

CONCLUSION OF PROCEEDINGS

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

OPCC File: 2023-23260

February 27, 2024

To: [REDACTED] and [REDACTED] (Complainant)

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

And to: The Honourable Judge David Frankel (Discipline Authority)
Retired Judge of the British Columbia Court of Appeal

And to: [REDACTED] (Prehearing Conference Authority)
c/o Port Moody Police Department
Professional Standards Section

And to: Chief Constable Norm Lipinski
c/o Surrey Police Service
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. *Discourtesy*, pursuant to section 77(3)(g) of the *Police Act*; specifically, failing to behave with courtesy due in the circumstances towards a member of the public in the performance of duties as a member.

Discipline Proposed - Verbal Reprimand

Following the section 117 review, the appointed Discipline Authority determined the evidence appeared to substantiate the allegation of *Discourtesy* pursuant to section 77(3)(g) of the *Police Act* by Constable [REDACTED] (Cst. [REDACTED])

A prehearing conference was offered to Cst. [REDACTED] and was held on February 6, 2024, before [REDACTED] as the Prehearing Conference Authority.

A report following the prehearing conference was received at our office on February 20, 2024. 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.

Therefore, 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.



Investigative Analyst

cc. Sergeant [REDACTED], Surrey Police Service