

- Initiation of an Administrative Investigation into the facts surrounding the mistaken entry.
- Immediate contact with a responsible party at the location by a Fullerton PD Command Staff Officer.


Kevin Hamilton
Acting Chief of Police

Submitted by Robyn Nordell on 8/16/11

223 Ventura Place
Fullerton, CA 92833

To: The Members of the Fullerton City Council, Chief Kevin Hamilton, City Manager Joe Felz

OUR ISSUE: On Oct. 20, 2010, Our Family Was The Victim Of A Mistaken Probation Search/Raid.

During a Probation Search intended for our neighbor, four FPD vice/narcotics officers mistakenly raided our home. The officers had weapons drawn and entered without consent.

The INITIAL Response from the FPD was unacceptable. This incident was not reported to Captain Hamilton for several days; therefore we didn't receive any response from the Fullerton Police Department until WE contacted them five days later.

The CURRENT FPD Response is good.

See Next Page for additional background information.

See Attached Statements from Chuck and Robyn Nordell on the 10/20/10 incident.
(These are the same statements given to council members on 3/1/11.)

On 8/16/11 I AM REQUESTING TWO ACTION ITEMS RELATED TO OUR EXPERIENCE:

1) That the City Council Take A Vote TONIGHT To Agendize The Following:

Ask Captain Hamilton to give a report during the open session of one of the next three city council meetings, in which he answers the following three-part question.

What are the Fullerton Police Department policies/procedures for:

1) ensuring that any entry and subsequent search conducted by police must be conducted at the correct address.

2) ensuring that the involved officers are equipped to correctly recognize the targeted individual.

3) ensuring that if the wrong residence is mistakenly entered, that

A) the officers immediately notify the command staff of the mistake, and

B) that the command staff contacts the individuals involved in a timely manner to let them know that the FPD is aware of the situation and is taking appropriate action.

2) That The City Council Ask For A Closed-Session Briefing On This Mistaken Police Raid Into Our Home. It's important that you understand how this error occurred so you can make sure that the correct policies and procedures are put into place to avoid this in the future.

Submitted by Robyn Nordell on 8/16/11

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Fullerton, CA 92833

BACKGROUND ON THIS ISSUE:

- 1) See Attached Statement from Chuck Nordell on the 10/20/10 police incident on our home.
- 2) See Attached Statement from Robyn Nordell on the 10/20/10 police incident on our home.

ON MARCH 1, 2011, WE REQUESTED THIS ACTION FROM THE CITY COUNCIL:

My husband and I came before the City Council to make sure that you were aware of this incident. Chuck gave the details on the mistaken raid (see attached statements) and I asked that the City Council look into this incident to accomplish two things:

- Prevent this from happening again to another Fullerton Family
- To learn from and possibly improve FPD's procedures for handling such errors

City Council Response to our 3/1/11 Request:

- Bruce Whitaker immediately followed up with us on this incident and has kept in touch on the issue.
- No other city council member has contacted us to say that they read our report or followed up in any way. We do not know if these members took any action.

ON MARCH 1, 2011, WE PUBLICLY REQUESTED A MEETING WITH CHIEF SELLERS TO DISCUSS THIS ISSUE

FPD Response:

- Chief Sellers did not call us or meet with us.
- Captain Dan Hughes spoke with us immediately after the 3/1 meeting. Captain Hamilton contacted us shortly thereafter. We discussed our concerns with Captain Hamilton and had a few phone conversations/email exchanges. Shortly thereafter an internal affairs investigation was begun on this incident. The internal affairs detective did a very thorough job of interviewing us. I have had two very productive recent conversations with Captain Hamilton.