

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

IN THE MATTER OF THE)	
RECOMMENDATION FOR DISCIPLINE OF)	
POLICE OFFICER DANIEL GOLDEN,)	No. 22 RR 01
STAR No. 10964, DEPARTMENT OF POLICE,)	
CITY OF CHICAGO.)	(CR No. 2020-2368)

REQUEST FOR REVIEW

On February 15, 2022, 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 Daniel Golden, Star No. 10964, arising out of the investigation of Complaint Register No. 2020-2368 (“Request for Review”).

The investigation stems from an incident in the afternoon of May 30, 2020, in the vicinity of 401 North Wabash Avenue. [Y.N.] alleged that during a protest she attended, Officer Daniel Golden struck her on her face with a baton without justification and fractured her nose. Following the conclusion of the investigation, the Chief Administrator issued a recommendation for discipline of Officer Golden. The Superintendent of Police did not agree with the Chief Administrator’s recommendation and proposed no disciplinary action.

The Chief Administrator recommended that the following allegation against Officer Golden be *Sustained*:

On or about May 30, 2020, between 2:00 p.m. and 4:00 p.m., in the vicinity of 401 North Wabash Avenue, Police Officer Daniel Golden struck the complainant, [Y.N.], with a baton without justification.

The Chief Administrator recommended that Officer Golden be suspended from the Chicago Police Department for a period of sixty (60) days.

Nos. 22 RR 01
Police Officer Daniel Golden
Request for Review and Opinion

The Superintendent objected to the Chief Administrator's recommendation for discipline. The Superintendent recommended that the above allegation be classified as *Not Sustained* and that no disciplinary action be taken.

According to the Certificate submitted by the Chief Administrator: (1) the Chief Administrator issued the recommendation for discipline on September 20, 2021; (2) the Chief Administrator received the Superintendent's written response on December 13, 2021; (3) the Chief Administrator's designees met with the Superintendent's designees and concluded their discussion of this matter on February 8, 2022; and (4) the Request for Review was sent via email to the Executive Director of the Police Board on February 15, 2022.

The Executive Director of the Police Board prepared and forwarded the Request for Review file to Steve Flores, 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 Member"). On March 1, 2022, 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 material, the Superintendent met the burden of overcoming the Chief Administrator's recommendation for discipline.

Based on the materials provided, I agree with the Superintendent's conclusion that there is insufficient evidence that Officer Golden's use of force was without justification. While engaging in crowd-control activities, Officer Golden used his baton horizontally across his chest consistent with his training to push a crowd back. This was done following verbal warnings to

Nos. 22 RR 01
Police Officer Daniel Golden
Request for Review and Opinion

the crowd to disperse and consistent with instructions by command. While Officer Golden may have made contact with [Y.N.], it does not appear that Officer Golden raised his baton to intentionally strike [Y.N.] in the head area and there is nothing indicating that Officer Golden struck [Y.N.] in the back of the head.

Therefore, pursuant to Section 2-78-130(a)(iii) of the Municipal Code of Chicago, the Superintendent's response shall be implemented.

DATED AT CHICAGO, COUNTY OF COOK, STATE OF ILLINOIS, THIS 16th DAY OF MARCH, 2022.

/s/ STEVE FLORES
Member
Police Board

Attested by:

/s/ MAX A. CAPRONI
Executive Director
Police Board