

## CONCLUSION OF PROCEEDINGS

Pursuant to s.120(16) of the *Police Act*, RSBC 1996, c.367

OPCC File: 2020-18195

July 21, 2021

To: Mr. [REDACTED] (Complainant)

And to: Constable [REDACTED] (Member)  
c/o Vancouver Police Department  
Professional Standards Section

And to: The Honourable Judge Carole Lazar, (ret'd) (Discipline Authority)  
Retired Judge of the Provincial Court of British Columbia

And to: Deputy Chief Constable Paulette Freill (Prehearing Conference Authority)  
c/o Abbotsford Police Department  
Professional Standards Section

And to: Chief Constable Adam Palmer  
c/o Vancouver Police Department  
Professional Standards Section

The Office of the Police Complaint Commissioner (OPCC) completed its review of the decision issued by the Prehearing Conference Authority pursuant to section 120 of the *Police Act* in this matter.

1. *Abuse of Authority*, pursuant to section 77(3)(a) of the *Police Act*; specifically, the search of the complainant's vehicle,

Discipline Proposed - Verbal reprimand

Following the investigation conducted by Sergeant [REDACTED] and subsequent review pursuant to section 117 of the *Police Act*, the Discipline Authority, Honourable Judge Carole Lazar, determined the evidence appeared to substantiate the allegation of *Abuse of Authority* pursuant to section 77(3)(a) of the *Police Act* by Constable [REDACTED]

A prehearing conference was offered to Constable [REDACTED] and was held on June 9, 2021, before Deputy Chief Constable Paulette Freill as the Prehearing Conference Authority.

A report following the prehearing conference was received at our office on June 10, 2021. In reviewing the investigation conducted by Sergeant [REDACTED] and considering all the relevant factors in this case, the Prehearing Conference Authority has appropriately considered the aggravating and mitigating factors pursuant to section 126.

Although, the imposed discipline is at the lower end of the spectrum, the agreement reached at the prehearing conference is approved and the resolution is final and conclusive. Our file with respect to this matter will be concluded upon receipt of confirmation that in accordance with the *Police Act*, any disciplinary or corrective measure imposed in relation to, or agreed to by, a member or former member, has been completed, and that their service record of discipline has been updated.

[REDACTED]

[REDACTED]  
Investigative Analyst

cc. Sergeant [REDACTED] Vancouver Police Department