



City of Boston, Massachusetts  
Office of Police Accountability and Transparency  
**Evandro C. Carvalho, Executive Director**

**CIVILIAN REVIEW BOARD (CRB) - COMPLAINT #510**

**Date of Incident:** September 24, 2022  
**Time of Incident:** 8:30 AM  
**Location of Incident:** Dorchester, MA  
**Date of filing:** June 30, 2023  
**Investigator:** Tastery Reed, Jr. (up to April 25, 2025)  
**Date of CRB Decision:** September 11, 2025

**BOSTON POLICE DEPARTMENT (BPD) EMPLOYEES:**

Employee Name	District	Employee ID #	Sex	Race/ Ethnicity
Officer Leroy Fernandes	E5	113407	M	Black
Officer Kamisha L. Green	A1	135897	F	Black
Officer Sylvester Lee Barker	D3	164098	M	Black
Officer Calvin E. Clairborne Jr.	D3	162953	M	Black

**CASE PROCEDURAL HISTORY:**

This case is factually related to OPAT case 209, which was before the CRB on November 20, 2024 as to allegations against Sergeant Sean Rooney, Sergeant Detectives Roberto Paulino, and Charles Moore. In that meeting the CRB **voted unanimously (6-0)**, requesting an **Information Inquiry** and referred the case back to OPAT Investigator for further investigation. The board requested an interview with Sergeant Sean Rooney, Sergeant Detectives Roberto Paulino, and Charles Moore. The board further questioned whether the Boston Emergency Services Team (BEST) arrived or was called to the scene. Complainant testified at the hearing. Complainant stated to the CRB that his brother tried to attack him on September 24, 2022, and that responding officers and Boston EMS failed to take appropriate action upon arriving at the scene. Complainant further stated that after reporting his concerns regarding the responding officers' mishandling of the incident to Sergeant Rooney and later to IAD Detectives Paulino and Moore, they failed to take appropriate action as well.



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On March 27, 2025, OPAT case 209 was again before the CRB. The CRB reached a unanimous decision (6-0), Not Sustained, regarding allegations against Sergeant Sean M. Rooney, Sergeant Detective Roberto C. Paulino, and Sergeant Detective Charles R. Moore for violation of Rule 102§4 (Neglect of Duty). However, the CRB made no decisions regarding the responding officers who arrived at Complainant's residence on the day of the incident given that the investigation into those officers' actions was still active.

OPAT case 209 was subsequently closed on March 27, 2025, and this OPAT case 510 was opened as to Complainant's allegations regarding responding officers Leroy Fernandes, Kamisha L. Green, Sylvester L. Barker and Calvin Clairborne Jr. for failure to take appropriate action and generate a police report after arriving twice at Complainant's residence on September 24, 2022, gathering information from Complainant, Complainant's mother and Complainant's brother regarding allegations that Complainant's brother assaulted him with a hammer and in the process damaged his bedroom door.

#### **SUMMARY OF ALLEGATIONS:**

On June 30, 2023, the Office of Police Accountability and Transparency (OPAT) received a complaint filed by Complainant alleging police misconduct of Boston Police Department employees, Sergeant Sean M. Rooney and IAD Detectives Roberto Paulino and Charles Moore, for violating BPD Rules and Regulations 102§4 (Neglect of Duty). Complainant alleged that on September 24, 2022, he requested his brother to be sectioned 12 or admitted to a general or psychiatric hospital for psychiatric evaluation and treatment for trying to assault him. Complainant alleged that Boston Police Officers responded to his residence twice but left without properly investigating or taking appropriate action. Complainant further alleged that while officers were at his residence the second time, Boston EMS also responded and did nothing. A few days later, Complainant walked into the B-3 police station and reported the mishandling of the incident to Duty Supervisor Sergeant Sean M. Rooney. Sergeant Rooney showed Complainant a police report from the incident that did not accurately reflect what occurred and inadvertently referred to Complainant as a suspect. The incident report was categorized as domestic violence, while the narrative only alluded to a welfare check of Complainant's brother. The report failed to mention Complainant's brother's attempted assault, a hammer, and a damaged door that officers observed on the day of the incident. Complainant attempted to clarify what occurred and requested an investigation of the officers who responded to his residence on September 24, 2022. Sergeant Rooney failed to take action. On November 29, 2022, Complainant walked



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into Boston Police Headquarters and reported the inaction of responding officers and Sergeant Rooney to IAD Sergeant Detectives Roberto Paulino and Charles Moore. Sergeant Detectives Paulino and Moore could not provide the Complainant with a police report related to the incident on September 24, 2022, stating that there was none in their database. Although Paulino and Moore stated they would review the Complainant's allegations and follow up, they failed to do so. Months later, Complainant returned to Boston Police Headquarters requesting all reports involving Complainant and his brother. Public Service Unit Director, Juliana Susi at the front desk provided Complainant with a couple of reports but was unable to find or provide any report from the September 24, 2022 incident.

**APPLICABLE RULES & LAWS:**

1. **BPD Rule 102§4 (Neglect of Duty)**: “This includes any conduct or omission which is not in accordance with established and ordinary duties or procedures as to such employees or which constitutes use of unreasonable judgment in the exercising of any discretion granted to an employee.”
  - a) Responding officers failed to generate a police report after arriving at Complainant’s residence twice, having conversation with Complainant, Complainant’s brother and Complainant’s mother and observing damage to Complainant’s bedroom door and a hammer Complainant alleged that his brother used to assault him.

**SUMMARY OF INVESTIGATION:**

1. On July 6, 2023, OPAT Investigator called Complainant to discuss his complaint.
  - a. Complainant reiterated his allegations from his intake form (See Summary of Allegations section).
2. On October 18, 2023, OPAT Investigator contacted the Dorchester Division of Boston Municipal Court’s clerk's office to see if there were any court documents available. However, no information was found.



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3. On November 14, 2023, Complainant sent an audio recording of his conversation with Sergeant Detectives (s) Moore and Paulino. The audio recording was from November 29, 2022, and was recorded at the Boston Police Headquarters' lobby.
  - a. OPAT Investigator listened to the recording, which Complainant stated to Sgt. Detectives Moore and Paulino that he called the police for a well-being check, and Boston EMS responded to the scene. The complainant stated to the Sergeant Detectives that no one at the scene did anything. Complainant stated that the first time Officers arrived at the home, officers spoke to Complainant's mother about the incident.
  - b. The Complainant arrived and told officers that he was the one who called the police and explained the situation to them, including showing officers the police report. Complainant stated that responding Officers lied and never went down the hall and found his brother asleep that day. Complainant had to direct Officers to where his brother's room was located when they returned to the house the second time that day.
4. On November 15, 2024, OPAT Investigator reviewed an email that was forwarded from the BPD liaison from Sergeant Detective Charles C. Moore, detailing the incident, and made the following statements:
  - a. As a result of his investigation, he found that there was no call for the date of August 2022. The call in question occurred on September 24, 2022. This call was not for a domestic violence incident. It was for a well-being check that was called in by the Complainant. It appeared that Complainant called to have his brother evaluated and possibly have a section 12 placed on him. The Officers on the scene spoke with all parties, including the mother of both parties.
  - b. Boston EMS spoke with Complainant's brother and determined that he was fine and did not need to go to the hospital. The mother of the two brothers stated that Complainant's brother is not violent and just talks loudly. She also informed Officers on the scene that the brother had not broken the door as alleged by Complainant. The mother stated that the door had been broken prior to him coming to live there, and she had it repainted. The mother also told the Officers that Complainant was "her enemy in the house" and that



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- the Complainant caused unnecessary problems. She further stated that she wanted the Complainant to leave her house.
- c. Complainant agreed that he would leave the home voluntarily. The Complainant was instructed not to return by the Officers on scene. The Officers on scene explained to Complainant that they could not section his brother during this call and previous calls and that if Complainant believed that a section 12 was needed, then he would need to get the proper medical paperwork that authorized the section 12. This incident stemmed from Complainant's brother believing that Complainant was hacking his phone, causing him to file a police report on Complainant a few days prior.
  - d. Sergeant Detective Moore added that no violations were observed in any of the BWCs. He explained that the decision to section the Complainant brother lay with Boston EMS and/or other medical professionals.
5. On November 22, 2023, OPAT Investigator reviewed BWC footage provided by BPD. OPAT Investigator attempted to obtain the identities of the Officers who owned the videos. However, BPD liaison was unable to provide the information.
- a. The first BWC, depicted at the 2:00 minute mark, Complainant's brother conversing with an Emergency Medical Technician (EMT) worker while Officers were on the scene. Complainant's brother explained to the Officers and the EMT worker that his phone had been hacked and believed the Complainant was the person who did it. The Complainant's brother stated that he is fine, but just upset. Complainant's mother explained that a door was previously broken and had been repainted. At the 14:46 mark in the video, Complainant's mother stated that Complainant was her enemy and did not ever speak to her. The mother made it clear that she wanted the Complainant out of the home and for the Complainant to go to their father's home. At the 12:17 minute mark, an EMS worker explained to the Complainant's older brother that they are not finding any reasons to go to the hospital, and if anything changes, to call 911.
  - b. The second BWC depicted a female officer speaking to an EMT worker while Complainant was arriving at the scene and explaining that his brother is sleeping, that he is fine, and that there is nothing Complainant can do at



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the moment. The Officer stated that Complainant's brother had some type of mental breakdown going on, but had not been diagnosed with anything. The female Officer also explained that the Complainant continued to call. After speaking to the Complainant's brother, EMT workers and BPD Officers made it clear that there was no reason to do a section 12 on Complainant's brother.

- c. OPAT Investigator reviewed a third BWC footage. In summary, it depicted an Officer explaining to the Complainant that he needed to get the proper paperwork for a section 12 to occur and the proper personnel involved with sectioning individuals.
6. On January 19, 2024, OPAT Investigator reviewed the **9-1-1 dispatch tape**. At the 8:34:00-8:35:00 mark on the tape, there was no audio. At the 8:35:56 mark on the call, a dispatcher can be heard saying that Complainant called stating his brother has been acting erratically the last couple of days and requiring a mental health evaluation. At the 9:24:03 mark, the 9-1-1 dispatcher says that the Complainant's brother just woke up, but is not cooperative.
- a. OPAT Investigator reviewed the **CAD Sheet History**, which showed three call records for the date of September 24, 2022. Two calls were for the residence. According to CAD Sheet History records, the first call was for an alarm, and the second call was for an "Emotionally Disturbed Person." The other call listed was blacked out and was on the same street. According to BPD, that call had nothing to do with the Complainant or that specific address.
  - b. An additional **CAD sheet** depicted that the initial call was for an alarm/investigation for a well-being check for Complainant's brother. The second CAD sheet depicted the initial call being for an EDP. The CAD sheet listed Officer(s) Leroy Fernandes, Kamisha L. Green, Sylvester Lee Barker, and Calvin Claiborne Jr. responded to the scene.
  - c. There were two police reports on file. One police report (I# XXXXXXXXX) was filed on 09/19/22, which was a walk-in report by Complainant's brother, who stated that he believed Complainant hacked into



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his phone and noticed that his passwords to the Google account and several social media accounts had been changed, etc.

- d. **Second police report (I#XXXXXXXXXY)** was filed on 10/05/22, which stated a similar complaint. Both reports have Complainant's name labeled as the suspect. According to BPD, there were no police reports found for September 24, 2022. BPD also noted that there were no IAD records found under the Complainant's name.
7. On February 12, 2024, OPAT Investigator sent a request to the Office of Emergency Medical Services to request any documentation on file. According to Silva Cameron, Policy and Regulatory Affairs Manager of the Department of Health, there were no records found.
8. On December 3, 2024, OPAT Investigator sent an **interview request to Sergeant Detective Paulino and Sergeant Rooney**.
  - a. OPAT Investigator spoke to Sergeant Rooney on the telephone. Reed stated he checked his records, but could not remember anything about the incident or even remember speaking to the Complainant.
9. On June 25, 2025, June 30, 2025, OPAT Investigator sent an interview request to **Public Service Unit Director Juliana Susi ID #009947**. On July 29, 2025, Director Susi stated the following:
  - a. *They are not able to give out reports for domestic violence. She doesn't know who the person is for police report XXXXXXXXY on 10/5/2022*
  - b. *She stated that she remembers what Complainant was looking for him in the system.*
  - c. *She stated that Complainant always asked for her. She further stated that on May 22, 2025, she does not know if she had given Complainant a piece of paper but remembers giving him the police report. She also added that on June 7, 2025 she gave him another copy of reports.*
  - d. *She stated that there is no male with a ponytail who works at that unit as the complainant described.*





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- e. She stated that there is no police report for September 24, 2022; only for October 5 is a DV case ,and he was the suspect. BPD could not provide it to Complainant's but BPD provided it to OPAT.*
  - f. She stated that there is no records for 05/23/2022*
- 10. On May 5, 2025, May 7, 2025, and May 12 2025, OPAT Investigator sent an email interview request to **Officer Kamisha L Green**; however, there was no response from the officer.
- 11. On May 5, 2025, July 14, 2025, August 4, 2025, and August 6, 2025, OPAT Investigator sent an email interview request to **Officer Sylvester Lee Barker** #164098; however, there was no response from the officer.
- 12. On May 5, 2025, May 7, 2025, May 12 2025, July 14, 2025, August 4, 2025, and August 6, 2025,OPAT Investigator sent an email interview request to **Officer Leroy Fernandes**, #113407; however, there was no response from the officer.
- 13. On July 14, 2025, August 4, 2025, and August 6, 2025 OPAT Investigator sent an email interview request to **Officer Calvin E. Claiborne Jr.** #162953; however, there was no response from the officer.
- 14. On July 28, 2025, OPAT Investigator received the **Prehospital Care Report Summary #XXXXXXXXXX** from William D. Plaza, Boston Emergency Medical Services Keeper of Records. It is important to know that this EMS report was observed listed under BPD report **I#XXXXXXXXXX**.
  - a. **09:23:15** Call was received for a 911 Emergency Response. The billing Disposition was *Party Denies Need (PDN)*
  - b. **09:25:01** EMS was dispatched to XX XXXXX St - Dorchester, MA 02124
  - c. **09:31:05** EMS en route
  - d. **09:44:05** EMS on scene
  - e. It is also observed that the receiving facility, Facility Address, Destination Type, and Destination Reason were labeled as N/A. The patient's





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information was under XXXXX XXXXXX, DOB XX/XX/XXXX, age 27.<sup>1</sup>  
Current Medication Comments: Oxycodone HCL. The Narrative History  
also stated the following:

- i. *Party on the scene had gotten into an argument w/ his younger brother about a broken door. Party is AOx4, and denies SI/HI, not seeing or hearing things. Pt denies needing medical care, and situation was police matter, as it appeared to be a domestic issue. Cleared, pdn, police to handle.*
- ii. *Dispatch Reason (EMD): EDP2 EDP2-Violent or Injured*

15. On August 25, 2025, OPAT investigator listened to the **Turret tape labeled PXXXXXXXXX & PXXXXXXXXX** and heard the following:

- a. **8:35:00** The dispatcher Johnson, Brandon #166999 was heard stating *“Make the way to 73 XXXXX St assessing a wellness check. It is a male party debate. He's going to head back to XXXXX St., Brother, there, XXXX Augustine. Acting erratically the last couple of days, and we are going to help mentally evaluate him.*
- b. **8:36:15AM:** A female officer stated, *“On the way.”*
- c. **8:40:02AM:** A male voice is heard saying, *“For the units are heading to XXXXX St. There is a report in there. I need to take him out, Family or concern that he might have kept the night while he was low.”*
- d. **8:42:10AM:** Dispatcher Brandom is heard saying, *“Is there a unit for XXXXX St?”*
- e. **8:42:18AM:** A female voice was heard saying, *“It's going to be apartment XXX. It looks like a basement apartment, possibly”*
- f. **9:03:43AM:** *“Do you guys need any EMS for XXXXX St?”*
- g. **9:03:46AM:** *“ No, sir, that party is sleeping.”*
- h. **9:23:54AM:** Dispatcher Brandom is heard saying, *“ I got another call for XXXXX St., party is woken up, he's calm now, but not likely to cooperate. There is no sign of Shyscophys there.*
- i. **9:24:09AM:** A male officer is heard saying, *“Okay, well, head there.”*

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<sup>1</sup> Although name and date of birth does not match Complainant's brother's name and date of birth, other information including narrative of incident matches



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**EVIDENCE REQUESTED/REVIEWED:**

<b>Evidence</b>	<b>Description</b>	<b>Availability status</b>
Complainant's OPAT Intake Forms	Written statements made by Complainant regarding officer's behavior.	Available
Complainant's interview	Phone call on 6/6/2023	Available
Interview - Sergeant Detective Charles Moore	Interview request via email on 11/25/24	Not available
Body Worn Camera footage	Body Worn Cameras footage from 4 responding officers on 9/24/22	Available
CAD Search History/Incident History	911 Call Transcript	Available
Statement from Sergeant Detective Charles Moore	11/15/24 email from BPD liaison describing Sergeant Detective Charles Moore's review of the incident on 9/24/22	Available
Interview letters- Sergeant Detective Roberto Paulino, ID # 099721, and Sgt.. Sean Rooney, ID #116897	Request Interview letters were sent on 12/3/24. No response	Not available
Police Report (I#XXXXXXXXXX) Date: 9/19/22)	Walk-in police report from Complainant's brother. Complainant is labeled as a suspect	Available



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**CRB DECISION:**

The CRB reached a **Unanimous decision (6-0), Sustained**, regarding allegations against the following officers in violation of **Rule 102§4 (Neglect of Duty)**

<b>BPD Employee Name</b>	<b>Applicable BPD Rule</b>	<b>Finding/Recommendation</b>
Officer Leroy Fernandes	Rule 102§4 (Neglect of Duty)	Sustained
Officer Kamisha L. Green	Rule 102§4 (Neglect of Duty)	Sustained
Officer Sylvester Lee Barker	Rule 102§4 (Neglect of Duty)	Sustained
Officer Calvin E. Clairborne Jr.	Rule 102§4 (Neglect of Duty)	Sustained



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After reviewing all the evidence and examining the circumstances surrounding Complainant's allegations, CRB finds officers responded to Complainant's residence twice regarding Complainant's desire to have his brother sectioned for his brother's alarming behavior, which included Complainant alleging that his brother attempted to assault him with a hammer and damaging the door to Complainant's bedroom. Officers, along with Boston EMT, did not find a reason to apply a section 12 on Complainant's brother; however, they did instruct Complainant on the necessary steps for applying for a section 12. BWC footage depicted BPD Officers, along with Boston EMT personnel, interviewing Complainant's brother, Complainant, and their mother. Officers were also able to observe damage to Complainant's bedroom door, which Complainant's mother denied being made by Complainant's brother. Boston EMS generated a **Prehospital Care Report Summary #XXXXXXXXXX** detailing the events that occurred. However, to date, BPD has not provided any police report from this incident.

**CRB RECOMMENDED DISCIPLINE:**

According to the Discipline Matrix established by the Boston Police Department, CRB has recommended the following discipline for the following Boston Police Officers:

<b>BPD Employee Name</b>	<b>Applicable BPD Rule</b>	<b>Recommended Discipline</b>
Officer Leroy Fernandes	Rule 102§4 (Neglect of Duty)	<b>Oral Reprimand</b>
Officer Kamisha L. Green	Rule 102§4 (Neglect of Duty)	<b>Oral Reprimand</b>
Officer Sylvester Lee Barker	Rule 102§4 (Neglect of Duty)	<b>Oral Reprimand</b>
Officer Calvin E. Clairborne Jr.	Rule 102§4 (Neglect of Duty)	<b>Oral Reprimand</b>