



Question # 3453- Requested Email copy of Report-

Answer : <https://town.canton.ma.us/1080/Police-Audit-Report-and-Information-Sess>

Question # 3457- “What is the specific language or assumption by 911 caller that dictates crime scene protocol vs accident scene protocol. Also, what are the different procedures governing each? If the victim has not been declared dead, is it standard procedure to photograph him/her or does that typically only occur when death is certain? If the victim is potentially revivable, don’t life-saving techniques take precedence over ‘crime’ scene processing, particularly if the facts initially available do not specifically indicate a crime?”

Answer: Preservation of life and prevention of bodily harm always take precedence over investigative techniques. Regardless of whether a scene is initially classified as an “accident” or a “crime,” it requires immediate preservation, thorough documentation, and detailed photography. An accident scene can rapidly evolve into a crime scene based on newly discovered evidence or witness statements. Therefore, both types of scenes must be approached with the same level of care and attention, focusing on the preservation and documentation of information and evidence.

There is no single, definitive language that automatically classifies a scene as either an accident or a crime. The responding officer’s discretion, training, and experience are critical in identifying the nature of the situation and initiating the appropriate response.

Questions # 3459- “How was info, quotes given by canton police verified/ authenticated? It seems like you took the word of canton police department much of the time. Why Didn’t you speak with social media (Turtleboy), canton residents, police victims, former chief, Brian Higgins, etc to get the full picture? Since the select board plays a critical role of the police, why weren’t they investigated thoroughly? (Especially certain long-standing members who have been complicit in the system). Since the select board hired you, was there any understanding that you would walk a line or not criticize certain people to affect the final report?”

Answer: The scope of work was clearly defined and limited to specific areas of assessment. Our role was not to “investigate,” but rather to evaluate the Canton Police Department’s (CPD) policies and procedures as written, and to assess their application in real-world scenarios. When deviations from policy or its application were identified, we analyzed the contributing factors and recommended strategies for improvement.

At no point did the scope of work call for, suggest, or authorize an investigation into any Town of Canton committee, Select Board member, or individual elected official. Interviews with Canton residents, town officials, and elected officials were conducted when appropriate. No interference from any member of the Select Board or any town official was encountered during the assessment.



Question # 3460- *“One of the key things posted online about your investigation is “you did not find any indication of conspiracies, corruption or coverups” (sic) I don't disagree with that comment but is it equally important to clearly caveat that with “but there were many things excluded from the scope of our work that COULD have identified any of these items particularly in the Karen Read case where we did not look at the Sallyport videos or video system itself, we didn't verify the authenticity of any videos and we didn't review ANY evidence in such case”? I know you have scope limitations in the back of the report before given all the hype on the case, your statement that you found nothing being misinterpreted by many can you please confirm that you agree with the statement I have written or something similar in the alternative?”*

Answer: As stated in the report and at the presentation the scope of our assessment was dictated by the scope of work provided by the Town of Canton which specifically outlined the areas to be assessed. Our assessment focused on CPD policy and its implementation. Based upon our findings when deviations occurred, they were not the result of corruption nor were they done intentionally with malicious intent. Outside of the parameters of our assessment, we are not able to make declarative statements concerning possibilities.

Question # 3461- *“In the public form (sic) you mentioned that the town paid a personal expense of a police officer for a \$700 car cleaning. You later indicated this officer repaid the expense at an unknown date in connection with the audit much later than the expense was paid. Is it not a policy violation to knowingly submit personal expenses to the town for reimbursement? Do you believe any officers involved should be reprimanded given there doesn't appear to have been a plan to correct this matter before it came up in the audit and the matter involves the officers integrity? Lastly, did you do a financial audit of officer expenses to determine if this matter is isolated or prevalent? If you didn't do an audit of other expenses do you think it is important to clarify this to the citizens who would not understand the scope of your audit clearly that other such items MAY exist?”*

Answer- The officer did not submit this expense for reimbursement. Rather, the department's leadership took the initiative to cover the cleaning costs while the officer was on leave, with the understanding that the officer would reimburse the expense upon returning to full duty. There was no attempt to conceal that department funds had been used. A communication gap occurred, as the Chief was on temporary travel when the Assistant Chief arranged the payment. Upon the Chief's return, communication at the command level was unclear, resulting in the reimbursement not being processed as intended. Once the issue was identified during the audit (February/March 2025) and brought to the attention of CPD Command staff, the officer immediately reimbursed the department. Our audit of time sheets, overtime records, and asset forfeiture fund expenditures found that CPD was in compliance with all applicable policies and regulations related to law enforcement activities.



When issuing internal discipline, it is important to distinguish between actions that are intentional and those arising from carelessness or oversight without malicious intent (similar to a “Douglas Factors” assessment). While no discipline is warranted in this case, thorough documentation and a formal investigation—including a statement from the detective—should have been completed.

Question # 3462- “During the session you gave Jen McCabe glowing reviews for her 911 call. When you made such comments did you take into account that (i) she stated they flipped him over but testimony in the case by two others is that he was face up, (ii) she stated the man got out of the car but her testimony is that the man did not get out of the car and (iii) she stated the man had been out there a couple of hours when her testimony indicates he had been out there approximately 6 hours? You inferred her comments were accurate and helpful when a large part of the community believes that nothing in her call was accurate. Is there anything you would like to clarify relative to the comments you made re: her 911 call?”

Answer- No. Reviewing and evaluating trial testimony by witnesses was not a part of the Audit. During the 911 call, when asked by Canton Fire Rescue about John O’Keefe, Ms. McCabe answered questions as requested by the 911 operator, enabling rescue personnel to have advanced information about his condition prior the arrival of rescue personnel.

Question # 3463- “In your report you have indicated the Canton Police responded to the O’Keefe crime scene as a man in the snow. During testimony Jen McCabe, the person that made the 911 call, indicated that she told multiple EMT/police officers on the scene that Karen said “I think I hit him”. Years later she clarified she stated to these individuals “I hit him”. Since based on her testimony it seems so apparent that the 911 caller and officers on scene were well aware this was a hit and run murder, why is there no mention of these policies in your report regarding what the officers should have done in that scene including immediately securing her vehicle until a warrant was obtained? I am confused by the disconnect between the statements the 911 caller is adamant she heard and communicated to those on site were not (i) acted on by the officers or (ii) mentioned in their reports so I would appreciate your clarification of how you considered such information/statements in your report.”

Answer- Trial testimony and facts learned or alleged after the fact were not considered when assessing the response of the CPD the morning of January 29, 2022, as reported. The 911 call posted and included in the report speaks for itself. There was no indication that the initial responding officer’s believed Mr. O’Keefe’s condition was a result of a hit and run.

[Note: The Audit Report outlined witness interviews protocols including investigators should consensually record interviews of witnesses.]

5 STONES INTELLIGENCE



Question # 3464- *“Independence and objectivity are integral during the audit. As a licensed CPA with many years of experience, a cold read of your report appears to include apparent bias. Statements are not appropriately tailored for scope limitations, some statements seem made with no related audit procedures/basis for such statements such that they are easily taken out of context. You offer qualitative observations on personnel which is clearly outside the scope of a compliance audit. Can you please confirm if there are any prior relationships or distant relationships that have not previously been disclosed that have resulted in the appearance of an inappropriate biased relationship with those that hired you and those you audited? In addition, I do not believe governance for the audit was appropriate in that the Police Audit Chair showed no respect for the engagement, discounted findings, inappropriately limited access to citizens input throughout and the Police Chief was the central point of contact. How did you consider these limitations/abnormalities and why are none of them mentioned in your report? In closing, I don't believe a one sided report that appears to be a mouthpiece for those that were opposed to the audit will do anything to help heal the community or address this matters that need to be addressed in the community. Many citizens still will not feel safe when you state it is ok to call the cell numbers you always called before you ring dispatch and when you defend a 38 page report related rubber duckies and say it was deserved/well done when the case was dismissed. Did you consider the case was dismissed in your conclusion on whether this was a good use of resources? This was a lost opportunity to help this community heal and that is unfortunate.”*

Answer- Thank you for your opinions. No prior relationships existed between the Audit Team members, any Town official or members of the Canton PD. The Inner workings of the Canton Police Audit Procurement Committee and the actions of the Chair were not in the scope of work, nor were they subject to assessment by the Audit Team.

The dismissal on the part of the judge is not a reflection of the investigation nor does it negate its necessity.

Question # 3465- *“The two-minute timeframe did not permit me enough time to thank 5 Stones intelligence, Inc., for their detailed audit of the Canton Police Department. As I noted, I wish they performed more community engagement, I understand that their scope may have been limited by how the RFP and contract were designed, and the limited access they were permitted to individuals because of how the organizers set this up. It is an unfortunate outcome for those who were hoping this audit would provide more opportunity to address the trust issues some people in Canton are experiencing. Yet, I am still hopeful we can utilize the audit findings to collectively work towards this goal, and our town leadership will take the opportunity to lead this effort. Related to one of the questions I asked at the audit presentation on 4/5, I would like to let 5 Stones and those who heard the discussion know that I was informed by Louis Jutras, Canton's head of IT, that the information regarding the radio*



communication system implementation was inaccurate. Per Mr. Jutras, radio replacement project is in progress. Police have received their new portables and in vehicle radios. Cabinets and repeaters have also arrived. Distribution and installation of this equipment begins this month. The comment around the GMS project should have been reported that radio coverage will be further enhanced when this project is completed as we are looking to install an additional repeater at this site to enhance communication in that area. Specific to the dead spots, some issues were already addressed when an antenna was replaced a few months ago but others won't be fixed until the new equipment is installed. The expectation is that the new site will be installed and operational by May, and the project to be completed by September. The project covers 6 sites for new equipment, 75 + portable radios, and about 55 in vehicle radios so just getting all of the equipment takes time, which is understandable. While I cannot speak to what 5 Stones was told or heard, because these details did not make the audit report, I think it is worth noting that the dead spot issues for our police department's radios represent a serious safety issue that had been identified and steps to address them were already in process prior to the audit. Best Regards, Greg Murphy."

Answer- "Thank you. While we agree with the information you provided above, it is important to note that even though the issue is 'in the process of being addressed,' dead spots where the handheld radios were ineffective and failed to provide adequate communication still existed as of the day of the presentation."

Question # 3466- *"Thank you for the opportunity to submit questions and for your important work. While I believe there is much in the report that will help improve police operations, I'm seeking your additional input on proposed ideas to help restore trust between Canton residents and the CPD. RE: Section 1.G. / Section 20.VI: Community Relations Policy - Did 5 Stones include any specific recommendations to the CPD in terms of adapting this policy in light of the current state of public trust? For example, Section 45.2 of the CALEA Standards addresses Community involvement, including Quarterly Progress Reports and Citizens Surveys. Please explain if these are currently being used by the CPD? If not, could these types of activities help address our public trust gap? RE: Section 1.SS. / Section 20.XXIII: Compliance with CALEA Standards on Specified Policies and Procedures - Please explain whether there are any standards related to fostering public trust, transparency, and accountability other than CALEA 45.2? Can you give an example of the types of steps the CPD could take to ensure accountability and adherence to this type of standard / best practice. What value, if any, would MPAC's Road Map to Certification and Accreditation have, if any, in helping the CPD, Select Board, and other stakeholders develop an implementation roadmap for the audit recommendations? Section 4 / Section 20, XXVII: Organization Structure and Governance - During the Public Form you stated that Canton*



does not need a civilian advisory board. Alternatively, you recommended police ride-alongs. The report states "Transparency and community engagement are critical components of modern policing and can foster trust and cooperation between the police department and the community it serves." Do you have any experience auditing, designing and/or implementing other activities that foster transparency and community engagement? For example, I understand there are citizen police academies, neighborhood walk-and-talks, and coffee with a cop events. If yes, is there any data indicating their effectiveness in positively addressing low police and citizen morale / trust? If no, do you know any other organizations or resources that may be able to help Canton bridge the trust gap at scale? Section 6: / Section 20:XXVIII: Management Operations and Culture – Is there an equivalent SRO-type position for the community at large? What roles, responsibilities, and skills should this broader role have? How would this position compare to Canton's Community Relations Officer position described in Section 1.G? How do these roles and responsibilities compare to what one would find in a mature community policing program? How would you compare Canton's community policing program to the peer group you evaluated? Is this a reasonable comparison given the public trust issue Canton is currently dealing with? Section 10: Select Board Oversight and Industry Standards - Does 5 Stones have any experience in assessing, developing and/or implementing police department evaluation programs that include in their scope injury or harm to public trust, community perceptions, and police community relations? Do you know if Canton is currently using any metrics to help assess department and/or individual performance in these areas? Does 5 Stones have any recommendations on how the residents of Canton could best be engaged by the CPD and Select Board to help evaluate the appropriateness of these measures for our use? Section 20.XXXIII.d. Consider Community Input and Stakeholder Engagement & Implementation Roadmap -Does 5 Stones have any insight / recommended research the Town of Canton could use to more thoroughly address its public trust-related issues?"

Answer: “The recommendations related to the issues outlined above are included in the report and have been shared with Town leadership. These suggestions align with industry best practices and standards. However, all proposed actions require approval, funding, and implementation at the executive level, along with coordination with the police union. Programs such as Citizen Academies, ride-alongs with officers, and ‘A Day with a Cop’ are effective tools for fostering communication and building community trust. As noted in the report, it is the responsibility of Town leadership to implement these strategies to promote trust and transparency, rather than contribute to the anger and frustration felt by community members.”



Question # 3467- “You appear to give Helena Rafferty rave reviews for her leadership and commitment to change/improve/address recommendations. In my opinion, a Police Chief should take the initiative to identify gaps and address them and also understand best practices through her own training and networking. It's concerning in 2025 that she didn't understand it is not appropriate for officers to use personal cell phones to conduct business for legal and other obvious reasons. In reaching your conclusions that she is sufficiently qualified and recommended by you to continue to serve as Police Chief, how did you consider that under her leadership (i) she thought it was appropriate to spend \$200k on a kitchen over essential items such as cameras, cell phones and training and (ii) she didn't identify on her own, prior to any audit, that additional officer training was necessary when her officers did not take photos, did not photo the TAILIGHT, and did not do many other important items in the investigations either Officer John O'Keefe or Sandra Birchmore? Similarly, given the lack of confidence in her leadership by many in the community, wouldn't it be worth consideration to NOT renew her contract and bring in a highly skilled Police Chief with the requisite skills to restore faith in the police department, address the findings in your reports based on their knowledge and expertise without the need to hire you for additional services? This recommendation seems a bit self-serving since you appear to be her crutch to get her to do her job appropriately.”

Answer- We did not make any statements regarding Chief Rafferty's contract or future tenure, nor did we offer “rave reviews” as suggested. Additionally, the report contains no language supporting the claim that we concluded she is “sufficiently qualified **and** recommended to continue serving as Police Chief.” Our report simply stated that “...her leadership style was effective, and she was receptive to our recommendations.”

The decision to renew Chief Rafferty's contract rests solely with the Select Board. The Police Audit Committee did not request, and the Audit Team was not tasked with, making recommendations regarding contract extensions for the Chief of Police or any member of the command staff.

Question # 3468- “Recently in court, Attorney Brennan indicated that certain Sallyport videos were replaced. In the session yesterday you indicated no cameras had been replaced due to the pending litigation. Who was incorrect Attorney Brennan or what you stated yesterday in response to a question?

Answer- We were advised by Canton IT Specialist that the **mirrored camera** inside the sallyport was not replaced as we stated in the question-and-answer segment on April 5, 2025.

Question # 3469- “In the discussion yesterday you mentioned discretion was appropriate in the case of the Officer whose dog unfortunately passed away in his car. How do you reconcile/explain no charges in this case when in the of another person



who left a dog in their vehicle in January 2024 in Canton there were charges levied against a Braintree man although in that case the dog survived? You mentioned the environmental police did not levy charges for the rabbit incident. The incident involved underage drinking and property damage. Were any charges levied for those individuals? I understand there were Alberts present. There were balloons filled with chemicals tossed on the lawns of Karen Read supporters. Were those charges investigated and were any charges ever filed? As you review the responses to all the questions above to (sic) you see why citizens believe they are not treated fairly and anyone associated with the CPD get a pass with respect to the law?"

Answer- The Audit Team determined that the use of discretion was appropriate in the tragic incident involving the officer's dog. Discretion is a critical element of law enforcement decision-making, and not all cases are handled identically. During our presentation, we cited three similar cases: in two, no charges were filed, and in one, charges were pursued. We did not review cases from neighboring towns. It is important to note that decisions regarding charges and prosecution are made by the investigative division in collaboration with the Norfolk District Attorney's Office.

Regarding the Thanksgiving home incident, the homeowner declined to press charges and instead requested restitution for damages, totaling approximately \$20,000. Law enforcement interviewed approximately 18 juvenile subjects, and no criminal charges were filed. To ensure transparency and mitigate any concerns of impropriety, the Canton Police Department requested assistance from a neighboring police agency during the investigation.

As for other allegations, such as the "Balloon Case," the complainant is advised to follow up directly with the Canton Police Department to inquire whether an investigation was conducted and to request copies of any related reports.

Question # 3470- "I am following up on a question I asked 5 Stones during the Q&A portion of their audit presentation. While they acknowledged the current hierarchy above the police chief works, I would like to know, given that the managing person or body would rarely have detailed knowledge about policing, what responsibilities should the person or body in this oversight position be expected to do/provide the chief and police department in terms of: a. Setting policy and direction? b. Overseeing operations? c. Managing resources and strategy? d. Setting expectations for leadership?"

Answer- The individual or governing body in this role holds the responsibility of ensuring that the Chief of Police is effectively fulfilling their duties in a manner that serves the best interests of the Town. Communication is critical; it is incumbent upon the governing body to establish clear lines of communication and to set measurable expectations for both the Chief and the police department.



While the governing body may not possess expertise in policing or investigations, it should nonetheless establish clear standards and performance expectations. Regular requests for and reviews of statistical information—such as internal affairs investigations, citizen complaints, investigations initiated and prosecuted, and use of force statistics—can provide valuable insights into the department’s operational effectiveness and the quality of its leadership.

Question # 3471- *“The Canton PD follows the state's Civil Service hiring process but many communities in Massachusetts have opted out of the civil service system for hiring. One main reason they cited for doing this is because they were seeking greater flexibility in hiring and promoting public safety personnel, particularly police and fire staff. While you referenced the CPD's hiring process, given the challenges filling current positions and the additional positions you recommended, did you review the civil service hiring process as it relates to Canton and the potential benefits and drawbacks of choosing to opt out? If so, what were your conclusions? Would you advise Canton to opt out of the civil service process?”*

Answer- Yes, we did review the benefits and restrictions of leaving the civil service hiring practices. There are many benefits to leaving civil service as many departments have done and it is our recommendations that leaving civil service would be extremely beneficial to the Town of Canton as well as the CPD.

Question # 3472- *“In the discussion at the April 3rd meeting with three Audit Committee, 5 Stones discussed the cameras at the police station being motion activated. Based on what you saw, did recordings stop the moment movement stopped or is there a lag between the motion stopping and the camera stopping recording? I ask because cameras I am familiar with other cameras and how motion sensitivity works for them. They start recording as soon as motion is detected and turn off only after a defined period of time there is no motion. If there is a lag with the police cameras, how long is it? I ask because footage I've seen from a particular case did not only stop the moment motion stopped but apparently stopped while there was active motion. I also understand the motion sensitivity is also based on the camera's set motion zone, the area of detection, if you will, for the camera. Were you able to assess these settings of the cameras to determine whether they are set to detect motion in all pertinent areas in the sally port? Was the field scaled back at all from detecting motion in any portion of the camera's field of view? If so, were you able to determine a reason for the settings? Best Regards, Greg Murphy”*

Answer- The Audit Team was advised that cameras are motion activated. We did not assess the settings in the sallyport, because of the ongoing trials, and their evidentiary value. Our assessment focused on the policy to have a recording device in place as well as a proper retention and retrieval system with access integrity safeguards. Regarding your



other questions, they would be best addressed through a FOIA requests to the Town IT manager.

Question # 3473- *I see 5 Stones reviewed many policies, including the relatively new Body Camera Recording Policy. They noted that detectives and SROs used them in their report but started (sic) at the 4/5 presentation on the audit that all officers wear them. Can you confirm that all officers now wear them? Also, based on your review, is this policy document complete and through? Finally, is this policy one that can and should be made public so citizens can read and understand the policy the police are following? Best Regards, Greg Murphy*

Answer- All Canton PD officers have been utilizing Body Worn Cameras (BWC) since November 2024. The policy is complete and in line with the Department of Justice policy. Clarification or requests for policies is the right of every citizen of the Town of Canton, and review of that policy will provide clarity on when and how the cameras are activated and what happens with the subsequent recordings concerning their review and possible retention.

Questions # 3474- *“In the Hit and Run Investigations section of 5 Stones' audit report, you explicitly called out that the incident at 34 Fairview involving Officer John O'Keefe was only determined to be a hit and run in hindsight. In your opinion, how long should it have taken to determine that an unresponsive man, only feet from the road, with both eyes black and swollen, and a gash on the back of his head, in a snowstorm may have been a hit and run, or at least was something worthy of investigation as a potential hit and run, or at least something that warranted several of the steps you outlined for this scenario such as, taking photos of the scene and conducting a door-to-door canvas of residences in the area to ask people what they may have witnessed, as well as maybe seeking potential video footage from anyone who has cameras in the area that may have captured something? As you know, anyone who records video probably has their footage overwritten in a matter of days so, requesting these recordings in a timely fashion is critical to potentially confirm exactly what happened. Best Regards, Greg Murphy”*

Answer- The Audit Team was tasked with assessing the CPD compliance with policy and procedures. Based on CPD policies, CPD officers did not comply with all of their crime scene protocols prescribed by CPD policies and procedures as noted in the audit report. The Audit Team was notified that officers did conduct canvassing of the area to determine if any video footage was available with negative results. All possibilities within reason should be entertained upon arrival at a scene and as stated above both suspected “Accident Scenes” and “Crime Scenes” should be handled in a similar fashion.

Question # 3476- *Is it normal policy and procedure for a cop to drink and “forget” his badge & GUN in his friends car?! Is it normal for cops to black out while driving a*



police vehicle? As someone who has received a DUI before, I'm disgusted that the same people arresting me are out doing the same thing. They are supposed to be role models for the town. The current canton Police are the farthest thing from role models. Make it make sense? If I move to Canton, can I drink and drive legally? I might consider What a joke, Kevin Albert is!

Answer- The Audit Team found Detective Albert was in violation of policies and procedures as they related to drinking and operating a Town vehicle.

Question # 3478- "I attended Saturday's presentation, and I was very impressed with Five Stones Intelligence's work and Mr. Germanowski's clear and thorough presentation. However, Mr. McKnight's statement that Jennifer McCabe discovering Officer O'Keefe's body on the lawn "must have been very traumatic for her and obviously still traumatic to this day" seems to indicate that Five Stones made up their mind on what happened to Officer O'Keefe based on hearing biased information. I am personally aware of quite a bit of evidence indicating that finding Officer O'Keefe that morning was not a surprise to Ms. McCabe. This bias is quite concerning, since a jury was not able to reach that conclusion in the first trial. It seems that Five Stones achieved their goal of pleasing the Town Administrator and Chief Rafferty, but it is the single thing that makes me question whether or not there is bias in the rest of the report's data. Can you please explain how you came to the conclusion that Ms. McCabe didn't already know that Officer O'Keefe was on the lawn at 34 Fairview when she arrived with Ms. Read that morning? Thank you, Sarah Norton Canton, MA."

Answer- The Audit Team reviewed police reports and the 911 call made on the morning of the discovery of John O'Keefe. Critical incidents are often traumatic events for all parties involved. The Audit Team was not hired by nor where they hired to please Chief Rafferty or the Town Administrator. Our team did not re-investigate the John O'Keefe case, but rather reviewed the policies, procedures, as well as their implementation to ensure officers followed the policies as written.

Our team was made aware that Ms. Read contacted Ms. McCabe and Ms. Roberts the morning of January 29, 2022 and stated to both that John O'Keefe did not return home the previous evening.

5Si does not have authority to investigate criminal matters. Any information or evidence you may have or that you are aware of involving this criminal matter should be passed to the Norfolk County District Attorney, the Massachusetts State Police, or an appropriate law enforcement authority.

5 STONES INTELLIGENCE



Question # 3479- As “Independent” and non-bias auditors, were you told that Sgt. Mike Lank has a LONG history of coming to the aid of the Albert family, specifically Chris and Tim Albert. This came up in the Karen Read trial under cross examination of Mike Lank. Do you know who the Lopilato brothers are? Chris Albert and Mike Lank were at a bar And when they left, Chris got into an argument with one of the Lopilato brothers. Mike Lank stepped in to protect Chris Albert and ultimately beat and bit Mr. Lopilato. This happened on August 31, 2002 and you can read the court filing case number: 1:05-cv-10012-WGY Lopilato et al v. Officer Michael Lank et al Also, Tim Albert, (another Albert brother) was driving and hit a parked car and fled the scene leaving a trail of transmission fluid leading back to his childhood home at 34 Fairview rd. Mike Lank followed the trail and Tim Albert admitted he hit parked cars and fled the scene. He was not charged. He was not interviewed at the police station. And he only received a misdemeanor. Saying Sgt Lank has no conflict of interest and shouldn’t have recused himself is highly inappropriate. Did you hear dashcam audio from 1/29/22 where Mike Lank says John O’Keefe was in a fight? Did you know / were you aware that witness Jen McCabe went to Mike Lanks house the very next day, on January 30, 2022 and was there for about an hour? Did you know that the other witness on scene, Kerry Roberts, is good friends with Mike Lanks wife?

Answer- “The Audit Team is aware of the ‘Lopilato incident’ and of statements made by independent witnesses corroborating then-Officer Lank’s response, as documented in law enforcement reports. We were not made aware of any incident involving Tim Albert. None of the issues presented in this question fall within the scope of the audit.”