

BEFORE THE POLICE BOARD OF THE CITY OF CHICAGO

IN THE MATTER OF CHARGES FILED AGAINST)
SUPERVISING PROPERTY CUSTODIAN ROBERT VASQUEZ,) No. 07 PB 2631
EMPLOYEE No. 52428, DEPARTMENT OF POLICE,)
CITY OF CHICAGO,)
RESPONDENT) (CR No. 314417)

FINDINGS

On April 4, 2007, the superintendent of police filed with the Police Board of the City of Chicago charges against Supervising Property Custodian Robert Vasquez, Employee No. 52428 (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 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.

The Police Board caused a hearing on these charges against Supervising Property Custodian Robert Vasquez to be had before Michael G. Berland, Hearing Officer of the Police Board, on August 1, 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 supervising property custodian 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 an initial 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. The Respondent was properly notified of subsequent status hearings and the evidentiary hearing by first-class and certified U.S. mail to the address listed on the notice of charges. The Respondent did not appear at the status hearings held on May 23 and June 14, 2007, nor did the Respondent appear at the evidentiary hearing. The Respondent was not represented by legal counsel. The Hearing Officer proceeded with the evidentiary hearing in the Respondent's absence in accordance with the Police Board Rules of Procedure (section III.G).

4. The Respondent, Supervising Property Custodian Robert Vasquez, Employee No. 52428, charged herein, is **guilty** of violating, to wit:

Rule 1: Violation of any law or ordinance.

On or about July 20, 2006, he provided a urine specimen that contained cocaine metabolites, and thus he possessed cocaine on or before July 20, 2006, in

violation of chapter 720 of the Illinois Compiled Statutes, section 570/402.

5. The Respondent, Supervising Property Custodian Robert Vasquez, Employee No. 52428, 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.

On or about July 20, 2006, he provided a urine specimen that contained cocaine metabolites.

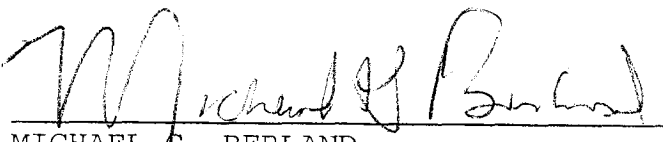
6. The Respondent, Supervising Property Custodian Robert Vasquez, Employee No. 52428, charged herein, is **guilty** of violating, to wit:

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

On or about July 20, 2006, he provided a urine specimen that contained cocaine metabolites, and thus he possessed cocaine on or before July 20, 2006, in violation of Administrative Special Order 05-01, article III, section B.

By reason of the findings of fact and guilt set forth herein, cause exists for the discharge of the Respondent, Supervising Property Custodian Robert Vasquez, Employee No. 52428, from his position with the Department of Police, and from the services of the City of Chicago.

Respectfully submitted,

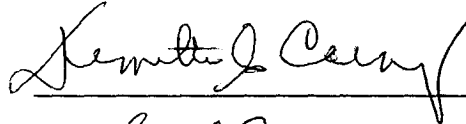

MICHAEL G. BERLAND
Hearing Officer

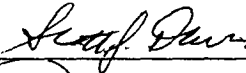
DECISION

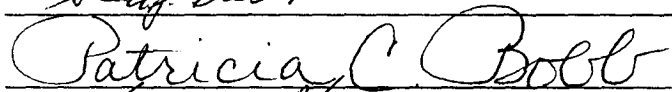
The Police Board of the City of Chicago, having read and reviewed the certified transcription of the hearing, having viewed the video-recording of the hearing, having received the oral report of the Hearing Officer, Michael G. Berland, and having conferred with the Hearing Officer on the credibility 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

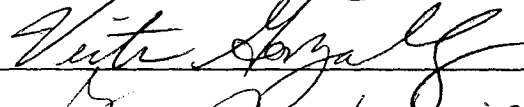
IT IS HEREBY ORDERED that the Respondent, Supervising Property Custodian Robert Vasquez, Employee No. 52428, as a result of having been found **guilty** of charges in Police Board Case No. 07 PB 2631, be and hereby is **discharged** from his position as a supervising property custodian with the Department of Police, and from the services of the City of Chicago.

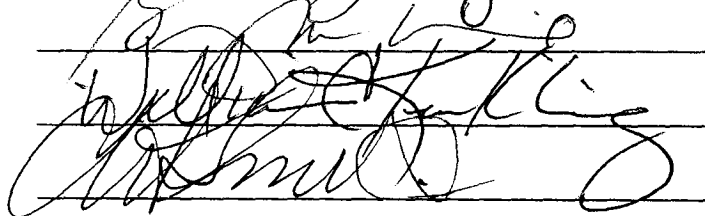
DATED AT CHICAGO, COUNTY OF COOK, STATE OF ILLINOIS, THIS
18th DAY OF OCTOBER, 2007.











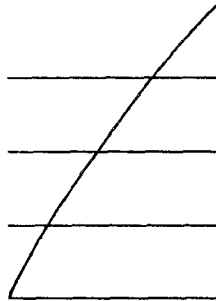
Attested by:



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

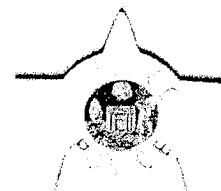
THIS _____ DAY OF _____, 2007.

INTERIM SUPERINTENDENT OF POLICE

Report Date: 25 Sep 2006
Report Time: 1343 Hrs

Chicago Police Department

Personnel Division



Information Services Division
Data Warehouse
Printed by: PC01338

Complimentary History

Name	Title	Star	Unit	Detail Unit	Emp Numb
VASQUEZ, ROBERT	4239		167		52428

Achievements

Total No.

PERSONNEL SERVICES



SEP 25 2006



CHICAGO POLICE DEPARTMENT

C 314417

Ex. A, 1 of 3

C.R.# 314417
ATTACHMENT

22



Chicago Police Department

CLEAR

**INTERNAL AFFAIRS DIVISION
RECORDS SECTION**

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

VASQUEZ	ROBERT	CIV	167
NAME (LAST, FIRST M.I.)		STAR	UNIT
M	H		
SEX	RACE	S.S.N.	

REFERENCE: SUMMARY PUNISHMENT NUMBER(S) 314417

**THE PREVIOUS SUMMARY PUNISHMENT RECORD OF THE SUBJECT
ACCUSED HAS BEEN REQUESTED IN YOUR NAME BY:**

SGT	HANNA	1646		121
RANK	NAME	STAR	S.S.N.	UNIT

**RELATIVE TO A SUSTAINED FINDING IN THE INVESTIGATION OF THE
ABOVE REFERENCED SUMMARY PUNISHMENT NUMBER.**

**THE RECORDS SECTION, INTERNAL AFFAIRS DIVISION, DISCLOSES THE
FOLLOWING SUMMARY PUNISHMENT(S) ADMINISTERED TO THE
SUBJECT ACCUSED FOR THE PAST ONE (1) YEAR.**

VERIFIED/PREPARED BY:

BERNETTE KELLY

SEE ATTACHED

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

Ex. A, 2 of 3

C.R.# 314417
ATTACHMENT 23
H

CHICAGO POLICE DEPARTMENT
Sustained Complaints History Report

25-SEP-2006 01:27:00 PM

<u>Social Sec. #</u>	<u>Name</u>	<u>Star #</u>	<u>Emp. #</u>	<u>Rank</u>	<u>Description</u>	<u>Unit</u>
[REDACTED]	VASQUEZ ROBERT		52428	4239	SUPV.PROPERTY CUST.	167

<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	SPANISH (DO NOT USE)		29-MAR-1993	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 277755	18-JAN-2002		REPRIMAND	10A-ABSENT WITHOUT PERMISSION	

<u>Civil Suit #</u>	<u>Police Board #</u>
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<u>Comments</u>

C.R.# 314417
ATTACHMENT
22

Ex. A, 3 of 3