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McDonald's Incident

June 11, 2021

**SUMMARY OF INDEPENDENT REVIEW OF INTERNAL
INVESTIGATION AND ACTIONS SURROUNDING THE
FEBRUARY 28, 2021, MC DONALD'S INCIDENT**

The law firm of Odelson, Sterk, Murphey, Frazier and McGrath, Ltd., was retained by the Village of Niles to do an Independent Review of the Internal Investigation and the police actions surrounding a call to the McDonald's Restaurant at 8460 W. Dempster, in the early morning of February 28, 2021. This Independent Review was directed based on allegations by Commander Nick Beyer, who alleged there was a "cover up" of the facts and circumstances surrounding the McDonald's incident by the Niles Police.

Michael Smith, a retired 23-year Assistant States Attorney of Cook County and former First Deputy Chief of the Cook County Sheriff's Police, compiled the documents and wrote the report. Michael McGrath, a named partner in the firm, and also a former Assistant States Attorney, reviewed, and had input into the final report.

As you will see from the report, all procedures and protocols were specifically carried out by the officers and command staff. The conclusion of the report is that Commander Beyer's allegations of a "cover up" are totally unfounded. The only problem in the entire incident, internal investigation and reporting, was Commander Beyer's refusal to obey Deputy Chief Penze's order to cooperate and give the information as to who made the allegation of the police department's alleged "cover up" or mishandling of the incident, that caused Commander Beyer to make his allegations.