

BEFORE THE POLICE BOARD OF THE CITY OF CHICAGO

IN THE MATTER OF CHARGES FILED AGAINST )  
CROSSING GUARD BERNADINE GARRETT, ) CASE #02-2490  
EMPLOYEE # 53971, DEPARTMENT OF POLICE, )  
CITY OF CHICAGO, ) CR # 275128  
RESPONDENT. )

**FINDINGS AND DECISION**

On March 20, 2002, the Superintendent of Police filed charges with the Police Board of the City of Chicago, seeking the termination of Crossing Guard **BERNADINE GARRETT**, Employee # 513971 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 or an order or directive, whether written or oral."

The Police Board of the City of Chicago, caused a hearing on these charges against **BERNADINE GARRETT**, Employee # 513971, to be heard by **JACQUELINE A. WALKER**, Hearing Officer of the Police Board of the City of Chicago, on September 4, 2002 and September 10, 2002. 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 AND DECISION, CONT'D:**  
**CROSSING GUARD BERNADINE GARRETT, EMPLOYEE #53971, C. R.**  
**#275128**  
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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 Crossing Guard 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 on 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 appeared in person and was represented by a Union Representative;
- (4) Respondent, Crossing Guard **BERNADINE GARRETT**, Employee # 513971, as charged herein, is **guilty** of violating, to-wit:

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

On or about September 28, 2001, she rendered a urine specimen which contained marijuana metabolites, in violation of 720 ILCS 550/4, by possessing some amount of cannabis on or before September 28, 2001.

- (5) The Respondent, Crossing Guard **BERNADINE GARRETT**, Employee # 513971, 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 AND DECISION, CONT'D:**

**CROSSING GUARD BERNADINE GARRETT, EMPLOYEE #53971, C. R.**

**#275128**

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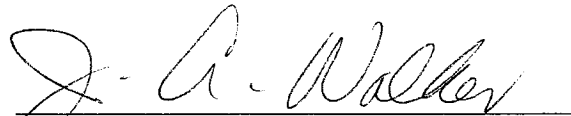
On or about September 28, 2001, she rendered a urine specimen that contained marijuana metabolites.

(6) The Respondent, Crossing Guard **BERNADINE GARRETT**, Employee # 513971, as charged herein, is guilty of violating, to-wit:

**RULE 6:** "Disobedience or an order or directive, whether written or oral," in that:

On or about September 28, 2001, she rendered a urine specimen that contained marijuana metabolites, thereby violating General Order 90-5, Article III, Section B.

**BY REASON** of the findings of fact and of guilty herein, cause exists for Respondent, Crossing Guard **BERNADINE GARRETT**, Employee # 513971, to be discharged from the services of the City of Chicago.

  
JACQUELINE A. WALKER  
Hearing Officer

**FINDINGS & DECISION, CONT'D:**

**CROSSING GUARD BERNADINE GARRETT, EMPLOYEE # 513971, C.R. #275128**

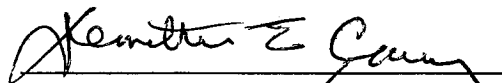
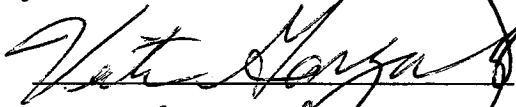
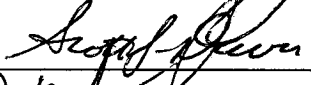
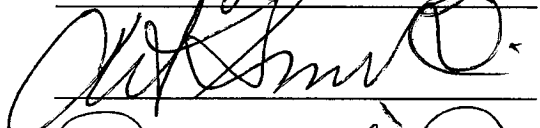
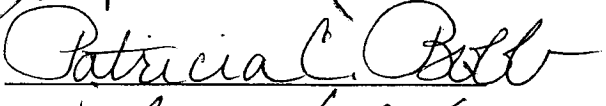
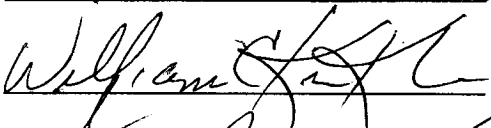
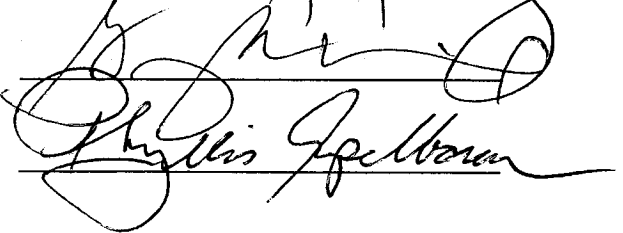

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**DECISION**

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, Crossing Guard **BERNADINE GARRETT**, Employee # 513971, as a result of having been found guilty of the charges in Police Board Case No. 02-2490, is hereby separated and discharged from her position as a Crossing Guard, and from the services of the City of Chicago.

DATED AT CHICAGO, COUNTY OF COOK, STATE OF ILLINOIS, THIS 17<sup>th</sup> DAY OF OCTOBER, 2002.

  
  
  
  
  
  
  
  
Executive Director, Police Board

**FINDINGS & DECISION, CONT'D:**

**CROSSING GUARD BERNADINE GARRETT, EMPLOYEE # 513971, C.R. #275128**

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**DISSENT**

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

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\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

RECEIVED A COPY OF THIS COMMUNICATION

THIS 18<sup>th</sup> DAY OF Oct., 2002

\_\_\_\_\_  
SUPERINTENDENT OF POLICE

INTERNAL AFFAIRS DIVISION  
RECORDS SECTION

27 November 2001

TO: COMMANDING OFFICER UNIT 121

FROM: RECORDS SECTION  
INTERNAL AFFAIRS DIVISION

SUBJECT: PREVIOUS DISCIPLINARY RECORD OF:

<u>GARRETT, BERNADINE</u>	<u>CIVILIAN</u>	<u>018</u>
NAME	(LAST, FIRST M.I.)	STAR UNIT
<u>F</u>	<u>B</u>	<u>[REDACTED]</u>
SEX	RACE	S.S.N.

REFERENCE: COMPLAINT REGISTER NUMBER(S) 275 128

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

<u>P.O.</u>	<u>WINBUSH</u>	<u>6457</u>	<u>[REDACTED]</u>	<u>121-G</u>
RANK	NAME	STAR	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:

P.O. S. SASSO

FOR: COMMANDING OFFICER  
RECORDS SECTION  
INTERNAL AFFAIRS DIVISION

NONE

Ex.A

275/28

10

11/27/01

**Chicago Police Department  
Personnel Division**

**COMPLIMENTARY HISTORY**

<u>Name</u>	<u>Title</u>	<u>SSN</u>	<u>Star</u>	<u>Unit</u>	<u>Detail Unit</u>
GARRETT BERNADINE	9111	[REDACTED]	01569	018	

DEPT. COMMENDATIONS

0

HONORABLE MENTIONS

0

COMPLIMENTARY LETTERS

0

AWARD NUMBER:

OTHER AWARDS:

**SPECIAL AWARDS:**

<u>Jr. Chamber . of Comm =</u>	0	<u>Honored Police Star =</u>	0
<u>Rich. J Daley Award =</u>	0	<u>Life Saving Awd=</u>	0
<u>Police Medal =</u>	0	<u>Hnd Cld Med. of Val =</u>	0
<u>Supt. Awd of Valor =</u>	0	<u>Fitness Award=</u>	0
<u>Supt. Awd of Merit =</u>	0	<u>Appearance Award =</u>	0
<u>Police Blue Star =</u>	0	<u>Special Commendation =</u>	0
<u>Officer of The Month =</u>	0	<u>Partnership Award =</u>	0
<u>Unit Meritorious =</u>	0	<u>Special Serv. Award =</u>	0
<u>Lambert Tree =</u>	0	<u>Problem Solving Awd=</u>	0
<u>Carter Harrison =</u>	0	<u>Blue Shield Awd =</u>	0
<u>WGN Award =</u>	0		

**Complimentary History Requested By:**

NAME: WINBUSH JANICE M	TITLE POLICE OFFICER	STAR: 06457	UNIT: 121
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CR #: 275128

**Completed by:**

**JERMEKA GIPSON**  
Personnel Division  
Records Section -2089-2092  
Pax 0-342 or Bell 5-5390

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