



City of Cleveland

Justin M. Bibb, Mayor

Department of Public Safety

Karrie D. Howard, Director

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August 10, 2022

Patrol Officer Allan Zenz #138
C/o Fourth District Headquarters
9300 Kinsman Road
Cleveland, Ohio 44104

Re: DBI2022-0032

Patrol Officer Zenz #138:

This letter is to advise you, Patrol Officer Allan Zenz #138, of the result of the administrative pre-disciplinary hearing you attended on Friday, June 3, 2022. The hearing was held to address the results of an internal investigation wherein you were alleged to have engaged in improper procedures and/or misconduct. You were charged with a series of rule violations, which follow:

FACTUAL SUMMARY

On out about 1/19/2022, 1/26/2022, 1/28/2022, 1/28/2022, 1/29/2022, 2/7/2022 and 2/11/2022, you, Patrol Officer Allan Zenz #138 were assigned as a one-man missing persons car on C Platoon in the Fourth District where you completed reports, completed follow-ups and all necessary steps outlined in General Police Order 6.2.10 and General Police Order 6.2.17.

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.

SPECIFICATIONS

Specification #1: On or about 1/19/2022, 1/26/2022, 1/28/2022, 1/29/2022, 2/7/2022 and 2/11/2022, you, Patrol Officer Allan Zenz #138, while assigned as the missing persons car, did fail to tour areas of interest for an endangered missing juvenile (LERMS #2022-014827), as indicated by your patrol cars' Automatic Vehicle Locators (AVL), in violation of Manual of Rules 2.14 and 4.18. (*Group III Violation*)

Specification #2: On or about 1/19/2022, 1/26/2022, 1/28/2022, 1/29/2022, 2/7/2022 and 2/11/2022, you, Patrol Officer Allan Zenz #138, while assigned as the missing persons car, did report (LERMS #2022-014827) that you toured the area of Garden Valley in contradiction of your patrol cars' Automatic Vehicle Locators (AVL), in violation of Manual of Rules 3.12. (*Group III Violation*)

Specification #3: On or about 1/26/2022, 1/28/2022, 1/29/2022, 2/7/2022 and 2/11/2022, you Patrol Officer Allan Zenz #138, while assigned as the missing persons car, did spend eight (8) hours, nine (9) hours, five (5) hours, six (6) hours and four (4) hours respectively at the Fourth District Headquarters, as indicated by your patrol cars' Automatic Vehicle Locators (AVL), in violation of Manual of Rules 4.06. (*Group I Violation*)

These specifications are in violation of the rules and procedures of the Division of Police, Department of Public Safety.

RULES, POLICIES AND PROCEDURES

**Manual of Rules for the Conduct and Discipline of Employees of the Cleveland Division of Police
2.14, 3.12, 4.06 and 4.18**

PREDISCIPLINARY HEARING

In attendance at the administrative pre-disciplinary hearing that I presided over, were you, President Jeffrey Follmer, Second Vice President Andrew Gasiewski and Attorney Joseph Delguyd of the Cleveland Police Patrolmen's Association, Intern Law Clerk Sean Goodman, Jr., Intern Law Clerk Kyle Webster, Intern Law Clerk Dustin Read and Assistant Director Amanda Boutton of the Department of Law, Sergeant Michael Stanton of the Fourth District, Lieutenant Charles DePenti of the Case Preparation Unit, Sergeant Kelly Smith and Assistant Director Jakimah R. Dye of the Department of Public Safety.

During the hearing, you acknowledged receipt of the charge 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 each specification as set forth in the charge letter.

HISTORY, FINDINGS AND CONCLUSIONS

Discipline History

No active discipline

Findings and Conclusions

- ***Mitigating and Aggravating Factors***

Aggravating: None.

Mitigating: No active discipline.

- ***Anomalies***

None.

Disciplinary Conclusion

A thorough review was conducted by the Department of Public Safety. I have carefully reviewed the investigation, evidence incorporated into the record by reference, statements made at the hearing, Wearable Camera System videos and reports from MCAD requested during the hearing and pertinent

laws, rules, policies and procedures. I find that while assigned as a one-man car and detailed as the Fourth District C Platoon's missing persons car, you carried out your responsibilities and followed the corresponding General Police Orders. Your Wearable Camera System videos show that you handled your assignments, your required follow-ups, assisted on other assignments and provided professional service to all citizens during each contact made. The reports that you completed were all reviewed and signed by a superior officer within the Fourth District without any corrections. You testified during your pre-disciplinary hearing that one-man vehicles are not permitted to enter the area of Garden Valley without an additional zone car present and that you toured the surrounding areas as they pertained to your assignments, which was verified by the charging supervisor. If there was an issue with the language of your reports or your zone-car being stationary in the district parking lot, it should have been immediately addressed by the superior officer responsible for reviewing and approving your reports or the Officer-in-Charge of your shift responsible for monitoring the AVL system. This was a missed opportunity for coaching and mentoring by superior officers.

Based on the foregoing, I find you "**Not Guilty**," of the administrative charges as set forth in Specification #1, Specification #2 and Specification #3. Therefore, this disciplinary action is dismissed.

Sincerely,



Karrie D. Howard, Chief Director
Department of Public Safety

KDH:dad:kas

cc: Dornat Drummond, Chief, Cleveland Division of Police
George E. Coulter, Assistant Director, Department of Public Safety
Jakimah R. Dye, Assistant Director, Department of Public Safety
Joellen O'Neill, Deputy Chief, Executive Officer
Sammy Morris, Acting Deputy Chief, Field Operations
Daniel Fay, Deputy Chief, Administrative Operations
Harold Pretel, Deputy Chief, Homeland Special Operations
Brandon Kutz, Commander, Fourth District
Brian Carney, Commander, Bureau of Compliance
Christopher Viland, Superintendent, Internal Affairs Unit
William Mokshefsky, Sergeant, Officer-in-Charge, Personnel Section
Cynthia Oliver, Sergeant, Officer-in-Charge, Timekeeping Unit
Melissa Dawson, Sergeant, Officer-in-Charge, Employee Assistance Unit
Jeffrey Follmer, President, Cleveland Police Patrolman's Association
Paul Patton, Chief Human Resources Officer
William Menzalora, Chief Assistant Director of Law
Amanda Boutton, Assistant Director of Law
Richard Rosenthal, Member, Monitoring Team
Michael Evanovich, Investigator, Department of Justice
Hassan Aden, Federal Monitoring Team
Jason Goodrick, Executive Director, Cleveland Community Police Commission