

**BEFORE A MEMBER OF THE POLICE BOARD
OF THE CITY OF CHICAGO**

IN THE MATTER OF THE)	
RECOMMENDATION FOR DISCIPLINE OF)	No. 20 RR 07
POLICE OFFICER NICOSIA MATHEWS,)	
STAR No. 18006, DEPARTMENT OF POLICE,)	
CITY OF CHICAGO.)	(CR No. 1089834)

REQUEST FOR REVIEW

On November 16, 2020, the Office of the Police Board of the City of Chicago received from the Chief Administrator of the Civilian Office of Police Accountability (“COPA”) a request for review of the Chief Administrator’s recommendation for discipline of Police Officer Nicosia Mathews, Star No. 18006, arising out of the investigation of Complaint Register No. 1089834 (“Request for Review”).

The Chief Administrator recommended that the following allegations against Officer Mathews be *Sustained*:

Allegation No. 1: On or about June 11, 2018, at approximately 9:22 p.m., in the vicinity of [xxxx] 175th Place, Country Club Hills, Illinois, Officer Nicosia Mathews threatened [N.P.] by stating words to the effect of “I am going to beat your ass,” in violation of Rule 2 and Rule 9.

Allegation No. 2: On or about June 11, 2018, at approximately 9:22 p.m., in the vicinity of [xxxx] 175th Place, Country Club Hills, Illinois, Officer Nicosia Mathews threatened [N.P.] by placing her hand on her firearm, in violation of Rule 2, Rule 8, and Rule 38.

Allegation No. 3: On or about June 11, 2018, at approximately 9:22 p.m., in the vicinity of [xxxx] 175th Place, Country Club Hills, Illinois, Officer Nicosia Mathews used her authority as a Chicago Police Officer in attempting to gain entry into the home of [N.P.] without justification, in violation of Rule 2 and Rule 4.

Allegation No. 4: On or about June 11, 2018, at approximately 9:22 p.m., in the vicinity of [xxxx] 175th Place, Country Club Hills, Illinois, Officer Nicosia Mathews used her authority as a Chicago Police Officer to intimidate [N.P.], in violation of Rule 2, Rule 4, and Rule 8.

Allegation No. 5: On or about June 11, 2018, at approximately 9:22 p.m., in the vicinity of [xxxx] 175th Place, Country Club Hills, Illinois, Officer Nicosia Mathews wore articles of

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her Chicago Police uniform while off-duty against Department policy (*e.g.*, her vest or badge), in violation of Rule 2, Rule 4, Rule 6, and Rule 38.

Allegation No. 6: On February 15, 2019, at approximately 11:18 a.m., at or near the Civilian Office of Police Accountability located at 1615 West Chicago Avenue, Chicago, Officer Nicosia Mathews made one or more false, misleading, inaccurate, and/or inconsistent statements during her interview with COPA investigators when questioned, in that Officer Nicosia Mathews denied wearing articles of her Chicago Police uniform on June 11, 2018, at approximately 9:24 p.m., at or near [xxxx] 175th Place, Country Club Hills, Illinois, in violation of Rule 14.

Allegation No. 7: On June 11, 2018, at approximately 9:24 p.m., at or near [xxxx] 175th Place, Country Club Hills, Illinois, Officer Nicosia Mathews made one or more false, misleading, inaccurate, and/or inconsistent statements to a Country Club Hills police officer, in that she told the officer she had just got off work, in violation of Rule 14.

The Chief Administrator recommended that Officer Mathews be discharged from the Chicago Police Department.

The Superintendent objected in part to the Chief Administrator's recommendation. The Superintendent recommended that Allegation Nos. 1 – 4 and 6 – 7 be classified as *Not Sustained* (the Superintendent agreed with the finding of *Sustained* for Allegation No. 5). The Superintendent recommended that Officer Mathews be suspended for five days.

According to the Certificate submitted by the Chief Administrator: (1) the Chief Administrator issued the recommendation for discipline on June 29, 2020; (2) the Chief Administrator received the Superintendent's written response on September 29, 2020; (3) the Chief Administrator's designees met with the Superintendent's designees and discussed this matter on November 9, 2020; and (4) the Request for Review was sent via email to the Executive Director of the Police Board on November 16, 2020.

The Executive Director of the Police Board prepared and forwarded the Request for Review file to Rhoda D. Sweeney, the member of the Police Board who was selected on a random basis, pursuant to Article VI of the Police Board's Rules of Procedure ("Reviewing

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Member”). On November 23, 2020, the Reviewing Member reviewed the Request for Review pursuant to Section 2-78-130(a)(iii) of the Municipal Code of Chicago and Article VI of the Police Board’s Rules of Procedure.

OPINION

It is my opinion that, based on a thorough review of the Request for Review file, the Superintendent did not meet his burden of overcoming the Chief Administrator’s recommendation for discipline. Based on the facts and circumstances of this matter, an evidentiary hearing before the Police Board is necessary to determine whether Officer Mathews violated any of the Police Department’s Rules of Conduct.

Therefore, pursuant to Section 2-78-130(a)(iii) of the Municipal Code of Chicago, the Chief Administrator’s recommendation for discipline shall be deemed accepted by the Superintendent.

DATED AT CHICAGO, COUNTY OF COOK, STATE OF ILLINOIS, THIS 11th DAY OF DECEMBER, 2020.

/s/ RHODA D. SWEENEY
Member
Police Board

Attested by:

/s/ MAX A. CAPRONI
Executive Director
Police Board