

BEFORE THE POLICE BOARD OF THE CITY OF CHICAGO

IN THE MATTER OF CHARGES FILED AGAINST)	
POLICE OFFICER SIGMUND NASZKE JR.,)	No. 06 PB 2605
STAR No. 11423, DEPARTMENT OF POLICE,)	
CITY OF CHICAGO,)	(C.R. No. 300156)
)	
RESPONDENT.)	

FINDINGS AND DECISION

On April 27, 2006, the Superintendent of Police filed charges with the Police Board of the City of Chicago seeking the discharge of **SIGMUND NASZKE JR.**, Star No. 11423, 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 8-** "Disrespect to or maltreatment of any person, while on or off-duty."
- RULE 9-** "Engaging in any unjustified verbal or physical altercation with any person, while on or off duty."
- RULE 14-** "Making a false report, written or oral."

The Police Board of the City of Chicago caused a hearing on these charges against Police Officer **SIGMUND NASZKE**, Star No. 11423, to be heard by

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JACQUELINE A. WALKER, Hearing Officer of the Police Board of the City of Chicago, on January 17, 2007, January 18, 2007, February 15, 2007 and March 1, 2007.

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 recordings 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 was represented by legal counsel;
- (4) Respondent, Police Officer **SIGMUND NASZKE**, Star No. 11423, as charged herein, is guilty of violating, to-wit:

RULE 1: “Violation of any law or ordinance.” in one or more of the following instances:

- A) On or about August 22, 2004, at approximately 2:35 p.m., at or near 447 East Superior Street, Chicago, Illinois, while off-duty, he drove

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his black BMW, license plate number 5651294, on the sidewalk, in violation of Chapter 9-40-070 of the Chicago Municipal Code.

- B) On or about August 22, 2004, at approximately 2:35 p.m., at or near 447 East Superior Street, Chicago, Illinois, while off-duty, he drove his black BMW, license plate number 5651294, on the sidewalk, with disregard for the safety of people and/or property, in violation of 625 ILCS 5/11-503 of the Illinois Vehicle Code.
- C) On or about August 22, 2004, at approximately 2:35 p.m., at or near 447 East Superior Street, Chicago, Illinois, while off-duty, he failed to exercise due care to avoid colliding with any pedestrian when he drove his black BMW, license plate number 5651294, on the sidewalk and struck Tammy Blissett on her hip or thigh, in violation of Chapter 9-40-160 of the Chicago Municipal Code.
- D) On or about August 22, 2004, at approximately 2:35 p.m., at or near 447 East Superior Street, Chicago, Illinois, while off-duty, he failed to yield the right of way to a pedestrian when he drove his black BMW, license plate number 5651294, on the sidewalk and struck Tammy Blissett on her hip or thigh, in violation of 625 ILCS 5/11-1008 of the Illinois Vehicle Code.
- E) On or about August 22, 2004, at approximately 2:35 p.m., at or near 447 East Superior Street, Chicago, Illinois, while off-duty, he failed to exercise due care to avoid colliding with any pedestrian when he drove his black BMW, license plate number 5651294, on the sidewalk and

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struck Tammy Blissett on her hip or thigh, in violation of 625 ILCS 5/11-1003.1 of the Illinois Vehicle Code.

(5) Respondent, Police Officer **SIGMUND NASZKE, JR.**, Star No.11423, 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 one or more of the following instances:

- (A) On or about August 22, 2004, at approximately 2:35 p.m., at or near 447 East Superior Street, Chicago, Illinois, while off-duty, he drove his black BMW, license plate number 5651294, on the sidewalk.
- (B) On or about August 22, 2004, at approximately 2:35 p.m., at or near 447 East Superior Street, Chicago, Illinois, while off-duty, he drove his black BMW, license plate number 5651294, on the sidewalk with disregard for the safety of people and/or property.
- (C) On or about August 22, 2004, after 2:35 p.m., at or near 447 East Superior Street, Chicago, Illinois, while off-duty, he failed to exercise due care to avoid colliding with any pedestrian when he drove his black BMW, license plate number 5651294, on the sidewalk and struck Tammy Blissett on her hip or thigh
- (D) On or about August 22, 2004, after 2:35 p.m., at or near 447 East Superior Street, Chicago, Illinois, while off-duty, he failed to yield the right of way to a pedestrian when he drove his black BMW, license

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plate number 5651294, on the sidewalk and struck Tammy Blissett on her hip or thigh.

(E) On or about August 22, 2004, after 2:35 p.m., at or near 447 East Superior Street, Chicago, Illinois, while off-duty, he disobeyed an order or directive from Sergeant Diego Flores, Star No. 910, to go to the emergency room at Northwestern Hospital, and to wait for him there.

(6) Respondent, Police Officer **SIGMUND NASZKE, JR.**, Star No.11423, as charged herein, is **guilty** of violating, to wit:

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

On or about August 22, 2004, after 2:35 p.m., at or near 447 East Superior Street, Chicago, Illinois, while off-duty, he disobeyed an order or directive from Sergeant Diego Flores, Star No. 910, to go to the emergency room at Northwestern Hospital and to wait for him there.

(7) Respondent, Police Officer **SIGMUND NASZKE, JR.**, Star No.11423, as charged herein, is **guilty** of violating, to wit:

RULE 8: “Disrespect to or maltreatment of any person, while on or off-duty,” in one or more of the following instances:

(A) On or about August 22, 2004, after 2:35 p.m., at or near 447 East Superior Street, Chicago, Illinois, while off-duty, he disrespected and/or maltreated Tammy Blissett when he said

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and/or yelled "You fat ass fucking bitch get out of my way,"
and/or "Your fat ass needs to see Jenny Craig," and/or "I
know you're on welfare," and/or "I'll bet you don't have
insurance," or words to that effect.

(B) On or about August 22, 2004, at approximately 2:35 p.m., at
or near 447 East Superior Street, Chicago, Illinois, while off
duty, he disrespected and/or maltreated Tammy Blissett when
he struck her on her hip or thigh with his black BMW, license
plate number 5651294.

(8) Respondent, Police Officer **SIGMUND NASZKE, JR.**, Star No. 11423, as
charged herein, is **guilty** of violating, to wit:

RULE 9: "Engaging in any unjustified verbal or physical altercation with
any person, while on or off-duty," in one or more of the following instances:

(A) On or about August 22, 2004, after 2:35 p.m., at or near 447
East Superior Street, Chicago, Illinois, while off-duty, he
engaged in an unjustified verbal altercation with Tammy
Blissett, when he said and/or yelled, "You fat ass fucking bitch
get out of my way," and/or "Your fat ass needs to see Jenny
Craig," and/or "I know you're on welfare," and/or "I'll bet you
don't have insurance," or words to that effect.

(B) On or about August 22, 2004, after 2:35 p.m., at or near 447
East Superior Street, Chicago, Illinois, while off-duty, he
engaged in an unjustified physical altercation with Tammy

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Blissett when he struck her on her hip or thigh with his black BMW, license plate number 5651294.

(9) Respondent, Police Officer **SIGMUND NASZKE, JR.**, Star No. 11423, as charged herein, is guilty of violating, to wit:

RULE 14: “Making a false report, written or oral,” in one or more of the following instances:

- (A) On or about January 14, 2005, and September 19, 2005, he made false statements to Internal Affairs Division Investigator Sergeant Barbara West when he stated that on August 22, 2004, at approximately 2:35 p.m., at or near 447 East Superior Street, Chicago, Illinois, he did not drive his black BMW, license plate number 5651294, on the sidewalk.
- (B) On or about January 14, 2005, he made a false statement to Internal Affairs Division Investigator Sergeant Barbara West regarding August 22, 2004, at approximately 2:35 p.m., at or near 447 East Superior Street, Chicago, Illinois, when he was asked, “did you inform Sergeant Flores your passenger was in need of medical attention and you were taking her to Northwestern Hospital?” and he answered “No.”
- (C) On or about January 14, 2005, he made a false statement to Internal Affairs Division Investigator Sergeant Barbara West regarding August 22, 2004, at approximately 2:35 p.m., at or near 447 East Superior Street, Chicago, Illinois, when he was

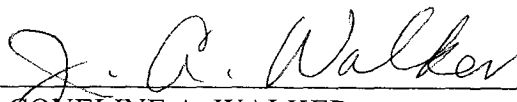
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asked, "Did you inform the officers working Beat 4584 that your female passenger needed to go to the hospital?" and he answered "No."

(D) On or about September 19, 2005, he made a false statement Internal Affairs Division Investigator Sergeant Barbara West regarding August 22, 2004, at approximately 2:35 p.m., at or near 447 East Superior Street, Chicago, Illinois, when he was asked, "At any time did you inform P.O. James Woods, Star No. 12813, that you had to take your female passenger, Lidia Delvalle, who was ill to the hospital?" and he answered "No."

BY REASON of the findings of fact and of guilt herein, cause exists for the discharge of Respondent, Police Officer **SIGMUND NASZKE, JR.**, Star No.11423, from his position as a police officer with the Department of Police, and from the services of the City of Chicago.

Respectfully Submitted,



JACQUELINE A. WALKER
Hearing Officer

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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 **SIGMUND NASZKE JR.**, Star No. 11423, as a result of having been found **guilty** of charges in Police Board Case No. 06 PB 2605, 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 15th DAY OF MARCH, 2007.

Scott Davis
James J. Connelley
William J. Hall
Robert J. Gonzales
Johnny Muller

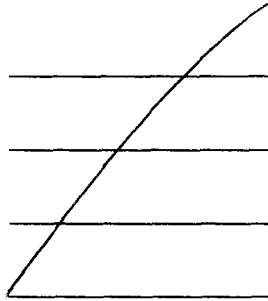
Attested by:

Max A. Caproni

Executive Director
Police Board

DISSENT

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



RECEIVED A COPY OF

THE FOREGOING COMMUNICATION

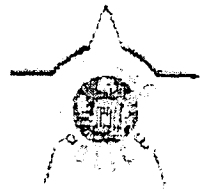
THIS _____ DAY OF _____, 2007.

SUPERINTENDENT OF POLICE

Report Time: 1442 Hrs

Chicago Police Department

Personnel Division



Information Services Division

Data Warehouse

Produced by: PC0X417

Complimentary Hist

Name	Title	Star	Unit	Detail Unit	Emp Number
NASZKE JR, SIGMUND	9161	11423	015	376	11835

Achievements

Total No.

DEPARTMENT COMMENDATION
COMPLIMENTARY LETTER
HONORABLE MENTION

2

2

25

NOTE: THIS REPORT IS FOR OFFICIAL LAW ENFORCEMENT / AUTHORIZED USE ONLY.
THE INFORMATION IS CURRENT AS OF THE DATE AND TIME OF THE REPORT.
THIS REPORT IS NOT FOR PUBLIC DISSEMINATION.

CR# 300156



Chicago Police Department

CLEAR

Citizen & Law Enforcement Analysis & Reporting System

Ex. A

CHICAGO POLICE DEPARTMENT

Sustained Complaints History Report

31-JAN-2007 07:59:17 AM

<u>Social Sec. #</u>	<u>Name</u>	<u>Star #</u>	<u>Emp. #</u>	<u>Rank</u>	<u>Description</u>	<u>Unit</u>
[REDACTED]	NASZKE JR SIGMUND	11423	11835	9161	POLICE OFFICER	776

<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	WHITE	02-FEB-1965	14-DEC-1998	3	0

<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>
C 285327	28-OCT-2002		**PENALTY NOT SERVED <u>Police Board #</u>	08H-ROBBERY	
<u>Civil Suit #</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>
C 287422	04-FEB-2003		1 DAY SUSPENSION <u>Police Board #</u>	10T-REPORTS - FAILED TO SUBMIT/IMPROPER	
<u>Civil Suit #</u>			1 DAY SUSPENSION <u>Police Board #</u>	10T-REPORTS - FAILED TO SUBMIT/IMPROPER	
<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>
C 312139	05-APR-2006		**PENALTY NOT SERVED <u>Police Board #</u>	09J-MISCELLANEOUS	
<u>Civil Suit #</u>					
<u>Comments</u>					

POLICE BOARD

-2 FEB 07 15 04