

**MINNEAPOLIS POLICE DEPARTMENT  
INTERNAL AFFAIRS COMPLAINT FORM #3401**

**COMPLAINT INFORMATION**

INTERNAL AFFAIRS CASE NUMBER: <b>11-21</b>	CCN: <b>N/A</b>	DATE OF INCIDENT: <b>1/20/2011</b>	TIME OF INCIDENT:
LOCATION OF INCIDENT: [REDACTED]	DATE OF COMPLAINT <b>01/21/2011</b>	REFERRAL METHOD: <b>Internal</b>	
COMPLAINANTS NAME (LAST, FIRST MIDDLE) <b>Internal</b>	SEX M <input type="checkbox"/> F <input type="checkbox"/>	RACE:	DATE OF BIRTH:
HOME ADDRESS:	CITY / STATE / ZIP:	TELEPHONE:	

**POLICY INFORMATION**

POLICIES ALLEGED TO BE VIOLATED:  
**5-102 Code of Ethics**

**ACCUSED EMPLOYEE(S)**

NAME/BADGE:  
**Officer Mukhtar Abdulkadir #0047**

**COMPLAINT ALLEGATIONS**

Internal Affairs was notified on 01/21/2011 that Anoka County Sheriff's Office arrested Officer Abdulkadir for Assault, 2<sup>nd</sup> Degree-Dangerous Weapon and Domestic Assault. On 01/24/2011 the Courts charged Officer Abdulkadir with:

- 1) Assault 2<sup>nd</sup> Degree-Dangerous Weapon, 2) Terroristic Threats-Reckless Disregard Risk, 3) Domestic Assault.

The Courts also imposed a DANCO, (Domestic Abuse No Contact Order) that expires 01/24/2012.

**RECOMMENDATION**

(Preliminary Cases Only)

- ☐ Reckoning Period Expired Before Complaint was Filed  
☐ No Basis for Complaint  
☐ Closed Pending Further Information  
☐ Refer to Precinct with Coaching Documentation  
☐ Exceptionally Cleared  
☐ Policy Failure  
☐ Other

COMPLAINANT SIGNATURE:	DATE
COMMANDER REVIEW: 	DATE <b>2/10/11</b>



## **MINNEAPOLIS POLICE DEPARTMENT**

Internal Affairs Unit  
Administrative Case #11-21  
Sgt. Melissa Chiodo  
March 1, 2011

### **CASE BACKGROUND**

On 01/21/2011 at 0455 hours, Sgt. Darah Westermeyer of the First Precinct [REDACTED] received a call from Anoka County Sheriff's Office and learned that Officer Mukhtar Abdulkadir was booked into the Anoka County Jail for a domestic incident at his home. Sgt. Westermeyer immediately notified the IAU Commander, Lt. Glampe.

### **CASE INVESTIGATION**

On 1/21/2011, I received a copy of the criminal investigation regarding Officer Abdulkadir. The Anoka County Case # is 11-014318. MPD Police Administration was immediately advised that Officer Abdulkadir was booked into Anoka County Jail for Assault-2<sup>nd</sup> Degree-Dangerous Weapon, Felony 609.222.1 and Domestic Assault-Misdemeanor-Intentionally Inflicts/Attempts to Inflict Bodily Harm on Another, 609.2242.1(2). Lt. Glampe notified me of the decision to relieve Officer Abdulkadir of duty with pay.

During the afternoon of 01/21/2011, I along with Sgt. Montgomery went to Anoka County Jail and officially notified Officer Abdulkadir that the City was placing

him on Relieved of Duty Status pending the outcome of the investigation and I left him with a copy of the paperwork.

On 01/21/2011 at approximately 1700 hours, Detective Rokeh of Anoka County Sheriff's Office notified me of the charges against Officer Abdulkadir and that his court appearance would be on 01/24/2011. The charges were:

- 1) 609.222, Subd. 1 - Assault in the Second Degree - Felony
- 2) 609.713, Subd. 1 - Terroristic Threats - Felony
- 3) 609.2242, Subd. 1(2) - Domestic Assault - Misdemeanor

On 01/24/2011, the Courts charged Officer Abdulkadir and he posted bail later in the day. The Courts also issued a DANCO, Criminal Domestic Abuse No Contact Order, against Officer Abdulkadir with an expiration date of 01/24/2012. On 2/16/2011 Mukhtar had a court appearance and the judge upheld the DANCO and extended it to 02/16/2012. A change was made allowing Mukhtar to have contact with his children 2 visits per week of 2 hours per visit at a child safety center. This order does not prohibit him from possessing a firearm.

#### **DAP Meeting**

I went to the Domestic Abuse Project's office in room 113 in City Hall. I met with a female Somali Domestic Abuse Advocate named [REDACTED] and we spoke about domestic abuse and issues specific to Somali women. [REDACTED] did not provide me with her full name, which is protocol for safety and security reasons, she is a known person. [REDACTED] stated that domestic abuse is the same in any culture. I asked [REDACTED] if it is common

practice in the Somali culture for women to hit themselves and grab or pull their hair when they cry. [REDACTED] said she has never heard or witnessed this. [REDACTED] said that only in cases of death; Somali women may throw themselves to the ground in extreme grief and cry. She emphasized that this may occur only when a death has happened. [REDACTED] also explained some of the problems unique to the Somali Culture regarding domestic violence; she said that it is common for Somalians to marry their cousins. If domestic abuse happens, it is a family issue and the female risks the community ostracizing her from the entire family if she talks about the abuse or reports it to people outside of the community. When a victim of domestic abuse goes outside of the Somali community for help, she likely will be isolated and cut off from her entire family and support system. Because of this, Somali women often will not cooperate with law enforcement. [REDACTED] said Mukhtar having over 80 Somali supporters in court while the victim had nobody support her did not surprise her and is a perfect example of the woman being ostracized. The court appearances and the support for Mukhtar and lack of support for the victim has been published in the Star Tribune several times.

#### Anoka County Police Report/Criminal Case

On 01/20/2011 at approximately 2232 hours Detective Wayne Heath of the Anoka County Sheriff's Office conducted a recorded interview of [REDACTED]  
[REDACTED]. [REDACTED] Mukhtar Abdikim Abdulkadir  
[REDACTED] they have [REDACTED] children together [REDACTED]  
[REDACTED]



█████ reported to Detective Heath that on 01/19/2011, she and Mukhtar got into an argument about her having dental work done. After the argument, they went to bed with no further issues.

On the morning of 1/20/2011 at approximately 0900 hours, █████ advised Mukhtar that she was going to take the children to her parents so she could go to school. While in the living room, Mukhtar grabbed █████ by the shoulders and threw her onto the couch. Mukhtar was upset and took the children to their room and █████ went to their bedroom and sat on the bed. Mukhtar then came in the room and punched █████ in the left side of her abdomen by her ribs. Mukhtar then got on top of █████ on the bed and put a pillow over her face as she was screaming. █████ said that she felt Mukhtar put the pillow over her face so no one would be able to hear her. █████ was able to breathe while this was going on. At some point █████ got away from Mukhtar and ran to a closet in the bedroom. At that time, their daughter was in the room screaming for Mukhtar to stop. █████ made it into the closet and Mukhtar followed. Inside the closet, Mukhtar took a handgun that was on the shelf in a holster, removed it and hit █████ in the face by her right eye. The investigator noted that there was a large red area on the upper right portion of █████ cheek. When █████ closed her eyes, the red mark was visible above her eyelid as well. █████ advised that she was hit with the butt of the gun and that it hurt. █████ said she then begged Mukhtar to let her go to the bathroom so she could see. Later she was able to leave the home.

█████ left the home to go to school but she ultimately went to her parents home and then the Columbia Heights Police Department at approximately 1200-1230 hours.

████ left prior to the Officer getting to the station and she said was concerned because her husband is a Minneapolis Police Officer.

████ returned home around 1330 hours on 1/20/2011 and went to sleep. Mukhtar woke █████ up and was screaming at her around 1600 hours. Another altercation ensued and Mukhtar began kicking and slapping █████ said Mukhtar is violent, and has been so since just after they got married.

████ spoke about incidents where Mukhtar has assaulted her and has threatened to harm or kill her. She said he has pointed his gun at her as well. The detective completed a domestic violence lethality screening and there were responses by █████ that triggered an automatic referral to the Alexandra House. (The Alexandra House provides 24-hour emergency shelter, support services and advocacy to victims of domestic and sexual violence.) The detective noted that while █████ was talking about the incidents she became quite upset visibly, was crying, and would say things such as it is her fault. The audio interview was concluded at 2310 hours. The Case Number is 11-014318.

Detective Heath called the Alexandra House, spoke with an advocate, and went over the lethality screening. The advocate then spoke with █████ and established a safety plan in an attempt to keep █████ safe. Detective Heath then called his captain and advised him that there was probable cause to arrest Mukhtar for 2<sup>nd</sup> degree assault.

At 0003 hours, Detective Heath took photos of █████ and her injuries and had her sign consent to a search of her home. Anoka County Deputies arrested Mukhtar and booked him into ACJ. Detective Heath went to the home and recovered the handgun, photographed and inventoried it.

The police report contains the photos of [REDACTED] and her injuries and the gun that was seized as evidence. There is also a CD of the phone calls Mukhtar placed while in jail, a phone log and short descriptions of each phone call. These calls were listened to by a Somali aid at Anoka County Jail. It should be noted there is also a copy of an e-mail that Anoka County received on 1/25/2011. The e-mail was written by [REDACTED] [REDACTED] The e-mail was sent to other family members and says "i took these but its not all the places he hit. She got mad after i took these. [REDACTED] 13.43 - Personnel Data she will get better and he needs to pay for what he has done before he kills her" The e-mail also contained 7 photos of injuries to [REDACTED] body. Detective Rokeh did not send me the photos, Detective Rokeh said they were slightly blurry and did not contain [REDACTED] face, just her limbs, and the injuries she sustained.

#### Interview

On 2/15/2011, Detective Jeff Rokeh interviewed [REDACTED] [REDACTED] identified Mukhtar Abdulkadir in a photo and gave a statement to Anoka County. [REDACTED] [REDACTED] stated that when Mukhtar was in the police academy he and [REDACTED] lived in an apartment across the hall from her. [REDACTED] witnessed Mukhtar and [REDACTED] get into a loud verbal argument in the elevator one day and then continue the argument in the apartment. [REDACTED] then heard noises of a fight and things being thrown and broken and she could hear [REDACTED] crying asking for help. [REDACTED] said [REDACTED] then fled the apartment to the laundry room. Mukhtar went after [REDACTED] and dragged her back to the apartment and physically forced her inside and told her to watch the baby and he was leaving. Out of fear for [REDACTED] safety, [REDACTED] called [REDACTED] [REDACTED] for help. [REDACTED]

█████ stated the they only had one child at the time and the child was present crying really loudly.

### **Case Statements**

#### **Officer Abdulkadir**

Mukhtar stated that he and █████ did get in an argument the night of 1/19/2011 around bedtime. The argument was about dental work █████ needed, they eventually went to sleep without further incident.

The morning of 1/20/2011 Mukhtar was home with █████ █████ and their two children. Mukhtar denied everything that was in the criminal complaint saying that █████ lied and made it all up. Mukhtar █████ argued and they were both yelling at each other about many things and that █████ is a jealous person. Mukhtar denied ever hitting █████ or being violent towards her ever.

Mukhtar said he did not see any injuries on █████ and said that she tried to hit him. He went on further to say that █████ hit herself and was grabbing her hair and that in his culture, when women cry they hit themselves.

I asked Mukhtar if there were any facts concerning the incident that he had knowledge of but have not disclosed. Mukhtar asked to leave the room with his attorney and federation representative to talk. When Mukhtar returned to the room, he said that █████ handles his gun at home sometimes. There was no further explanation regarding this statement.



## SUMMARY OF ALLEGATIONS AND RECOMMENDATION

### Allegation # 1

It is alleged that on 01/21/2011 Officer Abdulkadir was arrested by the Anoka County Sheriff's Office for Assault in the 2<sup>nd</sup> Degree use of a Dangerous Weapon, [REDACTED] was the alleged victim. It is further alleged that on 01/24/2011 the Courts charged Officer Abdulkadir with the following:

609.222, Subd.1-Assault in the Second Degree-Felony

609.713, Subd.1-Terroristic Threats-Felony

609.2242, Subd.1(2)-Domestic Assault-Misdemeanor

The courts also issued a DANCO, Criminal Domestic Abuse No Contact Order that expires on 02/16/2012 against Officer Abdulkadir. If these allegation were found to be true, they would violate the following:

#### **5-102 CODE OF ETHICS (08/01/91)**

All sworn and civilian members of the department shall conduct themselves in a professional and ethical manner at all times and not engage in any on or off-duty conduct that would tarnish or offend the ethical standards of the department. Employees shall abide by the City's Ethics in Government Policy, Chapter 15.

### Investigative Facts

- On 01/19/2011 Mukhtar and [REDACTED] got in a verbal argument and then went to bed without further incident, (Abdulkadir Statement, pg. 2, line 40-46)
- According to the Anoka County criminal complaint:
  - On 01/19/2011 Mukhtar and [REDACTED] got in a verbal argument about her needing dental work and then went to bed

- On 01/20/2011 Mukhtar and [REDACTED] got in a verbal argument and Mukhtar grabbed [REDACTED] by the shoulders and threw her on the couch, [REDACTED] was upset and went to the bedroom
- Once in the bedroom Mukhtar punched [REDACTED] in the left side of her abdomen by her ribs, climbed on top of her and then covered her face with a pillow so no one could hear her scream
- [REDACTED] ran to a closet in the bedroom to hide
- A child came into the bedroom and began to scream at Mukhtar to stop
- Mukhtar took his service weapon off a shelf in the closet, removed it from the holster and and hit [REDACTED] in the face leaving a large red area on her cheek and right eyelid
- [REDACTED] was able to leave the house and went to her parents and then to the Columbia Heights Police Department for help but she left prior to the arrival of the responding officer, she later told the police she was concerned because he husband is a Minneapolis Police Officer
- [REDACTED] returned home on 1/20/2011 at approximately 1330 hours and went to sleep
- At approximately 1600 hours, Mukhtar woke [REDACTED] up and began screaming at her.
- Mukhtar began to kick and slap [REDACTED]
- Mukhtar told [REDACTED] that if she went to the police he would kill her
- [REDACTED] fled the house and went back to Columbia Heights Police for help, eventually Anoka County picked up [REDACTED] and she filed a police report

concerning the entire two days and reported that the abuse has been going on since they first got married.

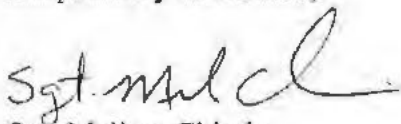
- Anoka County took photos of the injuries to [REDACTED] face
- On 01/21/2011 a warrant was issued for the arrest of Mukhtar Abdulkadir
- On 01/21/2011 Officer Abdulkadir was arrested for:
  - 609.222, Subd. 1 - Assault in the Second Degree - Felony
  - 609.2242, Subd. 1(2) - Domestic Assault - Misdemeanor
- On 01/21/2011 Anoka County Sheriff's Office collected Officer Abdulkadir's MPD service weapon as evidence used in the Second Degree Assault
- On 01/24/2011 Officer Abdulkadir was charged with:
  - 609.222, Subd. 1 - Assault in the Second Degree - Felony
  - 609.713, Subd. 1 - Terroristic Threats - Felony
  - 609.2242, Subd. 1(2) - Domestic Assault - Misdemeanor
- On 01/24/2011 Anoka County Courts issued a DANCO, Criminal Domestic Abuse No Contact Order against Officer Abdulkadir and it expires on 01/24/2012
- On 01/24/2011 Officer Abdulkadir posted bail and was released from ACJ
- On 1/25/2011 an e-mail was sent to Anoka County that was written by someone from [REDACTED] family stating "she will get better and he needs to pay for what he has doen(sic) before he kills her"
- On 1/25/2011 members [REDACTED] family contacted Anoka County but said out of fear of retaliation in the Somali Community they could not openly speak but

they were aware of physical abuse inflicted upon [REDACTED] from Mukhtar since the beginning of the marriage

- On 2/11/2011 I interviewed Mukhtar and he stated the following:
  - He and [REDACTED] argued on 1/19/2011 and went to bed
  - He and [REDACTED] argued and yelled on 01/20/2011 and she hit herself
  - [REDACTED] is jealous because he worked part time at [REDACTED] and talked to women when he was working
  - [REDACTED] had to quit her job because of Mukhtar's schedule and she has not been the same since
  - [REDACTED] pulled her own hair and hit herself during the argument
  - In his culture when women cry they hit themselves
  - He told [REDACTED] during the argument that he was going to leave her and wanted to be friends
  - [REDACTED] tried to hit him during the argument
  - [REDACTED] told him she was going to make sure he lost his job
  - Mukhtar said his kids did not witness this, during the interview he said his kids were in a play room in the basement and later in the interview he said they were in bed sleeping
- When I asked Mukhtar why he did not call the police after [REDACTED] tried to hit him and threatened that she would make sure he would lose his job he asked me what the police would do for him and I replied they would have documented it for his protection if it were true.
- Mukhtar did not call the police for help during this incident

- On 2/15/2011 I went to the DAP office in City Hall and a Somali Domestic Abuse Advocate who is Somali. She told me that in her culture women never hit themselves when they cry and in death situations only the women may throw themselves on the ground and cry, never hit themselves or pull their hair.
- On 2/15/2011, [REDACTED] identified Mukhtar Abdulkadir in a photo and gave a statement to Anoka County; she stated that when Mukhtar was in the police academy he lived in an apartment across the hall from her. [REDACTED] witnessed Mukhtar and [REDACTED] get into a loud verbal argument in the elevator and then continue it in the apartment. [REDACTED] then heard noises of a fight and things being thrown and broken and she could hear [REDACTED] crying asking for help. [REDACTED] said [REDACTED] then fled the apartment to the laundry room. Mukhtar went after [REDACTED] and dragged her back to the apartment and physically forced her inside and told her to watch the baby and he was leaving. Out of fear for [REDACTED] safety, [REDACTED] called [REDACTED] sister for help. [REDACTED] stated the they only had one child at the time and the child was present crying really loudly.
- On 2/16/2011 the Courts upheld the DANCO and extended it to 02/16/2012

Respectfully Submitted,

  
Sgt. Melissa Chiodo

[REDACTED]



## MEMORANDUM

**TO:** Chief Dolan  
**FROM:** Deputy Chief Scott Gerlicher  
**DATE:** March 22<sup>nd</sup>, 2011  
**RE:** Discipline Panel Determination IAU Case 11-21

On today's date at 1400 hours, a Loudermill hearing was convened for the above referenced case involving accused Officer Muhktar Abdulkadir. The panel consisted of myself, Deputy Chief Rob Allen and Inspector Kris Arneson. The panel previously reviewed the case and made an initial recommendation to sustain the following:

**MPD 5-102 Code of Ethics**

**D - level**

**SUSTAINED**

Present at the Loudermill hearing was the accused officer as well as his Federation Representative, Bob Kroll.

During the hearing, the accused Officer told the panel that he has no prior discipline, that he loves 13.43 - and his kids, and that he has done a lot of work with the Community in his time as a Minneapolis Police Officer. He acknowledged that he "*probably made a lack of judgment that night*" but did not further elaborate. Abdulkadir also stated that he has a lot of supporters and that these supporters are in support of not only himself, but also [REDACTED] contrary to what has been reported in the media

Lt. Kroll also spoke on his behalf and stated that the criminal case had not been concluded and that any disciplinary action should not take place until the criminal case had concluded. Both Kroll and Abdulkadir seemed confident that they would prevail in the criminal case.

The panel was also presented with a number of letters of support which are included in this case. Additionally, the panel was presented with a letter from Abdulkadir's attorney, Michael Fowler which is also included in the case file.

### **Final Recommendation:**

The panel reviewed all of the facts in this case as well as documentation provided to the panel at the Loudermill. The panel believes a preponderance of evidence exists to support this charge. Further, the panel believes the charge is extremely serious in nature and that the assaulting of [REDACTED] cannot be excused. As a result, the panel recommends that Officer Abdulkadir be 13.43 - Personnel Data from employment as a Minneapolis Police Officer.

The panel informed the accused officer of this recommendation, which is consistent with the previously established discipline matrix. The panel informed the accused officer that this recommendation would be forwarded to the Chief of Police for final determination.

Sincerely,

A handwritten signature in black ink, appearing to read 'Scott Gerlicher', with a long horizontal flourish extending to the right.

Deputy Chief Scott Gerlicher  
Professional Standards Bureau  
Panel Chair

I concur with the panel  
finding + recommendation.

ac [signature]