

BEFORE THE POLICE BOARD OF THE CITY OF CHICAGO

IN THE MATTER OF CHARGES FILED AGAINST)
POLICE OFFICER DARRYL EVANS, STAR #8810,) NO. 99-2390
DEPARTMENT OF POLICE, CITY OF CHICAGO) CR#251841

FINDINGS & DECISION

On August 26, 1999, the Superintendent of Police filed charges with the Police Board of the City of Chicago against Police Officer Darryl Evans, Star #8810, (hereinafter sometimes referred to as "Respondent") seeking the separation of the Respondent for violating the following Rules:

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.

The Police Board of the City of Chicago caused a hearing on these charges against Police Officer Darryl Evans to be held before Michael G. Berland, Hearing Officer of the Police Board of the City of Chicago on January 13, 2000 and March 29, 2000.

Following the hearing, the members of the Police Board read and reviewed the certified transcription of the proceedings of the hearing. Michael G. Berland, Hearing Officer, made a report and conferred with the Police Board before it rendered a decision.

The Police Board of the City of Chicago, as a result of its investigation of the charges, finds and determines that:

1. The Respondent was at all times 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 of the charges was to be held, together with a copy of the original charges, was served upon the Respondent more than five (5) days prior to the hearing on the charges.

3. The hearing was conducted before Michael G. Berland, Hearing Officer of the Police Board of the City of Chicago, on January 13, 2000 and March 29, 2000.

4. Throughout the hearing the Respondent did appear in person and was represented by counsel.

5. Respondent Police Officer Darryl Evans, Star # 8810 charged herein, contrary to the Rules and Regulations, is guilty of violating, to wit:

Rule 1: Violation of any law or ordinance.

A. On February 17, 1999, Officer Evans rendered a urine specimen which contained cocaine metabolites, thereby evidencing possession and/or ingestion and/or some type of use of cocaine on or before February 17, 1999, in violation of Chapter 720 Illinois Compiled Statutes, Section 570/402.

6. Respondent Police Officer Darryl Evans, Star #8810 charged herein, contrary to the Rules and Regulations, 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.

A. On February 17, 1999, Officer Evans rendered a urine

specimen which contained cocaine metabolites, thereby evidencing possession and/or ingestion and/or some type of use of cocaine, thereby impeding the Department's efforts to achieve its policy and goals and/or bringing discredit upon the Department.

7. The Respondent Police Officer Darryl Evans, Star #8810, charged herein, contrary to the Rules and Regulations, is guilty of violating, to wit:

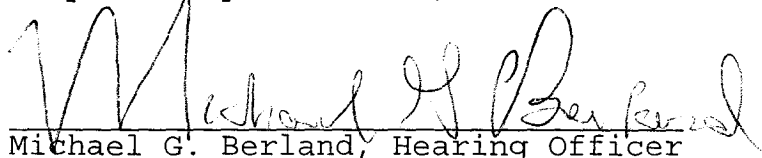
Rule 6: Disobedience of an order or directive, whether written or oral.

A. On February 17, 1999, Officer Evans rendered a urine specimen which contained cocaine metabolites, thereby evidencing possession and/or ingestion and/or some type of use of cocaine, thereby violating General Order 90-5, Article 111, Section B.

8. In reaching its decision, the Board determined that Officer Darryl Evans knowingly ingested cocaine and rejected the testimony of the witness, Olanthia Fields, and other evidence, that Fields put cocaine into Officer Evans' food without his knowledge.

By reason of the fact that Officer Daryl Evans, Star#8810 is guilty of violating Rules 1, 2, and 6, the Police Board orders that Officer Evans be and hereby is discharged and terminated from his position as a Police Officer from the Department of Police and the services of the City of Chicago.

Respectfully submitted,


Michael G. Berland, Hearing Officer

D E C I S I O N

The members of the Police Board, having read and reviewed the certified copy of the transcription of the hearing, 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; 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 history, which is attached hereto as Exhibit A; and

IT IS HEREBY ORDERED that the respondent, Police Officer Darryl Evans, Star # 8810, as a result of having been found guilty of the charges in Police Board Case 99-2390, is hereby separated and 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
DAY OF June, 2000.

17th

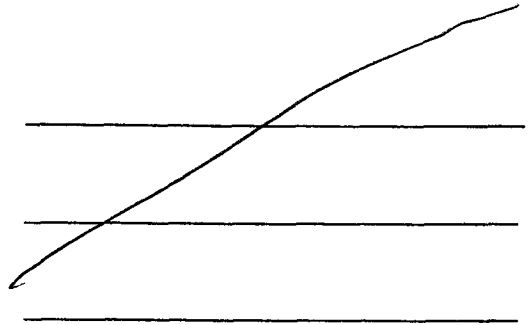
Stenrod & Co.
Scott. Davis
W. J. Miller
William Kullivert
Res. J. L. Miller
Nate Sanyal

[Signature]
Executive Director of the Police
Board

Page 5 - Findings and Decision
Police Officer Darryl Evans, Star # 8810

D I S S E N T

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



RECEIVED A COPY OF THIS COMMUNICATION

THIS _____ DAY OF _____, 2000.

SUPERINTENDENT OF POLICE

30 MARCH 1999

INTERNAL AFFAIRS DIVISION
RECORDS SECTION

TO: COMMANDING OFFICER OF UNIT 123

FROM: RECORDS SECTION
INTERNAL AFFAIRS DIVISION

SUBJECT: PREVIOUS DISCIPLINARY RECORD OF:

INTERNAL AFFAIRS DIVISION
RECORDS SECTION

NAME	EVANS, DARRYL (LAST, FIRST, M.I.)	STAR	8810	UNIT	189
M		B			
SEX		RACE	S.S.N.		
			251841		

REFERENCE: COMPLAINT REGISTER NUMBER(S)

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

SUBJECT: INV, WAS GOLUCKI, S. CIV 123

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(S) ADMINISTERED TO THE SUBJECT ACCUSED, FOR THE PAST FIVE (5) YEARS.

REFERENCE:

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

VERIFIED/PREPARED BY:

JERELENE PORTE

SEE ATTACHED COPY

FOR: COMMANDING OFFICER
RECORDS SECTION
INTERNAL AFFAIRS DIVISION

CR # 251841
ATTACHMENT # 17

Ex. A

AI72 PREVIOUS DISCIPLINARY ACTION SUMMARY FUNCTION
 NO MORE CLOSED - SUSTAINED CR'S (PAST 5 YEARS) OR SP'S (PAST 1 YEAR)
 SSN [REDACTED] NAME: LAST EVANS FIRST DARRYL MI STAR 08810
 UNIT 189 EMP NO 303715 SEX M RACE N DOB 24 JAN 64 DATE APPTD 02 DEC 91
 RANK 9161 POLICE OFFICER
 INCIDENT DISCIPLINARY DATES SUSPENDED OR WORKED OPTN/T
 CASE NO DATE ACTION TAKEN (FROM - TO) GRNT'

C209863 15 JUN 94 1 DAY SUSPENSION - ; X
 E/CAT: OPERATION/PERSONNEL VIOLATION: VEHICLE LICENSING - CITY
 LESS SER TRAN:
 COMMENTS FORFEIT 8HRS STATUS CLO

S984469 03 DEC 98 REPRIMAND - ; 0
 F/CAT:
 LESS SER TRAN: FAIL TO APPEAR IN CT OR NOT. SUPVR OF INABILIT
 COMMENTS FAILURE TO APPEAR BRANCH 25 STATUS CLO

F/CAT:
 LESS SER TRAN:
 COMMENTS STATUS

4B Aa B0--SESSION1 R 1 C 72 o-o19 12:18 3/30/99

CR# 251841
 ATTACHMENT# 17

CHICAGO POLICE DEPARTMENT

COMPLIMENTARY HISTORY

DATE 30 MARCH 1999

NAME EVANS, DARRYL RANK P O SSN [REDACTED] STAR 8810 UNIT 189

SPECIAL AWARDS

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DEPARTMENT
COMMENDATIONS:

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HONORABLE
MENTIONS:

014

COMPLIMENTARY
LETTERS:

001

Complimentary History Requested By:

NAME GOLUCKI, STANLEY RANK INVESTIGATOR STAR DNA UNIT 123

C.R.# 251323

Completed By: Sharon Newsom
Personnel Division
Records Section-Room 803
Pax 0-342 or Bell 7-5549

PERSONNEL SERVICES

CR# 251841
ATTACHMENT # 18



MAR 30 1999



CHICAGO POLICE DEPARTMENT