

# Misconduct Incident Report for Maitland Police Department

OpenPolice.org Report ID	Complaint #28
Indicent Date	2/3/2019 at 9:15 am until 10:00 am
Indicent Location	106 Lake Ave, Maitland, FL 32751
Publishing Settings	Publish Complainant's Name, Publish Officer Names, Publish Incident Address

## Allegations

Including comments from the complainant

### **Wrongful Arrest**

Because i did nothing at all , and being arrested for resisting without violence does not match what happened.

### **Wrongful Detention**

It was the detainee

### **Bias-Based Policing**

Because he arrested me for no justification or cause .

### **Excessive Arrest Charges**

Because officer Martell had got frustrated by me asking why was the cuffs on me and he wanted to show off in front of fellow officers.

### **Neglect of Duty**

### **Officer Refused To Provide ID**

## Story

On February 3, 2019 at 9:17 My son was pulled over and i was the passenger The officer approached the vehicle to explain to the driver his license was suspended. Then the officer went back to his vehicle to call in driver information. At that point he was taking a long time i stuck my head the driver side window to inform him i had somewhere to go . He did not respond so i thought he did not hear me because he was on the phone at the same time. I got out passenger side door and stood at the back of the SUV, which was 12 yards away, again also informed him i had somewhere to go , then I stated the stop is on my son you can't detaine me he then informed me i was correct and can leave at any time. I stated I'm staying here to make sure nothing bad happens to my son. At that point he instructed me to return to the vehicle so i asked him can he hurry up and so he asked can i get back in the vehicle and i did. Within 4 minutes other vehicles arrievied. Then two officers approached my door and asked me to get out and handcuffed me , they said it was for safety. While he was talking to my son i was communicating with the other two officers, i kept asking why was i being cuffed. I was back in the truck before the other officers came. I asked the lieutenant why am i being cuffed. So when the other officers were getting ready to leave i said to officer 1 cuffing me was not necessary, at that statement he said you are arrested. From the time they ask me to get out the SUV to when he said you're arrested there was no cussing , no resisting, i was not being argumentative towards none of the officers and fact i was calm throuh the whole process. Axon body cameras will prove everything i said . They told me the body cam was rolling , officer Martell lied throughout his report , and also the body cam will show that. Officer martell lied on his report to justify the arrest. I was placed under arrest for resisting without violence, clearly it was fraudulent. The report and the facts put in the report does not support the video

## Ron Mccooy (Victim #1)

Creator of this complaint?	Yes
Race	Black/African/Caribbean
Gender	Male
Recorded this Incident?	No
Chased by police?	No
Did subject have weapon?	No weapon

## Witness #1

Race	Black/African/Caribbean
Age Range	16-24
Gender	Male
Body Type	Slim/Slender
Recorded this Incident?	No

## Martell Sione (Officer #1)

Department Name	Maitland Police Department
Officer's Role in this Incident	Subject Officer
Duty Status During Incident	On-Duty
Wearing uniform?	Yes
Age Range	25-34
Race	Hispanic/Latinx
Gender	Male
Body Type	Large/Fat
Wearing body camera?	Yes

## Police Vehicle #1

Vehicle unmarked or undercover?	Not sure
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## Police Vehicle #2

Vehicle unmarked or undercover?	No
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## What Happened

Scene Type	Outdoor public space (includes roads, sidewalks, parks, etc.)
Incident began with vehicle stop?	Yes
Incident began with traffic accident?	No
Closed circuit cameras on scene?	Not sure
Officer stop, detain, or questioned someone?	Yes
Think stop or detention wrongful?	Yes
Anyone ask for officer's ID?	Yes
Officer refused to provide ID?	Yes
Officer searched someone or something?	No
Property seized or damaged?	No
Think officer sexually harassed someone?	No
Think officer sexually assaulted someone?	No
Officer used physical force?	No
Officer arrested someone?	Yes
Think arrest was wrongful?	Yes
Officer give ticket or citation?	No
Think officer neglected duty?	Yes
Think officer violated policy or procedure?	Not sure

Think officer wrongfully intimidated w/ weapon display?	No
Think officer actions were biased?	Yes
Incident part of repeated or continued contact with the same officer?	No
Think arrest charges were retaliation?	Yes
Think officer was discourteous?	No
Any officers injured?	No

## Stop / Detention

Officer gave reason for stop	Expired Registration, License Plate Violation
Subject ask to leave?	Yes
Officer requested ID?	Yes
Subject refused to give ID?	Yes
Officer gave alcohol breath test?	No
Officer gave marijuana breath test?	No
Officer collected saliva?	No
Officer gave other sobriety tests?	No
Subject frisked?	Yes
Subject handcuffed?	Yes
Officer entered private property?	No

## Arrests

Did officer state a reason for arrest?	No
Strip search done at station?	No
Were any charges filed?	Yes
Were all charges dropped before released?	No

## Glossary of Terms

### **Gold-Level Complaint**

This user opted to share more complete details about their police experience than a Basic Complaint.

### **Wrongful Arrest**

Allegation: Police took someone into custody without a warrant or probable cause.

### **Wrongful Detention**

Allegation: Police pulled over a vehicle or stopped someone without reasonable suspicion.

### **Bias-Based Policing**

Allegation: An officer's conduct was based on a person's race, gender, appearance, nationality, religion, age, gender, sexual orientation, residence, disability, etc.

### **Excessive Arrest Charges**

Allegation: Police filed arrest charges to punish someone beyond what's legal or appropriate.

### **Neglect of Duty**

Allegation: The officer's inaction did not follow appropriate policy, procedure, or guidelines. These are things an officer should have done, but didn't do.

### **Officer Refused To Provide ID**

Allegation: Example: An officer allegedly failed to provide the complainant with his name and badge number after the identification was requested.

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