



CITY OF BOSTON
OFFICE OF POLICE ACCOUNTABILITY AND TRANSPARENCY
Evandro C. Carvalho, Executive Director

CIVILIAN REVIEW BOARD (CRB) - COMPLAINT #421

CASE TIMELINE:

Date of Incident: October 29, 2024
Time of Incident: 4:55 PM
Location of Incident: 1 Center Plaza, Boston, MA
Date of Filing: November 4, 2024
Date of CRB Decision: July 14, 2026

BOSTON POLICE DEPARTMENT (BPD) EMPLOYEE(S):

BPD Employee Name	District	Employee ID #	Sex	Race/Ethnicity
Detective Marc Delvalle	A-1	051643	M	UNK

CASE PROCEDURAL HISTORY:

This is the first time this case has been brought to the Civilian Review Board (CRB).

SUMMARY OF ALLEGATIONS:

- 1) On October 29, 2024, the complainant alleged that after reporting a pedestrian collision involving a motor vehicle, Detective Marc Delvalle communicated with him in an aggressive, dismissive, discourteous, and unprofessional manner during a follow-up telephone conversation regarding the investigation. Specifically, the complainant alleged that Detective Delvalle repeatedly interrupted him, dismissed his concerns, made a joke regarding the incident, concluded that both he and the driver were equally at fault without allowing him to fully explain the circumstances, and contacted him by telephone despite his request that communications be conducted by email.

APPLICABLE RULES & LAWS:

1. **BPD Rule 102§9 (Respectful Treatment):** Employees must be civil, respectful, courteous, and considerate toward members of the public.
 - a. Allegations of Misconduct: The complainant alleged that Detective Marc Delvalle failed to treat him with respect, courtesy, and professionalism during a telephone conversation concerning the investigation of the reported pedestrian collision.



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SUMMARY OF INVESTIGATION:

1. On December 11, 2024, OPAT submitted an initial records request to the Boston Police Department for investigative materials relating to Incident Report I# [REDACTED], including the associated CAD event (P# [REDACTED]). OPAT subsequently received and reviewed the Incident Report, Supplemental Report, CAD records, complaint intake materials, investigative notes, and case-related correspondence.
2. Former Investigator conducted outreach to the complainant and later completed a telephone interview regarding the incident. The complainant stated that on October 29, 2024, at approximately 4:55 p.m., he was walking near Government Center when he was struck by a slowly moving vehicle while within a marked crosswalk. The complainant stated that no officer responded to the scene and that he instead walked to the Boston Police Department Area A-1 station to file a report. The complainant advised that the intake officer at the station was professional and helpful. However, the complainant alleged that Detective Marc Delvalle later contacted him by telephone and communicated with him in an aggressive, dismissive, and discourteous manner while discussing the investigation. The complainant stated Detective Delvalle repeatedly interrupted him, did not allow him to explain his concerns, made a joke regarding the incident, and advised him that both he and the driver were equally at fault. The complainant further advised that he had requested communication by email rather than by telephone.
3. Former Investigator also interviewed the complainant's girlfriend, [REDACTED] who advised that she was not present during either the pedestrian collision or the subsequent telephone conversation. [REDACTED] stated that the complainant contacted her shortly after speaking with Detective Delvalle and described the detective as rude, aggressive, and unprofessional.
4. On February 19, 2025, Former Investigator contacted Detective Delvalle requesting surveillance video related to the incident. On February 20, 2025, the complainant provided OPAT with surveillance video depicting the reported pedestrian collision. OPAT reviewed the video, which depicts the complainant standing within a marked crosswalk when he is struck by a slowly moving white Chrysler Town & Country before pursuing the vehicle.
5. OPAT also reviewed the Supplemental Report, which reflects that Detective Delvalle reviewed the available surveillance video, determined that both parties contributed to the incident, and mailed Citation # [REDACTED] to the registered owner of the vehicle for failing to yield to a pedestrian within a marked crosswalk.
6. As part of the investigation, Former Investigator reviewed Massachusetts General Laws Chapter 89, Section 11, governing pedestrian right-of-way within marked crosswalks and investigations involving pedestrians injured within marked crosswalks.



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7. On December 9, 2025, Investigator assumed responsibility for the investigation following reassignment of the case.
8. In an effort to obtain Detective Delvalle's account of the allegations, Investigator sent an interview request by email on April 1, 2026. An automatic out-of-office response was received on April 2, 2026, advising that Detective Delvalle would return on April 6, 2026. A follow-up interview request was sent on May 4, 2026, and an additional follow-up was sent on May 21, 2026. Following another automatic out-of-office response advising Detective Delvalle would return on May 26, 2026, Investigator sent a final interview request on May 26, 2026. No response was received.

EVIDENCE REQUESTED/REVIEWED:

The following materials were identified, requested, and reviewed as part of the OPAT investigation.

I. Evidence Available and Reviewed

Evidence ID	Evidence Type	Description / Title	Date Requested	Date Received	Date Reviewed
421-EV0001	Complaint Intake	Complaint Cover Sheet and Intake Materials	11-04-2024	11-04-2024	12-09-2025
421-EV0002	Police Report	Incident Report I# [REDACTED], including Supplemental Report	12-11-2024	12-16-2024	12-09-2025
421-EV0003	CAD Record	CAD Sheet, P# [REDACTED]	12-11-2024	12-16-2024	12-09-2025
421-EV0004	Video	Surveillance video depicting the reported pedestrian collision	02-19-2025	02-20-2025	02-20-2025
421-EV0005	Investigative Notes	OPAT investigative notes documenting interviews, evidence review, legal research, and investigative activities	N/A	Various	12-09-2025



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Evidence ID	Evidence Type	Description / Title	Date Requested	Date Received	Date Reviewed
421-EV0006	Correspondence	Records requests, interview requests, and other case-related communications	Various	Various	12-09-2025

II. Summary of Evidence

- a) OPAT reviewed the complaint intake materials, Incident Report I# [REDACTED], Supplemental Report, CAD records, surveillance video, OPAT investigative notes, and case-related correspondence. The available evidence establishes that the complainant was struck by a slowly moving vehicle while standing within a marked crosswalk. The surveillance video depicts the complainant being struck before pursuing the vehicle, and the Supplemental Report reflects that Detective Delvalle reviewed the available video evidence and issued a citation to the driver for failing to yield to a pedestrian.
- b) The complainant consistently alleged that Detective Delvalle later communicated with him in an aggressive, dismissive, discourteous, and unprofessional manner during a follow-up telephone conversation concerning the investigation. The complainant's girlfriend advised OPAT that the complainant contacted her shortly after the conversation and described Detective Delvalle's demeanor as rude, aggressive, and unprofessional.
- c) No recording or independent witness exists documenting the telephone conversation between the complainant and Detective Delvalle. Despite multiple interview requests by OPAT, Detective Delvalle did not provide a statement.



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CRB FINAL DETERMINATION:

The CRB reached a **unanimous (6-0)**, regarding allegations against **Detective Marc Delvalle, ID #051643**, in violation of the following BPD Rules:

BPD Employee Name	Applicable BPD Rule	CRB Ruling
Detective Marc Delvalle	102§9 (Respectful Treatment)	Sustained

SUMMARY FINDINGS:

Detective Marc Delvalle (A-1) - ID #051643

1) **BPD Rule:** 102§9 – Respectful Treatment

CRB Finding: Sustained

Analysis:

- a) The complainant alleged that Detective Marc Delvalle communicated with him in an aggressive, dismissive, discourteous, and unprofessional manner during a follow-up telephone conversation concerning the investigation of his reported pedestrian collision. Specifically, the complainant alleged Detective Delvalle interrupted him, dismissed his concerns, made a joke regarding the incident, and did not allow him to fully explain his position before advising that both he and the driver were equally at fault.
- b) The Civilian Review Board reviewed the complaint intake materials, Incident Report I# [REDACTED], Supplemental Report, CAD records, surveillance video, investigative notes, and case-related correspondence. OPAT also interviewed the complainant, who consistently maintained that Detective Delvalle's demeanor during the telephone conversation was aggressive, dismissive, and discourteous. The complainant's girlfriend advised OPAT that the complainant contacted her shortly after the conversation and described Detective Delvalle in similar terms. Additionally, OPAT made multiple attempts to obtain Detective Delvalle's account of the allegations; however, no response was received.
- c) Although no recording, Body Worn Camera footage, or independent witness exists documenting the telephone conversation, the Civilian Review Board considered the surrounding circumstances of the investigation, including the complainant's testimony, the girlfriend's statement of complainant's reporting of the incident, the available investigative materials, and the Supplemental Report documenting that Detective Delvalle advised the complainant that "both parties had a role in the altercation." The Board found that this statement was generally consistent with the complainant's account that Detective Delvalle advised him he



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was at fault during their telephone conversation. In reaching its determination, the Board also considered the circumstances reflected in the investigative record, including that the complainant reported being struck while crossing the roadway and that the investigating officer ultimately issued a citation to the driver involved in the incident. The Board found it concerning that Detective Delvalle included an attribution of responsibility to both parties in the Supplemental Report where the available evidence did not establish a sufficient factual basis for that conclusion. The Board determined that this language was inconsistent with the expectation that an investigator remain objective and avoid prematurely assigning fault, particularly where the statement could reasonably be perceived as minimizing the complainant's account or supporting an adverse conclusion against him.

- d) The Civilian Review Board determined that, under the circumstances, Detective Delvalle's communication to the complainant that both parties were at fault reflected discourteous and inconsiderate treatment and was inconsistent with the expectation that an investigator remain objective. Accordingly, the Board found that Detective Delvalle violated BPD Rule 102§9 (Respectful Treatment).

CRB RECOMMENDED DISCIPLINE:

According to the Discipline Matrix established by the Boston Police Department, the CRB has recommended the following discipline for **Detective Marc Delvalle, ID #051643**:

BPD Employee Name	Applicable BPD Rule	Recommended Discipline
Detective Marc Delvalle	102§9 (Respectful Treatment)	Oral Reprimand