

BEFORE THE POLICE BOARD OF THE CITY OF CHICAGO

IN THE MATTER OF CHARGES FILED AGAINST)	
POLICE OFFICER JOHN KRUPA III,)	No. 07 PB 2647
STAR No. 6786, DEPARTMENT OF POLICE,)	
CITY OF CHICAGO,)	
RESPONDENT)	(CR No. 301043)

FINDINGS

On August 17, 2007, the Superintendent of Police filed with the Police Board of the City of Chicago charges against Police Officer John Krupa III, Star No. 6786 (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 14: Making a false report, written or oral.

The Police Board caused a hearing on these charges against Police Officer John Krupa III to be had before Thomas E. Johnson, Hearing Officer of the Police Board, on November 3, November 20, December 3, December 5, and December 19, 2008.

Following the hearing, the members of the Police Board read and reviewed the record of proceedings and viewed the video-recording of the testimony of the witnesses. Hearing Officer Johnson 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, were served upon the Respondent more than five (5) days prior to the hearing on the charges.

3. The Respondent appeared throughout the hearing and was represented by legal counsel.

4. The Respondent, Police Officer John Krupa III, Star No. 6786, 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 that:

Count I: On or about September 30, 2004, in the office of the 10th District police station, Sergeant Terrence Cochran gave the Respondent an order and/or directive to not leave the room and/or not touch the Respondent's green bag as part of an Internal Affairs investigation, and the Respondent left the 10th District police station with his green bag, thereby impeding the Department's efforts to achieve its policy and goals and/or bringing discredit upon the Department..

Count II: On or about September 30, 2004, in the office of the 10th District police station, Lieutenant David Naleway gave the Respondent an order and/or directive to not leave the room and/or not touch the Respondent's green bag as part of an Internal Affairs investigation, and the Respondent left the 10th District police station with his green bag, thereby impeding the Department's efforts to achieve its policy and goals and/or bringing discredit upon the Department.

Count III: On or about November 16, 2005, in the office of the Internal Affairs Division, the Respondent made a false report to Sergeant Thomas Finnely, in that the Respondent denied that Sergeant Terrence Cochran and/or Lieutenant David Naleway ordered him on or about September 30, 2004, to not leave and/or not remove his personal belongings from the 10th District administrative offices, thereby impeding the Department's efforts to achieve its policy and goals and/or bringing discredit upon the Department.

5. The Respondent, Police Officer John Krupa III, Star No. 6786, charged herein, is **guilty** of violating, to wit:

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

in that:

Count I: On or about September 30, 2004, in the office of the 10th District police station, Sergeant Terrence Cochran gave the Respondent a direct order to not leave the room and/or not touch the Respondent's green bag as part of an Internal Affairs investigation,

and the Respondent left the 10th District police station with his green bag, thereby disobeying an order or directive, whether written or oral.

Count II: On or about September 30, 2004, in the office of the 10th District police station, Lieutenant David Naleway gave the Respondent a direct order to not leave the room and/or not touch the Respondent's green bag as part of an Internal Affairs investigation, and the Respondent left the 10th District police station with his green bag, thereby disobeying an order or directive, whether written or oral.

6. The Respondent, Police Officer John Krupa III, Star No. 6786, charged herein, is **guilty** of violating, to wit:

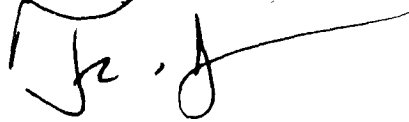
Rule 14: Making a false report, written or oral,

in that:

On or about November 16, 2005, in the office of the Internal Affairs Division, the Respondent made a false report to Sergeant Thomas Finnely, in that the Respondent denied that Sergeant Terrence Cochran and/or Lieutenant David Naleway ordered him on or about September 30, 2004, to not leave and/or not remove his personal belongings from the 10th District administrative offices.

By reason of the findings of fact and guilt set forth herein, cause exists for the discharge of the Respondent, Police Officer John Krupa III, Star No. 6786, from his position as a police officer with the Department of Police, and from the services of the City of Chicago.

Respectfully submitted,



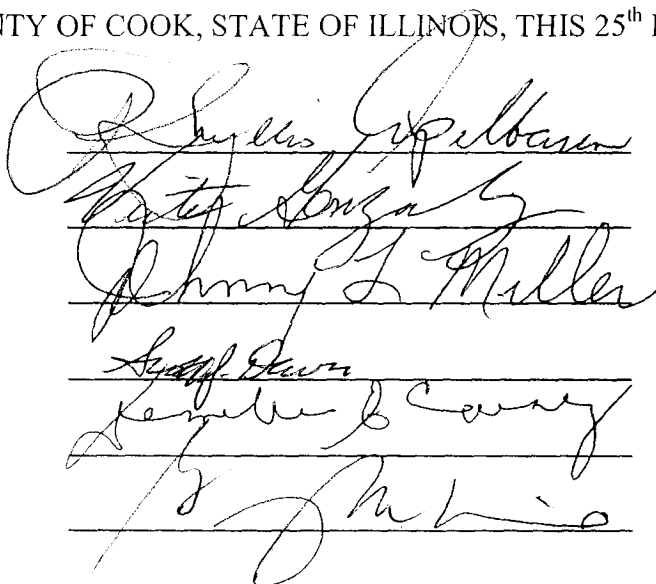
THOMAS E. JOHNSON
Hearing Officer

DECISION

The Police Board of the City of Chicago, having read and reviewed the record of proceedings in this case, having viewed the video-recording of the testimony of the witnesses, having received the oral report of the Hearing Officer, Thomas E. Johnson, 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 John Krupa III, Star No. 6786, as a result of having been found **guilty** of charges in Police Board Case No. 07 PB 2647, be and hereby is **discharged** from his position as a police officer with the Department of Police, and from the services of the City of Chicago.

DATED AT CHICAGO, COUNTY OF COOK, STATE OF ILLINOIS, THIS 25th DAY OF FEBRUARY, 2009.



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.

The undersigned voted to find the Respondent guilty of all charges and to order a penalty less than discharge.

Patricia C. Bobb

RECEIVED A COPY OF

THE FOREGOING COMMUNICATION

THIS ____ DAY OF _____, 2009.

SUPERINTENDENT OF POLICE

Police Board Case No. 07 PB 2647
Police Officer John Krupa III
Page 5A

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 guilty of all charges and to order a penalty less than discharge.

Patricia C. Bell
Arthur Smith

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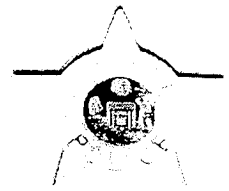
THE FOREGOING COMMUNICATION

THIS ____ DAY OF _____, 2009.

SUPERINTENDENT OF POLICE

Chicago Police Department

Personnel Division



Information Services Division
Data Warehouse
Produced by: PC0A489

Complimentary History

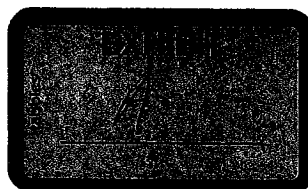
Name	Title	Sta	Unit	Detail Unit	Emp Number
KRUPA III, JOHN	9161		010	376	21345

Achievements

Total No.

COMPLIMENTARY LETTER	2
OTHER AWARDS	2
EMBLEM OF RECOGNITION - APPEARANCE	1
SPECIAL SERVICE AWARD	1
EMBLEM OF RECOGNITION - PHYSICAL FITNESS	4
DEPARTMENT COMMENDATION	2
HONORABLE MENTION	81

CR# 301043



INTERNAL AFFAIRS DIVISION
RECORDS SECTION

15 FEBRUARY 2007

TO: COMMANDING OFFICER OF UNIT 113

FROM: RECORDS SECTION
INTERNAL AFFAIRS DIVISION

SUBJECT: PREVIOUS DISCIPLINARY RECORD OF:

<u>KRUPA III</u>	<u>JOHN</u>	<u>CIV</u>	<u>376</u>
NAME	(LAST, FIRST, M.I.)	STAR	UNIT

<u>M</u>	<u>WHI</u>	<u>21345</u>
SEX	RACE	EMP.#

REFERENCE: COMPLAINT REGISTER NUMBER (S) 301 043

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

<u>SUPV.</u>	<u>LUKAS JAMES</u>	<u>235</u>	<u>18563</u>	<u>113</u>
RANK	NAME	STAR	EMP#	UNIT

RELATIVE TO A SUSTAINED FINDING IN THE INVESTIGATION OF THE ABOVE REFERENCE COMPLAINT REGISTER NUMBER.

THE RECORD SECTION, INTERNAL AFFAIRS DIVISION, DISCLOSES THE FOLLOWING DISCIPLINARY ACTION (S) ADMINISTERED TO THE SUBJECT ACCUSED, FOR THE PAST FIVE (5) YEARS.

VERIFIED/PREPARED BY:

FOR: S.D.E.O Patricia JOHNSON
COMMANDING OFFICER
RECORDS SECTION
INTERNAL AFFAIRS DIVISION

to CR History

BEFORE THE POLICE BOARD OF THE CITY OF CHICAGO

IN THE MATTER OF CHARGES FILED AGAINST)		
POLICE OFFICER JOHN KRUPA III,)		No. 07 PB 2647
STAR No. 6786, DEPARTMENT OF POLICE,)		
CITY OF CHICAGO,)		
RESPONDENT)		(CR No. 301043)

MEMORANDUM AND ORDER

On August 17, 2007, the Superintendent of Police filed with the Police Board of the City of Chicago charges against Police Officer John Krupa III, Star No. 6786 (hereinafter sometimes referred to as "Respondent"), recommending that the Respondent be discharged from the Chicago Police Department for violating several Rules of Conduct. The Police Board caused a hearing on these charges against the Respondent to be had before Thomas E. Johnson, Hearing Officer of the Police Board, on November 3, November 20, December 3, December 5, and December 19, 2008.

On February 25, 2009, the Police Board found the Respondent guilty of violating Rules 2, 6, and 14, and ordered the Respondent discharged from his position as a police officer, and from the services of the City of Chicago.

The Respondent filed a petition for administrative review in the Circuit Court of Cook County, Chancery Division, seeking the reversal of the Board's Findings and Decision. On February 1, 2010, Judge Rita M. Novak entered an order affirming the Board's findings that the Respondent is guilty of violating Rules 2, 6, and 14, reversing the penalty of discharge, and remanding the case to the Police Board for consideration of a penalty other than discharge.

For the purpose of determining the penalty to be imposed in response to the Court's Order, the Police Board has reviewed and considered the Court's Order, the report of proceedings had on February 1, 2010, before Judge Novak, the Board's February 25, 2009, Findings and Decision, and the Respondent's complimentary and disciplinary histories.

After reviewing and considering this matter, the Board remains convinced that a penalty of discharge in this case is warranted. Officer Krupa's misconduct related directly to the core responsibilities of a police officer. As part of a legitimate and significant Chicago police investigation, trained drug-sniffing dogs alerted on two of Officer Krupa's personal bags, kept in his squad car. There is no question, on this record, that once the officer and his bags were removed to the 10th District administrative offices, he was given multiple direct orders to not leave and to not touch or remove the bags at issue. He knew full well that the Department suspected the bags contained contraband. Officer Krupa was asked for his consent to search the bags and given Miranda warnings, and the Department began the process of obtaining a search warrant. If Officer Krupa's green bag did not contain contraband, it was in Officer Krupa's interest, more than anyone else's, to ensure that the chain of custody for the bag was not broken and that it was opened in everyone's presence so all could see that there was nothing amiss. Instead, Officer Krupa directly violated the orders given by leaving with one of the suspect bags. His behavior was unconscionable.

The orders given to Officer Krupa related to a serious criminal investigation. Officer Krupa's callous disregard of the orders destroyed this criminal investigation. No officer should ever engage in such conduct. It is absolutely imperative that officers obey the orders of their

superiors in this type of situation. Here, Officer Krupa disregarded his core duties as a police officer in order to protect himself.

To compound the problem, Officer Krupa then lied to the Internal Affairs Division about what happened. His testimony that he did not receive orders and was confused by what was going on is incredible. This case is not about a mistake or a misunderstanding. It is about this officer's integrity. Where, as here, an officer's conduct exhibits such a serious lack of integrity, he is not fit for duty with the Chicago Police Department.

The Board finds and determines that the Respondent's conduct renders his continuance in his office detrimental to the discipline and efficiency of the service of the Chicago Police Department and something which the law and sound public opinion recognize as good cause for his no longer occupying his office. However, in order to comply with the Court's Order, the Board will order the suspension of the Respondent for a period of five (5) years, from August 18, 2007, to and including August 17, 2012.

POLICE BOARD ORDER

IT IS HEREBY ORDERED that the Respondent, Police Officer John Krupa III, Star No. 6786, as a result of having been found guilty of all charges in Police Board Case No. 07 PB 2647, be and hereby is **suspended** from his position as a police officer, and from the services of the City of Chicago, for a period from August 18, 2007, to and including August 17, 2012 (five years).

DATED AT CHICAGO, COUNTY OF COOK, STATE OF ILLINOIS, THIS 18th DAY OF MARCH, 2010.

Donald G. S.
John Krupa III
John Krupa III
John Krupa III
John Krupa III
John Krupa III
John Krupa III
John Krupa III
John Krupa III
John Krupa III

Attested by:

Max A. Caproni

Executive Director
Police Board

Police Board Case No. 07 PB 2647
Police Officer John Krupa III
Page 4A

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DATED AT CHICAGO, COUNTY OF COOK, STATE OF ILLINOIS, THIS 18th DAY OF MARCH, 2010.

[Handwritten signatures of Police Board members]

Attested by:

[Handwritten signature of Max A. Caproni]

Executive Director
Police Board

DISSENT

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

The undersigned voted to impose a lesser penalty based on the Respondent's extensive complimentary history and lack of prior disciplinary history.

Patricia C. Bobb

RECEIVED A COPY OF

THE FOREGOING COMMUNICATION

THIS _____ DAY OF _____, 2010.

SUPERINTENDENT OF POLICE

BEFORE THE POLICE BOARD OF THE CITY OF CHICAGO

IN THE MATTER OF CHARGES FILED AGAINST)
POLICE OFFICER JOHN KRUPA III,)
STAR No. 6786, DEPARTMENT OF POLICE,)
CITY OF CHICAGO,)

No. 07 PB 2647

RESPONDENT)

(CR No. 301043)

FINDINGS

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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, were served upon the Respondent more than five (5) days prior to the hearing on the charges.

3. The Respondent appeared throughout the hearing and was represented by legal counsel.

4. The Respondent, Police Officer John Krupa III, Star No. 6786, charged herein, is **guilty** of violating, to wit:

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Count I: On or about September 30, 2004, in the office of the 10th District police station, Sergeant Terrence Cochran gave the Respondent an order and/or directive to not leave the room and/or not touch the Respondent's green bag as part of an Internal Affairs investigation, and the Respondent left the 10th District police station with his green bag, thereby impeding the Department's efforts to achieve its policy and goals and/or bringing discredit upon the Department..

Count II: On or about September 30, 2004, in the office of the 10th District police station, Lieutenant David Naleway gave the Respondent an order and/or directive to not leave the room and/or not touch the Respondent's green bag as part of an Internal Affairs investigation, and the Respondent left the 10th District police station with his green bag, thereby impeding the Department's efforts to achieve its policy and goals and/or bringing discredit upon the Department.

Count III: On or about November 16, 2005, in the office of the Internal Affairs Division, the Respondent made a false report to Sergeant Thomas Finnely, in that the Respondent denied that Sergeant Terrence Cochran and/or Lieutenant David Naleway ordered him on or about September 30, 2004, to not leave and/or not remove his personal belongings from the 10th District administrative offices, thereby impeding the Department's efforts to achieve its policy and goals and/or bringing discredit upon the Department.

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By reason of the findings of fact and guilt set forth herein, cause exists for the discharge of the Respondent, Police Officer John Krupa III, Star No. 6786, from his position as a police officer with the Department of Police, and from the services of the City of Chicago.

Respectfully submitted,



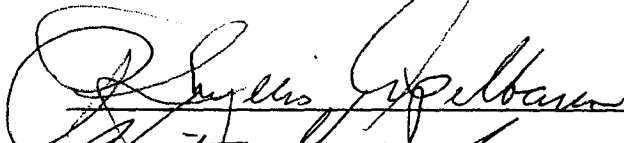
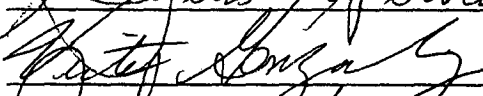
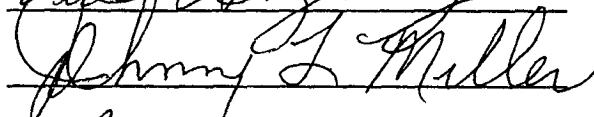

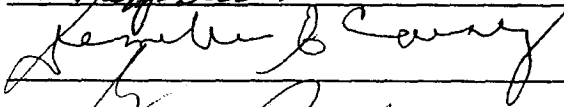

THOMAS E. JOHNSON
Hearing Officer

DECISION

The Police Board of the City of Chicago, having read and reviewed the record of proceedings in this case, having viewed the video-recording of the testimony of the witnesses, having received the oral report of the Hearing Officer, Thomas E. Johnson, 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 John Krupa III, Star No. 6786, as a result of having been found **guilty** of charges in Police Board Case No. 07 PB 2647, be and hereby is **discharged** from his position as a police officer with the Department of Police, and from the services of the City of Chicago.

DATED AT CHICAGO, COUNTY OF COOK, STATE OF ILLINOIS, THIS 25th DAY OF FEBRUARY, 2009.

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.

The undersigned voted to find the Respondent guilty of all charges and to order a penalty less than discharge.

Patricia C. Bell

RECEIVED A COPY OF

THE FOREGOING COMMUNICATION

THIS ____ DAY OF _____, 2009.

SUPERINTENDENT OF POLICE

Police Board Case No. 07 PB 2647

Police Officer John Krupa III

Page 5A

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Arthur Smith

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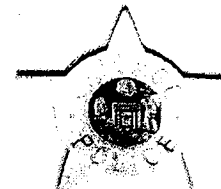
THE FOREGOING COMMUNICATION

THIS _____ DAY OF _____, 2009.

SUPERINTENDENT OF POLICE

Chicago Police Department

Personnel Division



Information Services Division
Data Warehouse
Produced by: PC0A489

Complimentary History

Name	File	Unit	Division	Employment Number
KRUPA III, JOHN	119101	010	376	21345

Achievements

Total No.

COMPLIMENTARY HISTORY
COMPLIMENTARY HISTORY
COMPLIMENTARY HISTORY
COMPLIMENTARY HISTORY
COMPLIMENTARY HISTORY
COMPLIMENTARY HISTORY
COMPLIMENTARY HISTORY

2
2
1
1
4
2
81

CR# 301043



INTERNAL AFFAIRS DIVISION
RECORDS SECTION

15 FEBRUARY 2007

To: COMMANDING OFFICER OF UNIT 113

FROM: RECORDS SECTION
INTERNAL AFFAIRS DIVISION

SUBJECT: PREVIOUS DISCIPLINARY RECORD OF:

KRUPA III JOHN CIV 376
NAME (LAST, FIRST, M.I.) STAR UNIT

M WHI 21345
SEX RACE EMP.#

REFERENCE: COMPLAINT REGISTER NUMBER (S) 301 043

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

SUPV. LUKAS JAMES 235 18563 113
RANK NAME STAR EMP# UNIT

RELATIVE TO A SUSTAINED FINDING IN THE INVESTIGATION OF THE ABOVE REFERENCE
COMPLAINT REGISTER NUMBER.

THE RECORD SECTION, INTERNAL AFFAIRS DIVISION, DISCLOSES THE FOLLOWING
DISCIPLINARY ACTION (S) ADMINISTERED TO THE SUBJECT ACCUSED, FOR THE PAST FIVE (5)
YEARS.

VERIFIED/PREPARED BY:

FOR: S.D.E.O Patricia JOHNSON
COMMANDING OFFICER
RECORDS SECTION
INTERNAL AFFAIRS DIVISION

to CR History