



MEMORANDUM

DARCY FLEURY, CHIEF OF POLICE

Tel: (807) 684-1304

Fax: (807) 623-9242

DATE: December 9, 2024

TO: Thunder Bay Police Service Board

FROM: Inspector G. Snyder

SUBJECT: SIU Administrative Report required under the *Community Safety and Policing Act, Part VI, Section 81(1)*. SIU Case #23-OSA-514

For information purposes

In accordance with the *Community Safety and Policing Act, Part VI, Section 81(1)*, the Chief of Police shall promptly cause an investigation to be conducted into any incident involving a police officer in the Chief's police service that becomes the subject of an investigation by the SIU Director under Section 15 of the *Special Investigations Unit Act, 2019*.

The purpose of this investigation is to review the policies of, or services provided by, the police service and the conduct of its police officers.

Incident Summary

On December 16, 2023, at 0430 hours, the Thunder Bay Police Service (TBPS) contacted the Ontario Special Investigations Unit (SIU) regarding the allegation of a sexual assault. This allegation resulted from a call where officers responded to a hotel at 0435hrs on December 16, 2023, in relation to an unrelated disturbance. While officers were present, officers heard an unrelated disturbance from another room. Officers heard a lot of banging and screaming from the room and quickly forced entry into it as the door was locked.

Upon entering the room, officers observed several females involved in a violent altercation. Officers separated the females, and one female was arrested and brought to a police vehicle outside. This female then made multiple threats regarding self harm and wanting to die. As a result, the officer transported the female to the Thunder Bay Regional Health Sciences Center for a medical assessment.



MEMORANDUM

DARCY FLEURY, CHIEF OF POLICE

Tel: (807) 684-1304

Fax: (807) 623-9242

While at the hospital, this same female told another officer present that the arresting officer has sexually assaulted her. Officers immediately reported this through their chain of command and the SIU was notified to conduct an investigation.

On April 12, 2024, the SIU concluded their investigation stating there were no reasonable grounds to proceed with criminal charges in this case. Although this matter was concluded by the SIU in April 2024, the TBPS didn't receive the decision or letter from the SIU until September 2024, which was the cause of the delay in concluding this Section 81 report.

Administrative Investigation – Conclusion

From a review of this incident in relation to the SIU investigation, it was found that all officers performed their duties well and in compliance with applicable procedures.

Policies reviewed during this administrative review

- Thunder Bay Police Service Policy P6c36 Police Response to Persons Suffering from a Mental Illness
- Thunder Bay Police Service Policy P6c85 Child in Need of Protection
- Thunder Bay Police Service Policy P6c48 Care and Handling of Prisoners
- Thunder Bay Police Service Policy P6c48c Prisoner Transportation
- Thunder Bay Police Service Policy P6c49a Search of Persons
- Thunder Bay Police Service Policy P2c13 Special Investigations Unit (SIU)
- Thunder Bay Police Service Policy P6c140 Digital Evidence Management

Recommendations being implemented as a result of this review

As a result of this review, minor modifications to an existing procedure are occurring, specifically P6c140 Digital Evidence Management, that will reflect emergent times when officers may turn on their BWC for their protection, even if in a restricted area such as a hospital.