

MINNEAPOLIS POLICE DEPARTMENT
INTERNAL AFFAIRS COMPLAINT FORM #3401

COMPLAINT INFORMATION

INTERNAL AFFAIRS CASE NUMBER: 14-23714	CCN: N/A	DATE OF INCIDENT: 9/30/2014	TIME OF INCIDENT:
LOCATION OF INCIDENT: 10400 Woodcrest Drive NW, Coon Rapids, MN; 3446 Pilgrim Ln, Plymouth, MN	DATE OF COMPLAINT 10/31/2014	REFERRAL METHOD: Internal	
COMPLAINANT'S NAME (LAST, FIRST MIDDLE) 13.43 - Personnel Data	SEX M <input type="checkbox"/> F <input checked="" type="checkbox"/>	RACE:	DATE OF BIRTH:
HOME ADDRESS: 13.43 - Personnel Data	CITY / STATE / ZIP: 13.43 - Personnel Data	TELEPHONE:	

POLICY INFORMATION

POLICIES ALLEGED TO BE VIOLATED:
5-102 Code of Ethics (A-D)

ACCUSED EMPLOYEE(S)

NAME/BADGE:
**Joel Hagen, 2618
Ty Jindra, 3291**

COMPLAINT ALLEGATIONS

It is alleged that on 9/30/2014, MPD Recruits Ty Jindra and Joel Hagen left recruit Hagen's firearm in the trunk of Recruit Jindra's personal vehicle, while Recruit Jindra allowed employees of North Country Ford in Coon Rapids access to the vehicle. This allegedly occurred with Recruit Hagen's knowledge. It is further alleged that on 9/30/2014, Recruit Jindra placed a duffle bag, containing Recruit Hagen's firearm, on the driveway of their shared **13.43** residence overnight.

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

12-3-14

COMMANDER REVIEW:

DATE



MINNEAPOLIS POLICE DEPARTMENT

Internal Affairs Unit

Administrative Case #14-23714

Sergeant Rolf Markstrom

January 5th, 2015

CASE BACKGROUND

This case was assigned to me on 10/31/2014. This case was initiated via memorandum from L.O.D. Commander Jason Case to I.A.U. Commander DeChristopher Granger on 10/13/2014.

Commander Case refers to a memorandum from MPD Academy Cadre Sgt. Steven Bantle, dated 10/03/2014, where Sgt. Bantle provides the following information verbatim:

"Recruit Officers Joel Hagen and Ty Jindra are roommates and live together at [REDACTED] 13.43 [REDACTED] 13.43 - Personnel Data. The two car pool together between this address and the Minneapolis Police Academy located at 4119 Dupont Ave N. Minneapolis.

At 0730 hours, on October 1st, 2014 Jindra and Hagen entered the Academy Office and reported that Hagen's duty weapon was unaccounted for. The weapon is a Smith and Wesson M&P 9mm with attached Light. According to records kept by Academy Staff, the Serial number on the weapon is [REDACTED] 13.37 [REDACTED].

Hagen stated that at the end of the training day on 9/30/2014, at approximately 1530 hours, he placed his cased handgun in his personal duffel bag. Hagen then placed the duffel bag containing the weapon in the trunk of Jindra's car. The two then drove together to North Country Ford in Coon Rapids to look at a new vehicle for Jindra.

Upon arriving at North Country Ford, Jindra and Hagen Test drove several vehicles. While they were test driving these vehicles, Jindra turned his vehicle and keys over to employees at the dealership so the trade value could be assessed. According to Jindra and Hagen, the vehicle was test driven by employees of the dealership. The vehicle was also taken into the shop for mechanical evaluation. (It should be noted that the duffle bag containing Hagen's duty weapon remained in the trunk of Jindra's vehicle throughout this process.) After an

unknown amount of time, Jindra's vehicle was returned to him and the two drove home to
13.43 - Personnel Data .

Upon arriving home, Jindra parked the vehicle in the driveway of their residence. Hagen went inside leaving his duffel bag and a department issued riot helmet in the trunk of Jindra's vehicle. At this point, Jindra started cleaning out his car in anticipation of trading it in on the following day.

As Jindra was cleaning out his vehicle, he came across Hagen's duffel bag and riot helmet in the trunk. Jindra placed these items in the driveway and continued cleaning out his vehicle. After cleaning out the vehicle, Jindra went inside the residence forgetting that Hagen's duffel bag and helmet were still sitting in the driveway.

On the morning of 10/1/2014, Jindra and Hagen walked out to the vehicle for their commute to the Academy. At that point, they discovered that Hagen's duffel bag and helmet had been sitting in their driveway all night. They stated the items appeared to be undisturbed and the duffle bag was zipped closed. Hagen checked the bag for his duty weapon and discovered that it and the case were missing. At this point the two drove directly to the Academy and reported the incident.

13.43 - Personnel Data

Upon receiving the above information, I immediately attempted to notify Lt. Hoff. Lt. Hoff had Watch Commander Duty the previous night and was not in his office. At this point I notified Commander Case.

At approximately 0815 hours, I sent Jindra and Hagen to the Coon Rapids and Plymouth Police Departments to complete Reports. Additionally, I called both of these departments and requested they each have a supervisor call me.

A short time later, I received a call from Sergeant Ben Bautch of the Coon Rapids Police Department (763-767-6508) I explained the situation to Sgt. Bautch who stated that he would handle the Police Report once Jindra and Hagen arrived at his PD. A report was completed under Coon Rapids PD CCN 14-214512.

I received no return call from a Plymouth PD Supervisor so another call was placed to the Agency. On this attempt I was put through to Officer Larry Holzerland (763-509-5192) I explained the situation and advised Officer Holzerland that Jindra and Hagen would be

coming to his agency to complete a report. Officer Holzerland Completed a report under Plymouth PD CCN #14-41294.

After Jindra and Hagen completed the Police Reports with both agencies, I instructed them to go home and double check their residence for the missing weapon. At approximately 1030 hours, they returned to the Academy reporting negative results.

At 1530 hours, I advised Jindra and Hagen that this may constitute a policy violation and that the information would be forwarded to Internal Affairs.

Additional Information:

On 10/03/2014, at approximately 1600 hours, I received a call from Hagen on my city mobile phone. Hagen stated that he had just arrived home after completing his training day at the MPD Academy. As he was closing his garage door, he noticed what appeared to be his handgun case under the deck of his house.

Upon checking the case, he found his duty weapon with attached light inside. Hagen said that on the day his weapon went missing, both he and Jindra checked under the deck with negative results. Hagen stated that he believes who ever initially took the gun put it under the deck. I instructed Hagen to notify Plymouth PD and ask if they wanted to process the gun. Hagen was also instructed contact Coon Rapids PD and notify them that the gun had been recovered.

On 10/05/2014, I followed up with Hagen concerning his contact with Plymouth and Coon Rapids PD's. He said Plymouth PD made a supplement but declined to process the gun. Hagen also stated that he left several messages for Sgt. Bautch at Coon Rapids PD and was waiting for a return call.

It should be noted that Officer Hanks Inspected Hagen's recovered duty weapon. She confirmed that the serial number matched that of the serial number the Academy had on record.

An appointment was made with the MPD range Staff to have Hagen's weapon inspected and test fired. "

In the memo from Commander Case, Commander Case notes that the MPD Policy [13.43] 13.43 5-404.01 SECURING FIREARMS OFF-DUTY, which states:

Officers, when off-duty, are responsible for the safe storage of their firearms, whether they are in a motor vehicle, in a residence, or other facility. Officers assume the responsibility for taking reasonable precautions that their firearms do not fall into the hands of minors and/or unauthorized persons.

When the aforementioned incidents occurred, both Joel Hagen and Ty Jindra were Recruits at the MPD Recruit Academy. They were not sworn in as Police Officers until 11/25/2014, and per Workforce Director, not promoted to Police Officers until 11/26/2014. They were, therefore, both civilian employees, not officers, when the incidents occurred. Thus, MPD Policy **5-404.01** does not apply.

For this investigation, the alleged policy violation will fall under **5-102 CODE OF ETHICS**, which states:

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. (05/23/07)

13.43 - Personnel Data

Also attached to the two above memoranda, was a memorandum from Lt. Jon Hoff to Commander Case, dated October 8, 2014. In this memorandum, Lt. Hoff briefly summarizes Sgt. Bantles memorandum and forwards it to Commander Case.

All three of the aforementioned memoranda are included in this case file.

CASE INVESTIGATION

Case Documents

Plymouth PD Report CCN #14-041294

This report is dated 10/01/2014 at 1049 hours. Following is verbatim from the supplement written by Officer Holzerland:

"Hagen is a Minneapolis Police Department recruit enrolled in the department's academy. Yesterday, after completing the days training, he placed his duty bag containing his sidearm in the trunk of the car before proceeding to a Coon Rapids car dealership to trade-in the vehicle. There the vehicle was evaluated by the dealership for trade-in value. For over an hour the car was examined in the shop area while Hagen and his roommate, Todd, test drove other vehicles. They then drove the vehicle to the Pilgrim Lane address where they cleaned it out for the impending sale. In doing so, they placed the duty bag alongside the care while cleaning out the trunk.

Hagen forgot about the duty bag until the next morning about 0700 when he found it in the same location minus the handgun and Streamlight flashlight attached to it. The bag was fully zipped shut as it was when he left it.

The handgun is his own personal weapon. It is a Smith and Wesson MNP 9mm model serial number **13.37**.

Hagen reported the incident to Coon Rapids Police as he feels it was most likely stolen there, although the dealership stated they did not enter the trunk. Coon Rapids entered the weapon into the NCIC System."

An additional supplement was added on 10/3/2014. The Supplement reads verbatim:

"On 10-3-14 Hagen called and advised that he located his hand gun under this dceck near the location where his bag was sitting."

A copy of this report is included in this case file.

Coon Rapids PD Report CCN #14-214512

This report is dated 10/01/2014 at 0914 hours. Following are verbatim statements from the supplements written by Sgt. Bautch:

"J. Hagen came into the police department to make a theft report. He stated that on above date between above times he was at L.O.I. (North Country Ford) with Jindra. Jindra was test driving a car at L.O.I. and an employee, Angell (no further info); described by Jindra as "a family friend" pulled the car into the dealership for a trade-in appraisal.

J. Hagen advised he left his black '511' model duty bag in the trunk of Jindra's vehicle ([REDACTED] 13.43 - Personnel Data [REDACTED]) Inside the bag was j. hagen's Smith and Wesson Model MMP 9mm handgun. The handgun was in a black plastic case.

At approximately 1830 hours both left the dealership and drove directly to their residence in Plymouth. Once at the residence Jindra began to clean out his car for possible sale. While doing so he removed J. Hagen's duty bag and a 'riot' helmet and placed them on the walk near the garage.

These items remained outside for the evening from approximately 2200 to 0700. At that time J. Hagen realized the firearm was missing. They contacted the dealership who advised them they do not enter trunks or glove boxes when appraising vehicles. Hagen and Jindra plan to make a report with the Plymouth PD and speak to their neighbors.

It is not certain the gun was removed during the time they were at the dealership, however I had the gun entered as a stolen by CRPD staff.

I gave Hagen my card with this case number with instructions to have any additional information added to this report.

I requested North Country Ford review any surveillance video from the above times.

No further action."

"On 10-01-14 at 1106 hours I received a voice mail from the compl. in this case. He indicated he had spoken to his neighbors none of which had any information regarding the theft. He also requested I add a Streamlight Model TLRH1 weapon light to the theft report. He had forgotten the light was in the case and also stolen.

There is no known serial number for the light. He valued the light at \$150.00.

No further action."

"After arriving for my shift on 10-04-14 I learned J. Hagen had left me a voice mail on 10-03-14. J.Hagen advised that earlier on 10-03-14 he had located is stolen firearm involved in this case under his deck at his residence.

J. Hagen speculated that after he and Jindra went asking around about the theft, the suspect became nervous and 'returned' it.

He advised Plymouth Police. I learned on 10-03-14 that the video surveillance at the dealership confirmed that no one entered the vehicle involved's trunk.

The gun was removed from NCIC by dispatch. No further action."

A copy of this report is included in this case file.

MPD Firearms Training Power Point

I contacted [13.43 - Personnel Data] Sgt. Tony Caspers, to inquire if the MPD Range provided any training to recruits regarding the safe storage of firearms. Per Sgt. Caspers he conducts a block of training regarding Off-Duty Survival and Firearms Carry. Part of the training addresses the storage of firearms.

On 12/01/2014, Sgt. Caspers e-mailed me a copy of the Power Point for the aforementioned training. In his e-mail he informed me that he presented the block of training on the morning of August 27th or August 28th to Hagen's and Jindra's recruit class.

The power point is 27 pages. Pages 24 through 26 address the topic of firearm storage.

- Page 24 relates to the negligent storage of firearms.
 - Per State Statute 609.666
 - You must secure firearms not in your possession/immediate control. (Gross Misdemeanor)
 - If someone is hurt or killed you will be charged with a felony.
- Page 25 relates to firearms in vehicles and instructs to secure your firearm with some kind of "gun safe/lock box" specifically designed to store firearms.
 - Your vehicle is not a secure location for weapon storage.
- Page 27 shows a picture of numerous firearms lying loosely in the cargo area of a vehicle and asks, "Is this your vehicle?"

A copy of the Power Point and a copy of Sgt. Caspers e-mail are included in this case file.

E-Mail from Sergeant Steven Bantle

In reference to Sgt. Caspers e-mail that he presented the above Power Point to the recruit class on either August 27th or August 28th, Sgt. Bantle confirmed via Academy attendance records that Joel Hagen and Ty Jindra were present for the aforementioned training.

Sgt. Bantle provided this information via an e-mail.

Workforce Director also shows Joel Hagen and Ty Jindra as being present on 08/27/2014 and 08/28/2014.

A copy of Sgt. Bantle's e-mail and a copy of the Workforce Director Schedules are included in this case file.

Firearm Serial Number Discrepancy

In Sgt. Bantle's initial memorandum, he cites the serial number of Joel Hagen's firearm, from Academy records, as [REDACTED] 13.37. In both the Coon Rapids PD and Plymouth PD Police Reports, the serial number of the firearm is listed as [REDACTED] 13.37.

On 12/11/2014 I contacted Officer Lawrence Peterson of the MPD Range and confirmed that the serial number the Range has on file for Joel Hagen's firearm is [REDACTED] 13.37.

On 12/12/2014 I contacted Sgt. Bantle regarding this discrepancy. Sgt. Bantle checked the Academy records and informed me the serial number on file for Joel Hagen's firearm is [REDACTED] 13.37.

Sgt. Bantle informed me that serial number of [REDACTED] 13.37 belongs to Ty Jindra's firearm. Sgt. Bantle explained that when he wrote the memorandum, he had both Jindra's and Hagen's files out, and that is when the mix up occurred.

Case Statements

Statement of Officer Joel Hagen

Officer Hagen was interviewed on 12/10/2014 in the MPD Internal Affairs Unit at approximately 0956 hours, by Sgt. Rolf Markstrom. Following is a summary of the interview.

- Officer Hagen is currently assigned to the 3rd Pct [REDACTED] 13.43.
- Officer Hagen was assigned to the MPD Recruit Academy from August 5th to November 25th. He was sworn in as an Officer on November 25th.
- While assigned to the MPD Academy he was still a civilian employee.
- Officer Ty Jindra was in his Recruit Academy class.
- [REDACTED]

13.43 - Personnel Data

- While attended the Recruit Academy, Officer Hagen and Officer Jindra would car pool on a regular basis.
- On September 30th, 2014, Officer Hagen and Officer Jindra took Officer Jindra's car to the Academy.
- They were instructed not to leave anything in the Academy break room because other people had keys for it. There is no secure storage at the Academy for recruit's

equipment to store overnight. So, Officer Hagen put all of his equipment in the back (the trunk) of Officer Jindra's car.

- Officer Hagen described Officer Jindra's car as a [REDACTED] 13.43
- Upon leaving the Academy on September 30th, Officer Hagen and Officer Jindra went to North Country Ford in Coon Rapids, as both Officer Hagen and Officer Jindra were interested in new vehicles.
- While at North Country Ford, Officer Jindra talked with salesmen while Officer Hagen looked at trucks on the lot for approximately one hour.
- Per Officer Hagen, he did not know that Officer Jindra was going to have his car appraised, and allow dealership employees access to his vehicle. Officer Hagen thought they were just going to look at cars.
- During this time, Officer Hagen's firearm was in Officer Jindra's locked trunk.
- Officer Jindra did not have any conversations with Officer Hagen about having his vehicle appraised.
- Officer Hagen was out of contact with Officer Jindra for about an hour at the dealership.
- When Officer Hagen was asked when he learned dealership employees had access to Officer Jindra's vehicle, Officer Hagen responded, "Um, he was on a test drive, um, with a-,with a different vehicle – the one that he was interested in purchasing – um, then he got back, and his car was moved. I'm not sure what time or how long it was until I, I found out that information."
- Per Officer Hagen, he did not have knowledge that Officer Jindra was going to allow dealership employees access to his vehicle.
- After leaving the dealership, they drove home in Officer Jindra's car, and Officer Jindra parked the car in the garage.
- Per Officer Hagen, when Officer Jindra drives, they leave the equipment in the locked trunk of Jindra's car in the closed garage of their house, which is what they did when they got home.
- At home they were watching TV, and Jindra went to clean out his car as he was going to trade it in the next day.
- According to Officer Hagen, he learned from Officer Jindra that Officer Jindra pulled his car out of the garage, cleaned out his car, and in doing so, placed Officer Hagen's duffle bag, which contained Officer Hagen's firearm, and placed it right outside the garage door, along with Officer Hagen's riot helmet. Officer Jindra pulled his car back inside the garage and closed the garage, forgetting to grab Officer Hagen's duffle bag, which contained his firearm.
- Per Officer Hagen, he did not know that Officer Jindra was cleaning out his car until he came back in and told him.
- Officer Hagen did not ask Officer Jindra about any of his property that was in Officer Jindra's vehicle.
- Per Officer Hagen, he did not learn about Officer Jindra putting his duffle bag (containing his firearm) on the ground until the next morning.
- According to Officer Hagen, the next morning he wanted to make sure he had all of his stuff for work, and he discovered the bag was not in his trunk.

- Officer Hagen thought that Officer Jindra must have brought his bag inside since Officer Jindra had cleaned out his car.
- Officer Hagen looked in the downstairs of their house where he usually puts his things when he drives, as his car gets parked outside. However, his things were not there.
- Officer Hagen was going to go back upstairs to asked Officer Jindra where his bag was, when he looked outside and saw his bag on the ground.
- Officer Hagen then opened the garage door, and Officer Jindra came and told him that he realized he forgot to put Officer Hagen's things back in his car.
- In addition to Officer Hagen's duffle bag, a box containing his riot helmet was next to the duffle bag.
- Per Officer Hagen, he was in a bit of a panic. He opened up the duffle bag to find that his firearm, which had been in the case, was not in the bag, but everything else was. His riot helmet was also still in the box.
- Per Officer Hagen, because he was in a panic, he is not 100% sure if his duffle bag was open or closed when he found it.
- Per Officer Hagen, his gun had been in the case along with 3 magazines and weapon mounted light. No ammunition was with the gun.
- Officer Hagen and Officer Jindra went back inside to look for his firearm. It came time for them to leave for work.
- When they arrived at work, they went to the Academy Office and reported the firearm missing to Sgt. Bantle. Per Officer Hagen, Officer Hanks and Officer Schany were present as well.
- Per Officer Hagen, they were instructed to look for the firearm in the break room, to make sure it hadn't been left there. They also looked for it in the SWAT locker room, as they had showered in there prior to leaving the day before. It was not found in either place.
- Officer Hagen and Officer Jindra were told to make a report with both Coon Rapids and Plymouth Police Departments. Which they did.
- Officer Hagen was shown a copy of both the Coon Rapids Police Report and the Plymouth Police report. He confirmed that both were the reports he had made.
- Officer Hagen explained that he and Officer Jindra first went to Coon Rapids PD to make the report. They then called Sgt. Bantle, who instructed them to go home and further look for the firearm.
- They also talked with their neighbors to see if they saw anything suspicious.
- After not finding the gun at home, they called Sgt. Bantle again, who instructed them to go to the Plymouth PD and make a report with them.
- Officer Hagen and Officer Jindra returned to the Academy and finished out their work day. They then went back home.
- According to Officer Hagen, on October 3rd, Officer Jindra was gone at drill for the Army. Officer Hagen was going to park his car in the garage. Since he does not have an opener, he got out of his vehicle to open the door. During this time he was talking on the phone. As the garage door opens it is loud, so Officer Hagen walked away from the garage toward their deck. At this point Officer Hagen saw his firearm case.
- He opened the case and his firearm was inside.

- Per Officer Hagen, on the morning of October 1st, he looked in that area of the yard for his firearm. Per Officer Hagen, he and Officer Jindra also looked under the deck and in garbage cans.
- Per Officer Hagen, sometime between the 1st and the 3rd, somebody put the firearm under their deck.
- Per Officer Hagen, when he found his firearm, he opened the case but he did not touch the firearm.
- Officer Hagen called Sgt. Bantle, and Sgt. Bantle instructed him to call Plymouth Police to see if they wanted to try to get prints off of the gun.
- Officer Hagen called Plymouth PD, and they informed him they were not going to try to get prints off of the gun.
- Officer Hagen also contacted Coon Rapids PD and informed them that the gun had been recovered.
- I showed Officer Hagen the aforementioned Power Point pages from Sgt. Caspers training block regarding firearm storage. Officer Hagen acknowledged receiving this block of instruction.
- When asked if he learned anything from the incident, Officer Hagen said the following, " Uh, yes, sir. Um, I actually after the incident, uh, went out and purchased a safe. Um, now, when I come home from work every day, uh, I take my gun -- it's the very first thing I do -- take my gun and put it in the safe, um, that way nothing like this would ever happen again. And, uh, I regret that the, uh, the incident happened and it was never my intention to, to not know where my firearm was at all times and I've definitely learned from it and don't want-, and the, the mistake will never happen again, especially-, so."

Statement of Officer Ty Jindra

Officer Jindra was interviewed on 12/12/2014 in the MPD Internal Affairs Unit at approximately 0640 hours, by Sgt. Rolf Markstrom. Following is a summary of the interview.

- Officer Jindra is currently assigned to the 5th Precinct [REDACTED] 13.43
- Per Officer Jindra, he was assigned to the MPD Academy from August 4th, to November 25th.
- He was sworn in as a Police Officer on November 25th.
- While assigned to the Academy, he was a civilian employee.
- Officer Joel Hagen was in his Academy class.
- [REDACTED]

13.43 - Personnel Data

- Per Officer Jindra, he and Officer Hagen car pool together.
- On September 30th, 2014 he and Officer Hagen left work. They were driving Officer Jindra's vehicle.
- He was getting his car appraised [REDACTED]

13.43 - Personnel Data

13.43 - Personnel Data

- All his gear was in his trunk [REDACTED] 13.43 - Personnel Data

13.43 - Personnel Data

- He and Officer Hagen went to the dealership. The salesman, [REDACTED] 13.43 - Personnel Data, told Officer Jindra that they would not go into the trunk where his gear was, so he allowed the employees to get into his car to appraise it.
- From the dealership they went back to their house. He was cleaning out his car because he was going to sell it to the dealership. He took everything out of his car, set it next to his garage in the driveway and left it there overnight.
- Per Officer Jindra, at the time they were at the dealership, he did not know that Officer Hagen's firearm was in the trunk of his car.
- Per Officer Jindra, he and Officer Hagen usually put his belongings in the trunk when they drive home.
- [REDACTED]

13.43 - Personnel Data

- Officer Jindra has not had any conversations with Officer Hagen about where he keeps or how he transports his gun.
- The employee Officer Jindra dealt with at the dealership, his family friend, [REDACTED] 13.43 - Personnel Data is Tim Angel.
- Per Officer Jindra, he trusts Tim Angel's word when he said he would not go into the trunk.
- When they arrived home from the dealership, Officer Jindra started cleaning out his car. He did not know where Officer Hagen was at that time.
- He took everything out of his car, and he remembered taking Officer Hagen's bag out of the trunk. He thought the bag contained dirty PT clothes.
- He set the bag and Hagen's riot helmet, along with the other items from his car (CD case, floor mats window scraper, blanket), outside. He later clarified that he intended to put them in the garage.
- The next morning, Officer Hagen asked him where his bag was. It was sitting outside with all the other items. He showed Officer Hagen where it was, and Officer Hagen later told him that his gun was missing.
- Per Officer Jindra when they discovered the gun was missing, they were going to be running late for the Academy. They went to the Academy and reported the gun missing to Sgt. Bantle.
- Sgt. Bantle instructed them to go home, check the area around the house, and then file police reports with Coon Rapids and Plymouth.
- Officer Jindra was shown a copy of both the Coon Rapids Police Report and the Plymouth Police report. He confirmed that both were the reports were the ones they had made.
- Per Officer Jindra, the reports were made on October first, which he though was a Friday. (October first was in fact a Wednesday).
- The following Saturday, Officer Jindra was at Camp Ripley for Army National Guard. He received a call from Officer Hagen, telling him that Hagen had found the Handgun

with the flashlight still attached, inside the original case underneath the deck, which is adjacent to the driveway where he put the bag.

- Per Officer Jindra, the morning they discovered the gun missing, they did look around for it, and per Officer Jindra he had looked in the area where the gun was later found by Officer Hagen.
- Officer Hagen did not see anything in that area the morning the gun was missing.
- I showed Officer Jindra the aforementioned Power Point pages from Sgt. Caspers training block regarding firearm storage. Officer Jindra acknowledged receiving this block of instruction.
- When asked if he learned anything from this incident, Officer Jindra replied, "I've learned not to leave any, um, items outside of my garage, uh, especially anything that's police equipment. Um, I've learned not to-, not go to a dealership with any police equipment in my car. Um, I've learned to check with, uh, anybody who rides in my car who is also a police officer if they're bringing any weapons in my car."
- I then asked him if he has learned to be very careful and diligent regarding the whereabouts of his police equipment, especially his firearm, and who has access to it. Officer Jindra responded, "Yes, that's correct".

Phone Call with Plymouth PD Officer Ryan Janssen, Badge 117

In both Sgt. Bantle's memo and Officer Hagen's statement, it is noted that Officer Hagen contacted Plymouth PD upon recovering his firearm, and Officer Hagen was told by Plymouth PD that Plymouth PD did not want to finger print his firearm. However, there is no mention of this in the Plymouth PD report. The closing statement in the Plymouth PD report is from Badge #117.

On 01/02/2015 I spoke with Sgt. Chris Kuklok of Plymouth PD attempting to verify this information. Sgt. Kuklok informed me that Badge #117 belonged to Officer Ryan Janssen, and that Officer Janssen would be working Monday, 01/05/2015.

On 01/05/2015, I contacted Plymouth PD and spoke with Officer Janssen. Officer Jansen confirmed that he wrote the closing statement to the report. He also confirmed that Officer Hagen asked him if Plymouth PD wanted to print the recovered firearm.

Per Officer Janssen, he asked his supervisor, Sgt. Smith, if the recovered gun should be printed. After Officer Janssen conferred with Sgt. Smith, it was decided not to have Officer Hagen's recovered firearm finger printed.

SUMMARY OF ALLEGATIONS

Allegations

Investigative Facts

Allegation # 1:

It is alleged that on 9/30/2014, MPD Recruits Ty Jindra and Joel Hagen left recruit Hagen's firearm in the trunk of Recruit Jindra's personal vehicle, while Recruit Jindra allowed employees of North Country Ford in Coon Rapids access to the vehicle. This allegedly occurred with Recruit Hagen's knowledge. It is further alleged that on 9/30/2014, Recruit Jindra placed a duffle bag, containing Recruit Hagen's firearm, on the driveway of their shared Plymouth residence overnight.

If found to be true, it would violate the following:

5-102 CODE OF ETHICS

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. (05/23/07)

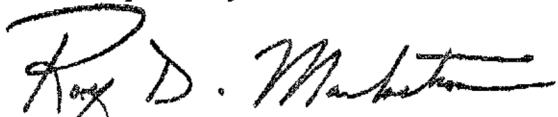
Investigative Facts

- Per Workforce Director, Officer Joel Hagen and Officer Ty Jindra started at the MPD Recruit Academy on 08/05/2014. They graduated from the Recruit Academy on 11/25/2014. On the incident date of 09/30/2014, both were still considered civilian employees.
- **13.43 - Personnel Data**
- On 09/30/2014, Officer Hagen and Officer Jindra carpooled to the Academy together in Officer Jindra's car.
- Upon leaving the Academy for the day, Officer Hagen placed his duffle bag, which contained his cased firearm, in the trunk of Officer Jindra's car.
- **13.43 - Personnel Data**
- Per Officer Jindra, he was not aware that Officer Hagen's firearm was in the duffle bag in the trunk of his car.
- On the way home, Officer Jindra and Officer Hagen stopped at North Country Ford in Coon Rapids to look at vehicles.
- Per Officer Hagen, while he looked at trucks for approximately and hour, Officer Jindra was talking with a salesman.
- Per Officer Hagen, he was not aware that Officer Jindra was going to allow dealership employees access to his vehicle.

- Per Officer Jindra, the salesman with whom he was dealing, was [REDACTED] 13.43
13.43 - Personnel Data . The salesman's name is Tim Angel.
- Per Officer Jindra, Tim Angel told Officer Jindra that they would not be going into the trunk when assessing his vehicle.
- Per the reporting Officer's statement from the Coon Rapids PD report, "I learned on 10-03-14 that the video surveillance at the dealership confirmed that no one entered the vehicle involved's trunk."
- On 09/30/2014, after leaving the car dealership and arriving at home, Officer Jindra cleaned out the contents of his vehicle. In doing so, Officer Jindra left Officer Hagen's duffle bag, which contained his cased firearm, on the ground next to the garage overnight.
- Per Officer Jindra this was not intentional.
- Per Officer Hagen, he was not aware that Officer Jindra would be cleaning out his vehicle when they got home.
- Officer Hagen and Officer Jindra did not discover the duffle bag had been left on the ground outside until the following morning, 10/01/2014.
- Upon looking inside the bag, Officer Hagen discovered that his firearm case, which contained his firearm, was not in the duffle bag.
- Per Officer Hagen and Officer Jindra, they looked for the firearm in and around their home but could not find it.
- Officer Hagen and Officer Jindra went to the Academy and reported the missing firearm to Sgt. Bantle.
- Sgt. Bantle instructed Officer Hagen and Officer Jindra to go home and look for the firearm. They did not find it. He also instructed them to file reports regarding the firearm with both Coon Rapids and Plymouth Police Departments – which they did.
- On 10/3/2014 Officer Hagen came home and observed his firearm case under his deck.
- Officer Hagen opened the case and found that his firearm was inside the case.
- Per Officer Hagen he notified both Plymouth PD and Coon Rapids PD that the gun had been recovered. According to Officer Hagen, Plymouth PD told him that they were not going to have the gun finger printed.

I confirm that the information I provided in this case is true to the best of my knowledge.

Respectfully Submitted,



Sgt. Rolf Markstrom

Internal Affairs Unit



Police Department
350 S. Fifth St., Room 130
Minneapolis, MN 55415
TEL 612.673.2735
www.minneapolismn.gov

March 15, 2016

Officer Joel Hagen
Fifth Precinct
Minneapolis Police Department

Officer Hagen,

RE: IAU Case Number #14-23714
LETTER OF REPRIMAND

The finding for IAU Case #14-23714 is as follows:

MPD P/P 5-102 Code of Ethics.....SUSTAINED (Category B)

You will receive this Letter of Reprimand. The case will remain in the IAU files per the record retention guidelines mandated by State Law.

Be advised that any additional violations of Department Rules and Regulations may result in disciplinary action up to and including discharge from employment.

Sincerely,

Janee Harteau
Chief of Police

A handwritten signature in black ink, appearing to read "Janee Harteau".

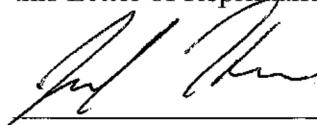
BY:

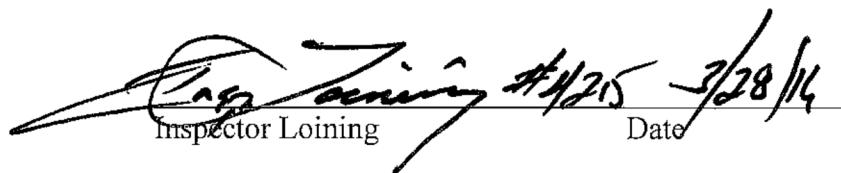
Assistant Chief
Kristine Arneson

1208872

Page 2
Officer Joel Hagen
Letter of Reprimand

I, Officer Joel Hagen, acknowledge receipt of
this Letter of Reprimand.

 2618 03/28/16
Officer Joel Hagen Date of Receipt

 #425 3/28/16
Inspector Loining Date

CC: Inspector Loining
Personnel
IAU



Police Department
350 S. Fifth St., Room 130
Minneapolis, MN 55415
TEL 612.673.2735
www.minneapolismn.gov

March 15, 2016

Officer Ty Jindra
Fifth Precinct
Minneapolis Police Department

Officer Jindra,

RE: IAU Case Number #14-23714
LETTER OF REPRIMAND

The finding for IAU Case #14-23714 is as follows:

MPD P/P 5-102 Code of Ethics.....SUSTAINED (Category B)

You will receive this Letter of Reprimand. The case will remain in the IAU files per the record retention guidelines mandated by State Law.

Be advised that any additional violations of Department Rules and Regulations may result in disciplinary action up to and including discharge from employment.

Sincerely,

Janee Harteau
Chief of Police

A handwritten signature in black ink, appearing to read "Janee Harteau".

BY:

Assistant Chief
Kristine Arneson

1208874

Page 2
Officer Ty Jindra
Letter of Reprimand

I, Officer Ty Jindra, acknowledge receipt of this Letter of Reprimand.

~~Officer Ty Jindra~~

Date of Receipt

~~Officer Ty Jindra~~

1

~~Inspector Loining~~

Date _____

CC: Inspector Loining
Personnel
IAU