

BEFORE THE POLICE BOARD OF THE CITY OF CHICAGO

IN THE MATTER OF CHARGES FILED AGAINST)	
POLICE OFFICER LARRY GUY JR.,)	No. 08 PB 2693
STAR No. 6170, DEPARTMENT OF POLICE,)	
CITY OF CHICAGO,)	
)	
RESPONDENT.)	(CR No. 306910)

FINDINGS AND DECISION

On July 1, 2008, the Superintendent of Police filed with the Police Board of the City of Chicago, charges against Police Officer Larry Guy Jr., Star No. 6170 (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 8: Disrespect to or maltreatment of any person, while on or off duty.
- Rule 9: Engaging in any unjustified verbal or physical altercation with any person, while on or off duty.
- Rule 14: Making a false report, written or oral.

The Police Board of the City of Chicago caused a hearing on these charges against Police Officer Larry Guy Jr., Star No. 6170, to be had before Jacqueline A. Walker, Hearing Officer of the Police Board, on September 30 and October 31, 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 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 Larry Guy Jr., Star No. 6170, as charged herein, is guilty of violating, to-wit:

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

- A. On or about June 15, 2005, while on duty and at or near 2939 West Addison Street, Chicago, inside a Target Retail Store, he intentionally and/or knowingly without legal justification caused bodily harm to Amando Lucas, who was handcuffed with his arms behind his back, in that he struck Amando Lucas in the head one or more times, in violation of Chapter 720 ILCS 5/12-3(a)(1).

- B. On or about June 15, 2005, while on duty and at or near 2939 West Addison Street, Chicago, inside a Target Retail Store, he intentionally and/or knowingly without legal justification made physical contact of an insulting or provoking nature with Amando Lucas, who was handcuffed with his arms behind his back, in that he struck Amando Lucas in the head one or more times, in violation of Chapter 720 ILCS 5/12-3(a)(2).
- C. On or about June 15, 2005, while on duty and at or near 2939 West Addison Street, Chicago, inside a Target Retail Store, he intentionally and/or knowingly without legal justification caused bodily harm to Amando Lucas, who was handcuffed with his arms behind his back, in that he, using both of his hands, grabbed Amando Lucas by the neck and/or pushed him against the wall, in violation of Chapter 720 ILCS 5/12-3(a)(1).
- D. On or about June 15, 2005, while on duty and at or near 2939 West Addison Street, Chicago, inside a Target Retail Store, he intentionally and/or knowingly without legal justification made physical contact of an insulting or provoking nature with Amando Lucas, who was handcuffed with his arms behind his back, in that he, using both of his hands, grabbed Amando Lucas by the neck and/or pushed him against the wall, in violation of Chapter 720 ILCS 5/12-3(a)(2).
- E. On or about June 15, 2005, while on duty and at or near 2939 West Addison Street, Chicago, inside a Target Retail Store, he intentionally and/or knowingly without legal justification caused bodily harm to

Amando Lucas, who was handcuffed with his arms behind his back, in that he pushed Amando Lucas against the wall one or more times and/or pushed Amando Lucas onto a chair, in violation of Chapter 720 ILCS 5/12-3(a)(1).

- F. On or about June 15, 2005, while on duty and at or near 2939 West Addison Street, Chicago, inside a Target Retail Store, he intentionally and/or knowingly without legal justification made physical contact of an insulting or provoking nature with Amando Lucas, who was handcuffed with his arms behind his back, in that he pushed Amando Lucas against the wall one or more times and/or pushed Amando Lucas onto a chair, in violation of Chapter 720 ILCS 5/12-3(a)(2).
- G. On or about June 15, 2005, while on duty and at or near 2939 West Addison Street, Chicago, inside a Target Retail Store, he knowingly performed an act which he knows he is forbidden by law to perform, in that he struck Amando Lucas in the head one or more times, while Amando Lucas was handcuffed with his arms behind his back, in violation of Chapter 720 ILCS 5/33-3(b).
- H. On or about June 15, 2005, while on duty and at or near 2939 West Addison Street, Chicago, inside a Target Retail Store, he knowingly performed an act which he knows he is forbidden by law to perform, in that he, using both of his hands, grabbed Amando Lucas by the neck and/or pushed him against the wall, while Amando Lucas was handcuffed with his arms behind his back, in violation of Chapter 720 ILCS 5/33-3(b).

- I. On or about June 15, 2005, while on duty and at or near 2939 West Addison Street, Chicago, inside a Target Retail Store, he knowingly performed an act which he knows he is forbidden by law to perform, in that he pushed Amando Lucas against the wall one or more times and/or pushed Amando Lucas onto a chair, while Amando Lucas was handcuffed with his arms behind his back, in violation of Chapter 720 ILCS 5/33-3(b).
- J. On or about June 15, 2005, while on duty and at or near 2939 West Addison Street, Chicago, inside a Target Retail Store, he attempted to have physical evidence destroyed, altered, concealed or disguised, in that he tried to obtain the Target surveillance tape of the security office and/or tried to have the Target surveillance tape of the security office erased, in violation of 720 ILCS 5/8-4 and 720 ILCS 5/31-4 (a).

(5) The Respondent, Police Officer Larry Guy Jr., Star No. 6170, 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. On or about June 15, 2005, while on duty and at or near 2939 West Addison Street, Chicago, inside a Target Retail Store, he physically abused and/or maltreated Amando Lucas, while Amando Lucas was handcuffed with his arms behind his back.

- B. On or about June 15, 2005, while on duty and at or near 2939 West Addison Street, Chicago, inside a Target Retail Store, he tried to obtain the Target surveillance tape of the security office and/or tried to have the Target surveillance tape of the security office erased.
- C. On or about August 17, 2005, he was indicted on or about twenty-six counts of Official Misconduct, two counts of Battery, and four counts of Attempt to Obstruct Justice in the Circuit Court of Cook County, Illinois.
- D. On or about June 15, 2007, he pled guilty to Battery and was found guilty of Battery in the Circuit court of Cook County, Illinois.
- E. On or about July 17, 2007, he provided a false account of the June 15, 2005, incident that occurred at the Target Retail Store located at or near 2939 West Addison Street, Chicago, during his statement to the Independent Police Review Authority, in that he denied that he tried to obtain the surveillance tape of the security office and/or denied that he tried to have the surveillance tape destroyed.

(6) The Respondent, Police Officer Larry Guy Jr., Star No. 6170, as charged herein, is guilty of violating, to wit:

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

On or about June 15, 2005, while on duty and at or near 2939 West Addison Street, Chicago, inside a Target Retail Store, he physically abused and/or maltreated Amando Lucas, thereby disobeying General Order 02-08, Section III-A, which requires an officer to treat a member of the public with respect and

dignity, and strictly prohibits unwarranted physical force or unprofessional conduct.

(7) The Respondent, Police Officer Larry Guy Jr., Star No. 6170, as charged herein, is **guilty** of violating, to wit:

Rule 8: Disrespect to or maltreatment of any person, while on or off duty, in the following instances:

- A. On or about June 15, 2005, while on duty and at or near 2939 West Addison Street, Chicago, inside a Target Retail Store, he struck Amando Lucas in the head one or more times, while Amando Lucas was handcuffed with his arms behind his back.
- B. On or about June 15, 2005, while on duty and at or near 2939 West Addison Street, Chicago, inside a Target Retail Store, he grabbed Amando Lucas by the neck using both of his hands, and/or pushed Amando Lucas against the wall, while Amando Lucas was handcuffed with his arms behind his back.
- C. On or about June 15, 2005, while on duty and at or near 2939 West Addison Street, Chicago, inside a Target Retail Store, he pushed Amando Lucas against the wall one or more times and/or pushed Amando Lucas onto a chair.

(8) The Respondent, Police Officer Larry Guy Jr., Star No. 6170, as charged herein, is **guilty** of violating, to wit:

Rule 9: Engaging in any unjustified verbal or physical altercation with any person, while on or off duty, in the following instances:

- A. On or about June 15, 2005, while on duty and at or near 2939 West Addison Street, Chicago, inside a Target Retail Store, he struck Amando Lucas in the head one or more times, while Amando Lucas was handcuffed with his arms behind his back.
- B. On or about June 15, 2005, while on duty and at or near 2939 West Addison Street, Chicago, inside a Target Retail Store, he grabbed Amando Lucas by the neck using both of his hands, and/or pushed Amando Lucas against the wall, while Amando Lucas was handcuffed with his arms behind his back.
- C. On or about June 15, 2005, while on duty and at or near 2939 West Addison Street, Chicago, inside a Target Retail Store, he pushed Amando Lucas against the wall one or more times and/or pushed Amando Lucas onto a chair.

(9) The Respondent, Police Officer Larry Guy Jr., Star No. 6170, as charged herein, is **guilty** of violating, to wit:

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

On or about July 17, 2007, he provided a false account of the June 15, 2005, incident that occurred at the Target Retail Store located at or near 2939 West Addison Street, Chicago, during his statement to the Independent Police Review

Authority, in that he denied that he tried to obtain the surveillance tape of the security office and/or denied that he tried to have the surveillance tape destroyed.

BY REASON of the findings of fact and of guilt herein, cause exists for the discharge of the Respondent, Police Officer Larry Guy Jr., Star No. 6170, from his position as a police officer, and from the services of the City of Chicago.

Respectfully submitted,

A handwritten signature in cursive script, appearing to read "J A Walker", is written over a horizontal line.

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 Larry Guy Jr., Star No. 6170, as a result of having been found **guilty** of charges in Police Board Case No. 08 PB 2693, be and hereby is **discharged** from his position as a police officer, and from the services of the City of Chicago.

DATED AT CHICAGO, COUNTY OF COOK, STATE OF ILLINOIS, THIS 15th DAY OF JANUARY, 2009.

James J. Conroy
Scott J. Davis
Christopher J. Smith
Theresa M. Smith
Will J. Smith
Patricia C. Boob
Vivian J. Boob
Johnny Miller
John J. Miller

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.

RECEIVED A COPY OF

THE FOREGOING COMMUNICATION

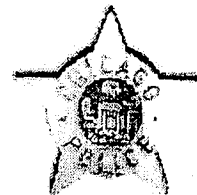
THIS _____ DAY OF _____, 2009.

SUPERINTENDENT OF POLICE

Report Date: 18 Aug 2005
Report Time: 0952 Hrs

Chicago Police Department

Personnel Division



Information Services Division
Data Warehouse
Produced by: PC0X893

Complimentary Hist

Name	Title	Star	Unit	Detail Unit	Emp Number
GUY JR., LARRY R	9161	6170	017		47589

Achievements

Total No.

EMBLEM OF RECOGNITION - PHYSICAL FITNESS
DEPARTMENT COMMENDATION
HONORABLE MENTION
COMPLIMENTARY LETTER

1

~~3~~ 3*

~~53~~ 59*

1

*According to documents included in Respondent's group exhibit no. 3.



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# 6910



Citizen & Law Enforcement Analysis & Reporting System

INTERNAL AFFAIRS DIVISION
RECORDS SECTION

17-AUG-2005

TO: COMMANDING OFFICER UNIT 113

FROM: RECORDS SECTION
INTERNAL AFFAIRS DIVISION

SUBJECT: PREVIOUS SUSTAINED DISCIPLINARY HISTORY OF:

GUY	LARRY	6170	017
NAME (LAST, FIRST M.I.)		STAR	UNIT
M	W		
SEX	RACE	S.S.N.	

REFERENCE: COMPLAINT REGISTER NUMBER 306910

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

SUPV	CARMODY	108		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:

BERNETTE KELLY

NONE

FOR: COMMANDING OFFICER
RECORDS SECTION
INTERNAL AFFAIRS DIVISION

BEFORE THE POLICE BOARD OF THE CITY OF CHICAGO

IN THE MATTER OF CHARGES FILED AGAINST)	
POLICE OFFICER LARRY GUY JR.,)	No. 08 PB 2693
STAR No. 6170, DEPARTMENT OF POLICE,)	
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RESPONDENT.)	(CR No. 306910)

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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.

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Amando Lucas, who was handcuffed with his arms behind his back, in that he pushed Amando Lucas against the wall one or more times and/or pushed Amando Lucas onto a chair, in violation of Chapter 720 ILCS 5/12-3(a)(1).

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- G. On or about June 15, 2005, while on duty and at or near 2939 West Addison Street, Chicago, inside a Target Retail Store, he knowingly performed an act which he knows he is forbidden by law to perform, in that he struck Amando Lucas in the head one or more times, while Amando Lucas was handcuffed with his arms behind his back, in violation of Chapter 720 ILCS 5/33-3(b).
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- I. On or about June 15, 2005, while on duty and at or near 2939 West Addison Street, Chicago, inside a Target Retail Store, he knowingly performed an act which he knows he is forbidden by law to perform, in that he pushed Amando Lucas against the wall one or more times and/or pushed Amando Lucas onto a chair, while Amando Lucas was handcuffed with his arms behind his back, in violation of Chapter 720 ILCS 5/33-3(b).
- J. On or about June 15, 2005, while on duty and at or near 2939 West Addison Street, Chicago, inside a Target Retail Store, he attempted to have physical evidence destroyed, altered, concealed or disguised, in that he tried to obtain the Target surveillance tape of the security office and/or tried to have the Target surveillance tape of the security office erased, in violation of 720 ILCS 5/8-4 and 720 ILCS 5/31-4 (a).

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- C. On or about August 17, 2005, he was indicted on or about twenty-six counts of Official Misconduct, two counts of Battery, and four counts of Attempt to Obstruct Justice in the Circuit Court of Cook County, Illinois.
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(6) The Respondent, Police Officer Larry Guy Jr., Star No. 6170, as charged herein, is **guilty** of violating, to wit:

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Rule 8: Disrespect to or maltreatment of any person, while on or off duty, in the following instances:

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Authority, in that he denied that he tried to obtain the surveillance tape of the security office and/or denied that he tried to have the surveillance tape destroyed.

BY REASON of the findings of fact and of guilt herein, cause exists for the discharge of the Respondent, Police Officer Larry Guy Jr., Star No. 6170, from his position as a police officer, and from the services of the City of Chicago.

Respectfully submitted,

A handwritten signature in cursive script, reading "JA Walker" with a small "ma" or similar mark at the end.

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 Larry Guy Jr., Star No. 6170, as a result of having been found **guilty** of charges in Police Board Case No. 08 PB 2693, be and hereby is **discharged** from his position as a police officer, and from the services of the City of Chicago.

DATED AT CHICAGO, COUNTY OF COOK, STATE OF ILLINOIS, THIS 15th DAY OF JANUARY, 2009.

James J. Conroy
Sup. Guy
Patricia C. Boob
John Miller
John Miller
John Miller

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.

RECEIVED A COPY OF

THE FOREGOING COMMUNICATION

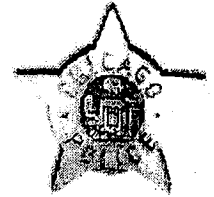
THIS _____ DAY OF _____, 2009.

SUPERINTENDENT OF POLICE

Report Date: 18 Aug 2005
Report Time: 0952 Hrs

Chicago Police Department

Personnel Division



Information Services Division
Data Warehouse
Produced by: PC0X893

Complimentary Hist

Name	Title	Star	Unit	Detail Unit	Emp Number
GUY JR., LARRY R.	9161	6170	017		47589

Achievements

Total No.

EMBLEM OF RECOGNITION - PHYSICAL FITNESS
DEPARTMENT COMMENDATION
HONORABLE MENTION
COMPLIMENTARY LETTER

1
~~3~~ 3*
~~58~~ 59*
1

*According to documents included in Respondent's group exhibit no. 3.



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CR 6910



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RECORDS SECTION

17-AUG-2005

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FROM: RECORDS SECTION
INTERNAL AFFAIRS DIVISION

SUBJECT: PREVIOUS SUSTAINED DISCIPLINARY HISTORY OF:

GUY	LARRY	6170	017
NAME	(LAST, FIRST M.I.)	STAR	UNIT
M	W		
SEX	RACE	S.S.N.	

REFERENCE: COMPLAINT REGISTER NUMBER 306910

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

SUPV	CARMODY	108	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:

BERNETTE KELLY

NONE

FOR: COMMANDING OFFICER
RECORDS SECTION
INTERNAL AFFAIRS DIVISION