STATE OF OKLAHOMA
OFFICE OF CIVIL RIGHTS ENFORCEMENT

ANNUAL
RACIAL PROFILING REPORT
CALENDAR YEAR 2016

E. SCOTT PRUITT
ATTORNEY GENERAL
The men and women of the law enforcement community have my profound gratitude and respect. I appreciate their professionalism and commitment to the principles of honor, duty, integrity, service, and sacrifice.

As required by Oklahoma statute, the Office of Civil Rights Enforcement ("OCRE") has compiled a report detailing citizen complaints of racial profiling. By law, complaints of racial profiling are not investigated by my office, but rather are forwarded to the arresting officer’s law enforcement agency. The law then charges the law enforcement agency with the investigation of the complaint for purposes of disciplinary action and/or criminal prosecution.

My office remains committed to working with our law enforcement partners to keep our communities safe while ensuring the rights of all Oklahomans are respected and preserved.

Sincerely,

E. Scott Pruitt
Attorney General of Oklahoma
OFFICE OF CIVIL RIGHTS ENFORCEMENT

This report is submitted pursuant to Oklahoma’s Racial Profiling Law, 22 O.S. (2011) § 34.3 - 34.5. The Racial Profiling Law (“Law”) requires every municipal, county, and state law enforcement agency to adopt a detailed written policy that clearly defines the elements constituting racial profiling and that prohibits racial profiling based solely on an individual’s race or ethnicity. The law enforcement agency must make the policy available for public inspection during the agency’s normal business hours. Id. § 34.3(E). The Law prohibits municipal, county, and state law enforcement officers from engaging in racial profiling.

WHAT CONSTITUTES UNLAWFUL RACIAL PROFILING

“Racial profiling” includes interdicting, stopping, arresting, detaining, or engaging in any other form of disparate treatment against an individual based solely on the individual’s race or ethnicity. Id. §§ 34.3 - 34.4.

RIGHT TO FILE A RACIAL PROFILING COMPLAINT

Any person who believes they have been subjected to racial profiling may file a complaint with the Office of Civil Rights Enforcement (“OCRE”) and may also file a complaint with the district attorney in the county where the racial profiling occurred. Id. § 34.4.

COMPLAINT FORM

The official form to be used for filing a racial profiling complaint is the Office of Civil Rights Enforcement Racial Profiling Complaint. (See attachment #1). The complaint is available at the Oklahoma City and Tulsa offices of the OCRE and is also available online at the Attorney General’s website: www.ok.gov/oag.

WHERE TO FILE A COMPLAINT

An individual or his or her representative may file the fully completed, signed, and dated complaint with the OCRE in person, email, facsimile, or regular mail. The OCRE’s contact information is as follows:

**TULSA OFFICE:**
15 W. 6th Street, Suite 1000
Tulsa, Oklahoma 74119

**OKLAHOMA CITY OFFICE:**
313 N.E. 21st Street
Oklahoma City, Oklahoma 73105

**EMAIL:**
ocre.complaints@oag.ok.gov

**FACSIMILE:**
(405) 521-6246

INVESTIGATION OF THE COMPLAINT

The Attorney General is not charged with the investigation of racial profiling complaints. Rather, by law, upon receipt of a Racial Profiling Complaint, the OCRE must forward a copy to the officer’s agency. The law enforcement agency must investigate the complaint for purposes of disciplinary action and/or criminal prosecution. Id. § 34.4. If the investigation reveals the officer was in direct violation of the agency’s written policy regarding racial profiling, the agency must take appropriate action consistent with applicable laws, rules, ordinances, or policy. Id. § 34.3(F).
OFFICE OF CIVIL RIGHTS ENFORCEMENT
RACIAL PROFILING COMPLAINTS RECEIVED IN CALENDAR YEAR 2016

The Office of Civil Rights Enforcement ("OCRE") received six (6) racial profiling complaints in the 2016 calendar year. As required by law, the OCRE forwarded each complaint to the appropriate law enforcement agency for its own investigation and responsive action as warranted. All complaints were based on race. Summary information regarding the complaints is itemized below.

Additionally, summary information regarding the disposition of the remaining three (3) complaints pending in the 2015 Racial Profiling Report is itemized below.

Report of Disposition of 2015 Complaints

<table>
<thead>
<tr>
<th>NO.</th>
<th>AGENCY</th>
<th>COMPLAINANT</th>
<th>DISPOSITION</th>
</tr>
</thead>
<tbody>
<tr>
<td>8.</td>
<td>Lawton Police Department</td>
<td>Derek Beardsley</td>
<td>No Cause</td>
</tr>
<tr>
<td>9.</td>
<td>Oklahoma Highway Patrol</td>
<td>Samuel Virgo</td>
<td>No Cause</td>
</tr>
<tr>
<td>10.</td>
<td>McAlester Police Department</td>
<td>E.L. Donaviour</td>
<td>No Cause</td>
</tr>
</tbody>
</table>

Report of Disposition of 2016 Complaints

<table>
<thead>
<tr>
<th>NO.</th>
<th>AGENCY</th>
<th>COMPLAINANT</th>
<th>DISPOSITION</th>
</tr>
</thead>
<tbody>
<tr>
<td>1.</td>
<td>Weleetka Police Department</td>
<td>Johnny Hopes-Bet</td>
<td>No Cause</td>
</tr>
<tr>
<td>2.</td>
<td>Oklahoma City Police Department</td>
<td>John Whitfield</td>
<td>No Cause</td>
</tr>
<tr>
<td>3.</td>
<td>Tulsa Police Department</td>
<td>Delmond Cozart</td>
<td>Pending</td>
</tr>
<tr>
<td>4.</td>
<td>Duncan Police Department</td>
<td>Diamond Jones</td>
<td>No Cause</td>
</tr>
<tr>
<td>5.</td>
<td>Bethany Police Department</td>
<td>Amin Odeh</td>
<td>Pending</td>
</tr>
<tr>
<td>6.</td>
<td>Guymon Police Department</td>
<td>Cody Martinez</td>
<td>No Cause</td>
</tr>
</tbody>
</table>

OFFICE OF CIVIL RIGHTS ENFORCEMENT
MISSION STATEMENT

The Office of Civil Rights Enforcement is dedicated to enforcing Oklahoma’s anti-discrimination laws and to educating Oklahomans regarding their rights and responsibilities under civil rights laws.
**Oklahoma Office of the Attorney General**  
**Office of Civil Rights Enforcement**  
**RACIAL PROFILING COMPLAINT**

**Office Use Only**

Date of Initial Inquiry ____________________________  Inquiry # (OAG use only) ____________________________

Type of Inquiry (circle):  
- [ ] Walk In  
- [ ] Telephone  
- [ ] Mail In

Date Information Mailed ____________________________  By ____________________________  Date Returned ____________________________

Information Completed  
- [ ] Yes  
- [ ] No

**Please Print**

<table>
<thead>
<tr>
<th>Name</th>
<th>Address</th>
<th>Telephone</th>
</tr>
</thead>
</table>

<table>
<thead>
<tr>
<th>City</th>
<th>State</th>
<th>County</th>
<th>Zip Code</th>
<th>Birth Date</th>
</tr>
</thead>
</table>

| Gender:  
- [ ] Male  
- [ ] Female |

<table>
<thead>
<tr>
<th>Race, Ethnicity Or National Origin</th>
</tr>
</thead>
</table>

<table>
<thead>
<tr>
<th>Law Enforcement Agency</th>
<th>Name of Officer</th>
</tr>
</thead>
</table>

| Badge # | Race | Gender:  
- [ ] Male  
- [ ] Female |

<table>
<thead>
<tr>
<th>Address</th>
<th>Telephone</th>
</tr>
</thead>
</table>

<table>
<thead>
<tr>
<th>City</th>
<th>State</th>
<th>County</th>
<th>Zip Code</th>
</tr>
</thead>
</table>

Date of Incident: ____________________________  
Location of Incident: ____________________________

Summons Number(s) ____________________________

Alleged Violation(s) (Reason for the stop or detention) ____________________________

__________________________________________

__________________________________________

__________________________________________

Please attach a copy of the ticket, if applicable, or any supporting documentation.

**Witness information (if applicable)**

<table>
<thead>
<tr>
<th>Name</th>
<th>Address</th>
<th>Contact Number</th>
</tr>
</thead>
<tbody>
<tr>
<td>1.</td>
<td></td>
<td></td>
</tr>
<tr>
<td>2.</td>
<td></td>
<td></td>
</tr>
<tr>
<td>3.</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>
Please state the reason(s) you believe that this police action was taken due to racial profiling:

________________________________________________________________________

________________________________________________________________________

________________________________________________________________________

________________________________________________________________________

________________________________________________________________________

Direct all questions to the Office of Civil Rights Enforcement at (405) 521-3921.

Signature ___________________________ Date ___________________________

Submit via:  Oklahoma Office of the Attorney General
             Office of Civil Right Enforcement
             313 N.E. 21st Street
             Oklahoma City, OK 73105

Facsimile: (405) 521-6246

Email: ocre.complaints@oag.ok.gov