cause it was unprofessional to tell him at work so I was tryin' to, even before I popped up, I was tryin' to talk to him, I'm like (Mel) I need to talk to you, seriously, I need to talk to you, and he just blew me off - he just blew me off so, um, even the - the morning - the day that I popped at his apartment, I called him and I was like, I really need to talk to you - I really need to talk to you. He did not respond so I felt like my only option was to - to pop up.

Q: Okay.

A: I felt like that was my only option and I - I did not expect it to go that route. Like, I just thought, you know, we was - I was gonna tell him and he was gonna come to the doctor with me and, you know, we could figure it out together but it just went left. I was not expectin' that.

Q: Okay.

A: And - and, um, after the whole fight happened, like, I wasn't even gonna tell him that I was pregnant, I was just gonna wait it out but I didn't even tell him I was pregnant. (Que) did - the person who came down here and, um, initially she told him - she told him that I was pregnant. I didn't even get a chance to so that's when he started callin' me after that.

Q: Okay. So you go to the apartment and tell him you're pregnant.

A: I didn't even tell him I was pregnant that day.

Q: Well, that's what your intention was though.

A: Yes.

Q: So you followed him into - you followed him as he walks in the apartment.

A: Yes.

Q: He asks you to leave the apartment. He calls Officer (Delly) before - before or after the t-shirt pulling?

A: It had to be before.

Q: Okay.

A: It had to be before.

Q: So he tries to remove you by pulling at you which rips your shirt.

A: Yes.

Q: And then, he carries you out.

A: Picked me up and threw me out.

Q: Picks you up, carries you to the door and throws you.

A: Yes.

Q: You come back to the door to attempt to get a t-shirt.

A: Yes.

Q: And you pushed on the door but you didn't ever - you were never pinned between the door and the wall?

A: No I was never pinned between the door and the wall. I would have bruises on my wrist and my arms and stuff if that was the case.

Q: Okay. You get the shirt?

A: Yes he gave me a shirt.

Q: And you leave?

A: No, I did not leave. I - I sat in my car for, like, 45 minutes. I was talkin' - I was on the phone with - with of (Que). I was tellin' her what happened and that's when (Mel), he, um, I guess he, um, like, was lookin', like to see what I

was doin' and I know if he wanted to talk to me or whatever, but I was on the - I didn't leave right away. I was on the phone for at least 45 minutes, just sittin' in the parkin' lot.

Q: Okay.

A: And then I left.

Q: All right. And then, he finds out you're pregnant...

A: From (Que).

Q: From (Que).

A: Mm-hm.

Q: He comes over to your apartment, the two separate incidents, tells you to look at him in the one incident, lifted your chin up, and on the same day, puts his hands around your throat, and then on a separate occasion, he grabbed you by the shirt and pushed you up against the wall?

A: Yes.

Q: Okay. And, um, I'm tryin' to think if there's anything I forgot.

A: This who- he - he basically, 'cause (Que) was - (Que) was - I guess him and (Que) was talkin' and I don't know if they had a conversation but he basically - he, um, he did not want me to - he did not want me to have that baby.

Q: Okay. So, my question - I guess the - the one question I have that's left that I can think of right now is, you came to make your statement. OPS called you to their office to make you initial statement when you talked to Lt. (Bennett) and Sgt. (Giles), correct?

A: Yes they called me the same day.

Q: Okay. Where was yours and Officer Potter's personal relationship by that time? Were you on good terms? Were you on bad terms? When you came and made your initial statement to Sgt. (Giles) and Lt. (Bennett)?

A: We was good. We was - I mean, we wasn't arguing or anything. I mean, we was on speakin' terms. We was havin' conversation that - I mean we was talkin' literally every day.

Q: Because you were still pregnant though?

A: Yes.

Q: So what I'm tryin' to understand, because what - you eventually lost the second child, correct?

A: Yes.

Q: Okay. Now, where was the fallout to where - because like I said, in - in the first interview, you weren't very forthcoming with information.

A: I did not know. I was still pregnant and he was the father of my child and I didn't know what was gonna happen and not want him to lose his job. I didn't know so.

Q: But, did you guys have a falling out before the loss of the second child? Because you were sending him text messages and stuff with pictures of the sonogram and it didn't seem like a very friendly conversation, the text threats of (unintelligible).

A: You said before, um...

Q: The loss of the second child? The fallout was before then?

A: N- n- um, I think we - I wa- I mean, I wouldn't say we fell out but he - he basically, like, didn't want me still communicating with (Que). He didn't - he didn't want me talkin' to her but I felt like, you know, those are my friends so, he basically told me that he was done, he didn't want to talk to me anymore, but I was - I was still pregnant at that time. So, (Mel) didn't even know that I even - I mean Officer Potter didn't even know I lost my child.

Q: Okay.

A: He don't even know.

Q: Well, I guess what I'm tryin' to understand or what - what I'm trying to get some clarity on is, I mean, we went over those text written since the last conversation.

A: Yes I sent ev- I did send...

Q: Uh, karma's a bitch, this and that, and you were still pregnant at that time that - that you were sendin' those text messages.

A: No not th- not, um, the last message I sent him 'cause, um, those messages

were sent not at the same time. It was sent over the time, if that makes sense.

Q: But some - some of the text messages - some of the text messages that were, um, I'm tryin' to think how I want to phrase it...

A: That text message you're talkin' about, I lost my child then so I was upset.

Q: You were pissed off.

A: Yes. I lost my child then.

Q: In most of the text messages that I read to you, you seemed pissed off. I mean, or - or you seemed agitated.

A: He wasn't talkin' to me the whole time.

Q: Right but you were still, on some of those text messages, you were still pregnant at the time?

A: Yes, mm-hm.

Q: So I'm tryin' to, uh, just get some clarity on what went from the first interview with Lt. (Bennett) and Sgt. (Giles) and you're still tryin' to, you know, this is the child to your fa- er I'm sorry, the father of your child. You're still - you don't want him to lose his job. You don't want him to whatever. You're tryin' to protect him somewhat.

A: Basically.

Q: To, uh, those kind of text messages of you being very cooperative. What - what - where was the fallout that it went south because it wasn't the loss of the second child? I mean that might have agitated you more but you were obviously sending text messages that were agitated - that you were agitated, um, before the loss of the - the second child, so I'm tryin' to understand where it went downhill to the point that, um, you know, you were just kinda over it.

A: Okay. Me and (Mel) had a conversation, um, it was probably like, we was talking - um, this is when, like, we was on, um, speakin' terms. He wanted me to get an abortion and, um, he wanted me to get an abortion and he was like, um, "If you get an abortion, you know, we can finally be together," or whatever like that. That's what he was tellin' me but I was - I was getting' too far along so I probably had, like, um, a week or so, and I would have been too far along to even get an abortion so he was like, um, - he was like, "You know, like, um, we don't have time to wait," whatever, like that. He lied, "I'll pay for the abortion but like, you about to be too far along. Um, if you get the

abortion, then we can be together." So I'm thinkin', okay, uh, if I get the abortion, you know, like, we can, you know, finally be together 'cause I loved him and all my friends was like, "Don't do it. Um, he's - he's just lyin' to you," whatever, like that.

Q: Okay.

A: And, I was tellin' (Mel), Officer Potter what they was sayin' and he was like, "Oh, don't believe them," and stuff like that so I was believin' him so in my mind, I'm just like, okay, I'm just gonna lie and see - I'm just gonna lie and tell him that, uh, I got the abortion just to see how he was gonna act. So, um, I had - I had - I had text him and I was like, um, I'm getting' an abortion, well I'm gonna take the abortion pill, or whatever. So I lied to him and I said that, um, I was gonna take the pill, um, I already paid for the pill and Imma take it and whatever so, um, he was like - he was like, okay, um. He was comin' over to my house every day, like, I guess he thought I - I got the abortion done so then, a week after that, he stopped talkin' to me.

Q: Mm-hm.

A: And, um, a week after that, he stopped talkin' to me, like, I haven't heard anything from him, and, um, a week after that - I don't remember but about a week after that, uh, I had to go to the doctor for my, uh, appointment to get my ultrasound done and, you know, check on the baby and stuff, and I was callin' and textin' him, and he was not responding, and then I sent him a picture of - of the sonogram and I was like, you know, I sent him a long message and I was like, you know, it's - it's kinda messed up how you're treatin' me after you found out I got the abortion now, but I really did not get the abortion. I'm still pregnant.

Q: Mm-hm.

A: And that's when I sent him a picture of the sonogram and, um, he never responded back to none of my messages and it was pissin' me off every day so I was getting' upset and, um, I was gettin' upset that he was not respondin'. Um, I reached out to him numerous times and I was just - I was just angry, like - I was just upset - like how can somebody, like do this to somebody. And, um, as you can see, I kept textin' him and kept textin' him and he was not responding and then, um, I miscarried. I really did miscarry and, um, at this point, he was not even talkin' to me so there wasn't no point in me even still tryin' to communicate with him 'cause he wasn't even talkin' to me.

Q: Okay.

A: So.

Q: So the fallout was when you said that you were get - that you got the abortion and he kind of just faded away?

A: Yes 'cause he thought I got the abortion.

Q: This is the week that you said he was comin' by after you said you got the abortion - what was the purpose of havin' him comin' by before he started the - just ignorin' you?

A: Um, he was comin' by basically 'cause he was like, um, he was gonna be there, um, I guess, the first couple of days after I got - I got the abortion but he was think I got the abortion so he was just comin' by to, um, to check on me, I guess. He was comin' by every day to check on me and stuff.

Q: Okay. But there was no romantic relationship after the thing at his apartment?

A: No.

Q: Okay.

A: No. Negative.

Q: Okay. Um, do you have anything to add that you feel like would be beneficial to this investigation?

A: Um, honestly, um, I wish this never happened like this, um. It was not my intention. Um, I wished this never happened, um, and I - I really just want this to be over with. I want to get my life back. I already done lost a kid and I'm just tryin' to just get my life back.

Q: Okay. All right. That concludes this interview. The time is 1413 hours.

The transcript has been reviewed with the audio recording submitted and it is an accurate transcription.
Signed_____

ATLANTA POLICE DEPARTMENT
Awareness Statement: Truthfulness

OPS Complaint # 17-I-0549-DV

This statement form will be completed for every employee, accused or witness, in its entirety by the interviewer, and will be signed by the employee, prior to obtaining a statement for any allegation being investigated by the investigating authority.

I am aware that I will be **dismissed** for a Sustained violation of **APD.SOP.2010, "Employee Work Rule" 4.1.03 (Truthfulness) which reads:**

"Employees will be truthful in their written and spoken words at all times."

Do you understand this statement? ☑ Yes ☐ No

Officer Iscah Njoku
(Employee's Printed Name)

(Employee's Signature)

3:43 12/21/17
(Date/Time)

Sergeant J. Brandon Puetz
(Interviewer's Printed Name)

(Interviewer's Signature)

1551 12-21-17
(Date/Time)

(Witness Representative's Printed Name)

(Witness/Representative's Signature)

(Date/Time)

7-61-62

ATLANTA POLICE DEPARTMENT
Written Notice of Allegations

Employee: Officer Iscah Njoku APD ID # 38735 OPS#: 17-I-0549-DV

Allegation: (Type Allegation and Work Rule #)
The department requests an investigation into the allegation that Officer Iscah Njoku was involved in a domestic altercation with another city employee on September 3rd, 2017

APD.SOP.2010/4.1.4 Conduct

According to APD.SOP.2020 your responsibilities, restrictions, and rights as an employee are:

3.4 Employee Responsibilities
All employees must answer questions and/or make available any relevant materials or sworn statements concerning an investigation of employee misconduct when directed to do so by a disciplinary authority or duly appointed investigator. Employees will provide all relevant information and materials and answer all questions honestly, completely, and to the best of their ability. **An employee's refusal to cooperate and provide sworn statements, answers, or relevant materials during an authorized administrative investigation will result in disciplinary action, up to and including dismissal.**
Any employee reporting for duty under the influence of any substance such as prescription medications, alcohol, over the counter medications, or other substances that, while legal, may adversely affect the judgment or performance of that employee during duty hours, must notify his or her immediate supervisor prior to commencing work.

3.5 Employee Restrictions
Except as authorized, in an investigation into employee misconduct, employees may not:
Interfere with the complaint investigation in any manner
Independently participate in the investigation
Be present during any investigative contact with a complainant or with witness involved in the investigation
Contact the complainant or witness concerning the allegations; or
Discuss the existence or facts of a complaint with anyone except designated Department authorities conducting the investigation.
This restriction will not be construed to prohibit an employee from discussing any aspects of a complaint with his or her attorney or other representative, or to prevent his or her attorney from developing information for his or her defense.

3.6 Employee Rights
All employees have the right to have an attorney or other representative present during questioning in an administrative investigation. However, any employee who is either an accused employee or a witness in a complaint investigation may not act in the capacity of representative for any other employee being questioned as an accused or witness in that complaint investigation.
An employee's representative shall be allowed to consult with the employee, and to object to questions, but shall not delay or interfere with the questioning process. Any objections to the form or content of the questions will be noted, but the employee shall still be required to answer fully and completely any and all questions presented during the investigation. An employee cannot delay questioning for more than three hours beyond the time he or she was given notice to appear for the questioning.
The employee being questioned as the accused will be issued the Written Notice of Allegations form (Form APD 848), which includes, but is not limited to a written statement of the allegation(s) and the employee's rights and responsibilities relative to the investigation against him/her prior to any questioning.
All employees who are subject to any form of discipline, whether non-adverse or adverse action, will be given written documentation of the disciplinary action taken. This written documentation must state the work rule which applies to the disciplinary action taken, information and/or documentation supporting the alleged work rule violation, and the disciplinary action that was taken. Employees must sign the written documentation stating that they have been notified of the disciplinary action taken. The employee's signature does not constitute an admission of guilt or wrongdoing, it serves only as receipt of the written documentation of disciplinary action and notification of the same.

The employee against whom a complaint has been filed may review the investigative folder upon completion of that investigation. The OPS commander will designate the area where the folder is to be reviewed and establish rules governing the review of the folder.

If the employee is being questioned as a suspect in a criminal investigation, the employee will be afforded complete Miranda Rights.

Administrative statements made by employees and evidence gained as a result of such statements shall not be used against the employee in criminal proceedings involving the employee except in cases of perjury.

I have received a copy of the allegation(s) and my rights and responsibilities relative to the investigation against me as the accused prior to any questioning.

I. Njoku 12/2/17
Employee Signature/Date

12-21-17
Witness/Date

Form APD 848 Revised 4/12/10

7-62-62

INTERVIEW WITH SHANQUISHA MURRAY
Q=Lt. Bennett
Q1=Sgt. Giles
Q2=Man
A=Shanquisha Murray

A: ...be off probation in a couple weeks, on the 16th of this month.

Q: Mm-hm.

A: So she came out into the zone. Her and Officer (Potter) met and they exchanged numbers. From my understandin', Nkoku and Officer (Potter), we're supposed to be - you know, they - they both said, "Well, we'll just be friends," you know? "I'm not lookin' for a relationship." Yada, yada, yada. I guess - I don't know, a month, three weeks later, they, you know, finally had physical...

Q: It...

A: ...sex with each other.

Q: ...evolved into some kinda...

A: Yeah.

Q: ...relationship?

A: Yes. So I guess probably three months into it, Officer (Njoku) found out that she was pregnant. So I guess i- between the time that they had started dating, they had already had little few arguments or whatever. So Officer (Potter) stated he was gonna cut it off, because he saw that she started to get i- too emotional towards him and bein' too, you know, emotionally involved and, you know - you know, wanting more, far as relationship. And he didn't. So Officer (Njoku), um, she got pregnant or whatever. And from my knowledge, she tried to invite him over several times, or to set up ways that she could tell him, you know, about the situation. Officer (Potter) tried to cut it off. He tried to cut the whole situation off. He didn't want to talk to her. I guess he ignored her phone calls. So she popped up at his house.

8-1-18

Q: So at this point, (Potter) does not know that she's pregnant?

A: No.

Q: She's tryin' to figure out some kinda way to...

A: Tell him.

Q: ...tell him? Okay. Go ahead.

A: But she's tryin' to - she's tryin' to invite him - they still talkin'. You know, they still communicating. And so she's tried to invite him over, you know, I guess around his birthday time, to tell him, you know, what was goin' on. But I guess Officer (Potter) didn't' agree. He decide to go with friends or whatever. So Officer (Njoku) took it upon herself - she i- I guess it started botherin' her too much that she decided to go his house, to tell him about the situation. Um, she said when she popped up at Officer (Potter)'s house...

Q: Which is where? Do you know?

A: He lives in Camp Creek. In the Camp Creek area. I don't know exactly where, but I know...

Q: It's not - is it outside the city limits or inside the city limits?

A: I don't know if it's...

((Crosstalk))

A: I can't...

Q2: We think it's...

((Crosstalk))

A: We think it's East Point.

Q: Okay.

A: So she popped up at his house to tell him about the situation. When she got out, I guess she was so emotionally, you know, down about the situation, she was tryin' to get some kinda comfort from him so that she could tell him. But I guess immediately when she got there, he started askin' her, like, "What are you doin' here?" Or whatever. So he - he then walk in her - his house, and she

followed him. I guess she makes it to the doorframe area, and she was, like, "Well, we need to talk." And he was, like, "Well, go ahead. What - what is it that we need to talk about? Go ahead and say it." She then say, um - she then paused and he then gets upset. Was, like, "Get the fuck out my house, then. You know, get out." So at this point, she still hadn't told him about the pregnancy. 'Cause she couldn't get it out. He then takes it upon himself to put her out, physically, himself. He put her out and in the midst of him puttin' her out, she gave all ki- uh, when he put her out, he - the first time, she said that, um, her shirt ripped off.

Q: He...

A: So her breasts were exposed. So she tried to go back inside to tell him to give her a shirt, 'cause she wasn't gonna leave. At that point, that's when, um, she asked the roommate, "Well, can you give me a shirt?" Because I guess (Potter) was...

Q: Roommate?

A: Yeah. He has a roommate. A male - his - his roommate is also a Fulton County police officer.

Q2: So he picked her up and threw her out physically?

((Crosstalk))

A: That's what I just said.

Q2: You said "put her out." They don't know, like, what really happened. He threw her out.

Q: Well, uh - uh, you know, one would rarely assume - go to that conclusion that if her shirt was completely ripped off, it would be...

((Crosstalk))

A: Physical.

Q: ...some...

((Crosstalk))

Q: It was a little bit more than...

A: Yeah.

Q: ...some pushin' and shovin'.

((Crosstalk))

Q: ...shirt was gettin' ripped completely off.

A: Right. She is a fairly small girl. I will say that. She's probably, like, a 110 pounds, 112 pounds.

Q: Oh, okay.

A: So he picked her up and physically put her out. And, um, once he physically put her out, she came back in. She stood in the doorway. Her - she asked the roommate, "Well, give me a shirt. 'Cause I'm not goin' outside with my breasts out. You know, with my breasts exposed." And so I guess she told him, "Well, until y'all give me a shirt, I'm not gonna leave." So the roommate finally gives her a shirt and then they then both attack her and her, "Get the fuck out," and they both put her out. And at that point, she leaves. She go get in her car. At that point, she's on the phone with me, callin'. She called me and she was still at his house. She was sittin' in front of his house, and she was cryin' and sayin', "Well, he - you know, he put me out. You know, he just picked - picked me up. I can't believe he would do this to me. I can't believe he picked me up and threw me out. Like, he, like, picked me up and threw me out." And she was, like, "He put his knee in my neck and did all this." You know, she started tellin' me all the stuff that he was doin'. And I start sayin', "Hold on. Wait a minute. Like, what did you do? You know, what did you do that led up to this?" She said, "I just came" - she - she said, "I came over there to tell him about the pregnancy, you know? I came over there to tell him that I was pregnant, and he did all this for nothin'." She said, "He jumped on me for nothing."

((Crosstalk))

A: She said, "I didn't do nothin' to him. I didn't put my hands on him. I didn't put my hands on him. For him to do me like that, I just can't believe that he did that.

Q: So, uh, how much time - when did - do y'all know what date this was that happened?

((Crosstalk))

A: I - from - from my pictures - from my pictures, 'cause I took the pictures the day of. 'Cause she came into the zone...

Q: Okay.

A: ...where I work and, um, I took pictures of everything.

Q: Okay. So...

A: So based on my pictures, it was September the 3rd.

Q: Okay.

A: And so that day, I called her supervisor. I called Officer (Wolfrod)? (Wolfen)?

Q1: Sergeant (Wolfo).

A: Yeah, (Wolfo). I didn't tell him about the particular incident that took place. Because I'm telling (Njoku) - I'm like, "Now, I'm finna go tell your supervisor. I'm a - I'm about to tell somebody." And she kept, like, "No, don't tell nobody. Don't say nothin'. Don't say nothin'." So what I did was...

Q: Had she been goin' to work this whole time?

A: No. So what happened was - she's in the military, as well. At the time that that incident happened, she was supposed to be on military leave.

Q: Oh.

A: So she wo- her military ti- for her - the time for her to leave to go for military...

Q: Yeah.

A: ...um, I di- I guess when I called the supervisor, they gave her some time off before...

Q: Is she gettin', uh, like, deployed?

A: Sh- she was goin' for Sergeant school.

Q: Oh, okay. But she wasn't, like, she was bein' deployed or...

((Crosstalk))

A: No. She wasn't bein' deployed.

Q2: And that's Reserve, right?

A: Uh, she's - no. She's in the Army.

Q: Army Reserve?

A: Yeah.

Q2: Oh.

A: So she was goin' for the Sergeant school. So I guess she was supposed to be goin' to be n- I don't know what the process for military.

Q: Yeah.

A: So she was goin' for Sergeant school. So the day of, I called Sergeant (Wolfo) and I said, "(Njoku) really needs some help. She's been depressed." You know, yada, yada, yada. I been - I - I didn't tell him - I didn't go into detail about the situation, because I wanted to give her time to say somethin', 'cause she kept sayin', "Don't say nothin'." And I feel like, yeah, I should've said something in the beginning, but I - I did try to get some kinda help for her, by tellin' her supervisor.

Q: So what all did you tell Sergeant (Wolfo)?

A: I told him that she's been havin' some suicidal, you know - she's been depressed and she's been havin' suicidal, you know, thoughts or whatever. And...

Q: But you did not tell him about the physical altercation...

A: No, I didn't s...

Q: ...between her and...

A: I didn't say anything, because I felt like she - 'cause she asked me not to say nothing. So I thought...

((Crosstalk))

A: ...maybe she was gonna come forward. And I wanted i- and then so that that same day - and I'm a tell you. I called Officer (Potter). I - I reached out to him on Facebook, and I said, "You need to call me immediately." So he called me and I said, "(Melvin), what happened?" I don't know him like that. So I said, "I mi- I'm Officer Murray." I introduced myself. I said, "(Njoku) told me

what was goin' on. I need to know what's goin' on, because you guys know that a- as you guys know, y'all both are officers. This is unacceptable. The situation that took place is unacceptable." I said, "And you should" - he said, "Well, first of all, you know, me and (Njoku) been dating." He told me the whole story about him and her, and...

Q: Mm-hm.

A: ...he said that i- um, he said, "I was interested in her, but then she started showin' signs that she was too emotional and she wanted more after I told her I didn't want a relationship." And he said, "So I tried to cut off the sex with her." So he said, "Then" - um, he said, "I haven't been talkin' to her for about two weeks before this incident." Before t- September 3rd, he said he hadn't talk to her for two weeks. And he said that, um, he was just tryin' to put it off, because he didn't want no confusion or nothin' to get back to work, or whatever. So then I - so then he said what pissed him off - he said, "When she - when she popped up at my house," he said, "I'm not gonna lie, I snapped." And I said, "Well, do you think that was wise for you to put your hands on her?" You know what I'm sayin'? I said, "Do you think it was the - the better decision to put your hands on her, to put her out your house? Or how" - I said, "What other ways could you have handled it?" I said, "Well" - I said, "Well, I'm a tell you, you should've called the police. If you felt that strong about her not bein' at your house, I'm pretty sure she - she - she's not intimidated to you, because of her size and her - you know, I - and I don't think (Njoku) would've done it. 'Cause she's too fragile." So when I to- I said, "Well" - I said, "You shouldn't have put your hands on her." And he said, "Well, she" - he said, "When I asked her to leave, she didn't want to leave." I said, "It's still no reason to put your hands on somebody. Especially if she's not an immediate threat. You should've called the police. If you had time to call the police - if she wasn't there threatenin' your - your livelihood or your life, you should've called the police."

Q: Do you have any knowledge one way or the other if his roommate was present that whole time?

((Crosstalk))

A: His roommate was present and he said - she also...

((Crosstalk))

A: ...said that the roommate assisted in putting her out.

Q: So he was in - the - the roommate - the Fulton County guy was there the whole time?

A: Yep.

Q: It's not like he came home from work halfway through or anything like that?

A: Yep. And his girlfriend was upstairs, from my knowledge.

Q: Hm.

A: He had a girl upstairs.

Q: All right.

A: So once that situation took place, (Njoku) left. She was cryin' hysterically. She's, like, "I'm about to go to the hospital." Yada, yada, yada. So she's like - she's, like, "Should I call the police?" I said, "I don't know." I said, "Just go to the hospital and see what - you know, see what the doctors are sayin'. And I'm gonna talk to your supervisor about you, period. Just this whole situation." 'Cause it caught me off guard. I'm just like, "I'm headin' to work myself. I'm gettin' ready for work." So I'm - I told my supervisor, and I asked my supervisor what I should do. He said I should go to her supervisor about the situation. So I did take it upon myself to just tell her supervisor that she needs some help. She's been having some mental issue.

Q: Right.

A: And her supervisor told me that they've already noticed that. And they've been workin' on their end to try to get her some help.

Q: Well, I can find out if they've done anything like, you know, early intervention or anything like that.

((Crosstalk))

A: 'Cause he told - her supervisor, he said, well, he couldn't...

Q: That's concerning.

A: He said he couldn't speak with me about it, but he said, "We've already been workin' on something."

Q: Yeah. But that - i- that's - he's right. He's...

((Crosstalk))

A: So - which was cool. So I'm like - I said, "No problem. Thank you," you know, and I - and I let the situation go.

Q: Yeah. Well, that's that whole or- that whole early - new - well, fairly new. It's about a year old. That whole early intervention thing is for supervisors in the field. If they see - or situations like that are - that they're made aware of, where people just need some help. That they can do that without goin' through us and goin' directly - and goin' through us to EAP. And that gets rid of that whole stigma of OPS...

((Crosstalk))

Q: ...bein' involved. Bad guys. People bein'...

A: Right.

Q: ...in trouble or whatever. 'Cause that - you know, that's - that's not what it's supposed to be. It's supposed to be for people to get help. So they did right by doin' that.

A: And so...

Q: Um, now, did she - has she got people here? Does she live alone?

A: She has - she has family here.

Q: She...

((Crosstalk))

Q2: ...you found us?

A: She on- she won't confide in her mom or anything. So the story goes, um, two weeks later, after that situation, (Njoku) has a miscarriage.

Q: Oh, damn. Really?

A: She has a miscarriage and - she has a miscarriage two weeks after that incident. Um, he's then tryin' to be nice. Tryin' to come over to her house. You know, he popped up at her house. I'm like, "If you can't pop up at his house, why is he poppin' up at your house?" But she's in this whole thing, "Well, I just" - she wants his attention, for whatever reason. So he pops up. She has an abo- she has a miscarriage. Doctors come in. They do a DSE procedure. Remove the rest of the afterbirth. Go back for a follow-up por- uh, follow-up visit. There's another baby. It's a twin. The twin is alive. So, um...

Q: She had a twin, also? So...

A: Yeah. So the twin is alive.

((Crosstalk))

Q2: ...the twin?

Q: She has a twin brother.

A: Yeah. So the twin baby is alive. She heard the heartbeat and everything like that. So at this point, she's just cycling between whether she's gonna keep the baby. She's tellin' us she doesn't believe in abortion. She wants to keep the baby. But I guess she's telling him that she wants - she's gonna have an abortion or whatever. 'Cause that's what he wants to hear. And then this mornin' I was talkin' to her. She said, "Well, he came over, you know, last night," because, um - I guess he talked with another officer that's in their zone.

Q: Officer (Watson).

A: Yes. Officer (Watson).

Q: He knows stuff, as well.

A: And Officer (Watson) told (Potter)...

Q: And he's Zone 3...

((Crosstalk))

A: Yes.

((Crosstalk))

A: Officer (Potter) told - I mean, Officer (Watson) told Officer (Potter)...

((Crosstalk))

A: ...that, um - that, um, (Njoku) told him that she was gonna keep the baby. But all along, (Potter) is thinkin' that she's gonna get an abortion. He's tellin' her, "I'm with you. I'm gonna be here by your side. You know, I'm a walk through this with you and get this abortion." 'Cause he doesn't want the baby. And so, um, (Njoku) says she's tellin' him what he wants to hear because she

know if she tell him that she's gonna keep the baby, he's gonna flip. Or get mad or upset about keepin' the baby, whatever. So, um, (Potter), um - so (Watson) - so (Potter) calls her and I guess he gives her a bit - pieces of what's goin' on. About - that he talked to (Watson) about the baby. "Why are you tellin' (Watson) you gonna keep the baby, but you tellin' me you gonna have an abortion?" So at this point, she's not answerin' the phone no more for him. So he pops up at her house late at night. "I'm outside. Open the door." She lets him in or whatever and she's thinkin' that they're gonna just talk about the situation. So he comes in. She said that she - you know, she's crying and stuff like that, and she goes in the bathroom and, like, basically, she's cryin' and stuff, tryin' to clean herself up. She said he's talkin' to her but she's not respondin' to him. So he gets upset and punch a hole in her wall. This is what she said. She said he punched a hole...

Q: She live alone?

A: Yes.

Q2: Yes, sir.

A: She said he punched a hole in the wall and then she said, um...

((Crosstalk))

A: She's, like, "He choked me." And then I said, "What do you mean by he choked you?" She said, "Well, he put his hand around me as if he...

Q: Last night?

A: Yes.

Q2: Yeah.

Q: Where's she live?

A: She lives out in Douglasville.

Q2: Now he knows she's pregnant. And this is a pregnant woman, on top of, anyway, a woman - d- to now you know she's pregnant and you put your ar- hands around her neck?

A: So she said - she said he put her hands around her neck and said - as if he was gonna choke her. And then she said, "He hit me on my arm." She's, like, "Well, he didn't punch me." I said, "Why are you tryin' to justify what he did? If he put his hands on you, he put his hands on you. Either he did or he

didn't." So...

Q: And this took place last night?

A: Yes. So then she said, um - so I'm givin' her the truth. I said, "I don't know, like, what you want me to tell you, but I'm a tell you the truth." I said, "You need to stop talkin' to him. I told you a long time ago, stop dealin' with him. And so then she was just, like, "I know. I know." Like, she's so scared. So she's, like, "Well, last night, I was so afraid of him." She's, like, "When I was lookin' at his eyes, like, he just - you know, he scared me." And so then I was, like - she's, like, "That's why I don't want to tell him thqt I'm a keep the baby." She said, "There's no way I could tell him I'm gonna keep the baby." So then I was, like, "Well, why are you still doin' him, if you're that afraid of him?" I said, "You don't have to talk to him. You're not obligated to talk to him. Matter of fact, I think you should've been told your supervisor about it so you could even possibly be put out of the zone or y'all could be separated." So then...

Q2: At mi- mini- minimum, yeah.

Q: Say he gonna do that.

A: So what she said was, um - so then w- when I told her - I said, "Well, somebody need to be knowin' about this. This need to be talked about to somebody." And she said, "Well, don't say nothin'. Don't say nothin'." So then when I talked to Officer (Milton) in the mornin' - which is like a brother to her. She provided him, also - I know that, for a fact. I didn't just go to some random blow-Joe. So I went to him, 'cause I know that she talks to him. And I told him what was goin' - I told him what was goin' on. He's, like, "Oh, know, (Mary). We finna go to the supervisors right now." So I'm just tryin' to - like, me personally, bein' new - I - 'cause I'm an - also a new officer, you know what I'm sayin'? I know we here to whole spiel about domestics and this and all that...

Q: Mm-hm.

A: ...but what I can see right now is she's not strong enough. She's not strong enough. She's only 23 years old. She's not strong enough. She's not gonna make a wise decision for herself.

Q: I- so she's out on military leave right now? She's...

A: She was supposed to be out on military leave. She just came back to work. She decided to come back to work last Monday.

Q: But she hasn't told her chain of command that she's pregnant?

A: No.

Q: Okay.

A: But, um, I don't know why she - 'cause she - she's still - I don't know if she's gonna c- you know, abort the baby, 'cause it's plenty of people tellin' her she should abort it. It's people tellin' her she should keep it. And I asked her why she hadn't told her mom. 'Cause she said, "Well, I don't know what's gonna happen. I don't know if I'm gonna keep the baby or if - if - even if the baby's gonna live." 'Cause the doctors told her because of the last, uh, miscarriage, that this baby might not survive. Just due to - or it might have birth defects, due to the miscarriage.

Q: She doesn't have any other children, I'm assuming?

A: No.

Q: She - this is her first?

A: This is her first.

Q2: Her first, yeah.

A: And they told her that this child may have some kind of birth defects if the baby live. Because she said she was taking, um - uh, a b- what it's called? Uh...

((Crosstalk))

A: No. She was takin', um - for...

Q: Premera?

A: No. Listen - let me think. Miscarriage medicine. Medicine for miscarriage. To clean out her uterus. So they said that that medicine alone could affect the baby. But they said they won't be able to tell unless the ba- until the baby's further along.

Q: So they gave her that medicine before they realized that there was a twin?

A: That she was - twin.

((Crosstalk))

A: That it was twins. They didn't know it was twins. They didn't catch on until...

Q: Yeah.

A: ...after the fact. And when she called me and text me and told me that - that, you know, there was a second baby - 'cause at first, I'm thinkin', like, "Okay. Now she can just cut this situation and they can possibly be separated and move on." But now it's, like, she keeps - for some - whatever reason, she wants to still be with him. And whatever he's tellin' her - and brainwashin' her, obviously, she's havin' some mental issues, as far as separatin' from him or leavin' him. But I - like I said, she doesn't even know that we come even to...

((Crosstalk))

Q: So describe y- uh, go- let me backtrack a little bit. Make sure I got some of the n- timeline stuff right. So how long do you think they've been, more or less, together?

A: Uh, you said more?

Q: Yeah. But I mean from the time they met 'til they started...

A: Separating?

Q2: Soon as she got to the zone, right?

((Crosstalk))

A: Soon as she - soon as she got to the zone...

Q: Which was when?

Q1: Five-and-a-half months ago.

A: Five-and-a-half months ago. 'Cause she'll be off probation in two weeks.

Q: That's right. You did say that. Okay.

A: Yeah. It's, like, soon as she got into the zone and then probably a month, three weeks - I don't know how long they had started s- bein' sexual with each other. And then he was under the impression that she was on birth control. As to why he was ejaculatin' inside of her or whatever the case may have been. But he was under the impression that she was on - on birth control, and then

once he found out, he was, like, "I thought you were taking your birth control?" And then he started thinkin', like, maybe she set him up, you know what I'm sayin'? To have a baby. So he...

Q1: So is this what he told you?

A: I heard - when she was at my house one day, she was on the phone with him, and she had him on speakerphone. And he was, like, "I don't love you. I don't want to be with you. I don't want that baby. I don't want a baby by you." And I was kinda, "Don't you get the picture?" I'm like - I'm tellin' her, like, "Don't you get the picture? He's tellin' you what he doesn't want. You know what I'm sayin'?" So the mere fact that she kept dealin' with him after the fact and he kept tellin' her he didn't want the baby. Which - which I'm tellin' her, like, "Stop. He - he's only bein' nice because he wants you to have the abortion."

Q2: He changed once he thought she lost the baby.

A: Wh- once - once he said...

Q2: Once he saw that she had lost it - had a miscarriage, he changed. He stopped takin' her calls again. Then, once she told him that, you know - that there was another baby...

A: There was a second baby in there.

Q2: ...then here he come, bringin' food, bein' nice again. But now he done got somethin' else and poppin' up at her place, like, you know - and she's intimidated. She's scared.

A: And she's...

Q2: She's scared. 'Cause somethin' happened...

A: And he's tellin'...

Q2: ...or he snap again, or whatever. I don't know.

A: And he's tellin' her, "Well, this ha- like, when I - when I c-" she kept sayin', "I don't want to talk about the baby." And he kept sayin', "Well, what you mean, you don't want to talk about the baby? It's not just you involved in this. It's both of us." And he wanted to talk about the baby, whatever. He wants - that's what he wants. He's...

Q: Where is she right now?

A: I think she's at home right now.

Q1: What shift does she work?

A: Evenin' watch.

Q2: Evening watch. They both work Zone 3, evening watch. You know what her off days are?

A: Her off days are Tuesday, Wednesday.

Q2: What about him? Do you know her - him?

A: Hm, his is m- Sunday, Monday.

Q2: All right.

Q: Sit tight for me. I'll be right back.

Q1: Did you want the photos emailed to you?

Q: Oh.

A: Did you see all the photos?

((Crosstalk))

Q: I saw the (unintelligible).

Q1: Yeah. E- email them to me. It's lgiles.

A: I don't know if you can see that in detail, but she had a knot right there, on - above her eye.

Q1: Oh, her eye. Mm-hm.

A: And her toe was, um, the - the meat came off the toe, at the tip. And then...

Q1: Did you notice any, um, mental instabilities with her prior to meeting him?

A: Nope.

Q1: So she seemed stable?

A: Mm-hm.

Q2: Yep.

Q1: Prior to?

A: I think her just gettin' involved with him, and then the baby situation just threw her over the side. She's never been in this type of situation. That's what she kept sayin'. "I've never been in this type of situation. I've never been pregnant before." And she kept sayin' her - she said that sh- she didn't tell her mom, but I'm like, "You need to tell your mom about the situation so you can have more support. I know you got us. You know, we talkin' to you or whatever." But she's just, like, "I don't want to tell my mom about it if I don't know if I'm a keep it. 'Cause my mom is strongly against abortions." And that's what she said.

Q2: She (unintelligible) but then don't want us to say anything. Like, when she called me this mornin', I (unintelligible) and then my wife, last night - I couldn't - because I know me. I would rather call the guy and honestly just, like, you know - but I - we just go about this way.

Q1: Yeah. You did the right thing.

((Crosstalk))

Q1: You absolutely did the right thing.

A: But she's not - she - I'm - I'm pretty sure she's gonna be upset with us.

Q2: Oh well. She'll get over it.

A: Yeah. I'm not here...

Q1: Don't - don't worry about it.

A: I'm not here to, you know, risk her - her livelihood...

((Crosstalk))

A: ...or her livelihood.

Q1: Yeah.

A: But my thing is, him tellin' her - he told her last night that she better call him with the dates and the time of this abortion...

Q2: Mm-hm.

A: ...or he's gonna snap.

Q2: Yeah. And...

A: And...

Q2: ...Officer (Watson) knows details, too, also. He works on 3 with her. So...

A: But he keep tellin' me - like, when I talked to him that one time - I only talked to him one time. And I kept sayin', "Bro, do you understand what y'all are doin'? Like, can - do you understand, like, what the s- the whole gist of what y'all are doin' right now?" I said, "Could you even comprehend?" Like, I said, "You a officer. You know - you know better. You been out longer than we have." I said, "You should know what's right from wrong. They even tell you this stuff comin' out of academy. If you involved in any domestic or anything like that, you need to get out of it." And like I told her, you know, "You - I'm tellin' you what I know. Not somethin' that's just - you know what I'm sayin'? Just somethin' just to be tellin' you. I'm not tellin' you 'cause I don't want you to be happy or be in a relationship with somebody. I'm tellin' you 'cause this is not safe. This is gonna eventually - it's somethin' gonna blow up big from this." I said, "He - my even- if he's wha- when - what does he mean when he say he gonna snap? If he puttin' his hands around you - your neck, and he's doin' all this physical stuff like this, what does he mean when he say he gonna snap?" And she's, like, "I don't know. I'm just" - I said, "Do you like abuse?" This what I'm askin'. I'm like, "Do you like abuse? Do - do you like what he's giving you?" And she was just, like, "No." So my thing - my next thing was go to him and we decide to do this today.

Q2: You emailed the pictures?

A: Hm? (Unintelligible).

The transcript has been reviewed with the audio recording submitted and it is an accurate transcription.
Signed_____

8-18-18

INTERVIEW WITH MARCEL HUTCHERSON
Q=Sgt. Brandon Puetz
A=Marcel Hutcherson

Q: The date is January 4, 2018. The time is 1537 hours. This is Sergeant Brandon Puetz -- P as in Paul, U-E-T-Z as in Zebra -- with the Office of Professional Standards where we're currently located at 950 Joseph E. Lowery Boulevard Northwest. I'm here today with Marcel Hutcherson in reference to a situation involving Officer Melvin Potter. Could you please state your first and last name and spell them please?

A: Sure. Marcel Hutcherson, M-A-R-C-E-L H-U-T-C-H-E-R-S-O-N.

Q: Okay. And you are currently a ro- roommate with Officer Potter?

A: Yes.

Q: Okay. And we're here today to talk about a situation which occurred between Officer Potter and an Officer, uh, Njoku who both work for the Atlanta Police Department. Are you familiar with the situation I'm referring to?

A: Yes.

Q: Okay. Can you tell me wh- to your knowledge what occurred in this situation?

A: Um, well from what I heard and seen - I was upstairs in my room, um, on the phone watching TV. Um, I heard some yelling coming from downstairs, so I went down to see what was goin' on. Um, Melvin was there and I can't - I don't - can't pronounce the other officer's name, but, um, he was like, "Yo, she won't leave." And she was just standin' there yellin', "I'm not goin' anywhere. I'm not goin' anywhere." And, um, he asked her several times, "Can you please leave? You're not welcome here. Please leave." Um, and she stated, "No, I'm - I'm not leavin'." At that point, um, he called, um, I guess they have a mutual friend. Um, he called another officer that they have and, um, he told him what was goin' on and he put him on speaker phone and he then asked her, "Hey, just leave. It's not, you know what I'm sayin', y'all gonna make this situation bigger than what it need to be. Just leave." Um, she then refused again. "No, I'm not leavin'. I'm not leavin'." Um, at that point, I

even asked her. I said, "Hey, my neighbors could hear you. You - y'all yellin' at the top of y'all lungs. Can you please just leave? He doesn't want you here and I no longer want you here. Like, you - you - you disturbin' the neighborhood. Can you - can you please leave?" She then said, "No, I'm not goin' anywhere. I'm not goin' anywhere." Um, that went on for another - about five minutes or so.

Q: Okay.

A: Um, and then at that point, um, Mel's like, "Yo, can you leave? Like, I'm not gonna ask you anymore." You know? And then, um, I chimed in and I said, "Hey, y'all are officers here. I'm not tryin' to call the police 'cause you know, that's gonna make - make the situation bad when you could just leave. Like, you know, I'm not - we don't wanna get your job in trouble. We - we don't do that. Can you just leave?" And, "No, I'm not leavin'. I'm not leavin'." So, at that point, um, Melvin grabbed her by her wrist and started pullin' her to the, um, to the door to escort her out. Um, and you know, she was, um, resistin'. Wasn't - wasn't tryin' to really leave. Um, at that point, I seen him come into the door so I opened the door. He, um, eventually got her outside and when he got her outside, as he was shutting the door, she ran back in. She tried to run back in the house.

Q: Mm-hm.

A: So, he pushed the door shut. Um, she was stuck between the door. She has like one leg in - half her body was still in.

Q: Mm-hm.

A: Um, between the door. Um, she's still yellin' and screamin', "I'm not leavin'. I'm not leavin'." So, um, you know, he's tryin' to get her outside. Um, she's still tryin' to force her way through the door. Um, at that point, I opened the door again and he, um, he was able to eventually get her outside and we shut the door. Um, I guess her shirt had ripped a little so she was yellin' for her shirt, so I went upstairs and I actually gave Melvin one of my shirts...

Q: Mm-hm.

A: ...to give to her. So, he opened the door, threw the shirt. Shut the door. Um, she was outside crying and yellin' for a little bit. Then she went and sat in the car. Um, she stayed for about 10 or 15 minutes and then she, um, drove off. Um, he actually has a couple of scratches on him.

Q: Mm-hm.

A: He got scratches on his neck and on his wrists, um, from the incident and then that's all I know.

Q: Okay. Do you know when in the incident he, um, received the scratches?

A: It was that. It was at the house. Um...

Q: Right. I mean, what led...

A: What parts...

Q: Yeah.

A: What part? Um...

Q: You talk about him bringin' her around by her wrist and...

A: I actually don't recall. I didn't see the scratch happen. I just know that aftermath, he had, um, a scratch on his wrist. That's it. But I didn't - I couldn't tell you when exactly it happened.

Q: Okay. So, um, d- are you aware of any other physical instances between, uh, Potter and Officer Njoku?

A: Um, no. I mean, I - I know they were cool at one point, um, I - I would get up for work in the morning and I would see her shoes by the door or sometimes I would see her. But as far as physical altercations like that? No, I'm not aware of anything.

Q: Do you know how she initially got into the apartment?

A: Um, she had to follow somebody in 'cause we have security and...

Q: I mean, it's - I'm sorry. Inside to your - your guy's actual unit. Inside the, uh...

A: Um.

Q: The actual apartment.

A: I didn't see her but from talkin' with Melvin, he - she followed him into the, um, house. At first, they were - he told me at the mailbox talkin'.

Q: Mm-hm.

A: And, um, you know, he like, "What are you doin' here? You're not supposed

to - like, why are you here?"

Q: Mm-hm.

A: "Like, how did you get in?" And she was like, "Don't worry about that." 'Cause, you know, we have, um, security at - at - it's gated and we have security, so the only way security will let you in is if you either have a keycard or you live there. Or if you're a guest, you have to type in that person's phone number and they have to let you in. But, um, I guess she followed somebody in and they met at the mailbox. I don't know what their dialogue was at the mailbox but I guess him comin' into the house, she followed him into the house and then that's when all of that, um, stuff I just told you happened.

Q: Okay. Um, so when you talk about him bringin' her out by her wrist, did you ever see him, um, at any time, was she picked up off the ground?

A: Um, no. Not off the ground. Um, he had her by her wrists and you know, she was resistin'. Um, he was walkin' back, you know, pullin' her by her wrist walkin' back. Um, he never grabbed her or picker her up and tried to bring her outside.

Q: And when he brought her outside initially, 'cause you said she tried to rush back in...

A: Right.

Q: Was she - when he brought her out, was she brought out in such a way that she fell down or was she still standing or?

A: Um, I didn't see.

Q: (Unintelligible).

A: I was behind the, um, I could show you if...

Q: No, you can just - if - if...

A: Well, yeah. I was...

Q: Explain 'cause it, uh...

A: I was behind - 'cause this is exactly kinda how our door is, so...

Q: Mm-hm.

A: I opened it...

Q: Okay.

A: ...this way, so I could - really couldn't see, um...

Q: T- was her phone and shoes thrown out of the apartment before she was brought out?

A: She did - um, no. When I - when she - her phone was left after, um, he was able to finally get her out.

Q: Mm-hm.

A: Um, when she was, uh, said she - her shirt was ripped, um...

Q: Mm-hm.

A: I went up, got, um, her one of my shirts and then, um, he threw the, um, shirt and then I looked and I said, "Hey, her phone's here too."

Q: Mm-hm.

A: So, he grabbed that and threw that, um...

Q: So, this was after she was out of the apartment?

A: Yeah.

Q: When he finally got her out.

A: When she was - yeah.

Q: Okay. And then when he - when she was tryin' to force her way back in, who was holdin' the door closed s- s- so that she couldn't get in?

A: He was pushin' it.

Q: Mm-hm.

A: Um, I reopened it. So, he was pushin' it and then I grabbed it to reopen it so he was able to, um, get her back from pushin' the door. But he was holdin' the door shut tryin' to not let her back in.

Q: Okay. All right. Um, do you have anything to add that you feel would be beneficial to this investigation?

A: Um, I don't really know all the circumstances or, um, how deep it is or any of that but I know he didn't, um, he didn't hit her. He didn't do anything to her but escorted her out of the house after tellin' her several times, "You're not welcome here." After I told her several times, "Just leave. You're not welcome here." Um, you know? And I - I tried to stress to her like, I would have called the East Point Police but all officers - all officers in here. You know? I felt like it could have been settled there and I didn't want - you know, I'm not about anybody losin' their job.

Q: Mm-hm.

A: I'm - I'm not about that, so I wasn't gonna call to risk her job in jeopardy or, you know what I'm saying, East Point arrest her and then she loses her job here. Um, so that's why, you know, we didn't call but, um, that's pretty much.

Q: Okay. Um, I don't know if you're m- familiar with, um, CVSA - Computer Voice Stress Analysis. It's basically a lie detector. Should it, uh, be necessary in the investigation, would you be willing to submit to a CVSA?

A: No.

Q: Okay. All right. That concludes this interview. The time is 1547.

The transcript has been reviewed with the audio recording submitted and it is an accurate transcription.
Signed_____

9-6-6

City of Atlanta — Internal Correspondence

Atlanta Police Department

M E M O R A N D U M

TO: **Officer Melvin Potter**

FROM: **Sergeant J. Brandon Puetz, OPS Internal Affairs**

DATE: **November 17, 2017**

RE: **OPS Investigation Statement Required**

ATTENTION: Please Respond to this Notification Immediately

The Office of Professional Standards is conducting an investigation where you have been identified as (an accused). This investigation concerns a complaint under Internal Affairs Investigation File # 17-I-0549-DV.

You are hereby requested to contact this office immediately upon receipt of this notice, Monday through Friday at (404)546-5945 between 8:00am and 4:00pm.

You will be required to provide a written statement at the Office of Professional Standards, 950 Joseph E. Lowery Boulevard NW, Suite 16, Atlanta, GA 30318. APD.SOP.2020 section 3.6, Disciplinary Process, describes your rights as an employee and your right to have an attorney or representative present during an administrative investigation. Please contact me, Sergeant J. Brandon Puetz, upon receipt of this letter.

Thank you in advance for your cooperation and time.

C: OPS Complaint File: # 17-I-0549-DV **1st Notice**

10 - 1 - 1

CITY OF ATLANTA

Keisha Lance-Bottoms
Mayor

226 Peachtree Street, SW
Atlanta, Georgia 30303
(404) 546-6900

Atlanta Police Department
Erika Shields
Chief of Police

To: File

Results: Deception indicated

Subject: Officer Melvin Potter

Date: January 4th, 2018

PREDICATION

The truth verification examination was predicated based on discrepancies between the two accused accounts of the events.

SCOPE

During the pretest interview, the subject made no admissions. Officer Melvin Potter had stated that he removed Officer Njoku by walking backwards while grabbing her wrists. In the pretest interview Officer Potter stated he did not carry her out. Officer Potter also stated he had never placed his hands around Officer Njoku's neck.

REPORT

On January 4th, 2018, this agency extended an interview to Officer Melvin Potter relevant to an internal affairs investigation. During the pretest interview, we formulated 9 questions to be used in a ZOC testing sequence. I conducted the interview, and hereby submit the results. There were two relevant questions interspersed with irrelevant and control questions.

1. Did you carry Officer Njoku from your apartment?
   The subject answered "no" and deception was indicated.

2. During an argument did you place your hands around Officer Njoku's neck?
   The subject answered "no" and deception was not indicated.

POST-TEST INTERVIEW

Following the initial examination, a second examination was conducted utilizing the same format as the initial examination as well as the same relevant questions. The result of the second examination were deception indicated (DI) on the first relevant question and no deception indicated (NDI) on the second relevant questions.

11-1-4

CONCLUSION

Based on my training, it is my opinion that the subject did not respond truthfully to the first relevant questions and truthfully on the second relevant question on chart two. A second opinion was requested from Sergeant L. Giles, a Certified Voice Stress Analyst. The evaluation of the charts was done 'in the blind.' The conclusions drawn by Sergeant Giles were the same as those of this examiner that the subject DID NOT respond truthfully to the first relevant question and DID respond truthfully to the second relevant question on chart two. I am maintaining a copy of this report on file.

Sergeant J. Brandon Puetz
Certified Voice Stress Analyst

11-2-4

CITY OF ATLANTA

Keisha Lance-Bottoms
Mayor

226 Peachtree Street, SW
Atlanta, Georgia 30303
(404) 546-6900

Atlanta Police Department
Erika Shields
Chief of Police

To: File

Results: Deception indicated

Subject: Officer Iscah Njoku

Date: January 9th, 2018

PREDICATION

The truth verification examination was predicated based on discrepancies between the two accused accounts of the events.

SCOPE

During the pretest interview, the subject made no admissions. Officer Iscah Njoku had stated that she was not pinned between the door and the wall. Officer Njoku had also stated that Officer Potter had placed his hands around her neck.

REPORT

On January 9th, 2018, this agency extended an interview to Officer Iscah Njoku relevant to an internal affairs investigation. During the pretest interview, we formulated 9 questions to be used in a ZOC testing sequence. I conducted the interview, and hereby submit the results. There were two relevant questions interspersed with irrelevant and control questions.

1. Were you pinned between the door and the wall at Officer Potter's residence? The subject answered "no" and deception was not indicated.

2. During an argument did Officer Potter place his hands around your neck? The subject answered "yes" and deception was not indicated.

POST-TEST INTERVIEW

Following the initial examination, a second examination was conducted utilizing the same format as the initial examination as well as the same relevant questions. The result of the second examination were no deception indicate (NDI) on the relevant questions.

11-3-4

CONCLUSION

Based on my training, it is my opinion that the subject responded truthfully to the relevant questions on chart two. A second opinion was requested from Sergeant L. Giles, a Certified Voice Stress Analyst. The evaluation of the charts was done 'in the blind.' The conclusions drawn by Sergeant Giles were the same as those of this examiner that the subject DID respond truthfully to the relevant questions on chart two. I am maintaining a copy of this report on file.

Sergeant J. Brandon Puetz
Certified Voice Stress Analyst

11-4-4

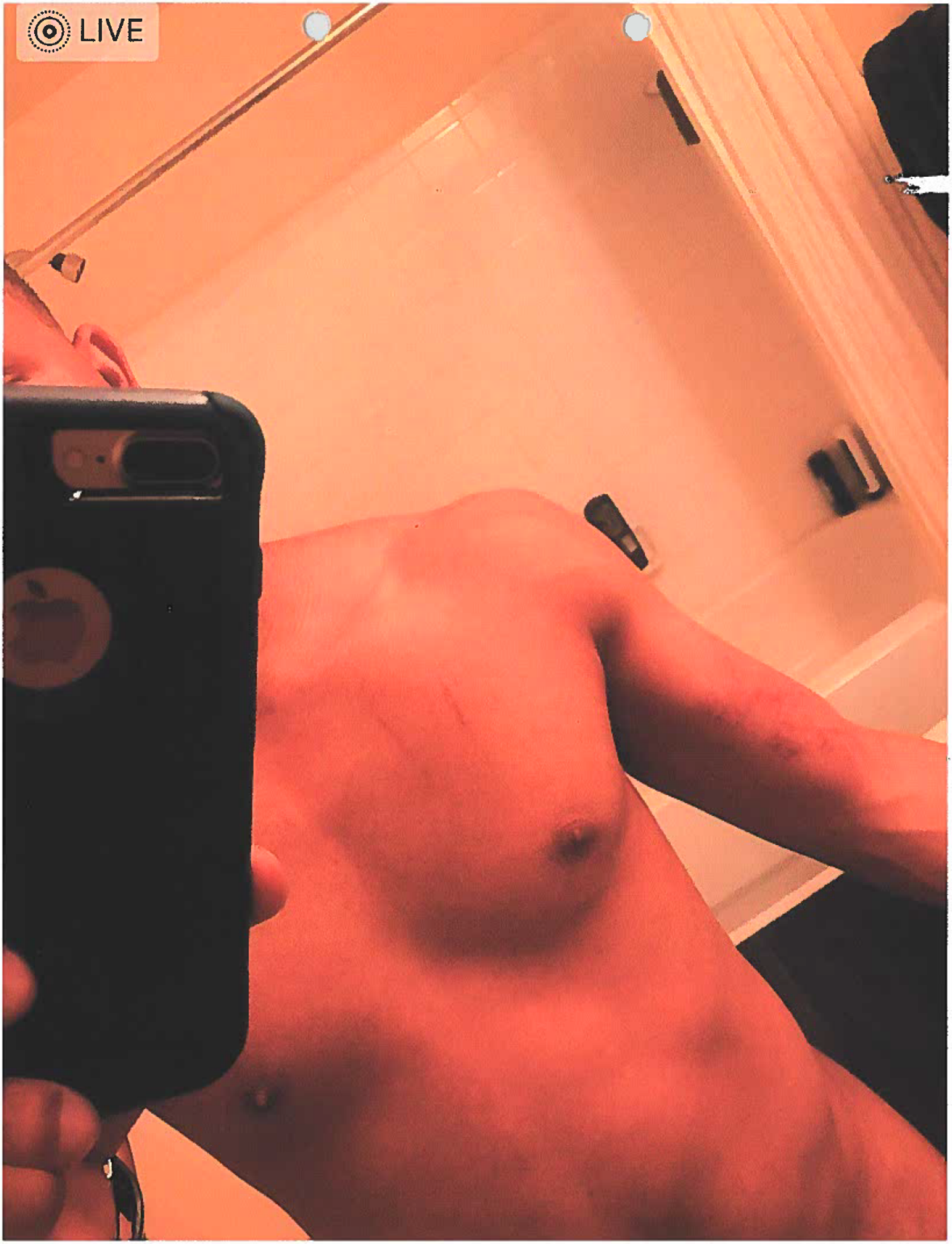


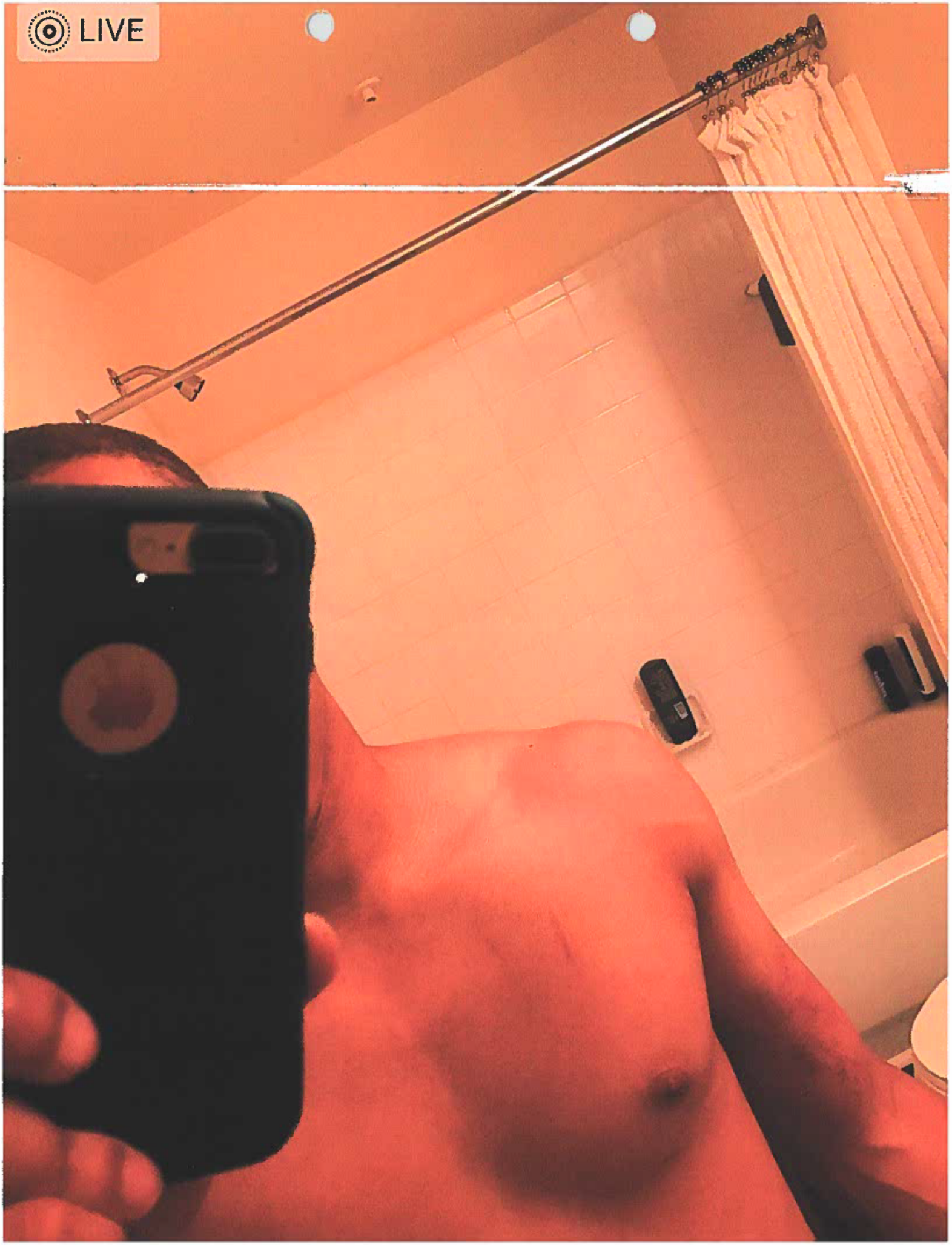


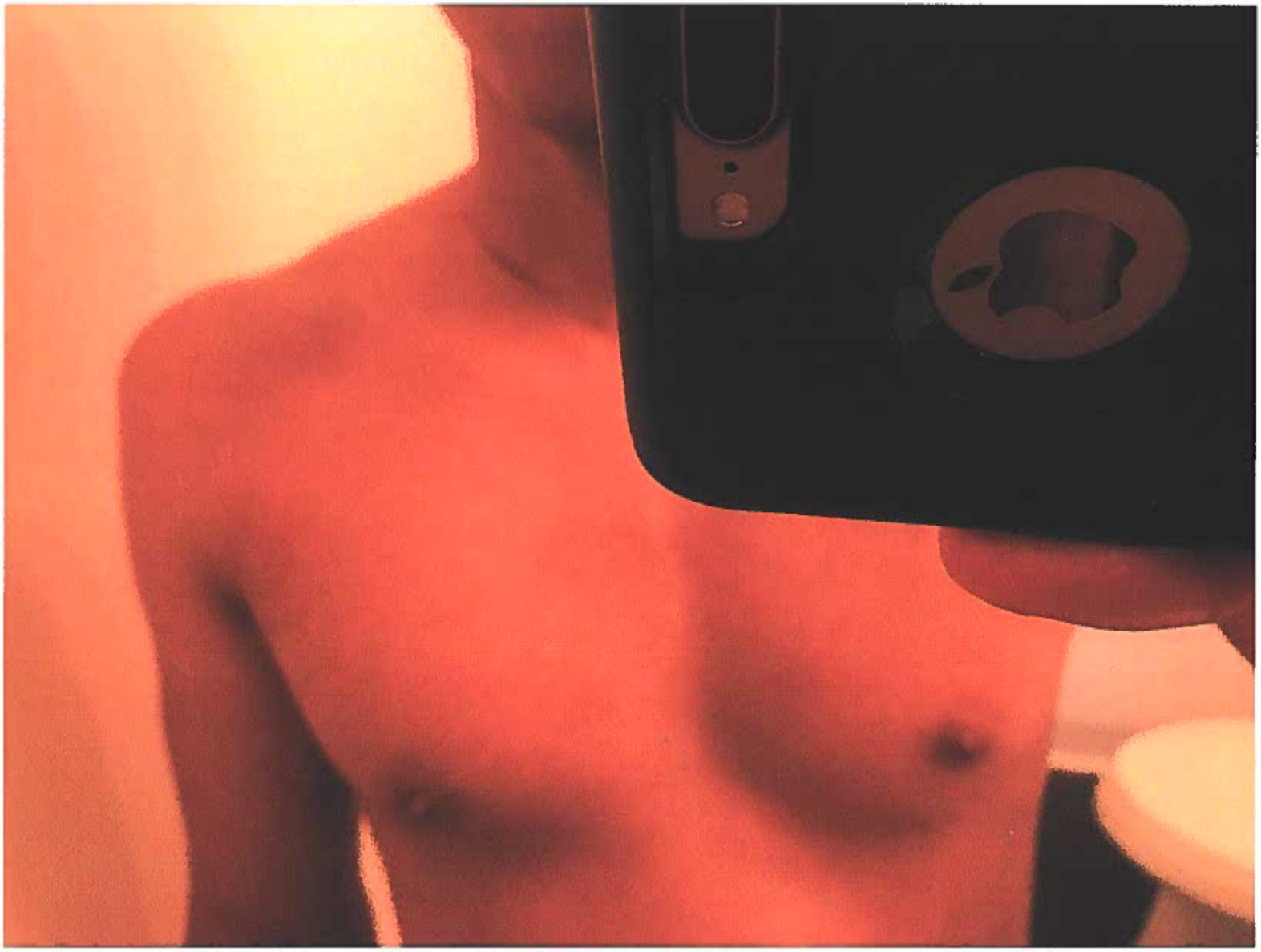







LIVE


LIVE



13-3-3

Text Message
Today 2:22 PM

one and that's on my son. you coward. Go back home to NY to mommy! She (4/7)

ain't raised you right . I lost all respect for you. I was the one that (5/7)

had your back. Crazy right . Karma about you hit you ..Everything you did (6/7)

al charges hit you .. i got a good lawyer. You remember what happened Septe(2/7)

mber 12 caused by what you did September 3rd. You can't run away from this (3/7)

Everything you have coming for you you deserve. Just wait until them crimin(1/7)

Subject 14-1-14

coward. Go back home to NY to mommy! She (4/7)

ain't raised you right . I lost all respect for you. I was the one that (5/7)

had your back. Crazy right . Karma about you hit you ..Everything you did (6/7)

al charges hit you .. i got a good lawyer. You remember what happened Septe(2/7)

mber 12 caused by what you did September 3rd. You can't run away from this (3/7)

Everything you have coming for you you deserve. Just wait until them crimin(1/7)

to me you gon feel just like me and my son did!(7/7)

Subject 14-2-14

You told me a that I've needed o here. Im just gonna remove myself from this situation. You crazy as hell I had your back this whole time since OPS came in our lives. But I'm done having your back. You lost the only person that you really needed . Im tired of being lied to , You lied to me .

Everyone was right about you. And I'm on they side. I don't need you. I don't care anymore. Since you claim I've fucked your life up that only tells me that you wouldn't dare be in a relationship with me or have sex with me. You claim after I got the procedure done we would talk about us and start having sex again. You lied.

Karma is a Bitch. Trust me

Have a good day

Subject 14-3-14

You think it's cool to hurt me???
And keep lying to me. Hmmm the same hurt I feel you're gonna feel too . You're gonna feel me

I don't care anymore and I've made my decision



Tell OPS THAT YOU DID THROW ME OUTSIDE WITHOUT A SHIRT ON. LIKE I WAS A DOG. HUMILIATING ME IN FRONT OF MARCEI HAVING THAT MAN LOOK AT ME HALF NAKED WHAT TYPE OF MAN DO THAT. ?

YOU DISRESPECTING ME CALLING ME A BITCH

I WAS WEAK AS FUCK FOR FORGIVING YOU. BELIEVING SHIT YOU SAID.

OU I WAS RIGHT ABOUT YOU

Subject 14-4-14

QUI WAS RIGHT ABOUT YOU.

IM NOT GON TELL YOU ANYTHING ABOUT WHATS GOING ON. OPS OR ANYTHING

IMA JUST PRAY FOR YOU.

IM TIRED OF U KEEP HURTING ME, LYING TO ME. I PROMISE YOU GON FEEL THAT SHIT!

I'm not reading these

You a fuck nigga for lying to me telling me about I got this abortion we can talk about us and have sex again. What type of fucking man tell someone that someone so fucking vulnerable.

You need help

Subject 14-5-14

MONDAY

PINKYYYPROMISE

Melvin, Hey my phone messed up. I guess when I threw it after we got off the phone it messed up I can hear when folks call or text but I can't answer screen messed up. I'm going to AT&T . I have to tell you what my doctor said to. But I'm at my moms house using iPad I'll hit you up later .

YESTERDAY

PINKYYYPROMISE

I want some hot wings 😂
Didnt mean to send you that my bad lol

😊

TODAY

PINKYYYPROMISE

It's crazy I had to lie to you to see how you was gon act if I really went thru with the abortion. I'm keeping my baby . I have my family support. I don't need you. Karma a bitch ain't it? Yea I really was sick those nights because I'm at high risk pregnancy. And I cut my friend off because of you . Im apologizing to her. And I'm in the process of moving into some other apartments.

14-6-14

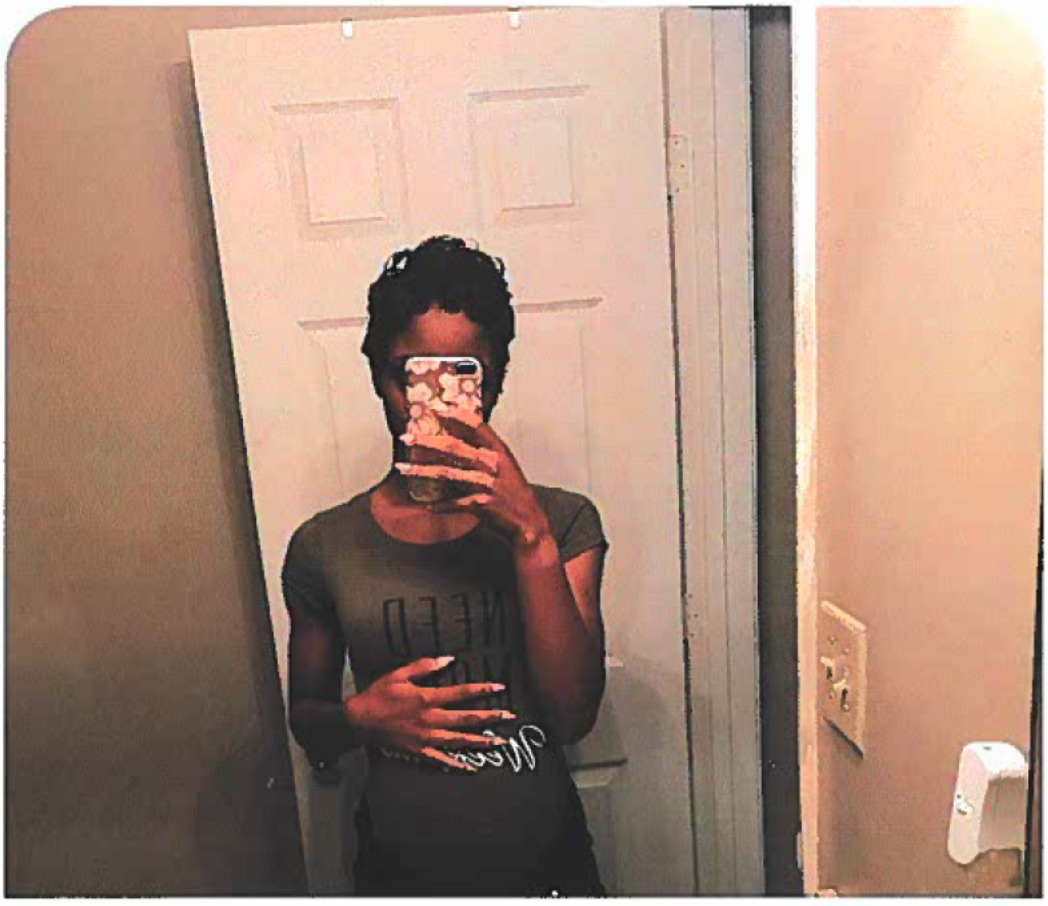
this point I don't need you. And I guess what I just wanted to see how you was gonna act after this whole "abortion" thing . you got me fucked up!

I love you but I'm done . I promise

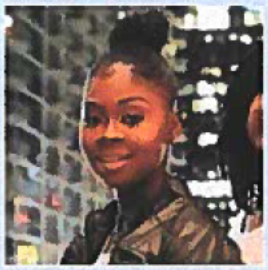
Text Message

I love you but I'm done . I promise

iMessage
Wed, Nov 1, 3:00 PM



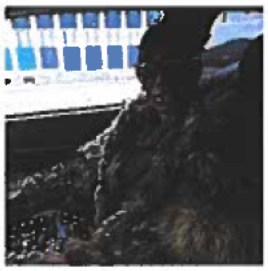
Subject 14-7-14



Qui Qui Love poked you.
3 hours ago

Friend Requests

See All



Meme Storey sent you a friend request.
Tuesday at 8:33 PM

Confirm | Delete

People You May Know



Kesha Genovese
7 mutual friends

Add Friend | Remove

Earlier



Teè Gatès accepted your friend request. You can now see her latest photos and posts on her profile.
Friday at 4:54 PM



Tim Martinelli is waiting for you to respond to his friend request.
Tuesday at 10:16 AM

11-8-14

That's going turn turn into something that I already told you I'm not ready for. I'm making this decision out of pure respect for you. Just because I know I'm not ready for that. Goodnight ish

Sun, Aug 27, 11:59 AM

I'm not holding you at anything .

My history don't have anything to do with you .

I already know you're gonna be talking to other girls and having sex with them .

You stop having sex with me because I got attached to you that's so fucked up.. we haven't had sex since beginning of August and I want it before we even started having sex I haven't sex in damn near 6 months .

Subject 14-9-14

from this situation. You crazy as hell I had your back this whole time since OPS came in our lives. But I'm done having your back. You lost the only person that you really needed . Im tired of being lied to , You lied to me .

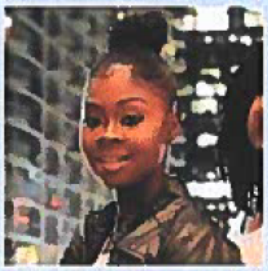
Everyone was right about you. And I'm on they side. I don't need you. I don't care anymore. Since you claim I've fucked your life up that only tells me that you wouldn't dare be in a relationship with me or have sex with me. You claim after I got the procedure done we would talk about us and start having sex again. You lied.

Karma is a Bitch. Trust me

Have a good day

You think it's cool to hurt me??? And keep lying to me. Hmmm the same hurt I feel you're gonna feel

New



Qui Qui Love sent you a friend request.

14 mutual friends

Confirm | Delete

People You May Know

Hide



Brandon Friedman

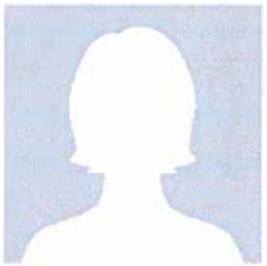
48 mutual friends

Add Friend | Remove



Clyde Henderson

Add Friend | Remove



Monteia Burnett

Add Friend | Remove

See All

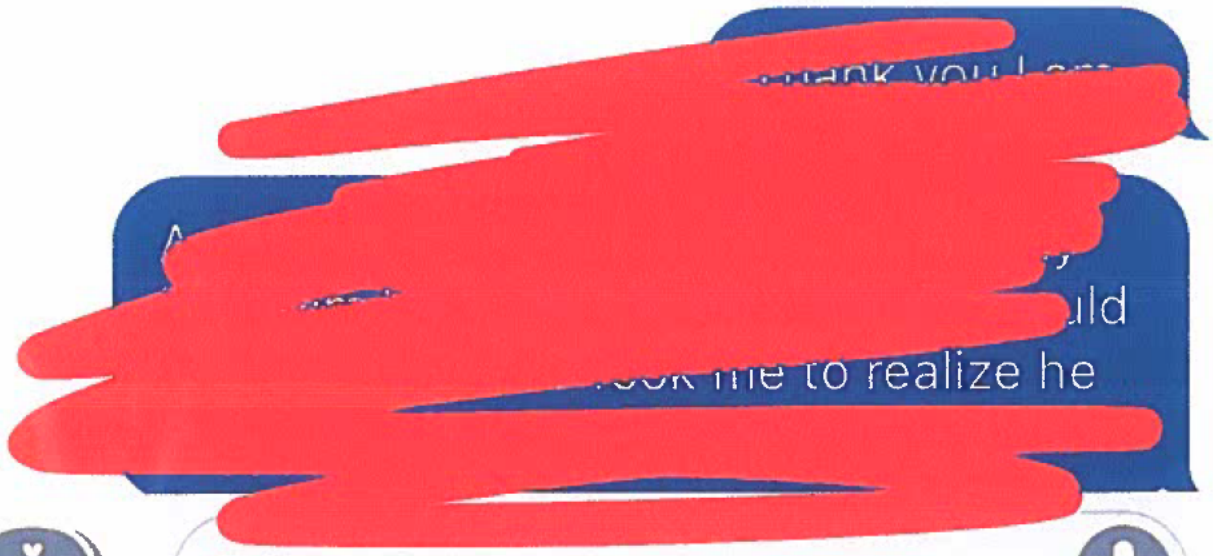
Earlier



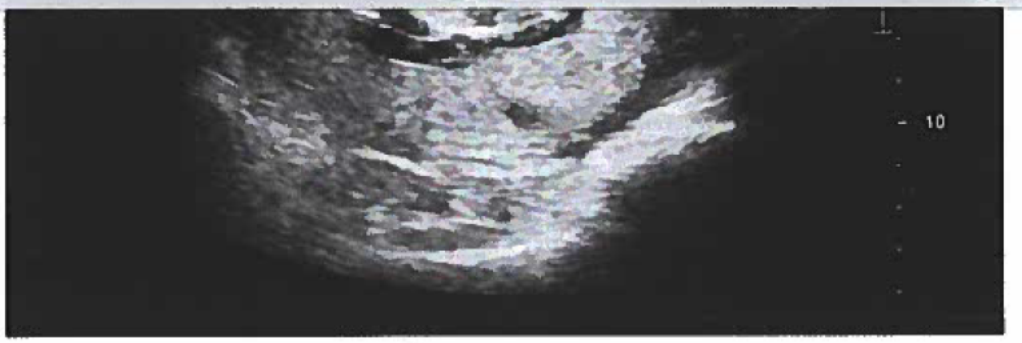
Kasha Hart mentioned you in a comment.

November 1 at 4:43 PM

Right now it's about you and that baby. you're better than me cuz me I wouldn't never told him anything he just would've found out. I personally dnt think you're wrong.. You keep saying you done with him but I know you still care. Mel never cared about you from jump. Do what's best for you. You deserve better then him anyway. I would've hurt that nigga feelings worst than what you did. Boss up sis.



14-12-14



Hey You can tell Mel that I'm done stressing over him. I had to go to the emergency room again to check on my baby my high blood pressure and my weight loss. I'm tired of people calling me about him. He can be on social media liking folks pictures and watching their snaps . but avoiding me going on two weeks now. He's a fuck nigga period. I hate him!! And I'm about to change my number. He don't have to worry about anything come May I'm putting him on child support. You can rely this message to him. I'm not texting him no

You don't have to ignore me. Just say you don't wanna talk . Please.. but good night

I honestly wish you cared. You really about to make me do something I'm gonna regret . But I don't care . You constantly treating me like shit . Why

You're gonna regret everything you doing to me. You gonna wish you never hurt me. I promise you.. just Watch.. My phone on 2% . Good night. I'll talk to you soon .

Text Message

You're gonna regret everything you doing to me. You gonna wish you

never hurt me. I promise you.. just Watch.. My phone on 2% . Good n

ight. I'll talk to you soon .

Subject 14-14-14

ATLANTA POLICE DEPARTMENT
RELIEF FROM DUTY

OPS CONTROL # TBD

TO: **Officer Melvin Potter, #6603, FOD/Z3/EVE**

FROM: **Lt. S. H. Bennett, Office of Professional Standards**

DATE: **October 4, 2017**

RE: **Relief From Duty Notice**

You are hereby suspended from duty with pay effective **October 4, 2017** for the following reason(s):
(Give specific reason(s); also, state any conditions and restrictions concerning the suspension with pay. Include the restriction prohibiting all extra job employment.)

REASON: **You are the subject of an internal investigation alleging violence or threat of violence against a fellow employee.**

CONDITION: You will provide a home telephone number and any pager number where you may be reached. **You will make yourself available for interview Monday through Friday from 0900 to 1700.** Should you be away from your listed home phone number for more than two (2) **hours** during this time, you will contact and advise **Lt. S. H. Bennett** of the Office of Professional Standards where you can be reached. If he or she is unavailable, you will then advise a supervisor at OPS of the information. **You are forbidden to work any extra jobs during your relief of duty.**

EMPLOYEE TELEPHONE NO. 716-465-2664 cell **PAGER:** _____

This notice acknowledges receipt of the following Departmental property relinquished by you:
(List inventory and description of property; include serial number of weapons, badge number, etc.)

ITEM NO.	DESCRIPTION (Include model & serial number, if applicable)	QUANTITY
1	**Glock 17 duty weapon, Ser. #**	**1**
2	**Glock 17 magazines**	**3**
3	**9mm duty rounds**	**52**
4	**APD ID Card #6603**	**1**
5	APD BADGE 7301	1

[signature] 10/4/17 1710hrs [signature] 10/4/17 1710 hrs

AFFECTED EMPLOYEE'S SIGNATURE | DATE/TIME | WITNESS SIGNATURE | DATE/TIME

P-15-1-5

Form APD-828 revised 1/1/2000

...AND CONTROL FORM

Quest Diagnostics
800-877-7484

SPECIMEN ID NO.

STEP 1: COMPLETED BY COLLECTOR OR EMPLOYER REPRESENTATIVE LAB ACCESSION NO.

A. Employer Name, Address, I.D. No.

B. MRO Name, Address, Phone and Fax No.

C. Donor SSN or Employee I.D. No.

D. Donor Name: Last: First:

E. Donor ID Verified: ☑ Photo ID ☐ Emp. Rep.

F. Reason for Test: ☐ Pre-employment (1) ☐ Random (3) ☒ Reasonable Suspicion/Cause (5) ☐ Post-Accident (2) ☐ Promotion (22) ☐ Return to Duty (6) ☐ Follow-up (23) ☐ Other (specify) (99)

G. Drug Tests to be Performed:

X

H. Collection Site Name:

Address:

City, State and Zip:

Collection Site Code:

Collector Phone No.:

Collector Fax No.:

STEP 2: COMPLETED BY COLLECTOR

Read specimen temperature within 4 minutes. Is temperature between 90° and 100° F? ☐ Yes ☒ No, Enter Remark

Specimen Collection: ☒ Split ☐ Single ☐ None Provided (Enter Remark) ☐ Observed (Enter Remark)

REMARKS

STEP 3: Collector affixes bottle seal(s) to bottle(s). Collector dates seal(s). Donor initials seal(s). Donor completes STEP 5.

STEP 4: CHAIN OF CUSTODY - INITIATED BY COLLECTOR AND COMPLETED BY LABORATORY

I certify that the specimen given to me by the donor identified in the certification section on Copy 1 of this form was collected, labeled, sealed, and released to the Delivery Service noted in accordance with applicable requirements.

X

Signature of Collector

Time of Collection AM PM

(Print) Collector's Name (First, MI, Last)

Date (Mo./Day/Yr.)

SPECIMEN BOTTLE(S) RELEASED TO:

☒ Quest Diagnostics Courier ☐ FedEx ☐ Other

Name of Delivery Service Transferring Specimen to Lab

RECEIVED AT LAB: X

Signature of Accessioner

(Print) Accessioner's Name (First, MI, Last)

Date (Mo./Day/Yr.)

Primary Specimen Bottle Seal Intact

☐ Yes ☐ No, Enter Remark

SPECIMEN BOTTLE(S) RELEASED TO:

STEP 5: COMPLETED BY DONOR

I certify that I provided my specimen to the collector; that I have not adulterated it in any manner; each specimen bottle used was sealed with a tamper-evident seal in my presence; and that the information and numbers provided on this form and on the label affixed to each specimen bottle is correct.

X

Signature of Donor

(PRINT) Donor's Name (First, MI, Last)

Date (Mo./Day/Yr.)

Daytime Phone No. ( )

Evening Phone No. ( )

Date of Birth Mo. Day Yr.

[redacted]

15-7-c

Quest Diagnostics
800-877-7484

15008966 7814440 SPECIMEN ID NO.

STEP 1: COMPLETED BY COLLECTOR OR EMPLOYER REPRESENTATIVE

LAB ACCESSION NO.

A. Employer Name, Address, I.D. No.
CITY OF ATLANTA
CITY OF ATLANTA
68 MITCHELL ST SW
ATLANTA GA 30303
PH 404-330-6038 FAX 404-607-7858

B. MRO Name, Address, Phone and Fax No. FWRK ID: SAPHS00020
NRN GREENE
DR ALTHA GREENE
145 NORTH AVE NE
ATLANTA GA 30308
PH 404-761-4040 FAX 404-607-7858

C. Donor SSN or Employee I.D. No. 4292

D. Donor Name: Last: Potter First: Melvin

E. Donor ID Verified: [X] Photo ID [ ] Emp. Rep. _____

F. Reason for Test: [ ] Pre-employment (1) [ ] Random (3) [X] Reasonable Suspicion/Cause (5) [ ] Post-Accident (2) [ ] Promotion (22)
[ ] Return to Duty (6) [ ] Follow-up (23) [ ] Other (specify) (99) _____

G. Drug Tests to be Performed:
( ) 6405N SAP 5-50/2000 ( ) 6683N SAP 10-50 GC/MS [X] 0443N ETHANOL (BLOOD) .01%

H. Collection Site Name: CADUCEUS
Address: 145 NORTH AVE NE
City, State and Zip: ATLANTA GA 30308

Collection Site Code: GA415

Collector Phone No.: 4045077677
Collector Fax No.: 4046077858

STEP 2: COMPLETED BY COLLECTOR

Read specimen temperature within 4 minutes. Is temperature between 90° and 100° F? [ ] Yes [X] No, Enter Remark

Specimen Collection: [X] Split [ ] Single [ ] None Provided (Enter Remark) [ ] Observed (Enter Remark)

REMARKS

STEP 3: Collector affixes bottle seal(s) to bottle(s). Collector dates seal(s). Donor initials seal(s). Donor completes STEP 5.

STEP 4: CHAIN OF CUSTODY - INITIATED BY COLLECTOR AND COMPLETED BY LABORATORY

I certify that the specimen given to me by the donor identified in the certification section on Copy 1 of this form was collected, labeled, sealed, and released to the Delivery Service noted in accordance with applicable requirements.

X _____ Signature of Collector
14:38 AM PM Time of Collection
Brenda Bibbs (Print) Collector's Name (First, MI, Last)
10/4/17 Date (Mo./Day/Yr.)

SPECIMEN BOTTLE(S) RELEASED TO:
[X] Quest Diagnostics Courier [ ] FedEx
[ ] Other _____ Name of Delivery Service Transferring Specimen to Lab

RECEIVED AT LAB: X _____ Signature of Accessioner
(Print) Accessioner's Name (First, MI, Last)
/ / Date (Mo./Day/Yr.)

Primary Specimen Bottle Seal Intact
[ ] Yes
[ ] No, Enter Remark

SPECIMEN BOTTLE(S) RELEASED TO:

STEP 5: COMPLETED BY DONOR

I certify that I provided my specimen to the collector; that I have not adulterated it in any manner; each specimen bottle used was sealed with a tamper-evident seal in my presence; and that the information and numbers provided on this form and on the label affixed to each specimen bottle is correct.

X _____ Signature of Donor
Melvin Potter (PRINT) Donor's Name (First, MI, Last)
10 / 4 / 17 Date (Mo./Day/Yr.)

Daytime Ph [redacted]
Date of Birth 8 / 30 / 93 Mo. Day Yr.

STEP 6: COMPLETED BY MEDICAL REVIEW OFFICER - PRIMARY SPECIMEN

In accordance with applicable requirements, my determination/verification is:

[ ] NEGATIVE [ ] POSITIVE [ ] TEST CANCELLED [ ] REFUSAL TO TEST BECAUSE:
[ ] DILUTE [ ] ADULTERATED [ ] SUBSTITUTED

REMARKS _____

X _____ Signature of Medical Review Officer
(PRINT) Medical Review Officer's Name (First, MI, Last)
/ / Date (Mo./Day/Yr.)

STEP 7: COMPLETED BY MEDICAL REVIEW OFFICER - SECONDARY SPECIMEN

In accordance with applicable requirements, my determination/verification for the split specimen (if tested) is:

[ ] RECONFIRMED [ ] FAILED TO RECONFIRM - REASON _____

X _____ Signature of Medical Review Officer
(PRINT) Medical Review Officer's Name (First, MI, Last)
/ / Date (Mo./Day/Yr.)



15-4-5

ATLANTA POLICE DEPARTMENT
2016 Employee Data Form

Complete all fields. Place N/A if not applicable. Report type: ☒ Initial or ☐ Update

Part I General Information.

Employee/Unique ID #: 6603 Last 4 of SSN: 4292

Name: Melvin (First) B (MI) Potter (Last) II (SR Jr II III)

Date of Birth: [redacted]

Section: 101 Unit:

Job Classification: Officer Division:

Part II Personal Information. The information collected is confidential and is For Official Use Only. Release of this information is restricted.

Home Address: [redacted] Apt #: 3001

State: [redacted] Zip Code: 30274

Home Phone #: [redacted] Alternate phone #:

Race: ☐ Asian ☒ Black ☐ Latino ☐ Native American ☐ White ☐ Other

Sex: ☒ Male ☐ Female

Civilian or Sworn Employee: ☐ Civilian ☒ Sworn

Part III Personnel Information.

Original Sworn Date: Re-sworn Date (if applicable): P.O. Badge

City Cell #: Off Duty Radio #:

Hire Date: 1/29/15 Rehire Date (if applicable): Civilian Supervisor: ☐ Yes ☐ No

Current Rank: Date Promoted:

Part IV Emergency Contact Information.

Name: Anderson (Last) Cheryl (First) R (Middle Initial)

Relationship: Mom Address: same as above ☐ or

Buffalo (City) C.S (County) NY (State) 14228 (Zip Code)

Phone #: [redacted]

Part V Education

Education and Training Completed	Educational Institution Name	Date Completed

Form APD 200 11/10/15

15-5-5

COPY FROM CITY OF ATLANTA - 15008966

REPRINT

FAX
LABORATORY REPORT

Quest Diagnostics

15008967 AREA/ROUTE/STOP: XXXXXXX
MRO GREENE
DR ALTON GREENE
145 NORTH AVE NE
ATLANTA, GA 30308

DONOR ID	DONOR NAME	SPECIMEN ID
4292	POTTER, MELVIN	7814441

PAGE	REQUISITION NO	ACCESSION NO.		COLLECTION DATE & TIME	LOG-IN-DATE	REPORT DATE	& TIME
1	7814441	034971C		10042017 06:46PM	10052017	10052017	05:10AM

REMARKS Client Site Location:
REASON FOR TEST: REASONABLE SUSPICION/CAUSE
DONOR ID VERIFIED: PHOTO I.D.

REPORT STATUS	FINAL	TEST	RESULTS IN RANGE	RESULTS OUT OF RANGE	UNITS	REFFERENCE RANGE	SITE CODE

REPORT FOR: CITY OF ATLANTA - 15008965
CITY OF ATLANTA
68 MITCHELL ST SW
ATLANTA, GA 30303

Tests Ordered: 6633N (SAP 10-50 GC/MS)

Urine Substance Abuse Panel			Initial Test Level	MS Confirm Test Level
AMPHETAMINES	Negative		1000 ng/mL	500 ng/mL
BARBITURATES	Negative		300 ng/mL	200 ng/mL
BENZODIAZEPINES	Negative		300 ng/mL	200 ng/mL
COCAINE METABOLITES	Negative		300 ng/mL	150 ng/mL
MARIJUANA METABOLITES	Negative		50 ng/mL	15 ng/mL
METHADONE	Negative		300 ng/mL	200 ng/mL
METHAQUALONE	Negative		300 ng/mL	200 ng/mL
OPIATES	Negative		2000 ng/mL	2000 ng/mL
PHENCYCLIDINE	Negative		25 ng/mL	25 ng/mL
PROPOXYPHENE	Negative		300 ng/mL	200 ng/mL

CERTIFYING SCIENTIST: APOA01
SPECIMEN RECEIVED AND PROCESSED IN THE ATLANTA DHHS CERTIFIED LABORATORY

LAB Quest Diagnostics-Atlanta
1777 Montreal Circle, Floor 2
Tucker GA 30084

>> END OF REPORT <<

16-1-4

FAX
LABORATORY REPORT

Quest Diagnostics

15ØØ8966 AREA/ROUTE/STOP: XXXXXXX
CITY OF ATLANTA
CITY OF ATLANTA
68 MITCHELL ST SW
ATLANTA, GA 3Ø3Ø3

DONOR ID	DONOR NAME	SPECIMEN ID
4292	POTTER, MELVIN	7814440

PAGE	REQUISITION NO	ACCESSION NO		COLLECTION DATE & TIME	LOG-IN-DATE	REPORT DATE	& TIME
1	7814440	Ø41329C		1ØØ42Ø17 Ø6:38PM	1ØØ52Ø17	1ØØ62Ø17	Ø3:1ØPM

REMARKS

Eastern Time

REASON FOR TEST: REASONABLE SUSPICION/CAUSE
DONOR ID VERIFIED: PHOTO I.D.

REPORT STATUS	FINAL	TEST	RESULTS IN RANGE	RESULTS OUT OF RANGE	UNITS	REFFERENCE RANGE	SITE CODE
Tests Ordered: 443N (ETHANOL (BLOOD) .Ø1%)							
Blood Alcohol						GC Confirm Test Level	
		ALCOHOL, ETHYL (B)	Negative			.Ø1	

CERTIFYING SCIENTIST: APDRØ3
SPECIMEN RECEIVED AND PROCESSED IN THE NHQ DHHS CERTIFIED LABORATORY.

LAB Quest Diagnostics-Atlanta
1777 Montreal Circle, Floor 2
Tucker GA 3ØØ84

>> END OF REPORT <<

16-2-4

City of Atlanta Internal Correspondence Atlanta Police Department

M E M O R A N D U M

TO: **Major Celeste Murphy**

FROM: **Lt. S. H. Bennett**

DATE: **October 4, 2017**

RE: **SUBSTANCE ABUSE ANALYSIS REQUEST FOR:**

Officer Melvin Potter, #6603, FOD/Z3/EVE

OPS Control Number: TBD

1. **Authority:** Under the provisions of Chapter 114, Article VI, Division 4, Section 571(c) of the Code of Ordinances of the City of Atlanta entitled "Substance Abuse Policy" documented circumstances exist that indicate a reasonable suspicion to believe that **Officer Melvin Potter, #6603** assigned to **FOD/Z3/EVE,,** under the influence of one or more substances, is suffering from substance abuse, or in violation of the City of Atlanta, State of Georgia and/or departmental directives, rules or regulations regarding the use, possession and/or sale of any such substances.

2. **Justification of Objective Facts:** Justification to order analysis is based on the following circumstances and rational inferences that indicate the officer/employee has used or is a user of an illegal substance.

Your actions as outlined in OPS Control Number **TBD**.

Specifically, you are the subject of an internal investigation alleging violence or threat of violence against a fellow employee.

3. **Recommendation:** That be required to submit to a Substance Abuse Analysis.

APPROVED: Maj. Celeste Murphy 10/4/2017

Major Celeste Murphy Date
Commander, OPS

10/4/17

Affected Employee Signature Date
(Indicates Receipt Only Not Agreement With Action).

16-3-4

City of Atlanta
Police Department

Internal Correspondence

Atlanta

M E M O R A N D U M

TO: **Officer Melvin Potter, #6603, FOD/Z3/EVE**

FROM: **Lt. S. H. Bennett, OPS**

DATE: **October 4, 2017**

RE: **SUBSTANCE ABUSE ANALYSIS NOTIFICATION**

Complaint Control Number: TBD

You are the subject of an Internal Investigation, which includes a set of objectives facts which provides a reasonable suspicion to order you to undergo a Substance Abuse Analysis Test.

1. Under the provisions of Chapter 114, Article VI, Division 4, Section 572(a) of the Code of Ordinances of the City of Atlanta entitled **"Substance Abuse Policy"**, you are hereby ordered to submit to a Substance Abuse Analysis. The following will apply:

a. *You must remain under the direct physical observation of the investigator from OPS until you enter the private area where the specimen is collected.*

b. *You will be interviewed by a medical technician to establish the use of any drugs currently being taken under medical supervision, or your use of any other medication being taken, both prescription or non-prescription.*

c. *You may have a representative or attorney present during the specimen collection procedure and you will be allowed up to two hours to make these arrangements after being presented this memorandum, if you so desire.*

d. *Prior to submitting to this analysis, you have a right to explain your behavior. This behavior is described in Paragraph 2 of the memorandum entitled: Substance Abuse Analysis Request. Further, you have a right to have a representative present during this explanation.*

e. *If you do not provide a specimen within two and one half hours after being presented this memorandum, you will be considered to have refused.*

3. You are reminded that refusal to submit to testing may result in disciplinary action up to and including dismissal in accordance with departmental directives, rules and regulations, and the Code of Ordinances for the City of Atlanta.

I certify that I have read this notification and received the original copy.

Employee Signature	Date	Time	Witness	Date	Time
	10/4/17	1850		10/4/2017	1830

16-4-4

Giles, La'wanda

From: Giles, La'wanda
Sent: Wednesday, October 04, 2017 9:15 PM
To: Shields, Erika; Murphy, Celeste; Durant, Jonathan; Browning, Leanne; Sturdivant, Janice; Campos, Carlos; Zenelaj, Hajredin; Spann, Prenzinna; Bennett, Scott; Ormond, Scott J.; Puetz, Brandon; Dean, William; Smith, Alan; Lewis, Ardwyn L
Subject: Relief of Duty: Officer Melvin Potter
Attachments: Relief of Duty Potter.docx

MEMORANDUM

TO: Major C. Murphy

FROM: Sergeant L.S. Giles

DATE: October 4, 2017

RE: Officer Melvin Potter = 6603 – Relief of Duty

Effective today, October 4, 2017, Officer Potter was relieved of duty following accusations of misconduct made by an employee. Lt. Bennett and Sgt. Giles relieved Officer Potter of Duty and proceeded with department protocols. Officer Potter' s City issued Firearm, 3 magazines, 52 live rounds, city credentials and breast badge were recovered and secured in the OPS vault. Officer Potter is currently at home with pay until further notice

Employees may obtain representation but cannot delay questioning for more than three hours beyond the time he or she was notified of the questioning.

Sergeant La' Wanda S. Giles| Atlanta Police Department
Office Of Professional Standards
950 Joseph E. Lowery Blvd. N.W. Suite 16 |Atlanta, Ga. 30318
Ph: 404-546-5945 |E-Fax: 404-589-5291 |Cell: 404-454-4387



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17-1-3

Giles, La'wanda

From:	Giles, La'wanda
Sent:	Wednesday, October 04, 2017 9:11 PM
To:	Murphy, Celeste; Bennett, Scott; Zenelaj, Hajredin; Spann, Prenzinna; Dean, William; Lewis, Ardwyn L; Ormond, Scott J.; Puetz, Brandon; Smith, Alan; Pennick, Christian L
Subject:	Significant on Officer Melvin Potter
Attachments:	Significant Incident Potter.doc

M E M O R A N D U M

TO: Major C. Murphy

FROM: Sergeant L. S. Giles

DATE: October 4, 2017

RE: **OPS Complaint File: TBD**
Officer relieved of Duty

INCIDENT:

DATE:	September 3, 2017
TIME:	Unknown
LOCATION:	601 Crestridge Dr. Eastpoint
COMPLAINT NUMBER:	Unknown

OFFICER INVOLVED:

NAME:	Officer Melvin Potter
DATE OF EMPLOYMENT:	01/29/15
ASSIGNMENT:	FOD/Z-3/EW
DUTY STATUS:	Off-Duty
INJURIES SUSTAINED:	None
WEAPON USED:	None
ROUNDS FIRED:	N/A

CONTINUATION:
OFFICER RELIEVED OF DUTY
OPS COMPLAINT FILE # Pending

17-2-3

SUPERVISOR ON SCENE: N/A

I.D. TECHNICIAN: N/A

EAP: N/A

Summary:

On today, October 4, 2017, allegations were made by several employees that Officer Potter was involved in a domestic altercation with another city employee. That notification lead to Officer Potter being relieved of duty, drug tested and relinquishing his city property which is now being stored in the OPS vault.
Officer Potter was given clear and detailed instruction to follow for relief of duty status. He is currently at home with pay until further notice.

The investigation continues.....

Employees may obtain representation but cannot delay questioning for more than three hours beyond the time he or she was notified of the questioning.

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17-3-3

City of Atlanta Internal Correspondence

Atlanta Police Department

M E M O R A N D U M

TO: **Officer Melvin Potter**

FROM: Major C. Tyus

DATE: October 7, 2018

RE: **Disposition OPS Complaint File: 17-I-0549-DV**

An investigation has been completed into the complaint filed against you alleging misconduct. The complaint has been closed as indicated below:

_____ Exonerated - your conduct was determined to be justified, lawful and Proper in the complaint with regards to employee Work Rule

✓ Not-Sustained - the investigation did not develop sufficient information to prove or disprove the allegation stated in the complaint with regards to employee Work Rule 4.1.4 CONDUCT

_____ Sustained - the investigation did develop sufficient information to prove the allegation stated in the complaint with regards to employee Work Rule

_____ Unfounded - the allegation was without factual basis

CT/kdm
cc: File