



EPPD
Incident Supplement Report

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 2023 AUG 29 PM 9:41
 EL PASO COUNTY, TEXAS
 BY _____ DEPUTY

ORI : TX0710200

Supplement # : 23209031-0004

Print Date : 08/29/2023

Page Number : 1 of 4

JMAG23-10897

Incident Supplement

Supplement # : 23209031-0004	Location :
Incident Record : 23209031	Contact Name :
Date/Time : 08/16/2023 17:24 PM	Not for prosecution : <input type="checkbox"/>
Type : AFFIDAVIT SUPPLEMENT	Supervisor Name :
Officer :	Supervisor Review Date :
Status : FURTHER INVESTIGATION	Status Date : 08/16/2023 08:34
Disposition :	Disposition Date :

Narrative Information

Title :	Entered On : 08/16/2023 17:33
Narrative Type : AFFIDAVIT SUPPLEMENT	Approved By :
Assigned To :	Approved on :
Reviewed By :	Search Key 1 :
Reviewed On :	Search Key 2 :
Comment :	
COMPLAINT AFFIDAVIT EL PASO COUNTY, TEXAS THE STATE OF TEXAS COUNTY OF EL PASO COURT NO.	
Filing Agency: El Paso Police Department	
Offense Report #: 23-209031	
Date of offense: 05/27/2023	Time of offense: 1630 hrs.

Defendant Name: Adan Chavez

Defendant date of birth: 07/26/1979

Offense: Official Oppression

Offense Code#: 56990008

IN THE NAME AND AUTHORITY OF THE STATE OF TEXAS BEFORE ME, the undersigned authority, on this day personally appeared Det. D. Bazan #2293, who after being by me duly sworn, on oath deposes and says that he has good reason to believe and does believe that heretofore to wit: on or about the 27th day of May 2023 and before the filing of this complaint in the County of El Paso, the State of Texas, one Adan Chavez, Hereinafter called the DEFENDANT, did then and there unlawfully, act under the color of his office or employment and intentionally subjected another to sexual harassment.

PC:

The defendant Adan Chavez being employed at the time by the City of El Paso, El Paso Police Department as a Licensed Peace Officer in the State of Texas since 2001, having the rank of Police Sergeant, acting under color of his office or employment intentionally subjected victim 1 to sexual harassment by unwelcome sexual advances, requests for sexual favors, or other verbal or physical conduct of a sexual nature, submission to which was made a term or condition of victim 1's exercise or enjoyment of any right, privilege, power, or immunity either explicitly or implicitly.

The co-defendant is the Unit supervisor for the Criminalistics Unit and has the rank of Lieutenant.

This incident occurred between victim 1 and the defendant during a conversation on text message on May 27, 2023 at 1:53 p.m.

The defendant is a Police Sergeant that works directly under the co-defendant in the Crime Scene Unit. Victim 1 states the defendant called her into work to process latents for the crime scene unit officers. Victim 1 states on this particular call she asked the defendant if she could come in regular uniform instead of her latent uniform because she had extra employment jobs later in the evening and if she was able to complete her tasks from the call then she would try to make it to the extra employment jobs. Victim 1 states she also told the defendant she was away from her residence and would have to go home to get ready for the call out. Victim 1 states the defendant authorized her to come in regular uniform and was aware she had to go home to get ready for the call out. Victim 1 states when she arrived to work the co-defendant began to yell at her because she was late in arriving to work for the call out, and also yelled at her for coming in regular uniform and not the latent uniform. Victim 1 states after the call was completed the defendant sent a message asking if she was going home, to which she replied she was not, and told the defendant she was going to work her extra employment jobs, but that she could break off from those jobs if anything else was required from her.

Victim 1 states when she was leaving work after the call was completed, the co-defendant made inappropriate

sexual comments in regards to the way she looked in the patrol pants. Victim 1 states the co-defendant said she looked hot in the patrol pants and her ass looked great.

Victim 1 states she sent the defendant a text message to update him on the co-defendant's demeanor toward her. Victim 1 told the defendant that the co-defendant was happy when she left and that he did not write her up for showing up in regular uniform and being late. Victim 1 states the defendant then asked her if she made the co-defendant happy to which she replied that she made him laugh and that her morals were safe. Victim 1 explained to the investigator's in her statement that her morals dictated she was never going to send the co-defendant naked pictures of herself or have any sexual relations with the co-defendant, this is what victim 1 said she was referring to when she said her morals were safe. Victim 1 states the defendant replied that co-defendant wants the morals to be broken and that co-defendant would give her anything she wanted. Victim 1 states she replied to the defendant that she knew what co-defendant wanted from her but that her morals survived once again. Victim 1 states the defendant replied that even his position in the unit would be compromised and she inquired of him what he meant and he responded that the co-defendant would give her his position as unit sergeant if she wanted it. Victim 1 states the defendant replied that co-defendant has always had a huge crush on her and she responded by telling the defendant, that co-defendant did not have a crush he had an itch for her. Victim 1 states the defendant replied that the co-defendant had a serious itch for her. Victim 1 states she informed the defendant that she has already spoken with the co-defendant about how he feels for her and that she has also informed the co-defendant she did not want to be in a sexual relationship with the co-defendant. Victim 1 states the defendant then asked her if she was leading on the co-defendant with the conversations she was having with him. Victim 1 states she informed the defendant she responds to the co-defendant in a straight forward manner. Victim 1 states the defendant then asked her what would happen when the co-defendant finds out there is nothing for him waiting, meaning no sexual relationship with him. Victim 1 states the defendant then told her in text that she would be written up in a disciplinary manner.

Victim 1 provided text messages indicating the defendant had knowledge of the co-defendant's sexual harassment of the victim 1, and failed to take action to prevent the sexual harassment from occurring. The defendant also perpetuated the sexual harassment and unwanted sexual advances by the co-defendant and indicated that if she did not comply with the co-defendant's sexual advances and requests for sexual favors, she would face disciplinary action.

This offense occurred in the City and County of El Paso, Texas against the peace and dignity of the State.



Affiant

Sworn to and subscribed before me on this, the _____ day of _____, 20____

Notary Public in and for El Paso County, Texas

AUG 29 2023

Sworn to and subscribed before me, and filed in this court, this the _____ day of _____, 20____

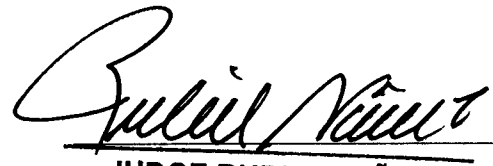
Probable Cause for issuance of Warrant found.

Judge,

_____ District Court

County Court at Law# _____

Of El Paso County, Texas



JUDGE RUBEN NUÑEZ
CRIMINAL LAW MAGISTRATE
Judge,

El Paso Municipal Court # _____

El Paso Justice Ct. Pct # _____

EL Paso Criminal Law Magistrate of
El Paso County, Texas