

Please ask for : Alethea Fuller
Telephone Number: 0121 626 6060
wmpcc@west-midlands.pnn.police.uk
Case Reference: 2018-00823



26 February 2021

Dear FOI Applicant,

Thank you for your freedom of information request, received on 29 January 2021. In which you asked:

The information I require relates to why the west Midlands police have ignored a jury verdict against the force for racially assaulting me at my home in 2007..OBM 3264. As the official voice of the public the commissioner has totally disregarded all aspects regarding the jury verdict and allowed the WMP to retain on record at Lloyd house that their investigations into my complaint remains unfounded.....despite a jury verdict and an investigation by the IOPC that contradicts my complaint remaining unsubstantiated. Why has the evidence been corrupted and ignored by the commissioner? Until this complaint is dealt with properly I cannot rest knowing that my name has not been cleared and the record books of my complaint changed to substantiated.

This is a very simple process that both the commissioner and the chief constable have tried to circumvent at all costs to preserve the integrity a few corrupt police officers.

I therefore require the following information that indicates how and why my complaint remains on police files as unsubstantiated. I therefore apply for a freedom of information request to see for myself why the chief constable and the commissioner are reluctant to make these amendments.

In response to your request, I can confirm that this information is accessible by other means and therefore exempt by virtue 21 of the Freedom of Information act.

This subject has already been discussed extensively between the OPCC and yourself, both face to face meetings and written letters and e-mails. Much of the information is already in the public domain. An initial search of our system has revealed that we hold 392 documents related to this matter and therefore we cannot highlight all of them in this response (to do so would bring a further exemption into being as it would take us significantly over the permitted time limit of 18 hours and we would have to refuse the request under exemption under s12). However, the attached letter '[Attachment to FOI response 2018-00823](#)' demonstrates that the same questions have been discussed extensively already.

Please find links below to the Strategic Police and Crime Board where this matter was discussed in February 2018 and minutes are published in March 2018:

February 2018: <https://www.westmidlands-pcc.gov.uk/archive/spcb-20th-february-2018/>

March 2018: <https://www.westmidlands-pcc.gov.uk/archive/spcb-20th-march-2018/>

Freedom of Information Right of Appeal

Any person who has requested information from the Office of the Police and Crime Commissioner (OPCC) and is unhappy with the way their request for information has been handled can request a review of their case.

A request for review must be made in writing by letter or email. You should include the reference number of your request if you have it, and outline why you are requesting the review to:

Office of the Police and Crime Commissioner
Lloyd House
Birmingham
B4 6NQ

Telephone: 0121 626 6060
Email: west-midlands.pnn.police.uk

All requests for review will be recorded. Receipt of a request for internal review will be acknowledged and the appellant informed of an estimated date for determining the outcome. The OPCC will attempt to respond to internal reviews as soon as practicable and in any case within two months.

All investigations will be undertaken by someone not involved in the original response.

The result of any internal review will be communicated to the appellant outlining the decisions taken.

If you remain dissatisfied with the handling of your request or complaint, you have a right to appeal to the Information Commissioner at:

The Information Commissioner's Office
Wycliffe House
Water Lane
Wilmslow
Cheshire
SK9 5AF

Telephone: 08456 30 60 60 or 01625 54 57 45
Website: www.ico.gov.uk

There is no charge for making a request for internal review or appeal to the Information Commissioner.

Yours sincerely



Alethea Fuller
Deputy Chief Executive