

BEFORE THE POLICE BOARD OF THE CITY OF CHICAGO

IN THE MATTER OF CHARGES FILED AGAINST)
POLICE OFFICER DARRYL FLENOY, JR., STAR #) **CASE # 03-2513**
10957, DEPARTMENT OF POLICE,)
CITY OF CHICAGO,) **C. R. #284386**
)
RESPONDENT.)

FINDINGS AND DECISION

On June 3, 2003, the Superintendent of Police filed charges with the Police Board of the City of Chicago, seeking the termination of **DARRYL FLENOY, JR.**, Star # 19057, 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, written or oral."

The Police Board of the City of Chicago caused a hearing on these charges against Police Officer **DARRYL FLENOY, JR.**, Star # 19057, to be heard by **JACQUELINE A. WALKER**, Hearing Officer of the Police Board of the City of Chicago, on November 30, 2004, December 3, 2004, March 14, 2005 and April 11 and 13, 2005. Following the Hearing, the members of the Police Board read and reviewed the certified transcription of the proceedings of the hearing and viewed the videotapes 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
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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 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 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 legal counsel;

(4) Respondent, Police Officer **DARRYL FLENOY, JR.**, Star # 10957, as charged herein, is **guilty** of violating, to-wit:

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

On or about September 20, 2002, he provided a urine specimen that contained marijuana metabolites, thereby violating Illinois Compiled Statutes Chapter 720, Section 550/4, by possessing some amount of marijuana on or before September 20, 2002.

(5) Respondent, Police Officer, **DARRYL FLENOY, JR.**, Star # 10957, 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:

On or about September 20, 2002, he provided a urine specimen that contained marijuana metabolites.

FINDINGS & DECISION, CONT'D
POLICE OFFICER DARRYL FLENOY, JR., STAR # 19057, C. R. #284386
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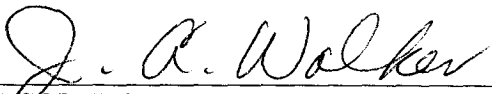
(6) Respondent, Police Officer **DARRYL FLENOY, JR.**, Star # 19057, as charges herein, is **guilty** of violating, to wit:

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

On September 20, 2002, he provided a urine specimen that contained marijuana metabolites, thereby violating General Order 90-5 Article III, Section B, which strictly prohibits the use of cannabis.

BY REASON of the findings of fact and of guilt herein, cause exists for the discharge of Respondent, Police Officer **DARRYL FLENOY, JR.**, Star # 19057, from the Department of Police and from the services of the City of Chicago.

Respectfully Submitted,



JACQUELINE A. WALKER
Hearing Officer

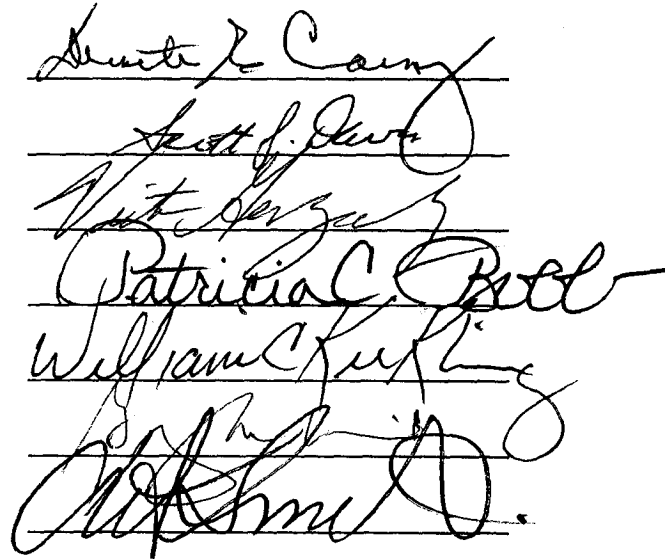
FINDINGS & DECISION, CONT'D
POLICE OFFICER DARRYL FLENOY, JR. , STAR #19057
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DECISION

The members of the Police Board, having read and reviewed the certified transcription of the hearing, having viewed the videotapes 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, a copy of which is attached hereto as Exhibit A; and

IT IS HEREBY ORDERED that the Respondent, Police Officer **DARRYL FLENOY, JR.** , Star #19057, as a result of having been found **guilty** of the charges in Police Board Case No. 03-2513, is **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 19TH
DAY OF MAY, 2005.

A series of seven horizontal lines, each with a handwritten signature written across it. The signatures are in cursive and vary in legibility. The first signature appears to be 'Dante R. Camp'. The second is 'Scott J. Davis'. The third is 'Victor Arzoo'. The fourth is 'Patricia C. Bell'. The fifth is 'William C. Kurling'. The sixth is 'John J. ...'. The seventh is 'Michael D. ...'.



Executive Director
Police Board

FINDINGS & DECISION, CONT'D
POLICE OFFICER DARRYL FLENOY, JR. , STAR #19057
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DISSENT

The following members of the Police Board hereby dissent from the decision of the majority of the Board in Police Board Case No. 03-2513.

~~_____~~
~~_____~~
~~_____~~
~~_____~~

RECEIVED A COPY OF THIS COMMUNICATION

THIS _____ DAY OF _____, 2005.

SUPERINTENDENT OF POLICE

11/12/2002

COMPLIMENTARY HISTORY

Name	Title	SSN	Star	Unit	Detail Unit
FLENOY JR DARRYL	9161	[REDACTED]	19057	003	376

HONORABLE MENTIONS

COMPLIMENTARY LETTERS

1

1

DEPT. COMMENDATIONS

AWARD NUMBER:

1

2

3

4

5

0

6

7

8

9

10

OTHER AWARDS:

SPECIAL AWARDS:

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

Complimentary History Requested By:

NAME BRODERDORF RAY SERGEANT STAR: 01125 UNIT: 121

Completed by:

CR #: 284386

Annette Steptore
Personnel Division
Records Section -2089-2092
Pax 0-342 or Bell 5-5390

C. R. 284386
ATTACHMENT # 28

Ex. A.

**INTERNAL AFFAIRS DIVISION
RECORDS SECTION**

12 November 2002

TO: COMMANDING OFFICER UNIT 121
FROM: RECORDS SECTION
INTERNAL AFFAIRS DIVISION
SUBJECT: PREVIOUS SUSTAINED DISCIPLINARY HISTORY OF:

FLENOY, DARRYL JR.	19057	003
NAME (LAST, FIRST M.I.)	STAR	UNIT
M	B	[REDACTED]
SEX	RACE	S.S.N.

REFERENCE: COMPLAINT REGISTER NUMBER 284 386

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

SGT.	R. BRODERDORF	1125	[REDACTED]	121
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 ADMINISTERED TO THE SUBJECT ACCUSED FOR THE PAST FIVE (5) YEARS.

VERIFIED/PREPARED BY:

P.O. ROBIN SUNDAY

SEE ATTACHED

**FOR: COMMANDING OFFICER
RECORDS SECTION
INTERNAL AFFAIRS DIVISION**

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Ex. A

CHICAGO POLICE DEPARTMENT Sustained Complaints History Report

<u>Social Sec. #</u>	<u>Name</u>	<u>Star #</u>	<u>Emp. #</u>	<u>Rank</u>	<u>Description</u>	<u>Unit</u>
[REDACTED]	FLENOY JR DARRYL .		309301	9161	POLICE OFFICER	003
<u>Sex</u>	<u>Race</u>	<u>Birth Date</u>	<u>Appointed Date</u>	<u>No. Of CR's</u>	<u>No. Of SPAR's</u>	
M	BLACK	19-NOV-1972	31-AUG-1998	0	3	
<u>Case #</u>	<u>Incident Date</u>	<u>Suspension Dates</u>	<u>Disciplinary Action Taken</u>	<u>Final Category</u>	<u>Less Serious Transgression</u>	
S020870	03-FEB-2002		REPRIMAND		025-PREVENTABLE ACCIDENT	
<u>Civil Suit #</u>			<u>Police Board #</u>			
<u>Comments</u>						
<u>Case #</u>	<u>Incident Date</u>	<u>Suspension Dates</u>	<u>Disciplinary Action Taken</u>	<u>Final Category</u>	<u>Less Serious Transgression</u>	
S021731	22-MAR-2002		REPRIMAND		005-COURT APPEARANCE VIOLATION	
<u>Civil Suit #</u>			<u>Police Board #</u>			
<u>Comments</u>	BR 35					
<u>Case #</u>	<u>Incident Date</u>	<u>Suspension Dates</u>	<u>Disciplinary Action Taken</u>	<u>Final Category</u>	<u>Less Serious Transgression</u>	
S022675	21-MAY-2002	09-JUL-2002	EXCUSED WITHOUT PAY 1 DAY		022-FAILURE TO PERFORM ANY DUTY	
<u>Civil Suit #</u>			<u>Police Board #</u>			
<u>Comments</u>						

ISSUED FOR USE IN CR# 285

C. R. 284386

ATTACHMENT # 29

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EX. A