OFFICE OF THE INDEPENDENT
POLICE AUDITOR
BAY AREA RAPID TRANSIT

MONTHLY REPORT

JULY 2025

Issue Date: September 8, 2025

EXECUTIVE SUMMARY

During July 2025, the Office of the Independent Police Auditor (OIPA) and the BART Police Department (BPD) received a total of eight new cases, consisting of five community complaints and three administrative investigations. OIPA concluded one investigation involving allegations of excessive force, medical assistance needed, and bias-based policing, resulting only in a sustained finding for a late body-worn camera activation. BPD resolved two administrative investigations, including an officer-involved shooting and an involuntary psychiatric hold, both of which resulted in sustained findings. Additionally, BPD closed 12 community complaints. Officer discipline during this period included informal counseling, a written reprimand, and a termination. At the close of this reporting period, OIPA is actively conducting 11 complaint investigations, reviewing five complainant-initiated appeals, and monitoring six BPD investigations. No issues with cases closed during this reporting period were identified by OIPA during this review.

QUANTITATIVE REPORT

This report is filed pursuant to the BART Civilian Oversight Model, Chapter 1-05 (B), which requires the Office of the Independent Police Auditor (OIPA) to submit reports to the BART Police Civilian Review Board (BPCRB). This report provides information for the period **July 1, 2025 through July 31, 2025.**[1] ***(The Quantitative Report includes all complaints received and administrative investigations initiated by both OIPA and the BART Police Department (BPD) Internal Affairs Bureau (IA)).***

	Cass Filed$_2$	Open Cases$_3$	Investigations Resolved	OIPA Investigations Concluded$_4$	Cases Appealed to OIPA$_5$	Cases Appealed by BPCRB$_6$
July 2024	14	121	19	3	0	0
August 2024	7	112	18	1	0	0
September 2024	8	113	7	1	0	0
October 2024	14	115	12	2	0	0
November 2024	5	118	2	0	1	1
December 2024	10	119	9	1	0	0
January 2025	8	118	8	0	0	0
February 2025	11	114	15	2	0	0
March 2025	4	107	14	1	1	0
April 2025	10	107	10	1	0	0
May 2025	5	90	19	2	1	0
June 2025	8	89	9	0	0	0
July 2025	8	82	15	1	0	0

TYPES OF CASES FILED

Community Complaints (Formal)	5
Informal Complaints[7]	0
Administrative Investigations	3
Inquiries[8]	0
TOTAL	**8**

COMMUNITY COMPLAINTS RECEIVED PER DEPARTMENT[9]

OIPA	0
BART Police Department	8
TOTAL	**8**

COMPLAINTS/INVESTIGATIONS INITIATED DURING REPORTING PERIOD

During July 2025, BPD received **5 Community Complaints (Formal)**:

IA Case #	Nature of Complaint	Action Taken	Days Elapsed Since Complaint Filed
1 (IA#2025-049)	Officer: • Bias-Based Policing	BPD is investigating.	69
2 (IA#2025-050)	Officer: • Policy/Procedure • Conduct Unbecoming an Officer • Performance of Duty	BPD is investigating.	69
3 (IA#2025-051)	Officer #1: • Arrest or Detention Officer #2: • Arrest or Detention • Search or Seizure • Conduct Unbecoming an Officer	BPD is investigating.	59
4 (IA#2025-052)	Officer: • Conduct Unbecoming an Officer	BPD is investigating.	56

5 (IA#2025-055)	Officers #1 & #2: • Force • Conduct Unbecoming an Officer • Policy/Procedure – Failure to ID Officer #3: • Conduct Unbecoming an Officer • Policy/Procedure – Failure to ID	BPD is investigating.	39

During July 2025, BPD initiated **3 Administrative Investigations**:

IA Case #	Nature of Complaint	Action Taken	Days Elapsed Since Complaint Filed
1 (IA#2025-048)	Officer: • Policy/Procedure • Force • Body Worn Camera	BPD is investigating.	69
2 (IA#2025-053)	Fare Inspection Officer: • Conduct Unbecoming an Officer	BPD is investigating.	45
3 (IA#2025-054)	Crisis Intervention Specialist: • Conduct Unbecoming an Officer • Workplace Discrimination/Harassment	BPD is investigating.	47

COMPLAINTS/INVESTIGATIONS CONCLUDED DURING REPORTING PERIOD

During July 2025, OIPA concluded **1 Complaint:**

(IA Case #)	Nature of Complaint	Disposition	Days Elapsed Since Complaint Filed	Days Taken to Complete Investigation
1 (IA#2024-051)	The complainant alleged officers used excessive force and did not provide him with proper medical attention after the complainant fled officers from a detention for fare evasion.	Officer #1: • Policy/Procedure (Body Worn Camara Late Activation) – Sustained • Unnecessary/Excessive Use of Force – Not Sustained • Policy/Procedure (Medical Assistance) - Exonerated • Bias-Based Policing – Not Sustained Officer #2: • Unnecessary/Excessive Use of Force – Exonerated • Policy/Procedure (Medical Assistance) – Exonerated • Bias-Based Policing - Exonerated	466	405

BPD concluded **2 Administrative Investigations:**

(IA Case #)	Nature of Complaint	Disposition	Days Elapsed Since Complaint Filed	Days Taken to Complete Investigation
1 (IA#2024-111)	Administrative investigation initiated by the police department for an officer-involved shooting.	Officer: • Force (De-Escalation) - Sustained • Force (Deadly Force Applications) – Sustained • Force (Shooting at or from Moving Vehicles) – Sustained • Force (Unreasonable and Unwarranted) – Sustained • Arrest or Detention - Exonerated	294	63
2 (IA#2025-006)	Administrative investigation initiated by the police department for a subject placed on an involuntary 5150 Welfare & Institutions hold.	Officer #1: • Arrest or Detention - Sustained • Performance of Duty – Sustained Officer #2: • Arrest or Detention – Sustained • Supervision - Sustained • Performance of Duty – Sustained	245	200

During July 2025, BPD concluded **12 Complaints**:

(IA Case #)	Nature of Complaint	Disposition	Days Elapsed Since Complaint Filed	Days Taken to Complete Investigation
1 (IA#2024-067)	The complainant alleged that the Fare Inspection Officer only checked the "homeless and African Americans" for their Clipper cards.	Fare Inspection Officer: • Bias-Based Policing – Unfounded	419	351
2 (IA#2024-069)	The complainant alleged a Community Service Officer threatened his wife during a verbal argument over a parking dispute.	Community Service Officer: • Conduct Unbecoming an Officer – Not Sustained	409	346
3 (IA#2024-071)	The complainant alleged that officers used excessive during his improper arrest and placed the handcuffs on him too tight. He also alleged that his property was damaged and was not provided proper medical assistance.	Officers #1 & #2: • Conduct Unbecoming an Officer – Unfounded • Bias-Based Policing – Unfounded • Force - Exonerated Officer #3: • Bias-Based Policing – Unfounded	403	335

4 (IA#2024-073)	The complainant alleged officers falsely arrested him, did not return his property (cash), and used excessive force causing injury.	Officers #1 & #2: • Arrest - Unfounded • Force – Exonerated • Search or Seizure – Exonerated • Detention - Unfounded	398	330
5 (IA#2024-075)	The complainant alleged that officers used excessive force during her detention for fare evasion.	Officers #1 & #2: • Force – Exonerated	385	325
6 (IA#2024-078)	The complainant alleged that an officer was rude and cursed at her and another officer acted dissuasive when her husband wanted to file a complaint.	Officer #1: • Performance of Duty – Unfounded Officer #2: • Conduct Unbecoming an Officer – Unfounded	384	336
7 (IA#2024-082)	The complainant alleged that she witnessed an officer use excessive force on a juvenile, act aggressive toward the complainant and did not properly identify himself when the complainant requested the officer's name and badge number.	Officer: • Force – Exonerated • Policy/Procedure (failure to identify) – Unfounded • Conduct Unbecoming an Officer - Unfounded	375	329

8 (IA#2024-085)	The complainant alleged that an officer improperly contacted him for fare evasion, made unprofessional statements and singled him out because of his race.	Officer: • Bias-Based Policing – Unfounded • Conduct Unbecoming an Officer – Not Sustained • Body Worn Camera - Sustained	363	318
9 (IA#2025-015)	The complainant alleged that officers were rude and used excessive force when the officers threw the complainant to the ground and jumped on her during her arrest.	Officers #1 - #3: • Force – Exonerated • Conduct Unbecoming an Officer (Rudeness) - Unfounded	208	169
10 (IA#2025-016)	The complainant alleged officers used excessive force and caused injury to the complainant during his arrest.	Officers #1 & #2: • Force – Exonerated • Body Worn Camera - Sustained Officers #3 & #4: • Force – Exonerated	204	155
11 (IA#2025-021)	The complainant alleged officers used excessive force by slamming him into the wall and attempting to break his fingers during his arrest.	Officers #1 & #2: • Force – Exonerated	197	152

12 (IA#2025-023)	The complainant alleged that a Fare Inspection Officer improperly scanned his Clipper card and told him his card was invalid.	Fare Inspection Officer: • Performance of Duty – Supervisory Referral	173	134

DISCIPLINE ISSUED DURING REPORTING PERIOD

During this reporting period, BPD took the following actions in cases where allegations of misconduct were sustained:

Case #	Nature of Sustained Allegation(s) *	Classification of Sustained Allegation(s)	Action Taken
1	The officer cursed at the complainant and made unprofessional comments during the complainant's arrest.	Officer: • Conduct Unbecoming an Officer – Sustained	• Informal Counseling[10]

* Some details regarding the nature of sustained allegations may be withheld to avoid unintentionally breaching mandatory confidentiality requirements. In some instances, the relative infrequency of the alleged misconduct may tend to allow for identification of the subject officer in violation of the applicable CA Penal Code section (832.7).

2 & 3	In the first case, the officer failed to adequately respond to a call for service and provided inaccurate information regarding his involvement in the incident. In the second case, the same officer failed to adequately respond to a report of a crime and submitted an inaccurate account of his interaction with the suspect in his report. In both cases, the officer did not activate his body-worn camera as required by departmental policy.	Officer (Case 1): • Truthfulness – Sustained • Performance of Duty – Sustained • Policy/Procedure (Body Worn Camera) – Sustained • Conduct Unbecoming an Officer – Sustained Officer (Case 2): • Truthfulness – Sustained • Performance of Duty (Report Preparation) – Sustained • Policy/Procedure (Body Worn Camera) – Sustained • Conduct Unbecoming an Officer (Unsatisfactory Work Performance) – Sustained	• Termination
4	The officer made unauthorized access to restricted records.	Officer: • Policy/Procedure (Unauthorized Computer Access) - Sustained	• Written Reprimand

In accordance with the BART Civilian Oversight Model (Model), OIPA investigates certain complaints, conducts complainant-initiated appeals, and monitors and/or reviews complaint investigations conducted by BPD. Though potentially work-intensive, some complaint investigation reviews are completed informally, with any concerns being addressed through a conference with BPD's Internal Affairs investigators. Noting the various kinds of work that OIPA undertakes regarding complaints and investigations, the following chart includes some of the pending cases in which OIPA is involved as of the end of this reporting period.

OIPA Investigations Being Conducted	11
Complainant-Initiated Appeals to OIPA	5
BPD-Initiated Appeals	0
Investigations Being Monitored by OIPA	6
Investigations Reviewed During Current Month by OIPA	26†

†This number does not include all OIPA reviews, as OIPA commonly looks at a variety of cases in the Internal Affairs database to obtain updates on both pending and completed investigations.

ISSUES DETECTED

The Model provides that OIPA shall have authority to require follow-up investigations into any community complaint or allegation that is handled by BPD.[11] The OIPA Monthly Report will reflect information regarding monitored cases, investigations, and contacts with detail not to exceed that which is allowable under state law.

During this reporting period, OIPA completed its review of BPD complaint investigations and did not identify any cases requiring additional investigative steps.

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[1] In addition to reporting on complaints received by the BART Police Department, the Civilian Oversight Model requires reporting on all complaints received by the "Civilian Board, Office of the District Secretary, and other District departments." As complaints received by the BART Police Civilian Review Board are customarily directed to OIPA for further action, such complaints are included in the Quantitative Report above; OIPA is also made aware of additional complaints about the BART Police Department by the Office of the District Secretary or other District departments.

[2] This number includes all Community Complaints filed against members of the BART Police Department, as well as Administrative Investigations generated internally by BART Police Department members (as opposed to being filed by a community). This number also includes previously completed cases that have been re-opened during the current reporting period.

[3] This number indicates all investigations that are open as of the end of the reporting period. It includes Community Complaints (regardless of whether the investigation is being conducted by OIPA, the BART Police Department, or both) and Administrative Investigations.

[4] This number includes all cases completed by OIPA during the reporting period for which OIPA's findings are required by the BART Civilian Oversight Model to be submitted to the BART Police Civilian Review Board. It therefore includes independent investigations, as well as reviews of completed BART Police Department investigations initiated via appeal from a complainant. Unless otherwise noted, it does not include reviews of BART Police Department investigations initiated at the discretion of OIPA, which happen commonly and do not always generate a formal report; it also does not include reviews conducted by OIPA of complaint investigations where the complaint was filed with OIPA but did not fall under OIPA's investigative jurisdiction.

[5] This number refers to appeals filed with OIPA by complainants who have been issued the findings of the BART Police Department's internal investigation into their complaint regarding on-duty incidents. OIPA has a responsibility to review such appeals pursuant to the BART Civilian Oversight Model, Chapter 1-04 (E).

[6] This number refers to all appeals initiated by the BART Police Civilian Review Board after receiving and reviewing the findings issued by OIPA in each case. The routes of all such appeals are described in detail in the BART Civilian Oversight Model, Chapter 1-04 (B) (iv-v).

[7] The BART Police Department defines an Informal Complaint as, "A comment on the actions of a Department employee, where the reporting party expressly states that he or she does not feel that the matter should be formally investigated with the understanding that an Informal Complaint does not hold the potential to result in disciplinary action against the employee." (BART Police Department Policy Manual, Policy 1020.1.1(d)).

[8] BPD policy provides that if a person alleges or raises an issue that does not constitute a violation of Department policy, procedure, rules, regulations, or the law, the Department will classify the issue as an inquiry.

[9] It is important to note that OIPA does not separate community complaints it receives into "Formal" and "Informal" classifications. This chart reflects all community complaints received by OIPA and all Formal Complaints received by the BART Police Department.

[10] Informal Counseling (first level of Informal Discipline): Informal Counseling is conducted by a supervisor with the employee. The employee's misconduct is shared with the employee and not documented in the officer's personnel file. (Agreement Between SF BART and BPOA, July 1, 2018 – June 30, 2025).

[11] OIPA may submit recommendations to IA regarding minor clerical or record-keeping adjustments which are intended to maintain the integrity of the data collection and record-keeping processes at BPD. These are not considered by OIPA to be substantive recommendations requiring reporting herein.