

Office of the Independent Police Auditor

MONTHLY REPORT

April 2026

Issue Date: June 8, 2026



COMPLAINT TRENDS



INVESTIGATIONS



ACCOUNTABILITY

I. EXECUTIVE SUMMARY

Effective oversight cannot rely on institutional memory, disconnected spreadsheets, or processes that exist solely in the minds of individual employees. Sustainable accountability requires durable infrastructure.

Since joining the Office of the Independent Police Auditor (OIPA) eight months ago, one of my priorities has been assessing whether our office has the systems necessary to support long-term accountability and operational continuity. While our staff has remained deeply committed to this work, many of our internal processes have historically relied on manual tracking methods and fragmented storage systems that are not sustainable for a modern oversight agency.

As complaint volume grows and investigative records increasingly include large volumes of digital evidence, it became clear that OIPA needed a more sophisticated solution. We are pleased to share that OIPA has taken a significant step forward through the acquisition of Sivil, a case management platform specifically designed to support oversight agencies.

This progress would not have been possible without the support of Board leadership, who helped champion this operational need, and the General Manager, whose immediate support of this initiative helped strengthen the long-term effectiveness of this office.

Inez M. Gonzalez
Independent Police Auditor

II. OIPA STAFF ACTIVITIES AND COMMUNITY OUTREACH

Take Our Kids To Work Day



OIPA participated in BART’s annual “Take Our Kids to Work Day” event held on April 23, 2026. A record 399 kids participated in this year’s event. The theme, “The Future is @ Work,” highlighted the importance of exposing children to different career paths and workplace experiences in public transportation. Patrick J. Caceres’ son, Nobel, spent the day with OIPA staff, where he observed the day-to-day work of the office. Nobel also participated in a BART train tour at the 19th Street/Oakland Station. By the end of the day, OIPA had proudly welcomed Nobel as an honorary co-worker for the day. OIPA looks forward to seeing what the future holds for him, perhaps even a future career at BART.

OIPA Advances Plans for Sivil Case Management System



Sivil is a case management platform designed for public safety agencies and civilian oversight organizations that helps streamline complaint intake, improve case tracking, centralize investigative records, and enhance reporting and transparency. One of the platform’s key features is a secure public complaint portal that allows community members to submit complaints online and receive a tracking number to monitor the status of their case. The platform also provides a centralized system for managing complaints, investigative materials, digital evidence, case notes, and reporting data in one secure location, supporting OIPA’s continued commitment to transparency, accessibility, efficiency, and accountability. OIPA hopes to implement the Sivil platform by the start of Fiscal Year 2027.

Blue Envelope



As part of BART’s Emerging Mid-Manager Academy, OIPA Investigator Wyeth McAdam developed a proposal for the implementation of the Blue Envelope Program that was selected to be presented to BART General Manager Bob Powers in June. Traditionally associated with motor vehicle stops, the voluntary program is intended to support safer and clearer interactions between law enforcement officers and individuals who may experience communication barriers, including people with invisible disabilities and neurodivergent individuals. OIPA’s proposal adapts the program to the transit environment and supports accessibility, de-escalation, and public trust goals.

III. OIPA COMPLAINTS BY MONTH

During April 2026, OIPA received three new cases and closed three investigations. As part of its oversight responsibilities, OIPA reviewed and agreed with the administrative closure of seven BART Police Department (BPD) cases and conducted a review of a total of nine closed BPD cases.

April 2026	
Cases Filed with OIPA	3
OIPA Cases Closed	3
Appeals to OIPA	0
Appeals by BPCRB	0
Appeals by BPD Chief of Police	0
BPD Cases Reviewed by OIPA for Administrative Closure	7
BPD Closed Cases Reviewed	9

IV. OIPA CURRENT TOTAL INVESTIGATIONS

As of the end of April 2026, OIPA had eight active investigations. There are no BPD Internal Affairs investigations being monitored by OIPA and two complaints are pending from appeals by BPD.

TOTALS	
OIPA Active Investigations	8
Complainant-Initiated Appeals to OIPA	0
BPD Investigations Being Monitored by OIPA	0
Complaint Appeals by BPD	2

The table below provides details on the eight active OIPA investigations. In terms of complexity, the majority of cases are classified as moderate (Level 2), with two cases classified as higher complexity (Level 3) and no investigations as lower complexity (Level 1). OIPA continues to ensure that investigations are conducted in a timely manner and that the most serious complaints receive appropriate attention and resources.

OIPA ACTIVE INVESTIGATIONS							
	Case Number	Date Received	Primary Allegation	90 Days	180 Days	Complexity	Status
1	#25-60	12/08/25	Excessive Force	03/08/26	06/06/26	2	In Progress
2	#25-61	12/19/25	Improper Detention	03/19/26	06/17/26	2	In Progress
3	#25-62	12/31/25	Supervision	03/31/26	06/29/26	3	In Progress
4	#26-05	01/27/26	Conduct Unbecoming an Officer	04/27/26	07/26/26	2	In Progress
5	#26-12	03/20/26	Bias-Based Policing	06/18/26	09/16/26	2	In Progress
6	#26-16	04/16/26	Conduct Unbecoming an Officer	07/15/26	10/13/26	2	In Progress
7	#26-18	04/23/26	Improper Arrest	07/22/26	10/20/26	2	In Progress
8	#26-19	04/17/26	Hiring Process	07/16/26	10/14/26	3	In Progress

V. OIPA NEW COMPLAINTS

During April 2026, OIPA received **3 community complaints**. Of particular significance was OIPA #25-19, which was filed following the April 13, 2026, BART Police Civilian Review Board (BPCRB) meeting. Members of the community attending the meeting, including one public speaker, requested that OIPA investigate matters related to the hiring of the Deputy Chief of Police overseeing the Progressive Policing and Community Engagement Bureau (PPCEB).

OIPA Case Number	Allegations	Investigator Assigned	Received Date
1 OIPA #26-16	Officer: <ul style="list-style-type: none"> Conduct Unbecoming an Officer 	Wyeth McAdam	04/16/26
2 OIPA #26-18	Officer: <ul style="list-style-type: none"> Arrest/Detention Policy/Procedure (handling of property) 	Wyeth McAdam	04/23/26
3 OIPA #26-19	Department: <ul style="list-style-type: none"> Hiring and Selection Process 	Inez Gonzalez	04/17/26

VI. OIPA INVESTIGATIONS CONCLUDED DURING REPORTING PERIOD

During April 2026, OIPA completed **2 Investigations and 1 Administrative Closure**.

OIPA #25-32 (IA2025-057): The complainant alleged that officers improperly detained and arrested her 14-year-old daughter for battery despite her daughter also being the victim of an assault by an adult. OIPA exonerated the officers on the arrest/detention and performance of duty allegations but sustained a Neglect of Duty finding for Officer #1 and recommended additional training regarding balanced investigations where involved parties may be both suspects and potential victims.

OIPA #25-44 (IA2025-069): The complainant alleged that a fare inspector initially racially profiled them for fare evasion and that responding officers used excessive force and made an improper arrest after the complainant refused to provide proof of payment or identification. After reviewing officers' body-worn camera recordings, OIPA administratively closed all allegations, determining that no further investigation was necessary.

OIPA #25-52 (IA2025-106): The complainants alleged that officers mishandled two train-car incidents, leaving passengers and the reporting party vulnerable after officers failed to act. OIPA exonerated the officers on the performance of duty allegations but sustained findings against both officers for failing to

activate their body-worn cameras and issued service review, training, and policy recommendations related to responding to train disturbances, dispatch call closures, and BWC activation requirements.

1 OIPA #25-32 IA2025-057	The complainant alleged that officers improperly detained and arrested her 14-year-old daughter for battery, despite her daughter being a victim of an assault.			
	OIPA Investigative Findings	Officer #1: <ul style="list-style-type: none"> • Arrest/Detention – Exonerated • Neglect of Duty – Sustained • Performance of Duty – Exonerated Officer #2: <ul style="list-style-type: none"> • Performance of Duty – Exonerated Training Point Both officers should be reminded of the importance of conducting a thorough and balanced investigation, particularly in incidents involving allegations of assault where multiple parties may be both suspects and potential victims. Supervisory guidance or discussion is appropriate to reinforce these investigative expectations of officers.		
	Date Received:	08/06/25	Days Taken to Complete Investigation:	237
	Date Completed:	03/30/26		
2 OIPA #25-44 IA2025-069	The complainant alleged that a fare inspector initially racially profiled them for fare evasion and that responding officers later used excessive force and made an improper arrest after the complainant initially refused to provide proof of payment or identification.			
	OIPA Investigative Findings	Officers #1 - #3: <ul style="list-style-type: none"> • Arrest/Detention – Admin Closure (by BWC review) • Unnecessary Use of Force – Admin Closure (by BWC review) • Bias-based Policing – Admin Closure (by BWC review) • Improper Search – Admin Closure (by BWC review) 		
	Date Received:	10/06/25	Days Taken to Complete Investigation:	176
	Date Completed:	03/30/26		
3 OIPA #25-52 IA2025-106	The complainants alleged that officers mishandled two train-car incidents, leaving the reporting party and passengers vulnerable to the subject after officers failed to act.			

	OIPA Investigative Findings	<p>Officers #1:</p> <ul style="list-style-type: none"> • Performance of Duty – Exonerated • Body Worn Camera (non-activation) – Sustained <p>Officers #2:</p> <ul style="list-style-type: none"> • Performance of Duty – Exonerated • Body Worn Camera (non-activation) - Sustained <p>Service Review Recommendation BPD initiates a Service Review pursuant to Policy 1020.1.1(h) to evaluate departmentwide practices when responding to anonymous reports involving in-progress train disturbances to best promote public safety.</p> <p>Training Points BPD provides training to the subject officers regarding the appropriate way to close out a call for service and training for Officer #1 on BWC activation.</p> <p>Policy Recommendation (Activate BWC for Investigative Police Activity; Welfare Checks; Train Sweeps) BPD requires officers to activate their body-worn cameras prior to initiating: a) any investigative police activity that involves a member of the public; b) welfare checks; or c) when interacting with a member of the public during end-of-line train sweeps.</p>		
	Date Received:	11/06/25	Days Taken to Complete Investigation:	153
	Date Completed:	04/07/26		

VII. APPEAL CASES

Two investigations conducted by the OIPA were previously appealed by the BPD Chief of Police and are currently pending. A summary and status of those two investigations is listed below:

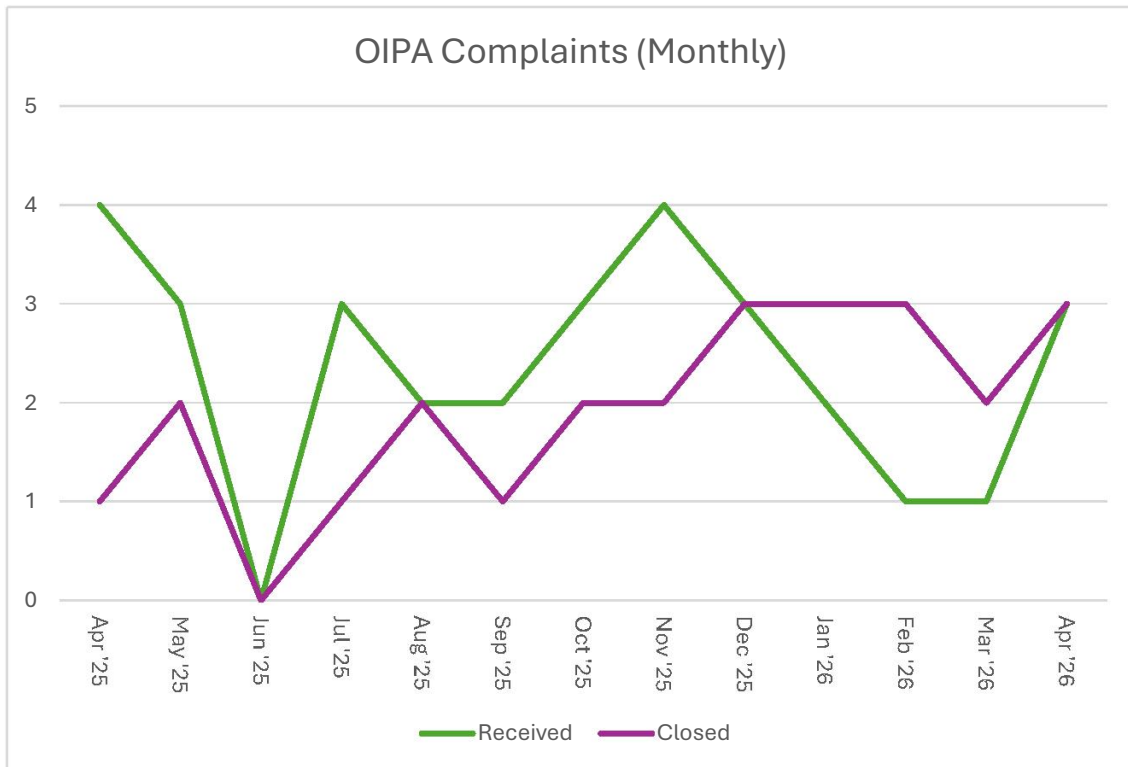
OIPA #24-45

Date of Complaint: October 11, 2024
Date Closed: August 8, 2025
Date Appealed: September 24, 2025
Hearing Date: November 6, 2025
By Whom: Chief of Police
Status: Pending General Manager
Elapsed Days from Appeal: 215

OIPA #24-46

Date of Complaint: October 28, 2024
Date Closed: September 8, 2025
Date Appealed: October 13, 2025
Hearing Date: November 6, 2025
By Whom: Chief of Police
Status: Pending General Manager
Elapsed Days from Appeal: 215

VIII. TREND ANALYSIS/

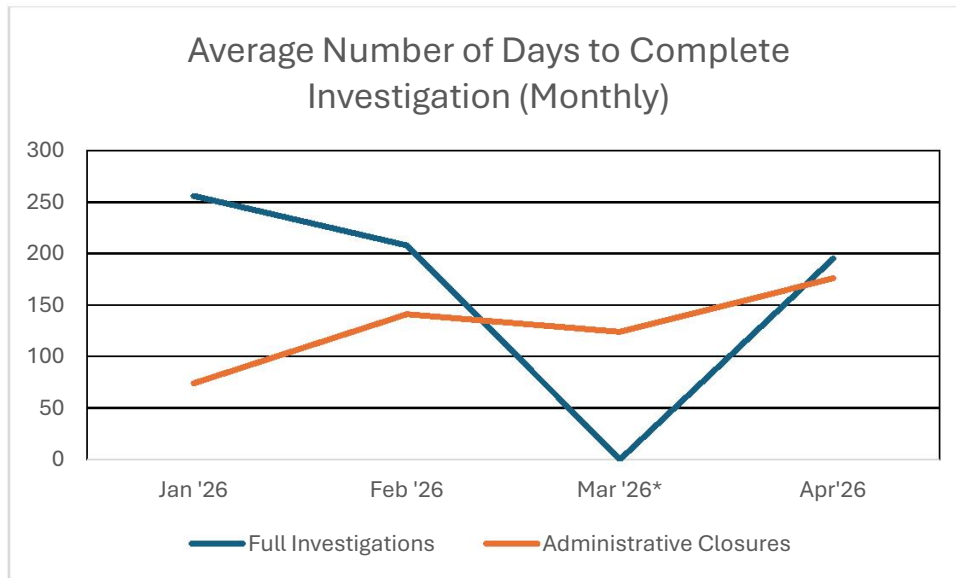


Graph 1

Graph 1 shows monthly OIPA complaints received and closed from April 2025 through April 2026. Complaints received fluctuate throughout the year, with peaks in April and November 2025, while complaint closures have generally trended upward from June 2025 and into early 2026, at times matching or exceeding the number of cases received, indicating recent periods of reduced backlog.

TOTAL OIPA COMPLAINTS RECEIVED AND CLOSED

	Apr. 2026	Apr. 2025	Mar. 2026
Cases Filed with OIPA	3	4	1
OIPA Cases Closed	3	1	1



*There were no full investigations closed in March 2026.

Graph 2

Graph 2 shows the average number of days to complete investigations from January through April 2026, comparing full investigations and administrative closures. The average number of days to complete full investigations has decreased since January 2026.

TYPES OF OIPA COMPLAINTS CLOSED

	Apr. 2026	Apr. 2025	Mar. 2026
Full Investigations	2	1	0
Administrative Closures	1	0	2

IX. POLICY REVIEW

BPD EARLY INTERVENTION SYSTEM

OIPA and BPD Command Staff are to meet as the Early Warning System (EWS) Administrative Review Board at the next quarterly meeting scheduled for June 2, 2026. The review period for the meeting is April 1, 2025, through March 31, 2026.

The data set to be reviewed includes incidents involving use of force (UOF), complaints, negligent taser discharges, Body Worn Camera (BWC) violations, and vehicle collisions. As recommended by OIPA, BPD has provided the reports for discussion in advance of the meeting.

The EWS reports, for example, track the number of UOF incidents by officers. Alerts are generated for officers reported to have used force at least 12 times within a 12-month period. During the review period, two officers met that threshold, with one officer involved in 15 UOF incidents and another involved in 12 UOF incidents during the 12-month period. Those incidents will be reviewed by OIPA and discussed with BPD to determine whether any potential conduct or disciplinary concerns warrant further attention.

OIPA continually reports on the status and effectiveness of the system, consistent with applicable confidentiality requirements, to proactively identify and address personnel matters that could potentially prevent future misconduct or performance-related concerns.

X. BPD NEW COMPLAINTS*

During April 2026, BPD received **2 Community Complaints (Formal)**.

IA Case #	Nature of Complaint	Action Taken	Received Date
1 IA2026-012	Fare Inspector: <ul style="list-style-type: none"> Conduct Unbecoming 	BPD is investigating.	04/21/26
2 IA2026-014	Officers #1 & #2: <ul style="list-style-type: none"> Bias-Based Policing 	BPD is investigating.	04/29/26

XI. BPD NEW INTERNALLY INITIATED INVESTIGATIONS*

During April 2026, BPD opened **3 Administrative Investigations (Internally Generated)**:

IA Case #	Nature of Complaint	Action Taken	Date Initiated
1 AI2026-002	Officers #1 & #2: <ul style="list-style-type: none"> Force 	BPD is investigating.	04/10/26
2 AI2026-003	BPD Employee #1: <ul style="list-style-type: none"> Performance of Duty Conduct Unbecoming Policy/Procedure 	BPD is investigating.	04/21/26

3 AI2026-004¹	BPD Employee #2: <ul style="list-style-type: none"> • Conduct Unbecoming • Supervision 	BPD is investigating.	04/21/26
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XII. BPD INVESTIGATIONS CONCLUDED DURING THIS REPORTING PERIOD*

A. During April 2026, BPD completed **8 Investigations**:

(IA Case #)	Nature of Complaint	Disposition	Received Date	Days Taken to Complete Investigation
1 IA2025-038	The complainant alleged an officer inappropriately threatened him with his firearm after they had a heated verbal exchange.	Officer: <ul style="list-style-type: none"> • Force – Unfounded • Conduct Unbecoming an Officer – Sustained • BWC – Sustained 	06/03/25	323
2 IA2025-040	The complainant alleged officers failed to properly investigate a disagreement the complainant had with a station agent over the complainant’s Clipper card.	Officers #1 & #2: <ul style="list-style-type: none"> • Performance of Duty – Admin Closure (by BWC review) 	05/23/25	330
3 IA2025-041	The complainant alleged that an officer falsely accused them of “piggybacking” and failed to apologize after realizing the accusation was incorrect.	Officer: <ul style="list-style-type: none"> • Conduct Unbecoming an Officer – Unfounded • Courtesy – Not Sustained • BWC – Sustained 	06/10/25	309
4 IA2025-043	The complainant alleged that a sergeant, with assistance from fare inspection officers, used excessive force during a	Fare Inspection Officers #1 - #3: <ul style="list-style-type: none"> • Force – Admin Closure (by BWC review) 	05/02/25	351

¹ Internal investigation related to AI2026-003.

	fare evasion enforcement contact.	Sergeant: <ul style="list-style-type: none"> Force – Admin Closure (by BWC review) 		
5 IA2025-044	The complainant alleged an officer was verbally aggressive and discourteous during a fare evasion enforcement contact.	Officer: <ul style="list-style-type: none"> Courtesy – Unfounded 	06/25/25	300
6 IA2025-046	The complainant alleged an officer used excessive force during his handcuffing causing injury to his wrist requiring medical attention.	Officer: <ul style="list-style-type: none"> Force – Admin Closure (by BWC review) Conduct Unbecoming an Officer – Admin Closure (by BWC review) 	06/27/25	307
7 IA2025-050	The complainant alleged that an officer mishandled his K-9, causing the complainant to feel as though they were being treated like a suspect and sniffed by the K-9.	Officer: <ul style="list-style-type: none"> Performance of Duty – Admin Closure Conduct Unbecoming an Officer – Admin Closure Policy/Procedure – Admin Closure 	07/01/25	283
8 IA2025-058	The complainant alleged that officers used excessive force during an unlawful detention related to a vehicle crime in which the complainant was not involved.	Officers #1 & #2: <ul style="list-style-type: none"> Force – Admin Closure (by BWC review) Conduct Unbecoming an Officer – Admin Closure (by BWC review) 	08/15/25	259

B. During April 2026, BPD resolved **1 Administrative Investigation (Internally Generated)**:

IA Case #	Nature of Complaint	Disposition	Days Elapsed Since Complaint Filed	Days Taken to Complete Investigation
IA2025-082	Allegation of racial animus for the creation of an AI generated deep fake video.	Officer: <ul style="list-style-type: none"> Racial Animus – Sustained Performance of Duty – Sustained Workplace Discrimination/Harassment – Sustained Conduct Unbecoming an Officer – Sustained Policy/Procedure (Speech, Expression, & Social Networking) – Sustained 	11/30/25	124

XIII. ALL DISCIPLINE ISSUED DURING REPORTING PERIOD*

During this reporting period, BPD took the following action in **2 cases** where allegations of misconduct was sustained:

IA Case #	Nature of Sustained Allegation(s) ⁱ	Classification of Sustained Allegation(s)	Action Taken
IA2025-057	Officer failed to contact the guardian of a potential juvenile victim of a crime with assistance when as requested.	Officer: <ul style="list-style-type: none"> Neglect of Duty – Sustained 	Letter of Discussion

IA2025-106	Officers did not activate their BWCs as required after responding to a dispatched call and contacting both the complainant and suspect.	Officer #1: <ul style="list-style-type: none"> • BWC – Sustained Officer #2: <ul style="list-style-type: none"> • BWC – Sustained 	Officer #1: <ul style="list-style-type: none"> • Oral Counseling² Officer #2: <ul style="list-style-type: none"> • Letter of Discussion
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XIV. ISSUES DETECTED

The Oversight Model provides that OIPA has the authority to require follow-up investigations into any community complaint or allegation handled by BPD.

Last month, OIPA identified an issue regarding BPD’s closure of IA2025-039, specifically concerning IA’s findings related to allegations in which the subject officer failed to properly activate their BWC, thereby limiting the available evidence and the investigation’s ability to reach definitive findings on the remaining allegations. The matter has since been discussed with BPD, and the findings were corrected as recommended by OIPA. There are no longer any outstanding issues with the investigation.

This month, OIPA identified issues with BPD’s closure of IA2025-038. OIPA has discussed its concerns with BPD regarding the determination of findings and will provide an update in next month’s report regarding the outcome of the issues raised.

XV. LEGAL CLAIMS, LAWSUITS, AND SETTLEMENTS

MONTHLY STATUS REPORT OPEN BPD CLAIMS

The following update serves as a status report for April 2026.

OIPA reviews legal claims, lawsuits, settlements, and adverse judgments involving BPD personnel to ensure allegations of misconduct are thoroughly investigated and to identify any potential systemic issues involving BPD practices or policies. OIPA is actively reviewing the claims list and attempting to identify patterns of behavior that can be addressed through training or corrective action. Currently, OIPA has identified no concerns regarding the current claims.

BART Claim No.	Plaintiff	Date of Loss	Location	Court Case No.	Plaintiff Attorney	Defense Attorney	Status
B240030	Joseph Banks	9/12/23	Embarcadero Station	CGC-24-619300	In pro per	Allen, Glaessner, Hazelwood & Werth	Pending; no trial date set

² Oral Counseling is the highest level of informal discipline according to the BPD Policy 340 Standard of Conduct. Officer #1 received a higher level of discipline than Officer #2 due to a prior violation.

Summary	After getting in an altercation with another patron, Banks alleges that BPD officers who arrived on scene, used force, falsely detained him, and questioned him based on his race.						
B230052	James Robinson	3/08/24	Aboard train at Fruitvale	3:24-cv-08788-TLT	Law Offices of John Vanucci	Allen, Glaessner, Hazelwood & Werth	Trial is set for Sept. 2027
Summary	Plaintiff was using an outlet on a train and refused BPD orders to unplug. He was escorted off the train and out of Fruitvale Station. He alleges excessive force by BPD during detention.						
B240150	LaToya Henry	5/21/24	Fruitvale Station	3:25-cv-05780-LIC	Pointer & Buelna	Castillo Moriarty Robinson	A Mandatory Settlement Conference has been rescheduled for 6/24/26
Summary	Plaintiff is the mother of a juvenile who fare evaded out of Fruitvale during fare evasion enforcement. She resisted being detained and was taken to the ground by BPD officers.						
B250079	Roscoe Duncan	8/12/24	Fruitvale Station Alameda Superior	24CV095242	In pro per	Castillo Moriarty Robinson	No court date has been set
Summary	Plaintiff intentionally fare evaded out of the station and claimed he was a sovereign citizen and not subject to our laws. He refused to provide identification and was arrested and taken to jail.						
B250054	Chunwen Chen	12/05/24	Oakland, CA Alameda Superior	25CV137442	Lawrence Wong	Law Offices of Damien Morozumi	Pending
Summary	Plaintiff was involved in a motor vehicle accident with BPD. The accident was an intersection collision where plaintiff attempted to make left turn in front of oncoming BPD vehicle.						
B250063	Johar Johar	12/28/24	Oakland, CA	25CV134991	Venardi Zurada	Law Offices of Damien Morozumi	Mediation scheduled for 8/27/26
Summary	Plaintiff was involved in a major three car motor vehicle accident with BPD. The accident was an intersection collision where two BPD vehicles were responding Code 3 to West Oakland Station and collided with one another.						
B260001	John Murphy	11/02/25	MacArthur Station	-	-	-	Pending
Summary	Claimant is alleging that after he was arrested, BPD lost or destroyed his personal belongings that were secured and placed into holding.						

¹ Some details regarding the nature of sustained allegations may be withheld to avoid unintentionally breaching mandatory confidentiality requirements in violation of the applicable CA Penal Code section (832.7).

* The data contained in this report as it pertains to the BPD was provided by the BPD and was not independently verified by the OIPA. The OIPA assumes no responsibility for any discrepancies in the data.