



City of Cleveland
Justin M. Bibb, Mayor

Department of Public Safety
Dornat (Wayne) A. Drummond, Chief
FBI NA #230
Division of Police
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Disposition Letter

September 28, 2022

Patrol Officer Gino Trinh #505
C/o Fourth District Headquarters
9333 Kinsman Road
Cleveland, Ohio 44104

Re: OPS2020-0098

Patrol Officer Trinh #505:

This letter is to advise you, Patrol Officer Gino Trinh #505, of the result of the administrative pre-disciplinary hearing you attended on May 23, 2022, to address an external investigation wherein you were alleged to have engaged in improper procedure:

STATEMENT OF POLICY

In part: The Manual of Rules sets forth the conduct and behavior to be followed by officers and employees. Any violation of these rules shall be a basis for disciplinary action. Disciplinary action includes, but is not limited to, verbal and written reprimands and the preferring of divisional charges which can result in suspension, loss of pay, demotion or termination. The rules and standards contained in this manual shall apply whether the officer or employee is on or off duty. Where a conflict exists between a Rule and a General Police Order, the Rule provision shall be adhered to.

SPECIFICATION

Specification #1: (OPS2020-0098) The Civilian Police Review Board (CPRB) is recommending to the Chief of Police that the allegation of *Unprofessional Conduct* be sustained against you, Patrol Officer Gino Trinh #505, that on or about May 24, 2020, you violated Manual of Rules 5.01, 5.08, and 5.09, and General Police Order 2.01.02 when, you referred to the complainant, "Mr. Don't Touch Me" in your interactions with the complainant, and that your statements to the complainant were mocking in nature. (*Group I Violation*)

This specification is in violation of the rules and procedures of the Division of Police, Department of Public Safety.

RULES, POLICIES AND PROCEDURES

General Police Order 2.01.02: De-escalation (effective date: 1/1/18)

Manual of Rules for the Conduct and Discipline of Employees of the Cleveland Division of Police: 5.01, 5.08 and 5.09

HEARING INFORMATION

In attendance at the administrative pre-disciplinary hearing, were you, Vice President David Medina and Attorney Joseph Delguyd of the Cleveland Police Patrolmen's Association, Vice President Luther Roddy of the Black Shield Police Association, Investigator Art Bowker, Investigator Julie Delaney and Investigator Hercules Harris of the Office of Professional Standards, Lieutenant Charles DePenti of the Case Preparation Unit and Acting Deputy Chief Sammy Morris of Field Operations, who presided over the hearing.

During the hearing, you acknowledged receipt of the charging letter; you and your representatives waived the reading of your charge letter and were then afforded the opportunity to be heard. You entered a plea of "Not Guilty" to Specification #1 of the administrative charges as set forth in the charging letter. Upon carefully reviewing the evidence, the memorialized record, as well as the arguments of you and your representatives, the Hearing Officer recommended that this action be "Dismissed."

FINDINGS, AND CONCLUSIONS

I have carefully reviewed the evidence incorporated into the record by reference, statements made at the hearing, and pertinent rules, policies, procedures and Wearable Camera System (WCS) video. I find your actions and language were used to de-escalate the situation and the language, while seemingly unorthodox, was not "mocking in nature." Additionally, you did begin using the complainant's real name, and the complainant reacted negatively, so you reverted back to "Mr. Don't Touch Me." As such, I accept and adopt the recommendation of the Hearing Officer and find you "**Not Guilty**" of the specification. On September 13, 2022, the Civilian Police Review Board declined to appeal my finding, therefore, I "**Dismiss**" Specification #1 of the administrative charge as set forth in the charging letter.

Respectfully,



Dornat A. Drummond
Chief of Police

Patrol Officer Gino Trinh #505

September 28, 2022

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cc: Dorothy Todd, Deputy Chief, Chief of Staff
Sammy Morris, Acting Deputy Chief, Field Operations
Brian Carney, Commander, Bureau of Compliance
Brandon Kutz, Commander, Fourth District
Christopher Viland, Superintendent, Internal Affairs Unit
Mark Maguth, Commander, Bureau of Support Services
William Mokshefsky, Acting Lieutenant, Officer-in-Charge, Personnel Unit
Melissa Dawson, Sergeant, Officer-in-Charge, Employee Assistance Unit
Jeffrey Follmer, President, Cleveland Police Patrolmen's Association
Michael Spreng, Secretary, Civil Service Commission
George E. Coulter, Assistant Director, Department of Public Safety
Paul Patton, Director, Department of Human Resources
Megan Schenk, Labor Relations Manager, Human Relations
William Menzalora, Chief Assistant Director of Law
Michael Pike, Assistant Director of Law
Amanda Boutton, Assistant Director of Law
Richard Rosenthal, Member, Monitoring Team
Michael Evanovich, Investigator, Department of Justice
Thomas Fisher, Interim Administrator, Office of Professional Standards
Eric Richardson, Acting Senior Investigator, Office of Professional Standards
David Gatian, Vice Chairman, Civilian Police Review Board
Michael Hess, Chairperson, Civilian Police Review Board
Jason Goodrick, Executive Director, Cleveland Community Police Commission
Hassan Aden, Federal Monitoring Team