

Memo

To: Lieutenant G. Jones
From: Captain J.T. Simpson
Date: February 28, 2022
Re: Lieutenant Furr IA findings

On 02/07/2022, I was issued a SCF completed by Major T. Lindgren regarding the 01/27/2022 incident between Lieutenant Arick Furr and Mr. Jeffery Gray.

I met with LT Furr in my office to discuss the matter. The matter was reviewed by me, not internal affairs, thus Garrity Rights were not issued, and the conversation was not recorded. I asked LT Furr to describe the interaction with Mr. Gray.

Facts and Circumstances

LT Furr was working at the front desk of City Hall. An unknown female came to the desk and asked for directions to an office in City Hall. The female walked away but then returned and told him a male was outside City Hall asking for money and made her feel uncomfortable. The female was not identified and the circumstances surrounding her distress were not identified.

LT Furr walked outside and saw a male standing outside of City Hall. The male was asking for money and made her feel uncomfortable. The female was not identified and the circumstances surrounding her distress were not identified.

allowed. I was not able to identify the male voice. The video shows Mr. Gray standing on the sidewalk in front of City Hall holding a sign. An unknown white female walks up the sidewalk and Mr. Gray again says, "God Bless the Homeless Veterans" and the female enters City Hall. A few moments later, LT Furr exits City Hall and approaches Mr. Gray and says, "you have to leave". The encounter is recorded and while there is audio of the conversation between Mr. Gray and LT Furr, it is hard to decipher all that is said. LT Furr tells Mr. Gray he is not free to leave and that he is being detained and LT Furr places Mr. Gray into handcuffs. When LT Furr walks Mr. Gray to the bench where the camera is located, the camera is turned by LT Furr. Mr. Gray is heard identifying the camera as his and requesting the camera to be turned to record their interaction. A few moments later, the recording stops. Audio continues recording the interaction. LT Furr and OFC Shoffiett are asking Mr. Gray if he needs any help, if he is homeless, needs any other assistance. Mr. Gray informs them he is neither homeless nor in need of any assistance. When LT Furr returns to his patrol car, the recording starts again. LT Furr explains that panhandling is not allowed in the city. Mr. Gray asks if he can remain on the sidewalk and LT Furr tells him no. As Mr. Gray is walking away, LT Furr says that Mr. Gray needs to "leave the Downtown area period."

I began reviewing the internal video surveillance footage from City Hall. I was able to find video showing LT Furr at the front desk. The City Hall video D

current living situation. Mr. Gray says that he is not homeless and does not need any assistance. After LT Furr completes the Field Interview, Mr. Gray is released, and Mr. Gray leaves the area.

Incident Review:

Based on the information provided by LT Furr, I was able to corroborate two persons did speak to him shortly before his interaction with Mr. Gray. City ordinance 30-3(a) states

and (b)(1) further describes disorderly conduct as behaving in

City ordinance 30-4(a)(3) states

¶¶6

30-4(a)(3) ordinance prohibits panhandling while under the influence of



This mission is met by providing good customer service to everyone we encounter. Ignoring the complaint of panhandling by two citizens would not be good customer service. However, engaging in a confrontation with an individual of a citizen's complaint without first trying to investigate the authenticity of the complaint does not meet the department's expectations of a high-ranking officer.

After Mr. Gray is detained, LT Furr enters his pocket to retrieve his driver's license.

allows for an officer to frisk a person who has been detained for weapons. The frisk must be non-intrusive, and pockets cannot be entered unless an object which is consistent with a weapon is felt within the pocket. There was no legal justification to enter Mr. Gray's pocket that contained the driver's license.

§ 87(2)(b) , § 87(2)(b) the officer t bac no the is fr in #

Current case law allows for citizens to record law enforcement if there is no obstruction or interference of the officer's ability to complete their tasks. Mr. Gray is heard in the GoPro video claiming the camera is his. After LT Furr turns the camera away from he and Mr. Gray, Mr. Gray asks the camera to be turned back toward

§ 87(2)(b) § 87(2)(b)

LT Furr's detainment of Mr. Gray and his interaction with Mr. Gray is not within the scope of the law or department policy.

. LT Furr is an experienced police officer within the Alpharetta Police Department. He is a high-ranking officer with vast training, and a department instructor. LT. Furr has been employed as an Alpharetta Police Officer for 14 years and previously employed by the Albany Police Department (GA) for 3 years. The department's expectations for police lieutenants are but not limited to, being accountable for quality decisions, problem solutions, and good judgement regarding critical, routine, or basic matters/situations. Lieutenants will lead by example with enthusiasm, passion, and excellence while building self-confidence in subordinate officers and strengthening community trust.

LT Furr allowed himself to become frustrated and annoyed by Mr. Gray. Resulting in LT Furr acting outside of his legal authority. I found no information that

