



Arlington Heights Police Department
200 E. Sigwalt Street, Arlington Heights, Illinois 60005
COMPLAINT RECEIPT FORM

Case Report Number: 23-001090 Date: 01/15/2023 Time: 1811

Complainant: [REDACTED] Personal information within public records

Address: [REDACTED] Private Information

City: [REDACTED] Private Information

Home Phone: () Work Phone: () Cell Phone: [REDACTED] Private Information

Complaint Received By: CMDR. Jasper # 640 Date: 08/10/2023 Time: 2100

Manner Complaint Taken: In Person ☐ Telephone: ☒ Letter: ☐

Location of Incident: 55 S. Vail Ave., Arlington Heights, IL 60005

Date of Incident: 01/15/2023 Time of Incident: 1811

Accused Member:	<u>Sgt. P. Gacek</u>	<u># 578</u>	Unit Assigned:	<u> </u>
Accused Member:	<u>Ofc. D. DiLorenzo</u>	<u># 381</u>	Unit Assigned:	<u> </u>
Accused Member:	<u>Ofc. S. O'Brien</u>	<u># 385</u>	Unit Assigned:	<u> </u>
Accused Member:	<u>Ofc. V. Garcia</u>	<u># 386</u>	Unit Assigned:	<u> </u>
Accused Member:	<u>Ofc. T. Schoeny</u>	<u># 366</u>	Unit Assigned:	<u> </u>

Complainant alleges that: Unlawful Arrest, Sexual Assault

Complainant Signature: [REDACTED] Date:

Receiving Supervisor's Signature: [REDACTED] Personal information within public records Date: 08.10.23

- You will be contacted by the supervisor assigned to investigate your complaint, who will also keep you advised of the status. A more in-depth interview may be required of you.*
- Upon the completion of the investigation, you will be notified of the outcome.*

Original: Complainant Copy: Internal Affairs File (Forward to Administrative Deputy Chief)

Office Use Only:

Internal Affairs # Complaint Type: ☐ Procedural ☐ Criminal (Check One)



ARLINGTON HEIGHTS POLICE DEPARTMENT

REPORT OF INQUIRY / PRELIMINARY INVESTIGATION

Type of Complaint:
Criminal Misconduct

Date & Time Received:
08-10-2023 / 2045

Case Report Number: 23-001090

Internal Affairs Number
(Assigned by Administrative Deputy Chief):

Complainant alleges that: On 01-15-2023, he was unlawfully arrested by at least 10 unknown Arlington Heights Police Officers. During the course of his arrest, 1 or more unknown Arlington Heights Police Officers unlawfully injected an unknown substance into his body. Additionally, at least 4 unknown Arlington Heights Police Officers sexually assaulted the complainant, in an Emergency Department room at Northwest Community Hospital.

☒ See Narrative

Complainant Information:

Name: [Personal information within public] D.O.B. [Personal information] Sex: M Race: W

Address: (include Street, City, State, Zip) [Private Information]

Telephone Numbers

Home: () Work: () Cell: [Private Information]

Manner Complaint Received (check all that apply)

☐ In Person ☒ Telephone ☐ Letter ☐ Anonymous

Complaint Received by: Commander T. Jasper

Star / I.D. #: 640

Location of Incident:
55 S. Vail Ave., Arlington Heights, Illinois

Date: 01/15/2023 Time: 1811 Hr

Accused Officer (s) / Employee (s):

Name: Sergeant Piotr Gacek Star / I.D. #: 578

Name: Officer Daniel DiLorenzo Star / I.D. #: 381

Name: Officer Joshua White Star / I.D. #: 380

Name: Officer Vince Garcia Star / I.D. #: 386

Witness Information:

Name: N/A	Address:	Home Telephone: ()	Work Telephone: ()
Name:	Address:	Home Telephone: ()	Work Telephone: ()
Name:	Address:	Home Telephone: ()	Work Telephone: ()

Report of Inquiry / Preliminary Investigation – Continuation

Name:	Address:	Home Telephone: ()	Work Telephone: ()
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Description of attached documents: ☐ NONE

INCIDENT / OFFENSE REPORT #AHP23-001090

CABS Arrest Report

District 3 (Cook County, Illinois) Case Summary Case No. 23300086501

Copy of Complaint Receipt Form

Body Worn Camera footage can be viewed on evidence.com (Axon)

Copy of emails between [REDACTED] Private Information and Commander T. Jasper (tjasper@vah.com).

Complainant satisfied with resolution: (explain below) ☐ YES ☐ NO

[Click here to type (Do NOT use Tab Key)]

Disposition: ☐ This complaint involves “criminal misconduct” which requires automatic referral to the Deputy Chief of the Administrative Services Division.

☐ This complaint involves “procedural misconduct” that cannot be resolved at the line supervisory level and requires referral to the Deputy Chief of the Administrative Services Division.

☒ This complaint involves “procedural misconduct” which has been resolved and is being submitted with the following recommendation for final disposition:

☒ Unfounded Complaint ☒ Proper Conduct ☐ Insufficient Evidence

☐ Improper Conduct ☐ Policy Failure

FOR USE BY THE DEPUTY CHIEF OF THE ADMINISTRATIVE SERVICES DIVISION ONLY

☒ Disposition and Resolution Approved as Submitted ☐ For formal investigation

☐ Referred to ☐ For informal inquiry

Signature: [REDACTED]

Personal information within public records

Date: 08/18/23

Narrative:

Report Completed

Personal information within public records

Jasper #640

Rank/Title: COMMANDER

Report of Inquiry / Preliminary Investigation – Continuation

Accused Officer (s) / Employee (s): (CON'T)

Officer Treston Schoney #366
Officer Connor Purdy #374
Officer Luis Pena #376
Officer Nickolas Trudeau #300
Officer Benjamin Schuster #361
Officer Michael Migliorisi #336
Officer Konstantinos Matthopoulos #365
Officer Kenneth Ruff #359
Officer Jeffrey Heffernan #351

Narrative:

On 08-10-23, at approximately 2045 hours, Sergeant Piotr Gacek notified me that an individual named [Personal information] contacted the Arlington Heights Police Department, for purposes of filing a formal complaint against a number of Arlington Heights Police Department Police Officers. Sergeant Gacek was the supervisor on scene during the incident in question, making him one of the accused. Because Sergeant Gacek was among the accused Department members, I contacted the complainant to facilitate the filing of this complaint.

I spoke with [Personal] by phone. I notified [Perso] the phone call was being recorded by my Body Worn Camera (BWC). [Perso] stated he was arrested by the Arlington Heights Police Department on January 15, 2023 (AHP23-001090). [Person] stated he was arrested by at least 10 Arlington Heights Police Officers. [Perso] alleged his arrest was unlawful [Person] alleged that an unknown Arlington Heights Police Officer injected him with an unknown substance, possibly ketamine, shortly after he was handcuffed. [Person] alleged at least 4 unknown Arlington Heights Police Officers sexually assaulted him while he was being treated in the Emergency Department at Northwest Community Hospital.

[Pers] reported on 01-15-23, he traveled to Arlington Heights, Illinois, with a friend named [Personal information within] s from [Personal information within public records] [Personal information within public records] [Personal information within public records] reported that [Personal information within public records] [Personal information within public records] ultimately got into a fight with [Person] wherein he punched [Perso] in the face and then fled the apartment.

[Pers] reported he believed the “cops” that showed up to deal with him were actually “Nazis” that were going to “rape and kill me”. [Perso] acknowledged the Police Officers were uniformed and arrived in Police squad cars, however, he believed they were actually Nazis dressed as Police Officers, so he tried to run from them.

During our conversation, [Personal] knowledge he had used [Personal] battered his friend [Person] attempted to run from the Police, and ultimately pled guilty to 2 misdemeanor charges in the Circuit Court of Cook County – Third Municipal District. [Perso] maintained he was the actual “victim”, and only battered [Personal] because he was scared.

Report Completed

[Personal information within public records]

JASPER #640

Rank/Title: COMMANDER

Report of Inquiry / Preliminary Investigation – Continuation

Person advised he wanted all involved Police Officers fired, or re-trained. Additionally, Person demanded financial compensation for his arrest. Perso was instructed to file civil suit, if he wished to attempt to pursue monetary damages.

(See Axon Body 3 Video 2023-08-10 2037 X60A47765 for complete conversation with Person)

During my preliminary investigation into Person's complaints, I discovered the following facts:

Person's complaint that he was unlawfully arrested is **unfounded**. Person was arrested based on probable cause that he battered Person's injuries included a Person's injury that could have possibly resulted in an Aggravated Battery charge (felony). Person originally informed Police Officers on scene that he wished to sign criminal complaints against Person but later changed his mind. Perso resisted Officer's attempts to affect his arrest on scene. Additionally, Perso could have been charged with Aggravated Assault (attempted to bite Officers) and Obstructing Identification, but was not.

The following Police Officers were directly involved in Person's arrest:

Officer K. Ruff, Officer, T. Schoeny, Officer B. Schuster, Officer J. White, Officer K. Matthopoulos and Sergeant P. Gacek.

I conducted reviews of BWC footage related to Person's arrest. I found no video evidence to corroborate Person's complaint he was unlawfully arrested. Perso did not present any new evidence or information to substantiate his claim.

On 07-07-2023, Perso pled guilty to two amended counts of Disorderly Conduct. Perso was sentenced to 12 months court supervision and a \$589.00 USC fine.

Perso complained that an unknown Arlington Heights Police Officer injected him with an unknown substance, possibly Ketamine (a dissociative anesthetic, commonly used by medical professionals for sedation), during the course of his arrest. Perso alleged this substance was injected into his hand, because he felt a burning sensation in his hand that traveled up his arm, after being handcuffed. Perso admitted to not seeing any Officer inject him with anything and alleged unknown Officers must have turned their BWCs off or turned and faced away from Perso's when he was being injected, in a concerted effort not to capture the injection on video. This complaint is **unfounded**.

After Perso was handcuffed, he continued to struggle, kick at Officers, and even attempted to bite Officer B. Schuster. The Officers maintained physical control of Perso, whom was laying on his side on the sidewalk. Officer B. Schuster radioed that Perso was resisting arrest. Shortly thereafter, Officer M. Migliorisi, Officer C. Purdy, Officer N. Trudeau and Officer D. DiLorenzo responded to assist. Sergeant P. Gacek radioed for an ambulance to treat Person.

There was no BWC footage that captured any Arlington Heights Police Officer injecting an unknown substance into Perso's body. It should be noted, Arlington Heights Police Officers are not issued any injectable medications, hypodermic needles or other medical devices capable of injecting substances into a person's body, nor are they trained by the Arlington Heights Police Department in the use of any such devices.

Information prohibited from disclosure by law

Person

Information prohibited from disclosure by law

Information prohibited from disclosure by law

Perso

Information

Person's right hand

Information prohibited from disclosure

This was the only time any medical instrument was captured on camera puncturing Person's skin.

Report Complete

Personal information within public records

JASPER #640

Rank/Title:

COMMANDER

Report of Inquiry / Preliminary Investigation – Continuation

Person emailed a series of photographs to my email address (tjasper@vah.com), that he claimed corroborated his complaint he was injected with a substance. Two of the photographs depict Person's right hand. The first was reportedly taken approximately 1 day after the arrest. Several small wounds, which appeared red and scabbed, were depicted. The origin or cause of the scabs are unknown. It is probable the injuries may have been caused by Person's hand making contact with the sidewalk, while he was resisting Officer's attempts at a lawful arrest.

The second photograph was reportedly taken on 08-11-2023. The injuries depicted in the first photograph are no longer present. An arrow is drawn in an effort to identify what Person described as a "scar". After examining the photograph, I am unable to note any visible scarring. The two photographs do not amount to any actual evidence corroborating his claim that Officers injected him with an unknown substance.

Of note, Person reported he did not know if the hospital drew his blood. He did not know if the hospital detected any suspicious substance in his blood.

Lastly, Person's allegation he was sexually assaulted by unknown Arlington Heights Police Officers is **unfounded**. Person alleged that unknown Arlington Heights Police Officers cut his clothing off at Northwest Community Hospital. Person believed the cutting off of his clothing constituted a sexual assault. Person stated "I 100% though they were going to rape me."

I explained some elements of a sexual assault offense to Person. Person admitted no Arlington Heights Police Officer made physical contact, however slight. Person's information within Person's stated "Person's information within public records nothin, no." Though Person admitted no sexual assault occurred, he still insisted the removal of his clothing constituted a sexual assault. According to the Illinois Compiled Statutes, it does not.

Officer Ruff, Officer Schoeny, Officer Schuster, Officer Matthopoulos, and Officer Garcia were present in the Emergency Department at Northwest Community Hospital. I reviewed BWC footage related to Person's interactions with Police Officers at the hospital.

The BWC footage captured video of Person who wheeled into an Emergency Department room, Person's information prohibited from disclosure by Person. Several uniformed Northwest Community Hospital security personnel, as well as medical staff enter the room. Security and medical staff begin removing Person's clothing. No Police Officers cut, nor otherwise removed, any article of Person's clothing. An unknown person closes the door to the treatment room door. Officer Ruff, Officer Schoeny, Officer Schuster, Officer Matthopoulos, and Officer Garcia are not inside the treatment room; they are all standing in the hallway outside the closed door.

Shortly thereafter, an unknown person opens the door to the treatment room and summons the Police Officers inside, because Person had become combative. At the request of personnel in the room, Police Officers assisted the medical personnel with restraining Person until he is secured in humane restraints. The Police Officers exit the treatment room.

There is no video footage depicting any Police Officer, nor any other professional in the room, sexually assaulting Person. Person's information prohibited from disclosure by law. Person's information prohibited from disclosure by law. Person's information prohibited from disclosure by law. Northwest Community Hospital staff members are also briefly captured on BWC video cutting off Person's clothing, after he is restrained.

Report Completed

Person's information within public records

JASPER #6410

Rank/Title:

COMMANDER

Report of Inquiry / Preliminary Investigation – Continuation

Personal original complaint accused the listed Police Officer and Police Sergeant of criminal misconduct, which, per Arlington Heights Police Department policy, requires automatic referral to the Deputy Chief of the Administrative Services Division for potential assignment as an Internal Investigation.

During my preliminary investigation into this complaint, I was unable to find one item of evidence to corroborate any of **Personal** complaints. In fact, my preliminary investigation resulted in the discovery that all of **Personal** complaints were unfounded. Not one single allegation was corroborated by the video footage captured on the Officer's (and Sergeant's) Body Worn Cameras. **Pers** was unable to produce any other evidence, or witness, to corroborate his complaint.

Because there was no evidence of criminal misconduct, I am submitting this Report of Inquiry / Preliminary Investigation as ***Procedural Misconduct, which has been resolved and recommended for a finding of Unfounded Complaint / Proper Conduct.***

All Body Worn Camera footage under AHP23-001090 was classified as "Formal Complaint", for retention purposes.

I mailed a copy of **Personal** Arlington Heights Police Department Complaint Receipt Form to his listed **Personal information within** address.

The accused Sergeant and Police Officers have been notified of this complaint.

///END OF REPORT/// Commander T. Jasper #640

Personal information within public records

JASPER #640

Rank/Title: COMMANDER

Redaction Log

Reason	Page (# of occurrences)	Description
Personal information within public records	1 (2)	This information is personal, and if disclosed would constitute a clearly unwarranted invasion of personal privacy. Exempt per 5 ILCS 140/7(1)(c).
	2 (2)	
	3 (2)	
	4 (25)	
	5 (33)	
	6 (24)	
	7 (7)	
Private Information	1 (4)	This information contains unique identifiers. It is exempt per 5 ILCS 140/7(1)(b).
	2 (2)	
	3 (1)	

Redaction Log

Reason	Page (# of occurrences)	Description
Information prohibited from disclosure by law	5 (5) 6 (7)	Section 7(1)(a) of FOIA allows a public body to withhold "information specifically prohibited from disclosure by federal or State law or rules and regulations implementing federal or State law." 5 ILCS 140/7(1)(a)
Personal information within public records	5 (1)	This information is personal, and if disclosed would constitute a clearly unwarranted invasion of personal privacy. Exempt per 5 ILCS 140/7(1)(c).

Redaction Log

Reason	Page (# of occurrences)	Description
Personal information within public records	6 (2)	This information is personal, and if disclosed would constitute a clearly unwarranted invasion of personal privacy. Exempt per 5 ILCS 140/7(1)(c).