



March 19, 2021

Ms. Loretta C. Scott (Via Electronic Loretta.scott@cityofrochester.gov)
Rochester City Council
President, Councilmember at-Large
30 Church St.
Rochester, NY 14614

Re: Council Request – Mr. Daniel Prude Investigation

President Scott,

The Rochester City Council provided me with Resolution 115, *“urging the Administration take immediate disciplinary action in the Daniel Prude matter.”*

I estimate that the internal investigation will be completed within the next two months. After the investigation has been completed, I am mandated under the collective bargaining agreement, Civil Service rules and current policies and procedures to follow a process with respect to discipline:

- In the event departmental charges are recommended, the officers must be provided with an Opportunity to be Heard.
- The member is then permitted a minimum of 10 days to respond to the charges
- The member is then served with formal charges
- The member must then plead guilty or not guilty
- If a member elects to enter a not guilty plea, a hearing must be scheduled. This process takes approximately 30 days by the hearing officer. With 5 staff members involved, I estimate this process to take several months.
- After the hearing process, both Corporation Council and the member’s attorneys submit briefs, which takes approximately 30 days
- The hearing officer prepares a brief after receiving the attorney’s documents and submits them to the chief of police who must then prepare a summary within 30 days

Where things stand currently:

I expect that the determination on any departmental charges will take place in April. I already have a meeting scheduled this week to receive an investigative update with the Professional Standards Section, along with the attorney representing the Department on this case.



I will have more detailed information at that time.

Respectfully submitted,

Cynthia Herriott-Sullivan
Chief of Police