

BEFORE THE POLICE BOARD OF THE CITY OF CHICAGO

IN THE MATTER OF CHARGES FILED)
AGAINST POLICE OFFICER TIMOTHY J.)
MC AULIFFE STAR #11744, DEPARTMENT) CASE #99-2397
OF POLICE, CITY OF CHICAGO,)
) C. R. #256759
RESPONDENT.)

FINDINGS AND DECISION

On December 13, 1999, the Superintendent of Police filed charges with the Police Board of the City of Chicago, seeking the separation of Police Officer **TIMOTHY J. MC AULIFFE**, Star # 11744, hereinafter sometimes referred to as "Respondent" for violation of the following rules:

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 oral or written."

The Police Board of the City of Chicago, caused a hearing on these charges against Police Officer **TIMOTHY MC AULIFFE**, Star #11744, to be heard by **JACQUELINE A. WALKER**, Hearing Officer of the Police Board of the City of Chicago, on August 22, 2000. Following the Hearing, the members of the Police Board read and reviewed the certified transcription of the proceedings of the hearing. **JACQUELINE A. WALKER**, Hearing Officer made an oral report 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 in the charges was to be held, together with a copy

FINDINGS & DECISION, CONT'D:

POLICE OFFICER TIMOTHY J. MC AULIFFE, STAR # 11744, C.R. #256759

PAGE 2

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 **TIMOTHY J. MC AULIFFE**, Star # 11744, 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 around December 24, 1998, he failed to obey an order, written and/or oral, given to him by Sergeant Mary Conley, of Chicago Police Department’s Personnel Division, to enroll in and complete a domestic violence program as ordered by the Police Board of the City of Chicago.

B. On or around February 26, 1999, he failed to obey an order, written and/or oral, given to him by Sergeant Mary Conley, of Chicago Police Department’s Personnel Division, to enroll in and complete a domestic violence program as ordered by the Police Board of the City of Chicago.

(5) The Respondent, Police Officer **TIMOTHY J. MC CAULIFFE**, Star #11744, as charged herein, is guilty of violating, to-wit:

RULE 6 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:

FINDINGS & DECISION, CONT'D:

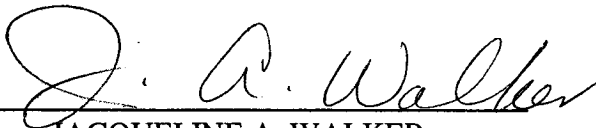
POLICE OFFICER TIMOTHY J. MC AULIFFE, STAR # 11744, C.R. #256759

PAGE 3

A. On or around December 24, 1998, he failed to obey an order or directive, written and/or oral given to him by Sergeant Mary Conley, of Chicago Police Department's Personnel Division, to enroll in and complete a domestic violence program as ordered by the Police Board of the City of Chicago.

B. On or around February 26, 1999, he failed to obey an order or directive, written and/or oral, given to him by Sergeant Mary Conley, of Chicago Police Department's Personnel Division, to enroll in and complete a domestic violence program as ordered by the Police Board of the City of Chicago.

BY REASON of the findings of fact and of guilty herein, cause exists for the separation of Respondent, Police Officer **TIMOTHY MC AULIFFE**, Star #11744, from the Department of Police and from the services of the City of Chicago.



JACQUELINE A. WALKER
Hearing Officer

FINDINGS & DECISION, CONT'D:

POLICE OFFICER TIMOTHY MCAULIFFE, STAR # 11744, C.R. # 256759

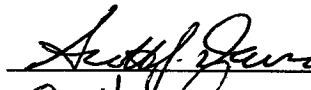
PAGE 4:

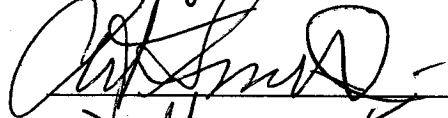
DECISION

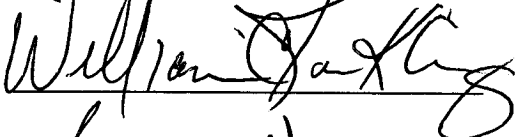
The members of the Police Board, having read and reviewed the certified copy of the transcription of the hearing, having received the oral report of the Hearing Officer, JACQUELINE A. WALKER, and having conferred with the Hearing Officer on the credibility of the witnesses and the evidence, hereby adopt 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 history, which is attached hereto as Exhibit A; and;

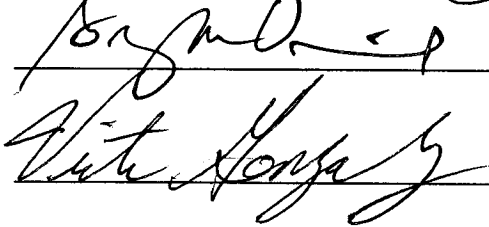
IT IS HEREBY ORDERED that the respondent, Police Officer **TIMOTHY MCAULIFFE**, Star #11744, as a result of having been found guilty of the charges in Police Board Case 99-2397, is hereby separated and discharged from his position as a Police Officer, and from the services of the City of Chicago.

DATED AT CHICAGO, COUNTY OF COOK, STATE OF ILLINOIS, THIS 1ST DAY OF November 2000.









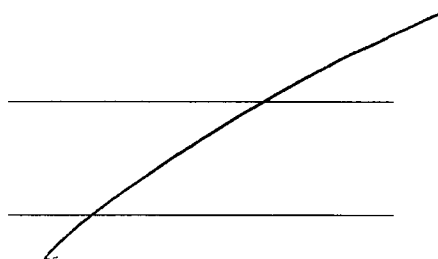


Executive Director of the Police Board

FINDINGS & DECISION, CONT'D:
POLICE OFFICER TIMOTHY MCAULIFFE, STAR # 11744, C.R. # 256759
PAGE 5

DISSENT

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

FOR THE SUPERINTENDENT OF POLICE

ENTER 'N' IN FUNCTION FOR NEXT PAGE

SSN [REDACTED] NAME: LAST MC AULIFFE FIRST TIMOTHY MI J STAR 11744
UNIT 007 EMP NO 515500 SEX M RACE X DOB 18 OCT 54 DATE APPTD 14 FEB 83
RANK 9161 POLICE OFFICER

CASE NO	INCIDENT DATE	DISCIPLINARY ACTION TAKEN	DATES SUSPENDED OR WORKED		OPTN/TD GRNT'D
			(FROM	- TO)	

C213209	27 OCT 94	30 DAY SUSPENSION	02 MAR 99	- 31 MAR 99	;
F/CAT: CONDUCT UNBECOMING (OFF DUTY): MISCELLANEOUS					
LESS SER TRAN:					
COMMENTS					
					STATUS CLO

C219773	31 JUL 95	1 DAY SUSPENSION	29 DEC 95	- 29 DEC 95	;
F/CAT: OPERATION/PERSONNEL VIOLATION: ABSENT WITHOUT PERMISSION					
LESS SER TRAN:					
COMMENTS					
					STATUS CLO

S991538	30 SEP 99	1 DAY OFF W/O PAY	08 JUN 99	-	;	0
F/CAT:						
LESS SER TRAN: FAIL TO PROFORM ANY DUTY						
COMMENTS FAILED TO PAY TICKET #0023949506 IN SPECIFIED TIME						
						STATUS CLO

ONLY
 256759

C. R. 256759
ATTACHMENT # 11.2

CHICAGO POLICE DEPARTMENT

COMPLIMENTARY HISTORY

DATE 18 OCT 1999

NAME MC Auliffe, Timothy RANK P.O. SSN [REDACTED] STAR 11744 UNIT 007

SPECIAL AWARDS _____ 000 _____

DEPARTMENT COMMENDATIONS: _____ 002 _____

HONORABLE MENTIONS: _____ 042 _____

COMPLIMENTARY LETTERS: _____ 005 _____

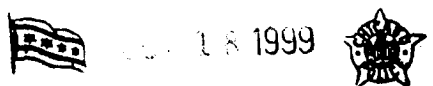
Complimentary History Requested By:

NAME Bokowski, Robert RANK Sgt STAR 866 UNIT 121

C.R.# 256759

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

PERSONNEL SERVICES



CHICAGO POLICE DEPARTMENT

C. H. 256759
ATTACHMENT # 10

INTERNAL AFFAIRS DIVISION
RECORDS SECTION

Monday, October 18, 1999

TO: COMMANDING OFFICER OF UNIT 121

FROM: RECORDS SECTION
INTERNAL AFFAIRS DIVISION

SUBJECT: PREVIOUS DISCIPLINARY RECORD OF:

NAME (LAST, FIRST, M.I.)	STAR	UNIT
McAULIFFE, TIMOTHY	11744	007/376
SEX	RACE	S.S.N.
M	W	[REDACTED]

REFERENCE: COMPLAINT REGISTER NUMBER(S) 256759

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

RANK	NAME	STAR	S.S.N.	UNIT
	PREVP. O. BOKOWSKI	866	[REDACTED]	121

RELATIVE TO A SUSTAINED FINDING IN THE INVESTIGATION OF THE ABOVE REFERENCED COMPLAINT REGISTER NUMBER, DIVISION

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

TO: _____
REFERENCE: _____

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

VERIFIED/PREPARED

P.O. ROBERT PRYTON #16076

COPIES TO: SUSTAINED FINDING
INTERNAL AFFAIRS DIVISION
RECORDS SECTION

Ex. A

FOR: COMMANDING OFFICER
RECORDS SECTION
INTERNAL AFFAIRS DIVISION

C. R. 256759
ATTACHMENT # 114

ISSUED FOR USE IN CR 256759 ONLY