



U.S. Department of Justice  
Civil Rights Division

JP:TMG:JG:AF:CM:SSL:YD  
DJ 207-57-5

Special Litigation Section - PHB  
950 Pennsylvania Ave, NW  
Washington DC 20530

RECEIVED  
LAW DIRECTOR  
5-3-2010

April 28, 2010

VIA FACSIMILE AND FIRST CLASS MAIL

Pat Reilly, Esq.  
Law Director  
City of Lorain, Ohio Law Department  
200 West Erie Avenue  
Lorain, OH 44052-1647

Re: 42 U.S.C. § 14141 Investigation of the Lorain, Ohio Police Department

Dear Mr. Reilly:

I am writing to confirm our conversations with you from April 12 and 26, 2010, and to formalize our document request concerning our investigation of the Lorain Police Department ("LPD").

You have informed us that Chief Cel Rivera would like to travel to Washington, D.C., with legal counsel, to hand deliver a letter to us and make a presentation lasting two to three hours. It is our understanding that the letter, i.e., the same letter referred to in our February 19, 2010 correspondence to you, is being composed by your clients to address public allegations made against the LPD. As we have previously stated to you, we welcome this information from the LPD, yet there is no requirement that your clients travel to Washington, D.C. We have offered to meet with your client at the United States Attorney's Office in Cleveland, Ohio. Nevertheless, we understand that it is your client's preference to travel to Washington. As such, we have scheduled the requested meeting in our offices on Thursday, May 20, 2010, from 3:00 - 6:00 P.M. You have informed us that Mayor Tony Krasienko, Safety Services Director Phil Dore, Chief Rivera, and you will attend on behalf of Lorain. You also have informed us that the LPD may identify one additional officer to attend, as well. We will meet at our offices located at the Patrick Henry Building, 5<sup>th</sup> Floor, 601 D St. N.W., Washington, D.C. You will need two forms of identification to navigate building security.

Additionally, as we have discussed we are writing to refresh or request for certain documents relating to uses of force and investigation of alleged misconduct. As such, we request the following documents no later than May 20:

1. For the period of time from January 1, 2009 to the present, all reports, memoranda, and complaints concerning use of force, including: incident reports (including supplemental forms), control of persons reports (or any other use of force reports), arrest reports, use of chemical irritants reports, use of Tasers (or

any other less-lethal weapons) reports, minor use of force or injury to prisoner reports, ambulance reports, preliminary investigation reports (including supervisor reports and supervisor files), firearms reports, investigations, reviews, or critiques (where available, include videotaped uses of force), including, but not limited to the Discharge of Firearms Committee, Internal Affairs, Homicide, Shooting Team, State's Attorney's Office, Medical Examiner, or Office of Professional Compliance files. Indicate the final recommended action for each investigation, as well as the nature of any corrective action, counseling, re-training or discipline regarding the officer(s) involved.

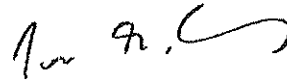
2. For the period of time from January 1, 2009 to the present, all LPD reports regarding injuries and medical treatment of suspects, members of the public, and police officers, which occurred in relation to police activity. This should include any photographs of injuries.

3. For the period of time from January 1, 2009 to the present, all citizen inquiries and internal affairs complaints received by the LPD, whether or not investigated. All investigation reports and dispositions, e.g., disciplinary findings, resulting from investigations of alleged misconduct of LPD officers, completed since January 1, 2009. This should include any photographs used in the course of investigations of alleged misconduct.

4. For the period of time from January 1, 2009 to the present, a list of all filed (whether dismissed, pending, or resolved) civil and criminal cases, indictments or arrests, of or against the City and/or the LPD and/or any sworn officers related to the use of force. Include the case number of the alleged incident and complaint, indictment, or arrest, the names of the officers specified in the complaint, indictment, or arrest, and the outcome.

We appreciate the LPD's and the City of Lorain's continued cooperation with our investigation. If you have any questions about our requests or the planned meeting, please call Aaron Fleisher at 202-307-6457, or me at 202-353-8866.

Sincerely,



Jonas Geissler  
Senior Trial Attorney  
Special Litigation Section