

April

2013

# F.O.P. NEWS

Official Publication of Chicago Lodge No. 7 -

1412 W. Washington Blvd. Chicago, IL 60607-1821 Phone: 312-733-7776 FAX: 312-733-1367

## President's Report, By Michael Shields



FOP, Chicago Lodge 7  
1412 W. Washington Blvd.

Newsletter Committee:

- Bill Burns, Chairman
- Anne Dwyer
- Dan O'Brien
- Glen Popiela
- John Lipka
- Russell Schultz



### PUBLIC ACT 97-1167 PASSES

Public Act 97-1167, which was signed into law by Governor Quinn on March 8, 2013, finally allows police officers to seek treatment for alcohol abuse disorders without fear of losing their FOID card and the concomitant unpaid leave. In the past, officers who voluntarily sought treatment for alcohol abuse and were treated in an institution risked the Department of Health notifying the State Police of the inpatient admission. The State Police would then revoke the officer's FOID card and the City of Chicago could put the officer on unpaid leave as a result of failing to fulfill one of the requirements of employment – having a valid FOID card. The FOID Act was never intended to work such an injustice on police officers voluntarily seeking treatment. This new legislation which amends the FOID Act will prevent such abuse from occurring in the future.

Public Act 97-1167 prohibits the State Police from revoking an officer's FOID card where he or she has voluntarily sought treatment for an alcohol abuse disorder and the treatment was rendered in a facility defined under the Firearms Owners Identification Act as a mental institution (which includes many hospitals). It was passed after a long legislative battle, which included the passage of House Bill 4673 by both houses; the amendatory veto by agreement of House Bill 4673 by Governor Quinn on August 17, 2012; and the passage of a new measure (House Bill 1273) in early January of the veto session.

Public Act 97-1167 also amends the Firearms Owners Identification Card Act to provide a procedure by which active law enforcement officers who are denied, revoked or have had his/her FOID card seized because the officer has been a patient in a mental institution, can apply to the Director of the State Police requesting relief if the officer did not act in a manner threatening to the him or herself, another person or the public, as determined by the treating clinical psychologist or physician.

The new law would not have been possible without the tireless effort of our legislative sponsors, Representative Carli and Senator Muñoz, who were with us during each leg of this journey. Representative Carli is a current Chicago Police Sergeant and Rep. Munoz is a former Chicago Police Officer.

### Sergeant's Association Agreement and Pension Funding

Upon learning of the proposed agreement, the Lodge took what we believed to be the most logical first step and immediately hired an actuary to provide us with an impact analysis for those belonging to the Police Pension Fund. We also immediately submitted a FOIA request to the City of Chicago to obtain their actuarial impact study of this deal. Though we have sent numerous FOIA requests to any and all City Departments that we believed might have the records, they have all claimed to not have them in their possession. The City's stalling of our request is a tell-tale sign that maybe this deal is not so great for the taxpayers over the next several decades. The City certainly does not want this information published in any media outlets.

Though the sergeants voted the proposed agreement down in spectacular fashion, we certainly do not believe that this is the last we have heard of the proposed pension legislation. The plan proposed defers the payments of the Actuarial Required Contributions (ARC) that are scheduled to begin in 2016 for the 2015 tax year. This deferral is for the first seven years of the funding schedule set forth by PA 096-1495. The City would continue paying the 18% employer multiplier, while the employees sacrifice an additional 3% contribution. The Mayor's plan calls for even more sacrifices by those employees who put their lives on the line for the City every day, while the City is given a seven year pension payment holiday. In addition, the amortization schedule would be extended by fifteen years on the back end.

When PA 096-1495 was passed as SB 3538, the bill called for a trailer bill to follow. The City attempted to change the amortization schedule from 30 to 50 years and the funding

(Continued on page 2)

“A salute goes out to Director Ladner. One can only guess that every dollar in benefits stolen from our members puts another feather in your cap. Keep up the great work!”  
- Page 6

### Inside this issue:

<i>Spring Uniform Resale</i>	P.4
<i>Upcoming Court Cases</i>	P. 5
<i>Run to Remember</i>	P. 7
<i>FOP Health Fairs</i>	P. 10
<i>Ed Reines Memorial Fishing Tournament</i>	Back Page

## President's Report Continued...

from 90% to 80%. The Lodge obtained a copy of an actuarial impact study that demonstrated if this change were to take place, our pension plan could be placed in serious jeopardy in the event of a poor market. In laymen's terms, if the S & P 500 caught a cold, the Police Pension Fund would catch pneumonia. Between now and 2015, the Lodge anticipates a trailer bill to be presented to the Illinois State Legislature. The solution for our funding crisis does not rest simply in increasing employees' contributions with the City contributions remaining status quo. The Lodge has advocated seeking alternative funding sources. Senator Bill Cunningham and Representative Brandon Phelps have sponsored our legislation to forward 20% of proceeds from the new casino to go towards the police pension fund (SB 1564 & HB 1558).

### Media Response

Recently, the editorial board of the Chicago SunTimes criticized the FOP and me personally for causing the Sergeants' contract to fail. Please see my response below.

Dear Editor,

Your *Police Sergeants Blew Chance at Fair Contract* was inaccurate and unfair. First, you suggested that the Sergeants' deal with City Hall would have only affected sergeants' pensions. That is not true. At last count, the Sergeants' Union has just over 1100 members. In contrast, the Police Pension Fund has better than 25,000 participants, including active employees and retirees. The sergeants' deal would have diminished pensions not just for sergeants, but for all participants under the age of 80. Your editorial does not make that clear.

I think your newspaper would agree that the Sergeants' Union has no business bargaining for thousands of people that it does not represent. That is exactly what happened here. To make matters worse, the leadership of the Sergeants' Union conducted their negotiations in secret and refused to discuss any portion of them with the Fraternal Order of Police, though we represent over 17,000 active and retired Police Department members. It may come as a surprise, but Mayor Rahm Emanuel and his people have never even attempted to speak with me or anyone else from the FOP on the issue of pensions.

Mayor Emanuel is always talking about how he wants to "partner" with labor. The problem is that he only wants "partners" that will do what he wants. Rahm says "Jump!" and the sergeants' President asks "How high?" Well, that just does not fly at the FOP. City Hall has ignored what actuaries have been telling them for over 25 years, and now the employees have to pay? If our problems are going to be fixed, it will have to be a shared sacrifice, not a one-sided, employees-only giveaway to City Hall.

Michael Shields, President FOP

## From your Pension Board Trustee Michael K. Lappe...

First, let me offer to you my gratitude for electing me as your Pension Board Trustee for the next three years. I would also at this time publically acknowledge our former Trustee, Michael Shields who served our membership unselfishly in a very spirited manner during his four year term.

As your newly elected representative, I have been on the fast track learning my responsibilities. First and foremost, I aim to execute my fiduciary duties in respect to investing pension funds assets, disbursing pension fund assets, adjudication of disability, retirement and survivorship claims and continuing education in pension and investment matters, which can be very time consuming. No doubt about it, this is one full-time adventure here at the Board.

Each and every day when you pick up a newspaper, turn the TV on or talk with your peers, the one topic that has everyone on edge is "pension reform." "Pension reform" is a nice way to say: "We the politicians in Illinois and Chicago ignored and underfunded the pension funds from years past and now we have to replenish these funds." However, this does not stop the political media jabs some have taken by blaming public servants for this mess. At our Pension Fund, we closely monitor by what means our state lawmakers are proposing to fill a 96 billion dollar gap in the state's pension system. Make no mistake readers, all these Pension Funds are connected like first and second cousins.

Keep in mind that the Retirement Board Policemen's Annuity and Benefit Fund does not create pension law. The fund board members must follow the rules and laws that are written by and passed by Illinois State Legislators. If you at any time need to read this or any article that may apply to your case, Google Chapter 40, Article 5 of the Illinois Pension Code. As of this writing, I wish that I had some concrete pension news to share with you out of Springfield or for that matter from the 5<sup>th</sup> floor at City Hall. This however is not the case. Like you, I want see a long-term projected pension funding resolution be passed by the State Legislators that is fair to all public employees.

### Disability Claims

In some cases, there has been a significant delay for a hearing date. If an officer waits until his/her 365 medical days are just about exhausted before a PAR form is submitted, this can cause a delay in the application process. It is incumbent on you to take charge of your claim. Either way, just as all the retirees know, you will be in a six to eight week no pay status. By planning ahead, you can be prepared for this financial hardship. I have said this before; if you know you are applying for disability benefits, please get that PAR Form in two to three months ahead of time.

## 1st Vice President's Report by Bill Dougherty



### City takes the position that exiting a squadrol to write tickets is NOT an Injury on-duty

Once again the City of Chicago and the Committee on Finance took the position that when an officer is injured exiting a Department vehicle that this is not an injury on duty. On August 12, 2009, an officer exiting his Department squadrol to write parking tickets injured his lower back. The City attorney took the position that getting out of your vehicle to write parking tickets is the most mundane and routine of assignments available and that there is no more risk to the officer than there is to the general public. The City attorney stated that the officer wasn't engaged in any sort of intense policing. The City attorney also talks about the simple activity of stepping down from a squadrol. Obviously, the City attorney has never been a police officer. He is a classic kibitzer – only watching the game from a distance or offering his ignorant, unwanted and meddlesome opinion of how things should be done. The attorney has never been grabbed from behind while writing a ticket or shot at while changing his clothes in the back of his vehicle.

The City attorney also argued that getting in and out of a squadrol wearing twenty pounds of equipment is no different than the average citizen getting in and out of their vehicle. Arguments were also made by the City attorney that a squadrol can be purchased at any Ford dealer and that the "relevant" portion of the vehicle was identical to a Ford F450 pickup truck and available to any citizen. What they left out was the modifications that are made to the Ford F450 that make it a squadrol, including the step plate and the handle to get in and out of the truck.

The Union argued that there was no dispute that the injury occurred in the course of his employment. The grievant was injured while performing his police duties at a place where he could be expected to perform his duties. The grievant clearly testified that he exited and re-entered the vehicle approximately 10 to 15 times to write parking tickets in the span of an hour. This is clearly more times than the average citizen enters and exits his vehicle, and the fact is that the grievant was writing parking tickets, a job that is clearly part of his duties as a police officer.

The Union's position was that the City was unreasonable in denying the grievant's injury. The Union also argued that the Committee on Finance failed to perform an investigation of the grievant's case. We also argued that an employee who is required to perform an activity at a greater rate than the general public faces an increased risk of injury, and that injury is compensable.

The Union has the burden of proof in a grievance that involves a contract interpretation. In his award, the arbitrator asked the question "Was the grievant's risk of harm or injury increased beyond the risk to which the general public is exposed?" The arbitrator found that the frequency in which the grievant exited and entered his squadrol exceeds the frequency of the general public exiting and entering a Ford F450 pickup. The arbitrator also found that there is no evidence of any kind that an officer must be engaged in some form of "intense policing" or "potentially dangerous police related activity" in order for an injury to be certified as IOD.

In the end the arbitrator concluded that the City's decision to withhold certification of his injury on duty was not reasonable and violated the collective bargaining agreement. The grievance was sustained and the City has been forced to recode his injury as IOD and make the officer whole for any pay and benefits that were withheld as a result of the decision to deny is IOD.

### Removing Spouses and Ineligible Dependents from Insurance

As a City of Chicago employee, it is your responsibility to notify the City when your spouse and/or your dependents are no longer eligible for health care benefits. Former spouses are not eligible for City health care coverage. It is the employee's responsibility to submit an updated Spouse Information Form to the Benefits Management within 30 days following the completion of divorce proceedings. To access the form, go to [www.cityofchicago.org/benefits](http://www.cityofchicago.org/benefits) and click on Enrollment Forms. The employee is also responsible for ensuring that their dependent(s) continue to meet all eligibility requirements, including those contained in collective bargaining agreements. If a dependent's status changes, and they do not meet the requirements, you must notify the City immediately. **Important Reminder: You will be responsible for paying all of the City's costs associated with covering your ineligible spouse and/or dependents, including the cost of all premiums and/or claims, if they receive benefits for which they are not eligible.**

## October 2012 Retirees

Name	Rank	Dist.	Yrs
Alonzo, Carolyn T.	Police Officer	116	20
Collins, Carole K.	Police Officer	188	26
Crosby, George E.	Police Officer	019	21
Daukus, Sharon A.	Police Officer	701	25
Debonnett, Alice F.	Police Officer	121	22
Dixon, Connie M.	Police Officer	006	29
Easley, Harry A.	Police Officer	001	26
Garrity, John M.	Police Officer	024	30
Goodrich, David W.	Police Officer	050	41
Hockins, Robert C.	Police Officer	017	39
Jackowiak, David A.	Detective	630	26
Johnson, Donald C.	Police Officer	701	26
Levant, Steven F.	Police Officer	765	34
McGinnis, Marcus S.	Police Officer	006	25
Mizera, Margaret "Peg" A.	Police Officer	141	30
Mushol, Dennis J.	Police Officer	019	26
Quaye, Alice	Police Officer	002	29
Rebich, Renee A.	Police Officer	261	27
Smith, Walter J.	Detective	630	25
Stewart, Nelson L.	Police Officer	011	24
Utz, Charles A.	Police Officer	012	23

## 2nd Vice President's Report by Frank Di Maria



### Spring Uniform Resale

The Fraternal Order of Police Chicago Lodge No. 7's Semi-Annual Uniform Resale will be held at the FOP Hall on 17 April 2013 from 1300 hrs until 1700 hrs. Officers, take advantage of this event if you are looking to purchase an additional uniform item or to sell those uniforms that are no longer worn. Officers wishing to sell their uniform items need only come into the Hall and set up on one of the tables which the Lodge provides before the start of the resale.

The Lodge will not have a table at the Spring Resale on 17 April 2013, but will hold a second Uniform Resale on 25 April 2013 at the Hall from 1300 hrs until 1700 hrs. Officers who wish to donate their uniforms for the Lodge to sell need only to drop off these uniforms to the Lodge Office up to the day of the sale.

### Firearm Safety Reminder & FOP Firearm Safety Days

Officers who carry semi-automatic pistols: these handguns require additional care and maintenance. Depending on the exposure to the elements, it may be required to clean and lubricate these handguns monthly to ensure safe operation. It is also recommended that these weapons be inspected annually by a factory authorized technician who will strip, clean and inspect these weapons. The Lodge annually hosts a Firearms Safety Days where this service is provided at no cost to our members.

The Lodge will be hosting the next Firearms Safety Days on Wednesday 8 May 2013 at the Hall from 0900 hrs until 1700 hrs and on Thursday 9 May 2013 from 0800 until 1500 hrs. There will be representatives from the approved firearm manufacturers who will be on site to conduct safety inspections of our members duty related weapons. Officers, take full advantage of this worthwhile event which the Lodge has provided as a benefit. An ounce of preventative maintenance could make the difference during a critical moment.

### FOP Annual Fishing Tournament

Lodge 7 for the past twenty or so years has hosted a Fishing Tournament on the Chain of Lakes. Unfortunately the Tournament was cancelled in 2012 due to a change in scheduling resulting from the NATO Conference which was hosted in Chicago. I am pleased to announce that the Lodge will return this tradition and the 2013 Fraternal Order of Police Fishing Tournament will be held on 22 May 2013 on the wa-

ters of the Chain of Lakes. The entry fee is \$80.00 per boat (entry form on the last page of Newsletter) which includes an entry prize, luncheon, refreshments and qualifying prizes for fish caught that day. Please contact the Lodge if you have any questions.

### Appendix T: Random Drug and Alcohol Testing

As a result of the Arbitrator's Award effective 1 January 2012, changes and revisions have been made to the Department's random drug testing program, which now allows for random testing for officers who are on duty. Officers selected for random drug testing will also be tested for alcohol. Officers will be notified to report to Random Drug Testing Unit for collection of urine specimens.

The Department may use the urine sample to test for the presence of both drugs and alcohol. The Department may also test for alcohol using a breath alcohol test administered by a qualified tester using a certified and calibrated Breathalyzer. If the test reveals a level of .021-.039 the Officer shall be relieved from duty without compensation until the next day and shall submit to drug and alcohol testing prior to his/her return to duty.

If the return to duty test reveals a blood alcohol level of .00, the Officer may return to duty and shall not be the subject of discipline based on the initial test result; however, during the six-month period following the date of the initial test, the Officer will be selected for random drug and alcohol testing from an eligibility pool consisting of similarly situated Officers. If the return to duty test, or any test administered within the six-month period reveals any presence of alcohol, the Officer shall be relieved from duty without compensation until ordered to return to duty and the Random Drug Testing Unit will refer the matter to Internal Affairs Division.

If the test reveals a breath alcohol level equal or greater than .04 or its urine concentration equivalent the Officer shall be relieved from duty without compensation until ordered to return to duty and the Random Drug Testing Unit will refer the matter to Internal Affairs Division. In the event discipline is recommended, IAD shall consider whether to agree to hold the discipline in abeyance in exchange for the Officer's agreement to participate in a rehabilitation program and remain drug and alcohol free for a defined period and comply with other appropriate terms and conditions. An Officer who is relieved from duty without compensation in accordance with this subsection may utilize accrued elective time during this unpaid period of absence.

## Disability Committee News

Hello, my name is Tina Perilli and I'm now the Chairperson of the Disability Committee. I want to say Congratulations to Officer Mike Lappe, who is now on the Pension Board. I know Mike will make us proud and keep our Pension safe.

As you may have heard, the Arbitrator ruled that members now have two (2) years Limited Duty, non-IOD for their career. You may refer to the Arbitrator's decision on the FOP website. If you have any questions regarding the Limited Duty program, feel free to contact me at [tperilli@chicagofop.org](mailto:tperilli@chicagofop.org).

We are planning to have a Disability Seminar that will be sometime in the fall. Our goal for this Seminar is to help the Officer who may need to apply for disability benefits. We will have some informational speakers who can assist us through the process.

I want to say "thank you" to the Committee for all that they do. Take care of yourself and each other.

## 3rd Vice President's Report, *By Dan Gorman*



### "It's all in a day's work"

Day to day, call after call, job after job, we (the Police) encounter what the rest of the public *can't even imagine*. We are the ones who respond to the 10 month old infant thrown around an apartment by mother's new boyfriend. We see the children who have been gunned down on a playing field. We are the ones who knock on the door to say that the loved ones will not ever come home again. We are the ones who hand out the Medical Examiner's address and telephone number. We are the ones who count teeth lodged in walls and in ceilings from shotgun blasts. We are even forced into situations where we are praying to get out alive and safe.

To pour salt in our open wounds, we get an ear full on traffic stops from the properly licensed telling us how to do our jobs. We even get slapped with complaints and law suits. Some say, "It's all in a day's work." Some of these encounters are not necessarily labeled a "Traumatic Incident" by the Department, but they definitely can take their toll on us. Every single one of us handles situations differently and long-term we all process the emotions differently. Some accept, some avoid, some minimize; and again, some just say, "It's all in a day's work." Some of us turn to alcohol and unfortunately some of us cause injury to ourselves.

Many of our members don't realize that free and confidential assistance is available 24 hours a day, 7 days a week through the Employee Assistance Program and the phone number is listed in the FOP handbook. In the past, members who would try to do the right thing and seek help for alcohol abuse would find themselves in a no-pay status. The Lodge was successful in obtaining FOID legislation via State Rep. Dena Carli, where active law enforcement officers would remain in a pay status when seeking voluntarily treatment solely for an alcohol abuse disorder. (Public Act 97-1167 effective 6/1/2013). In addition, the Lodge currently has two "Line of Duty Suicide" bills in Springfield (HB2688 and SB1653). Members can always contact the Lodge for guidance.

### Upcoming Court Cases

Please mark your calendars with the next scheduled court dates. Appear and show support for our fallen brothers and their families. Send a message to the court with a strong police presence.

Paris McGee, Toyious Taylor, Marcus Floyd - all charged in the murder of **Officer Thomas Wortham IV** April 5<sup>th</sup>, 2013 Room 606, 26<sup>th</sup> / Cal, Judge Porter

Edgar Colon and Tyrone Clay - both charged in the murder of **Officer Clifton Lewis** April 10<sup>th</sup>, 2013 Room 206, 26 / Cal, Judge Rosemary Higgins

Bryant Brewer - charged in the murder of **Officer Thor Soderberg** April 11<sup>th</sup>, 2013 Room 602, 26 / Cal, Judge Sacks

Robin Johnson – charged in the murder of **Officer Richard Francis** April 15<sup>th</sup>, 2013 Room 302, 26<sup>th</sup> / Cal, Judge Gainer

Antwon Carter "Pro-Se" - charged in the murder of **Officer Michael Bailey** April 22 2013 Room 602, 26 / Cal, Judge Sacks

Christopher Harris and Kevin Walker – both charged in the murder of **Officer Alex Valadez** April 22<sup>nd</sup>, 2013 Room 207, 26 / Cal, Judge Alonso

Timothy Herring Jr - charged in the murder of **ET Mike Flisk** May 2<sup>nd</sup>, 2013, Room 404, 26<sup>th</sup> / Cal, Judge Brosnahan

### November 2012 Retirees

Name	Rank	Dist.	Yrs
Andrews, Wayne W.	Police Officer	145	32
Baez, David C.	Police Officer	189	27
Banich, Thomas J.	Sergeant	019	18
Bocian, Richard J.	Detective	620	31
Caldbeck, David J.	Evident Tech.	377	34
Cappitelli, Philip L.	Sergeant	606	31
Cook, Carlton C.	Police Officer	003	27
Cruz, Alicia F.	Detective	384	35
Dawan, Quadir N.	Police Officer	001	26
Delanty, John R.	Police Officer	608	40
Diaz, Joseph	Police Officer	050	39
Dorrance, David D.	Police Officer	009	42
Douglas, Lorene A.	Police Officer	017	23
Durland, Madeliene M.	Police Officer	020	24
Dyer-Neely, Diane	Police Officer	051	30
Egan, Debbie A.	Police Officer	022	26
Ferek, Daniel E.	Police Officer	055	26
Foley, Darlene A.	Police Officer	015	27
Forlenza, Brigid C.	Captain	126	26
Forst, Thomas A.	Police Officer	145	21
Gamez, Robert M.	Police Officer	051	29
Glines, Michael J.	Police Officer	016	30
Griffiths, Keith W.	Lieutenant	129	22
Gutierrez, George	Police Officer	055	32
Hudson, LaDonna G.	Police Officer	123	22
Jackson, Arilaus D.	Police Officer	006	24
Jackson, Prentiss E.	Sergeant	142	32
Kane, Jamie P.	Sergeant	121	18
Keyes, Edward	Police Officer	006	18
Law, Victor B.	Detective	620	26
Layne, Cheryl A.	Police Officer	166	22
Maney, Joann E.	Police Officer	019	13
Manto, Samuel E.	Lieutenant	142	18
Maraffino, Joseph M.	Sergeant	121	32
Martinez, Jr., Anthony	Police Officer	019	18
Mathews, Larry W.	Police Officer	013	25
McLaughlin, Michael G.	Sergeant	018	26
McSweeney, III, Robert J.	Police Officer	022	27
Miller, John J.	Police Officer	177	41
Morales, Diana	Sergeant	171	29
Motzny, Thomas J.	Sergeant	025	30
Nowakowski, Audrey P.	Police Officer	191	26
Parks, Robert J.	Police Officer	001	26
Pietrowski, Robert M.	Sergeant	377	41
Pulido, Joseph A.	Sergeant	010	23
Rawski, Jr., John M.	Detective	193	40
Riley, Adriana L.	Police Officer	003	20
Schauf, Ralph G.	Police Officer	191	33
Smith, Donald F.	Sergeant	001	30
Velez, Wady	Police Officer	013	30
Wach, Rosemarie	Police Officer	008	31
Warling, Eugene R.	Sergeant	017	30
Willis, Andre	Police Officer	006	21
Zachwieja, Donald J.	Police Officer	050	27
Zelazik, Edmund R.	Police Officer	051	35
Ziegenhorn, Maureen E.	Lieutenant	016	26

## Ladner Strikes Again and Again and Again... *By Rich Aguilar*



Here's a query that comedian Jerry Seinfeld might pose if Chicago Police Officers were his audience, "What's the deal with the Director of the Human Resources Division?"

You may recall that a few years ago Director Ladner, without warning, attempted to end the decades-long practice of extending a one-time exemption to Officers who failed to meet the time restrictions placed on them for the submission of Tuition Reimbursement applications or the submission of final grades. In some cases, certain Officers received multiple exemptions.

Several grievances were filed to determine two key issues: what exactly constitutes submission, and did the Department arbitrarily end the exemption policy without notice to the Lodge or its members. To date, only one of those questions has been answered by an arbitrator; the question as to what constitutes submission. One Officer has been successful on this issue and was eventually reimbursed for his expense. There are at least two-dozen additional grievances challenging the elimination of the one-time exemption that have not yet made it to hearing.

Sometime in late Fall of 2012, there were rumblings from the Human Resources Division that changes were going to be made to the Tuition Reimbursement Program. The most notable rumor at that time was that the Department was no longer going to reimburse Officers for two classes for the Fall I term and two classes for the Fall II term at St. Xavier University, even though this was in line with the terms of our contract and had been the Department's policy for at least thirty years. The Lodge contacted the Management and Labor Affairs Section and the Lodge was assured that changes were not being made to the program. Officers who applied for the Fall I and Fall II terms were approved.

Dialogue with MLAS, over the rumored changes, continued into January 2013, when a "Draft Order" was forwarded to the Lodge for discussion. This so-called Draft Order not only changed the policy regarding the I and II terms offered at some universities by redefining a term, it also changed how applications and grades were to be submitted. Applications would now have to be hand-delivered to the Human Resources Division. While the new policy may have been an inconvenience for those Officers working days and afternoons, it would have been a nightmare for those Officers who were working the dreaded first watch, as they would have had to submit these documents on their own time after a workday or on their Regular Day Off. Perhaps even more importantly, the new Draft Order would have drastically changed which universities or colleges our members could attend, as the new policy only included those universities and colleges accredited by the North Central Association of Colleges and Secondary Schools. The existing order included universities and colleges accredited by six different associations. What did the Director expect Officers already involved in programs at these universities to do now? Apparently, it was not her concern.

The Lodge clearly stated that it would not agree to the proposed changes, stating that the types of changes sought by the Department would be best addressed at the contract negotiations table. Guess what happened next? The Draft Order was published

on February 14, 2013, without any warning given to the Lodge or its members who were already enrolled in the Tuition Reimbursement Program. Several grievances have already been filed and I am certain several more will follow.

(Insert obvious sarcasm here) A salute goes out to Director Ladner. One can only guess that every dollar in benefits stolen from our members puts another feather in your cap. Keep up the great work!

Now, I would like to take a moment to address those members not involved in the Tuition Reimbursement Program. Would you give \$20,000 of your salary back to the City of Chicago every year? I will go out on a limb and assume that your answer is no, but that is exactly what you are doing by not participating in this program. Individual classes can cost upwards of \$3000 per class. You are entitled to enroll in two classes per term. You do the math.

I would hope that Director Ladner's actions elicit a strong reaction from our membership. We need to protect the benefits that we have earned through hard-fought battles in the past. We need to show the Director that we are a force to be reckoned with. **Enroll today!** Use your benefits while gaining some knowledge. Prepare for your future. There will be a day when you conclude your employment with the City. We all may benefit when someone, either from within or outside of the Department, finally takes a closer look at the Director to see if her policies actually result in a negative financial impact on the City that she so zealously strives to protect at the expense of our members.

### December 2012 Retirees

Name	Rank	Dist.	Yrs
Ball, Ronald J.	Police Officer	701	25
Black, Charles E.	Police Officer	002	30
Blanks, Kelvin M.	Sergeant	189	30
Boyle, James M.	Police Officer	018	26
Brady-Rhodes, Leatheia V.	Police Agent	121	24
Cavin, Daryl O.	Police Officer	384	24
Collins, Eleanor	Sergeant	007	25
Doherty, Denis E.	Police Officer	001	23
Dorken, Deborah A.	Police Officer	608	26
Graves, Dean P.	Detective	603	24
Jankauskas, Paul J.	Police Officer	001	26
Jones, Lloyd H.	Detective	184	22
Kacor, Carol L.	Police Officer	009	25
Kistler, Ben F.	Police Officer	019	18
Krok, Alan J.	Detective	079	26
Lynch, Thomas H.	Police Officer	050	26
Martinez, Arnold J.	Detective	393	29
McMahon, Stephen E.	Police Officer	007	18
Moore, Kenneth F.	Police Officer	020	24
Noflin, Maude R.	Sergeant	177	21
Pavon, Joseph A.	Police Officer	010	20
Pienta, Robert D.	Police Officer	050	27
Quiles, Nilda Z.	Police Officer	013	20
Regalado, Larry P.	Police Officer	016	27
Rusinak, Richard G.	FTO	006	17
Sacks, Jeffrey A.	Sergeant	020	25
Sanchez, Richard W.	Police Officer	189	32
Thomas, Linda A.	Police Officer	022	23
Williams, Cynthia	Police Officer	001	21
Zelitzky, Cynthia S.	Explosive Tech.	603	24

## From the Desk of Jim McCarthy, Field Representative



### Officer to be questioned by IPRA regarding Eight-and-a-half year old incident

Recently, a member was ordered to appear at IPRA to give a statement regarding an incident that took place in August of 2004. The allegations against the member allege an unauthorized vehicle chase and the failure to notify OEMC regarding the pursuit. The officer and the City were subsequently sued in state court. Pursuant to the lawsuit, the officer was issued a subpoena to give a formal deposition in September of 2006. After a settlement was reached, the lawsuit was dismissed in March of 2009. Three years after the settlement, here comes yet another investigation into alleged police misconduct many years after the incident took place.

The purpose of the article is not to contest or dispute the merits of the allegations. Rather, to bring to light, yet again, that IPRA has consistently and knowingly violated city ordinance with impunity. The city ordinance governing IPRA states, "The public policy of this chapter is to make certain that complaints concerning police misconduct are *resolved fairly and timely.*" Stating the obvious, when a member is forced to address an allegation many years after the fact, in this case eight and half years, it is obviously not timely, not even close, nor is it fair.

This officer will now be subjected to questions regarding an incident that took place over eight years ago and expected to answer them accurately. Undoubtedly, he will still be subject to potential Rule 14 violations (false statements), as well. Is this fair? What if an officer is sent for separation proceedings before the Police Board over eight years after the incident occurred? What are the officer's odds of finding favorable witnesses for his or her defense before the Police Board? Pretty low I'm betting. It would be one thing, if after the case was settled in 2009 and IPRA immediately asked the officer to give a statement. It is quite another to wait three years after the case is settled to bring forth allegations and then expect the officer to give accurate testimony regarding an incident that took place over eight years ago. Such a long length of time between the incident and the statement puts the officer at an incredible disadvantage in trying to clear them of wrongdoing.

The circus-like mentality continues unabated when it comes to IPRA accountability and timeliness. When IPRA officials are asked why instances such as the aforementioned continue to take place with no end in sight, there are always an assortment of different excuses. The types of excuses that the general public or the judiciary would never accept from the Chicago Police Department or its officers. IPRA should be legally obligated to comply with city ordinance and the failure to do so demonstrates a clear double standard. The fairly and timely standard set forth in the IPRA city ordinance is a joke. I get that. What the City and the Department don't get or don't care to get, is such a double standard breeds resentment and contempt amongst its police officers when they are disciplined. Rightfully so.

### Correction re: Annual Training

In last month's article I wrote the following, "Under the current collective bargaining agreement, members who attend annual training (AT) will be paid their normal salary by the Department for up to 14 days in the Reserves and up to 15 days in the National Guard." Such an assertion runs counter to the Illinois Military Leave Act. In a 2010 letter from City attorney Jim Franczek to Robert Sugarman a lawyer for the Fire Union, Mr. Franczek states the following, "The Act provides for paid leave of absence for annual training for which the employee shall continue to receive his or her regular compensation, *regardless of the duration of such training (italics added).*" After reviewing the Act, I would agree with Mr. Franczek's interpretation of the state law. Our members should receive both their full CPD and military pay while on military orders which state, "Annual Training." For the past several years, the Military Committee has attempted without success to help pass a city ordinance which would fully encompass all of the various state and federal laws affecting Military Reservists and Guardsmen. The proposed ordinance would not give any additional benefit to these service members in which they are not already entitled to under state and federal laws. It is the feeling of the committee members that the city ordinance would go a long way in remedying some of the confusion amongst the city agencies regarding pay and benefits. Members who have any type of outstanding military issues, no matter how old are encouraged to contact the Lodge.

## The 9th Annual Run to Remember

More than 560 Chicago police officers have made the ultimate sacrifice, giving their lives in the line and performance of duty. The Chicago Police Memorial Foundation hosts the Run/Walk to Remember every year to honor these brave men and women who dedicated their lives to protecting the citizens of Chicago and to raise funds to support the Mission Beyond the Memorial, which provides assistance to the families of our fallen and catastrophically injured officers.

The 9th Annual Run/Walk to Remember is a 5K USATF chip-timed run/5K non-competitive walk which takes place on **May 4th, 2013** and kicks off at **8:00 a.m. at Gold Star Families Memorial and Park**, 1420 South Museum Campus on Chicago's lakefront, just east of Soldier Field, rain or shine. You can run or walk as an individual or register with a team.

Registration is available at [cpdmemorial.org](http://cpdmemorial.org) and is \$35.00 online prior to Race Day and at In-Person Packet-Pick-Up; \$45.00 on Race Day. A Junior Jog for Ages Under 12 is also available and registration is \$10.00. Stick around for the family friendly, on-site post-race party. Packet-Pick-Up will be held on May 2nd and 3rd at the Chicago Police Training Academy at 1300 West Jackson Boulevard from 8:00 a.m. until 8:00 p.m.

## Message From Father Dan Brandt, CPD Chaplain



The month before last, a detective from Area North was able to identify a Jane Doe who was found floating in Lake Michigan. Through some excellent detective work, the 33-year-old mentally-ill victim was identified. Her out-of-state family was notified, and they arranged to have the young woman’s cremated remains sent to them.

Our detective asked me to bless the remains before her final journey home. This was a first for me, and I was honored to participate in a simple prayer service, which brought some solace to her family and closure to the dicks on the job. The compassion of the CPD members involved was inspiring. This was a privileged moment indeed...and the presence of God was certainly felt!

Whether you recognize it or not, God is present in **your** day-to-day encounters—especially among the least of God’s children. These are the people spoken of in the Scriptures...those whom we are called to serve and protect. Keep this in mind, please, while exercising your God-ordained duty on the streets. While my fellow chaplains and I see you out there from time to time, please also know that you are constantly in our prayers.

Following up on the Police Suicide Awareness and Prevention Seminar we hosted in January, the Department has decided to bring back Police Chief Kent Williams from Bartlett, Illinois, to repeat his presentation to our exempt staff next month at headquarters. While bosses will make up most of the audience, we can probably (hopefully!) squeeze in a few other guests...so if you have the desire to participate, please let me know. This is a timely topic to address that needs to be taken VERY seriously, especially in light of the sad fact that nationwide, more than twice as many PO’s take their own lives as are killed by aggressors.

A benefit will be held on Friday, 26 APR, at Bourbon Street for Casa Catalina—a Catholic Charities-sponsored food pantry and social service center located at 45<sup>th</sup> and Ashland (in 009). Retired PO Al Bedia is involved in raising funds and awareness for this very worthwhile cause. For tickets, sponsorship opportunities, and more information, please contact Al at 773/617-8207.

Finally, please note that while the usual time for our second- and fourth-Sunday police Mass at Mercy Home is 11:00 a.m., on Mothers’ Day (12 MAY), it will be held at 10:00 a.m. This is our usual practice on holidays, so folks can prepare their homes and meals.

God bless you in your most noble work,

Fr. Dan Brandt, CPD Chaplain  
312/738-7588 (office) | 773/550-2369 (cell/text)  
[dan.brandt@chicagopolice.org](mailto:dan.brandt@chicagopolice.org) | [www.ChicagoPCM.org](http://www.ChicagoPCM.org)

**JOIN OUR MAILING LIST BY VISITING THE ABOVE WEBSITE.**



### Address Change Form, Effective Date: \_\_\_\_\_

Name: \_\_\_\_\_ Star Number: \_\_\_\_\_ E-Mail: \_\_\_\_\_  
(Last, First, MI)

New Address: \_\_\_\_\_ City/State: \_\_\_\_\_ Zip: \_\_\_\_\_

Home Telephone: \_\_\_\_\_ Cell Phone: \_\_\_\_\_

**Return Form To The FOP – Unit 541 or  
1412 W. Washington Blvd., Chicago Illinois 60607, Attn: Doreen**



## “The Jack Story,” Compliments of Rabbi Moshe Wolf

One of our Officers walked into the chaplains’ office the other day for some friendly advice. “I’m in real trouble, and I need some guidance.” he said. “My neighbors who live across the street are going on vacation for a month. Instead of boarding their dogs, they are going to keep them locked up in the house. They asked a female neighbor to come and feed them, that’s if she does not forget. Meanwhile the dogs will be lonely, bark all day, and howl all night, and I won’t be able to sleep. Either I will have to call the Animal Control to haul them away or I’ll go berserk, go over there, and set them loose. Then when my neighbors return, they’ll go berserk and come over and sue me, then I’ll be in some deep doo doo, no pun intended.”

The Chaplain leaned forward and said “Let me tell you a story, and don’t stop me if you’ve heard it because it will do you good to hear it again. It’s called ‘The Jack Story’”

“A fellow was speeding down a country road late at night and BANG he has a tire blowout. He gets out to change the tire and finds he had no jack. Then he says to himself, ‘Well, I’ll just walk to the nearest farmhouse and borrow a jack.’ He saw a light in the distance and said, ‘Well, I’m in luck; the farmer is up. I’ll just knock on the door and say I’m in trouble. I just had a blowout; would you please lend me a jack? And he’ll say, why sure, friend, help yourself to my jack, but bring it back.’

“He walked on a little farther and the light went out so he said to himself, ‘Now he’s gone to bed, and he’ll be annoyed because I’m bothering him so he’ll probably want \$20.00 to loan his jack. And I’ll say, all right, it isn’t very neighborly but I’ll give you the \$20.00.’

And he’ll say, ‘do you think you can get me out of bed in the middle of the night and then offer me \$20.00? Give me a \$40 or get yourself a jack somewhere else.’ As the fellow kept getting closer to the house he kept on talking to himself, and the price to lend the jack kept going up, \$60, \$80, \$100.

“By the time he got to the farmhouse the fellow had worked himself into a lather. He turned into the gate and muttered to himself, ‘125 bucks! All right, I’ll give you 125 bucks, you creep. A fellow man has an accident, all he needs is a jack to change a tire, and you probably won’t lend me one no matter what I give you. That’s the kind of guy you are.’

“Walking up to the door and he knocked angrily, loudly. The farmer stuck his head out the window above the door and hollered down, ‘Who’s there? What do you want?’ The fellow stopped pounding on the door and yelled up, ‘You and your stupid jack! Keep it. I ain’t giving you no \$125, I ain’t giving you a nickel to loan your jack, keep it and stick it!’”

When the Officer stopped laughing, he started thinking, and said, “Is that what I’ve been doing?” “Right,” said the Chaplain, “and you’d be surprised how many people come to Clergy for advice or guidance and instead of calmly stating the facts, start building up a big IMAGINARY fight; what he’ll say to his partner, what she’ll say to her husband, or how they’ll tell the Old Man off about his will. So I tell them the “Jack Story” and it rather helps put things in perspective.

“The next time I hear from them, said the Chaplain, things weren’t that grim after all. One tells me that the partner was glad to meet him halfway. The woman says she can’t under-

stand it, her husband was so reasonable she thought she must have gotten somebody else on the phone. The relatives found out the Old Man had already been asking a lawyer how he could give everything to them before he died, to save them inheritance tax, etc...”

Let’s think for a moment, how true! How many of us go through life bumping into obstacles we could easily bypass; getting aggravated or worrying silly about things that never happen, but in our mind paralyze us with imaginary foes? And we don’t even realize what we are doing until someone startles us one day with a vivid word like a lightning flash on a dark night.

Well, the other night I was driving home from the city. I was going to be late for dinner and I had not phoned my wife. As I crawled along in a line of cars, I became more and more frustrated and angry. I’m thinking, I’ll tell her I was caught in the heavy traffic and she’ll say, “Why didn’t you phone me before you left the office?” Then I’ll say, “What difference does it make anyway, I’m here!” And she’ll say, “Yes, and I’m here, too, and but I’ve been here worrying all day waiting to hear from you!” And I’ll say, “I suppose I haven’t anything else to do but call you up every hour and make small talk!” And she’ll say, “you had time to eat lunch, but no time to call your wife!” By this time, I am pulling up in front of our house and I am plenty steamed up. As I jumped out and slammed the car door, my wife flung open the window upstairs. “All right!” I shouted up to her, “Say it!” “I will,” she cooed softly. “Wanna borrow a jack?”

So next time you find yourself in a state of mind filled with worry and imaginary anticipation, remember “The Jack Story,” and let your heart smile. Should you need a shoulder to lean on, want a ride-along or have some humor to share give us a call or drop us a line, all of our contact information is on the chaplains ministry website.

May G-d keep you safe, today and always. Amen.  
Compliments of your Police Chaplain  
Rabbi Moshe Wolf 773-463-4780 or [moshewolf@hotmail.com](mailto:moshewolf@hotmail.com)

### Deceased Since the Last General Meeting March 19, 2013

**Kenneth J. Kostrzewa**

**Daniel J. Weems**

**Valerian F. Prajka**

**Anthony M. Powell**

**John W. Milhouse**

**Terrance A. Lindahl**

**Russell J. Lightfoot**

**Michael D. Kenny**

**Michael G. Cwik**

**Walter E. Biesiada**

## Fraternal Order of Police, Lodge 7 – District Health Evaluations

Health evaluations will be available by appointment at these locations:

<i>Dates</i>	<i>Location</i>	
April 17-18, 2013	<i>District 1 - Central</i>	1718 S. State St.
March 25-28, 2013	<i>FOP Main Union Hall</i>	1412 W. Washington
May 6-7, 2013	<i>District 6 – Gresham</i>	7808 S. Halsted
May 29-30, 2013	<i>District 9 – Deering</i>	3120 S. Halsted
June 12-13, 2013	<i>District 7 – Englewood</i>	1438 W. 63 <sup>rd</sup> St.
June 26-27, 2013	<i>District 8 – Chicago Lawn</i>	3420 W. 63 <sup>rd</sup> St.
July 18-19, 2013	<i>District 10 – Ogden</i>	3315 W. Ogden
August 12-13, 2013	<i>District 15 – Austin</i>	5701 W. Madison
September 9-10, 2013	<i>District 16 – Jefferson Park</i>	5151 N. Milwaukee Ave.
September 24-25, 2013	<i>District 19 – Town Hall</i>	850 W. Addison
October 2-3, 2013	<i>District 20 – Lincoln</i>	5400 N. Lincoln Ave. (2600W)
November 12-14, 2013	<i>FOP Main Union Hall</i>	1412 W. Washington

***Please call IHS at 1-800-840-6100 to schedule your appointment.***

**Active employees and family members (age 18 and above) – please have your insurance card ready.  
You will need your insurance card ID number.**

Taking the health evaluation is an important first step in finding out your current state of health. The second step is to include your physician as a member of your ‘wellness team’. For your convenience, IHS can communicate your test results directly to your physician if you provide their information (name, email, and phone and fax numbers) either when you make your appointment, or at the time of your evaluation.

**Not able to make any of the above dates?** You have the option to test at a Chicagoland LabCorp facility. Call IHS at 1-800-840-6100 and ask for **Test on Demand**.

Cost & Eligibility Information				
<i>Active Employees &amp; Family Members</i>			<i>Retired* Employees &amp; Family Members</i>	
<u>Test</u>	<u>HMO</u>	<u>PPO</u>		
Health Profile / TSH	N/C	N/C	Health Profile / TSH	\$98.00
PSA Blood Test	\$47.00	N/C	PSA Blood Test	\$47.00

**\*Only retirees who retired with the FREE ACTIVE health insurance benefit have the wellness benefit.**

- ❖ **Health Profile.** Individual tests to detect diabetes, kidney disease, liver disease, bone and muscle disease, anemia, leukemia, bleeding abnormalities, infection, and more. Also analyzes total cholesterol, HDL, LDL and triglycerides.
- ❖ **TSH (Thyroid Stimulating Hormone).** Tests for thyroid disease.
- ❖ **Prostate Cancer Screening (Males 50+).** The PSA blood test detects early signs of prostate cancer. The test is especially important if you have a family history of prostate cancer.

**These popular health maintenance tests will again be available for purchase:**

- Vitamin D - \$45
- hs-CRP - \$40
- VAP Cholesterol - \$90
- A1c - \$25

**Sign up for additional test when you register for your appointment.** Payment for additional tests is requested at the time of your appointment. IHS accepts cash, personal check, MasterCard and VISA. You will receive a receipt that you can submit to insurance for possible reimbursement. You are under no obligation to purchase additional tests.



**STORE HOURS:**

MON-THURS, 9:00 – 5:00  
FRIDAY, 9:00 – 4:00  
SATURDAY, 9:00 – 1:00

**STORE CLOSED:**

APRIL 29TH

**DIRECT LINE:**

312-733-2344

**NEW WEBSITE:**

[WWW.FOPGIFTSHOP.COM](http://WWW.FOPGIFTSHOP.COM)

Tee shirt of the month: 30% Off Long sleeve vintage t-shirt in gray.  
Small to XL was \$12.95, 2XL \$13.95; Now only \$9.06, 2XL- \$9.76

**Get ready for spring inspection!**

15% off all leather belts, wallets, FOP book cover, field guide cover and accessories

Sale runs April 15-30th!

# Spring is here! Maybe?

So let's have a clearance SALE to make room for new apparel!

For the ladies: 30% off super soft scoop neck tee in pink or blue with CPD star. Small — 2XL was \$18.95 — \$20.95... Now \$13.26 — \$14.66

20% OFF Tri-Color winter jacket with hood fleece lining. Large–XL–2XL only limited quantities. Was \$32.95, Now \$26.36  
A great price for this jacket!

Chicago PD initial hooded sweatshirt in White only XL & 2X available.  
Was \$19.95 & \$21.95, Now only \$14.95 get them while they last.

For the kids: Neon colors, "Property of CPD" appliqué tee. Sizes 2/4 to 14/16. Was \$13.95, now \$9.97

"New" Indian head hawks design tee shirt. Come in and check them out! They are flying off the shelf!

25% off All CPD patches. Great for trading at the memorials!

"New" 1/24 scale CPD squad car. Limited quantities only \$17.95

Spring jackets have arrived! Nylon shell with hood with subdued CPD star in two tone gray, olive/black & black/grey.  
Small to XL \$29.95, 2XL \$31.95

25% off Ladies lightweight full zip sweatshirt with PD appliqué. In gray, small to 2XL now only \$24.71 2XL- \$25.46

GOLD SALE 10% off all gold star pendants and rings. Sale starts April 15<sup>th</sup> thru May 6<sup>th</sup> in time for Mother's Day. A perfect gift!



Official Publication of Chicago Lodge No. 7 -  
 1412 W. Washington Blvd. Chicago, IL 60607-1821  
 Phone: 312-733-7776 FAX: 312-733-1367  
 www.chicagofop.org

**FIRST CLASS**

PRESORTED  
 FIRST-CLASS MAIL  
 U.S. POSTAGE  
**PAID**  
 CHICAGO IL  
 PERMIT NO. 6291



**APRIL 2013**  
**IS YOUR ADDRESS CORRECT?**  
**IF NOT, PLEASE CONTACT THE LODGE.**

**THE ED REINES MEMORIAL FISHING TOURNAMENT**

Fraternal Order of Police, Lodge #7, will be holding its  
 Annual Ed Reines Memorial Fishing Tournament  
 at the Chain of Lakes, Wednesday, May 22, 2013.

All members, active and retired, are invited to take part in this event.  
 There will be a barbecue at the weigh-in with beer and soft drinks from 2 – 4 p.m.

**THE BASIC RULES**

Starting time: 0500 hrs – with all boats in by 1430 hrs. All fish must be caught on the Chain of Lakes waters between the Wisconsin  
 Border and McHenry Dam.

Two fishermen per boat; one must be an FOP member.

**NO PRO FISHERMEN PLEASE**

We'd like everyone to have a fun time.

Complete rules and location of the weigh-in will be sent out to members making application for the Tournament.

Name: \_\_\_\_\_ Active: \_\_\_\_\_ Retired: \_\_\_\_\_

Address: \_\_\_\_\_

City: \_\_\_\_\_ State: \_\_\_\_\_ Zip: \_\_\_\_\_

Fishing Partner: \_\_\_\_\_ If youth, age \_\_\_\_\_

Make checks (\$40 per man - \$80 per boat) payable to F.O.P., Lodge 7 and send Attn: Frank DiMaria at 1412 W. Washington Blvd., Chicago, IL 60607