



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:

*First Name:

*Address:

Address 2:

*City:

*State:

*Zip Code:

*Country:

Date of Birth: *Format: MM/DD/YYYY*

Soc. Sec. #

HICN: (Medicare #)

Date of Death: *Format: MM/DD/YYYY*

Phone:

*Email Address:

*Retype Email Address:

Occupation:

City Employee? Yes No NA

Gender Male Female Other

Attorney is filing.

Attorney Information (If claimant is represented by attorney)

+Firm or Last Name:

+Firm or First Name:

+Address:

Address 2:

+City:

+State:

+Zip Code:

Tax ID:

Phone #:

+Email Address:

+Retype Email Address:

The time and place where the claim arose

*Date of Incident: *Format: MM/DD/YYYY*

Dismissal Date: *(Police related claims only)*

Time of Incident: *Format: HH:MM AM/PM*

*Location of Incident:

Address:

Address 2:

City:

*State:

Borough:

* Denotes required fields.

+Denotes field that is required if attorney is filing.

A Claimant OR an Attorney Email Address is required.



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***Manner in which
claim arose:**

SEE ATTACHED

*** Denotes required field.**



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**The items of
damage or injuries
claimed are
(include dollar
amounts):**

- Compensatory Damages - Lack of Probable Cause
- Compensatory Damages - Excessive Force
- Compensatory Damages - Racial Profiling
- Compensatory Damages - Failure to Intervene
- Compensatory Damages - Negligence
- Compensatory Damages - Emotional Distress
- Punitive Damages



Medical Information

1st Treatment Date: *Format: MM/DD/YYYY*

Hospital/Name:

Address:

Address 2:

City:

State: ▼

Zip Code:

Date Treated in Emergency Room: *Format: MM/DD/YYYY*

Was claimant taken to hospital by an ambulance? Yes No NA

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:

First Name:

Address:

Address 2:

City:

State: ▼

Zip Code:

Witness 1 Information

Last Name:

First Name:

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:



Complete if claim involves a NYC vehicle

Owner of vehicle claimant was traveling in

Last Name:

First Name:

Address:

Address 2:

City:

State:

Zip Code:

Non-City vehicle driver

Last Name:

First Name:

Address:

Address 2:

City:

State:

Zip Code:

Insurance Information

Insurance Company Name:

Address:

Address 2:

City:

State:

Zip Code:

Policy #:

Phone #:

Non-City vehicle information

Make, Model, Year of Vehicle:

Plate #:

VIN #:

City vehicle information

Plate #:

City Driver Last Name:

City Driver First Name:

Description of claimant:

- Driver Passenger
- Pedestrian Bicyclist
- Motorcyclist Other

Total Amount Claimed:

Format: Do not include "\$" or ",".

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.