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# F.O.P. NEWS

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## Inside this issue:

<i>Constitution By-Law Changes</i>	P. 5
<i>Kalven v. City of Chicago</i>	P. 6
<i>Deceased Members</i>	P. 10
<i>Address Change Form</i>	P. 11
<i>FOP Golf Outing</i>	Back Page

## President's Report, by Dean C. Angelo, Sr.



### Release of CR Files (Kalven Court Decision)

A recent Appellate Court decision concerning the release of CR files pursuant to Freedom of Information Act (FOIA) requests as part of *Kalven v. the City of Chicago & the Chicago Police Department* has become a major concern to the Membership; and rightfully so. When this litigation began back in 2009, the Lodge did not formally join the City or the Department in this legal challenge, thus leaving the City and the Department to challenge the FOIA requests to release CRs and RLs (Repeater Lists) on their own. Now, after the decision has been heard and appealed, the Lodge has no legal standing or litigant position to file any additional actions.

So what does this mean to the Membership? In compliance with the court decision, lists of past complaints against Chicago Police Officers will now be released to the public for review. We initially spoke about this case at our first General Meeting in April and mentioned then that this decision would wind up being something that every working officer would have an extensive interest in. We contacted the Lodge's attorneys and requested their take on the impact. (Further information that details the attorney's input is available on page six of this Newsletter).

### More History

In December 2009, (Attorney) Kalven filed suit against the City (and the CPD) under the Freedom of Information Act (FOIA), to obtain Complaint Register (CR) files as well as Repeater Lists (RL). Initially, the Circuit Court held that Kalven was entitled to the RLs, but not to the CRs. After an appeal, the Court ruled Kalven was entitled to both the RLs and CRs, (subject to complainant and witness redaction).

The intention of the Freedom of Information Act (as argued in Kalven), was to allow the public to review the actions of public bodies to ensure full disclosure of public employees and make them available for review; such as with Chicago Police Officers. An individual working for a private employer would not face this level of scrutiny. As we are all well aware, a CR investigation of a Police Officer does not establish any wrongdoing on the part of the Officer; it is a fact that most allegations are either Not Sustained, Unfounded or, Exonerated.

An additional concern of ours is the impact this type of disclosure might have on the reputation of the individual Police Officers and quite frankly, the Chicago Police Department as well. A Police Officer might suffer undue scrutiny from family members, friends, neighbors and even co-workers, when this information is released. Furthermore, an additional risk now exists that the public (including some criminal defense attorneys) can start to access this information through a Freedom of Information Act request in a much more exaggerated manner.

### Lodge Position

The Lodge emphatically believes the Court erred in its ruling. Consequently, we believe the statute should be amended to exempt both CRs and RLs from public view and production. The Lodge sees this decision as unfair prejudice and that such disclosures may have a negative impact on individual Police Officers. There also exists a likelihood that such public exposure will discourage many intelligent, skilled and dedicated individuals from continuing, or even beginning a career in public service. When is enough, truly enough?

### A Final Update on Kalven v. City

Although we cannot alter the Court's decision concerning the release of the CR and RL lists, we might have one option available to possibly challenge some of the names on those lists. On 28 July 14, the Lodge filed an Emergency Motion requesting a Temporary Restraining Order

(Continued on page 2)

## President's Report Continued...

on behalf of several Officers who the Department had previously admitted were improperly placed on Behavioral Intervention System list. Obviously, the results of this request will not be available to report on within this Newsletter, but please keep an eye on the Lodge's webpage in order to follow the progress and/or success of our Motion.

### What "Never Forgetting" Means to the Police

For the Members that were not on the job at the time, the following information on the Murder of Officer John Mathews (E.O.W. 21 May 88) was taken from the Chicago Police Memorial foundation website; *On the night of May 21, 1988, Officer Mathews was off duty when he heard a police radio call about a disturbance a block away from his home. Officer Mathews walked over and assisted the responding Officers in clearing the scene. Later in the evening, Officer Mathews was confronted by the five men: (offender names purposely removed, they deserve no mention in our Newsletter) feeling threatened, [Officer Mathews] announced that he was a Police Officer. Instead of dispersing, one of the offenders struck the Officer with a bat and the others joined in hitting the Officer. As [he] laid on the ground, (one offender) stole his police star and wallet and then proceeded to strike him in the head with a large brick. Officer Mathews died at the scene. Police Officer John Mathews was 27 and survived by his wife, Laura; children, Joseph, John, Jr., and Anne Marie; and his parents, Lorraine and Richard.*

Five offenders were arrested; four were convicted for second-degree murder and one plead guilty for concealing a homicide. One would think that the end of the court proceedings and sentencing would more or less have been the end of this tragic ordeal for the Mathews Family. We wish that was true. Unfortunately, we were recently made aware that one of the convicted murderers has re-emerged as a little league baseball coach in the Hegewisch Community, the same Community where Officer Mathews called home and some his family members still do.

We have been working with the national baseball organization and the overseeing group on removing this person from having any further contact with youngsters.

Over the course of many of our lives, we have entered into a 'coaching or mentoring' relationship with one community group or another. Even as Police Officers, we must undergo some type of vetting-at a minimum. Or even a complete criminal background check as a means to ensure that we are cleared to participate with children. We believe that the local organization failed to do so in this case and made the wrong decision to allow this person any connection and/or involvement with the neighborhood children. We find it extremely insulting and shamefully disrespectful that a person involved in and convicted of such a heinous incident would be allowed to participate in any way, shape or form with youngsters, some of which are children of the Police.

At the time of this writing, we were made aware that on 23 June 14, the organization removed this person from having any contact and/or involvement in the baseball program. For this decision, the Lodge thanks you. For the Family of Officer Mathews, the Lodge thanks you on their behalf...but it should have never happened.

### Contract Discussions

As far as the Contract talks go, we are ending a very busy month with the City and talks continue to be productive. All negotiations have A-issues, B-issues and C- issues. Your A-issues are the ones you fight until the end for, or the last ones to be taken off the table. B-issues remain in play and will either become part of the final Agreement or wind up in the bin as well. Finally, your C-issues are typically somewhat significant, but the easiest of the three groups to drop from contention.

Right now, we feel comfortable enough to be able to share with you that there has been some meaningful movement by both parties. Both the City and the Lodge have discussed and reviewed many, many issues. Recently and in order to move the process along, we have both gone through and basically eliminated our C-issues. We now have a clearer picture on what our (and the City's) direction is. There is definitely an end in sight. For the first time, we are confident that we will be able to reach some mutual ground with the Contract discussions and eventually bring forward something tangible for the Membership to decide on.

### Too Young to Leave Us

We want to take a moment to recognize two young men who left us way too soon. While we will never realize their full contributions, in a very short time, they both made a remarkable impact on those who knew and loved them. Our prayers are with Officer Robert B. Campbell and Probationary Officer Tito M. Rodriguez, their families, friends and co-workers.

### Correction on a Pre-Retiree Seminar Error

The following information was incorrectly shared with a room full of Department Members attending the Pre-Retirement seminar on 22 July 14. An individual representing the City mistakenly handed out and discussed that Police Officers below the Rank of Sergeant are currently responsible for contributing 2% of their annuity towards health care. THIS INFORMATION IS NOT CORRECT! We have been in discussion with the City and they are going to take some type corrective action, but we wanted to inform our Membership via the *FOP Newsletter* as well.

Also related to our Members' retirement arena, we were recently informed by the Superintendent's office that, as of 22 July 14, the Department has a total of 19 Officers putting in to participate in the 55 to 59 healthcare benefit for 2015. As you may (or may not) know the deadline for an Officer to apply to participate is 01 October 14 and the requirement calls for a minimal participation of 100 Officers.

Be Safe and God Bless the Police.

## 1st Vice President's Report, by Ray Casiano, Jr.



Brothers and Sisters, it has recently been brought to our attention that some officers who started applications for retirement didn't inform the Chicago Policemen's Pension Fund of their planned retirement date. Consequently, there was a lapse in their health insurance coverage. It is important that you set up an appointment a month prior to retiring or the city may drop you from the health insurance roll. Correcting this mistake has become a nightmare.

To avoid this from occurring, the following steps should be completed before retiring: First, you need to attend an pre-retirement seminar within the year prior to you retiring. You also need to call the Pension Fund at (312) 744-3891 to set up an appointment at least one month prior to your confirmed retirement date. The receptionist will ask for your Social Security Number and you will then be informed of any missing documents that the Pension Fund would need regarding your retirement benefits.

Typically, you need: 1) A copy of your marriage license and/or any divorce decree, 2) A copy of all birth certificates and Social Security Numbers of your spouse and dependents, 3) If you have dependents that will remain enrolled in your health care coverage, an officially stamped birth certificate must be submitted. No Xerox copies will be accepted. The Pension Fund's clerical staff will assist with all insurance issues. But remember that the

Fund has NO access to the insurance company's system. The Pension Fund acts as the "middle man" to facilitate the transition. Otherwise, one might be responsible for completing one of the most important components of your retirement package.

The Benefits Management Office, (BMO) is the administrator of the city's health insurance. When contacting them, please be patient with the Pension Fund personnel as they sometimes lack cooperation from the BMO. There are many times though where they have been successful at cutting through the red tape.

4) You must complete a PAR Form in your unit of assignment and have your C/O sign it. Bring copies of your PAR Form, your exit interview, and a CLEAR System printout showing your termination date to the Pension Fund with all of the other documents to your scheduled appointment. Remember that your Pension Fund application remains on hold until all documents are received.

### In The Line of Duty

Whether it's a call of someone with a gun or an incident that results in a foot chase, after the shots are fired, the smoke has cleared and the offender is apprehended it is comforting to know that your FOP Representatives are there to support you. That was surely the case over the 4th of July Holiday weekend. FOP Field Representatives responded to six call-outs over a three day period. Along with Marlon Harvey, President Dean Angelo and I were out to ensure

coverage was sufficient for all of our members involved in shootings during a very busy weekend. Officers were faced with several offenders who pointed handguns at them. In fear for their lives and responsible for stopping the threat, they did just that!

In one case the weapon produced by an offender on the northwest side was described as a 44 Magnum with an eight-inch barrel, just like the one used by the "Dirty

Harry" character The Holiday weekend ended with over eighty people shot and fourteen dead! I would like to thank, Pat Camden, John Farrell, Kris Kato, the many Detectives and Officers throughout the City for jobs very well done.

### Fraternalism

On Thursday, July 10th we received a call from Indiana's FOP Memorial Team. They were requesting an escort at O'Hare Airport for the 7 year old son and another family member of fallen Officer Jeffery Westerfield, End of Watch July 6th On Saturday, July 12th, I had the honor of meeting them at the airport. He was escorted by Gary P.D. to his father's wake and funeral. Several of us attended the service. It was a reminder that each day is a gift and when we start a tour of duty, we never know how it will end. Officer Westerfield's End of Watch happened on his 47th birthday. Our deepest condolences to his family and the Gary P.D.

### Military Leave of Absence Act (MLAA) Order

In June, I mentioned that we received a draft copy of the Order addressing MLAA from MLAS. We found more issues that need to be addressed on how it could affect our employment. We are pleased to announce that although the Order is not finalized, MLAS is taking the proper steps to comply with Federal and State law.

### Acknowledgement

As I write this article somewhere out there on our City streets there is an unknown Hero. A Hero that is apprehending criminals who threaten the peace and order in our communities. A Hero that is changing a troubled kid's life by sharing a few words of wisdom. A Hero who without any regard for their own safety, is running towards the sound of gunfire or into a burning building. Although this Hero may never be acknowledged with awards or ceremonies, they are still a Hero. That Hero is you, Chicago's Finest.

As always, the FOP is here to "Serve and Protect" you, so that you can better "Serve and Protect" the citizens of Chicago. **God Bless!**



**Attention Retirees**

Cape Coral, FL  
Retirees Luncheon

*The retired Chicago Police luncheon  
will be held on the  
1st Wednesday of the Month*

**The Eagles Club**  
4647 S E 9 Pl., Cape Coral, FL  
beginning at 1pm (not 11am).

## 2nd Vice President's Report, by Frank DiMaria



The 2014 FOP Picnic was held on 16 July 2014 on the grounds at Gaelic Park after months of planning and preparation. The morning weather was perfect for a picnic- clear, sunny and the temperature was in the 70's at 0700 hrs and was expected to reach the low 80's by afternoon. Members began lining up outside of the gates of Gaelic Park around 0830 hrs and once the gates opened there was a steady stream of people throughout the day. Members and their families entered the fields to set up their tents and enjoy this event which the Lodge provides. As the children entered the park they were welcomed with candy and a prize. The complimentary refreshments for both the children and adults never stopped being poured until the last glass was filled at the end of the day. The children lined up as we passed out frozen treats until there was none.

If someone would have looked at the front of the FOP Store, which relocated to Gaelic Park for the day, they would

have thought they were at Filene's Basement Running of the Brides Sale searching for that perfect bargain or sale item.

Rooster T Clown entertained the children with his act and Mike the DJ played music satisfying everyone's taste. Santa Claus arrived at Gaelic Park in the early afternoon and he set up shop greeting our Members and their children posing for photos and passing out candy to all of the children who stopped by to say hello. The amusement and inflatable rides were very busy all day and were taken full advantage of by our members and their families and never stopped running until we closed. The large crowds remained throughout the day not wanting one of the best Picnics in recent years to end. The last family left the field at approximately 1930 hrs and the fields were returned to their original form. The 2014 FOP Picnic was now officially over.

I hope that everyone had a good time and we look forward to seeing you all next year. The Lodge would like to thank the following individuals and companies

for their contributions. The picnic would not have been a success without you! I encourage our members to support them as they have supported us! Until next month take care of yourselves and be careful.

The American Licorice Company  
Stephen Bervid Sr. (as Santa Claus)  
Tom Cline (as Rooster T Clown)  
Chicago Patrolmen's Credit Union  
Ken Hauser

Joe Burns Attorney at Law  
Colleen Daly Attorney at Law  
Will Fahey Attorney at Law  
Dan Herbert Attorney at Law  
Ralph Licari Attorney at Law  
Baum & Sigman Attorneys at Law  
Mars Candy Company

Pat Tode  
Prim Rose Candy Company  
Tom Tuohy Attorney at Law  
Tootsie Roll Company  
Weber Bakery  
Vitners Potato Chips

## Recording Secretary's Report, by Greg Bella

### Retiree Healthcare



We have been fighting the Korshak decision on retiree health care for years and Clint Krislov has taken up the fight. The case was on hold in the Federal Court of Appeals awaiting a decision from the Illinois Supreme Court on a similar case involving State of Illinois retirees, Kanvera v. Weems. On July 3, 2014 the Illinois Supreme Court issued a ruling (Kanerva V. Weems) that only pertains to employees in the State Pension Plan. The Supreme Court ruling states that participation in an Illinois government pension is a **protected benefit, not just pension payments**. In simple terms the State cannot change their pension or their retiree healthcare benefit. This is the same fight that Clint Krislov is fighting on behalf of our retirees.

With that being said we have not won anything, this case pertains only to State of Illinois employees who claimed a benefit under a different statute. Clint Krislov wrote "our position will be that each of you is entitled to have restored, the best healthcare benefits structure and payment level that existed at any time of your participation.

For example, pre- 8/23/1989 retirees should be restored to the 55/21 Program that was then in effect. Depending on how the court treats participants who began before that date, the restored program could be beneficial going forward. Restoration would likely be only prospective (i.e. no recoveries for charges

during the settlement periods which ended June 30, 2013), because all of the past settlements waived retrospective refunds for the settlement periods.

The city's position will be that City retiree healthcare was never intended to be a benefit of participation and in the municipal and laborers' statutory provisions, the statute explicitly says that it is not intended to be construed as benefits protected by Illinois Constitution's Art. 13 Section 5's protection of benefits. For Chicago Police and Fire, the disavowing language did not appear until 8/22/1989 version of the healthcare statutes.

So the next phase of the battle will be (1) for police and fireman who retired or started working for the city before 8/23/1989, that they should be protected by the Kanvera holding, and (2) for municipal and laborers, and those police and fireman who began working for the city after 8/22/1989, that the constitution does not permit the creation of benefits of participation that are not protected. Both are tough issues and we have a long fight.

Our battle has survived the first potentially fatal hurdle, but we are not done by any means, and the City appears determined to fight us until the end." The F.O.P. will continue to support this battle on behalf of our affected members.

If you want to contact Clint Krislov:  
Tel. 312-606-0500, Fax 312-606-0500  
Email: [clint@krislov.com](mailto:clint@krislov.com)  
Website: [www.krislovlaw.com](http://www.krislovlaw.com)

## Recording Secretary's Report Continued, *by Greg Bella*

### City Audit

The city released its audit and an interesting fact was that physical arrests are down for the second year in a row from 145,390 in 2012 to 143,618 last year. "Police made 227,576 arrests in 2006. The trend coincides with the dramatic decline in the number of Police Officers." What was missing in the article was the number of 911 calls for service which I am sure is on the rise. The obvious city hall spin will be that crime is down but the truth is we are stretched to the limit.

### Release of C.R. files

On the following page (page 6) is a letter from Lodge's attorneys regarding the key issues affecting our officers in regards to Kalven v. City of Chicago.

### By-Laws

The following By-Law amendments have been ruled constitutional by the Constitution and By Law Committee and will be voted on at the September General meeting.

### Constitution and By-Law Proposals

The Constitution and By-Laws Committee has received the following proposals for amending our Constitution. The proposals were tendered properly through the Recording Secretary and were addressed at the Committee Meeting. The language that would be removed is italicized and underlined, while added language is in bold:

#### Article III – Duties of Officers

The salary of the President shall be equal to *D-8* **D-6** level as set forth in the 1987 Chicago Police Department Position and Salary Schedule and shall be increased periodically in the same amount as percentage increases granted to bargaining unit officers.

#### Article IV- Board of Directors

Board of Directors shall be composed of the Lodge President, the Immediate Past President, the 1st, 2nd *and 3rd* Vice Presidents, Recording Secretary, Financial Secretary, Treasurer, three (3) Sergeants-At-Arms, and seventeen (17) Trustees.

#### Article IV -Board of Directors

Board of Directors shall be composed of the Lodge President, the Immediate Past President, the 1st, 2nd and 3rd Vice Presidents, Recording Secretary, Financial Secretary, Treasurer, three (3) Sergeants-At-Arms, and seventeen (17) Trustees. **No member shall serve as an elected official after once achieving the rank of Sergeant.**

#### Article IV -Board of Directors

**(New Section) There shall be an "Executive Board" which shall be comprised of the Lodge President, the 1<sup>st</sup>, 2<sup>nd</sup> and 3<sup>rd</sup> Vice Presidents, Recording Secretary, Financial Secretary and Treasurer. The "Executive Board" shall be Lodge Representatives as described in Section 17.2 of the Collective Bargaining Agreement between the Lodge and the City of Chicago.**

#### Article VII –Expenses and Compensation

The Board of Directors shall set the salary of the Lodge Representatives at the amount equal to D-5 level as set forth in the 1987 Chicago Police Department Position and Salary Schedule and shall be increased periodically in the same amount as percentage increases granted to the bargaining unit Police Officers represented by Chicago Lodge 7. **The Lodge Representatives shall not be eligible for a monthly stipend or quarterly payments as set in the Position and Salary Schedule.**

## Kalven v. City of Chicago

In response to the recent Appellate Court decision concerning the release of CR Files pursuant to Freedom of Information Act (FOIA) requests, and as a means to keep the membership informed; we have contacted the Lodge's attorneys and requested their take on the impact or the key facts concerning our officers. Before you read on, please know that since the Lodge had never joined the City in this legal challenge back in 2009, when the City challenged the initial FOIA request, the Lodge now does not have any legal grounds or position to file an appeal or otherwise intervene.

### **History:**

- In December 2009, (Attorney) Kalven filed suit against the City under the Freedom of Information Act (FOIA), to obtain: (1) Complaint Register (CR) files regarding five officers and (2) Repeater Lists (RL) prepared in a prior and unrelated litigation. Initially, the Circuit Court held that (Attorney) Kalven was entitled to the RLs, but not the CRs. The Circuit Court also held Plaintiff was not entitled to attorneys' fees. Both sides appealed the decision.
- In March of 2014, the Appellate Court held that (Attorney) Kalven was in fact entitled to both the RLs and CRs, subject to some redaction, after an *in camera* inspection (a judicial examination of evidence). The Appellate Court held that CRs do not come under the statutory exemption for documents and, therefore, could be released.
- The Appellate Court said that while CRs may lead to discipline after an investigation is completed, they are "part of an investigatory process that is separate and distinct from disciplinary adjudications." The Appellate Court further explained that CRs cannot relate to disciplinary proceedings because no disciplinary proceedings are commenced if the investigation finds no merit to the allegations.
- The Appellate Court next held that RLs were not exempt for the same reasons as CRs; because they were prepared from CRs and maintained in the City's files. The Appellate Court rejected the City's claims that RLs were not "public records" under FOIA and their production is prohibited by protective orders in the prior cases.

### **Key Take Away Issues:**

- Arguably, the general proposition holds that the Freedom of Information Act is intended to allow the public to review the actions of public bodies in order to ensure their proper actions, and that any exceptions or limitations to full disclosure should be read narrowly. However, the right of the public to certain information must be balanced with the privacy rights of the individuals working for the public body; in this case, sworn Chicago Police Officers. An individual working for a private employer would not face this level of scrutiny. Exposing public employees in this manner will only encourage more to leave public employment for private employment, not the other way around.
- Of particular concern is the impact disclosure of unsubstantiated complaints would have on the reputation of both the individual Police Officers and the Police Department overall. A Police Officer might suffer undue scrutiny from his family, friends, neighbors and co-workers, when this information is released.
- Any Police Officer doing his or her job well is likely to have CRs over the course of his or her career, simply due to the adversary nature of the job. A CR Investigation of a Police Officer does not establish any wrongdoing on the part of the Police Officer; in fact, many are unfounded. However, a risk exists that the public (including some criminal defense attorneys) can start to use this information against a Police Officer (and the Police Department).
- While CRs might contain certain information which might fall under the exemption (i.e., recommendations or the actual deliberation process), the Court did find that such matters, if raised, can be addressed by conducting an *in camera* inspection by a presiding judge.

We believe the Court erred in its ruling. Consequently, we believe the statute should be amended to exempt CRs from production, due to the unfair prejudice such disclosures may have on the individual Police Officers and the likelihood that such public exposure will discourage many intelligent, skilled and dedicated individuals from beginning or continuing to serve in public employment.

## Financial Secretary's Report, *by Kevin Kilmer*



It's been several months since I have been elected to the Office of Financial Secretary and wanted to take a minute to say what a privilege it has been to meet with and speak with all of you during this time. The transition from District Police Officer to Fraternal Order of Police Board member has been demanding but it has been extremely rewarding to serve the membership of the Lodge. As you can see in Greg Bella's July Newsletter, I am wearing many hats in my new position. I relish the opportunity to serve in these many capacities and pledge that if I don't know the answer to a question or concern, I will quickly find a solution to the problem and get back to you in a timely manner.

Speaking of fielding calls, a frequent question I receive is regarding the filing of paperwork for retirement. There are a couple of helpful hints I have picked up in my short time here that I wanted to share with those of you who have started the retirement process. First off, make

sure you submit your paperwork by October 1 in order for your retirement to take effect the following year. Additionally, if at all possible, try to make your date of retirement the 15<sup>th</sup> of the month. This will alleviate the delays in payment some of our members have encountered to enable you to enjoy your retirement benefits that much quicker. I will continue to correspond with the Pension Board, Chicago Police Department's Human Resource Division, and all the other involved parties concerned with the retirement process to make certain your completion of paperwork goes as efficiently as possible. I'll be looking to join all you folks enjoying your hard earned retirement benefits in 15 short years so save a margarita and a chair at the pool for me.

One of my main responsibilities here at the Lodge is handling the medical grievances. Making sure all of you are afforded the best possible medical care is a task I have been privileged to undertake. A great tool that we utilize is medical mediation, whereas the Lodge sits down with the City to try to mediate an officer's

grievance before we undertake the long road to arbitration, which can usually take in upwards of 2 to 3 years. I am pleased to declare that we have been extremely successful in getting the membership the resolution they have requested a great majority of the time. Despite the horror stories I heard when I inherited this office, such as the city and the Lodge not meeting in the same room, I have found the proceedings to be completely professional and firmly believe this has led to a more reasonable stance from the city on most of our cases we bring forth.

Finally, I would also like to take a minute and recognize the folks who do such a great job manning our FOP gift shop. Every day I walk past the store on my way into work and see these employees working their tails off to make sure our members receive the best customer service possible. Thank you to Ted Macudzinski, Ina Zimmermann, Tom Hartwig, Bob Baikie, Sue Trempe, Jim Mathy, John Gallagher, Bill Moore, Rick King, and a welcome back to Harold Brown.

## Field Representative Report, *by Keith Carter*

I would like to start my article by addressing the membership who are having an issues regarding a suspension. If you believe a suspension is improper, you have **only seven working days** from the violation date to file a grievance. The wording that needs to be used can be found in your FOP General Handbook on pages 144 and 145. Once you secure a grievance form, you need to obtain a grievance number. This grievance numbers can be obtained from the grievance book. Typically they located in your Watch Commander's office. After the form is completed, it needs to be signed, photocopied for your records and handed to a supervisor so it can be forwarded on through the proper channels.

Another reminder to our members when filling out a PAR Form requesting to be bid to a Unit/District. There are certain time limits and restrictions that apply here as well. Be sure to thoroughly read the instructions included in the Bid Vacancy Announcement. The Department will normally post these openings on the first Friday of the period. Members will need to be timely with the process of getting the signature of a supervisor and checking the proper boxes on the PAR Form. When members on furlough or the medical are wanting to bid out, it is in their best interest to have someone in their District/Unit inform them about any possible vacancies so that any deadlines are not missed. It is strongly suggested that PAR Forms are hand carried to Human Resources. Once at Human Resources, Members should request your form is time stamped to ensure it will be processed accordingly. If Members have any further questions about this process, please do not hesitate to call me directly at 312-733-7776.

I would like to thank the Membership for supporting me during the Multiple Sclerosis 150 mile bicycle ride on 21 and 22 June. With your help, we raised \$1,000 dollars. I can not convey how much the support and funds donated by the Members meant to me. Thank you so very much for your support. I look forward to continuing to participate in Pedal for a Cure for M.S. On 20 July, the Chicago Police Memorial Bicycle Ride took place. Officers pedaled from Alton, Illinois to Chicago Police Headquarters where they were met by a contingent of officers and family members from Police Departments from around the Chicago area. We then rode to Police Memorial Park for a very touching ceremony for the fallen Police Officers who made the ultimate sacrifice.

I can personally attest that it means so very much to the families of the fallen officers when our Members participate in the Memorial Run and Bike Ride. They continue to realize that their loved ones are never forgotten. Please keep those who have given so much and please keep their families in your thoughts and your prayers.

## Field Representative Report, by Marlon Harvey

### Denied Special Employment

Special Employment is an opportunity to earn additional income above your regular salary on a monthly basis within the Department. The Special Employment overtime initiatives cover many aspects of policing here in Chicago. When many of Chicago's Public Housing communities still existed, including the Robert Taylor Homes, Cabrini Green and Stateway Gardens, officers working on their day off were a large part of the effective manpower. Today, overtime initiatives cover an even wider array of policing strategies. This allows more Officers than ever before to have an opportunity to work for additional income. The influx of Officers submitting requests to work, has resulted in more scheduling errors, omissions, and seniority violations in Special Employment assignments than ever before. These scheduling errors usually result in the affected Officer filing a grievance against the Department. Currently, at the FOP we are addressing Special Employment grievances that are up for adjudication. After reviewing many of these grievances, we found that Officers often overlook an important step in challenging the Department on the scheduling error.

If you believe that you have been wrongfully deemed ineligible to work Special Employment (per City of Chicago/FOP Contract Article 16.2.C), you should submit a TO-FROM report to the coordinator of the Special Employment Program. In this report you should identify the error, and submit it **no later than four calendar days** following the notification (discovery) of being wrongly deemed ineligible to work. If the response received does not remedy the matter, the Officer then **has seven working days** from the date of the unsatisfactory response to file a grievance.

Often, it is brought to our attention by the Department, that the Officer in question, failed to complete a TO-FROM report prior to filing the grievance. Although this does not completely diminish our efforts in proving the merit of your grievance, it can have an impact on the outcome.

### One of Our Own

There is no one more aware of the crime and violence in our city than a Chicago Police Officer. The media often sounds the alarm bells whenever a tragic crime occurs, but the Officer working the street is already aware of the danger we face in this city. It is you the Chicago Police Officer that must face the dangers that everyone else runs away from. It is for this reason that the Lodge wants to acknowledge, whenever possible, an example of Chicago's Hero. As you may have read in this article by FOP First Vice President Ray Casiano, Jr. (page 3) he refers to our Chicago Police Officers as "Chicago's Hero". I agree that this is a more appropriate salute than "Chicago's Finest". Today, I would like to acknowledge one of our own, Officer Jameka R. Sherrod. Officer Sherrod has received the Police Medal from the Chicago Police Department TWICE, in an eight year Chicago Police career. Never before in the history of the award has an officer ever received the honor twice. Most Officers work their entire career, and never come close to earning one Police Medal, let alone receiving two. This award is the highest

award a Chicago Police Officer can achieve while performing police duties. It is for this very reason that Officer Sherrod has received the 2014 "Line Of Duty Heroism Award" from the State of Illinois FOP Lodge, during their annual State Conference in Springfield. The FOP State Lodge presents only one Line of Duty award during the ceremony, and as such it is important that we also acknowledge Officer Sherrod's partners whom were also present during the event. Officer Mark J. Pickert, Officer Rodney G. Jones, and Officer Jameka R. Sherrod. All of these Officers fought for their lives during the struggle. Officer Pickert sustained a gunshot wound to his hand, from the offender, as he fought to protect his partners. Despite the struggle, Officer Jones was able to fire his weapon, striking the offender and thus allowing officers to gain control. Even as we celebrate "One of Our Own", in receiving the IL State FOP Lodge's Line of Duty Heroism award, the efforts of all three of these heroes must be commended. It is this type of courage and dedication that enable us to continue fighting the good fight as we face the dangers of our city.

I will end with a quote by Winston Churchill; "We sleep safely at night because rough men stand ready to visit violence on those who would harm us." As always stay safe out there and continue to back up each other.

## Chicagoland Retired Law Enforcement

### 11th Annual Jim Brown Memorial

### Charity Golf Outing

Oak Brook Golf Club

Monday, September 25,

2014

Shotgun Start- 8:30am

(Golfer registration beginning at 7:30am)

\$125 Advance Registration or

\$140 at the door

*Includes: Continental breakfast, use of ranges, golf, cart, luncheon and drinks.*





## Field Representative Report, by Tom McDonagh

### Manpower Issues

As we move into the “dog days” of summer, I would be remiss if I did not address some of the issues that have recently come to light in the news media. The July 4th holiday weekend was a complete nightmare for the perception of the City of Chicago. If it were not for the valiant efforts that every member gave during that time frame, the numbers would have doubled. Our members were under siege, during which time several issues transpired.

Many members had their RDO on July 4th cancelled. In fact, several officers were not notified of this cancellation until the day before. It would have been nice for the Department to notify members more than one day in advance, as many people have holiday plans. The Department commented on the vast amount of shootings and questioned whether too many officers were given time due over the July 4th weekend. Time due is something that all of us have earned and should have the right to utilize without any questions being asked. There is a tremendous disconnect between management and officers regarding the use of time due. Often times, members are given excuses such as “restricted time due” or “manpower permitting” in response to a request for a day off. Oddly enough, you will not find these terms in any official Department correspondence. This is because these terms do not officially exist, yet they are the reasons given to deny a well deserved day off.

Another major concern of the Department has been the incident that occurred at Montrose beach on July 13th. As I’m sure most of you are aware, officers were attacked by mob at an unlicensed concert. This uproar was brought on by social media, and that the influx of people could not be controlled due to the lack of man power assigned in the district. The department understands the impact of social media, and as such shouldn’t they be allocating more time to monitor such resources? Proactive measures could have been taken, and this incident could have been avoided. Years ago there was a city wide unit that would have been able to quell these sorts of incidents. We have not had a comparable unit in years, and when incidences occur, it is apparent just how much these units are missed.

### Wellness Program

As Co-Chair of the Health and Insurance Committee, I am happy to announce that we will be participating in a new Wellness Program run by Loyola University. In the past, FOP health fairs have included a limited series of events in select FOP and City of Chicago locations and resulted in a report. The experiential learning opportunities, including health fairs, proposed in the new Loyola Wellness Program are intended for maximum saturation of FOP and City of Chicago Police work locations on a 12- month basis. The Loyola Wellness Program is set to include: 1. Health fairs to provide comprehensive wellness examinations; 2. Onsite flu shots; and 3. Educational resource, referral and information outreach activities. All covered adult family members will be eligible to participate. This is just a little insight into this exciting new program, we will have more information available in the near future.

## Message From Father Dan Brandt, CPD Chaplain



Never have the words “You’re Surrounded” sounded so welcome! Here I have the pleasure of being *surrounded* by friends and PO’s Brenda Lopez from 010 (detailed

to Traffic Court), and Miriam Lucena from 011. Keep up the great work, officers!

Usually in this column I include pictures from visits with PO’s snapped at night on streets or in alleys in the hood; this picture was taken at a wake for the parent of a 14<sup>th</sup> District PO. May God grant eternal rest to all our deceased loved ones!

In the past month, I have conducted St. Jude services for three active department members, and I can’t put into words the feeling of brother/sisterhood that is exhibited by officers and bosses present to pay their respects. Many show up in

uniform, some who may be related are there for the entire wake and dress in civilian clothes, just like many retirees present who likewise join our ranks to honor our deceased. Your presence at police family wakes is appreciated by mourning family members more than you know. So on their behalf I thank you for practicing one of the Corporal Works of Mercy: praying for the deceased.

Thanks also to the Chicago Police Memorial Foundation, the Motorola Corporation, and Chaplain Kimberly Lewis-Davis, who teamed up last month to host north side and south side End-Of-Life Workshops for PO’s and their families.

This important topic is something we need to address, and with continued interest, we hope to repeat these seminars in the future.

The CPD Survivors Group has been resurrected and is going strong. If you have experienced a shooting, squad

car accident, or any other traumatic incident --and might benefit from processing it with other PO’s who have been through similar situations, please consider joining them at one of their regular meetings on the north or south side. For more information, see their link on the PCM website (below), or call 312-848-9141.

Finally, if you’re free on Monday, 15 SEP, and would enjoy a 7:05 p.m. Cubs home game vs. the Cincinnati Reds. Please consider joining us on a rooftop to support a great cause: Police Chaplains Ministry. Your \$100 donation gets you on the rooftop with all the food and drink you wish to enjoy. RSVP to my email address below.

Fr. Dan Brandt, CPD Chaplain  
312/738-7588 (office)  
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[www.ChicagoPCM.org](http://www.ChicagoPCM.org)

## A Tragedy or a Blessing?...Compliments of Rabbi Moshe Wolf

How many times has the following happened to you? You run out of the house because you are late to work, you are halfway there you look in the back seat and realize that you left part of your uniform on your bed. You're mad. You yell at yourself. You're mad at G-d - why did this happen to you? Now your boss is going to give you a piece of his mind, and you are going to have one of "those" days.

You drive back home as fast as you can. You open the door to your home, you smell something burning from the kitchen and you see smoke coming from the kitchen; "oh shoot" you left the pot of oatmeal cooking on the stove. The water boiled out and now the pot is starting to burn. You made it just in the nick of time. You quickly turn off the flame, open the window to clear out the smoke, and all is good. Now you start thinking; you were mad before because you had to go back home, only to save your home from a fire - now you're grateful. The stories that happen to each of us on a daily basis can fill volumes of books. So the next time something like that happens, ask yourself, "Tragedy or Blessing" ...It reminded me of the famous true story that happened with the Carmichael family.....

Many years ago in Scotland, the Carmichael family had a dream. Mr. Carmichael and his wife worked and saved. They made plans for their nine children and themselves to travel to the United States. It had taken years of preparations, but they had finally saved enough money, gotten passports and made reservations for the whole family to travel on a new Ship to the United States. The entire family was filled with anticipation and excitement about their journey. A new life that was waiting for them on the shores of the United States. However, seven days before their departure, their youngest son was bitten badly by a stray dog. The boy was rushed to the hospital and the doctors sewed up the wound, however a yellow sheet was hung on the Carmichael's front door. Due to the possibility of rabies, they were being quarantined to their home for fourteen days. The family's dreams were dashed. They would not be able to make the trip to America as they had planned. The father, filled with disappointment and

anger, stomped to the dock to watch the ship leave - without his family. He shed tears of disappointment and cursed both the bad luck of his son, and G-d for their seemingly terrible misfortune.

Five days later, the tragic news spread throughout Scotland and the world - the mighty Titanic had sunk. The "unsinkable" ship had sunk, taking hundreds of lives with it. The Carmichael family was to have been on that ship ... but they were left behind in Scotland. When Mr. Carmichael heard the news, he hugged his son and thanked him for saving the family. He thanked G-d for saving their lives and turning what he had felt was a tragedy into a blessing.

Although we may not always understand, all things happen for a reason, even though we might not see the reason right away or ever. Some aphorisms to make you chuckle...

- The nicest thing about the future, is that it always starts tomorrow.
- Money will buy a fine dog, but only kindness will make him wag his tail.
- If you don't have a sense of humor when looking at life, you probably don't know on how much you are missing.
- A good time to keep your mouth shut is when you're in deep water.
- How come it takes so little time for a child who is afraid of the dark, to become a teenager who wants to stay out all night?
- Why is it that at class reunions, you feel younger than everyone else looks?
- Scratch a cat and you will have a permanent job.
- No one has more driving ambition than the teenage boy who wants to buy a car.
- There are no new sins; the old ones just get more publicity.
- There are worse things than getting a call for a wrong number at 4 a.m. - like, it could be the right number.
- No one ever says "it's only a game" when their team is winning.
- The trouble with bucket seat is,

that not everybody has the same size bucket.

- Money can not buy happiness but somehow it's more comfortable to cry in a Cadillac than in a Yugo.
- After age 65, if you don't wake up aching in every joint, you're probably dead or specially blessed.
- Always be yourself because the people that matter don't mind and the ones that mind don't matter.
- Life isn't tied with a bow but, it's still a gift.

Remember: Take a moment every day and find something to laugh about, even if you have to look in the mirror. On behalf of all the Chaplains, May G-d bless you and keep you safe. Amen. Should you ever need a shoulder to lean on or have some good humor to share, please don't hesitate to give us a call.

*Compliments of your Police Chaplain Rabbi Moshe Wolf, 773-463-4780 or e-mail: moshewolf@hotmail.com*

### ***Deceased Brothers & Sisters***

John E. McCann, Age 70  
 Raymond W. Palumbo, Age 85  
 David D. Miller, Age 84  
 Thomas A. Woloszynski, Age 57  
 Emil S. Paolone, Age 76  
 James E. O'Driscoll, Age 88  
 Stanley A. Obos, Age 71  
 George R. Fagin, Age 91  
 Dennis T. Dwyer, Age 69  
 William R. Devito, Age 91  
 Fred J. Tabisz, Age 90  
 William J. Wilson, Age 94  
 Robert B. Campbell, Age 33  
 Tito M. Rodriguez, Age 28



**STORE HOURS:**

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

**STORE CLOSED:**

LABOR DAY WEEKEND  
(AUG. 30-31 & SEPT. 1)

**DIRECT LINE:**

312-733-2344

**WEBSITE:**

WWW.FOPGIFTSHOP.COM

**It's time for a Summer Clearance Sale!**

*Don't forget to join us at the FOP Golf Outing on August 25<sup>th</sup> - we will be there with lots of great items for sale!*

CPD star folding camp chair was \$24.95... now \$19.96

30% Off Ladies camo tank top was \$10.95... now \$7.66

Stamp PD with CPD star tank top in blue or gray was \$11.95... now 25% OFF (\$8.96- \$9.71)

Plastic or metal tumblers with straw in silver, green, pink blue, purple, or black was \$7.95... now \$4.86-\$5.56

Back in stock updated 5<sup>th</sup> Edition Officer's Field Guide ...Only \$10.50  
We also have the leather field guide book cover for \$14.95

30 % OFF tee-shirt of the month for the ladies love heart PD V-neck tee in black, white, or pink small to 2XL

Kids S.W.A.T tee-shirt (sizes 2/4, 6/8, 10/12, 14/16) - was \$9.95... now \$7.96

10% OFF all in stock knives- various designs and shapes (you have to check these out)!

Ladies rhinestone bling tank top (sizes small-2XL) ... now \$18.00

**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: Kathy Moore**



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**AUGUST 2014**  
**IS YOUR ADDRESS CORRECT?**  
IF NOT, PLEASE CONTACT THE LODGE.

## The Fraternal Order of Police Chicago Lodge No. 7's Annual Golf Outing, The Tom Skelly Open

Cog Hill Golf and Country Club  
12294 Archer Avenue, Lemont, Illinois  
Monday, August 25, 2014- Shotgun Start: @ 9am



- \$500 per foursome includes:
- Golf & Cart
  - Complimentary Bag Drop
  - Complimentary Range Balls (Before Golf)
    - On Course Lunch
  - Complimentary Locker & Towel Service
  - Refreshment Stand With Cold Drinks & Snacks
    - Dinner