

they were not cops.”

- Within EPD Magaña “had the reputation as a ‘ladies man’ and openly bragged to other RDU officers of having sex with over 100 women.”

- The complaint by Magaña’s final victim was initially dismissed. “Officer [Kathy] Flynn’s ‘investigation’ of the [woman’s] complaint that Magaña was fondling her lasted 90 minutes, was never referred to Internal Affairs and was not sent on to a superior officer.” The persistent woman pressed her complaint with other officers but initially, “Neither Officer [Randall] Smith nor [Scott] McKee believed the woman, refused to meet with her personally and asked her questions designed to intimidate or discourage her.”

- Supervisors failed to supervise, Burrows alleged. Magaña’s supervisor “Sgt. [Joseph] Harris was viewed as a ‘lax supervisor’ who ‘sometimes misses the point.’ Supervisors were consumed with bureaucratic duties to the extent that they had less than 15 percent of their time available for direct supervision, another city consultant reported. “The RDU was a secret entity all unto themselves with almost no oversight by management.”

- “Sgt. Harris reviewed a complaint made by [a woman] and seemed to conclude that Magaña was not telling the truth, engaged in activity which was not verifiable.” A review consultant also told Towle and Chief Thad Buchanan that Magaña lied in the case. But everyone who knew about the case, Harris, Buchanan, Towle, Lt. Fields and Capt. Becky Hanson, did nothing.

- A police recruit complained that Magaña made sexual advances to her in 2003 when she was being trained by him, but there was no evidence the complaint was investigated.

- Officers Rich Bremer, Sgt. Jennifer Bills and Lt. Rick Siel knew that an underage police volunteer complained that Magaña had made inappropriate sexual contact with her that led her to leave the police. Magaña was not investigated and no record was made of the incident.

- The mother of one of Magaña’s victims called to complain to an unidentified captain who took no action.

- A victim told officer Ryan Wolgamott that Magaña had raped her. The complaint was in front of officers Kara Bankhardt, Mel Thompson and Sgt. Scott Fellman. They ignored the complaint.

- A woman “made a statement to a municipal court judge, ‘How would you like it if a Eugene cop forced you to suck his dick?’” The judge did not investigate or report the incident.

Burrows alleged that Magaña thrived in an EPD atmosphere where sexual impropriety was tolerated. One female sergeant allegedly had sexual relations with an 18-year-old male cadet she was supervising and with four different officers, two of whom were married. Her simultaneous relationships with two officers caused tension and “safety issues at work.”

Sgt. Derel Schulz, while married, engaged in a sexual relationship with a female Coburg officer, Burrows alleged. “Apparently, the female cadet broke it off, but Schulz started ‘stalking her’ and she obtained a stalking complaint. The department ‘covered it up and made the complaint go away.’”

A woman who was a secretary on the narcotics team filed sexual harassment complaints against three to four officers including Sgt. Ron Swanson and Thad Buchanan, who later became chief. Chief Hill admitted he received

two sexually based complaints which he said were not substantiated.

Officer Jeff Glemser said under oath that the unpunished impropriety by other officers contributed to the scandal, Burrows reported, quoting him. “Other people were getting away with it. Supervisors, people you are supposed to look up to. ... Now if these people were dealt with appropriately, Magaña may still be working here and he may have not done as much as what he was doing.”

“Things are covered up because they are afraid of what the public will find out,” Burrows quoted Glemser.

Burrows called it “damning” that a “stunning number of officers” supposedly trained to recognize criminal activity received complaints about Magaña and did nothing.

“It is not enough for them to pretend to some level of naivete, or innocence. ‘We’ll never be the same again.’ They had a duty to know and to be mindful of their oath to the very citizens they failed,” Burrows wrote.

Brown and the city claim that the police department won’t ignore complaints in the future.

But Burrows notes, “The street level officers who were questioned said without hesitation that it was the standard policy and procedure” to not act on the complaints against a fellow officer. “Even to this day they see nothing wrong with discounting the complaints as they did.” **EW**

**‘When a complaint is regarding an offense or action by an officer that is so egregious as to be outrageous and inconceivable, the receiving officer looks upon the allegation with incredulity and skepticism.’**

**— ROD BROWN, CITY CONSULTANT**

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