



City of Boston, Massachusetts
Office of Police Accountability and Transparency
Stephanie Everett, Executive Director

CIVILIAN REVIEW BOARD - COMPLAINT #26

DATE OF INCIDENT: April 16, 2022

DATE OF FILING: April 24, 2022

ALLEGATION OF MISCONDUCT: Unlawful detain and transport of civilian

PRECINCT: Boston Police District C-6

INVESTIGATOR: Michel Toney

CRB MEETING DATE: November, 15 2022

DISPOSITION: Insufficient Evidence to Make a Finding

SUMMARY OF FACTS:

On April 24, 2022 the Office of Police Accountability and Transparency received an anonymous complaint from an individual regarding two Boston Police Officers. The complainant alleges two officers illegally detained them at Lucky's Lounge, located at 355 Congress St., Boston, MA in the Seaport District. The complainant stated the handcuffs were too tight and resulted in bruising on their wrists. The complainant stated that they were waiting for their friends outside Lucky's Lounge. While waiting, they said the bouncer that was working the exit door asked them to leave because they were obstructing the exit. The complainant allegedly complied and then was standing on the public sidewalk at the corner of Congress St and A Street when BPD Officers arrived. The complainant stated they remained on the same street corner as they were not breaking any laws nor causing any problems while they waited for their friends. The officers then allegedly grabbed them, placed them in handcuffs, and placed them in the back of their police cruiser. The complainant was taken from the scene and transported to the closest MBTA station, which was Andrew Square train station, after refusing to provide their home address for the officers to drop them off at that location.

INVESTIGATION:



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On May 19, 2022 Investigator Toney contacted Lucky's Lounge on 355 Congress St, Boston, MA 02210 to request surveillance footage of the outside of the establishment and spoke with the General Manager. The General Manager stated that the individual who was escorted by the police was being disruptive outside of the bar for about an hour before the police were called to the bar. He recalled that the individual was outside the bar drunk, and trying to fight anybody he was around. The bouncer on duty allegedly saw the intoxicated individual disrupting the peace outside of the establishment and decided to call 911 to have the Boston Police Department remove the complainant from the premises. They further stated that the complainant was given several warnings and they did not comply with the orders of the security team at the bar. The General Manager then said that two officers arrived at the bar and removed the complainant from the premises. According to the General Manager, they have no surveillance footage of the complainant being transported by BPD officers. Intake Specialist Andrew Cherry reached out to the complainant several times prior to sending this complaint to OPAT Investigators and no response was received.

DISPOSITION:

The Civilian Review Board voted unanimously (6-0) to consider this complaint as **Insufficient Evidence to Make a Finding**. The complainant was unresponsive to OPAT's attempts to contact them for information on the complaint.