

<b>Time period covered by this report</b>	November 9, 2022-January 31, 2023
---	-----------------------------------

**Relevant Third Order Paragraphs:**

- **Paragraph 360.** *The Monitor shall submit a quarterly progress report to the Court and parties describing the rationale for each type of investigative diversion approved, the result of each diversion type, the backlog tally, the number of completed cases, unresolved issues, and further actions required to address the backlog and staffing levels at PSB.*
- **Paragraph 364.** *To keep the parties and the Court informed, the MCSO shall report monthly on the size of the backlog to the Monitor, the parties, and the Court. The Monitor's quarterly progress report will further assess the status of the backlog.*
- **Paragraph 366.** *At any time after the Monitor's submittal of its second quarterly progress report, the Court may revisit the contents of this order and make any changes it deems appropriate.*

**Investigative diversions at intake approved during this time period:**

Currently, while the policies governing diversions and other changes are being approved, the Monitoring Team's primary involvement is during weekly intake meetings between a Monitoring Team member and the PSB Commander to discuss the routing of all cases. During this time period, we approved two "meetings with supervisors" and three "coachings."
---

**Final intake and routing decisions approved during this time period:**

	<b>Complaints discussed</b>	<b>Assigned as Service Complaints</b>	<b>Assigned as full administrative investigations</b>	<b>Assigned to a Division or District</b>	<b>PSB diversions<sup>1</sup></b>	<b>Outsourced</b>
<b>November 2022</b> <i>(starting 11/9/22)</i>	23	8	15	2	0	0
<b>December 2022</b>	105	34	68	7	3	4
<b>January 2023</b>	100	29	69	14	2	0
<b>Totals</b>	<b>228</b>	<b>71</b>	<b>152</b>	<b>23</b>	<b>5</b>	<b>4</b>

**Backlog tally as of the end of this time period:**

	<b>as of 11/30/22</b>	<b>as of 12/31/22</b>	<b>as of 1/31/23</b>
<b>Total administrative misconduct investigations</b>	2,048	2,074	2,015
• assigned to PSB	1,920	1,949	1,916
⇒ assigned to PSB <i>sworn investigators</i>	635	641	579
⇒ assigned to PSB <i>Detention investigators</i>	1,055	1,072	1,047
⇒ assigned to PSB <i>civilian investigators</i>	230	236	290
• assigned to Districts or Divisions outside of PSB	71	64	36
• outsourced to an outside vendor	57	61	63

<sup>1</sup> In its draft iteration of GH-2 (currently under review by the Monitoring Team), PSB defines a “diversion” as “a process initiated by the PSB Commander to address complaints determined eligible and most appropriately handled without the initiation of a formal administrative investigation or Service Complaint.”

	<b>November 2022</b> <i>(starting 11/9/22)</i>	<b>December 2022</b>	<b>January 2023</b>	<b>Total</b>
<b>Total number of completed administrative misconduct investigations during this time period</b>	29	33	53	115

**Notes on the current backlog:**

- Paragraph 204 states, “Internal affairs investigators will complete their administrative investigations within 85 calendar days of the initiation of the investigation (60 calendar days if within a Division). Any request for an extension of time must be approved in writing by the Commander of the Professional Standards Bureau. Reasonable requests for extensions of time may be granted.” Pursuant to Paragraph 365, the Monitor is authorized to grant reasonable extensions upon reviewing requests submitted by the Sheriff. During this time period, the Monitor received and approved one such request for an extension.
- The total PSB backlog decreased by 59 investigations, or 2.8%, from December 2022 (2,074 administrative misconduct investigations) to January 2023 (2,015 administrative misconduct investigations).

**Unresolved issues during this time period:**

We are currently assessing the policy revision proposals submitted by MCSO for Paragraphs 348 and 353. Until these policies are approved and finalized, any decisions made at intake and routing, per Paragraphs 346 and 347, are based on current policies.

**Further actions required to address the backlog and staffing levels at PSB during this time period:**

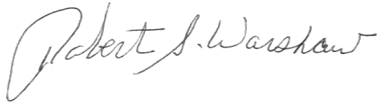
- During this time period, we suggested that MCSO might want to seek clarification from the Court on the use of Detention Officers assigned to PSB.
- We will be seeking input from the Parties on the hiring of civilian investigators into PSB, as well as the Monitoring Team’s review of documents related to the hiring of civilian investigators.

**PSB staffing as of the end of this time period:**

	as of 11/30/22	as of 12/31/22	as of 1/31/23
<b>Sworn investigators</b>	13	12	12
<b>Detention investigators</b>	15	17	17
<b>Civilian investigators</b>	6	11	14
<b>Totals</b>	<b>34</b>	<b>40</b>	<b>43</b>

**Any interventions in the course of any investigation by the Monitor during this time period for the purpose of facilitating the appropriate operation of the PSB and/or the reduction of the backlog:**

None.

<b>Signature of Chief (Ret.) Robert S. Warshaw, Monitor</b>	<b>Date:</b>
	March 2, 2023