

BEFORE THE POLICE BOARD OF THE CITY OF CHICAGO

IN THE MATTER OF CHARGES FILED AGAINST)
POLICE OFFICER BRUCE ASKEW,) No. 09 PB 2706
STAR No. 9015, DEPARTMENT OF POLICE,)
CITY OF CHICAGO,)
RESPONDENT) (CR No.1004913)

FINDINGS

On February 20, 2009, the Superintendent of Police filed with the Police Board of the City of Chicago charges against Police Officer Bruce Askew, Star No. 9015 (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 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 caused a hearing on these charges against Police Officer Bruce Askew to be had before Michael G. Berland, Hearing Officer of the Police Board, on July 23 and September 23, 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 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 Superintendent's motion to withdraw the charge that the Respondent violated Rule 14 is granted.

5. The Respondent, Police Officer Bruce Askew, Star No. 9015, charged herein, is **guilty** of violating, to wit:

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

On or about April 15, 2007, at a currency exchange located at or about 6858 South Ashland Avenue, Chicago, while off duty, he intentionally and/or knowingly without legal justification made physical contact of an insulting or provoking nature with Jimmy/James Brown, in that the Respondent pushed Jimmy/James Brown on the neck and/or chest and/or shoulder area, in violation of Chapter 720 ILCS 5/12-3(a)(2).

6. The Respondent, Police Officer Bruce Askew, Star No. 9015, 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 April 15, 2007, at the currency exchange located at or about 6858 South Ashland Avenue, Chicago, while off duty, he pushed on the neck and/or chest and/or shoulder area a civilian, Jimmy/James Brown, who knew the Respondent to be a police officer, and/or pushed newspapers that were on the window ledge onto the floor, thereby impeding the Department's efforts to achieve its policy and goals and/or bringing discredit upon the Department.

7. The Respondent, Police Officer Bruce Askew, Star No. 9015, 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:

Count II: The Superintendent did not prove by a preponderance of the evidence that on or about April 16, 2007, at the currency exchange located at or about 6858 South Ashland Avenue, Chicago, while on duty, the Respondent arrested a civilian, Jimmy/James Brown, in retaliation for Jimmy/James Brown filing a complaint against the Respondent with the Office of Professional Standards (now the Independent Police Review Authority), thereby impeding the Department's efforts to achieve its policy and goals and/or bringing discredit upon the Department.

8. The Respondent, Police Officer Bruce Askew, Star No. 9015, charged herein, is **guilty** of violating, to wit:

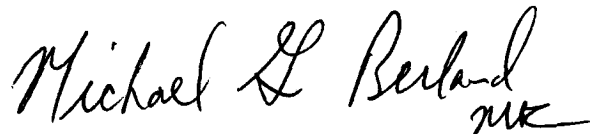
Rule 9: Engaging in any unjustified verbal or physical altercation with any person, while on or off duty,

in that:

On or about April 15, 2007, at the currency exchange located at or about 6858 South Ashland Avenue, Chicago, while off duty, he pushed on the neck and/or chest and/or shoulder area a civilian, Jimmy/James Brown, thereby engaging in an unjustified physical altercation with any person while off duty.

By reason of the findings of fact and guilt set forth herein, cause exists for the suspension of the Respondent, Police Officer Bruce Askew, Star No. 9015, 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 March 1, 2009, to and including February 28, 2010.

Respectfully submitted,

A handwritten signature in cursive script that reads "Michael G. Berland". The signature is written in dark ink and includes a stylized flourish at the end.

MICHAEL G. BERLAND
Hearing Officer

Executive Director
Police Board

DISSENT

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

Dr. Kirkling voted to impose a lesser penalty. Vice President Davis and Rev. Miller voted to find the Respondent guilty of violating Rules 1, 2 (counts I & II), and 9, and order a penalty of discharge.

Scott J. Davis
William Kirkling
Johnny L. Miller

RECEIVED A COPY OF

THE FOREGOING COMMUNICATION

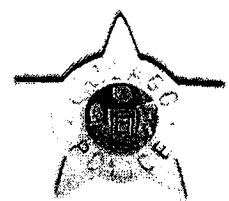
THIS 21st DAY OF October, 2009.

Heuer

SUPERINTENDENT OF POLICE

Chicago Police Department

Personnel Division



Information Services Division
Data Warehouse
Produced by: PC0X417

Complimentary History

Name	Title	Sta	Unit	Detail Unit	Emp Number
ASKEW, BRUCE B	916	9015	007		20822

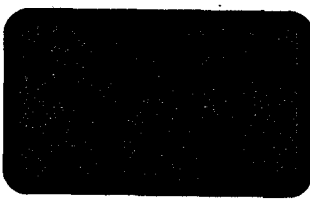
Achievements

Total No.

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

2
1
9
4

CR# 1004913



INTERNAL AFFAIRS DIVISION
RECORDS SECTION

06-AUG-2007

TO: COMMANDING OFFICER UNIT 113

FROM: RECORDS SECTION
INTERNAL AFFAIRS DIVISION

SUBJECT: PREVIOUS SUSTAINED DISCIPLINARY HISTORY OF:

NAME ASKEW, BRUCE B.

STAR UNIT 007 EMP 20844

SEX M RACE B

REFERENCE: COMPLAINT REGISTER NUMBER 1004913

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

RANK	NAME	STAR	UNIT
SUPV	DEAN	125	113

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 ☐
SEE ATTACHED ☒
SPAR ☒
CR ☒

FOR: COMMANDING OFFICER
RECORDS SECTION

CHICAGO POLICE DEPARTMENT
Sustained Complaints History Report

06-AUG-2007 11:38:17 AM

<u>Social Sec. #</u>	<u>Name</u>	<u>Star #</u>	<u>Emp. #</u>	<u>Rank</u>	<u>Description</u>	<u>Unit</u>
██████████	ASKEW BRUCE B.	9015	20844	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	10-DEC-1954	30-JUL-1990	2	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 287568	11-FEB-2003	10-FEB-2003	2 DAY SUSPENSION	05D-NO ARREST	

<u>Civil Suit #</u>	<u>Police Board #</u>
	11-FEB-2006

Comments

<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 296090	25-FEB-2004	12-FEB-2006	3 DAY SUSPENSION	04F-ESCAPE	

<u>Civil Suit #</u>	<u>Police Board #</u>
	14-FEB-2006

Comments



Chicago Police Department

Internal Affairs Division



SPAR HISTORY REPORT (Sustained Findings)

Employee#	Name	Star#	Unit	Position	Sex	Race	Birth Date	Date of Appointment
20844	ASKEW, BRUCE B	9015	007/-	POLICE OFFICER	M	BLACK	10-DEC-1954	30-JUL-1990

History : Total No. SPAR's: 3

Log #	Incident Date	Completed Date	Disciplinary Action	Transgression Type	Suppression Dates
508038	09-AUG-2006	20-FEB-2007	REPRIMAND	025 - PREVENTABLE ACCIDENT	
507712	06-AUG-2006	20-JAN-2007	REPRIMAND	025 - PREVENTABLE ACCIDENT	
506868	29-SEP-2006	18-JAN-2007	REPRIMAND	005 - COURT APPEARANCE VIOLATION	

For Official Police Purposes Only! This information is confidential and should not be disseminated for reasons other than its intended purpose.
CLEAR, Personnel Suite: Automated SPAR Application Print Date and Time: 06-AUG-2007 12:07:31 Printed By : PC01329