

**INTER-OFFICE MEMORANDUM
PROFESSIONAL ACCOUNTABILITY BUREAU**

Date
April 24, 2003

Chief of Police Jerry A. Oliver, Sr. (Direct)

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ALLEGATIONS AGAINST MAYOR KWAME M. KILPATRICK, MRS. CARLITA KILPATRICK AND MEMBERS ASSIGNED TO THE EXECUTIVE PROTECTION UNIT

Deputy Chief Gary A. Brown, Professional Accountability Bureau

The Internal Affairs Section has received information of possible misconduct committed by Police Officers Loronzo Jones, badge #4232, and Michael Martin, badge #425, both assigned to the Executive Protection Unit. The allegations also include allegations against Mayor Kwame M. Kilpatrick and his wife, Mrs. Carlita Kilpatrick.

On April 26, 2003, Sergeant Shawn Wesley, badge S-369, of the Public Corruption Unit interviewed Officer Harold Nelthrope, badge 4906, currently assigned to the Seventh Precinct, formerly assigned to the Executive Protection Unit. The following is a synopsis of the allegations:

Officer Nelthrope alleges that between late December 2002 and early January 2003, Officer Lorenzo Jones was seen leaving the scene of a motor vehicle accident in the area of the "Half Past 3" nightclub that is located on 2548 Grand River. Officer Jones was allegedly driving a GMC Yukon Sport Utility Vehicle (which was assigned to the Mayor's Security Detail) when he struck a parked vehicle in the area. An unknown person recognized Officer Jones and told the possible owner of the vehicle that the person that struck his vehicle was Officer Jones and that he worked for Mayor Kwame Kilpatrick.

The owner of the vehicle allegedly called the Mayor's Office regarding the incident, but it is not known if any action was taken regarding the matter. It is alleged that Officer Jones subsequently took the Yukon to an unnamed repair shop located on Mound Road in Warren, Michigan and paid for the repairs. The repair shop is alleged to be the same shop where the Mayor's Cadillac is taken for repairs.

On, or about, February 7, 2003, it is alleged that Officer Michael Martin was scheduled to work a 24-hour rotation (6:00 A.M. February 6th to 6:00 A.M. February 7th). It is alleged that Officer Martin left his post to attend a party given by Officer Jones at the Half Past 3 nightclub. Officer Martin was still on duty and was seen consuming alcohol at the party.

It is alleged that Officer Martin was involved in a motor vehicle accident after leaving this party. Officer Martin was driving vehicle code #030016, a 2003 black Ford Crown Victoria, which is assigned to the Executive Protection Unit. The vehicle did sustain three flat tires and some type of under-carriage damage on or about this date.

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It is also alleged that an officer from the Executive Protection Unit was ordered to Officer Martin's home to change a flat tire on the vehicle that morning around 9:30 A.M. The officer allegedly observed that the vehicle had three flat tires and may have had some damage on one of the quarter panels. The officer also allegedly noticed that Officer Martin was intoxicated and he left his weapon in the car. Officer Martin supposedly told the officer that he hit something in the street. The vehicle was towed to the Livernois Garage.

Officer Nelthrope's source advised him that upon Officer Martin's arrival at the Executive Protection Unit's office, he began looking for any paperwork regarding the accident. A preliminary investigation into the merits of this allegation conducted by the Public Corruption Unit revealed that a call to the Department of Public Works (DPW) was placed to dispatch a tow truck on February 7, 2003 at 9:25 A.M. because the vehicle had two flat tires. DPW personnel at the Russell Ferry Garage stated that the vehicle, 030016, had three flat tires and undercarriage damage.

The vehicle was sent to Riverside Ford because the check engine light was on and there was a noise coming from the engine. A Ford Motor Company representative took custody of the vehicle and conveyed it to an unknown location for unknown reasons. The vehicle was returned to Russell Ferry Garage. The vehicle also traveled to the Livernois Garage and Jorgensen Ford for additional repairs.

A preliminary search by DPW personnel at both the Livernois and Russell Ferry Garages for documents related to repairs made by the DPW to the vehicle revealed that the documents could not be located. The DPW also requested a report from the Executive Protection Unit to explain the damage to the vehicle but never received one.

A cursory check of the accident reports filed at the Records Unit for February 6th, 7th and 8th did not reveal that a report was filed concerning vehicle code #030016. DPW personnel stated that they received a telephone call from the Director of the DPW to fix the vehicle, despite the fact there was no accident report.

It is alleged that both Officers Jones and Martin frequently visit the Half Past 3 nightclub while on duty and it is well known by the patrons that they work for Mayor Kilpatrick and that the officers occasionally cause disturbances in the nightclub.

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It was also alleged that both Officer Jones and Martin have submitted overtime reports for as much as 50 to 60 hours of overtime earned during a pay period without even working the required regular time hours prior to earning the overtime. It is also alleged that both officers used the approval stamp of former Second Deputy Chief Ronald Fleming to approve the overtime without the Second Deputy Chief Fleming's knowledge and approval.

Officer Nelthrope also alleged that a private party took place at the Manoogian Mansion prior to the move-in of the first family. Officer Nelthrope alleges that Mayor Kilpatrick was present at the party. It is alleged that the party featured nude female dancers. On that night, Officer Nelthrope alleges that one female officer assigned to the Manoogian Mansion security room, was told to take the rest of her shift off. He further alleges that Mrs. Kilpatrick dismissed her security detail for the evening, met a female friend of hers' and then proceeded to show her friend the mansion.

Officer Nelthrope alleges that Mrs. Kilpatrick arrived unexpectedly at the mansion and observed Mayor Kilpatrick, his friends and the dancers. He further stated that a fight ensued between Ms. Kilpatrick and a dancer and that the dancer received injuries requiring medical attention. It is alleged that the dancer was treated at St. John's hospital and the Executive Protection Unit confiscated all activity log sheets from the Seventh Precinct. Officer Nelthrope stated that he found out about this incident the following day. Officer Nelthrope would not give the exact date of the alleged party.

Officer Nelthrope stated that he has maintained a diary of events that he observed while assigned to the Executive Protection Unit. He further stated that he has revealed these allegations to the Detroit Office of the Federal Bureau of Investigation. Supervisory Special Agent Michael O'Conner, the agent in charge of the Public Corruption Unit of the Detroit Office of the Federal Bureau of Investigation was contacted and confirmed that Officer Nelthrope has not contacted his office. Based on the nature of the allegations, the F.B.I. has not opened a case into Officer Nelthrope's allegations.

It should be noted that Officer Nelthrope was assigned to the Executive Protection Unit at the bequest of former Second Deputy Chief Ronald Fleming. Officer Nelthrope was involuntarily transferred out of the Executive Protection Unit, following the dismissal of former Second Deputy Chief Fleming. It should also be noted that Officer Nelthrope claims to have no first hand knowledge of these events, with the exception of receiving a telephone call to have a member

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of the Executive Protection Unit to respond to Officer Martin's home to change the flat tires and that Officer Martin was scheduled to work from 6:00 A.M. to 6:00 A.M. on February 6, 2003.

The most serious allegation made by Officer Nelthrope is that Mrs. Carlita Kilpatrick was involved in a physical altercation with a female dancer, causing bodily injury requiring medical attention. If this allegation is proven to be fact, the potential for assault charges to be filed against Mrs. Carlita Kilpatrick as well as potential obstruction of justice charges and or misconduct in office charges against anyone found to have collected and destroyed activity logs will warrant national headlines and severely damage the political future of Mayor Kilpatrick.

The second most serious of the allegations is the alleged falsification of timesheets in order to gain financially from the payment of overtime.

The Internal Affairs Section has on more than one occasion investigated similar allegations. Exhaustive fraud investigations in the recent past with evidence gained through covert surveillance and extensive review of documents have been conducted and presented to the Wayne County Prosecutor. On each occasion, the warrant requests have been denied. This abuse of the system is viewed by the Prosecutor as an internal failure to properly supervise and put in place the proper controls, and not a successfully prosecutable criminal offense.

The third most serious allegation is the allegation that Officer Jones was involved in a hit and run accident. This allegation if investigated and found to be true, may result in the misdemeanor criminal prosecution of Officer Jones.

The fourth most serious allegation is the allegation that Officer Martin was involved in a single vehicle accident and failed to properly report it. There is no proof that could prove or refute whether or not Officer Martin was intoxicated at the time of the accident and depending on what the object was, whether or not driving over an object in the roadway can be deemed an accident by state statute. The allegation that Officer Martin left a handgun in the car may result in a number of departmental charges if proven beyond a preponderance of the evidence.

The fifth most serious allegation is the practice of Officers Jones and Martin drinking alcoholic beverages while on duty.

Regardless of blood alcohol content, the odor of intoxicants on the breath of a member, deems that member unfit for duty, a clear violation of department policy.

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Based on the serious nature of these allegations and the potential damage to the reputation and good standing within the community and the nation of the Mayor of the City of Detroit, the Honorable Kwame M. Kilpatrick, the Mayor's wife, Mrs. Carlita Kilpatrick and two Detroit Police Officers assigned to the Executive Protection Unit, I am submitting this memorandum for your review. At your direction, the Professional Accountability Bureau is poised to conduct a thorough and impartial investigation into this matter.

GARY A. BROWN
Deputy Chief
Professional Accountability Bureau

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