

# GROTON TOWN POLICE DEPT

68 Groton Long Point Rd, Groton CT  
(860) 441-6712

## CASE/INCIDENT REPORT

SUPPLEMENTARY

CFS NO 2200005866	DAY 4	INCIDENT DATE 03/02/2022 03/02/2022	TIME 21:25	DATE OF RPT 03/02/2022	TIME OF RPT 23:01	TYPE OF INCIDENT COMPLAINT	INCIDENT CD COMGN	INVESTIGATING OFFICER Patrol Officer FARNSWORTH, MICHAEL	BADGE NO 152
DIVISION Patrol		DIVISION NO	REFERENCE DIVISION	REFERENCE DIVISION NO	CASE X-REFERENCE	UNIT ID 152	TYPYST FARNM	DATE TYPED 03/02/2022	TIME TYPED 23:01
STREET NO 00068	STREET NAME AND TYPE GROTON LONG POINT Rd GROTON			APT NO.	INTERSECTING STREET NAME AND TYPE	PREMISES NAME TOWN POLICE DEPT		STATUS Active	TOWN CD T059
OFFENSE Intimidation				LOCAL X-REF CODE 13C	IBR CODE 13C	ATT/COMP Completed	OFFENSE DESCRIPTION Government/public Building		
STATUS CODE C=COMPLAINANT V=VICTIM A=ARRESTEE J=JUVENILE H=OTHER M=MISSING W=WITNESS O=OFFENDER D=DRIVER S=SUSPECT P=POLICE OFFICER T=TOT									
STATUS	NAME	SEX	RACE	D.O.B.	TELEPHONE	ADDRESS			OP STATE & NO.
C V	Franco, Rachael	F	W						
H	Bumgardner, Andre	M	B						

On 03/02/2022 at approximately 2125 hours, I was assigned to field a complaint from Rachael Franco. Rachael Franco came to the Groton Town Police Department and I spoke to her in Groton Town Police Headquarters interview room #1.

Rachael Franco provided me with a signed sworn written statement that relayed the following information: On 03/01/2022 at approximately 1830 hours, she attended the Groton Town Counsel meeting at the Groton Senior Center, located at 102 Newtown Road in Groton, CT. The meeting was held in the main room of the Groton Senior Center. Rachael Franco was a current sitting member of the Groton Town Council when this incident occurred. During the citizens comments portion of the meeting Rachael Franco believed that Town Council member Andre Bumgardner had violated the Freedom of Information Act. Rachael Franco "Point of ordered" Andre Bumgardner because of the perceived violation. A point of order is a query in a formal debate or meeting as to whether correct procedure is being followed. Mayor Juan Melendez called for a recess.

When the recess began, Rachael Franco got out of her seat and spoke with the Town Clerk. Andre Bumgardner approached Rachael Franco, while she was speaking with the Town Clerk, in an aggressive manner. Andre Bumgardner began to yell at Rachael Franco

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INVESTIGATOR SIGNATURE: <b>/OFC. MICHAEL FARNSWORTH/</b>	INVESTIGATOR I.D.#: 152	SIGNED DATE: 03/03/2022	SUPERVISOR SIGNATURE <b>/LT. CHRISTOPHER HOLT/</b>	SUPERVISOR I.D.#: 762
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DIVISION Patrol	DIVISION NO	REFERENCE DIVISION	REFERENCE DIVISION NO	CASE X-REFERENCE	UNIT ID 152	TYPIST FARNM	DATE TYPED 03/02/2022	TIME TYPED 23:01	
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regarding her point of order against him. Rachael Franco became uncomfortable and attempted to walk away from Andre Bumgardner. Andre Bumgardner followed Rachael Franco and continued to yell at her. Andre Bumgardner's behavior made Rachael Franco uneasy. Rachael Franco continuously told Andre Bumgardner to lower his voice, to stop, that she did not want to talk to him, and to get out of her face. Andre Bumgardner told her that he would not stop and that he did not care about violating the Freedom of Information Act. At this time Rachael Franco had walked across the room from where her seat was.

Rachael Franco again attempted to separate herself from Andre Bumgardner by walking back to her seat. While Rachael Franco was walking back to her seat Andre Bumgardner got in front of her, blocking her path of travel. In a lower tone of voice, Andre Bumgardner repeated that Rachael Franco needed to stop making points of orders against him. Rachael Franco proceeded towards her seat with the intention of retrieving her purse and going outside to get away from Andre Bumgardner due to the way he was acting. Andre Bumgardner again followed Rachael Franco to the area of her seat while repeatedly telling her "don't do it". Council Member Juliet Parker and Mayor Juan Melendez were near by and disengaged from their conversation to observe the interaction between Andre Bumgardner and Rachael Franco. Rachael Franco repeatedly told Andre Bumgardner that he needed to stop, that she did not wish to speak with him, and asked him go away during the duration of this incident. Andre Bumgardner continued to tell Rachael Franco that he would not stop and then would continue to address her about the point of order. Andre Bumgardner eventually disengaged with Rachael Franco and walked backed to his seat.

Rachael Franco walked over to Juliet Parker and told her that Andre Bumgardner would not stop following her and yelling at her. Andre

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INVESTIGATOR SIGNATURE: <b>/OFC. MICHAEL FARNSWORTH/</b>	INVESTIGATOR I.D.#: 152	SIGNED DATE: 03/03/2022	SUPERVISOR SIGNATURE <b>/LT. CHRISTOPHER HOLT/</b>	SUPERVISOR I.D.#: 762

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DIVISION Patrol	DIVISION NO	REFERENCE DIVISION	REFERENCE DIVISION NO	CASE X-REFERENCE	UNIT ID 152	TYPIST FARNM	DATE TYPED 03/02/2022	TIME TYPED 23:01	
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Bumgardner's action caused Rachael Franco alarm and made her feel so uncomfortable that she retrieved her purse and went outside and sat in her vehicle to get away from him and process the events that had just taken place. Rachael Franco returned to the meeting, where no further incidents occurred between her and Andre Bumgardner. It should be noted that during this incident the main room of the Groton Senior Center was full of citizens, member of the Groton Town Council, and members of the Groton Town Government. Rachael Franco provided me with a copy of footage from this incident that was provided to her by Mayor Juan Melendez. This footage will be uploaded to evidence.com.

Rachael Franco wished this incident to be documented for police information at this time. Rachael Franco will advise if she wishes any further action to be taken.

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CFS NO 2200005866	DAY 4	INCIDENT DATE 03/02/2022 03/02/2022	TIME 21:25	DATE OF RPT 03/04/2022	TIME OF RPT 10:19	TYPE OF INCIDENT COMPLAINT	INCIDENT CD COMGN	INVESTIGATING OFFICER Lieutenant MINER, DAVID	BADGE NO 783
DIVISION Patrol		DIVISION NO	REFERENCE DIVISION	REFERENCE DIVISION NO	CASE X-REFERENCE	UNIT ID 152	TYPIST MINED	DATE TYPED 03/04/2022	TIME TYPED 10:19
STREET NO 00068	STREET NAME AND TYPE GROTON LONG POINT Rd GROTON			APT NO.	INTERSECTING STREET NAME AND TYPE	PREMISES NAME TOWN POLICE DEPT		STATUS Active	TOWN CD T059

On March 4, 2022, at 10:00AM, I contacted Rachael Franco by telephone ([REDACTED]). I identified myself by name and rank to Rachael, who affirmed her identity to me verbally. Rachael had previously spoken to Officer Farnsworth about a concerning interaction she had with another member of the Town Council, Andre Bumgardner, at a recent Town Council meeting during a recess. I asked Rachael if she wished to have the incident documented for reporting purposes or wanted to press criminal charges if an investigation determined any relevant criminal violation had occurred. Rachael confirmed she only wanted to make a complaint for information and reporting purposes to have the incident documented. Rachael said that Andre is running for "State Rep" and was concerned about repercussions of possibly having Andre arrested in his candidacy for such a position.

Rachael said that she had an additional three people who would be coming forth to provide statements to Officer Farnsworth about their observations of the incident between Rachael and Andre. I did not inquire as to who these three individuals might be. Rachael reiterated that she only wanted the incident documented and thanked me for calling her. Rachael and I terminated our conversation at 10:07AM.

Case status: Report is supplemental only.

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INVESTIGATOR SIGNATURE: <b>/LT. DAVID MINER/</b>	INVESTIGATOR I.D.#: 783	SIGNED DATE: 03/04/2022	SUPERVISOR SIGNATURE <b>/CAPT. GREGORY MCCARTHY/</b>	SUPERVISOR I.D.#: 102

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CFS NO 2200005866	DAY 4	INCIDENT DATE 03/02/2022 03/02/2022	TIME 21:25	DATE OF RPT 03/05/2022	TIME OF RPT 17:00	TYPE OF INCIDENT COMPLAINT	INCIDENT CD COMGN	INVESTIGATING OFFICER Patrol Officer FARNSWORTH, MICHAEL	BADGE NO 152
DIVISION Patrol		DIVISION NO	REFERENCE DIVISION	REFERENCE DIVISION NO	CASE X-REFERENCE	UNIT ID 152	TYPIST FARNM	DATE TYPED 03/05/2022	TIME TYPED 17:00
STREET NO 00068	STREET NAME AND TYPE GROTON LONG POINT Rd GROTON			APT. NO.	INTERSECTING STREET NAME AND TYPE	PREMISES NAME TOWN POLICE DEPT	STATUS Closed	TOWN CD T059	

On 03/05/2022, I observed the video footage of the incident provided to me by Rachael Franco. The footage was a Zoom Video Conferencing recording and was 15:59 seconds long. I captured the first 2 :31 seconds of the Zoom Video Conferencing recording, which showed the incident, and uploaded it to evidence.com.

All descriptions are from the vantage point of the camera filming the meeting. The footage begins with members of the Town Government and the Town Council in session and seated. The tables are set up in a U formation with the closed side in the back right of the footage. Rachael Franco is seated in the rear left corner and Andre Bumgardner is seated in the right rear corner. The two are faced towards the camera and must turn to see each other. The footage has audio but it is very difficult to make out specific conversations during the recess.

Rachael Franco stated her "point of order" in the very beginning of the footage. Mayor Juan Melendez then announced that there will be a 5 minute recess. Andre Bumgardner stands up and walks, to his right, across the screen and exits the main room. Rachael Franco stands and walks towards the open end of the tables where the Town Clerk is seated. Rachael Franco started a conversation with the Town Clerk and Andre Bumgardner entered the main room approximately 36 seconds into the recording. Andre Bumgardner briskly walked directly towards Rachael Franco and raised his left hand, making a short quick right to left motion, as to punctuate what he was saying. Andre Bumgardner's body was stiff and presented an agitated demeanor. Andre Bumgardner made a statement towards Rachael Franco and she quickly turned, to her left, and walked in the opposite direction. At this time, Rachael Franco exited

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INVESTIGATOR SIGNATURE: <b>/OFC. MICHAEL FARNSWORTH/</b>	INVESTIGATOR I.D.#: 152	SIGNED DATE: 03/06/2022	SUPERVISOR SIGNATURE <b>/SGT. EBEN VANVOORHIES/</b>	SUPERVISOR I.D.#: 786

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the video frame and Andre Bumgardner followed her. They returned on screen approximately 30 seconds later, 1:10 seconds into the footage. Andre Bumgardner was a few steps in front of Rachael Franco with his head and chest turned towards her. Andre Bumgardner's body language still presented an aggressive tone. Rachael Franco can be heard telling Andre Bumgardner to leave her alone.

At 1:23 seconds into the video Andre Bumgardner and Rachael Franco returned to the area of Rachael Franco's seat. Andre Bumgardner turned to disengage from Rachael Franco. Andre Bumgardner takes several steps and tured back towards Rachael Franco, re-engaging in a seemingly heated conversation. Rachael Franco can be heard saying "third time, for the third time, stay out of my face". Andre Bumgardner can be heard saying "don't do that Rachael, don't do that, please". Rachael Franco retrieved her purse and exited the main room where the meeting was taking place. Andre Bumgardner returned to his seat and sat down. Rachael Franco returned to the main room at 8:00 seconds. Rachael Franco and Andre Bumgardner do not speak to one another for the remainder of the footage.

I obtained no information from this footage that would lead me to believe a crime took place. This case will be closed due to its civil nature. A verbal/written statement will be taken from all willing person(s) and supplemental reports will be completed. Case documented for informational purposes only.

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On 03/06/2022 at approximately 1635 hours, I made contact with Edward Jacome via telephone. I had received a voicemail from Edward Jacome on 03/03/2022 and 03/04/2022 relating that he wished to speak with me regarding this incident.

Edward Jacome relayed the following information to me in a verbal statement: On 03/01/2022, he was present at the Town Council meeting. He was not seated at the tables set up in a "U" formation but was seated near Rachael Franco. Edward Jacome saw the interaction between Rachael Franco and Andre Bumgardner. He stated that the interaction was verbal only in nature. Andre Bumgardner followed Rachael Franco around the room where the meeting had taken place. Edward Jacome heard Andre Bumgardner tell Rachael Franco "don't do that". Edward Jacome also heard Rachael Franco tell Andre Bumgardner to "get out of my face", and "leave me alone". Edward Jacome perceived Andre Bumgardner's body language as aggressive as if Andre Bumgardner was trying to bully Rachael Franco into apologizing to him. Andre Bumgardner followed Rachael Franco until she left the room.

All further individuals willing to provide a statement will be interviewed and supplement reports will be completed.

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