

# CITY OF MIDDLETOWN POLICE DEPARTMENT PERSONNEL COMPLAINT

The City of Middletown Police Department encourages citizens to report legitimate complaints against employees of this Department. As a result, a thorough, impartial and confidential investigation will be conducted. If this complaint leads to a formal charge against the employee, you will be asked to participate in the hearing and/or arbitration process.

Date of Report: <u>8/30/13</u>		Time: <u>10<sup>20</sup> PM</u>		Event No.:	Case No.: (If Applicable)
Type of Complaint:	External	<u>Internal</u>	Other	If Other, please explain:	
How Received:	Phone	<u>Walk-In</u>	Other	If Other, please explain:	
Date of Incident: <u>8/26 - 8/30</u>		Day of Incident:		Time of Incident:	
Location of Incident:			Nature of Complaint: <u>Harassment</u>		

Complainant: <u>Gabriele Roebuck</u>	Date of Birth:

Details of Incident: (ADDITIONAL SPACE AVAILABLE ON BACK OF FORM, IF NEEDED)

SEE ATTACHED statement.

Personnel Complained Of: (NAME OR PHYSICAL DESCRIPTION, BADGE #, CAR #, ETC.)

Sgt. Khalil, car 4

Witness Info: (NAME, D.O.B., ADDRESS, TELEPHONE NUMBERS, ETC.)

ANTONIO DIAZ-PEREZ,

NOTE: PURSUANT TO SECTION 210.45 OF THE PENAL LAW OF THE STATE OF NEW YORK, ANY INCORRECT OR FALSE STATEMENT ATTRIBUTED TO YOU AND CONTAINED HEREIN IS PUNISHABLE AS A CLASS "A" MISDEMEANOR.

<u>H. L. B...</u>	<u>MPD H.Q.</u>	<u>SEE ATTACHED statement</u>	<u>8/30/13</u>
Reporting Officer's Signature	Location Report Taken	Complainant's Signature	Date

ADMINISTRATIVE USE ONLY		No Further Action Needed: <input checked="" type="checkbox"/>
Reviewed By: <u>Chief Belant</u>	<u>881</u>	Investigation Assigned To:
Name & Rank	Shield No.	
Date Reviewed: <u>09/03/13</u>	MPD-II #: <u>10</u>	



STATE OF NEW YORK :

DATE: 8/30/13

COUNTY OF ORANGE : ss

TIME: 10:47PM

CITY OF MIDDLETOWN:

CASE #

I, GABRIELE ROEBUCK, BEING DULY SWORN, DEPOSES AND SAY THAT I AM 45 YEARS OF AGE DOB [REDACTED] AND I RESIDE AT [REDACTED]

[REDACTED] AND I GIVE THIS STATEMENT TO LT. GEORGE BOOTH OF THE MIDDLETOWN NEW YORK POLICE DEPARTMENT, and that

TONIGHT I CAME INTO THE POLICE STATION WITH MY BOYFRIEND ANTONIE DIAZ-PEREZ TO MAKE A COMPLAINT ABOUT SGT. KHALIL.

ON MONDAY , AUGUST 26TH, AT APPROXIMATELY 7:00 PM I WAS WALKING FROM EAST MAIN ST AND I NOTICED THAT I WAS BEING FOLLOWED BY A POLICE VEHICLE. THE VEHICLE WAS GOING SLOWLY AND STAYED BEHIND ME AS I WASLKD FROM EAST MAIN ST TO PARK CIRCLE WHERE I WENT INTO THE GINNY MART AND PURCHASED CIGARETTES AND STOOD ON THE STEPS SPEAKING WITH MY 18 YEAR OLD DAUGHTER, SKYLER BAGATTA. WHILE I WAS IN THE STORE AND TALKING TO MY DAUGHTER, THE POLICE VEHICLE, THE PATROL SUPERVISORS VEHICLE #4, HAD PARKED ON THE GRASS IN THE PARK NEXT TO THE STORE. WHEN I LEFT FROM SPEAKING WITH MY DAUGHTER, THE CAR EXITED THE PARK AND FOLLOWED ME AS I WALKED TO THE CAB STAND BY THE BUS STATION. I COULD SEE THAT SGT KHALIL WAS OPERATING THE POLICE VEHICLE AND HE HAD PARKED AT THE CAB STAND AND WAITED UNTIL I WAS IN A CAB AND THEN HE FOLLOWED THE CAB TO SOUTH ST WHERE HE TURNED OFF.

ON WEDNESDAY, AUGUST 28TH AT 8:40 PM I HAD MET UP WITH MY BOYFREIND ANTONIO DIAZ-PEREZ, BY GARCIAS AND WE WALKED UP TO EACH OTHER AND KISSED. SGT KHALIL PULLED ACROSS NORTH ST TO THE SIDEWALK AND EXITED THE CAR AND CALLED ANTONIO OVER TO HIM AND TOLD ME TO KEEP WALKING. SGT KHALIL ASKED ANOTINIO WHAT HE WAS DOING ANDHOW LONG HE HAD KNOWN ME, SGT KHALIL ASKED HIM IF HE KNEW WHAT WAS GOING ON ON NORTH ST AND ANTONIO SAID THAT HE DID BUT THAT HE WASNT INVOLVED IN ANY OF THAT, SGT KHALIL TOLD ANTONIO THAT THE GIRL HE WAS WITH WAS A PROSTITUTE AND ANTONIO SAID THAT HE DIDN'T BELIEVE HIM AND THAT WE HAVE BEEN DATING FOR ALMOST A YEAR. HE ASKED ANTONIO IF IF HE COULD SEARCH HIM AND ANTONIO SAID GO AHEAD AND SGT KHALIL SEARCHED HIM AND THEN TOLD HIM TO GO HOME.

AT 11:32 PM SGT KALIL STOPPED ME FOR WALKING ON THE WRONG SIDE OF THE CROSSWALK BY PARK CIRCLE ON THE KENNEDY SIDE. AFTER STOPPING YOU HE SEARCHED MY BAG AND ASKED ME WHY I DIDN'T PAY MY TICKETS AND THAT MY LICENSE WAS SUSPENDED. I TOLD HIM THAT I DIDN'T HAVE THE MONEY TO PAY MY TICKETS AND HE ASKED HOW DO I



KNOW THAT YOU'LL HAVE THE MONEY TO PAY MY TICKET? I TOLD HIM THAT I WOULD HAVE TO GO TO COURT FOR HIS TICKET AND I WOULD WORRY ABOUT THAT WHEN THE TIME CAME. SGT KHALIL TOLD ME THAT HE WASN'T LIKE THE OTHER COPS OUT HERE AND THAT HE FOLLOWS UP ON HIS TICKETS AND THAT THE NEXT TIME IT WILL NOT BE ME HANDING YOU A TICKET AND SAYING HAVE A GOOD NIGHT, YOU'LL BE GOING IN CUFFS.

I WALKED DIRECTLY TO THE POLICE STATION TO REPORT THIS AND I WAS FOLLOWED BY GT KHALIL AT A SLOW SPEED THE WHOLE WAY.

AFTER LEAVING THE POLICE STATION, ANTONIO AND I WERE WALKING BACK TOWARD PARK CIRCLE AND AS WE NEARED THE LAUNDRY SGT KHALIL STOPPED ANTONIO AND TOLD ME TO KEEP WALKING. SGT KHALIL ASKED ANTONIO IF HE KNEW WHY HE WAS STOPPING HIM. ANTONIO TOLD HIM THAT HE HAD BEEN CROSSING THE STREET BUT THAT HE THINKS SGT KHALIL IS HARASSING HIM BECAUSE HIS GIRLFRIEND MADE A COMPLAINT ABOUT HIM. SGT KHALIL ISSUED HIM A TICKET FOR CROSSING ILLEGALLY AND SGT KHALIL TOLD HIM THAT IF HE CONTINUED TO CROSS LIKE HE DID THAT HE WOULD BE PAYING A LOT OF TICKETS. ANTONIO CAME TO THE POLICE STATION AND SPOKE WITH LT.G. AND HE GAVE HIM A COPY OF THE CITY CODE REGARDING CROSSWALKS.

AS WE LEFT THE POLICE STATION, SGT KHALIL FOLLOWED US AS WE WALKED BACK TO POOR BOBBY'S.

TONIGHT, FRIDAY AUGUST 30TH, AT ABOUT 9:30 PM I MET UP WITH ANTONIO AGAIN NEAR GARCIA'S WHEN HE GOT OFF OF WORK. SGT KHALIL DROVE PAST US AS WE WERE ON THE SIDEWALK AND THEN TURNED AROUND IN THE PARKING LOT AND PARKED IN FRONT OF NUMBER 1 CHINESE FOOD. ANTONIO WENT INTO GARCIA'S TO PURCHASE CIGARETTES AND WHEN HE CAME OUT OF THE STORE WE WALKED DOWN NORTH ST TOWARD EAST MAIN ST. SGT KHALIL FOLLOWED BEHIND US AS WE WALKED ALL THE WAY TO WASHINGTON ST AND AFTER HE TURNED ONTO WASHINGTON ST THE POLICE CAR SHUT OFF THE LIGHTS BUT CONTINUED TO FOLLOW US DOWN WASHINGTON ST TO EAST AVE AND THEN HE TURNED HIS LIGHTS BACK ON AND FOLLOWED US TO ASSOCIATED SUPERMARKETS WHERE WE HAD INTENDED ON BUYING GROCERYS. ANTONIO AND I WERE SO UPSET THAT WE DECIDED TO WALK BACK TO THE POLICE STATION TO FILE A COMPLAINT. SGT. KHALIL FOLLOWED US THE WHOLE WAY AS WE WALKED BACK TO THE POLICE STATION. DURING OUR ENTIRE WALK, PEOPLE ON THE STREET WERE CALLING OUT TO US AND TELLING US THAT WE WERE BEING FOLLOWED AND ASKED US IF WE WERE OK, SOME GIRLS HAD TOLD ME THAT HE HAD DONE THE SAME THING TO THEM.

I FEEL THAT THIS IS SEXUAL HARASSMENT BECAUSE HE ONLY FOLLOWS ANTONIO WHEN HE IS WITH ME BUT HE FOLLOWS ME WHEN EVER HE SEES ME. I HAVE BEEN A VICTIM OF A RAPE IN THE PAST AND BEING FOLLOWED LIKE THIS MAKES ME VERY ANXIOUS AND HAS BROUGHT BACK NIGHT TERRORS FOR ME. WE ARE FEARFUL OF LEAVING THE POLICE STATION TONIGHT KNOWING THAT SGT KHALIL IS OUT ON THE STREET

END OF STATEMENT

I have read this statement consisting of one page(s) and I swear it to be the truth to the best of my recollection and knowledge.

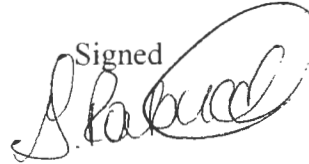
Note: False statements made herein are

Sworn to before me this 30 Day  
of August 200 2013

punishable as a Class "A" misdemeanor  
pursuant to section 210.45 of the New  
York State Penal Law.

Notary Public

George Booth

Signed  


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GEORGE BOOTH  
NOTARY PUBLIC, STATE OF NEW YORK  
Registration No. 01B06125489  
Qualified in Ulster County  
Commission Expires 04/18/2017