

BEFORE THE POLICE BOARD OF THE CITY OF CHICAGO

| | | |
|---|---|------------------------|
| IN THE MATTER OF CHARGES FILED AGAINST) | | |
| POLICE OFFICER WILLIAM WHITAKER,) | | No. 07 PB 2672 |
| STAR No. 8047, DEPARTMENT OF POLICE,) | | |
| CITY OF CHICAGO,) | | |
| |) | |
| RESPONDENT) | | (CR No. 302918) |

FINDINGS AND DECISION

On December 4, 2007, the Superintendent of Police filed with the Police Board of the City of Chicago charges against Police Officer William Whitaker, Star No. 8047, (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 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.

The Police Board caused a hearing on these charges against Police Officer Whitaker to be had before Jacqueline A. Walker, Hearing Officer of the Police Board, on December 9, 2008, and January 27, March 19, May 5, and May 12, 2009.

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 witnesses. Hearing Officer Walker 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) The Respondent, Police Officer William Whitaker, Star No. 8047, as charged herein, is **guilty** of violating, to-wit:

Rule 1: Violation of any law ordinance, in the following instances:

(A) From on or about September 15, 2004 to on or about November 30 2004, on one or more dates therein, William Whitaker committed an act of sexual penetration and/or sexual conduct with a victim who was at least 13 years of age but under 17 years of age, in that he committed an act of sexual penetration and/or sexual conduct with Latonya Robinson, in violation of 720 ILCS 5/12-16.

(B) From on or about September 15, 2004 to on or about November 30 2004, on or more dates therein, William Whitaker knowingly or willfully caused, aided, or encouraged any boy or girl to be or to become a delinquent child, in that he purchased alcohol for a minor, Latonya Robinson, and/or allowed a minor, Latonya Robinson, to consume alcohol, in violation of 720 ILCS 130/2a.

(5) The Respondent, Police Officer William Whitaker, Star No. 8047, 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 the following instances:

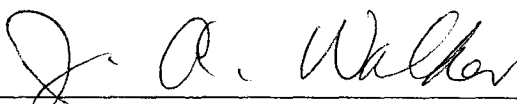
(A) From on or about September 15, 2004, to on or about November 30, 2004, on one or more dates therein, William Whitaker committed an act of sexual penetration and/or sexual conduct with a minor, Latonya Robinson.

(B) From on or about September 15, 2004, to on or about November 30, 2004, on one or more dates therein, William Whitaker purchased alcohol for a minor, Latonya Robinson, and/or allowed Latonya Robinson to consume alcohol.

(C) From on or about September 15, 2004, to on or about November 30, 2004, on one or more dates therein, William Whitaker picked up Latonya Robinson from her school and/or her home without her parents' permission.

BY REASON of the findings of guilt set forth herein, cause exists for the discharge of Police Officer William Whitaker, Star No. 8047, from his position as a police officer with the Department of Police, and from the services of the City of Chicago.

Respectfully submitted,



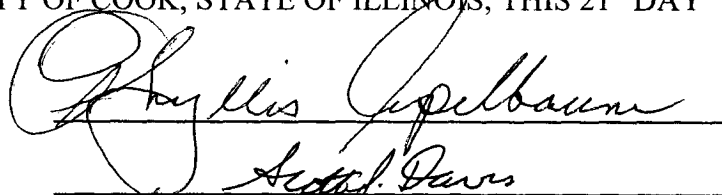
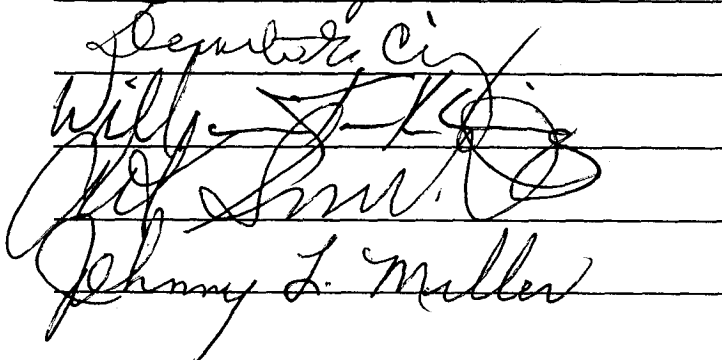
JACQUELINE A. WALKER
Hearing Officer

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, 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 William Whitaker, Star No. 8047, as a result of having been found **guilty** of charges in Police Board Case No. 07 PB 2672, 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 21st DAY OF MAY, 2009.


Phyllis Appelbaum
Secretary
Department of Police
City of Chicago

William J. Miller
President
Police Board

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 not guilty of all charges.

Patricia C Bobb

RECEIVED A COPY OF

THE FOREGOING COMMUNICATION

THIS _____ DAY OF _____, 2009.

SUPERINTENDENT OF POLICE

INTERNAL AFFAIRS DIVISION
RECORDS SECTION

02 MAY 2007

TO: COMMANDER OFFICER UNIT 121

FROM: RECORDS SECTION
INTERNAL AFFAIRS DIVISION

SUBJECT: PREVIOUS SUSTAINED DISCIPLINARY HISTORY OF:

WHITAKER WILLIAM - 376

| NAME | (LAST, FIRST) | STAR | UNIT |
|------|---------------|-----------|------|
| MALE | BLACK | 28727 | |
| SEX | RACE | EMPLOYEE# | |

REFERENCE: COMPLAINT REGISTER/ LOG NUMBER 302918

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

| | | | |
|------|------|------|-----------|
| SGT. | WEST | 2663 | GIS |
| RANK | NAME | STAR | EMPLOYEE# |
| | | | UNIT |

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

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

VERIFIED/PREPARED BY:

NIYA SCOTT

NONE ☒
SEE ATTACHED ☐

FOR: COMMANDING OFFICER
RECORDS SECTION
INTERNAL AFFAIRS DIVISION

C. R. 302918
ATTACHMENT # 95