



STATE OF NEW YORK
OFFICE OF THE ATTORNEY GENERAL

LETITIA JAMES
ATTORNEY GENERAL

DIVISION OF SOCIAL JUSTICE
LAW ENFORCEMENT MISCONDUCT INVESTIGATIVE OFFICE

September 27, 2024

Interim Commissioner Thomas G. Donlon
New York City Police Department
One Police Plaza
New York, NY 10038

Via Email

Re: Letter regarding Executive Law 75(5)(b) Referral of Police Officer Chaim Ezagui, OAG Matter No. 1-816492298

Dear Commissioner Donlon,

We have reviewed your agency's referral of Officer Ezagui pursuant to Executive Law Section 75(5)(b). Based on our review, we have concluded that Officer Ezagui engaged in a pattern of misconduct involving the abuse of authority in connection with on- and off-duty incidents. Officer Ezagui was subject to discipline by your agency in connection with these incidents, and it is our understanding that he is currently under dismissal probation supervision.

Our findings are based on a review of following incidents:

- NYPD DADS No. 2021-24022: On or about and between July 3, 2020, and May 20, 2021, Officer Ezagui used NYPD databases to conduct 23 queries unrelated to Department duties. Furthermore, while off-duty on or about June 16, 2021, Officer Ezagui was observed to have a NYPD raid jacket displayed on the driver's seat of his personal vehicle. Both dispositions were substantiated and on February 24, 2022, a Command Discipline-C was issued and Officer Ezagui forfeited 18 vacation days. On August 4, 2022, Officer Ezagui was placed on Level 1 Disciplinary Monitoring.
- NYPD DADS No. 22-27249: On or about August 4, 2021, Officer Ezagui wrongfully absented himself from his assigned duties for almost two hours and failed to make entries in his activity log. Officer Ezagui failed to begin his assigned tour on August 31, 2021, at 11:45 A.M. Officer Ezagui purchased an unauthorized portable radio to which he downloaded software to monitor NYPD frequencies; he used this radio multiple times while on duty between January 2021 and August 11, 2021. Finally, on July 6, 2022, and on July 19, 2022, Officer Ezagui was observed to have partially covered the letters on his personal vehicle's license plate with tape, in violation of NYPD rules and procedures. During a formal

interview, Officer Ezagui stated he had no explanation for why his plate was partially covered. Officer Ezagui pled guilty to these allegations and was placed on a year-long Level 3 Dismissal Probation beginning on December 5, 2023. In addition, Officer Ezagui agreed to forfeit 35 vacation days and have one hour and forty-seven minutes reduced from his time and leave balances and pensionable time, and one-year dismissal probation.

- NYPD Department Advocate's Office Case No. 2024-29730: While conducting a programmatic review, IAB discovered on June 13, 2023, that Office Ezagui had a license plate flipping device that revealed a hidden and unregistered license plate with a rubber EMS patch glued to it. IAB investigators surveilling Officer Ezagui observed him on multiple occasions using emergency lights and sirens on his personal vehicle to drive through red lights, move through traffic and drive at a high rate of speed. Although Officer Ezagui had been issued the lights and sirens to aid in his off-duty EMS employment, only one instance was connected to Officer Ezagui's off-duty EMS work. IAB also determined that Officer Ezagui had used NYPD databases to search for his own license plate on multiple occasions, most recently on September 7, 2023. When Officer Ezagui was confronted in his Administrative Guide hearing with video surveillance of himself using the light package on his personal vehicle to circumvent traffic, he admitted that he had used his light package on two occasions for non-emergency purposes. Officer Ezagui was issued a Schedule C Command Discipline and agreed to forfeit 18 vacation days.

We are not recommending specific disciplinary or remedial action given that Officer Ezagui was disciplined in connection with each case and is under dismissal probation supervision until December 4, 2024.

Thank you,

LETITIA JAMES
Attorney General of the State of New York

By: Tina Peng
Assistant Attorney General
Law Enforcement Misconduct Investigative Office