New York City Comptroller Brad Lander



Office of the New York City Comptroller 1 Centre Street New York, NY 10007

Form Version: NYC-COMPT-BLA-PI1-F

Personal Injury Claim Form

Electronically filed claims must be filed within 90 days of the occurrence using the Office of the NYC Comptroller's website. If the claim is not resolved within one (1) year and 90 days of the occurrence, you must start a separate legal action in a court of law before the expiration of this time period to preserve your rights.

I am filing: On behalf of myself.

On behalf of someone else. If on someone else's behalf, please provide the following information.

Last Name:		- · · · ·	
First Name:			
Relationship to the claimant:	. '		

Claimant Information

*Last Name: Ryan *First Name: Jaylin *Address: Address: Address 2: *Email Address: *City: *Email Address: *State: NEW YORK *Zip Code: *Date of Incident: *Date of Birth: Format: MM/DD/YYYY Soc. Sec. # Time of Incident: *MicNi Format: MM/DD/YYYY Phone: *Femail Address: **Temail Address: Address: **Temail Address: Amazon City Employee? Yes (No (NA) Gender (Yes (No (NA)) Gender Male (C Female (C Other) **Denotes required fields. *State: **Denotes required fields. *State:			+Zip Code:	10005	
*First Name: Jaylin *Address: Address: Address 2: +Email Address: *City: *Retype Email Address: *State: NEW YORK *Zip Code: *Date of Incident: *Zountry: USA Date of Birth: Format: MM/DD/YYYY Soc. Sec. # Imme of Incident: *MCN: format: MM/DD/YYYY Phone: *Imme of Incident: *Email Address: *Format: MM/DD/YYYY Phone: *Imme of Incident: *Time of Incident: 187 East 188th Street, Bronx, New York, subsequently at the 46th Precinct. *Temail Address: Address: *Retype Email Address: Address: *Retype Email Address: Address: *Retype Email Address: Address: *Retype Email Address: Address: *Couption: Amazon City: Bronx *Denotes required fields. *State:	*Last Name:	Ryan		· · · ·	
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Address 2:	Gender	Male			
* Denotes required fields. City: Bronx *State: NEW YORK			Address:	187 East 18	38th Street
* Denotes required fields. *State: NEW YORK			Address 2:		
Denotes requirea neias.			City:	Bronx	
	* Denotor roc	urad fields	*State:	NEW YORK	
A Claimant OR an Attorney Email Address is required.	+Denotes field	l that is required if attorney is filing.	Borough:	BRONX	

• Attorney is filing.

Attorney Information (If claimant is represented by attorney)

+Firm or Last Name:	The Sar	The Sanders Firm, P.C.					
+Firm or First Name							
+Address:	30 Wall	30 Wall Street					
Address 2:	8th Floo	8th Floor					
+City:	New Yo	ork					
+State:	NEW YO	NEW YORK					•
+Zip Code:	10005						
Tax ID:							
Phone #:	212652	2782					
+Email Address:							
+Retype Email Address:							

Office of the New York City Comptroller 1 Centre Street New York, NY 10007

New York City Comptroller Brad Lander

*Manner in which claim arose: SEE ATTACHED



New York City Comptroller Brad Lander

The items of	Compensatory Damages - Lack of Probable Cause
damage or injuries	Compensatory Damages - Excessive Force
claimed are	Compensatory Damages - Racial Profiling
(include dollar	Compensatory Damages - Failure to Intervene
amounts):	Compensatory Damages - Negligence
	Compensatory Damages - Emotional Distress
	Punitive Damages



New York City Comptroller Brad Lander

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1st Treatment Date:	12/28/2024 Format: MM/DD/YYYY
Hospital/Name:	Lincoln Hospital
Address:	234 East 149th Street
Address 2:	
City:	Bronx
State:	NEW YORK
Zip Code:	10451
Date Treated in Emergency Room:	12/28/2024 Format: MM/DD/YYYY
Was claimant taken an ambulance?	to hospital by OYes No ONA

Employment Information (If claiming lost wages)

Employer's Name:			
Address	-		
Address 2:			
City:		-	
State:	 		•
Zip Code:			
Work Days Lost:			
Amount Earned Weekly:			

Treating Physician Information

Last Name:	Fields
First Name:	Douglas
Address:	234 East 149th Street
Address 2:	
City:	Bronx
State:	NEW YORK
Zip Code:	10451
1	

Witness 1 Information

Last Name:	Martinez
First Name:	Caroline
Address	
Address 2:	
City:	
State:	
Zip Code:	Phone:

Witness 2 Information

Last Name:	
First Name:	
Address	
Address 2:	
City:	
State:	
Zip Code:	Phone:

Witness 3 Information

Last Name:		
First Name:		
Address		 -
Address 2:		
City:		
State:		
Zip Code:	 Phone:	

Witness 4 Information

Last Name:	 	
First Name:		
Address		
Address 2:		
City:		
State:		
Zip Code:	Phone:	

Office of the New York City Comptroller 1 Centre Street New York, NY 10007



New York City Comptroller Brad Lander

Complete if claim involves a NYC vehicle

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Owner of vehicle cl	aimant was trave	ling in		Non-City vehicle o	driver	
Last Name:	· · · · · · · · · · · · · · · · · · ·			Last Name:		
First Name:				First Name:		
Address				Address		
Address 2:				Address 2:		
City:		······································		City:		
State:			•	State:		
Zip Code:				Zip Code:		
Insurance Informat	ion			Non-City vehicle i	information	
Insurance Company Name:				Make, Model, Year of Vehicle:		
Address				Plate #:		
Address 2:				VIN #:		
City:				City vehicle inform	mation	
State:			-	Plate #:		
Zip Code:						
Policy #:						
Phone #:				City Driver Last Name:		
Description of	O Driver	C Passenger		City Driver First		
claimant:	O Pedestrian	⊖ Bicyclist		Name:		
	C Motorcyclist	Other				

Total Amount		Format: Do not include "\$" or ",".
Claimed:		

The **Total Amount Claimed** can only be entered once the following required fields are entered:

Claimant Last Name Claimant First Name Claimant Address, City, State, Zip Code, and Country Claimant Email or Attorney Email Date of Incident Location of Incident (including State) Manner in which claim arose

If attorney is filing, the following fields are also required: Attorney Last Name, First Name, Address, City, State, Zip Code, Email

I certify that all information contained in this notice is true and correct to the best of my knowledge and belief. I understand that the willful making of any false statement of material fact herein will subject me to criminal penalties and civil liabilities.

Legal Summary and Analysis of the Incident Involving Mr. Jaylin Ryan

Incident Overview

On December 28, 2024, at or around 12:25 AM, Mr. Jaylin Ryan was parked near a fire hydrant at 187 East 188th Street in the Bronx, waiting to ensure his female friend, Carolyn Martinez (21), safely entered her building. Mr. Ryan stood beside his mother's 2017 Mercedes Benz GLS SUV (CT Registration: BB84063), while his younger sister (17) was seated in the front passenger seat. This area is known to be dangerous, and Mr. Ryan was acting lawfully to ensure his friend's safety.

As Mr. Ryan stood next to the vehicle, approximately 4-6 uniformed NYPD officers, including **Sergeant Brian P. Mahon (Shield No. 4797, Tax Registry No. 955116)**, approached and requested his identification. When Mr. Ryan asked what he had done wrong, multiple officers, including Mahon, grabbed him, threw him violently against his mother's vehicle, and handcuffed him.

While Mr. Ryan was physically restrained and being handcuffed by several officers, **Police Officer Joel K. Ayala (Shield No. 4081, Tax Registry No. 954509)** punched him with a closed fist on the right side of his face, causing substantial pain.

Mr. Ryan was transported to the 46th Precinct in Mahon's police vehicle. During transport, Mahon made the retaliatory comment:

"This is what happens if you do not give the police what they ask for; you'll get punched in the face."

At the 46th Precinct, **Police Officer James G. Geberth (Shield No. 19747, Tax Registry No.: 969724)** informed the Desk Officer that Mr. Ryan was arrested for **Disorderly Conduct (PL 240.20(7)**, despite the lack of probable cause. Instead of voiding the arrest or reporting the false arrest and excessive force, the Desk Officer allowed the detention to proceed.

Mr. Ryan repeatedly requested medical assistance for pain on the left side of his face. Geberth eventually called for an ambulance, but when the EMTs arrived, he discouraged treatment, stating Mr. Ryan would soon be released because his mother was present.

Ms. Nazima Royster, Mr. Ryan's mother, arrived at the precinct before the ambulance and confronted Mahon, who stated:

"When you do not follow protocol, this is what happens. You get punched in your face."

Mahon further remarked:

"He's a Black kid driving a Mercedes Benz, and the windows are all tinted. Vehicles like that they [meaning the police] search for drugs and guns."

Mr. Ryan was released approximately 15 minutes later with the following summonses:

- 1. **Summons Serial No.: 4447558422** for Disorderly Conduct (PL 240.20(7)), issued by Police Officer Geberth.
- 2. Summons Serial No.: 149917136-5 for Double Parking (Code 46), issued by Police Officer Patrick Jean (Shield No. 24116, Tax Registry No.: 970619).
- 3. **Summons Serial No.: 149495807-7** for Parking Near a Fire Hydrant (Code 40), issued by Police Officer Patrick Jean.

None of those mentioned above police officers including, **Police Officer Crystal L. Dones** (Shield No. 6022, Tax Registry No.: 964644) nor **Police Officer John Michael Medina** (Shield No.: 2074, Tax Registry No.: 969974), intervened in the false arrest or use of excessive force.

Legal Analysis

1. False Arrest

- **Elements**: Under New York law, a false arrest occurs when a person is taken into custody without probable cause. Probable cause exists when an officer has reasonable grounds to believe the person has committed an offense.
- Facts:
 - Mr. Ryan's actions (waiting for his friend while standing near a parked vehicle) did not meet the elements of Disorderly Conduct (PL 240.20(7)), which requires creating a hazardous or physically offensive condition without a legitimate purpose.
 - The lack of probable cause is further demonstrated by Sergeant Mahon's vague justification: *"He did not follow protocol."*

2. Excessive Force

- **Standards**: Excessive force is determined by whether the force was objectively reasonable given the circumstances. The Fourth Amendment prohibits the use of force that is unnecessary or punitive.
- Facts:
 - Mr. Ryan was compliant and restrained when Police Officer Ayala punched him in the face.
 - The force used—throwing Mr. Ryan against the vehicle, handcuffing him violently, and punching him—was disproportionate and unnecessary.
 - The injury caused (substantial pain and likely facial trauma) further substantiates the claim of excessive force.

3. Racial Discrimination

- **Standards**: The Fourteenth Amendment and New York City Human Rights Law prohibit racial profiling and discrimination by law enforcement.
- Facts:
 - Mahon's statements reflect explicit racial bias, including:
 - "He's a Black kid driving a Mercedes Benz, and the windows are all tinted."
 - This suggests racial profiling influenced the officers' actions.

4. Procedural Violations

- **Search**: Police Officer Geberth improperly searched Mr. Ryan outside the Desk Officer's presence, violating NYPD policy.
- Medical Assistance: Despite visible injuries, medical care was delayed and discouraged.

5. Failure to Intervene

• Standards:

Under federal and state law, all officers present during an incident involving a constitutional violation have a duty to prevent and report such violations, regardless of whether they actively participated. This includes a duty to intervene when a fellow officer engages in excessive force, false arrest, or any other unlawful conduct. Officers who fail to take reasonable steps to prevent misconduct are equally liable as the officers who directly committed the violations.

• Facts:

All officers present during the incident, including Sergeant Brian P. Mahon (Shield No. 4797), Police Officer Joel K. Ayala (Shield No. 4081), Police Officer James G. Geberth (Shield No. 19747), Police Officer Patrick Jean (Shield No. 24116), Police Officer Crystal L. Dones (Shield No. 6022), and Police Officer John Michael Medina (Shield No. 2074), had a duty to intervene but failed to act.

- Excessive Force:
 - Officer Ayala physically punched Mr. Ryan in the face while he was already handcuffed and restrained. Despite being present, none of the officers, including Mahon (the ranking officer), took any action to stop the unnecessary and disproportionate use of force.
 - By failing to intervene, all officers present are equally liable for the excessive force inflicted upon Mr. Ryan.
- False Arrest:
 - The officers collectively participated in and/or failed to prevent the false arrest of Mr. Ryan, as there was no probable cause for the charge of Disorderly Conduct (PL 240.20(7)).
 - Officers who did not directly arrest Mr. Ryan, such as Dones and Medina, had an affirmative duty to stop the unlawful actions of their colleagues and report the constitutional violation. Their inaction makes them equally liable for the false arrest.

6. Retaliatory Actions

• **Facts**: The summonses issued appear to be a post-facto justification for the false arrest and excessive force, demonstrating retaliatory intent.

Potential Legal Claims

- 1. False Arrest: Lack of probable cause for Disorderly Conduct under PL 240.20(7).
- 2. **Excessive Force**: Use of unnecessary and disproportionate force while Mr. Ryan was restrained.
- 3. Racial Discrimination: Racially biased targeting and comments by Mahon.
- 4. Failure to Intervene: Officers failed to prevent or report the constitutional violations.
- 5. Negligence: Violations of NYPD protocols regarding searches and medical care.
- 6. **Intentional Infliction of Emotional Distress**: Racially charged comments and physical harm caused severe emotional trauma.