

BEFORE THE POLICE BOARD OF THE CITY OF CHICAGO

IN THE MATTER OF CHARGES FILED AGAINST)	
POLICE OFFICER LANELL AUBERT,)	No. 08 PB 2674
STAR No. 17543, DEPARTMENT OF POLICE,)	
CITY OF CHICAGO,)	
)	(CR No. 310820)
RESPONDENT)	

FINDINGS

On February 22, 2008, the Superintendent of Police filed with the Police Board of the City of Chicago charges against Police Officer Lanell Aubert, Star No. 17543 (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.
- Rule 41: Disseminating, releasing, altering, defacing or removing any Department record or information concerning police matters except as provided by Department orders.

The Police Board caused a hearing on these charges against Police Officer Lanell Aubert to be had before Michael G. Berland, Hearing Officer of the Police Board, on July 9 and August 6, 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. 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, 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's motion to dismiss certain charges is denied for the reasons stated on the record by the Hearing Officer on August 6, 2008.

5. The Respondent, Police Officer Lanell Aubert, Star No. 17543, charged herein, is **guilty** of violating, to wit:

Rule 1: Violation of any law or ordinance,
in that:

Count 1: On or about December 4, 2005, he signed an "Authorization to Assist" form, as a representative of the Chicago Police Department, authorizing the U.S. Fugitive Recovery Bureau, an unlicensed bail-bondsman, to assist and/or arrest and/or detain Devin Peterson, in violation of Section 2-84-053 of the Municipal Code of Chicago.

Count 2: On or about December 7, 2005, he signed an "Authorization to Assist" form, as a representative of the Chicago Police Department, authorizing the U.S. Fugitive Recovery Bureau, an unlicensed bail-bondsman, to assist and/or arrest and/or detain Lorena Stevens, in violation of Section 2-84-053 of the Municipal Code of Chicago.

Count 3: On or about December 21, 2005, he signed an "Authorization to Assist" form, as a representative of the Chicago Police Department, authorizing the U.S. Fugitive Recovery Bureau, an unlicensed bail-bondsman, to assist and/or arrest and/or detain Anthony Montgomery, in violation of Section 2-84-053 of the Municipal Code of Chicago.

Count 4: On or about December 10, 2005, he disclosed the criminal history of Devin Peterson to the U.S. Fugitive Recovery Bureau, an unlicensed bail-bondsman, for other than official police business, in violation of Section 2-156-070 of the Municipal Code of Chicago.

Count 5: On or about December 7, 2005, he disclosed the criminal history of Lorena Stevens to the U.S. Fugitive Recovery Bureau, an unlicensed bail-bondsman, for other than official police business, in violation of Section 2-156-070 of the Municipal Code of Chicago.

6. The Respondent, Police Officer Lanell Aubert, Star No. 17543, 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 1: On or about December 4, 2005, he signed without authorization an "Authorization to Assist" form, as a representative of the Chicago Police Department, authorizing the U.S. Fugitive Recovery Bureau, an unlicensed bail-bondsman, to assist and/or arrest and/or detain Devin Peterson, thereby impeding the Department's efforts to achieve its policy and goals and/or bringing discredit upon the Department.

Count 2: On or about December 7, 2005, he signed without authorization an "Authorization to Assist" form, as a representative of the Chicago Police Department, authorizing the U.S. Fugitive Recovery Bureau, an unlicensed bail-bondsman, to assist and/or arrest and/or detain Lorena Stevens, thereby impeding the Department's efforts to achieve its policy and goals and/or bringing discredit upon the Department.

Count 3: On or about December 21, 2005, he signed without authorization an "Authorization to Assist" form, as a representative of the Chicago Police Department, authorizing the U.S. Fugitive Recovery Bureau, an unlicensed bail-bondsman, to assist and/or arrest and/or detain Anthony Montgomery, thereby impeding the Department's efforts to

achieve its policy and goals and/or bringing discredit upon the Department.

Count 23: On or about August 26, 2005, he used Chicago Police Department database systems to access records regarding Christopher P. Aubert for other than official police business, thereby impeding the Department's efforts to achieve its policy and goals and/or bringing discredit upon the Department.

Count 30: On or about August 26, 2005, he used Chicago Police Department database systems to access records regarding Paul S. Aubert for other than official police business, thereby impeding the Department's efforts to achieve its policy and goals and/or bringing discredit upon the Department.

Count 31: On or about August 26, 2005, he used Chicago Police Department database systems to access records regarding Aurelia E. Aubert for other than official police business, thereby impeding the Department's efforts to achieve its policy and goals and/or bringing discredit upon the Department.

Count 35: On or about December 10, 2005, he disseminated and/or released the criminal history of Devin Peterson to the U.S. Fugitive Recovery Bureau, an unlicensed bail-bondsman, thereby impeding the Department's efforts to achieve its policy and goals and/or bringing discredit upon the Department.

Count 36: On or about December 7, 2005, he disseminated and/or released the criminal history of Lorena Stevens to the U.S. Fugitive Recovery Bureau, an unlicensed bail-bondsman, thereby impeding the Department's efforts to achieve its policy and goals and/or bringing discredit upon the Department.

7. The Respondent, Police Officer Lanell Aubert, Star No. 17543, charged herein, is **not 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 the Superintendent did not prove by a preponderance of the evidence that:

Count 4: On or about December 5, 2005, he used Chicago Police Department database systems to access records regarding Darius D. Floyd for other than official police business, thereby impeding the Department's efforts to achieve its policy and goals and/or bringing discredit upon the Department.

Count 5: On or about August 1, 2005, he used Chicago Police Department database systems to access records regarding Carlos M. Wright for other than official police business, thereby impeding the Department's efforts to achieve its policy and goals and/or bringing discredit upon the Department.

Count 6: On or about November 26, 2005, he used Chicago Police Department database systems to access records regarding Clifford C. Roberts for other than official police business, thereby impeding the Department's efforts to achieve its policy and goals and/or bringing discredit upon the Department.

Count 7: On or about December 5, 2005, he used Chicago Police Department database systems to access records regarding Darranton Smith for other than official police business, thereby impeding the Department's efforts to achieve its policy and goals and/or bringing discredit upon the Department.

Count 8: On or about December 5, 2005, he used Chicago Police Department database systems to access records regarding Robert D. Brown for other than official police business, thereby impeding the Department's efforts to achieve its policy and goals and/or bringing discredit upon the Department.

Count 9: On or about December 5, 2005, he used Chicago Police Department database systems to access records regarding Arthur Kimble for other than official police business, thereby impeding the Department's efforts to achieve its policy and goals and/or bringing discredit upon the Department.

Count 10: On or about December 13, 2005, he used Chicago Police Department database systems to access records regarding Michael L. Porter for other than official police business, thereby impeding the Department's efforts to achieve its policy and goals and/or bringing discredit upon the Department.

Count 11: On or about September 10, 2005, he used Chicago Police Department database systems to access records regarding Laderrick Dennis for other than official police business, thereby impeding the Department's efforts to achieve its policy and goals and/or bringing discredit upon the Department.

Count 12: On or about October 15, 2005, he used Chicago Police Department database systems to access records regarding Robert L. Griffin for other than official police business, thereby impeding the Department's efforts to achieve its policy and goals and/or bringing discredit upon the Department.

Count 13: On or about November 11, 2005, he used Chicago Police Department database systems to access records regarding Aaron J. Curry for other than official police business, thereby impeding the Department's efforts to achieve its policy and goals and/or bringing discredit upon the Department.

Count 14: On or about October 15, 2005, he used Chicago Police Department database systems to access records regarding Maurice L. Brewer for other than official police business, thereby impeding the Department's efforts to achieve its policy and goals and/or bringing discredit upon the Department.

Count 15: On or about December 29, 2005, he used Chicago Police Department database systems to access records regarding Joyce M. McGee for other than official police business, thereby impeding the Department's efforts to achieve its policy and goals and/or bringing discredit upon the Department.

Count 16: On or about January 31, 2006, he used Chicago Police Department database systems to access records regarding Timothy M. Jackson for other than official police business, thereby impeding the Department's efforts to achieve its policy and goals and/or bringing discredit upon the Department.

Count 17: On or about January 31, 2006, he used Chicago Police Department database systems to access records regarding Shaffer A. Foster for other than official police business, thereby impeding the Department's efforts to achieve its policy and goals and/or bringing discredit upon the Department.

Count 18: On or about September 10, 2005, he used Chicago Police Department database systems to access records regarding Tyhavis D. Dennis for other than official police business, thereby impeding the Department's efforts to achieve its policy and goals and/or bringing discredit upon the Department.

Count 19: On or about September 10, 2005, he used Chicago Police Department database systems to access records regarding Laderrick L. Dennis for other than official police business, thereby impeding the Department's efforts to achieve its policy and goals and/or bringing discredit upon the Department.

Count 20: On or about September 10, 2005, he used Chicago Police Department database systems to access records regarding Derrick Dennis for other than official police business, thereby impeding the Department's efforts to achieve its

policy and goals and/or bringing discredit upon the Department.

Count 21: On or about February 12, 2006, he used Chicago Police Department database systems to access records regarding Ronald Bouyer for other than official police business, thereby impeding the Department's efforts to achieve its policy and goals and/or bringing discredit upon the Department.

Count 22: On or about February 12, 2006, he used Chicago Police Department database systems to access records regarding Tyree Crawford for other than official police business, thereby impeding the Department's efforts to achieve its policy and goals and/or bringing discredit upon the Department.

Count 24: On or about October 15, 2005, he used Chicago Police Department database systems to access records regarding Eric D. Wright for other than official police business, thereby impeding the Department's efforts to achieve its policy and goals and/or bringing discredit upon the Department.

Count 25: On or about March 15, 2006, he used Chicago Police Department database systems to access records regarding Dorian Page for other than official police business, thereby impeding the Department's efforts to achieve its policy and goals and/or bringing discredit upon the Department.

Count 26: On or about March 15, 2006, he used Chicago Police Department database systems to access records regarding Dorian Cresswell for other than official police business, thereby impeding the Department's efforts to achieve its policy and goals and/or bringing discredit upon the Department.

Count 27: On or about February 12, 2006, he used Chicago Police Department database systems to access records regarding Tyrone E. Everhart for other than official police business, thereby impeding the Department's efforts to achieve its policy and goals and/or bringing discredit upon the Department.

Count 28: On or about February 12, 2006, he used Chicago Police Department database systems to access records regarding Eric Bernard for other than official police business, thereby impeding the Department's efforts to achieve its policy and goals and/or bringing discredit upon the Department.

Count 29: On or about September 15, 2005, he used Chicago Police Department database systems to access records regarding Jefferey H. Randall for other than official police business, thereby impeding the Department's efforts to achieve its policy and goals and/or bringing discredit upon the Department.

Count 32: On or about February 12, 2006, he used Chicago Police Department database systems to access records regarding Arnold D. Joyner for other than official police business, thereby impeding the Department's efforts to achieve its policy and goals and/or bringing discredit upon the Department.

Count 33: On or about March 15, 2006, he used Chicago Police Department database systems to access records regarding Dorian Sydnor for other than official police business, thereby impeding the Department's efforts to achieve its policy and goals and/or bringing discredit upon the Department.

Count 34: On or about August 22, 2005, he used Chicago Police Department database systems to access records regarding Kalawole A. Odukoya for other than official police business, thereby impeding the Department's efforts to achieve its policy and goals and/or bringing discredit upon the Department.

8. The Respondent, Police Officer Lanell Aubert, Star No. 17543, charged herein, is **guilty** of violating, to wit:

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

in that:

Count 20: On or about August 26, 2005, he used Chicago Police Department database systems to access records regarding Christopher P. Aubert for other than official police business, in violation of Department General Order 98-07-04A, entitled "Access to Computer Data, Dissemination and Retention of Computer Data," and/or Department Special Order 98-10, Section III-B-1, entitled "Criminal History Records", thereby disobeying an order or directive, whether written or oral.

Count 27: On or about August 26, 2005, he used Chicago Police Department database systems to access records regarding Paul S. Aubert for other than official police business, in violation of Department General Order 98-07-04A, entitled "Access to Computer Data, Dissemination and Retention of Computer Data," and/or Department Special Order 98-10, Section III-B-1, entitled "Criminal History Records", thereby disobeying an order or directive, whether written or oral.

Count 28: On or about August 26, 2005, he used Chicago Police Department database systems to access records regarding Aurelia E. Aubert for other than official police business, in violation of Department General Order 98-07-04A, entitled "Access to Computer Data, Dissemination and Retention of Computer Data," and/or Department Special Order 98-10, Section

III-B-1, entitled "Criminal History Records", thereby disobeying an order or directive, whether written or oral.

Count 32: On or about December 10, 2005, he used Chicago Police Department database systems to access records regarding Devin Peterson for other than official police business, in violation of Department General Order 98-07-04A, entitled "Access to Computer Data, Dissemination and Retention of Computer Data," and/or Department Special Order 98-10, Section III-B-1, entitled "Criminal History Records", thereby disobeying an order or directive, whether written or oral.

Count 33: On or about December 5, 2005, he used Chicago Police Department database systems to access records regarding Lorena Stevens for other than official police business, in violation of Department General Order 98-07-04A, entitled "Access to Computer Data, Dissemination and Retention of Computer Data," and/or Department Special Order 98-10, Section III-B-1, entitled "Criminal History Records", thereby disobeying an order or directive, whether written or oral.

9. The Respondent, Police Officer Lanell Aubert, Star No. 17543, charged herein, is **not guilty** of violating, to wit:

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

in that the Superintendent did not prove by a preponderance of the evidence that:

Count 1: On or about December 5, 2005, he used Chicago Police Department database systems to access records regarding Darius D. Floyd for other than official police business, in violation of Department General Order 98-07-04A, entitled "Access to Computer Data, Dissemination and Retention of Computer Data," and/or Department Special Order 98-10, Section III-B-1, entitled "Criminal History Records", thereby disobeying an order or directive, whether written or oral.

Count 2: On or about August 1, 2005, he used Chicago Police Department database systems to access records regarding Carlos M. Wright for other than official police business, in violation of Department General Order 98-07-04A, entitled "Access to Computer Data, Dissemination and Retention of Computer Data," and/or Department Special Order 98-10, Section III-B-1, entitled "Criminal History Records", thereby disobeying an order or directive, whether written or oral.

Count 3: On or about November 26, 2005, he used Chicago Police Department database systems to access records regarding

Clifford C. Roberts for other than official police business, in violation of Department General Order 98-07-04A, entitled "Access to Computer Data, Dissemination and Retention of Computer Data," and/or Department Special Order 98-10, Section III-B-1, entitled "Criminal History Records", thereby disobeying an order or directive, whether written or oral.

Count 4: On or about December 5, 2005, he used Chicago Police Department database systems to access records regarding Darranton Smith for other than official police business, in violation of Department General Order 98-07-04A, entitled "Access to Computer Data, Dissemination and Retention of Computer Data," and/or Department Special Order 98-10, Section III-B-1, entitled "Criminal History Records", thereby disobeying an order or directive, whether written or oral.

Count 5: On or about December 5, 2005, he used Chicago Police Department database systems to access records regarding Robert D. Brown for other than official police business, in violation of Department General Order 98-07-04A, entitled "Access to Computer Data, Dissemination and Retention of Computer Data," and/or Department Special Order 98-10, Section III-B-1, entitled "Criminal History Records", thereby disobeying an order or directive, whether written or oral.

Count 6: On or about December 5, 2005, he used Chicago Police Department database systems to access records regarding Arthur Kimble for other than official police business, in violation of Department General Order 98-07-04A, entitled "Access to Computer Data, Dissemination and Retention of Computer Data," and/or Department Special Order 98-10, Section III-B-1, entitled "Criminal History Records", thereby disobeying an order or directive, whether written or oral.

Count 7: On or about December 13, 2005, he used Chicago Police Department database systems to access records regarding Michael L. Porter for other than official police business, in violation of Department General Order 98-07-04A, entitled "Access to Computer Data, Dissemination and Retention of Computer Data," and/or Department Special Order 98-10, Section III-B-1, entitled "Criminal History Records", thereby disobeying an order or directive, whether written or oral.

Count 8: On or about September 10, 2005, he used Chicago Police Department database systems to access records regarding Laderrick Dennis for other than official police business, in violation of Department General Order 98-07-04A, entitled "Access to Computer Data, Dissemination and Retention of Computer Data," and/or Department Special Order 98-10, Section III-B-1, entitled "Criminal History Records", thereby disobeying an order or directive, whether written or oral.

Count 9: On or about October 15, 2005, he used Chicago Police Department database systems to access records regarding Robert L. Griffin for other than official police business, in violation of Department General Order 98-07-04A, entitled "Access to Computer Data, Dissemination and Retention of Computer Data," and/or Department Special Order 98-10, Section III-B-1, entitled "Criminal History Records", thereby disobeying an order or directive, whether written or oral.

Count 10: On or about November 11, 2005, he used Chicago Police Department database systems to access records regarding Aaron J. Curry for other than official police business, in violation of Department General Order 98-07-04A, entitled "Access to Computer Data, Dissemination and Retention of Computer Data," and/or Department Special Order 98-10, Section III-B-1, entitled "Criminal History Records", thereby disobeying an order or directive, whether written or oral.

Count 11: On or about October 15, 2005, he used Chicago Police Department database systems to access records regarding Maurice L. Brewer for other than official police business, in violation of Department General Order 98-07-04A, entitled "Access to Computer Data, Dissemination and Retention of Computer Data," and/or Department Special Order 98-10, Section III-B-1, entitled "Criminal History Records", thereby disobeying an order or directive, whether written or oral.

Count 12: On or about December 29, 2005, he used Chicago Police Department database systems to access records regarding Joyce M. McGee for other than official police business, in violation of Department General Order 98-07-04A, entitled "Access to Computer Data, Dissemination and Retention of Computer Data," and/or Department Special Order 98-10, Section III-B-1, entitled "Criminal History Records", thereby disobeying an order or directive, whether written or oral.

Count 13: On or about January 31, 2006, he used Chicago Police Department database systems to access records regarding Timothy M. Jackson for other than official police business, in violation of Department General Order 98-07-04A, entitled "Access to Computer Data, Dissemination and Retention of Computer Data," and/or Department Special Order 98-10, Section III-B-1, entitled "Criminal History Records", thereby disobeying an order or directive, whether written or oral.

Count 14: On or about January 31, 2006, he used Chicago Police Department database systems to access records regarding Shaffer A. Foster for other than official police business, in violation of Department General Order 98-07-04A, entitled "Access to Computer Data, Dissemination and Retention of Computer Data," and/or Department Special Order 98-10, Section III-B-1, entitled "Criminal History Records", thereby disobeying an order or directive, whether written or oral.

Count 15: On or about September 10, 2005, he used Chicago Police Department database systems to access records regarding Tyhavis D. Dennis for other than official police business, in violation of Department General Order 98-07-04A, entitled "Access to Computer Data, Dissemination and Retention of Computer Data," and/or Department Special Order 98-10, Section III-B-1, entitled "Criminal History Records", thereby disobeying an order or directive, whether written or oral.

Count 16: On or about September 10, 2005, he used Chicago Police Department database systems to access records regarding Laderrick L. Dennis for other than official police business, in violation of Department General Order 98-07-04A, entitled "Access to Computer Data, Dissemination and Retention of Computer Data," and/or Department Special Order 98-10, Section III-B-1, entitled "Criminal History Records", thereby disobeying an order or directive, whether written or oral.

Count 17: On or about September 10, 2005, he used Chicago Police Department database systems to access records regarding Derrick Dennis for other than official police business, in violation of Department General Order 98-07-04A, entitled "Access to Computer Data, Dissemination and Retention of Computer Data," and/or Department Special Order 98-10, Section III-B-1, entitled "Criminal History Records", thereby disobeying an order or directive, whether written or oral.

Count 18: On or about February 12, 2006, he used Chicago Police Department database systems to access records regarding Ronald Bouyer for other than official police business, in violation of Department General Order 98-07-04A, entitled "Access to Computer Data, Dissemination and Retention of Computer Data," and/or Department Special Order 98-10, Section III-B-1, entitled "Criminal History Records", thereby disobeying an order or directive, whether written or oral.

Count 19: On or about February 12, 2006, he used Chicago Police Department database systems to access records regarding Tyree Crawford for other than official police business, in violation of Department General Order 98-07-04A, entitled "Access to Computer Data, Dissemination and Retention of Computer Data," and/or Department Special Order 98-10, Section III-B-1, entitled "Criminal History Records", thereby disobeying an order or directive, whether written or oral.

Count 21: On or about October 15, 2005, he used Chicago Police Department database systems to access records regarding Eric D. Wright for other than official police business, in violation of Department General Order 98-07-04A, entitled "Access to Computer Data, Dissemination and Retention of Computer Data," and/or Department Special Order 98-10, Section III-B-1, entitled "Criminal History Records", thereby disobeying an order or directive, whether written or oral.

Count 22: On or about March 15, 2006, he used Chicago Police Department database systems to access records regarding Dorian Page for other than official police business, in violation of Department General Order 98-07-04A, entitled "Access to Computer Data, Dissemination and Retention of Computer Data," and/or Department Special Order 98-10, Section III-B-1, entitled "Criminal History Records", thereby disobeying an order or directive, whether written or oral.

Count 23: On or about March 15, 2006, he used Chicago Police Department database systems to access records regarding Dorian Cresswell for other than official police business, in violation of Department General Order 98-07-04A, entitled "Access to Computer Data, Dissemination and Retention of Computer Data," and/or Department Special Order 98-10, Section III-B-1, entitled "Criminal History Records", thereby disobeying an order or directive, whether written or oral.

Count 24: On or about February 12, 2006, he used Chicago Police Department database systems to access records regarding Tyrone E. Everhart for other than official police business, in violation of Department General Order 98-07-04A, entitled "Access to Computer Data, Dissemination and Retention of Computer Data," and/or Department Special Order 98-10, Section III-B-1, entitled "Criminal History Records", thereby disobeying an order or directive, whether written or oral.

Count 25: On or about February 12, 2006, he used Chicago Police Department database systems to access records regarding Eric Bernard for other than official police business, in violation of Department General Order 98-07-04A, entitled "Access to Computer Data, Dissemination and Retention of Computer Data," and/or Department Special Order 98-10, Section III-B-1, entitled "Criminal History Records", thereby disobeying an order or directive, whether written or oral.

Count 26: On or about September 15, 2005, he used Chicago Police Department database systems to access records regarding Jefferey H. Randall for other than official police business, in violation of Department General Order 98-07-04A, entitled "Access to Computer Data, Dissemination and Retention of Computer Data," and/or Department Special Order 98-10, Section III-B-1, entitled "Criminal History Records", thereby disobeying an order or directive, whether written or oral.

Count 29: On or about February 12, 2006, he used Chicago Police Department database systems to access records regarding Arnold D. Joyner for other than official police business, in violation of Department General Order 98-07-04A, entitled "Access to Computer Data, Dissemination and Retention of Computer Data," and/or Department Special Order 98-10, Section III-B-1, entitled "Criminal History Records", thereby disobeying an order or directive, whether written or oral.

Count 30: On or about March 15, 2006, he used Chicago Police Department database systems to access records regarding Dorian Sydnor for other than official police business, in violation of Department General Order 98-07-04A, entitled "Access to Computer Data, Dissemination and Retention of Computer Data," and/or Department Special Order 98-10, Section III-B-1, entitled "Criminal History Records", thereby disobeying an order or directive, whether written or oral.

Count 31: On or about August 22, 2005, he used Chicago Police Department database systems to access records regarding Kalawole A. Odukoya for other than official police business, in violation of Department General Order 98-07-04A, entitled "Access to Computer Data, Dissemination and Retention of Computer Data," and/or Department Special Order 98-10, Section III-B-1, entitled "Criminal History Records", thereby disobeying an order or directive, whether written or oral.

10. The Respondent, Police Officer Lanell Aubert, Star No. 17543, charged herein, is **guilty** of violating, to wit:

Rule 41: Disseminating, releasing, altering, defacing or removing any Department record or information concerning police matters except as provided by Department orders,

in that:

Count 1: On or about December 10, 2005, he disseminated and/or released the criminal history of Devin Peterson to the U.S. Fugitive Recovery Bureau, an unlicensed bail-bondsman.

Count 2: On or about December 7, 2005, he disseminated and/or released the criminal history of Lorena Stevens to the U.S. Fugitive Recovery Bureau, an unlicensed bail-bondsman.

By reason of the findings of fact and guilt set forth herein, cause exists for the suspension of the Respondent, Police Officer Lanell Aubert, Star No. 17543, from his position as a police officer with the Department of Police, and from the services of the City of Chicago, for a period of one (1) year, from February 26, 2008, to and including February 25, 2009.

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Respectfully submitted,

A handwritten signature in cursive script, appearing to read "Michael G. Berland", written over a horizontal line.

MICHAEL G. BERLAND
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, 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 Lanell Aubert, Star No. 17543, as a result of having been found **guilty** of charges in Police Board Case No. 08 PB 2674, 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 26 February 2008 to and including 25 February 2009 (one year).

DATED AT CHICAGO, COUNTY OF COOK, STATE OF ILLINOIS, THIS
20th DAY OF NOVEMBER, 2008.

Patricia C. Bobb
Walter S. Kelly
Alfred S. Smith
James L. Miller
Phyllis Appelbaum

Attested by:

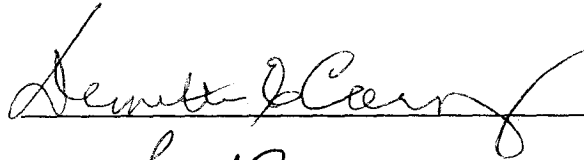

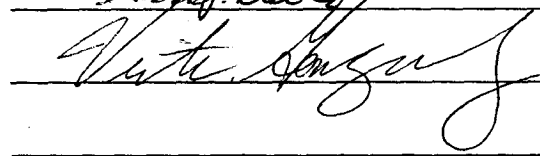
Max A. Caproni

Executive Director
Police Board

DISSENT

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

The undersigned voted to impose a penalty of discharge.

RECEIVED A COPY OF

THE FOREGOING COMMUNICATION

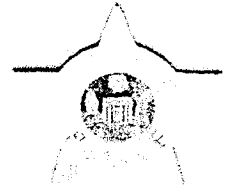
THIS _____ DAY OF _____, 2008.

SUPERINTENDENT OF POLICE

Report Date: 04 Apr 2007
Report Time: 1546 Hrs

Chicago Police Department

Personnel Division



Information Services Division
Dr Warehouse
P ed by: PC01338

Complimentary History

Name	Title	Star	Unit	Detail Unit	Emp Numb
AUBERT, LANELL	9161	17543	007		15418

Achievements

Total No.

HONORABLE MENTION
COMPLIMENTARY LETTER
DEPARTMENT COMMENDATION
PROBLEM SOLVING AWARD

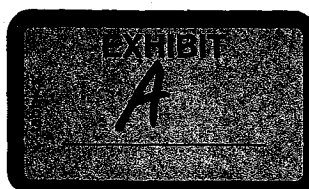
61
2
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PERSONNEL SERVICE



APR 04 2007
CHICAGO POLICE DEPARTMENT

CP 310820



NOTE: THIS REPORT IS FOR OFFICIAL LAW
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Chicago Police Department

CLEAR

Citizen & Law Enforcement Analysis & Reporting System

C.R.# 310820

CHICAGO POLICE DEPARTMENT

Sustained Complaints History Report

24-APR-2007 11:14 AM

<u>Social Sec. #</u>	<u>Name</u>	<u>Star #</u>	<u>Emp. #</u>	<u>Rank</u>	<u>Description</u>	<u>Unit</u>
[REDACTED]	AUBERT LANELL	17543	15418	9161	POLICE OFFICER	007

<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	25-JUL-1966	12-JUL-1999	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 305499	11-MAY-2005	20-JUL-2006	2 DAY SUSPENSION	10A-ABSENT WITHOUT PERMISSION	
<u>Civil Suit #</u>		21-JUL-2006	<u>Police Board #</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 308838	22-SEP-2005	14-MAR-2007	1 DAY SUSPENSION	10X-VEHICLE LICENSING - STATE	
<u>Civil Suit #</u>		14-MAR-2007	<u>Police Board #</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 315124	17-AUG-2006	11-APR-2007	2 DAY SUSPENSION	10W-VEHICLE LICENSING - CITY	
<u>Civil Suit #</u>		12-APR-2007	<u>Police Board #</u>		
<u>Comments</u>					

CR# 310820
INCOMPLETED



Chicago Police Department

Internal Affairs Division



SPAR HISTORY REPORT (Sustained Findings)

Employee#	Name	Star#	Unit	Position	Sex	Race	Birth Date	Date of Appointment
15418	AUBERT, LANELL	17543	007/-	POLICE OFFICER	M	BLACK	25-JUN-1976	12-JUL-1999

History : Total No. SPAR's: 2

Log #	Incident Date	Completed Date	Disciplinary Action	Transgression Type	Suspension Dates
505267	22-JAN-2006	14-JUL-2006	REPRIMAND	025 - PREVENTABLE ACCIDENT	
504835	19-NOV-2005	01-JUN-2006	REPRIMAND	025 - PREVENTABLE ACCIDENT	

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CLEAR, Personnel Suite: Automated SPAR Application Print Date and Time: 24-APR-2007 11:28:22 Printed By : PC01329

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ISSUED FOR P.O. MATTHEWS

C.R.#
ATTACHMENT 92