



CITY OF CHICAGO
OFFICE OF INSPECTOR GENERAL

20
25

Recommendation to Reopen Chicago Police Department Disciplinary Investigation

CPD Log #2023-0004677

OIG Case #C2025-0000000207

Published November 12, 2025

November 12, 2025

Pursuant to the Municipal Code of Chicago (MCC) § 2-56-230(c)(ii), the Public Safety section of the City of Chicago Office of Inspector General (OIG) conducts reviews of individual closed disciplinary investigations conducted by the Civilian Office of Police Accountability (COPA) and the Chicago Police Department's (CPD) Bureau of Internal Affairs (BIA). Based on those reviews, OIG may make a recommendation to reopen the investigation to address a deficiency materially affecting its outcome.

BIA investigated allegations that Officer Saul Diaz, Star #17501, attempted to run the complainant off the road while the complainant was riding their bicycle. BIA reached a Not Sustained finding for the allegation.

While travelling to a call for shots fired, Officers Diaz and Daniel Gonzalez, Star #10364 encountered the complainant while the complainant was riding their bicycle near the driver's side of the CPD squad car. Officer Diaz tells the complainant, "You're on the wrong side of the street" and orders the complainant off their bike. The complainant and the officers exchange words—eventually the complainant provided their identifying information to the officers. Officer Gonzalez conducted a name check and issued the complainant an Administrative Notice of Violation for obstruction or interference with traffic.

During its review, OIG identified that BIA did not include an Investigatory Stop Report (ISR) in its electronic case file. OIG also identified that BIA did not address that Officer Diaz reached into the complainant's pants pockets and retrieved their cell phone potentially conducting an unlawful search.

OIG recommended BIA reopen the investigation to conduct an analysis of whether Officer Diaz conducted an unlawful search and whether the involved CPD members failed to complete an ISR.

In response to OIG's recommendations, BIA declined to reopen the investigation, stating "this case will not be re-opened to address completing an Investigatory Stop Report and removing the Reporting Party's cell phone from [their] pocket during a protective pat down search. This case is in Command Channel Review and near Closed Final."

OIG's letter to BIA containing its recommendations is attached at Appendix A. BIA's response is attached at Appendix B.

Appendix A | OIG Letter



Deborah Witzburg | Inspector General
City of Chicago
Office of Inspector General
231 S. LaSalle Street, 12th Floor
Chicago, IL 60604
Phone: (773) 478-7799

Via Electronic Mail

June 2, 2025

TIMOTHY L. MOORE
DEPUTY DIRECTOR
BUREAU OF INTERNAL AFFAIRS
CHICAGO POLICE DEPARTMENT
3510 SOUTH MICHIGAN AVENUE
CHICAGO, IL 60653

Re: Log #2023-0004677

Dear Deputy Director Moore:

Pursuant to § 2-56-230(c)(ii) of the Municipal Code of Chicago (MCC), the Office of Inspector General's (OIG) Public Safety section conducted a preliminary review of the investigation conducted by the Chicago Police Department's (CPD) Bureau of Internal Affairs (BIA) in Log #2023-0004677. OIG recommends that BIA reopen the investigation to fully account for all available evidence and conduct an analysis of all potential violations. Log #2023-0004677 is currently in a Command Channel Review status or has not reached a final disciplinary decision.

Log #2023-0004677 concerns allegations that CPD Officer Saul Diaz, Star #17501, attempted to run the complainant off the road while the complainant was riding their bicycle. BIA reached a Not Sustained finding for the allegation.

Per Event Query recorded under #2327614628, on October 3, 2023, at approximately 8:55 p.m., Officers Diaz and Daniel Gonzalez, Star #10364, were dispatched to a shots fired call.¹ While en route, Officer Gonzalez's body worn camera (BWC) footage captures Officer Diaz driving a CPD squad car as the complainant rides their bicycle near the driver's side of the CPD squad car at approximately 8:56 p.m.²

Officer Diaz's BWC footage shows Officer Diaz activate the emergency equipment and exit the CPD squad car to initiate an investigatory stop on the complainant. Officer Diaz tells the complainant, "You're on the wrong side of the street. I tried to tell you that multiple times. Get off the bike." Officer Diaz grabs the complainant's wrist and again orders them to dismount from their bicycle before placing the complainant's hands on top of the CPD squad car's hood.³ Officer Rodriguez tells the

¹ Attachment 6.

² Attachment 10, at 1:49 – 1:58.

³ Attachment 9, at 1:56 – 2:14.

complainant, “The reason we’re stopping you is you’re all over the street. Then we ask you to get on the right side or pick a side and you chose the wrong side.” The complainant responds, “You guys have nothing else to do?” Officer Gonzalez responds, “No.” Officer Diaz orders the complainant to remove their backpack from their back and places the complainant in handcuffs. As Officer Diaz puts the complainant in handcuffs, the complainant questions why Officers are detaining them. Officer Gonzalez responds, “for riding your bicycle on the wrong side of the street.”⁴ Officer Gonzalez asks the complainant if they have their identification, and the complainant responds, “I don’t.” The complainant tells Officers they were attempting to make a left turn on their bike because they were on their way to their residence. Officer Gonzalez questions why the complainant did not use hand signals to indicate the left turn. The complainant responds, “you guys didn’t let me, you guys were about to run me over.” Officer Diaz responds, “No, we were not.”⁵

Body Worn Camera footage shows Officer Diaz patting down the complainant’s front right-side pants pocket before reaching into the complainant’s pants pocket and retrieving a cell phone. The complainant tells Officers, “Again, I don’t consent to any search or seizures – that’s my phone. You hear me?” Officer Diaz places the cell phone on top of the hood of the CPD squad car, tells the complainant, “I can’t hear you because your music is going” before turning the complainant’s music off.⁶ On Officer Gonzalez’s BWC footage, Officer Diaz is seen lifting the complainant’s sweatshirt up to view their waistband before Officer Diaz pats down each of the complainant’s pants pockets, the front pocket of the complainant’s sweatshirt, and the complainant’s waistband.⁷

Officer Gonzalez asked the complainant for their identifying information, but the complainant requested that the Officers call their Sergeant to the scene. Officer Gonzalez dispatched “unrelated street stop” over the radio and provided their location. The complainant made a phone call to an unknown person and described the stop, asking the unknown person whether they should provide their identifying information to the Officers.⁸ The complainant stated to the unknown person on the phone, “They got me in handcuffs. I’m on my bike – they said it’s because I wasn’t on the bike lane. I’m telling ya, they’re just fucking bored.” Officer Diaz responded, “actually we were responding to a call of shots fired and you’re in the – you’re obstructing traffic, bro.”⁹

The complainant provided their first and last name, date of birth, and home address to Officer Gonzalez. The complainant again requested Officers call a Sergeant to the scene and stated they wanted to file a complaint before stating to Officer Diaz, “You almost hit me, dumbass.” The complainant called Officer Diaz names and a homophobic slur and stated they were on their way home. The complainant told Officer Diaz, “Stop talking about you’re responding to shots fired – then go to that. Instead of bothering somebody that’s fucking riding a bike.” Officer Diaz told the complainant they could not get through because the complainant was in the middle of the street.¹⁰

Officer Gonzalez entered the CPD squad car and ran the complainant’s information on the portable data terminal (PDT). Then, Officers Diaz and Gonzalez issued an Administrative Notice of Violation

⁴ Ibid., at 2:16 - 2:35.

⁵ Attachment 10, at 2:37 – 3:02.

⁶ Attachment 9, at 2:58 – 3:15.

⁷ Attachment 10, at 3:16 – 3:28.

⁸ The complainant was handcuffed at the time they made the call using a Speech Interpretation and Recognition Interface command.

⁹ Attachment 9, at 3:28 – 4:52.

¹⁰ Ibid., at 5:50 – 7:08.

(ANOV) to the complainant for obstruction or interference with traffic. Officer Gonzalez described the complainant's actions on the ANOV as, "Above subject was riding bicycle on the middle of two way street obstructing R/O's en route to call. R/O's advised to clear the street and move to a side of the street. Subject did not comply."¹¹

In their To From Subject Report (TFSR), Officer Diaz reported they were "responding to a shots fired call using emergency equipment lights/sirens" and "unable to proceed to call due to subject riding [their] bicycle in the middle of the street while blocking unmarked police vehicle and riding against motor vehicle traffic."¹²

CPD's Special Order S04-13-09(VIII)(A)(1) requires sworn CPD members complete an Investigatory Stop Report (ISR) after conducting an investigatory stop, probable cause stop, or protective pat down or other search in a public place. Per S04-13-09(VIII)(A)(2), an ISR is required "for all Investigatory Stops and Protective Pat Downs that lead to an arrest, Personal Service Citation, Administrative Notice of Violation (ANOV), Curfew Violation Report, School Absentee Report, or other enforcement action." Additionally, under S04-13-09(VIII)(A)(3) sworn CPD members are "required to provide the subject of the stop a completed Investigatory Stop Receipt", which includes the event number, the reason for the stop, and the sworn member's name and star number. The electronic case file for Log #2023-0004677 does not contain an ISR completed by Officers Diaz and Gonzalez for the incident. Moreover, neither Officer Diaz nor Officer Gonzalez is observed on their BWC footage offering the complainant an ISR receipt. There is no documentation completed by Officers Diaz and Gonzalez to support the search of the complainant. Without any documentation describing the reasonable articulable suspicion for their actions, Officer Diaz appears to have conducted an improper search when they reached into the complainant's pants pocket and retrieved a cell phone.

Based on OIG's preliminary review, and without taking any position on any other aspect of the investigation or its findings, OIG recommends that BIA reopen Log #2023-0004677 to conduct an analysis of whether Officer Diaz conducted an unlawful search when they reached into the complainant's pocket and seized the complainant's cellphone, and lifted the complainant's sweatshirt to search their waistband. Also, BIA should consider addressing the Officers' failure to complete an ISR report and receipt and consider any other applicable violations.

Please contact Chief Investigative Analyst LaDonna Candia-Flanagan at lcandia-flanagan@igchicago.org or (773) 478-5614 with any questions. Please send your response to this recommendation within the time allowed by MCC § 2-56-245. OIG will consider a failure to respond in the time permitted by ordinance to be a declination of our recommendation. OIG looks forward to BIA's response and recommends that BIA incorporate this letter and its response into the electronic case file to provide for a complete record.

Respectfully,



Tobara Richardson
Deputy Inspector General for Public Safety
Office of Inspector General

¹¹ Attachment 8.

¹² Attachment 13.

cc: Deborah Witzburg, Inspector General, OIG
Samuel Chae, Associate General Counsel for Public Safety, OIG
LaDonna Candia-Flanagan, Chief Investigative Analyst for Public Safety, OIG
Deputy Chief Traci Walker, BIA, CPD
Scott Spears, General Counsel, CPD
Sergeant Connie Flores, BIA, CPD
Officer Jessica R. Medina, Legal Affairs, CPD

Appendix B | Department Response

BUREAU OF INTERNAL AFFAIRS

09 OCTOBER 2055

TO: Scott Spears
General Counsel
Office of the Superintendent

FROM: Timothy Moore
Deputy Director
Bureau of Internal Affairs

SUBJECT: **OIG-Public Safety Production Request #OIG-PS2025-03884**

The undersigned is providing the following response to request OIG-PS2025-03884:

1. Log Number 2023-0001846

- This case has been re-opened and is currently under investigation

2. Log Number 2023-0001464

- This case will not be re-opened. Police Officer Lori Davis #17412 has accepted her penalty, and Police Officer Lauren Lewis #18962 and Police Officer Brian Baety #11591 are grieving their penalties.

3. Log Number 2023-0000420

- The case was administratively closed in 2023, in part because Police Officer Larrick West #17947 was identified as a victim on the case report.

4. Log Number 2023-0004677

- This case will not be re-opened to address completing an Investigative Stop Report and removing the Reporting Party's cell phone from his pocket during a protective pat down search. The case is in Command Channel Review and near Closed Final.

5. Log Number 2023-0002418/2023-0002419

- These cases will not be re-opened as the investigation conducted in Log Number 2023-0002383 addressed the allegations in Log Number 2023-0002418/2023-0002419


Timothy Moore
Deputy Director
Bureau of Internal Affairs



LaDonna Candia-Flanagan

Chief Investigative Analyst for Public Safety

The City of Chicago Office of Inspector General is an independent, nonpartisan oversight agency whose mission is to promote economy, efficiency, effectiveness, and integrity in the administration of programs and operations of City government.

OIG's authority to produce reports of its findings and recommendations is established in the City of Chicago Municipal Code §§ 2-56-030(d), -035(c), -110, -230, and -240.

For further information about this report, please contact the City of Chicago Office of Inspector General, 231 S. LaSalle Street, 12th Floor, Chicago, IL 60604, or visit our website at igchicago.org.

Talk to Us

(833) TALK-2-IG/(833) 825-5244

talk2ig@igchicago.org

igchicago.org/talk2ig

OIG Business Office

(773) 478-7799

Cover photo courtesy of the Department of Fleet and Facilities Management.
Alternate formats available upon request.

