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CHARGES

Police Officer William J. Tortoriello, Star Number 9604, is charged with violating the following rules contained in Article V of the Rules and Regulations of the Chicago Police Department, which were in full force and effect on the dates(s) of the alleged violations:

- 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 4: Any conduct or action taken to use the official position for personal gain or influence.
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SPECIFICATIONS

Police Officer William J. Tortoriello, Star Number 9604, is charged with violating Rule 1, "Violation of any law or ordinance," in one or more of the following instances:

- Count I: On or about March 12, 2000, at or near 5129 W. Belmont Avenue, Chicago Illinois, Police Officer Tortoriello, while on duty and in uniform, committed the offense of Theft in that he knowingly obtained or exerted unauthorized control over United States Currency, the property of the Federal Bureau of Investigations, from the person of Special Agent George Ragus, intending to deprive him permanently of the use and benefit of said property, in violation of Chapter 720, Act 5, Section 16-1-A(1) of the Illinois Compiled Statutes, 1992, as amended; and/or
- Count II: On or about March 12, 2000, at or near 5129 W. Belmont Avenue, Chicago, Illinois, Police Officer Tortoriello, while on duty and in uniform, committed the offense of Theft in that he knowingly obtained by deception, control over United States Currency, the property of the Federal Bureau of Investigations, from the person of Special Agent George Ragus, intending to deprive him permanently of the use and benefit of said property, in violation of Chapter 720, Act 5, Section 16-1-A(2) of the Illinois Compiled Statutes, 1992, as amended; and/or

- Count III: On or about March 12, 2000, at or near 5129 W. Belmont Avenue, Chicago, Illinois, Police Officer Tortoriello committed the offense of Official Misconduct in that he, a public employee, acting in his official capacity as a Chicago Police Officer, knowingly performed an act which he knew was forbidden by law to perform, to wit: Officer Tortoriello, while on duty and in uniform, knowingly obtained or exerted unauthorized control over United States Currency, the property of the Federal Bureau of Investigations, from the person of Special Agent George Ragus, intending to deprive him permanently of the use and benefit of said property, in violation of Chapter 720, Act 5, Section 33-3(b) of the Illinois Compiled Statutes, 1992, as amended; and/or
- Count IV: On or about March 12, 2000, at or near 5129 W. Belmont Avenue, Chicago, Illinois, Police Officer Tortoriello committed the offense of Official Misconduct in that he, a public employee, acting in his official capacity as a Chicago Police Officer, knowingly performed an act which he knew was forbidden by law to perform, to wit: Officer Tortoriello, while on duty and in uniform, knowingly obtained by deception control over United States Currency, the property of the Federal Bureau of Investigations from the person of Special Agent George Ragus intending to deprive him permanently of the use and benefit of said property, in violation of Chapter 720, Act 5, Section 33-3(b) of the Illinois Compiled Statutes 1992, as amended; and/or
- Count V: On or about March 12, 2000, at or near 5129 W. Belmont Avenue, Chicago, Illinois, Police Officer Tortoriello committed the offense of Official Misconduct in that he, a public employee acting in his official capacity as a Chicago Police Officer, with the intent to obtain a personal advantage for himself or another, performed an act in excess of his lawful authority, to wit: Officer Tortoriello; while on duty and in uniform, knowingly obtained or exerted unauthorized control over United States Currency, the property of the Federal Bureau of Investigations from the person of Special Agent George Ragus, intending to deprive him permanently of the use and benefit of said property, in violation of chapter 720, Act 5, Section 33-3(c) of the Illinois Compiled Statutes 1992, as amended; and/or
- Count VI: On or about March 12, 2000, at or near 5129 W. Belmont Avenue, Chicago, Illinois, Police Officer Tortoriello committed the offense of Official Misconduct in that he, a public employee, acting in his official capacity as a Chicago Police Officer, with the intent to obtain a personal advantage for himself or another, performed an act in excess

of his lawful authority, to wit: Officer Tortoriello, while on duty and in uniform, knowingly obtained by deception control over United States currency, the property of the Federal Bureau of Investigations, from the person of Special Agent George Ragus, intending to deprive him permanently of the use and benefit of said property, in violation of Chapter 720, Act 5, Section, 33-3(c) of the Illinois Compiled Statutes 1992, as amended; and/or

Count VII: On or about April 9, 2000, at or near 5129 W. Belmont Avenue, Chicago, Illinois, Police Officer Tortoriello while on duty and in uniform, acting in concert with Police Officer Michael Simpson, committed the offense of Theft, in that he knowingly obtained or exerted unauthorized control over United States currency, the property of the Federal Bureau of Investigations, from the person of Special Agent Milan Momcilovic, intending to deprive him permanently of the use and benefit of said property, in violation of Chapter 720, Act 5, Section 16-1-A(1) of the Illinois Compiled Statutes, 1992, as amended; and/or

Count VIII: On or about April 9, 2000, at or near 5129 W. Belmont Avenue, Chicago, Illinois, Police Officer Tortoriello, acting in concert with Police Officer Michael Simpson, while on duty and in uniform, committed the offense of Theft, in that he knowingly obtained by deception control over United States Currency, the property of the Federal Bureau of Investigations, from the person of Special Agent Milan Momcilovic, intending to deprive him permanently of the use and benefit of said property, in violation of Chapter 720, Act 5, Section 16-1-A(2) of the Illinois Compiled Statutes, 1992, as amended; and/or

Count IX: On or about April 9, 2000, at or near 5129 W. Belmont Avenue, Chicago, Illinois, Police Officer Tortoriello, committed the offense of Official Misconduct in that he, a public employee, acting in his official capacity as a Chicago Police Officer, knowingly performed an act which he knew was forbidden by law to perform, to wit: Officer Tortoriello, while on duty and in uniform, knowingly obtained or exerted unauthorized control over United States Currency, the property of the Federal Bureau of Investigations, from the person of Special Agent Milan Momcilovic, intending to deprive him permanently of the use and benefit of said property, in violation of Chapter 720, Act 5, Section 33-3(b) of the Illinois Compiled Statutes, 1992, as amended; and/or

Count X: On or about April 9, 2000, at or near 5129 W. Belmont Avenue, Chicago, Illinois, Police Officer Tortoriello committed the offense of Official Misconduct in that he, a public employee, acting in his official

capacity as a Chicago Police Officer, with the intent to obtain a personal advantage for himself or another, performed an act in excess of his lawful authority, to wit: Officer Tortoriello, while on duty and in uniform, knowingly obtained or exerted unauthorized control over United States currency, the property of the Federal Bureau of Investigations, from the person of Special Agent Milan Momcilovic, intending to deprive him permanently of the use and benefit of said property, in violation of Chapter 720, Act 5, Section 33-3(c) of the Illinois Compiled Statutes, 1992, as amended; and/or

Count XI: On or about April 9, 2000, at or near 5129 W. Belmont Avenue, Chicago, Illinois, Police Officer Tortoriello committed the offense of Official Misconduct in that he, a public employee, acting in his official capacity as a Chicago Police Officer, knowingly performed an act which he knew was forbidden by law to perform, to wit: Officer Tortoriello, while on duty and in uniform, knowingly obtained by deception control over United States Currency, the property of the Federal Bureau of Investigations from the person of Special Agent Milan Momcilovic intending to deprive him permanently of the use and benefit of said property, in violation of Chapter 720, Act 5, Section 3303(b) of the Illinois Compiled Statutes 1992, as amended.

Police Officer William J. Tortoriello, Star Number 9604, is charged with violating 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 one or more of the following instances:

Count I: On or about March 12, 2000, at or near 5129 W. Belmont Avenue, Chicago, Illinois Police Officer Tortoriello, while on duty and in uniform, obtained or exerted unauthorized control over United States currency, the property of the Federal Bureau of Investigations, from the person of Special Agent George Ragus; intending to deprive him permanently of the use and benefit of said property.

Count II: On or about April 9, 2000, at or near 5129 W. Belmont Avenue, Chicago, Illinois, Police Officer Tortoriello, while on duty and in uniform, obtained or exerted unauthorized control over United States Currency, the property of the Federal Bureau of Investigation, from Special Agency Milan Momcilovic, intending to deprive him permanently of the use and benefit of said property.

Police Officer William J. Tortoriello, Star Number 9604, is charged with violating Rule 4, "Any conduct or action taken to use the official position for personal gain or influence," in one or more of the following instances:

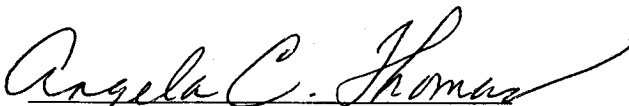
Count I: On or about March 12, 2000, at or near 5129 W. Belmont Avenue, Chicago, Illinois, Police Officer Tortoriello used his official position for personal gain, to wit: Officer Tortoriello, while on duty and in uniform, stopped FBI Special Agent George Ragus and obtained or exerted unauthorized control over United States Currency from the person of Special Agent Ragus, intending to deprive him permanently of the use and benefit of said property, thereby using his official position for personal gain.

Count II: On or about April 9, 2000, at or near 5129 W. Belmont Avenue, Chicago, Illinois, Police Officer Tortoriello, used his official position for personal gain, to wit: Officer Tortoriello, while on duty and in uniform, stopped FBI Special Agent Milan Momcilovic and obtained or exerted unauthorized control over United States Currency from the person of Special Agent Momcilovic, intending to deprive him permanently of the use and benefit of said property, thereby using his official position for personal gain.

Based on the foregoing charges and specifications, the Superintendent of Police recommends that Police Officer William J. Tortoriello, Star Number 9604, be discharged from the Chicago Police Department.


TERRY G. HILLARD
Superintendent of Police

Approved As To Form:


ANGELA C. THOMAS
Deputy Corporation Counsel