ALAMEDA COUNTY PROBATION DEPARTMENT
Citizen's Complaint Form

COMPLAINANT:

Name _____ Sex _____ DOB _____ PFN _____

Address _____ Phone (____) _____

City _____ Zip _____

EMPLOYEE(S):
Names or Descriptions _____

_____

_____

_____

WITNESS(ES):

Name _____ Address _____ Phone _____

Name _____ Address _____ Phone _____

Name _____ Address _____ Phone _____

INCIDENT LOCATION: _____ **DATE:** _____ **TIME:** _____

DETAILS OF COMPLAINT: (Attach additional pages if necessary) _____

CALIFORNIA CIVIL CODE, Section 47.5 Defamation Action by Peace Officer

Notwithstanding Section 47, a peace officer may bring an action for defamation against an individual who has filed a complaint with that officer's employing agency alleging misconduct, criminal conduct, or incompetence, **if that complaint is false, the complaint was made with knowledge that it was false and that it was made with spite, hatred or ill will.** Knowledge that the complaint was false may be proved by showing that the complainant had no reasonable grounds to believe the statement was true and that the complainant exhibited a reckless disregard for ascertaining the truth.

CALIFORNIA PENAL CODE, Section 148.6(a)(1) Citizen Complaints

EVERY PERSON WHO FILES ANY ALLEGATION OF MISCONDUCT AGAINST ANY PEACE OFFICER, AS DEFINED IN Chapter 4.5 (commencing with Section 830) OF TITLE 3 OF PART 2, KNOWING THE ALLEGATION TO BE FALSE, IS GUILTY OF A MISDEMEANOR.

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I have read and understood the above statement.

Complainant's Signature **Date**

COMPLAINT PROCEDURE: If the incident occurred more than 30 days prior to this complaint, include a description of the circumstances causing the delay in the above narrative.

After the complaint has been received by a Probation Department employee, a copy shall be returned to the complainant. The complaint will then be sent to an investigator. When completed, the investigation will be reviewed by command staff and forwarded to the Chief Probation Officer for a finding. A letter outlining the allegation(s) and finding(s) will then be sent to the complainant.

COMPLAINT RECEIVED BY: Name _____ Date _____ Time _____

___ In Person ___ Phone ___ Mail ___ Other _____

COMPLAINANT SENT/GIVEN COPY BY: Name _____ Date _____