



City of Boston, Massachusetts
Office of Police Accountability and Transparency
Evandro Carvalho, Executive Director

CIVILIAN REVIEW BOARD (CRB) - COMPLAINT #262

Date of Incident: October 31, 2023

Time of Incident: 2:30 PM - 3:00 PM

Location of Incident: Clementine Park & Dayton Street, Dorchester, MA 02124

Date of Filing: November 1, 2023

Investigator Name: Diana Vergara

Date of CRB Decision: May 15, 2025

BOSTON POLICE DEPARTMENT (BPD) EMPLOYEE:

BPD's Employee Name	District	Badge/ Employee #	Sex	Race/ Ethnicity
Officer Mark Marron	C-11	ID #144462	M	White

CASE PROCEDURAL HISTORY:

This is the first time this case has been brought before the CRB board.

SUMMARY OF ALLEGATIONS:

On November 1, 2023, Complainant filed a complaint with the Office of Police Accountability and Transparency (OPAT) regarding Boston Police Officer Mark Marron ID #144462. She alleged that on October 30, 2023, while Officer Marron was responding to a fight, the officer observed Complainant's son walking with two other boys. The officer unlawfully grabbed her son, dumped his bag on the ground, searched it, took a baseball bat from her son's bag, and yelled at him.

APPLICABLE RULES & LAWS:

1. **Rule 102§4 (Neglect of Duty):** "This includes any conduct or omission which is not in accordance with established and ordinary duties or procedures as to such employees, or which constitutes use of unreasonable judgment in the exercising of any discretion granted."
 - a. Allegations of Misconduct: Complainant stated Officer Marron unlawfully grabbed her son, dumped his bag on the ground, rifled through it, took her son's baseball bat, and yelled at her son.



City of Boston, Massachusetts
Office of Police Accountability and Transparency
Evandro C. Carvalho, Executive Director

2. **BPD Rule 102§9 (Respectful Treatment):** “Employees shall, on all occasions, be civil, respectful, courteous, and considerate toward their supervisors, their subordinates, all other members of the Department, and the general public. No employee shall use epithets or terms that tend to denigrate any person(s) due to their race, color, creed, gender identity, or sexual orientation, except when necessary in police reports or in testimony.”
 - a. Allegations of Misconduct: Complainant stated Officer Marron unlawfully grabbed her son, dumped his bag on the ground, rifled through it, took her son’s baseball bat, and yelled at her son.
3. **Rule 304§2 (Use of Non-Lethal Force):** Statement on Use of Force: “The Boston Police Department is committed to de-escalating incidents to negate the need for the use of force. When force is necessary, the Boston Police Department is committed to using only the amount of force that is reasonably necessary to overcome the resistance offered...”
 - a. Allegations of Misconduct: Complainant states Officer Marron unlawfully grabbed her son.

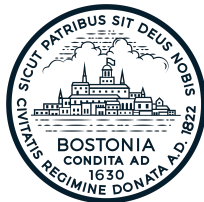
SUMMARY OF EVIDENCE / INVESTIGATION:

1. Former Investigator Toney made multiple attempts to contact Complainant on November 11, 15, 18, and 20, 2023, and was unable to reach her.
2. On September 6, 2024, Investigator Vergara reviewed Police report I# 232088252, detailing that BPD responded to a report of a person with a gun at Epiphany School. According to the police report, Officer Marron observed a juvenile in a crowd “wearing a Halloween mask, dark gloves, and carrying a worn metal baseball bat in his backpack.” Officer Marron briefly stopped Complainant’s son, removed the bat, and pat-frisked him for additional weapons. Officer Marron informed Complainant’s son that the bat would be returned after the crowd dispersed. When Officer Marron later sought Complainant’s son to return the bat, he couldn’t find him. The report stated that the bat was taken to District C-11 for safekeeping. While Complainant was in the lobby seeking information, Officer Marron proceeded to discuss the incident with Complainant, explaining the necessity of removing the bat due to safety concerns, and returned the bat.
3. Investigator Vergara was unable to access the city camera footage because the Complainant filed her Complaint with OPAT after the city camera’s 30-day retention period.
4. On May 5, 2025, Investigator Vergara reviewed the turret tape and heard that the 911 call was for a person on probation with a gun at Epiphany School.



City of Boston, Massachusetts
Office of Police Accountability and Transparency
Evandro C. Carvalho, Executive Director

5. On May 5, 2025, Investigator Vergara reviewed the 911 call from the principal of Epiphany School who stated that a 5'0" medium-built Black male, approximately 30 years old, with long hair, tattoos on his neck and face, and currently on probation, came to the school the previous day. During his visit, he stated that he had firearms at his residence. Although the call did not indicate that he currently possesses a weapon, his presence in the area is causing concern among staff and students.
6. On November 1, 2024, Investigator Vergara reviewed the Body-Worn Camera (BWC) footage from Officer Marron labeled PGun, 154 Centre St, Dorchester.
 - a. The footage captured an interaction between Officer Marron and Complainant's son, who was wearing a Halloween costume mask, black clothes, and black gloves. Complainant's son had a silver baseball bat protruding from his backpack. As Officer Marron approached the minor, he asked, "Is it baseball season?" while simultaneously grabbing his arm with his left hand and removing the bat from Complainant's son's backpack with his right.
 - b. Officer Marron did not identify himself nor explain the reason for removing the bat in the video. As he walked away from Complainant's son, Officer Marron stated to Complainant's son, "You can come here and get it!" and continued on his way.
 - c. Later footage showed Officer Marron responding to two other officers questioning where he got the bat, saying it was just "a kid walking with a bat."
 - d. The footage did not show Complainant's son or any other child being pat-frisked.
 - e. At the 09:19 mark, the BWC footage showed Complainant's son, accompanied by Complainant and an unidentified officer, passing by Officer Marron. Officer Marron then stated, "He's the kid I took the baseball bat from," as the Complainant walked out of view.



City of Boston, Massachusetts
Office of Police Accountability and Transparency
Evandro C. Carvalho, Executive Director

7. On December 12, 2024, Investigator Vergara spoke with Complainant, who explained that she contacted the Boston Police Department (BPD) regarding her son, a minor. She indicated that her son was wearing a Halloween costume, which is why he had a bat with him. The Complainant noted that at the station, Officer Marron spoke to her and conveyed that they had received a call from the school concerning someone possibly having a gun. The Complainant stated that Officer Marron further stated that the officers deemed it necessary to remove the baseball bat from her son's backpack due to the potential danger it posed in a violent incident they were responding to. Complainant further mentioned that during the incident with BPD, the Director of Student Services called her to inform her that her son was being targeted by officers and encouraged her to come to the school.
8. On January 3 and January 6, 2025, Investigator Vergara emailed the Complainant for permission to interview her son, however, the Complainant did not respond.
9. On January 8, 2025, the Director of Student Services of Neighborhood House Charter School ("NHCS") sent a written statement to Investigator Vergara regarding the incident on November 1, 2023. The Director of Student Services stated the following:
 - a. "Shortly after school dismissal, approximately 1:00 pm, NHCS' administrators were notified of a physical altercation occurring at Shawmut Station, believed to involve NHCS students. Note that Shawmut Station is approximately 300 feet from NHCS and is often monitored around dismissal time by NHCS personnel. Upon arrival, "I" observed large groupings of youth, many of whom were NHCS students. Also on the scene were several BPD Officers, NHCS administrators, and Security Officers from Concrete Protective Services ("CPS"), a private security company contracted by NHCS. At that time, BPD Officers and CPS Security Officers were in the middle of breaking up a physical altercation between two students. "I" observed Complainant's son standing with his friends among the many bystanders. Complainant's son was not involved in any way with the altercation, nor were friends who were with him. It was not abnormal that he was present at Shawmut Station during the incident, as he utilizes the Massachusetts Bay Transportation Authority (MBTA) for commuting after school. After the altercation had subsided, BPD Officers, CPS, and NHCS administrators began encouraging students to go about their way home. Concurrently, "I" observed a BPD Officer approach Complainant's son from behind and pull a baseball bat out of his backpack. The BPD Officer did not gain Complainant's son's attention before removing the baseball bat, nor did he verbally warn Complainant's son that he was removing it. Before being removed, the baseball bat remained safely secured in Complainant's son's backpack and was never taken out or physically handled by him. Immediately after, Complainant's son attempted to



City of Boston, Massachusetts
Office of Police Accountability and Transparency
Evandro C. Carvalho, Executive Director

ask the BPD Officer why the baseball bat was confiscated. The BPD Officer continued to walk to his squad car and did not acknowledge or respond to Complainant's son. I stayed with Complainant's son until his mother picked him up in her car shortly after that."

10. Investigators Vergara and Toney attempted to interview Officer Marron on March 3, 2024, December 24, 2024, and January 1, 2025. However, Officer Marron did not respond to any of the requests. Investigator Vergara did not send interview questions to the other officers because they were not present during Officer Marron's interaction with Complainant's son.
11. Investigator Vergara attempted to interview Sergeant Morrison on December 24, 2024, January 1, and January 6, 2025. However, Sergeant Morrison did not respond to any of the requests.

EVIDENCE REQUESTED/REVIEWED:

Evidence	Description	Cooperation status/ Availability	File Name
OPAT Complainant Form/Intake Forms	Complainant's statements on OPAT Intake form	Available	N/A
City Camera	Footage of the incident involving the Complainant's Interaction with the minor.	Not available due to the 30-day retention policy.	N/A
911 Call	The call from the school to the police dispatcher	Available	N/A
Turret Tape	The officer's radio communication with the dispatcher.	Available	N/A



City of Boston, Massachusetts
Office of Police Accountability and Transparency
Evandro C. Carvalho, Executive Director

Computer-aided dispatch (CAD) Search History	The records of calls for service and related information are entered into a Computer-Aided Dispatch (CAD) system	Available	CAD Search History
Body-Worn Camera (BWC)	Officer Marron's BWC footage	Available	PGun, 154 Centre St, Dorchester.
Complainant's interview	Phone call on December 12, 2024	Available	N/A
Complainant's son's Interview	Email and call attempts were made on 1/3/2025 & 1/6/2025	Unavailable/ No response from Complainant	N/A
Director of Student Services, Neighborhood House Charter School's written statement	Email received on January 8, 2025	Available	N/A
BPD Officer Marron's interview	Emails sent on December 24, 2024, and January 1, 2025, requesting an interview with Officer Marron	Unavailable/ No response from Officer Marron	N/A
Sergeant Morrison's interview	Emails sent on December 24, 2024, January 1, 2025, and January 6, 2025, requesting an interview with Sgt Morrison. SGT Morrison was present when Officer Marron spoke to the Complainant.	Unavailable/ No response from Officer Morrison	N/A



City of Boston, Massachusetts
Office of Police Accountability and Transparency
Evandro C. Carvalho, Executive Director

Officer's Form 26	Statement from officers that goes in the work file history	Not available	N/A
Police Report	I#232088252	Available	N/A

CRB DECISION:

CRB reached a **unanimous decision (6-0), Not Sustained**, regarding allegations against Officer Mark Marron's violation of Rule 102§4 (Neglect of Duty).

CRB reached a **unanimous decision (6-0), Sustained** regarding allegations against Officer Mark Marron's violation of **Rule 102§9 (Respectful Treatment)**.

CRB **voted 3-3 (3 Not Sustained, 3 Sustained)** and therefore were **Unable to Reach a Finding** regarding allegations against Officer Mark Marron's violation of Rule 304§2 (Non-Lethal Force).

Officer's Name	Allegation Rule	CRB Recommended Finding
Officer Mark Marron	Rule 102§4 (Neglect of Duty)	Not Sustained
Officer Mark Marron	BPD Rule 102§9 (Respectful Treatment)	Sustained
Officer Mark Marron	Rule 304§2 (Use of Non-Lethal Force)	Unable to Reach a Finding



City of Boston, Massachusetts
Office of Police Accountability and Transparency
Evandro C. Carvalho, Executive Director

CRB reviewed the evidence and examined the circumstances surrounding Complainant's allegations, finding that the evidence supported violations of Rule 102§9 Respectful Treatment against Officer Mark Marron.

Footage from Officer Marron's BWC showed Officer Marron approaching Complainant's son, who was walking with two friends. As Officer Marron approached the minor, he asked, "Is it baseball season?" while simultaneously grabbing his arm with his left hand and removing the bat from Complainant's son's backpack with his right. At that time, Officer Marron did not explain why he was grabbing the bat from Complainant's son's backpack. As Officer Marron walked away from Complainant's son, he stated, "You can come here and get it!" and continued on his way.

According to the police report and Complainant's statements, it was not until later that day, while Complainant was at the police station, that Officer Marron explained his actions and rationale behind removing the bat from Complainant's son's backpack.

Officer Marron was given the opportunity to participate in an interview, but did not respond to multiple interview requests.

CRB RECOMMENDED DISCIPLINE:

According to the Discipline Matrix established by the Boston Police Department, CRB has recommended the following:

1. Boston Police Officer Mark Marron receive an **Oral Reprimand** for violation of Rule 102§9 (Respectful Treatment).