

BEFORE THE POLICE BOARD OF THE CITY OF CHICAGO

IN THE MATTER OF CHARGES FILED AGAINST)
OFFICER DAVID DISANTI, STAR #10838) NO. 03-2515
DEPARTMENT OF POLICE, CITY OF) CR 267497
CHICAGO)

FINDINGS & DECISION

On June 18, 2003, the Superintendent of Police filed charges with the Police Board of the City of Chicago against Officer David DiSanti, Star#10838, (hereinafter sometimes referred to as "Respondent") for violating the following Rules:

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.

Rule 10: Inattention to duty

The Police Board of the City of Chicago caused a hearing on these charges against Officer David DiSanti to be had before Michael G. Berland, Hearing Officer of the Police Board of the City of Chicago on November 17, 2003, November 19, 2003, and November 25, 2003.

Following the hearing, the members of the Police Board read and reviewed the certified transcription of the proceedings of the hearing. Michael G. Berland, Hearing Officer, made an oral report and conferred with the Police Board before it rendered a decision.

The Police Board of the City of Chicago, as a result of its investigation of the charges, finds and determines that:

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 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 of the charges was to be held, together with a copy of the original charges, was served upon the Respondent more than five (5) days prior to the hearing on the charges.

3. Throughout the hearing the Respondent was represented by legal counsel of his own choosing.

4. The hearing was conducted before Michael G. Berland, Hearing Officer of the Police Board of the City of Chicago, on November 17, 2003, November 19, 2003, and November 25, 2003.

5. The Respondent Officer David DiSanti, Star#10838, charged herein, contrary to the Rules and Regulations, 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.

A. On or about November 3, 2000, from about 1550 hours to about 1755 hours, or for some period of time therein, Police Officer David DiSanti failed to take reasonable efforts to protect the health and safety of Juan Vega, in that he failed to transport Mr. Vega to a hospital facility in a timely manner, thereby impeding the Department's efforts to achieve its policy and goals and/or bringing discredit upon the department.

7. The Respondent Officer David DiSanti, Star#10838, charged herein, contrary to the Rules and Regulations, is guilty of violating, to wit:

Rule 6: Disobedience of an order or directive, whether written or oral.

A. On or about November 3, 2000, from about 1550 hours to about 1755 hours, or for some period of time therein, Officer David DiSanti disobeyed General Order 92-1-11 (111) by failing to make every reasonable effort to protect the health and safety of Juan Vega, in that he failed to transport Mr. Vega to a hospital facility in a timely manner.

8. The Respondent Officer David DiSanti, Star\$10838, charged herein, contrary to the Rules and Regulations, is guilty of violating, to wit:

Rule 10: Inattention to duty

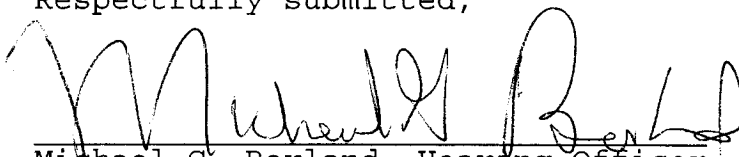
A. On or about November 3, 2000, from about 1550 hours to about 1755 hours, or for some period of time therein, Police Officer David DiSanti failed to make every reasonable effort to protect the health and safety of Juan Vega. in that he failed to transport Mr. Vega to a hospital facility in a timely manner, thereby being inattentive to duty.

9. The Police Board admitted the deposition testimony of Ingrid Monroe contained in Department Exhibit 5 (a) into evidence over the objection of Respondents' counsel but determined that Officers DiSanti and Ranzoni did not go to the Golden Nugget for dinner while Juan Vega was in their custody.

By reason of the fact that Officer David DiSanti is guilty

of violating Rules 2, 6 and 10 of the Rules and Regulations of the Chicago Police Department cause exists for the suspension of Officer David DiSanti from his position with the Department of Police and from the services of the City of Chicago from June 19, 2003 to and including **January 31,** 2004 with restoration of all rights and benefits thereafter.

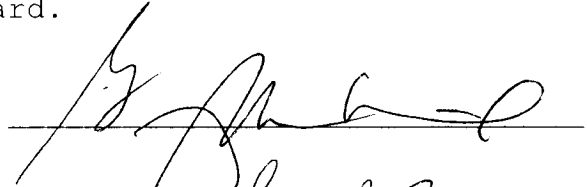
Respectfully submitted,

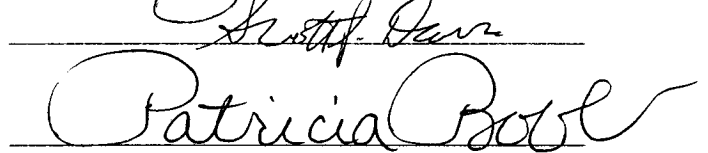


Michael G. Berland, Hearing Officer

D I S S E N T

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





RECEIVED A COPY OF THIS COMMUNICATION

THIS _____ DAY OF _____, 2004

SUPERINTENDENT OF POLICE

Friday, June 22, 2001

INTERNAL AFFAIRS DIVISION
RECORDS SECTION

TO: COMMANDING OFFICER OF UNIT 113

FROM: RECORDS SECTION
INTERNAL AFFAIRS DIVISION

SUBJECT: PREVIOUS DISCIPLINARY RECORD OF:

DI SANI	DAVID	10838	014
NAME	(LAST, FIRST, M.I.)	STAR	UNIT
M	WHI	[REDACTED]	
SEX	RACE	S.S.N.	

REFERENCE: COMPLAINT REGISTER NUMBER(S) 267497

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

SUPV.	DUFFY	109#	[REDACTED]	113
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.

SEE

VERIFIED/PREPARED BY:

NIYA SCOTT

EX. A

FOR: COMMANDING OFFICER
RECORDS SECTION
INTERNAL AFFAIRS DIVISION

FOR OFFICIAL USE ONLY

AI72 PREVIOUS DISCIPLINARY ACTION SUMMARY FUNCTION
NO MORE CLOSED - SUSTAINED CR'S (PAST 5 YEARS) OR SP'S (PAST 1 YEAR)
SSN [REDACTED] NAME: LAST DI SANTI FIRST DAVID MI A STAR 10838
UNIT 014 EMP NO 308807 SEX M RACE X DOB 11 DEC 68 DATE APPTD 17 FEB 98
RANK 9161 POLICE OFFICER

INCIDENT DISCIPLINARY DATES SUSPENDED OR WORKED OPTN/TD
CA. NO DATE ACTION TAKEN (FROM - TO) GRNT'D

S002337 13 JUL 00 REPRIMAND - ; 0

F/CAT:
LESS SER TRAN: FAIL TO APPEAR IN CT OR NOT. SUPVR OF INABILIT
COMMENTS TRAFFIC COURT STATUS CLO

F/CAT:
LESS SER TRAN:
COMMENTS STATUS

F/CAT:
LESS SER TRAN:
COMMENTS STATUS

ISSUED FOR USE IN UNIT
267297 UNIT

**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>
DI SANTI DAVID A	9161	[REDACTED]	10838	014	

DEPT. COMMENDATIO

0

HONORABLE MENTION

2.

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: DUFFY MICHAEL J	TITLE OPS SUPERVISOR	STAR: 00105	UNIT: 113
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CR #: 267497

Completed by:

Demetra Berry
Personnel Division
Records Section -2089-2092
Pax 0-342 or Bell 5-5390

PERSONNEL SERVICES

JUN 22 2001

CHICAGO POLICE DEPARTMENT