

EL PASO POLICE DEPARTMENT INTERNAL AFFAIRS DIVISION ADMINISTRATIVE INVESTIGATION AFFIDAVIT

Who can file a complaint?:

Any person who has been directly affected by an employee's alleged misconduct may submit a formal complaint against said employee with Internal Affairs or a supervisor at any region, who will then submit the complaint to Internal Affairs. A person does not have standing to file a complaint if the person only witnessed the incident, does not have personal knowledge of the incident or is attempting to file on behalf of a friend or family member, unless the family member is a minor.

Instructions for completing the affidavit:

- 1. The affidavit must be completed by a person who is over the age of 18 and has personal knowledge of the events at issue.
- 2. The person completing the affidavit must provide sufficient details of the events at issue.
- 3. The affidavit must be signed by the person completing the document and the signature notarized by a notary.

Relevant laws relating to completing the affidavit:

Texas Penal Code Sec. 37.02: Perjury. (a) A person commits an offense if, with intent to deceive and with knowledge of the statement's meaning: (1) he/she makes a false statement under oath or swears to the truth of a false statement previously made and the statement is required or authorized by law to be made under oath; or (2) he/she makes a false unsworn declaration under Chapter 132, Civil Practice and Remedies Code. (b) An offense under this section is a Class A misdemeanor.

Texas Penal Code Sec. 37.03: Aggravated Perjury.

(a) A person commits an offense if he/she commits perjury as defined in Section 37.02, and the false statement: (1) is made during or in connection with an official proceeding; and (2) is material. (b) An offense under this section is a felony of the third degree.

STATE OF	§	
	§	FORMAL COMPLAINT AFFIDAVIT
COUNTY OF	§	

Before me, the undersigned authority in and for the State of ______, on this day personally appeared ______, who, after being by me duly sworn, deposed and said:

My name is ______. I am over the age of eighteen (18) years, and I am in all ways competent to make this affidavit that is based on personal knowledge of all facts and matters stated herein, which are true and correct.

I have read the above statement consisting of _____ page(s), and again acknowledge that such is based on my personal knowledge, and it is true and correct.

Printed name:_____

SUBSCRIBED AND SWORN TO before me, the undersigned authority, on this the _____ day of _____, 2011.

My Commission Expires:

NOTARY PUBLIC IN AND FOR THE STATE OF TEXAS ____