



MARIN COUNTY SHERIFF'S OFFICE

1600 Los Gamos Drive, Suite 200, San Rafael, CA 94903

JAMIE SCARDINA

Sheriff - Coroner

SYLVIA MOIR

Undersheriff

October 11, 2024

AREA CODE 415

24-HOUR NUMBER

479-2311

FAX

473-4126

ADMINISTRATION

473-7250

CIVIL

473-7282

COMMUNICATION

SERVICES

479-5324

CORONER

473-6043

COURTS

473-7393

EMERGENCY

SERVICES

473-6584

INVESTIGATIONS

473-7265

JAIL

473-6655

SPECIAL INVESTIGATIONS

UNIT

884-4878

PATROL

473-7233

RECORDS

473-7284

WARRANTS

473-7297

Supervisor Dennis Rodoni, Board President
Marin County Board of Supervisors
3501 Civic Center Blvd, Room 329
San Rafael, CA 94903

Reference: Report of Citizens Complaints Received by the Sheriff's
Office – July 1, 2024 through September 30, 2024

Dear Supervisor Rodoni,

Because of the interest expressed by the Board with respect to the procedure my office follows when receiving and investigating citizens' complaints of officer misconduct, I've instructed my staff to provide you and the other members of the Board with a regular quarterly report detailing the number, type, and outcome of all the formal citizen's complaints we've received during that timeframe.

The following terms seen below are defined in Sheriff's Office policy 1009 as follows:

Unfounded - When the investigation discloses that the alleged acts did not occur or did not involve department members. Complaints that are determined to be frivolous will fall within the classification of unfounded (Penal Code § 832.8). A frivolous complaint is one that is totally and completely without merit and for the sole purpose of harassing department personnel (Code of Civil Procedures § 128.6(b) (2).

Exonerated - When the investigation discloses that the alleged act occurred, but that the act was justified, lawful, and/or proper.

Not sustained - When the investigation discloses that there is insufficient evidence to sustain the complaint or fully exonerate the member.

"In Partnership with our Communities"

www.marinsheriff.org

Sustained - A final determination by an investigating agency, commission, board, hearing officer, or arbitrator, as applicable, following an investigation and opportunity for an administrative appeal pursuant to Government Code § 3304 and Government Code § 3304.5 that the actions of a sworn member were found to violate law or department policy (Penal Code § 832.8).

Referred Disposition – The complaint was appropriately investigated and resolved through other procedures and/or processes (i.e., the complaint was addressed through inmate grievance procedure).

Below is the statistical report listing complaints received from July 1, 2024 through September 30, 2024. I've asked my staff to include a brief synopsis of each complaint received to provide you and your colleagues with some additional detail and insight.

<u>Number of complaints alleging rudeness or deportment:</u>	3
Unfounded:	2
Exonerated:	0
Not Sustained:	0
Sustained:	0
Referred Disposition:	0
Still Pending Investigation:	1

1. One complaint regarding how a Deputy interacted with them. After a review of the Deputy's body worn camera and dialoguing with the complainant, they requested to withdraw their complaint.
2. A non-specific complaint of libel and slander in the Marin County Jail was filed naming multiple individuals, though not all employees. The complaint was determined to be unfounded due to its vague nature, unspecified timeframe, and uncertainty about the involved parties.
3. A complaint of rudeness by a staff member is currently under investigation.

<u>Number of complaints alleging excessive force:</u>	0
Unfounded:	0
Exonerated:	0
Not Sustained:	0
Sustained:	0
Referred Disposition:	0
Still Pending Investigation:	0

<u>Number of complaints alleging general policy violations:</u>	2
Unfounded:	1
Exonerated:	0
Not Sustained:	0
Sustained:	0
Referred Disposition:	0
Still Pending Investigation:	1

1. A complaint was filed regarding dissatisfaction with the outcome of a criminal case referred for prosecution. The case was reviewed and found to have been properly investigated. The complainant was satisfied that the case was reviewed, and information was provided on the legal process.
2. A complaint disputing the authority of MCSO personnel to contact them regarding potential violations and a disagreement about actions taken by other governmental agencies is under investigation.

<u>Number of Total Complaints from Previous Quarter:</u>	3
Unfounded:	2
Exonerated:	1
Not Sustained:	0
Sustained:	0
Referred Disposition:	0
Still Pending Investigation:	0

Please be assured that regardless of the nature or outcome of the complaints received, my staff and I continue to use the information we gather as a result of these citizens' complaints to help identify any developing trends and to provide on-going training opportunities for our deputies.

I'm hopeful this data continues to prove useful to you and your colleagues. Should you have any other questions or require additional information, please don't hesitate to call me.

Yours truly,



JAMIE SCARDINA
SHERIFF – CORONER

cc Supervisor Eric Lucan
Supervisor Katie Rice
Supervisor Mary Sackett
Supervisor Stephanie Moulton-Peters
County Executive Derek Johnson