



Office of Professional Standards
Investigative Summary
23-0232

Synopsis:

On 07/02/2023, Matthew [REDACTED] submitted an online complaint reference an incident that had occurred at the Charro Steak & Del Rey on Saturday (July 1st, 2023). According to Matthew's complaint, Captain John Carlson had been with a group of individuals who were disruptive. Further, he alleged that Captain Carlson had participated in yelling obscenities and walking out on an over \$300.00 bill. Captain Carlson had been identified during the interaction, as a member of the Tucson Police Department.

Investigative Steps:

07/03/2023 (FS 53665)

I received an online complaint from Lt Cornia from Matthew [REDACTED] from 07/02/2023. The complaint stated the following:

"Off Duty TPD Captain John Carlson came into Charro Steak with a group of other individuals looking to have dinner Saturday night. Upon entering, CPT Carlson and other members of his party appeared to have possibly already had a drink or two. While waiting for other members of their party to arrive, CPT Carlson and other members of his party began order drinks from the bar. Once they were seated, [REDACTED] Sean [REDACTED] began taking orders, before doing so, he asked the party if anyone was driving. This questions upset a member of CPT Carlson's party, and they refused to answer in a manner that would assure Sean no one was driving. Sean then made the decision not to serve the party any more drinks. It is because of this, Carlson and others attempted to order drinks from the bar again, where both [REDACTED] (Aura [REDACTED] and the [REDACTED] (Sal [REDACTED] informed him that him and his party would not be served anymore drinks. After hearing this, Captain Carlson and others of his party began shouting obscenities at the bartender, the manager, and their server, in the middle of the restaurant. While shouting obscenities, they also made crude gestures, and Captain Carlson made a generic claim that he was a part of TPD and that they knew they were being responsible. The party then left the restaurant and abandoned a bill that was over \$300. This was the last interaction anyone had with Captain Carlson."

07/03/2023 (FS 53665)

I began reviewing the incident along with Sergeant E. Jahnke #53673. I attempted to reach out to Matthew at the phone number provided on the online complaint form. I left a voicemail message with my contact information.

Shortly after leaving the message, Matthew recontacted and I was able to conduct a telephonic interview along with Sergeant Jahnke. Matthew provided several other names of staff members who had been present at the time of the incident.

Sergeant Jahnke and I drove over to the Charro Steak & Del Rey restaurant when they opened around 3:00pm.

We spoke to several employees both in person and by phone. We spoke to [REDACTED] Sean [REDACTED] and [REDACTED], Salvador [REDACTED] in person at the Charro.

I was able to obtain receipts and conversation threads from Salvador.

Sergeant Jahnke and I checked for any possible video footage or surveillance and were advised that none of the interior cameras had been functioning since Covid. We checked for any other potential businesses with exterior cameras. The business to the east did not appear to have any exterior cameras. The hotel (Marriot) to the north included an adjacent gym however the gym did not appear to be opened yet for business. We checked with staff for the Marriot and were advised they did not have exterior cameras that would have captured the area.

Two additional [REDACTED] reached out by phone while we were checking the area, Aura [REDACTED] and Crystal [REDACTED].

07/04/2023 (FS 53665)

I sent the complaint receipt to Matthew [REDACTED] at [REDACTED] reference the incident.

07/06/2023 (FS 53665)

I uploaded the photographs and obtained documents, to AXON.

07/10/2023 (FS 53665)

Captain T. Reese and Lieutenant J. Cornia conducted a focus interview with Captain J. Carlson.

08/10/2023 (FS 53665)

Captain Reese completed the OPS OR and advised the investigation was ready to be sent to AC D. Duffy #42223. Due: **09/09/2023**

12/01/2023 (FS 53665)

The Findings were received back from AC D. Duffy.

12/06/2023 (FS 53665)

Since the Findings were received on a Friday, I sent out the service documents the next work week with a due date of 12/21/2023, the 180-day timeframe was slated to expire on 12/30/2023.

12/12/2023 (FS 53665)

Captain Carlson was served with his Notice of Intent to Discipline (Written Reprimand).

12/21/2023 (FS 53665)

Captain Carlson was served with the Written Reprimand.

01/30/2024 (FS 53665)

I prepared the file for official OPS Closure. I sent Captain Carlson the release of Confidentiality Notification. I sent the notice of closure to Matthew [REDACTED] at [REDACTED]

Conclusion:

The case was completed with Assistant Chief D. Duffy concurring with OPS that Captain Carlson was in violation of the Allegations, 306- Unprofessionalism and 405- Off Duty Allegations. Two General Orders were noted in the sustained finding to include, 1330.2 "Obedience to General Orders, Procedures and Policies Required," and 1330.7 "General Standards of Expected Conduct."

The overall determination was that the violations fell within the Yellow- Misconduct category and therefore resulted in the service of a Written Reprimand.

AXON Link:

https://tucsonpd.evidence.com/axon/case/609064f4-0244-4e4b-bc90-b7f466516425?caseId=609064f4-0244-4e4b-bc90-b7f466516425&limit=100&sort=-recordedOn%2Ctitle&view=table&agencyId=d7b9b9ff7ed34a0f893ecfc4af1ce0a6&status=active%2Cdeleting%2Ctriage_pending%2Cdeleted%2Ctriage_declined&type=video%2Caudio%2Cdocument%2Cimage%2CfiringLog%2Ccompressed%2Cother&user_type=uploadedBy%2Cowner&sources=body-worn%2Cfleet%2Ccew%2Cinterview%2Ccommunity-request%2Cother&restrictionLevel=0%2C1%2C2