



City of Geneva POLICE DEPARTMENT

255 Exchange Street
Geneva, New York 14456
Phone: (315) 828-6771 Fax: (315) 789-1814

Michael Passalacqua
Chief of Police

TO: Chief Passalacqua
FROM: Sgt. Bielowicz
DATE: 11/21/2019
RE: PO Resendiz [REDACTED]

On November 20, 2019, [REDACTED] responded to the PSB to report [REDACTED] was still harassing her via text messages and phonecalls. PO Baskin handled the complaint via domestic incident report. PO Baskin then informed me that PO Resendiz had dealt with [REDACTED] a few days prior and that he gave PO Resendiz a fake name. I then looked up the report, [REDACTED] and it was closed out with an 'H' and labeled as a harassment. PO Steve previously on the same day dealt with [REDACTED] in regards to [REDACTED] stalking her and completed a domestic incident report. I then viewed the BWC footage and was appalled by the lack of assistance/lack of preliminary investigative work done by PO Resendiz. PO Resendiz speaks with [REDACTED], but never asks what type of harassment is taking place and never asks her what type of relationship they are involved in. PO Resendiz calls off the back-up officer two minutes into the call when he has the suspect sitting in a vehicle with his back to him. PO Resendiz then talks to the male that the victim says is "[REDACTED]." PO Resendiz never make him identify himself other than the name [REDACTED]. PO Resendiz then walks back to [REDACTED] and she states again that the male is "[REDACTED]" and he's stalking her. PO Resendiz then walks back to the male and asks him his name and he states [REDACTED]. PO Resendiz then tells him to leave the area and never checks his for wants/warrants/license status. On November 21, 2019, I then [REDACTED] and identified the male as [REDACTED], who is revoked ID Only and has a warrant out of Lyons for dangerous drugs. If PO Resendiz wasn't a new recruit, I would recommend a suspension, but I think a counseling memo would suffice. I will be ordering PO Resendiz to contact [REDACTED] and complete a required domestic incident report. I will also be ordering PO Resendiz to complete a warrant request for AUO 2nd and unlicensed operation.

Respectfully,

Sgt. Bielowicz



GENEVA POLICE DEPARTMENT

EMPLOYEE WARNING RECORD



Employee Name: Edwin Resendiz

Shift: Afternoons 2:30p-11p

Time: 10:30 PM

Date of Warning: 11/21/19

WARNING

Date of Violation: 11/17/2019

Nature of Violation: Substandard Work

Time of Violation: 3:52PM (If Other – Explain): GO 415

Place of Violation: [REDACTED]

COMPANY REMARKS

PO Resendiz responded to [REDACTED] for a harassment complaint. PO Resendiz spoke with the complainant, [REDACTED], but failed to complete a proper preliminary investigation. PO Resendiz never asked [REDACTED] what type of relationship she had with the suspect or inquired about what type of harassment was taking place. PO Resendiz then spoke with the suspect twice and failed to make the suspect properly identify himself and allowed him to drive away from the scene without checking his status. The suspect, [REDACTED], had a revoked New York State ID-only and a warrant out of Lyons for dangerous drugs. PO Resendiz then failed to provide appropriate assistance to the victim, [REDACTED], by not completing a mandatory domestic report.

PO Resendiz violated GO 415 Post Assignments and Patrol Procedures (Preliminary Investigations)

- 1) GO 415 III C 1 c. Locate and identify witnesses, victims, suspects and/or complainants
- 2) GO 415 III C 1 g i. All useful information has been obtained from victim(s), witnesses, neighbors, or other people present in the area (neighborhood canvas).
- 3) GO 415 III C 1 H iii. Offer appropriate assistance, (e.g., crime prevention, victim assistance, etc.)

See attached [REDACTED] and warrant, [REDACTED] call for service

Employee Has Been Warned Previously: ☐ YES ☒ NO

Form of Warning: -

Date of Previous Warnings:-

Warned by Whom: -

EMPLOYEE'S REMARKS RE: VIOLATION

*The absence of any statement on the part of the **EMPLOYEE** indicates his/her agreement with the report as stated

ACTION TO BE TAKEN

Counseling Memo / Review of his BWC for critique + training

Approved by: Michael J. Passanisi MJP Chief of Police
Name Signature Title
Date: 11/21/19

I have read this "warning" and understand it.

[Signature] 11/21/2019 [Signature] Def 11/21/19
Employee Signature Date Supervisor Signature Date

DISTRIBUTION OF COPIES:

☒ Employee ☒ Chief of Police ☒ Personnel Dept. ☒ Supervisor ☐ Union Rep.

EMPLOYEE COUNSELING MEMO

TO: PO Edwin Resendiz
FROM: Sergeant Nicholas Bielowicz
RE: Harassment [REDACTED]
DATE: 11/17/2019



PO Resendiz responded to [REDACTED] for a harassment complaint. PO Resendiz spoke with the complainant, [REDACTED], but failed to complete a proper preliminary investigation. PO Resendiz never asked [REDACTED] what type of relationship she had with the suspect or inquired about what type of harassment was taking place. PO Resendiz then spoke with the suspect twice and failed to make the suspect properly identify himself and allowed him to drive away from the scene. The suspect, [REDACTED], had a revoked New York State ID-only and a warrant out of Lyons for dangerous drugs. PO Resendiz then failed to provide appropriate assistance to the victim, [REDACTED], by not completing a mandatory domestic report.

PO Resendiz violated GO 415 Post Assignments and Patrol Procedures (Preliminary Investigations)

- 1) GO 415 III C 1 c. Locate and identify witnesses, victims, suspects and/or complainants
- 2) GO 415 III C 1 g i. All useful information has been obtained from victim(s), witnesses, neighbors, or other people present in the area (neighborhood canvas).
- 3) GO 415 III C 1 H iii. Offer appropriate assistance, (e.g., crime prevention, victim assistance, etc.)

****See attached [REDACTED] and warrant, [REDACTED] call for service****

You must understand that this counseling memo is being completed so that you may take immediate corrective measures so it does not happen again. You must take precautions as stated in GO 230 II (A and C), so that this type of situation does not occur again.

As you may or may not be aware, further violation of this General Order may result in disciplinary action taken against you.

My signature acknowledges that I have read and received a copy of this counseling memorandum. It does not mean I agree or disagree with the contents. I know I have the right to attach a rebuttal.

DATED: 11/21/19

[Signature] 843
Employee's Signature

[Signature] 866
Supervisor's Signature

GENERAL INFORMATION

Supervisor: DFEL FELICE
Date/Time: 11/17/19 15:52
Actual Signal: HARASSMENT 27
Received: 15:52:29

Dispatcher: 00 FELICE
Reported Signal: HARASSMENT 27

Responding Officer: ERES RESENDIZ

Received By:

Cleared: 16:15

Vehicle Description:

Plate No.:

Disposition: H

Action Taken:

Reference No. 1:

State:

Disp. Date: 11/17/19 16:21

Report Taken: NO

Reference No. 2: G193210029

LOCATION**CALLER INFORMATION****RESPONDING UNITS/OFFICERS**

Unit/Officer

G843

G838

Dispatched

Arrived

Cleared

ASSOCIATED PERSONS**NOTES**

CALLER STATED THAT [REDACTED] WAS OUTSIDE HER HOUSE HARASSING HER. CALLER GAVE ME SUSPECTS NUMBER.

ATTEMPTED TO REACH SUSPECT BUT NO ANSWER.

ASKED (S) TO LEAVE, AND (S) LEFT.

GENERAL INFORMATION

Supervisor: JPOT POTTER Dispatcher: NBIE BIELOWICZ Responding Officer: NBIE BIELOWICZ
Date/Time: 11/20/19 22:16 Reported Signal: [REDACTED]
Actual Signal: [REDACTED] Received By:
Received: 22:16:25 Cleared: 22:19

Vehicle Description:

Plate No.:

State: NY

Disposition: P

Disp. Date: 11/20/19 23:03

Report Taken: NO

Action Taken:

Reference No. 1:

Reference No. 2:

LOCATION

Location Name: GENEVA POLICE DEPARTMENT

Zone: BEAT 2

Address: 255 EXCHANGE ST

Alt. Address:

Direction:

Apt. No.:

City: GENEVA

Intersection:

Phone No.: (315) 789-1111

CALLER INFORMATION

Last Name: BIELOWICZ 866

First Name: SGT

Middle Name/Suffix:

Alias/Maiden Name:

DOB:

Address: GENEVA POLICE DEPARTMENT

City: GENEVA

State: NY

Zip: 14456_____

Phone: (315) 828-6771

Anonymous: NO

RESPONDING UNITS/OFFICERSUnit/OfficerDispatchedArrivedCleared**ASSOCIATED PERSONS****NOTES**

CLIENT ID # [REDACTED]



GENEVA POLICE DEPARTMENT

EMPLOYEE WARNING RECORD



Employee Name: PO Edwin Resendiz

Shift: Afternoons 2:30p-11p Time: 15:41 PM

Date of Warning: 1/20/20

RECEIVED MAR 12 2020

WARNING

Date of Violation: 1/8/2020

Nature of Violation: Substandard Work

Time of Violation: 15:41 (If Other - Explain):

Place of Violation: [REDACTED]

COMPANY REMARKS

PO Resendiz responded to [REDACTED] for the report of a burglary not in progress. PO Resendiz spoke with the complainant [REDACTED] in regards to her medication being stolen from her apartment. Victim reported possible damage to doorway area on the entrance to her apartment. It is unknown if the damage was new or not. Officer was asked if photos were needed by supervisor and PO Resendiz stated they were not. Photos should have been requested if there was any doubt about its evidentiary value. PO Resendiz failed to do an adequate neighborhood canvas of surrounding houses for witnesses and or evidence. A subsequent canvass conducted at a later date located video surveillance from a house across the street showing suspicious persons in the area that was relevant to the investigation. This should have been attempted to be secured on the day of the reported incident.

PO Resendiz violated GO 415 Post assignments and patrol procedures(Preliminary investigation)

1. GO 415 c1c(i) Locate and identify witnesses,victims, suspects and or complainants.
2. G) 415 c1g(ii) All useful evidence has been identified and preserved at the crime scene and in the immediate area

Employee Has Been Warned Previously: ☒ YES ☐ NO

Form of Warning: counseling memo

Date of Previous Warnings: 11/17/2019

Warned by Whom: SGt. Bielowicz

EMPLOYEE'S REMARKS RE: VIOLATION

*The absence of any statement on the part of the **EMPLOYEE** indicates his/her agreement with the report as stated

ACTION TO BE TAKEN

Counseling Memo + Sit down discussion w/ 861/803/Supervisor

Approved by: Michael J. Passalacqua [Signature] Chief of Police
Name Signature Title

Date: 1/23/2020

I have read this "warning" and understand it.

[Signature] 01/23/2020 Det. N. Miller 885 1/23/2020
Employee Signature Date Supervisor Signature Date

DISTRIBUTION OF COPIES:

☒ Employee ☒ Chief of Police ☐ Personnel Dept. ☒ Supervisor ☐ Union Rep.

EMPLOYEE COUNSELING MEMO

TO: PO Resendiz
FROM: Sgt Felice
RE: [REDACTED] Inadequate investigation
DATE: 1/23/20



You must understand that this counseling memo is being completed so that you may take immediate corrective measures so it does not happen again. You must take precautions as stated in:

PO Resendiz responded to [REDACTED] for the report of a burglary not in progress. PO Resendiz spoke with the complainant [REDACTED] in regards to her medication being stolen from her apartment. Victim reported possible damage to doorway area on the entrance to her apartment. It is unknown if the damage was new or not. Officer was asked if photos were needed by supervisor and PO Resendiz stated they were not. Photos should have been requested if there was any doubt about its evidentiary value. PO Resendiz failed to do an adequate neighborhood canvass of surrounding houses for witnesses and or evidence. A subsequent canvass conducted at a later date located video surveillance from a house across the street showing suspicious persons in the area that was relevant to the investigation. This should have been attempted to be secured on the day of the reported incident. The above actions are violations of General order 415c1c(i) and 415 c1g(ii) patrol procedures and preliminary investigations

You must understand that this counseling memo is being completed so that you may take immediate corrective measures so it does not happen again.

As you may or may not be aware, further violation of this General Order may result in disciplinary action taken against you.

My signature acknowledges that I have read and received a copy of this counseling memorandum. It does not mean I agree or disagree with the contents. I know I have the right to attach a rebuttal.

DATED: 1/23/20

A handwritten signature in blue ink, appearing to be "PO Resendiz", written over a horizontal line.

Employee's Signature

A handwritten signature in blue ink, appearing to be "Sgt. D. Felice", written over a horizontal line.

Supervisor's Signature