

BEFORE THE POLICE BOARD OF THE CITY OF CHICAGO

IN THE MATTER OF CHARGES FILED AGAINST)
POLICE OFFICER PAUL J. BACARELLA,) No. 06 PB 2592
STAR No. 3497, DEPARTMENT OF POLICE,)
CITY OF CHICAGO,)
RESPONDENT.) (CR No. ~~284618~~ 284618

FINDINGS AND DECISION

On February 24, 2006, the Superintendent of Police filed charges with the Police Board of the City of Chicago, seeking the discharge of **PAUL J. BACARELLA**, Star No. 3497, 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."

RULE 14: "Making a false report, written or oral."

RULE 25: "Failure to actually reside within the corporate boundaries of the City of Chicago."

RULE 26: "Failure to provide the Department with a current address or telephone number."

The Police Board of the City of Chicago caused a hearing on these charges against Police Officer **PAUL J. BACARELLA**, Star No. 3497, to be heard by **JACQUELINE A. WALKER**, Hearing Officer of the Police Board of the City of Chicago, on April 27 and May 2, 2006.

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Following the Hearing, the members of the Police Board read and reviewed the certified transcription of the proceedings of the hearing and viewed the video-recording of the hearing.

JACQUELINE A. WALKER, Hearing Officer made an oral report to and conferred with the Police Board before it rendered a decision.

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 represented by legal counsel of his choice;

(4) Respondent, Police Officer **PAUL J. BACARELLA**, Star No. 3497, as charged herein, is guilty of violating, to-wit:

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

From on or about August 21, 2002 to the date of the filing of charges, or for some period of time therein, he failed to comply with the City of Chicago's Department of Police residency requirement by residing at [REDACTED] MacArthur, Woodridge, Illinois, in violation of City of Chicago Municipal Code, Chapter 2-152, Section 340.

(5) Respondent, Police Officer, **PAUL J. BACARELLA**, Star No. 3497, as charged herein, is guilty of violating, to-wit:

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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:

From on or about August 21, 2002 to the date of the filing of charges, or for some period of time therein, he resided at [REDACTED] MacArthur, Woodridge, Illinois in violation of with the City of Chicago's Department of Police residency requirement.

(6) Respondent, Police Officer, **PAUL J. BACARELLA**, Star No. 3497, as charged herein, is guilty of violating, to-wit:

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

From on or about June 5, 1995, to the date of the filing of charges, or for some period of time therein, he failed to submit a Personnel Change Notice and Change of Address form to the Chicago Police Department, indicating the address and telephone number for his residence at [REDACTED] MacArthur, Woodridge, Illinois, and/or any other address at which he resided during that time, in violation of General Order 94-5, IIIA and/or IIIC.

(7) Respondent, Police Officer, **PAUL J. BACARELLA**, Star No. 3497, as charged herein, is guilty of violating, to-wit:

RULE 14: "Making a false report, written or oral," in that:

On or about September 21, 1998, he designated Mrs. Linda Bacarella as a contact on an emergency notification update form provided by the Chicago Police Department and falsely stated that Mrs. Bacarella's address was [REDACTED] South Kolin, Chicago, where in fact she did not reside at that address.

(8) Respondent, Police Officer, **PAUL J. BACARELLA**, Star No. 3497, as charged herein, is guilty of violating, to-wit:

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RULE 25: "Failure to actually reside within the corporate boundaries of the City of Chicago," in that:

From on or about August 21, 2002 to the date of the filing of charges, or for some period of time therein, he failed to comply with the City of Chicago's Department of Police residency requirement by residing at [REDACTED] MacArthur, Woodridge, Illinois.


(9) Respondent, Police Officer, **PAUL J. BACARELLA**, Star No. 3497, as charged herein, is guilty of violating, to-wit:

RULE 26: "Failure to provide the Department with a current address or telephone number," in that:

From on or about June 5, 1995, to the date of the filing of charges, or for some period of time therein, he failed provide the Department with written notification of his address and telephone number at his residence of [REDACTED] MacArthur, Woodridge, Illinois, and/or any other address at which he resided during that time.

BY REASON of the findings of fact and of guilt herein, cause exists for the discharge of Respondent, Police Officer **PAUL J. BACARELLA**, Star No. 3497, from the Department of Police and from the services of the City of Chicago.

Respectfully Submitted,


JACQUELINE A. WALKER
Hearing Officer

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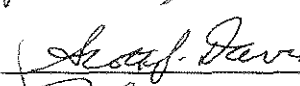
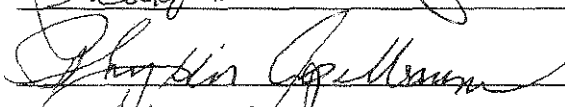

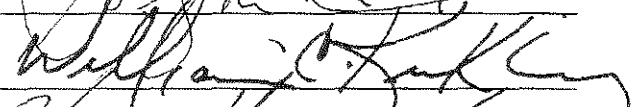

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DECISION

The Police Board of the City of Chicago, having read and reviewed the certified transcription of the hearing, having viewed the video-recording 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 adopts 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 histories, copies of which are attached hereto as Exhibit A; and

IT IS HEREBY ORDERED that the Respondent, Police Officer **PAUL J. BACARELLA**, Star No. 3497, as a result of having been found **guilty** of charges in Police Board Case No. 06 PB 2592, be and hereby 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 20TH DAY OF JULY 2006.



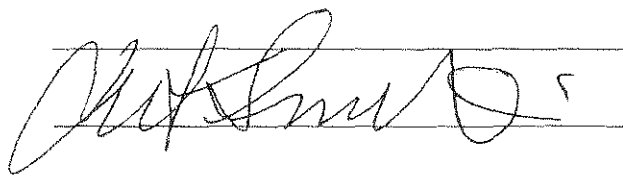
Executive Director
Police Board

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DISSENT

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

The undersigned voted to find the Respondent not guilty of all charges.



RECEIVED A COPY OF

THE FOREGOING COMMUNICATION

THIS _____ DAY OF _____ 2006.

SUPERINTENDENT OF POLICE