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Office of the Chief of Police Disciplinary Order

Date: February 11, 2021

To: Officer Robert Rosen #315114

From: Vanessa Wilson, Chief of Police

Re: IA Case #20-32

Please be advised that I have reviewed IAB Case #20-32 in its entirety. In making my determination, I make the following findings and orders:

1. <u>FINDINGS OF FACT</u>: I will be modifying the summary of evidence to reflect my findings of fact below. I find that you are sustained for violating directives 5.3 <u>Use of Force</u>, 14.2.15 <u>Unsatisfactory Performance</u>, 16.4.3 <u>Body-Worn Camera Operation</u>, 5.8.10 <u>Taser</u>, and 14.1.1 <u>Lawful Orders</u>.

On August 10, 2020, you responded to assist another officer who called for assistance dealing with a male passively resisting arrest for trespassing. Upon arrival at the scene, you did not attempt to deescalate the situation and did not attempt to use lesser means of force throughout the contact. In fact, you further escalated the situation by quickly going hands on with the subject prior to providing any verbal commands. You struck him four times with a closed fist in the ribs and used your taser to drive-stun the subject five times for a total of 27 seconds in a period of two minutes. Your use of the taser was in direct violation of taser training. You failed to justify each use of force in your report and you did not activate your body-worn camera until after contact was already made with the subject. You failed to take appropriate actions based on the training provided to you.

- 2. <u>DISCIPLINARY ORDER</u>: Based on the factual findings above, it is my determination that you be terminated effective on the date and time of this Order.
- 3. <u>NOTICE OF RIGHT TO APPEAL</u>: You have the RIGHT TO APPEAL this Order within ten (10) business days from the service of the order to file an appeal of the disciplinary order in writing with the Civil Service Commission as is more fully set out in the Home Rule Charter of the City of Aurora.

By Order of:

Vanessa Wilson Chief of Police

VW/djc

APPROVED AS TO FORM:	
Megan E. Platt Date: 2021.02.09 13:02:48	02/09/2021
Office of the City Attorney	Date
Received by this Office of the City Manager 4:43 o'clock P .m.	on DECEMBER 30, 2021, at
ORDER:	
Approved, Disapproved, Mo	dified as follows:
On FEBRUARY 9, 2021, at 3:50	_ o'clock _ Pm.
Jason Batilian	
Jason Batchelor Deputy City Manager	
ACKNOWLEDGMENT OF SERVICE	
I, Robert Rosen, hereby certify that I received	d a true and correct copy of the above
Disciplinary Order on the day of	, 2021, at a.m./p.m.
X Me	
(Signature)	
CERTIFICATE OF PERSONAL SERVICE	m
The undersigned hereby certifies that on the _	day of February, 2021,
I hand delivered a true and correct copy of the	ne above Disciplinary Order to Robert
Rosen.	2:33 pm
Signature of Person Affecting Service	•