

BEFORE THE POLICE BOARD OF THE CITY OF CHICAGO

IN THE MATTER OF CHARGES FILED AGAINST)	
POLICE OFFICER FREDERICK DRIVER,)	No. 06 PB 2606
STAR No. 4299, DEPARTMENT OF POLICE,)	
CITY OF CHICAGO,)	
)	
RESPONDENT)	(CR No. 304552)

FINDINGS

On May 8, 2006, the superintendent of police filed with the Police Board of the City of Chicago charges against Police Officer Frederick Driver, Star No. 4299 (hereinafter sometimes referred to as "Respondent"), recommending that the Respondent be discharged from the Chicago Police Department for violating the following Rules of Conduct:

- 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 23: Failure to obey Department orders concerning other employment, occupation, or profession.

The Police Board caused a hearing on these charges against Police Officer Frederick Driver to be had before Michael G. Berland, Hearing Officer of the Police Board, on June 27, 2007.

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

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

1. The Respondent was at all times mentioned herein employed as a police officer 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 appeared in person and was represented by legal counsel.

4. The Respondent, Police Officer Frederick Driver, Star No. 4299, 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.

From on or about January 25, 2005, to and including May 18, 2005, or for some period of time therein, he engaged in secondary employment as a security guard at Oglesby School, 7646 South Green Street, Chicago, while on the medical roll of the Chicago Police Department.

5. The Respondent, Police Officer Frederick Driver, Star No. 4299, charged herein, is **guilty** of violating, to wit:

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

From on or about January 25, 2005, to and including May 18, 2005, or for some period of time therein, he engaged in secondary employment as a security guard at Oglesby School, 7646 South Green Street, Chicago, while on the medical roll of the Chicago Police Department, thereby violating General Order 89-8, section IV.K.

22

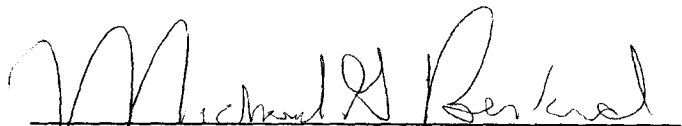
6. The Respondent, Police Officer Frederick Driver, Star No. 4299, charged herein, is **guilty** of violating, to wit:

Rule 23: Failure to obey Department orders concerning other employment, occupation, or profession.

From on or about January 25, 2005, to and including May 18, 2005, or for some period of time therein, he engaged in secondary employment as a security guard at Oglesby School, 7646 South Green Street, Chicago, while on the medical roll of the Chicago Police Department.

By reason of the findings of fact and guilt set forth herein, cause exists for the suspension of the Respondent, Police Officer Frederick Driver, Star No. 4299, from his position as a police officer with the Department of Police, and from the services of the City of Chicago, from May 9, 2006, to and including September 3, 2007.

Respectfully submitted,

A handwritten signature in dark ink, appearing to read "Michael G. Berland", is written over a horizontal line.

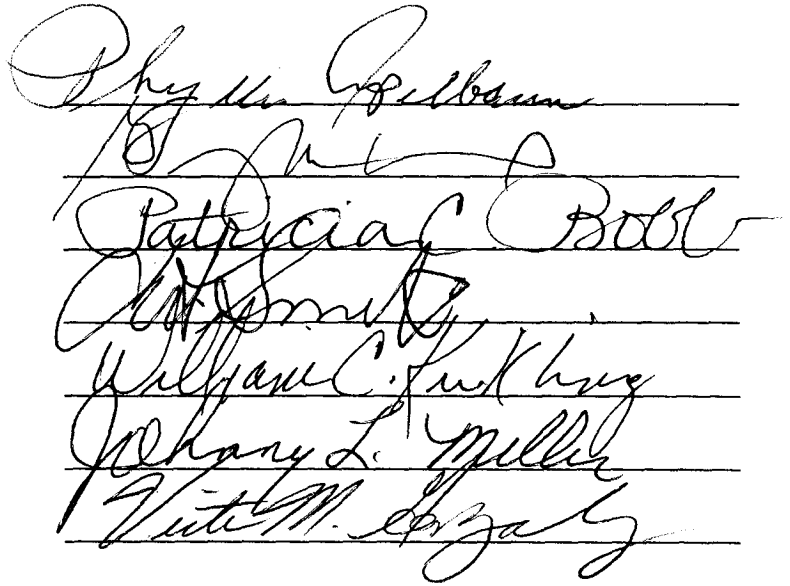
MICHAEL G. BERLAND
Hearing Officer

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, Michael G. Berland, 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 Frederick Driver, Star No. 4299, as a result of having been found **guilty** of charges in Police Board Case No. 06 PB 2606, be and hereby is **suspended** from his position as a police officer with the Department of Police, and from the services of the City of Chicago, for a period from 09 May 2006 to and including
03 September 2007.

DATED AT CHICAGO, COUNTY OF COOK, STATE OF ILLINOIS, THIS
16th DAY OF AUGUST, 2007.


The block contains six handwritten signatures, each written over a horizontal line. From top to bottom, the signatures appear to be: 1. A cursive signature, possibly 'D. M. ...'. 2. A signature that looks like 'J. ...'. 3. 'Patricia Bobb'. 4. A signature that looks like 'W. ...'. 5. 'William C. ...'. 6. 'John L. Miller'. Below these is another signature that is partially obscured and difficult to read.

Attested by:


The block contains a handwritten signature in cursive, which appears to read 'M. A. Coproni', written over a horizontal line.

Executive Director
Police Board

DISSENT

The following member of the Police Board hereby dissents from the decision of the majority of the Board. The undersigned voted to impose a penalty of discharge.

Scott Jarn

RECEIVED A COPY OF

THE FOREGOING COMMUNICATION

THIS _____ DAY OF _____, 2007.

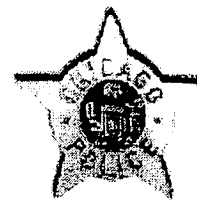
Dana D. Stark

SUPERINTENDENT OF POLICE

Report Date: 02 Jun 2005
Report Time: 1357 Hrs

Chicago Police Department

Personnel Division



Information Services Division
Warehouse
Produced by: PC0X893

Complimentary History

Name	Title	Star	Unit	Detail Unit	Emp Number
DRIVER, FREDERICK T	9161		002		206079

Achievements

Total No.

DEPARTMENT COMMENDATION
COMPLIMENTARY LETTER
HONORABLE MENTION

1
2
34

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# 304552



Citizen & Law Enforcement Analysis & Reporting System

Ex. A, 1 of 3

**INTERNAL AFFAIRS DIVISION
RECORDS SECTION**

JUNE 8, 2005

TO: COMMANDING OFFICER UNIT 113/OPS
FROM: RECORDS SECTION
INTERNAL AFFAIRS DIVISION
SUBJECT: PREVIOUS SUSTAINED DISCIPLINARY HISTORY OF:

DRIVER, FREDERICK T.		002
NAME (LAST, FIRST M.I.)	STAR	UNIT
M	B	EMP# 203079
SEX	RACE	S.S.N.

REFERENCE: COMPLAINT REGISTER NUMBER 304552

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

SUP. INV. BRUCE DEAN		EMP# 517273	OPS/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 ADMINISTERED TO THE SUBJECT
ACCUSED FOR THE PAST FIVE (5) YEARS.**

VERIFIED/PREPARED BY:

P.A. CHRISTINA FABIAN

SEE ATTACHED:

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

Ex. A, 2 of 3

CHICAGO POLICE DEPARTMENT
Sustained Complaints History Report

08-JUN-2005 03:48:33 PM

<u>Social Sec. #</u>	<u>Name</u>	<u>Star #</u>	<u>Emp. #</u>	<u>Rank</u>	<u>Description</u>	<u>Unit</u>
[REDACTED]	DRIVER FREDERICK T.		206079	9161	POLICE OFFICER	002

<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	[REDACTED]	16-JUN-1986	1	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 283617	26-AUG-2002		2 DAY SUSPENSION	10M-INSUBORDINATION	
<u>Civil Suit #</u>			<u>Police Board #</u>		
			2 DAY SUSPENSION	10M-INSUBORDINATION	
			<u>Police Board #</u>		
<u>Comments</u>					

ISSUED FOR USE IN CR # 304 552 ONLY

Ex. A, 30F3