

## Ten Cases in Which Witnesses Were Not Interviewed

As part of its investigation of the Department of Corrections' Special Investigations Division, the Office of the State Comptroller (OSC) reviewed the files of 46 cases in three prisons from January 2018 until August 2022. OSC found that witnesses were not interviewed in 22 percent of these cases. Below are the cases in which witnesses were not interviewed.

<u>Facility</u>	<u>Allegation</u>	<u>Witness(es) Not Interviewed</u>
Bayside	Incarcerated person alleged that a correctional police officer (CO) assaulted him without any apparent provocation (Bayside Incident 1).	A CO and unidentified individual who witnessed the incident were not interviewed.
Bayside	Incarcerated person alleged that a CO engaged in excessive force by deploying pepper spray without any justification (Bayside Incident 2).	A CO stationed at a security desk with the subject officer was not interviewed.
Bayside	Incarcerated person alleged that a CO assaulted and verbally harassed him while being transported between facilities.	A CO who was present during the transport was on leave during the course of the investigation. That CO was never interviewed.
NJSP	Incarcerated person alleged that a CO threw him against a fence and forced him to the ground during a transport	A CO who assisted with the transport was not interviewed.
Bayside	Incarcerated person alleged that a CO assaulted him during an emergency at the facility.	A CO who witnessed the alleged incident was not interviewed and a CO sergeant who may have witnessed the incident was not interviewed.
NJSP	Incarcerated person alleged that a CO inappropriately touched him during a pat-search.	A CO who was present in the area of the alleged incident was not interviewed.
Bayside	Incarcerated person alleged that a CO brought him to a location that could not be captured by the facility's surveillance system and physically assaulted him.	Two COs who were identified by a witness as being present during the incident were not interviewed. A CO sergeant who allegedly was told about the incident was not interviewed.
Bayside	Incarcerated person alleged that a nurse inappropriately touched him during a medical examination.	Two CO's who were present during the medical examination were not interviewed.
Bayside	Incarcerated person alleged that a CO inappropriately touched him in violation of PREA during an escort.	The CO who assisted with the escort and was present at the time of the incident was not interviewed.
Bayside	Incarcerated person alleged that a CO assaulted him during an emergency at the facility.	A CO sergeant and multiple other CO's who witnessed the alleged incident were not interviewed.