

BEFORE THE POLICE BOARD OF THE CITY OF CHICAGO

IN THE MATTER OF CHARGES FILED AGAINST)
POLICE OFFICER CELESTINO TAVALES,) CASE #00-2435
STAR #11155, DEPARTMENT OF POLICE,)
CITY OF CHICAGO,) C. R. #264785
)
RESPONDENT.)

FINDINGS AND DECISION

On November 9, 2000, the Superintendent of Police filed charges with the Police Board of the City of Chicago, seeking the separation of Police Officer **CELESTINO TAVALES**, Star #11155, hereinafter sometimes referred to as "Respondent" for violation of the following rules:

- RULE 1** - "Violation of any law or ordinance."
- RULE 2** - "Any action or conduct which impedes the Department's efforts to achieve its policy and goals or brings discredit upon the Department."
- RULE 6** - "Disobedience of an order or directive, whether written or oral."

The Police Board of the City of Chicago, caused a hearing on these charges against Police Officer, **CELESTINO TAVALES**, Star #11155, to be heard by **JACQUELINE A. WALKER**, Hearing Officer of the Police Board of the City of Chicago, on June 15, 2001. Following the Hearing, the members of the Police Board read and reviewed the certified transcription of the proceedings of the hearing. **JACQUELINE A. WALKER**, Hearing Officer made an oral report and conferred with the Police Board before it rendered a decision.

FINDINGS & DECISION, CONT'D:
POLICE OFFICER CELESTINO TAVALES, STAR # 11155, C.R. #264785
PAGE 2

As a result of the foregoing, the Police Board of the City of Chicago finds and determines that:

- (1) The Respondent was, at all times mentioned herein, a Police Officer employed by the Department of Police of the City of Chicago;
- (2) The charges were filed, in writing, and a Notice, stating the time, date and place, when and where a hearing in the charges was to be held, together with a copy of the original charges were served upon the Respondent more than five (5) days prior to the hearing on the charges;
- (3) Throughout the hearing, the Respondent did not appear in person and was not represented by legal counsel;
- (4) The Respondent, Police Officer **CELESTINO TAVALES**, Star #11155, as charged herein, is **guilty** of violating, to-wit:

RULE 1 - "Violation of any law or ordinance", in that:

On or about August 10, 2000, the results of his drug tests were positive for marijuana metabolites, and thus on or prior to that date, he was in possession of cannabis, in violation of Illinois Compiled Statues, Chapter 720, Section 550/4, thereby violating any law or ordinance.

- (5) The Respondent, Police Officer **CELESTINO TAVALES**, Star #11155, as charged herein, is **guilty** of violating, to-wit:

RULE 2 - "Any action or conduct which impedes the Department's efforts to achieve its policy and goals or brings discredit upon the Department", in that:

**FINDINGS & DECISION, CONT'D:
POLICE OFFICER CELESTINO TAVALES, STAR # 11155, C.R. #264785
PAGE 3**

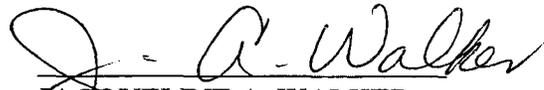
On or about August 10, 2000, the results of his drug tests were positive for marijuana metabolites, and thus on or prior to that date, he was in possession of cannabis.

(6) The Respondent, Police Officer **CELESTINO TAVALES**, Star #11155, as charged herein, is guilty of violating, to-wit:

RULE 6 - “ Disobedience of an order or directive, whether written or oral”, in that:

On or about August 10, 2000, he rendered a urine specimen that contained marijuana metabolites, in violation of General Order 90-5, Article III, Section B.

BY REASON of the findings of fact and of guilty herein, cause exists for the separation and discharge of Respondent, Police Officer **CELESTINO TAVALES**, Star #11155 from the Department of Police and from the services of the City of Chicago.


JACQUELINE A. WALKER
Hearing Officer

FINDINGS & DECISION, CONT'D:

POLICE OFFICER CELESTINO TAVALES, STAR #11155, C.R. # 264785

PAGE 4

DECISION

The members of the Police Board, having read and reviewed the certified copy of the transcription of the hearing, having received the oral report of the Hearing Officer, **JACQUELINE A. WALKER**, and having conferred with the Hearing Officer on the credibility of the witnesses and the evidence, hereby adopt all findings herein and, in reaching its decision as to the penalty imposed, the Board has taken into account not only the facts of this case but also the respondent's complimentary and disciplinary history, which is attached hereto as Exhibit A; and;

IT IS HEREBY ORDERED that the respondent, Police Officer **CELESTINO TAVALES**, Star # 11155, as a result of having been found guilty of the charges in Police Board Case No. 00-2435, is hereby separated and discharged from his position as a Police Officer, and from the services of the City of Chicago.

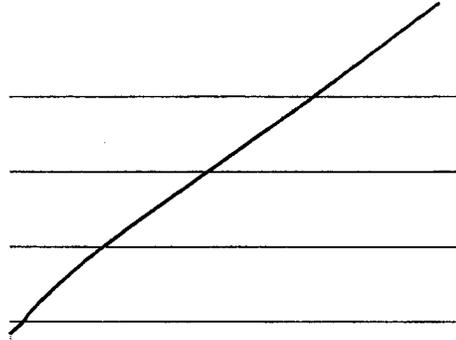
DATED AT CHICAGO, COUNTY OF COOK, STATE OF ILLINOIS, THIS 6th DAY OF SEPTEMBER, 2001.

Scott J. Dean
Joseph M. ...
J. L. Miller
Vicki ...
Phyllis ...
...
Jeanette E. ...
Patricia Bell

Muel ...
Executive Director, Police Board

DISSENT

The following members of the Police Board hereby dissent from the decision of the majority of the Police Board.



RECEIVED A COPY OF THE FOREGOING COMMUNICATION

THIS _____ DAY OF _____, 2001.

SUPERINTENDENT OF POLICE

Monday, August 28, 2000

INTERNAL AFFAIRS DIVISION
RECORDS SECTION

TO: COMMANDING OFFICER OF UNIT 121

FROM: RECORDS SECTION
INTERNAL AFFAIRS DIVISION

SUBJECT: PREVIOUS DISCIPLINARY RECORD OF:

TAVALES CELESTINO 11155 023

NAME (LAST, FIRST, M. I.) STAR UNIT

M H [REDACTED]

SEX RACE U.S. S.N.

264785

REFERENCE: COMPLAINT REGISTER NUMBER(S)

THE PREVIOUS DISCIPLINARY RECORD OF THE SUBJECT ACCUSED HAS BEEN REQUESTED IN YOUR NAME BY:

SGT WALSH 11075 [REDACTED] 121

RANK NAME U.S. STAR U.S. S.N. UNIT

RELATIVE TO A SUSTAINED FINDING IN THE INVESTIGATION OF THE ABOVE REFERENCED COMPLAINT REGISTER NUMBER.

THE RECORDS SECTION, INTERNAL AFFAIRS DIVISION, DISCLOSES THE FOLLOWING DISCIPLINARY ACTION(S) ADMINISTERED TO THE SUBJECT ACCUSED, FOR THE PAST FIVE (5) YEARS.

VERIFIED/PREPARED BY:

SEE ATTACHED

P.O. ROBERT PAXTON

Ex. A

FOR: COMMANDING OFFICER
RECORDS SECTION
INTERNAL AFFAIRS DIVISION

C. R. 264785
ATTACHMENT # 15

150

DISCIPLINARY ACTION SUMMARY FUNCTION
 NO MORE CLOSED - SUSTAINED CR'S (PAST 5 YEARS) OR SP'S (PAST 1 YEAR)
 SSN [REDACTED] NAME: LAST ESTER FIRST TERRA MI N STAR
 UNIT 006 EMP NO 527157 SEX F RACE N DOB 21 JUL 72 DATE APPTD 01 JUL 97
 RANK 0429 CLERK 2

INCIDENT	DISCIPLINARY	DATES SUSPENDED OR WORKED	OPTN/TD
ASE NO	DATE	(FROM - TO)	GRNT'D

C243770	03 MAR 98	REPRIMAND	
	F/CAT:	COMMISSION OF CRIME: MISCELLANEOUS	
	LESS SER TRAN:		
	COMMENTS		STATUS CLO
	F/CAT:		
	LESS SER TRAN:		
	COMMENTS		STATUS
	F/CAT:		
	LESS SER TRAN:		
	COMMENTS		STATUS

ISSUED FOR USE IN CR # 264785 ONLY

C. R. 264785
 ATTACHMENT # 15

CHICAGO POLICE DEPARTMENT

COMPLIMENTARY HISTORY

DATE 28 August 2000

NAME Tavales, Celestino RANK P.O. SSN [REDACTED] STAR 11155 UNIT 023

SPECIAL AWARDS Unit Meritorious Performance 01/99

DEPARTMENT 003 99324, 98291, 98290

COMMENDATIONS:

HONORABLE MENTIONS:

024

COMPLIMENTARY LETTERS:

002

Complimentary History Requested By:

NAME Walsh, Jeannette RANK Sgt. STAR 1075 UNIT 121

C.R.#264-785

Completed By: Jermeka Gipson

Personnel Division
Records Section- 2ndFL
Pax 0-342 or Bell 5-5390

PERSONNEL SERVICES

AUG 28 2000 

CHICAGO POLICE DEPARTMENT

C. R. 264785
ATTACHMENT # 14