



JOURNAL

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www.sfpoa.org

Counsel's Corner

Prop. B Defeat – A Measure Of Delagnes Leadership

By John Tennant,
SFPOA Counsel

At long last, there is some good news to write about: as I'm sure everyone is aware, Proposition B, the so-called "pension reform" measure, was handily defeated at the ballot box on November 2nd. What's more, labor's victory was overwhelming: San Franciscans rejected Public Defender Jeff Adachi's "takeaway" legislation by a whopping 57.5%. As the New York Times reported, this victory amounted to an absolute "trouncing" by public employee labor of the Prop B forces. Such an unmitigated defeat for Adachi and his backers should send a message to all those who shamefully attempt to drive a wedge between public employees and their private-sector counterparts by seeking to stir resentment against public servants, in undeniably bad economic times, on account of the wages and benefits that public employee unions have worked so hard over the past several decades to achieve. You don't move forward economically as a community by pulling other workers down.

Labor's victory in San Francisco also stands in sharp contrast to what is happening in the rest of the country. The news is not good, and while a review of the damage done to other public-sector workers across the state and country will serve to highlight just how great a victory was achieved in San Francisco with the defeat of Prop B, solidarity demands that we make a sober assessment of the plight of fellow public employees. Here's a quick survey of what has happened:

"Gary and the other union leaders had the vision and tenacity to wage a political battle against Prop B like nothing I've ever seen."

In California, voters in seven cities – Bakersfield, Carlsbad, Menlo Park, Red-

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President's Message

Proposition B: The Battle's Won, But Not the War*

(*Corporate Billionaires vs. Ordinary Public Employees)

By Gary Delagnes,
SFPOA President

In an unprecedented joint effort between San Francisco's public safety and labor organizations, Public Defender Jeff Adachi's would-be charter amendment to decimate your hard-earned benefits was soundly defeated by the sensible and reasonable voters of San Francisco. Self-appointed crusader of public pension reform, Jeff Adachi, was defeated not only because he is a politically driven egomaniac, but also because San Francisco voters realized that the problems we face in the areas of pension and health care reform can and should be settled at the negotiation table, not in the plush salons of millionaires' mansions. I commend the voters of San Francisco for seeing through self-promoting politicians like Adachi, and trusting in us and in labor to work cooperatively to make the needed adjustments in a fair and open forum.

Mr. Adachi's deep-pocket man is Michael Moritz, a venture capitalist billionaire who, along with Adachi, has decried the public employee as the

fundamental problem in the American fiscal crisis. He blames middle class workers such as teachers, nurses, firefighters, and police officers for the economic melt down. While moneymen like Mr. Moritz claim to be concerned for local and state economies, their real motivation is the performance of investments in public pension funds. The greater the percentage contribution by the public employee, the more profit for the Fat Cat millionaires.

"They will come back at us. Adachi has already vowed ... to return weary voters back to the ballot with a new version of Proposition B."

Moritz, who was one of the original investors in Google and Pay Pal, par-

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Golden Badge Foundation

Delagnes Honored With Labor Lifetime Achievement Award

By Val Kirwan, Central Station
SFPD Representative, California Peace
Officers' Memorial Foundation

The Golden Badge Foundation annual awards ceremony was held on October 29, 2010, at the Irvine Marriott. The Golden Badge Foundation is dedicated to strengthening relations within California's law-enforcement community, as well as between members of law enforcement and the citizens they protect and serve. Each year, the foundation hosts an awards banquet to honor law enforcement and civilians for heroic acts of bravery, and for deeds that improve the safety and quality of life in California. The Golden Badge Foundation assists pro-law-enforcement organizations such as the California Peace Officers' Memorial Foundation, which honors fallen peace officers and makes financial contributions to their families.

This year the foundation honored our SFPOA President Gary Delagnes with the "Labor Lifetime Achievement Award." Gary has been a member

of SFPOA since graduating from the police academy 32 years ago. Gary became actively involved in the many facets of our organization, and over time became increasingly eager to take on more responsible roles within the POA.

Following a term as the association Vice President, Gary was subsequently elected president for two consecutive 3-year terms. Gary successfully negotiated five separate contracts between the Police Officers Association and the City and County of San Francisco over the span of 18 years. His skill, knowledge, and developed expertise in the field of contract negotiation has taken SFPD from a position ranked 92nd in the state of California in 1989 to one of the top three over-all compensated police departments in the country today.

Gary is steadfast and often outspoken in his support for his members in time of conflict, criticism or turmoil. Gary enjoys an outstanding reputation for having a passionate voice in the defense of his association and its members. He has no fear in standing



Left to right: Brian Moriguchi, VP Golden Badge, L.A. County Professional Peace Officers' Association; Gary Delagnes, SFPOA president; James Ream, President Golden Badge Foundation, Los Angeles School Police association.

PHOTO BY JEFF CARLSON SANTA ANA POA

up to individual citizens, politicians, members of city government or the press in defense of his members. Gary's loyalty and dedication in upholding the good name of the SFPOA and its members is constant and unwavering.

Gary's wife Sue and friends attended the ceremony to show their support and gratitude. Congratulations Gary on receiving the award, and thank you for all you do for the association and its members.

Minutes of the November 17, 2010 POA Board Meeting*

1. Sergeant-At-Arms Breen called the meeting to order at 1205 hours and led the Pledge of Allegiance.
2. Secretary Montoya conducted the roll call of the Board of Directors and Executive Board.
3. Chief Gascón met with the Board of Directors and had a candid question and answer session regarding concerns brought forth via the Board of Directors.
4. The Board of Directors entered into an Executive Session at 1300 hours to discuss a confidential disciplinary matter which lasted 90 minutes.
5. Rep. Bertrand (Co B) made a motion that was seconded by Rep. Falzon (Vice) to reaffirm the decision of the Executive Board/Screening Committee with regards to the confidential disciplinary matter.
6. The October Roll Call was changed to reflect that Rep. Landi (Traffic) was excused and not absent. Rep. Sorgie (Co G) made a motion that was seconded by Rep. Schaeffer (Co C) to accept the minutes of the October Board Meeting. Motion passed by voice vote without opposition.
7. President Delagnes thanked the members for their assistance which helped with the defeat of Proposition B. There were 12 statewide propositions that addressed pensions and health care. Of the 12 propositions, only Proposition B was defeated.
8. Secretary Montoya spoke of the upcoming POA elections. All nominations for the Board of Directors and Executive Board shall occur at the December 15, 2010 Board Meeting. Nominations may be made from the floor or submitted in writing to Secretary Montoya by December 15, 2010. The election will commence on Monday January 11, 2011 and close on Friday January 21, 2011. The election will

9. Secretary Montoya announced the Election Committee is comprised of POA members Joe McFadden, Gabe Gallaread, Jennifer Marino and Sean Frost. All election material shall be submitted to the Election Committee for approval. Approved election material shall be forwarded by the Election Committee to the *POA Journal* for printing in the January 2011 *POA Journal*.
10. Treasurer Halloran announced that we closed (11-15-10) on the property located at 701 Second Street which is being leased back to the Paragon Restaurant. The purchase was paid for in cash. \$915,000.00 was a result of the sale of 502 7th

11. Treasurer Halloran advised that two offers on 510 7th Street did not meet the deadlines for the 10-31 exchange. The property located at 510 7th Street is being taken off the market and necessary structural changes are being made.
12. Treasurer Halloran announced that the POA will be hosting an acquisition party at the Paragon Restaurant on 12-16-10 which will also entail a fundraiser for "Friends of Frankie Shouldice"
13. Treasurer Halloran provided each Board Member with an expense re-

14. Treasurer Halloran advised that the Executive Board approved a \$500.00 donation to Malia Cohen who ran for Supervisor in District 10.
15. Meeting adjourned at 1515 hours.

Respectfully Submitted,
Tony Montoya
POA Secretary

**These minutes will not be adopted by the Board of Directors until the next General Membership meeting. Corrections and amendments might be made prior to a vote to enter the minutes into the permanent record. All corrections and/or amendments will be published in the succeeding issue of the Journal.*

Board of Directors Meeting Roll Call Wednesday, November 17, 2010

		Vote 1				Vote 1	
President	Gary Delagnes	P	Y	Co. G	Dean Sorgie	P	Y
Vice President	Kevin Martin	P	Y				
Secretary	Tony Montoya	P	Y	Co. H	Maris Goldsborough	P	Y
Treasurer	Marty Halloran	P	Y		James Trail	P	Y
Sergeant-At-Arms				Co. I	Jody Kato	P	Y
	Chris Breen	P	Y				
Editor	Ray Shine	P		Co. J	Kevin Lyons	E	
Co. A	Ed Browne	P	Y		Brian Philpott	P	Y
	George Rosko	P	Y	Co. K	Matt Gardner	P	Y
Co. B	Larry Bertrand	P	Y		Steve Landi	P	Y
	Jayme Campbell	E		Hdqtr.	John Evans	E	
Co. C	Dermot Dorgan	P	Y		Troy Peele	P	
	Chris Schaffer	P	Y	Narcotics	Dave Falzon	P	Y
Co. D	Matthew Rodgers	A			Frank Hagan	P	Y
				Tactical	Dan Laval	P	Y
Co. E	Jesus Peña	P	Y		Mark Madsen	P	Y
	Tim Flaherty	E		Invest.	Gavin McEachern	P	Y
Co. F	Peter Dacre	P	Y		Dean Taylor	P	Y
	Rob Imbellino	P	Y	Airport	Anton Collins	P	
					Joe Finigan	P	Y
				Retired	Ray Allen	P	Y

San Francisco Police Officers Association Editorial Policy

The *POA Journal* and the POA web site (www.sfpoa.org) are the official publications of the San Francisco Police Officers Association and are published to express the policies, ideals, and accomplishments of the Association. The following provisions that are specific to the publication of the *POA Journal* shall also be applicable to publication of material on the POA web site to any extent that is practical. Publication of material in the *POA Journal* or on the POA web site does not necessarily include publication on or in both instruments of communication. Nor does the following editorial policy for the *POA Journal* preclude a different or contrary editorial policy for the POA web site.

Member Opinions and Commentary: Unsolicited Written Material

A member or group of members may submit **unsolicited written material** to the *POA Journal* that expresses his/her/their opinion(s) and concerns within the following limitations and guidelines:

- Such material must be addressed as a letter or mail using common salutations such as "Dear POA," "Editor," "SFPOA" "Dear POA Members" etc.
- Such material must be authored and signed by the member(s) making the submission. Anonymous submissions will not be published.
- Such material must be factually correct and presented in a respectful and civil manner.
- Such material can not be slanderous, unnecessarily inflammatory, sexist, racist, or otherwise offensive, nor can it be disparaging of any member or bring upon them unwarranted accusation or rebuke, either express or implied.
- Such material can be forwarded to the editor by electronic mail, US Mail, inter-departmental mail or other written communication, or delivered in person to the editor or to any person in the POA office.
- Upon receipt of such material, the editor shall cause it to be published in the next regular printing of the *POA Journal*, or in a future issue designated by the submitting member provided that the content complies with all the provisions of this policy. Such material will not necessarily appear in more than one issue of the *POA Journal*.
- Such material will be published in a designated section that shall be clearly titled as "Letters to the Editor," "Letters to the Journal," "Mail" or other similar title indicating that the material included therein is the express opinion of the author(s) and not necessarily that of the SFPOA or any of its elected or appointed officers.
- Depending upon considerations of timeliness and space, the editor reserves the right to withhold publication of such material for as many as two issues. The editor also reserves the right to decline to publish material beyond a date wherein the context of the material is no longer timely.
- All such material is subject to editing for grammar and punctuation. Portions of a submission may be omitted for considerations of space so long as the general context of the material is not significantly diminished or altered.
- The editor may select portions of a submission to be highlighted in a common editorial manner such as pull quotes, sub-heads, or kickers.

Other Submitted Material

All other written, photographic, or graphic material must be:

- Specifically solicited by the editor;
- Or be unsolicited material that may be published at the discretion of the editor, and in accordance with other applicable sections of this editorial policy and Article XI, Section 8(e) of the by-laws.

The San Francisco Police Officers Association

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Members or readers submitting letters or articles to the editor are requested to observe these simple rules:

- Address letters to the Editor's Mail Box, 800 Bryant St., 2nd Floor, San Francisco, CA 94103.
- Letters must be accompanied by the writer's true name and address. The name, but not the street address, will be published with the letter.
- Unsigned letters and/or articles will not be used.
- Writers are assured freedom of expression within necessary limits of space and good taste.
- The editor reserves the right to add editor's notes to any article submitted, if necessary.
- Articles should be typed, double-spaced, or submitted via e-mail or on disk in Microsoft Word.

ADVERTISING: Contact Michael Popoff, Advertising Coordinator
(415) 515-1862 • sfpoa_ads@sbcglobal.net

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Counsel's Corner

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ding, Riverside, Pacific Grove, and San Jose – approved measures to reduce pension costs. In San Diego, voters rejected a half-cent sales tax increase that would have prevented public safety cuts. California for Pension Reform President Marcia Fritz claimed to have achieved with such votes “almost a complete annihilation of the opposition.” In attempting to explain away labor’s sole victory in San Francisco, Fritz said “We were outspent 10-1 there.”



In more than 40 Chicago suburbs, voters approved a measure designed to pressure state legislators to decrease pension benefits for new public employee hires.

Voters in six states — Alabama, Nevada, Pennsylvania, Rhode Island, Tennessee and Wisconsin — elected governors who during their candidacies had expressed support for 401(k) style plans to replace defined benefit plans, the traditional form of public employee pensions.

“...I saw Gary come close to sacrificing his own health in the amount of effort he put into a relentless campaign, debating Adachi at every turn...”

Across the country initiatives heavily supported by public employee labor failed, such as an initiative to raise teacher pay in Oklahoma, a tax on high-income earners in Washington, and here in California, proposed rescission of certain tax-breaks for big business.

In other words, our victory over Proposition B was in many ways an anomaly compared to what is happening in the rest of the state and country. Now is not time to rest on our laurels, although savoring for the moment the victory in a hard-fought battle is certainly a welcome respite from what has seemed over the last couple of years to be an unending stream of bad economic news.

And here I must emphasize the debt of gratitude owed SFPOA President Gary Delagnes for the Herculean effort he put into waging the fight against Adachi and Prop B. When we and the other unions met last summer to discuss strategy against Prop B, the polls were horrific: they showed us losing hands down. We knew that we were in for a long, tough, and expensive fight — and that the battle would be fought on several fronts. (Part of the effort took the form of an initial legal challenge to certain features of Prop B, and we were prepared to move forward in court with further legal actions if Prop B had passed.) Gary and the other union leaders had the vision and tenacity to wage a political battle against Prop B like nothing I’ve ever seen. In many ways, they are directly responsible for snatching victory from the proverbial jaws of defeat. Unlike so many other of their union leader counterparts around the country, they found themselves victorious on election day, and many were simply slack-jawed in amazement at what they had accomplished.

On a more personal note, I saw Gary come close to sacrificing his own health in the amount of effort he put into a relentless campaign, debating

Adachi at every turn — at one venue after another across the city and on the radio, working tirelessly in organizing the precinct walks by police officers and distributing campaign materials to the voters, publicly confronting Willie Brown on his betrayal of the very labor unions who had supported him even though many thought it was unwise for labor to take on the former mayor . . . the list goes on. In short, every cop in this City should thank Gary Delagnes for what he ac-

complished for them and their families. In writing this, I am well aware that election time is approaching, and that many will dismiss all this as Tennant simply backing the guy who hired him. All I can say is that I would make these comments irrespective of whatever election or event was on the verge of happening. Why? Because it’s the truth.

“Roll the Union On . . .”

President’s Message

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played a \$12 million investment into \$1.6 billion playing the Wall Street game that sent this country into the worst recession in 70 years. He is listed as one of the 200 richest people in the world, and now owns a company named Sequoia Capital, which invests and leverages money in the same way the infamous Wall Street villains did. It is people like Mr. Moritz who strive to deflect the focus away from Wall Street shenanigans onto lower and middle class public workers and scapegoat them as the greedy, slovenly masses of an otherwise proper and enlightened society.

“The greater the percentage contribution by the public employee, the more profit for the Fat Cat millionaires.”

Mr. Adachi, a very handsomely paid elected official (“elected” in the context that he was unopposed and his was the only name on the ballot), is the front man, the public face of

concern as sculpted by Moritz and several other millionaires throughout the state. That “working” relationship is more basely expressed, I’m sure, in the locker rooms of station houses around this city, particularly in the Tenderloin. Jeff Adachi, it’s fair to say, *be out there hustlin’ for The Man.*

They will come back at us. Adachi has already vowed (in the context of revenge) to return weary voters back to the ballot with a new version of Proposition B. In the mean time, we will continue to work with the city to make changes to the system that are well thought out and fair to both sides. Over the past 3 years our members have voted to give back \$38 million dollars in concessions. While this is only about 1/50th of Billionaire Moritz’s net worth, we are doing the most that we can. That said, we also have mortgages, tuitions, young children, and aging parents. In other words, we’re happy to do our part, but like all working people, we have real limits.

2011 POA Journal Deadlines

January	December 20, 2010
February	January 21, 2011
March	February 18, 2011
April	March 25, 2011
May	April 22, 2011

Calendar of Events

Mark your calendars for the following meetings and events by the POA and its friends and supporters. All dates and times are subject to last minute changes, so always contact the event coordinator to confirm dates and times. If you have an event you would like posted on our calendar, contact the editor at journal@sfpoa.org.

Regularly Scheduled Meetings or Events

Event	Location	Date & Time	Coordinator
Meeting, Veteran Police Officers Association	Pacific Rod & Gun Club 520 John Muir Drive, SF	Second Tues. of Every Month, 11:00 AM	Larry Barsetti (415) 566-5985 larry175@ix.netcom.com
Meeting, Widows & Orphans Aid Association	Ingleside Police Station, Community Room	Second Tues. of Every Month, 2:00 PM	Mark Hurley (415) 681-3660
Meeting, American Legion SF Police-Fire Post	War Memorial Building 410 Van Ness Ave., SF	Second Tues. of Every Month, 6:00 PM	Greg Corrales (415) 759-1076
POA Board of Directors Meeting	POA Building	Third Wed. of Every Month, Noon	POA Office (415) 861-5060
Meeting, Retired Employees of CCSF	Irish Cultural Center	Second Wed. of Every Month, 11:00 AM	Reyna Kuk (415) 681-5949
Retiree Range Re-qualification	SFPD Pistol Range	First Fri. of each Month, 0730 – 1130	Range Staff (415) 587-2274

Specially Scheduled Events

Dudley Perkins Toy Run Honoring Off. Felix Sung	Dudley Perkins Harley Davidson So. San Francisco, CA	Sunday, December 12, 2010, 9:00 AM	Dudley Perkins Co. (650) 737-5467 Don Woolard, Co. K (415) 850-5726
Operation Dream Toy Drive	49er/Seahawk Football Game Candlestick Park, SF	Sunday, December 12, 2010	Bev Immendorf (415) 559-1373
POA’s Complimentary Buffet Celebrating new Commercial Space	Paragon Restaurant 2nd at Townsend Streets, SF	Thursday, December 16, 2010 5:00 PM	Drop in
Fundraiser and Raffle Benefitting Frankie Shouldice	Paragon Restaurant 2nd at Townsend Streets, SF	Thursday, December 16, 2010 5:00 PM	Marty Halloran (415) 861-5060 marty@sfpoa.org (415) 752-6255
Dedication Ceremony In Memory of Off. Charles Ellis	SF Police Stables, GG Park	Saturday, January 15, 2011 Noon Enter 36 Ave/JFK Dr.	Julie Lazar (415) 553-9595
Statewide Conference Cal. Homicide Invest. Assc.	Hilton Hotel Downtown, SF	February 28 – March 3, 2011	
TTF 20th Year Reunion	TBA – Check Back Next Issue	Friday, April 1, 2011 Time TBA	

WIDOWS' AND ORPHANS' AID ASSOCIATION

PO Box 880034, San Francisco, CA 94188-0034 ♦ Established 1878 ♦ Telephone 415.681.3660

Tuesday November 9, 2010

The regular meeting of the Widows and Orphans Aid Association of the San Francisco Police Department was called to order by President John Centurioni at 2PM in the Conference Room of Ingleside Station.

PLEDGE OF ALLEGIANCE: Led by President John Centurioni.

ROLL CALL OF OFFICERS: President John Centurioni. Vice President Matt Gardner. Treasurer John Fewer, Secretary Mark Hurley. Trustees Bob Mattox, Al Luenow, Bill Gay and Harold Vance. Excused Mark McDonough.

MINUTES OF THE OCTOBER: Motion by Bob Mattox that the minutes be approved as published. It was seconded by Al Luenow. The motion carried.

BILLS: Treasurer John Fewer presented the usual bills. There was a motion by Bill Gay that the bills be paid. It was seconded by Harold Vance. The motion carried.

WE HAD THREE DEATHS THIS PAST MONTH

HENRY G. PENGEL, 83 years. Henry was born in San Francisco and grew up in the Mission. He went to Saint Ignatius High School and served our country in the Army. He played semi-pro baseball for a couple of years before coming home to San Francisco and working as a Storeroom Keeper.

He took the police exam in 1950 and entered the Police Academy. His first assignment was Company K. The Police Department at the time had a baseball team and they needed a good third baseman. Henry was transferred to the Juvenile Bureau, as was the custom for members of the team so they could work out and change their working hours. In 1959, he made Inspector and remained at Juvenile until 1977 when he was assigned to the Inspectors Bureau. In 1978 he retired on a Disability Pension. Henry was awarded several Captains' Comp's. He was extremely proud of the fact that four of his daughters Mindy, Miriam, Molly, and Maura, and Grandson Joe Minner, all served in the San Francisco Police Department. I can't recall any family that had more members serve our department.

DAVID TAMBARA, 57 years. Dave was born in Sacramento. His family moved to San Francisco and settled in the Richmond District. He went to Washington High School. After graduating, he took the police exam and entered the Police Academy in 1977. His first assignment was Mission Station. Three Months later, he went to Taraval. He then worked Community Relations Unit as the first liaison with the Japanese American community. In 1990, he was assigned to the General Works Detail. He also worked Hate Crimes and was working Violent

Crime Task Force when he retired in September of this year. Dave just lived a few weeks after he retired before he passed away.

HOY HENDERSON, 89 years. Hoy was born and raised in Leesburg, Mississippi. He served our country in the Navy and, when discharged, settled in San Francisco. He worked for Muni for a couple of years before he took the police exam in 1953. His first assignment was Company K, Fixed Post Traffic. Two years later, he was transferred to and worked at Potrero for 10 years. He was then transferred to Southern Station. He made Sergeant and was assigned to Richmond. Six years later, he went to the Operations Center. He then worked BCI and went back to Richmond for his final year in the Department. Hoy retired in 1977. Hoy was awarded several Captains' Comp's.

REPORT OF TRUSTEES: Mr. Jerome Palioni, Ash Daggs, and Pam Royer all members of our Investment team from Wells Fargo Bank, gave us a report on the condition of our investments. The S&P 500 posted its best September and October run in 12-years, up 12.8%. The unemployment rate was flat at 9.6%. Our economy should continue to experience modest growth over the next year. With the political makeup of Congress and the Senate, the stock market sees gridlock and causes them to focus on the positive. The fact that our asset allocation is strategically di-

vided our account is up over \$30,000 this past month.

REINSTATED: Pursuant to Article III, section 5 of the Constitution. Treasurer John Fewer received payment of dues from Richard Bodisco. President John Centurioni ordered him put back on the roles.

NEW BUSINESS: Nomination of Officers and Trustees for the coming year. John Centurioni nominated Matt Gardner for President. Bill Gay nominated Mark McDonough for Vice President. Matt Gardner nominated Mark Hurley for Secretary. Member Joe Reilly gave a letter from member Leslie Tom to nominate Joe Reilly for Secretary. Secretary Hurley advised the Trustees that an election would have to be held with a ballot mailed to every member. I also advised of the costs to print and mail out the ballot, and the fact that this has not been done in over 60 years.

ADJOURNMENT: President John Centurioni had a moment of silence for our departed members and those men and women serving our country in the armed forces. He set the next meeting for Tuesday December 14, 2010 at 1:45 PM. The Bank will then continue the meeting at 5PM at their office on Montgomery Street. The meeting was adjourned at 3:30 PM.

Fraternally,
Mark Hurley,
Secretary

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AROUND THE DEPARTMENT

By Al Casciato



...Thank You All:

Proposition B was defeated and I want to take this opportunity to thank all of you who helped. I want to especially thank those City Employees who took leaves of absence to work on the "No on B" Campaign. Those employees truly recognized the Proposition B for what it was and would do and they committed their lost time to protect all actives and retirees.

What now and what does the future hold?

Public Defender **Jeff Adachi** has already committed to putting another petition campaign together for the November 2011 election. What shape will that Charter Amendment take? Who knows but rest assured that it will not be good because it is being born from venom.

Mayor **Gavin Newsom** has put together a group consisting of administration, business and labor leaders to try and address the pension and health benefits in the context of our current fiscal climate. The group met on Thursday November 18 and began discussing the issues (factually) with a goal of working together in a clam rational manner to find solutions that will transcend time.

Each and every one of us must stay abreast of what is occurring and remain in the "campaign mode" daily. We are the target at this time in history and the resolutions we find for today's issues will impact future generations of tax payers and public employees.

I urge all of the members of the legislative branch to study carefully the history of our retirement and health systems so that when you propose legislation you will avoid making the mistakes of the past: such as legislation filled with unintended consequences that breeds charter amendment after charter amendment that strive to correct inequities, abolish tiers and enhance benefits in "good times". Hopefully legislation will be written, today, that will be fair to all in good times and in bad. Otherwise we are doomed to relive the 70's, 80's, 90's and early 00's that are now starting to

be repeated in the late 00's and early 10's before the complete cycle starts again carrying us into the 20's, 30's and 40's.

I know that I will not be around to look back when we get to the 50's but hopefully my children and grandchildren will look back and be able to say "thank you" to today's legislators and voters for not having repeated the mistakes of the past. Hopefully they will find themselves living in a world where retirement and health systems are efficient, solvent and fair to all...

...Widows and Orphans:

Keeping ones address and beneficiary current is critical for the peace of mind for your loved ones when the time comes for you to rejoice. W & O Board member **Matt Gardner** is in charge of updating addresses and beneficiaries. He can be reached via e-mail at mmg671@gmail.com or at Co. K / Solos. Update now...

...Toy Drives:

The Department's Operation Dream will conduct two toy and fundraising drives this year. The first will be on Friday December 3 at Pier 3 between 0900-1300 hours; the second will take place during the Dec 12 49er's game at Candlestick Park 0900-1700 hours. Volunteers are needed for both events. Leave a message for Commander **Kitt Crenshaw**, Operations, at 553-1527 to volunteer...

...Locksmith:

Recently my family was victimized by a thief and part of the follow-up was having locks re-keyed on short notice. We were very pleased that the recommended locksmith who responded was efficient, on-time and reasonable. We were further comforted when we learned that he was part of the extended police family being the son of retired Sgt **Cheech Williams**. We highly recommend that Mike's Locksmith and General Services be listed in your emergency response list. The company is owned by **Mike Williams**, a Pacifica resident and based in San Francisco at 824 Cayuga Avenue phone 415-333-2233...

...Walk in their shoes:

Recently a call for mutual aid went out to assist officers in the Mission District. In the day's following the incident there were criticism made about the decision to request mutual aid. Mission Station's Captain **Greg Corrales** comments that the criticisms are coming from the non-combatants. You can debate with 20/20 hind sight; preparation and pre-planning effectiveness in a cozy office; but when you are in the heat of battle calling for help is the right call to make to insure we win, with the least amount of casualties, the battle of that time and place...

...Health Care:

Understanding the National Health Care System is a daunting task. But in order to get some comprehension of the magnitude of the subject visit the Kaiser Family Foundation website at <http://healthreform.kff.org/the-basics.aspx> and view the 9 minuet video that introduces you to federal health care...

Happy Holidays to All...

POA Mourns Sudden Death of Patrick Cunnie Son of former POA President, Chris Cunnie

Condolences and sympathy of the entire SFPOA membership go out to former POA President Chris Cunnie and his family following the tragic death of his son, Patrick. Patrick was killed in a terrible accident on November 1, 2010, while attending Chaminade University in the state of Hawaii. He was just 19.

Patrick was a 2008 graduate of Riordan High School, where his classmates had voted him the funniest senior. He was studying towards a degree in English Literature at the time of his death, and had hoped to one day teach the subject at Riordan.

The family requests donations to Archbishop Riordan High School in Patrick's name.

Coming Event

January 15, 2010 Noon

MOUNTED UNIT

**Dedication of a Photo Gallery
at the police stables in memory of
Officer Charles T. Ellis #1748.
Reception to follow.**



Officer Terry Gan, Mounted Unit

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www.sfpoa.org

Notice of Nominations for SFPOA Elected Officers or Representatives

As per the following sections of the SFPOA Bylaws, nominations shall be taken at the December 15, 2010 Board of Directors meeting for the following elected positions as specified in Section 400:

Section 400. Officers.

The officers of this Association shall be:

- President — elected at large by members.*
- Vice President — elected at large by members.*
- Secretary — elected at large by members.*
- Treasurer — elected at large by members.*
- Sergeant-At-Arms — elected at large by members.*

Nominations will also be accepted for candidates seeking election as a Representative from a station, unit, or detail, as per the Section 401(F)(1) as follows:

401.

F. Directors.

1. The Board of Directors shall consist of two elected representatives from each of the following units:

Central Station, Mission Station, Northern Station, Airport Bureau, Administration/Head-quarters Bureau, Investigations Bureau, Ingleside Station, Park Station, Bayview Station, Richmond Station, Southern Station, Taraval Station, Narcotics/Vice-Crimes Division, Traffic Division, Tactical Division, and the Tenderloin Station.

2. In addition, the Board of Directors shall include a retired member of the Association, who shall serve in an advisory, non-voting capacity for a term commensurate with that of the elected Directors, as set forth in these Bylaws at Article VI.

Any member interested in being nominated for election to any of the positions listed in Section 400 or 401(F)(1) should abide by the bylaw sections 600 and 602 excerpted below. A complete copy of the SFPOA Bylaws is available to any member upon request. Said requests should be made to the POA office by phone, email, or in person. District or Unit Representatives can also provide any member with a copy of the SFPOA Bylaws upon request. – Ed.

ARTICLE VI: NOMINATIONS, ELECTIONS, AND INSTALLATIONS

Section 600. Eligibility and Term of Office.

- A. Any active member of this Association who has been a member for at least one (1) year shall be eligible for election to office in this Association.*
- B. The term of office of Officers of the Association shall be three (3) years... The term of office of all other members of the Board of Directors elected as representatives of various units shall be two (2) years...*

Section. 602. Election Process.

A. Nominations for Officers and Directors to serve on the Board of Directors shall occur at the December Board meeting ... Nothing herein contained shall preclude the right of a member in good standing from being nominated from the floor at the December Board meeting.

B. When an election is to be held, the Board of Directors shall appoint a General Election Committee. This Committee shall consist of not less than five (5) members, nor more than ten (10), whose duty it shall be (i) to receive nominations, (ii) to review the eligibility of the nominees, (iii) draw an election ballot, (iv) administer the election process via on-line voting through the SFPOA website in a manner that ensures a fair election and accurate tabulation of all votes, and (v) to make the results known to the membership. Members of this Committee shall not be members of the Board of Directors, nor candidates for office.



Injured On Duty By A Negligent Motorist Or DUI Driver?

“It’s Not Just A Workers Comp Case!”

Former Prosecutor *Todd P. Emanuel* Can Help!

- Myth #1:** My only remedy is filing a worker’s compensation claim.
- Myth #2:** I can’t bring a claim against the negligent driver.
- Myth #3:** I can’t file a claim with my own auto insurance company.

FACT: If you’ve been injured on the job by a third party such as a negligent motorist or drunk driver, **YOU CAN** (and should!) recover substantial personal injury damages (tax free) in addition to worker compensation benefits. **DO NOT** leave money on the table by limiting your remedy to workers compensation! I have helped police officers throughout the counties of San Francisco, San Mateo, and Santa Clara.

Call for a FREE consultation! • Police Officer references available on request.

T **Todd P. Emanuel, ATTORNEY AT LAW**
LAW OFFICES OF TODD P. EMANUEL

Tel. 800.308.0870 or 415.399.1112 • www.teinjurylaw.com
505 Montgomery Street, 11th floor, San Francisco, CA 94111



Helping Our Own

The following members of our law enforcement family need our help:

Frankie Shouldice

The SFPOA will be sponsoring a fundraiser and raffle for "Friends of Frankie Shouldice" at the Paragon Restaurant. Frankie is the 12-year old son of Inspector Ronan Shouldice of CSI. Frankie is battling leukemia. A "Friends of Frankie Shouldice" account has been established at the SFPCU #1373520 — Marty Halloran

Fundraiser and Raffle for "Friends of Frankie Shouldice" at the Paragon Restaurant
701 2nd St @ Townsend St
Thursday December 16, 2010
5:00 P.M. to 9:00 P.M.
Donations Accepted At the Door
Raffle Tickets \$20.00 each or 3 for \$50.00
Grand Prize: 50" LCD HDTV or \$1,000.00
2nd Prize: Apple iPad or \$500.00
3rd Prize: \$250.00
Need not be present to win
Contact Marty Halloran for further information
(415) 861-5060 #14 or marty@sfpoa.org

Alice DiCroce – Co. C

So many of you have done so much already that I still feel I haven't adequately expressed my gratitude thus far — and yet I have something more to ask, for those able. I am still in the Catastrophic Illness Program (#001471) that up until now, the generosity of your donated hours have sustained me in my recovery. Not only does this program (CIP) keep me receiving a paycheck, it also pays for my insurance, the part that the city usually pays! Without hours, I am facing great financial distress as I will not only have to manage without a paycheck, but will have to come up with a large sum of money each month to keep myself insured. I am in need of one final push of hours. Just another couple month's worth, until it is medically safe for me to return to work. I thank you in advance for whatever you can donate — CIP #001471 — Thanks so much,

— Alice DiCroce #237, Co. C.

Children of Inspector David Tambara

Send your contributions to: (Make checks payable to)
Donna Kwon David Tambara Trust Fund
California Bank and Trust, Japan Town Branch
1696 Post Street. San Francisco, CA 94115
Account #1370076652

Daughter of Sgt. Tom Cashion, Walnut Creek PD

I received a memo from Eric Balmy, (son of SFPD Great-Andy Balmy) who reports that the 4-year-old daughter of fellow Walnut Creek Police Sergeant Tom Cashion has a very serious form of cancer, and the Walnut Creek POA is hosting a fundraiser to help defray the family's medical expenses. — Rene LaPrevotte

Madeline Cashion Fundraiser
Wednesday, December 15th, from 1100-2200 at:
Rocco's Restorante Pizzeria
2909 Ygnacio Valley Road
Walnut Creek, CA, 94598

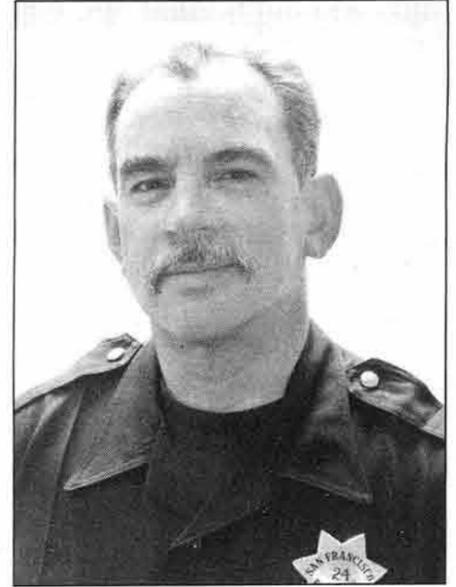
If you cannot make it to the Madeline Cashion Fundraiser at Rocco's and would still like to donate you can mail checks to:
Sgt. Sean Conley
1666 N. Main Street
Walnut Creek, CA. 94596
Please make the check out to the "Cashion Family Fund".
Thank you!

This and That...

By Kevin Martin,
SFPOA Vice President

Kevin is on a much-deserved vacation.

He will return next issue with a new This & That column.



SFPOA Members & Their Families Come Celebrate the Grand Acquisition & Partnership between the SFPOA & the Paragon Restaurant

701 2nd St @ Townsend St
Thursday December 16, 2010

5:00 P.M. to 9:00 P.M.

**\$2.00 Beers, \$4.00 Cocktails
& Complimentary Buffet**

The SFPOA will also be sponsoring a fundraiser and raffle for "Friends of Frankie Shouldice" at this Grand Acquisition

Frankie is the 12-year-old son of Inspector Ronan Shouldice and Miriam Shouldice and he is now battling leukemia.

A "Friends of Frankie Shouldice" account has been established at the SFPCU #1373520

Donations Accepted At the Door
Raffle Tickets \$20.00 each or 3 for \$50.00
Grand Prize: 50" LCD HDTV or \$1,000.00
2nd Prize: Apple iPad or \$500.00
3rd Prize: \$250.00

Need not be present to win

Contact Marty Halloran
for further information

(415) 861-5060 #14

or

marty@sfpoa.org



CHIA/SFPD Historical Exhibit Gains Ground

By Marie Thomas McNaughton
CHIA 2011 Historical Exhibition Curator

SFPD this week firmed up plans for its Homicide & History Exhibition to be held as part of the California Homicide Investigators Association (CHIA) conference at the Union Square Hilton, February 28 through March 3, 2011. Top brass has arranged for a new secure space in which to collect, house, assess, curate, and prepare the extant SFPD history collection and new loans for the late winter exhibition.

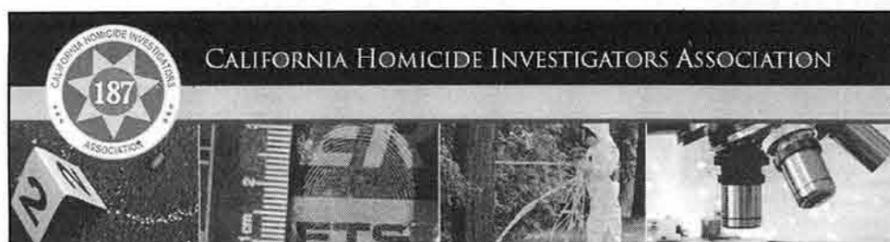
Lieutenant Mike Stasko and Officer Jacqueline Selinger have been assigned full-time to arranging the 2011 CHIA Conference. Inspectors Dave Falzon and Julie Lazar will continue coordinating in addition to their regular duties. SFPD history buffs Liane Corrales and Al Casciato will continue to extend their expertise for the long-term care of the collection. Outside consultant and CHIA 2011 Historical Exhibition Curator Marie McNaughton is assembling a team of SFPD officers and retirees, professional curators and historians, and trained museum volunteers to assemble the public exhibition.

The team plans four basic sections for the exhibition: SFPD history, SFPD vehicles, weaponry, and other "hardware," pop culture depictions of police work in San Francisco, and actual famous-case materials from SFPD Homicide. They seek a wide selection of memorabilia related the history of the SFPD Homicide

Detail in particular and SFPD in general, including photographs, documents, event souvenirs, uniforms, equipment, and more. As the exhibit will also explore SFPD in popular culture and imagination, materials related to the Dirty Harry films, Monk television show, The Maltese-Falcon novel, or other similar, would be much appreciated.

All items loaned for the exhibition will be secured 24 hours per day and returned to the owner upon the closing of the CHIA conference. Not every item loaned will be placed on exhibit.

For details, contact Lieutenant Stasko, 850-7702; Officer Selinger, 734-3266; Inspector Falzon, 553-9595; Inspector Lazar, 553-9595; or Marie McNaughton, 707-529-0734, or email these persons at the following: Michael.Stasko@sfgov.org, Jacqueline.Selinger@sfgov.org, David.Falzon@sfgov.org, Julie.Lazar@sfgov.org, Linda Ellis, SFSU Museum Studies Director; Susan Goldstein, SF City Archivist; Jamie O'Keefe, GOTC Registrar/SF Museums L7ellis@yahoo.com, sgoldstein@sfpd.org, jokeefe415@gmail.com



2011 CHIA Conference

Hosted by the
San Francisco Police Department

February 28 – March 3, 2011

Hilton San Francisco
333 O'Farrell Street

During this four day event, the participants attend notable case presentations and training seminars. In addition, the conference provides a fertile environment for networking, individual case evaluations and discussion of techniques with some of the top investigators and prosecutors in the country.

For information, please contact
Lieutenant Michael Stasko at (415)-850-7702
or (415)-553-1501 or Inspector Dave Falzon (415)-553-1049.

San Francisco POA Introduces ... Individual Long Term Disability (LTD) Salary Protection Plan

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Feb. 28 to Mar. 3, 2011

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Recognition during opening ceremonies

Prime vendor location

Sponsor link from the CHIA conference web site

Invitation and recognition at the evening reception

PLATINUM SPONSOR \$5,000

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Prime vendor location

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Invitation and recognition at the evening reception

GOLD SPONSOR \$2,500

Quarter page advertisement in conference program

Recognition as a session sponsor

Vendor table

Sponsor link from the CHIA conference web site

Invitation to the evening reception

SILVER SPONSOR \$1,000

Recognition in conference program and website

Vendor table

Invitation to evening reception

BRONZE SPONSOR \$500

Recognition in conference program and website

FULL PAGE AD IN PROGRAM \$2,500

HALF PAGE AD IN PROGRAM \$1,000

QUARTER PAGE AD IN PROGRAM \$500

NON-SPONSOR VENDOR TABLE \$50

Ask Mike...the Retirees' Corner

By Mike Hebel
POA Welfare Officer

Voters Trounce Proposition B! An Adachi Comeback?

Q. Mike, as a Tier II (New Police Plan) member, I was elated to see Proposition B (the Jeff Adachi initiative petition) soundly defeated. Is it likely that Adachi will try again in 2011?

A. Public Defender Jeff Adachi is telling the press that he will be back again in 2011 with a re-do of his initiative petition (Proposition B) that was soundly trounced by SF voters: NO 57.6%; YES 42.4%. He is telling anyone who will listen to him that he will tweak the measure and try again because he opines "that city employee pension and health plans are bankrupting the city."

This was a costly battle: the coalition of city employee organizations/unions spent \$1.4 million, while the Adachi forces spent about \$1.0 million.

To be thanked and congratulated for their special efforts in defeating Proposition B are the steering committee members of *Standing Up For Working Families*. These include attorney Sean Connelly, Municipal Attorneys' Assn, Gary Delagnes, POA president, Bob Muscat, Local 21, Tom O'Connor, Firefighters' president, Rebecca Rhine, Municipal Executives Assn, and Patty Tamura, SEIU. These six along with political consultant Jim Sterns and media consultant Nathan Ballard formed an effective working coalition that included all active and retired city employee organizations. Special thanks to POA president Gary Delagnes who publicly debated Jeff Adachi several dozen times. Special thanks also to all those active and retired City employees who distributed campaign literature through the City's neighborhoods.

Where did Adachi get his financial backing? His chief money man was Michael Moritz – a billionaire Pacific Heights resident. Mr. Moritz was born in Cardiff, Wales, educated at Oxford and the Wharton School at the University of Pennsylvania. Moritz, a former journalist for *Time* magazine, made his fortune with his company – Sequoia Capital, founded in 1986 in Silicon Valley. This is a venture capital firm that was an early investor in Google when it was a private company; his \$25 million investment in 1999 grew to \$2 billion in 2004 when Google was offered as an IPO. He has had similar success with Yahoo, Cisco, Apple, and Pay Pal. Other significant contributors to the Yes on B campaign included: Eric Schmidt (\$75,000), co-founder of Google, William Hume (\$50,000), chairman of Basic American Food, George Hume (\$25,000) investor in Basic American Food, and John Osterweis (\$25,000) president of Osterweis Capital Management.

The only political support that

Adachi received was from former San Francisco Mayor Willie Brown. What was he thinking? He spent an entire political career of over 30 years working with, supporting, and being supported by public employee groups. Then he decided to support Proposition B – with no other federal/state/local politician joining him. We truly hope he has reconsidered his alliance with Jeff Adachi.

Public employee groups are already busy formulating their own plan on pension and health care benefits. And such a plan will indeed be needed since a City budget deficit of at least \$400 million is looming just around the corner.

Benefits To Surviving Spouse

Q. Mike, I am lucky to be in the Tier 1 safety plan. I would like to assure my wife that she will be financially okay if I were to die first?

A. Thanks to your decision to enter into and complete a career as a San Francisco police officer, your wife will be financially secure. You mentioned that you were a member of the Widow's and Orphan's Association which currently pays a death benefit of \$17,000 upon receipt of a death certificate. Make sure that she is currently listed as your beneficiary (415-681-3660). As a Tier I service retiree, your wife will receive a 75% spousal carryover that she will continue to receive for the rest of her life unless she remarries, in which case this monthly benefit would terminate. All cost of living adjustments will also apply to her monthly benefit. The POA insurance for its retired members who pay for it is a term life benefit of \$5,000 up to age 64. Your wife will also remain in the Health Service System with most of the premium paid by the City.

The Federal Deficit Commission

Q. Mike, President Obama's federal deficit commission recently proposed curbs on social security, deep reductions in federal spending and higher taxes, and a gradual elimination in the current tax deduction that homeowners receive for interest they pay on mortgages. I am really concerned about this proposal especially as it applies to higher taxes and lower social security benefits. What will happen here?

A. The document of which you speak was just released by Democrat Erskine Bowles, a former Clinton White House chief of staff, and Republican Alan Simpson, a former senator from Wyoming. This is an incendiary proposal still requires review and voting by the full 18 members of the commission.

Social Security

and Medicare spending would be curtailed. The plan was designed to cut total US government deficits by as much as \$4 trillion over the next decade. The plan would gradually increase the retirement age for full social security benefits to age 68 by 2050 and to age 69 by 2075. (The full retirement age for those now retiring is 66 and for those born in 1960 and after, the full retirement age is now 67.) Current recipients would receive smaller-than-anticipated annual increases. The amount of income subject to social security taxes would be increased.

For every \$1 of new revenue (taxes), the plan demands \$3 in spending cuts. The proposal would leave Obama's new health care overhaul in place, while greatly strengthening its cost control provisions, including a board with the power to make cuts in Medicare payments to providers. For most Americans with job-based health coverage, the biggest change would be to limit or eliminate altogether the tax-free status of employer-provided health benefits. To deal with the rising costs of Medicare and Medicaid, the giant health care programs for seniors and low-income people, the proposal calls for limiting annual spending increases to no more than 1 percent above the growth rate of the economy.

The plan calls for a three-year freeze in the pay of most federal employees and a 10% reduction in the federal work force. For individuals and families, the proposal would eliminate a host of popular tax credits and deductions, including the child tax credit and the mortgage interest deduction. But income tax rates would be reduced – the top rate would drop from 35% to 23%.

Even with the dramatic proposals, the Bowles-Simpson plan would leave deficits of about \$380 billion in 2015 – the year by which President Obama tasked the group with balancing the federal budget, except for interest payments on the national debt that now stands at \$13.7 trillion.

The Social Security proposals came under heavy fire. Nearly 54 million retirees, disabled workers, surviving spouses and children now get social security monthly checks. Payments for retired workers average \$1,020 a month; disability benefits average \$929 a month. In 75 years, 122 million people, or one-fourth of the US population, will be drawing benefits according to the system's demographers. But on its current path, social security is projected to be unable to fully meet its obligations by 2037, largely because of aging baby boomers reaching retirement.

With the US federal deficit at \$140.4 billion for this October and \$1.29 trillion for the past fiscal year, second



highest on record, and this current fiscal year headed for the third straight total above \$1 trillion, it appears obvious that deep reductions in federal spending and higher taxes for millions of Americans are on the way. But when? This will be a battle royale- with Democrats pushing increased taxes and Republicans calling for reduced spending.

I believe that ultimately the age for receipt of full social security benefits will be raised on your children and grand-children. The powerful senior lobby (AARP) will probably forestall a change in the social security cola formula for a long time into the future. The mortgage interest deduction, currently limited to \$1 million, will be gradually reduced, but will protect the middle class' access to this deduction. Spending cuts will undoubtedly occur including a reduction in the federal work-force and congressional pet projects (earmarks) will be severely restricted. I foresee a major overhaul of both the individual income tax and the corporate tax systems with the goal of lowering overall tax rates, simplifying the tax code and broadening the taxpayer base. Stayed tuned; the debate is about to occur.

Mike Hebel has been the POA's Welfare Officer since January 1974. He is an attorney and a certified financial planner. He has received awards/recognition as a Northern California "super lawyer" and included amongst "America's top financial planners." He represents POA members at the City's Retirement Board and at the Workers' Compensation Appeals Board. He also advises on investment matters pertaining to the City's deferred compensation plan. He is currently the chairperson on the SF Police Credit Union's Supervisory Committee. Mike served with the PAL as president and long-term Board member. Mike retired from the SFPD in 1994 after a distinguished 28 year career. He is a frequent and long-time contributor to the POA Journal. If you have a question for Mike, send an e-mail to mike@sfpoa.org or call him at 861-0211.

Submitting Obituaries and Memorial Tributes

Any member may submit a separate memorial tribute to a deceased member. Any such piece will not appear in the matrix, but will be placed in the Mail section, or, with prior approval of the editor, as a sidebar piece. The *Journal* will also accept and publish in the Mail section short letters about a deceased member written by a person in the immediate family. However, the *Journal* will not reprint obituaries or photos that were published in any other print media, web site, or Internet blog.

Deaths

The POA Journal was notified* of the recent deaths of the following SFPD members, non-sworn employees (n/s), or affiliated persons:

Name of Deceased	Date of Death	Age	Status	Notification by
Jerome DeFilippo	November 17, 2010	67	Retired SFPD	R. LaPrevotte
Alex Fagan, Sr.	November 8, 2010	60	Retired SFPD	A. Casciato
Gary Hazelhoffer	November 28, 2010	47	Retired SFPD	M. Ortelle
Hoy Henderson	November 3 2010	89	Retired SFPD	R. LaPrevotte

*Notifications are made by a POA member, family member, or other reliable source.

The POA Journal believes the information to be true and correct, however the staff or employees of the SFPOA make no official confirmation.

SFPOA Remembers Officer Bryan D. Tuvera

Officer Bryan Tuvera #1941 was shot while in pursuit of an escaped convict. He succumbed to his wounds a few hours later in the early morning of December 23, 2006. He was 28. Officer Tuvera had served four years with the SFPD, and was assigned to Taraval Station.

Officers spotted the escapee walking on the street and recognized him from flyers that had circulated at the Taraval Station, describing him as an escapee who was considered armed and dangerous. When officers approached him he fled on foot.

After officers set up a search perimeter, Officer Tuvera and his partner spotted the escapee near 25th Avenue and Lawton Street. They chased him to a two-story house on 25th Avenue, where the suspect ran into a garage after kicking in the door.

When Officer Tuvera and his partner entered the garage, the escapee



turned and fired, striking Officer Tuvera. Officer Tuvera's partner returned fire at the suspect, who then committed suicide.

News From The DA's Office

Drunk Driver Convicted of Assaulting a Police Officer With A Deadly Weapon

SAN FRANCISCO, CA – District Attorney Kamala D. Harris announced Arlo Hemphill, age 39, (CN 2326260) was convicted on November 4, 2010 by a jury of all counts for striking a police officer with his vehicle.

After deliberating for two days, the jury found defendant Hemphill guilty of Assault Upon a Peace Officer with a Deadly Weapon in violation of California Penal Code Section 245(c), Driving Under the Influence of Alcohol Causing Injury in violation of California Vehicle Code Sections 23153(a) and (b) and Failing to Obey the Lawful Order of a Uniformed Officer in violation of California Vehicle Code 2800(a). The guilty verdicts followed a jury trial before the Honorable Judge Carol Yaggy of San Francisco Superior Court.

"San Francisco police officers risk their lives every day to protect us and maintain order," said District Attorney Kamala D. Harris. "Defendant Hemphill's actions constitute a vicious assault and we are proud to bring Officer Tack's assailant to justice."

According to evidence presented at trial, on July 26, 2007 at 1:30 in the morning, the defendant was driving a white Ford pick up truck and approached the entrance to the Bay Bridge at Essex and Harrison. Defendant

Hemphill turned left on to the on-ramp and several officers yelled at him to stop. Hemphill stopped for a second

or two about ten feet away from Officer Tack. Officer Tack had his hand up ordering the defendant to stop. After stopping, Defendant Hemphill accelerated towards Officer Tack. Defendant Hemphill struck Officer Tack with his vehicle and proceeded onto the Bay Bridge. Officer Tack shot at the defendant. The bullet struck the door of the defendant's truck. Officer Tack suffered a broken thumb as a result of the defendant's actions. Off duty Officer Kofman observed the incident, called 911 and followed the defendant until marked units arrived and placed the defendant under arrest.

Two hours after the defendant's actions, defendant Hemphill's blood alcohol content was .16 percent, twice the legal limit. An expert testified that at the time of driving, Hemphill's blood alcohol content was .19 percent.

The maximum statutory penalty for assaulting a police officer with a deadly weapon is five years in state prison. The sentencing of the defendant is scheduled for Tuesday, December 2, 2010 at 2:00 p.m. before Judge Yaggy in Department 28.

The conviction is the result of the swift actions and through investigation by San Francisco Police Officer Andrew Kofman and Sergeant Brian Rodriguez.

Assistant District Attorney Brian Bringardner prosecuted the case.

POLICE-FIRE Post 456 NEWS

By Greg Corrales

"The individual activity of one man with backbone will do more than a thousand men with a mere wishbone."

— J.H. Boetcher

A British veteran of the Afghanistan war who lost one of his legs at the knee in a minefield explosion has been unable to convince local officials that he deserves a handicapped parking sticker because they think he "might get better." John Lee, a former lance corporal in the Royal Army, told the London Daily Mail newspaper that the Nottinghamshire County Council has rejected him three times for a disabled parking pass in what he assumes is a misunderstanding.

"They possibly did not quite understand the situation and that I thought it unlikely my leg would grow back," Lee said. The British Limbless Ex-Servicemen's Association is now trying to help Lee get his handicapped sticker.

Just days before deploying to Afghanistan, three Marines met up in Long Beach, for what would likely be their last home-cooked meal for a long time. Before the food ever hit the table, however, they would find themselves locked in a life-or-death struggle to save a police officer and take down a knife-wielding assailant.

Pfcs. Anthony Rolden, 18; Ryan Shuey, 20; and Christopher Smith, 20, combat engineers assigned to 1st Combat Engineer Battalion, were enjoying a light-hearted evening on Rolden's porch. Joined by a fourth friend, Army Pfc. Abner Marquez Lopez, 20, they reminisced about the days before they joined the service. Suddenly, a single gun shot cut their conversation mid-sentence. In an instant, training took over and all four were battle-ready.

"It was pretty much a reaction. We didn't really have time to think about it, no time to discuss. We heard a gun shot and the police yelling for help, and ran towards it," Shuey said. When they arrived on the scene, they saw a police officer wrestling for control of his gun with another man, identified as Junior Antonio Fonseca, 19, one of Rolden's neighbors. The police officer was spurring blood from the side of his head and ear, where he had been stabbed three times with a knife, according to a Long Beach Police Department spokesman.

The police officer had been investigating reports of a man brandishing a knife at residents, when Fonseca emerged from an alley and rushed him. Fonseca had his hands on the officer's weapon by the time the Marines

and soldier arrived on the scene. In an instant, Rolden and Shuey tackled Fonseca to the ground using their Marine Corps martial arts training. After Rolden and Shuey subdued Fonseca and handcuffed him, Smith began administering first aid to the officer.

On October 7, the four service members were honored by the City of Long Beach. During the ceremony, Mayor Bob Foster and Long Beach Police Chief Jim McDonnell thanked them for their assistance. Chief McDonnell stated, "We are very thankful that close by was a person from the United States Army and three Marines. Had this intervention not been done, it is anybody's guess how this would have turned out today, so we are extremely thankful for their willingness to get involved."

When a bomb exploded under Captain Dan Luckett's Humvee in Iraq two years ago, blowing off one of his legs and part of the other foot, the first thing he thought was: "That's it. You're done. No more Army for you." But two years later, the 27-year-old is back on duty, a double-amputee fighting in one of the most dangerous parts of Afghanistan, near Kandahar.

Technological advances have been crucial: Artificial limbs today are so effective that some war-wounded can return to active duty as fully operational soldiers. The Pentagon says 41 American amputee veterans are now serving in combat zones worldwide.

The Justice Department is battling to save a federal law that makes it illegal to lie about being a war hero, appealing two court rulings that the law is an unconstitutional muzzle on free speech. The fight could be carried all the way to the U.S. Supreme Court, where it would face an uncertain fate, legal analysts said.

"This is a Supreme Court that is friendly to parties asserting speech rights and skeptical about restrictions on those rights, said Kannon Shanmugam, a former Justice Department official. The Stolen Valor Act makes it a crime punishable by up to a year in jail to falsely claim to have won a military medal, whether or not an imposter seeks financial gain.

San Francisco Police-Fire Post 456 meets on the second Tuesday of every month at the War Memorial Veterans Building, 401 Van Ness Avenue, second floor. Try to attend a meeting. We would like all veterans to join the post. Contact me at gc1207@comcast.net or at Mission Station. Happy holidays!



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Long-Term Investing

Capital Preservation: Money Managers Balance Assets of Police/Fire Retirees for Income and Growth through Ages 55 to 95

By Edwin K. Stephens,
The Stephens Group

An old man is twice a child.
— Shakespeare: Hamlet Act II. Scene 2

The old believe everything; the middle-aged suspect everything; the young know everything.

— Oscar Wilde

If people are living longer, can an individual possibly outlive their retirement monies?

Answer: Yes. A sound long-term financial plan is essential for Baby Boomer retirees who may live to age 90 and beyond.

Life Expectancy on the Rise

In 1900, the life expectancy was 47 years of age according to the United States Bureau of the Census. And, only one person in 25 had then survived to age 60. Women lived shorter lives due to childbirth.

In 1900, life expectancy for men was 49.7 and for women 50.9 years. But by the middle of the century, men could now be expected to live to 65.6 years of age and 71.7 years for women. Dr. Crose of Ball State University noted that women lived longer because of "flexibility, resiliency and connections protect women against early death while men are more often wiped out by their own rigidity, aggression and denial of feelings."

As of 2006, the life expectancy for men is now 72 years of age while women live in average of 78.8 years. Men smoke more cigarettes and consume more alcohol. They are three times as likely as women to die from accidents and four times more likely to be homicide victims. However, in the 1990s, the population growth rate for senior males is outstripping that of senior females, according to Census Bureau data.

The male population over the age of 65 increased 11% between 1990 and 1996, while the female population increased 7.5 percent. During the same period, the number of men in the age group over 85 rose 27 percent, compared with 24 percent for women. The ratio of women to men in the age group over 85 narrowed from 3.1:1.9 to 3.1:1.95. Women still dominate the population over 65, but the gap is beginning to narrow. In 1990, women accounted for 60 percent of the population over 65; by 1996 that share had declined to 59 percent. This was a notable change in a population of this size over this short period.

In April 1998, a study by Housing the Elderly noted the increasing number of men in the seniors' housing market could affect developers significantly, particularly in the ameni-



ties sought. An increased availability of health care for older Americans through the emergence of Medicare is cited as one factor in the increasing longevity of men, as is a decline in cigarette smoking among older males.

Seniors Investing for Income and Growth

Like the baby boomers everywhere, San Francisco police and firefighters are rapidly approaching retirement age. This is happening at a time when the United States economy is struggling with low capital investment, high unemployment, and subsequently low investment returns. Investor confidence is at an unprecedented low. Although this downturn in the business cycle had been deep and long, it is still a cycle and will soon recover. But in the meantime it makes personal investment decisions difficult. For those investors that have to make decisions now that will impact their retirement or planned retirement, third party, objective advice may prove valuable.

The financial decisions made today will determine, in part, how much money is going to be available to you in whatever circumstances you may find yourself in the future. These decisions will also define how much money will remain available to your spouse and to your heirs.

The dilemma of planning for savings, investment, and retirement is three-fold. Firstly, we are never sure of our future circumstances with respect to our children, to our health and to our longevity. In 10 or 15 years you may be in great health and taking world cruises, or you may be considering an assisted living arrangement, or you may have met an early demise. The financial demands of school age children and, sometimes, adult children are frequently unforeseeable. The sheer number of possible scenarios makes financial planning as much art as science.

Secondly, most people find it very difficult to save and invest. During our most productive earning years, we find ourselves faced with demands of college expenses, mortgages, autos, family

vacations, leisure and insurance. And let's face it, we like to enjoy ourselves. That's why it is so hard, even for people with a great deal of assets, to save and invest. In short, it's more fun to spend.

The third imponderable is the state of future markets. Stocks, bonds, commodities, interest rates and even real estate, go up and down, sometimes violently. To earn rates of return over and above most money market rates, one has to assume prudently assessed risks of exposure to these markets.

Risk is loosely defined as the probability of an investment vehicle delivering a negative return over a certain period of time and the possible amplitude of that return. Different investments with different asset classes have a wide range of risk characteristics. Do not presume that owning bonds is a conservative position just because they are bonds. Some bonds can be very risky. The holding period of an asset also affects its risk.

Most investment advisors provide their prospective clients an investment policy statement. The purpose of an investment policy statement is to memorialize a mutual understanding between an investment manager and investor of the time horizon of the investment plan, the level of acceptable risk, and an initial asset allocation. Also a strong investment policy, when adhered to, will prevent ad hoc revisions and provide a framework from which sound investment decisions can be made.

Allocating a portfolio among asset classes involves many considerations regarding the specific financial circumstances of the client such as age, income, risk tolerance, and total net worth. Additionally, the purpose of the portfolio will affect its appropriate allocation. Are these funds to be relied upon for current living expenses, future retirement income, or a long term legacy for children? A multitude of variables can influence the blend of asset classes, liquidity requirements, and time horizon. This is why it is so important to have clear, ongoing communication between client and financial advisor.

Live Long and Prosper

In our discussion with many law enforcement professionals as well as professional firefighters, we have discovered some common threads. Cops and firefighters have earned their "nest eggs" from high risk professions, so when it comes to their financial affairs they are cautious, skeptical, and conservative. Their assets have been hard earned. They are not "silver spooners" born to wealthy families, so the comfort of anticipating a large inheritance is not the norm. Should anything happen to these investments, the opportunity for rebuilding them again may

be remote. As such, their accumulated savings and investments are not to be taken lightly.

And they have seen frauds, robberies, mayhem, and the worst of unethical behavior. They are leery of placing their faith with those they do not know. In the realm of investments there is nothing wrong with a healthy dose of skepticism.

Defining an asset allocation for police and firefighters is a delicate balance. Of course each individual has different requirements regarding income, growth, taxes, and liquidity. We have found that a blend of money market funds, bonds, preferred stocks, real estate investment trusts, and common stocks provide a good foundation for most portfolios. The mix depends on the short term reliance on the investment portfolio for life's necessities. If there are no immediate demands for withdrawals, the portfolio can be weighted more with common stocks for longer term growth through dividends and capital appreciation.

Conversely, if the portfolio is being used to meet current living expenses it needs to be weighted toward bonds and money market funds. Preferred stocks are a hybrid security that has some of the characteristics of common stocks and some characteristics of bonds. Preferred stocks generally pay high, fixed dividends that are paid prior to any dividends being paid to common stockholders. Their risk profile falls somewhere in between that of common stocks and corporate bonds. The real estate investment trust, commonly referred to as a REIT, is a trust that owns real property. The properties may be industrial parks, apartment buildings, shopping centers, or office buildings.

A property manager handles the day to day operations and selects properties in which to invest or divest. The trust pays the property manager fees to manage the trust's affairs for the benefit of the investors. The investors receive the free cash flows after expenses. Most REITs have a policy of reinvesting the majority of proceeds from sales into additional properties. The risk of ownership of an REIT is on par with common stocks. They can be volatile.

Full Disclosure

Securities investing is not for everyone. All securities involve risk and can lose money.

As an investor you must be aware that regardless of asset allocation, you must be prepared for periods of time when you will experience negative returns. Nothing in this article is a solicitation to buy or sell any security. Always consult your personal financial advisor before you invest.

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An Acronym To Help You Keep Your Mental Edge MAWOL — Pronounced May-Wall — Stands For ‘Mentally Absent Without Leave’

By Charles Remsberg
Submitted to the Journal
by Michael Nevin

Being AWOL in the Army can get you a discharge. Being MAWOL in law enforcement can get you killed. This new acronym was introduced to police trainers by Ron Borsch, manager of Ohio's SEALE (South East Area Law Enforcement) regional in-service academy during the 2010 ILEETA annual training conference. It's intended to keep officers from drifting into the dangerous state that's better known as Condition White.

MAWOL — pronounced May-Wall — stands for “mentally absent without leave.” By adding a letter to the universally familiar military term for not being where you're supposed to be when you're supposed to be there, Borsch has created memorable shorthand for lack of alertness, with a variety of valuable applications.

Borsch is a gifted inventor of catch phrases:

- “Stopwatch of Death,” describes the speed with which active killers claim prey
- “Tombstone Caution,” for undue hesitation in a life-threatening situation that demands immediate intervention
- “SOLO” means “single officer life-saving others” when a first responder needs urgently to take action alone without waiting for backup

MAWOL resulted from ruminations “percolating in my brain” about a pet peeve, Borsch recently told PoliceOne. Across three decades of police experience, “I've always been bothered by cops being inattentive or dividing their focus when they ought to be concentrating fully on something in the environment immediately around them.”

In its mildest form, he's witnessed this lapse countless times at roll call and during training sessions. “At roll call I've often seen officers reading something, finishing reports, or drawing accident diagrams instead of listening to the briefing,” he said. “In training classes, you see them texting or checking their email while the instructor's trying to impart information.

“If you call them on it, they'll often say they're multi-tasking. But science has very well established that you cannot concentrate fully on two or more things at the same time. Your focus has to shift between stimuli, and if you're attentive to the wrong thing at the wrong time, you could be missing critical input.

“On the street, that could mean your life.”

The Lakewood Four

Indeed, it was while he was contemplating a catastrophe — the shocking murders of four officers last year while they worked on their laptops in a coffee shop in Lakewood Washington — that the MAWOL designation finally gelled for him.

“While I was pondering that tragedy and searching for some memorable training aid that could possibly be used to avoid other officer fatalities, the term AWOL kept surfacing for some reason,” he recalls. “Eventually, it struck me that to stick an ‘M’ for ‘Mentally’ in front of AWOL abso-

lutely describes the deadly error of not keeping your head in the game, of being ‘absent’ from whatever is most important at the moment.”

When Borsch began using the acronym in his classes, he dedicated it to the memory of the fallen Washington officers.

He sees multiple opportunities for applying the term in everyday law enforcement:

Training Touchstone

The “10 Deadly Errors” — mental and tactical shortcomings that often underlie the murders and assaults of officers — have been a staple of law enforcement survival training since their first itemization more than 30 years ago by Pierce Brooks, a homicide detective who worked the infamous Onion Field case.

“MAWOL is an umbrella term for all those errors,” Borsch explains. “A trainer can branch from that word into each one and its significance: Lack of concentration...taking a bad position...not heeding danger signs...relaxing too soon...failure to watch the hands, and so on.

“Even standing alone, MAWOL is a one-word deadly error worthy of instruction and support with case histories. Given the challenge, your students will come up with new examples from their own study and observation, and this will help cement the term in their mental Rolodex.”

Self-discipline Reminder

“As a law enforcement officer, you are a potential target of aggressive criminals and you need to operate steadily in no less of a mental state than ‘relaxed awareness,’ even in many off-duty situations,” Borsch says.

“But in times of relative inactivity, it's easy to drift mentally, and in contact situations it's easy to get distracted and concentrate on the wrong thing. The experience of always being ready but without anything bad happening understandably tempts us to slip away, to over-relax, and to succumb to creature comforts.

“In this mind-set, you may miss a pre-attack cue as subtle as a target glance at your weapon. You need to shake yourself out of complacency.

“MAWOL is a concise, easy-to-remember term you can make a habit of calling to mind from time to time as a reminder to check your own mental state. Are you staying alert, 360 degrees, to who's around you and what they're doing? In your contacts, are you watching for danger cues? Are you attentive to your intuition, that all-important sixth sense that is the totality of all your senses, experience, and training sending you a message on a subconscious fast track?

“You can print out MAWOL and tape it in your locker or put it on a card in your pocket where you're forced to see it as a prompt.”

Code Word

“MAWOL can be used at a scene as a code word between officers,” Borsch suggests. “Maybe you want to alert other officers that you've picked up on something intuitively or concretely. Saying ‘MAWOL’ will alert your colleagues without tipping your hand to the suspect.

“Or perhaps you see the need for your partner to pay better attention to

what's going on because he or she is taking a ‘10-second vacation.’ In that case, MAWOL would mean ‘focus.’ ”

Debriefing Component

In debriefing incidents for lessons learned, Borsch believes that too often trainers and other reviewers concentrate on analyzing an officer's physical tactics at the expense of exploring what he was thinking — or, more bluntly put, whether he was thinking.

“Casualties often occur because in one way or another officers are mentally absent at key moments in a crisis,” he says. “Cops are accustomed to being in the hunter mode. All too often, they are surprised by an unexpected role reversal, where they are the hunted, but they're not aware of any impending threat nor ready to counter the criminal predator.

“Surprise, speed, and violence of action are three key factors for winning in combat. Unfortunately, these work as well for the bad guys as for the good guys. The mental process known as the OODA loop — observe, orient, decide, act — is quickest and tightest for the person doing the surprising.

Those being surprised have the loosest and most sluggish OODA loop, putting them at a grave disadvantage.

“Looking for and exposing examples of MAWOL in debriefings would help drive home the importance that mental attitude plays in staying alive and uninjured.”

Borsch offers this final thought: “Mentally absent without leave — that's an unexcused absence you can't afford to have on your record.”

Ron Borsch can be reached via email at: rbi0075@juno.com.

About the author

Charles Remsberg co-founded the original Street Survival Seminar and the Street Survival Newslines, authored three of the best-selling law enforcement training textbooks, and helped produce numerous award-winning training videos. His nearly three decades of work earned him the prestigious O.W. Wilson Award for outstanding contributions to law enforcement and the American Police Hall of Fame Honor Award for distinguished achievement in public service.



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Book Reviews

White Coat, Black Hat: Adventures on the Dark Side of Medicine

By Carl Elliot
Reviewed by Dennis Bianchi

The author, Carl Elliot, is an MD and professor of bioethics and philosophy at the University of Minnesota and writes occasionally for magazines such as *The New Yorker*, *The Atlantic Monthly* and *Slate*. He is a keen observer of the greed that threatens the entire medical field, from doctors to researchers to drug companies.

When given a prescription from their doctor many people believe that prescription's sole purpose is to aid in their healing or to overcome an illness. Dr. Elliot explains how that idea is often incorrect. Many people who read medical or health journals accept that the articles they see there are written by the doctors listed as the authors. Again, this is often not true. There is a belief that drugs and medication have been thoroughly and ethically tested at great length before they are allowed to be sold. Dr. Elliot writes that we should be much more cautious in believing such an idea. In short, medicine and its related fields are not always what they seem to be.

Dr. Elliot spends a full chapter on a sub-social set of Americans who make their living by volunteering to be test subjects for all types of drug experiments. The money offered by many drug companies is substantial enough that thousands of people can either make their entire living in this manner or substantially augment their life style. When the testing programs were conducted in the past the focus had always been much more academic-oriented. With the influx of huge amounts of money from pharmaceu-

tical corporations the results of those tests may have lost their scientific basis. Big Pharma, as he calls it, has a very vested interest in not only the results but the speed in which those positive results get released. Dr. Elliot describes enough documented instances as to create doubt in all of us who rely on any medication. Frequently those tested do not represent the cross section of people who might need the medication, or even the general population. Sometimes those being tested would secretly violate the rules required for accurate testing, by eating or drinking things they should not have.

Another subset in the world of Big Pharma is ghost-writers. These are usually, but not always, graduates of medical schools who have found that they have a gift for writing that exceeds their abilities to practice medicine. They produce papers for journals, for schools, but mostly for the benefit of the drug corporations. And they frequently don't have their name attached to the writing. Rather, a bigger name in a particular field will agree to have their name attached to these reports, all subsidized by - Big Pharma.

When the source driving medical and drug research is capitalism, competition is mandated. That is innate to how capitalism works. A side effect of competition is a lack of cooperation. Competitive corporations keep their results hidden from the competition. Science works better when scientists work collectively toward a common goal, building on top of the discoveries of those who came before them.

While sitting in our doctor's several years ago my wife and I took notice that the people bringing drug samples

and brochures were usually very attractive young women. It seemed clear to us that these women were selected for their stunning physical attributes. In conversation with our M.D., he explained he was aware of what was going on and disapproved but he dealt with it by giving more notice to their credentials and identification cards than to their physiques. Dr. Elliot points out this new sales strategy and adds that many of those drug sales representative offer doctors trips, golf clubs, etc. He is careful to state that not all, or even many, doctors succumb to these temptations but Big Pharma is engaged in this type of activity if it isn't producing some results.

What is clearly described, and occasionally in a humorous manner, more often in a somber damning manner,

Moonlight Mile

By Dennis Lehane
Reviewed by Dennis Bianchi

Before becoming wealthy and famous as the author of *Mystic River* nine years ago, Dennis Lehane had written a series of crime novels based in Boston, featuring private detectives Patrick Kenzie and Angela Gennaro. The series was very successful and at least one book was made into a movie. However, Mr. Lehane left all those stories and characters behind and tried his hand at several different ideas including a short play and several short stories, the very strange novel-turned-movie, *Shutter Island*, and his take on the Boston Police strike of 100 years ago, *The Given Day*. Perhaps it occurred to the author that he had one or two more things in mind for Kenzie and Gennaro because he has brought them back. At the end of this story the reader would most likely believe he brought them back to conclude their careers.

The years have changed Patrick and Angela: they are now married to one another and have a four-year old daughter, Gabriella. They are, like everyone these days, struggling to make ends meet. Their careers have changed as Angie no longer is "on the job" but a housewife/mother and student while Patrick works for a large private investigation firm, trying to find a way to pay their bills. The years of violence have taken their toll and Patrick and Angela realize they don't want their daughter to grow up in the environment they know best. But along comes a case Patrick just has to take as it is a left-over problem from a previous mystery written about in Mr. Lehane's *Gone Baby, Gone*. At that time Patrick was hired to find a kidnapped 4-year-old girl, Amanda McCready. He was successful but the problem was, the kidnappers were loving and care-giving while the mother was extremely neglectful, and in the end,

is that there is a growing culture of deception within the medical community. Where does science end and marketing begin is a question that seems to have been ignored by the medical/pharmaceutical complex. Dr. Elliot poses that question over and over, perhaps a bit too often, but he also critically exams his own field: bioethics. The spread of big money has effected those classrooms, at a loss of integrity and trust. There is much to be concerned about in the content of this book but it is well-written, approachable for all who might have an interest in the subject. I was left believing all Americans should have much more interest and cautiousness about the whole medical/pharmaceutical complex.

the mother regained custody. It was one of those situations where the law was served, but not justice. Patrick had been bothered and criticized for that case for years. Now, twelve years later Amanda is missing once more and again Patrick is asked to find her. He is not just seeking a teen-age girl. He is in some sense looking for redemption.

Mr. Lehane is a great dialog writer with a knack for the classic wise-guy lines; a modern-day Raymond Chandler. Occasionally, however, he seems to be trying too hard. He has also taken on the difficulty of writing dialog with the accents and broken grammar of Russian mob characters. Sometimes he is laugh-out-loud funny, but at other times he is over-the-top, groan-producing. His character descriptions suffer from the same inconsistency: the characters he had created previously still seem alive and real, but many of his newly-minted denizens are thin or cartoonish. One other criticism I had was the very small role he gives Patrick and Angela's borderline psychotic friend, Bubba. Okay, maybe not borderline, but Bubba was much more important in the past books and I missed the massive mope of a murderer.

In spite of these shortcomings Dennis Lehane can spin a yarn. He keeps the reader moving forward at a quick clip with just enough side trips to keep one excitingly off-balance. He may be writing about morality, he is clearly writing about love, but he is doing it in a colorful, humorous way. He has frequently described how the legal system can often get things done correctly but still miss justice. As I mentioned at the beginning of this review, it appears the Kenzie/Gennaro series has come to an end but Mr. Lehane will quite likely keep writing about this dichotomy and also about loyalty, friendship and love, and I will keep reading him.

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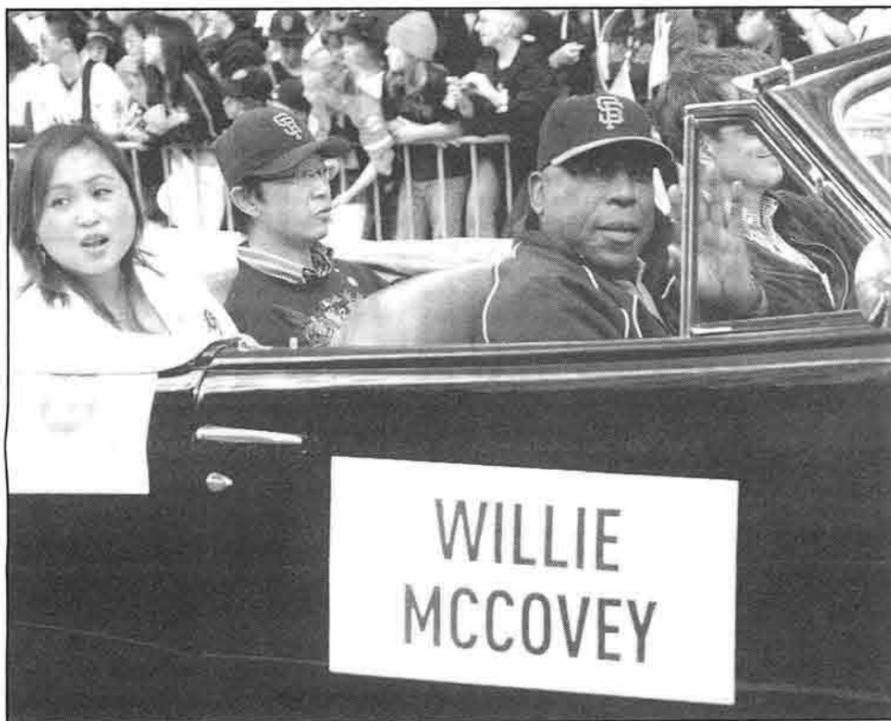
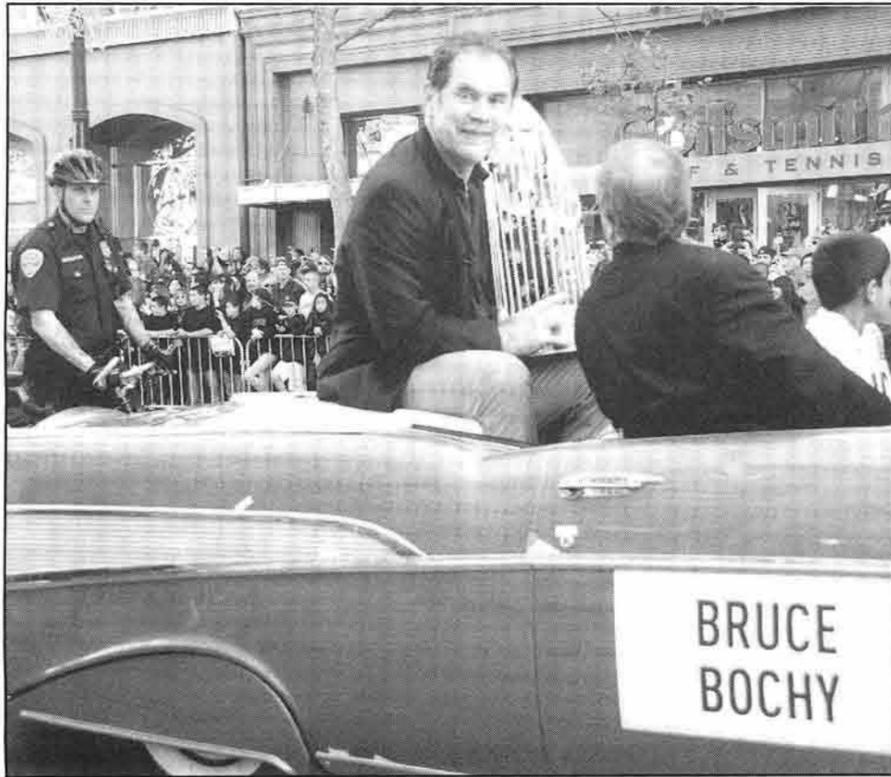


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Former San Francisco Police Officer
Former San Francisco Assistant District Attorney (1979-1997)

The Wait Is Over — Giants Win It All



More Than A Game

"The one constant through all the years, Ray, has been baseball. America has rolled by like an army of steamrollers. It's been erased like a blackboard, rebuilt, and erased again but baseball has marked the time. This field, this game, is part of our past, Ray. It reminds us of all that was once good, and that could be again. Oh, people will come Ray. People will most definitely come..."

Field of Dreams — James Earl Jones

I come from a baseball family. For as long as I can remember, I had wanted to be a major league baseball player. My father played professionally in the late 30's before World War II got in the way. My brother and I both had successful high school and college baseball careers, but neither of us was quite good enough for the "Show." My mother is as big a fan as anybody and never missed one of our high school or college games. One of my first memories as a kid was going to the old Seals Stadium in 1958 to see my first Giants game. I was hooked!

As I was watching the final game of the 2010 World Series, and it became apparent the Giants would pull it off, I was flooded with memories from my youth and how baseball played such a huge part in who I am. Mine was a typical 60's family. Not a lot of unnecessary conversation between me and my dad, but we always had baseball — and the Giants in particular — to stir up a few minutes of dialogue.

In the 60's, the only baseball broadcast on TV was when the Giants would play the dreaded Dodgers on Channel 2. Those old black-and-white broadcasts were always on Friday, Saturday, and Sunday from LA. I learned to love Mays, McCovey, Marichal, and Perry. I learned to hate Koufax, Drysdale, Wills, and Roseboro with equal passion. Lon Simmons and Russ Hodges, the Giants' announcers, were like familiar old buddies. Trustworthy voices of my past that shared my great love of Giants baseball. Set the TV rabbit ears just right, and even the grainy picture was endearing.

Willie McCovey lived about two blocks from us. Every so often, I would knock on that man's door to ask for an autograph, and every time he answered that door and signed something for me. He never turned me down. Always a gentleman and a class act, Willie Mays also lived nearby and would have parties for the neighborhood kids on his off-days in the summer. It was a great time to be a kid in San Francisco.

"Pops" was always there to offer candid advice during my developing baseball career. He could be tough, but he always made me want to be better. As he and I grew older and each in our own way mellowed, we grew to simply enjoy our relationship more as friends without the strain of that father-son dynamic. He would pack some sandwiches for the Giants game (he was too cheap to pay ball park prices), and we would head out to the 'Stick to watch an afternoon of pro ball. More often than not, he would almost get into a physical altercation before the game, yelling at some guy for not taking his hat off during the National Anthem. In his later years, he opened up more and shared some of his life experiences, and I treasured those conversations. My dad passed away in 1996. He never saw that beautiful new ballpark the Giants now call home, and he never saw the Giants win the Series. So, my heart and mind were flooded with emotion when the last out was recorded this past October. I know the ol' man was there, too.

It took me back to another time and place when my dad was teaching me how to hold a bat, or throw a ball. It made me remember that game so long ago at Seals Stadium when Willie Kirkland hit a home run to win it.

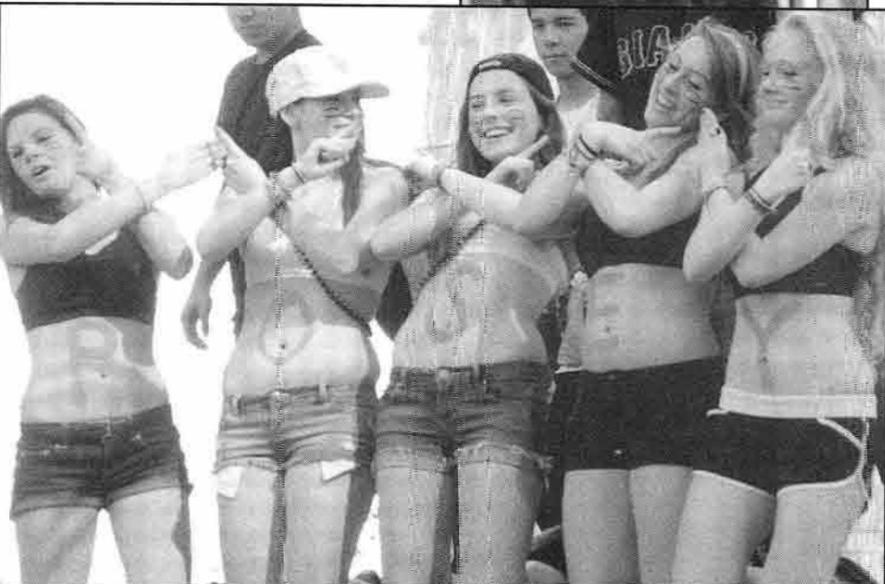
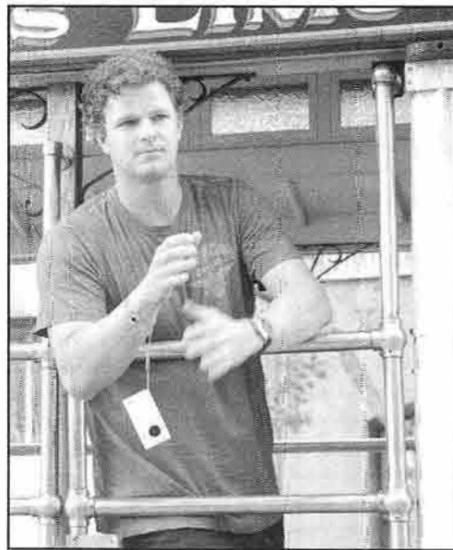
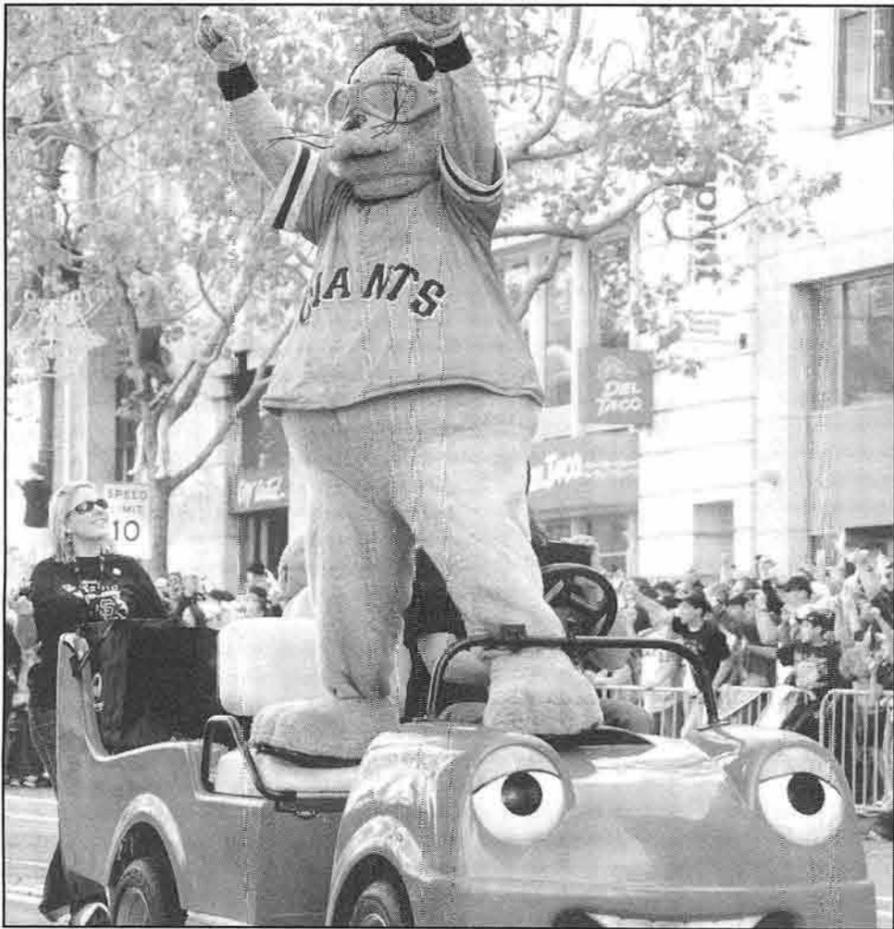
In the clinching Game 6 against Philadelphia in this season's playoffs, I called my Mom in the 9th inning. In true Delagnes fashion, she told me she was out on her deck away from the television because she couldn't bear to watch. 88-years-old and still living and dying with the Giants.

Baseball has meant a lot to my family and me, and it has helped to keep us close in a way. As Brian Wilson struck out the final batter in this World Series, I gave a wink and a nod to my Dad and said to myself, "Well, they did it!" but I was talking about more than baseball. Not only did the Giants' victory bring me great enjoyment as I watched the final game with my own two sons, but also gave me the chance to visit once again with Pops. He would have been beaming.

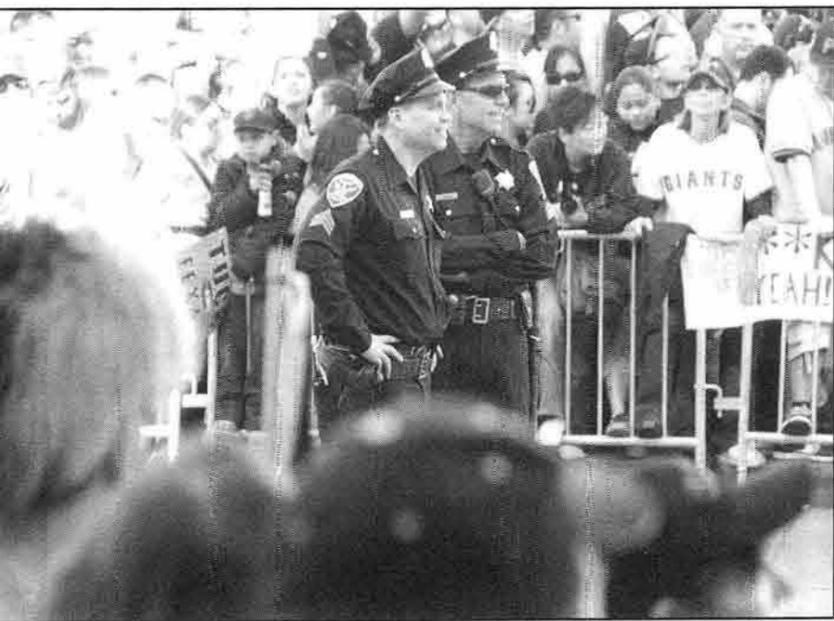
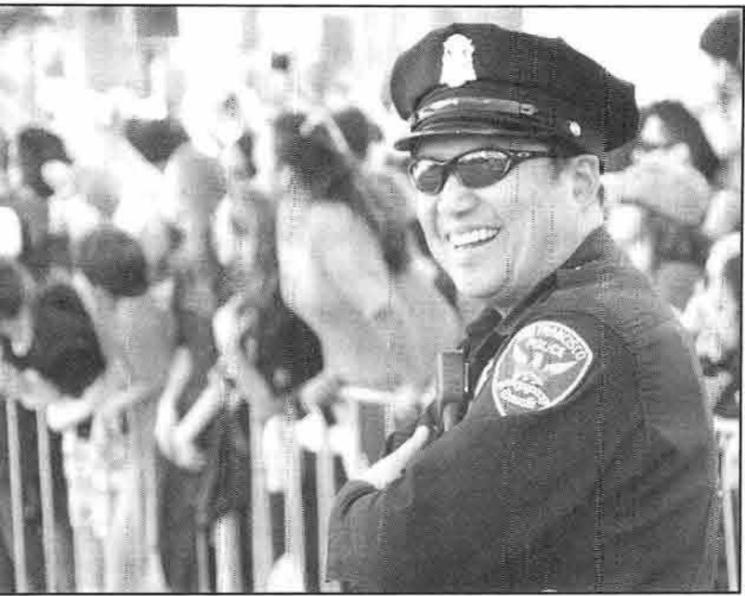
The Giants finally won it, Dad!

— Gary Delagnes

World Series Champions



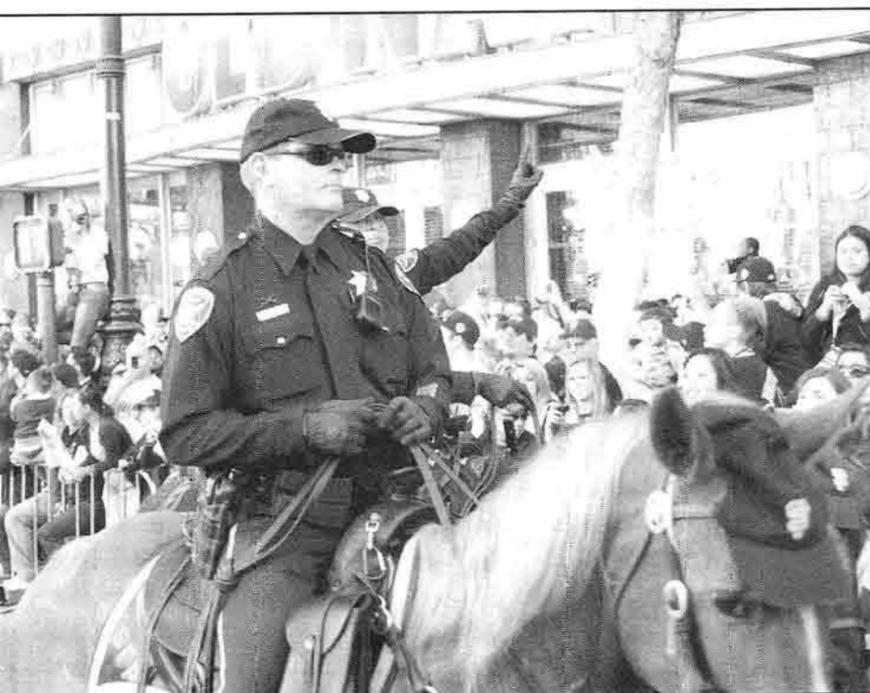
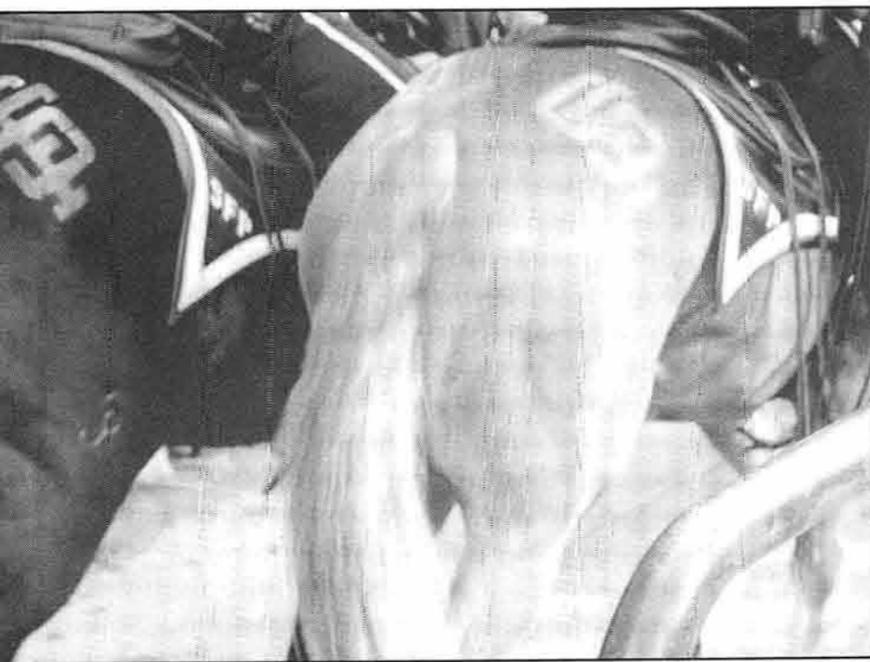
— San Francisco Giants



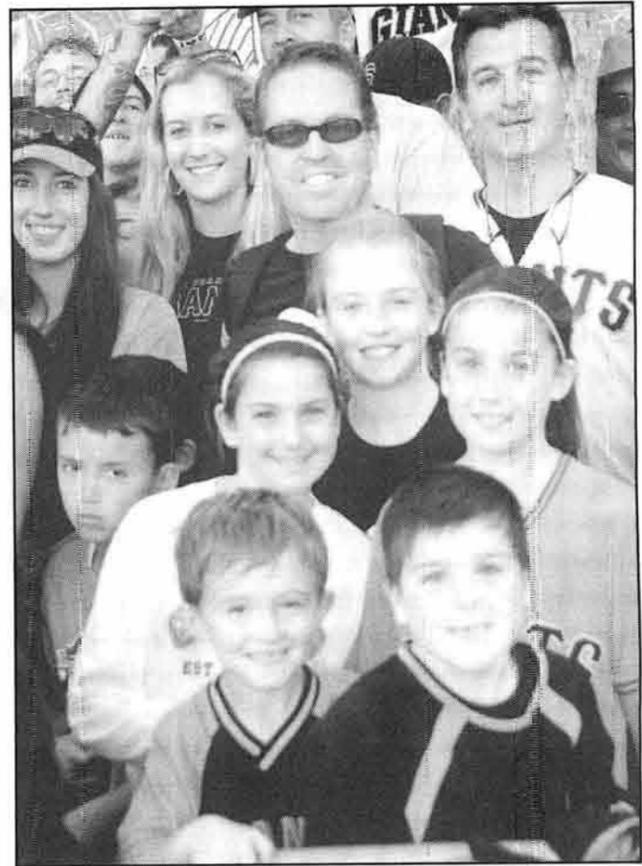
SFPD Played a Great Game!

“Gratitude to the men and women of the San Francisco Police Department for the extraordinary efforts with crowd control and traffic management throughout our San Francisco Giants’ playoffs, World Series and championship parade. They brought their best game.”

— Janet Osborne, San Francisco
A quote from www.sfgate.com, Monday, November 8, 2010



Happy Throngs on a Sunny Day



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News From BALEAF

Officer Survived by Wife and Two Children

By Marilyn S. Rosekind

In 1958, this was the headline when my husband, Barry R. Rosekind, a SFPD solo motorcycle officer, was killed in the line of duty. Fifty years ago, family survivors did not have many support systems, and their needs were poorly recognized and understood. This situation has changed dramatically over the years with national and local resources available to support families after the tragic loss of an officer killed in the line of duty. BALEAF (Bay Area Law Enforcement Assistance Fund) was started by SFPD officers and survivor families and is an example of a local resource that has made a difference. As a wife and mother, let me tell you a story about more than survival and how one officer's son, who lost his father at 3.5 years old, has grown into a person that all of us in the SFPD family should be proud of. As his mother, please allow me to add some old-fashioned bragging as well.

Barry died on the day we closed on a house in San Bruno. I lived there with my two sons, Mark and Gary, for the next 17 years and moved to Foster City when both boys were in college, at Stanford. Both were great students and accomplished athletes (Mark was a college-recruited basketball player and Gary a junior Olympic swimmer). It was pretty amazing to have one son get into Stanford, so having both attend there seemed miraculous. Sadly, after graduating from Stanford and embarking on a successful career in computer technology, Gary lost a 20-year battle with cancer and passed away at 35. Barry's tragedy and then more family tragedy.

But this story is about survival, pressing forward, family support and values, loss turned into strength and how one of the SFPD family's own survivors now helps to make all of us safer. After Stanford, Mark went on to get his Ph.D. at Yale and then did a post-doctoral fellowship at Brown. He has become an internationally recognized expert on fatigue, sleep, and circadian rhythms; especially fatigue

management and helping individuals and organizations safely address risks in our 24/7 society. He directed a human research program at the Stanford Sleep Center and later directed the NASA Fatigue Countermeasures Program working with pilots, astronauts, and others. Then he started a company and initiated fatigue management activities in all modes of transportation, law enforcement, healthcare, military, Olympic athletes, and many other settings.

Over the past year, Mark was nominated by the President and confirmed by the US Senate to be a member of the National Transportation Safety Board (NTSB). He has been appointed to a five-year term, full-time in Washington, D.C. as one of the five board members. The NTSB investigates transportation accidents in all modes, determines their probable cause, and makes safety recommendations so that the accidents do not recur. For example, the NTSB is the primary Federal agency investigating the San Bruno pipeline explosion (yes, pipelines are a form of transportation). Beyond this local tragedy, the NTSB works to make all of us safer and addresses all modes of transportation and hundreds of safety issues. The NTSB website (ntsb.gov) has information about their activities and you can read more about Mark in the section on board members.

Besides just a mother's opportunity to express her pride, I tell this story for several reasons. First, Mark and I are survivors and a part of the SFPD family; in 1958 we all suffered a tragic loss when Barry was killed in the line of duty. But this story demonstrates more than survival and shows that lives can flourish and great accomplishments can be made. Every police survivor deserves the ongoing support of the SFPD and the opportunity to create their own successful life. With each success in life (whatever they may be), the individual survivor honors the loss of their loved one and all of the SFPD family should be proud.

Guardians of the City

By Inspector Liane Corrales

Last weekend Greg and I traveled to San Diego to attend the San Diego Police Museum's First Annual Police Collectors Show. We renewed old acquaintances, and made many new contacts in the "Police Museum" world. Visiting the San Diego Police Museum reinforced my resolve to establish a home for San Francisco police, fire and sheriff memorabilia. Their museum was fantastic! We particularly enjoyed viewing an old San Diego Police uniform. The uniform had a note attached which read, "Sgt. "Jones" left this uniform at the cleaners in 1937. In 1987, when the cleaners went out of business, he had yet to pick up his uniform, so it was donated to the San Diego Police Historical Association."

From The San Francisco Municipal Reports of Fiscal Year 1916-1917:

D.A. White, Chief of Police, reported the Department's numerical strength, rank & annual salary attached to each as:

1 Chief of Police	\$4,000.00
1 Captain of Detectives	\$3,000.00
9 Captains, each	\$2,400.00
1 Property Clerk	\$2,400.00
18 Lieutenants, each	\$1,920.00
25 Detective Sergeants,	
each	\$1,800.00
73 Sergeants, each	\$1,680.00
52 Corporals, each	\$1,560.00
794 Patrolmen, each	\$1,464.00
26 Patrol Wagon Drivers	\$1,440.00
9 Hostlers, each	\$1,140.00
1 Prison Cook	\$1,200.00
3 Police Protective Women	
.....	\$1,200.00

Thomas R. Murphy, Chief Engineer of the San Francisco Fire Department, reported, "There are at present 243 horses in the department, which is a decrease in number of sixty-four from what the department possessed

at this time last year. This is due to the installation of additional motor apparatus during the year. This number of horses includes five that have been condemned and placed on pasture and twenty horses that have been condemned and waiting to be finally disposed of, as well as those that are used for relief and other purposes. Fifty-seven horses were condemned during the year, of which twelve were sold at public auction and forty-five transferred to other departments of the municipality. Seven horses died during the year of various diseases and one condemned horse died on pasture.

Sheriff Thomas F. Finn reported that 635 men and 9 women were committed to the jail on felonies, and 1,891 men and 189 women on misdemeanors. Some of those arrests of men were: Assault with a deadly weapon 14 Assault with intent

to commit murder.....	20
Abandonment and neglect of wife	3
Begging	191
Burglary.....	160
Drunk in public	240
Interfering with an officer	2
Murder.....	31
Omitting to provide for a	
minor child	37
Pimping.....	8
Receiving stolen property	5
Robbery	93
Vagrancy	825
Violating State Poison Law	101

Arrests of Women:

Assault with a deadly	
weapon (felony)	3
Begging	4
Drunk in Public	65
Grand Larceny (felony)	5
Soliciting prostitution.....	9
Vagrancy	92
Violating Juvenile Court Law	
(felony)	1

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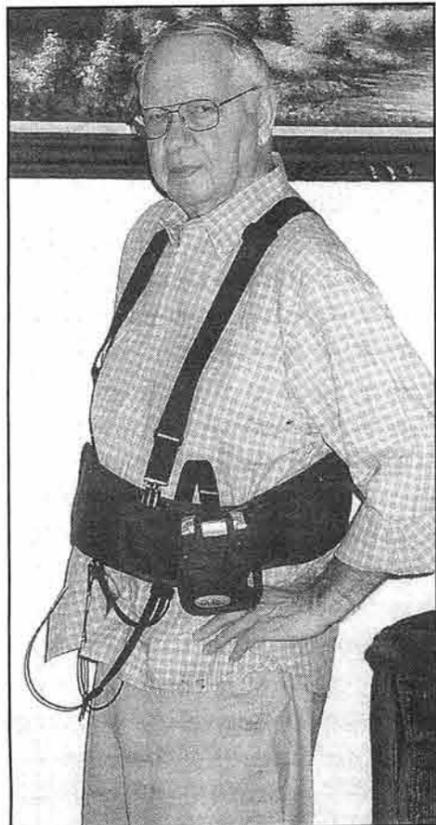
Tale of the Mad Bomber

By John Talley
Retired SFPD

At the Redding Endoscopy Center I swallowed a capsule containing a miniature video camera to photograph my entire G.I. Tract. I was fitted with a harness, (see photo), which contains a monitor to receive and store the images from the camera. There were eight wires protruding from the monitor; and red, blue, and amber lights around the perimeter of the monitor to indicate that the system was functioning. After a detailed briefing, I was told I could spend the rest of the day at home.

On my way home, I decided to stop at the local bank to cash a check. Just before entering the bank, I stopped.

To enter a bank wearing the harness would be a big mistake. I could envision a horde of police cars, flashing lights, blaring sirens, etc. I could see bank personnel with zero tolerance for someone entering the bank wearing a harness with dangling wires and blinking lights. Also bank personnel with absolutely no sense of humor.



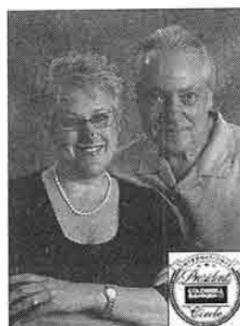
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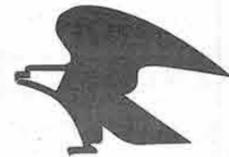
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With Gratitude

Dear POA —

Recently, at the suggestion of Captain Greg Suhr and Lt. Dan Leydon, I spoke with Marty Halloran about a case involving a brutal attack on a woman. This case was particularly heinous because the victim had a disability. She was beaten, raped, and robbed by a recent parolee. During the suspect's escape, he grabbed the victim's purse, which contained a large amount of cash that she had borrowed to pay some bills. Although she was being assisted by the Victim/Witness Assistance Program in paying for relocation and medical bills, they were unable to help her in replacing the prescription glasses and cash that were in her purse. Even though she worked everyday, she had no savings and was unable to replace her reading glasses. I realized that this was not something that the POA normally gets involved with, but I was somewhat desperate to find her some help to get back on her feet again. Marty told me that he would speak to the Executive Board and get back to me.

I was amazed at the quick response from the Executive Board, and elated when Marty told me they had unanimously agreed to donate funds to help her out. On behalf of the victim and me, I truly want to thank you for going above and beyond in your generous donation.

Thank you so much!
Maryanne Lowman
 Sexual Assault Unit

Catastrophic Illness Request

Dear Police Friends,
 November 19, 2010

I have nothing but gratitude in my heart when I express my many thanks for all that so many of you have done.

Just to recap. I became sick with this bizarre illness called CIDP (similar to Multiple Sclerosis) late 2007 but was diagnosed in early 2008. I also was forced to stop working at that time as well. Within 6 months of the onset of my symptoms, I had become paralyzed to the point of not even being able to turn myself over in bed, let alone walk. The typical treatments used to keep the progression of this "incurable" illness at bay, did not work for me — I was declining quickly. To make matters worse, my autonomic nervous system had become involved, making vital functions such as breathing and swallowing, very difficult. Many of you know of my website (www.alicedicroce.com) which documents in detail every aspect of my illness; I will therefore spare you great detail here.

Many of you also know that two of our city's contracted insurers, Blue Shield and City Plan (aka: United Health Care), were unwilling to pay for the only hope I had — an experimental, yet very proven, treatment protocol involving high dose chemotherapy and a stem cell transplant (my own stem cells were used, not embryonic). After much appeal and frustration, I used money that you wonderful people donated, along with money my elderly parents put forth, so that I could have this treatment and hope for a cure. Thank you, all of you who donated money and/or time — I couldn't have done it without you!

There was and is only one place in the country where this treatment is being done — at Northwestern Hospital in Chicago. I underwent this treatment a little over a year ago during the months of September/October 2009. I knew right away that it had worked! Slowly, very slowly, function began returning to my body. But the disease and the aggressive treatment took its toll. My blood counts are still not quite at optimal levels, although they are very close to normal now, and the rebuilding of my immune system has been an exercise in patience. The whole process just takes a painfully long time. The slowest healing of all is the part that can't be seen. The disease I had effects the body's nerves, specifically the myelin sheath that covers the nerves; by the time I had reached treatment in Chicago, the nerves of my peripheral and, to some degree, autonomic nervous system, were very demyelinated — essentially my nerves were bare, uncovered and subsequently without function. The covering, or myelin around nerves does regrow, but at the rate of 1mm per day and from the top down-- My nerves are almost there, but not quite... The ones lowest in my body, around my feet and ankles were the worst affected and are the slowest to repair.

That's the update and where I am at right now. My hope and my doctor's hope is that I return to work late January or early February 2011! From its onset, it will have been a 3-year ordeal. So many of you have done so much already that I still feel I haven't adequately expressed my gratitude thus far — and yet I have something more to ask, for those able. I am still in the Catastrophic Illness Program (#001471) that up until now, the generosity of your donated hours has sustained me in my recovery. Not only does this program (CIP) keep me receiving a paycheck, it also pays for my insurance, the part that the city usually pays! Without hours, I am facing great financial distress as I will not only have to manage without a paycheck, but will have to come up with a large sum of money each month to keep myself insured. I am in need of one final push of hours. Just another couple months worth, until it is medically safe for me to return to work. I thank you in advance for whatever you can donate — CIP #001471 —

Thanks so much,
Alice DiCroce #237, Co. C.

P.S. Something I found frustrating was not knowing who was donating time to me — I wanted to be able to thank each person for his or her donation. (The recipient never sees a list of donators) If you are so willing, drop me an email letting me know so I can thank you personally — it would mean a lot to me. alicedicroce@mac.com Thanks again.

Things I'm Going To Do

On October 23, 2010 I lost a dear friend. Not only was he a dear friend, he was my mentor, teacher and most importantly my brother. No, we were not real brothers, but brothers from the heart. I am speaking about David Tambara. David and I met in 1986 and instantly became friends. For being of different ethnicities we were very much alike. In

2000 I went through a divorce that almost cost me my life and career. I have Bobby Frazier to thank for saving my life, and David for saving my career and sanity. I listened and soon was feeling better. David shortly after went through his divorce too. Unlike me, David was so proud he could not listen to reason too well.

It was from that day on that I saw my brother slowly falling apart. The drinking and smoking was non-stop. I could not keep up with him and found myself helpless. David moved in with me while he was in transition, waiting for his new place. Every day I could see the pain he was going thru. Then one day we started planning the "Things we were going to do."

We talked about setting up business together. We talked about what we were going to do with our affairs, and what we were going to do after retirement. We planned to do all the right things we were "Going to do in the future."

In 2004 or so, something magical happened to David. I could see that there was something different, he had a glow about him. David found the love of his life, Donna! His smiles were deeper and didn't worry about the small stuff. I could see how he lit up when she entered the room. True love.

Now that David is gone, I realize what we should have been planning what we need to do NOW. I realized how our culture is, (Law Enforcement), we put things off until it's too late, and then we argue that we were right.

I have seen other friends pass away after retirement and thought; I need to take care of some things now like many other officers. Still it is not done. I made a promise to my brother that I would help his kids, Chris and Marc. But I also promised that I would help Donna. I am a man of my word and have kept my word with the kids, now it's Donna's turn.

Although I have been met with resistance from the Japanese community, I am undeterred and I have set up an account in Japan Town. I have been hard at work since October 23rd. I am honoring my brother's last wish, his last assignment to me.

I'm not done yet! This is my message to all of my brothers and sisters of the SFPD. Please; let's take care of ourselves by eating well and exercising. When you leave home before work, say goodbye to your loved ones. Don't leave mad! Tell your children that you love them every opportunity you have. Remember, what ever you say on your way out the door...may be the last thing they will remember! Make it count.

This is for the single and divorced people. Change your beneficiaries now! After your gone, it's too late. The pain of a loved one passing is hard by itself. The difficulty of not taking care of your financial business makes that pain even harder. Have a Last Will made, and or a Living Trust.

So I say goodbye to you, my friend, my brother. I know that one day we will rejoin and talk about what we did do. Last communication to HQ 10-7E

Below is the information for the Trust Fund I have set up. It is tax

deductible. Even \$1 helps. Thank you all.

Harry Soulette

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More on Prop B

Dear SFPOA —

On behalf of the Municipal Attorneys Association, I would like to thank you, your board, and your membership for your valuable contribution and tireless effort in defeating Proposition B this past election. By defeating Prop B San Francisco voters chose to protect the basic benefits of all city workers who work hard to make San Francisco the great city that it is, and rejected the political argument that tried to blame the City's financial problems on hard working public servants.

I would like to personally thank you for recognizing the immediate impact Prop B would have had on all City employees and taking a lead in the coalition of labor that fought to defeat this ill-conceived measure. As with the rest of labor, having recently made significant concessions during the last round of negotiations, this initiative to further increase our health care costs and retirement contributions, at great cost to ourselves and our families, was an indignity we neither deserved, nor invited.

Your role in this coalition was instrumental to the defeat of Prop B. I look forward to working with you in the future and to your leadership in finding a fair and equitable solution to the financial challenges that the City faces.

Sincerely,
Sean Connolly, President
 Municipal Attorneys Assoc.

"Big Ter"

Dear SFPOA —

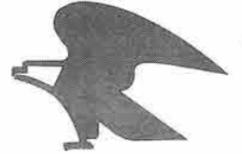
When I read the two articles about Operation Dream in the November issue of the POA Journal, it brought back a memory of the first program of Kid Stock that Operation Dream funded at Bret Harte School. Kid Stock is a Non-Profit organization that provides performing arts programs to children grades 1-8 throughout the Bay area. The year was 1997, and this, our first after school program, concluded in May with its first performance. In her article, Evangela Brewster refers to this first program that she participated in when she was 8 years old. She performed the song, "When the Lights Go on Again". Her part was a mother of small children who were missing their GI daddy, and her role as mother tells us a little of her real life character as big sister to her many siblings.

What the article triggered in my mind was the memory of my late husband Terry Sullivan, sometimes known as "Big Ter". He was known to so many people because of his involvement with youth: his own eight children as well as countless others he touched through the PAL.

As a policeman from 1959 to 1976, Terry volunteered as a football coach



POA MAIL



for the PAL, which was fun for our whole family. We, (myself and our 6 children), became their biggest fans and cheerleaders. Terry went on to serve as Director of a youth program at Victory Hall in Chinatown. Again the whole family got involved, helping with Movie Night, Fishing trips, Judo classes and dances. Terry pushed on to give the kids in Chinatown new and enriching experiences. He arranged an exchange program with youth from rural Susanville and again we all went along to help (and have fun!). The kids from Chinatown were hosted by families of Police officers in Susanville and experienced life on the "farm". They rode horses and even attended a teen dance in town. When Terry left the force to become an Electrician, he continued to serve S.F. youth for more than three decades as a PAL board member.

Many of your readers may remember all this about Terry, but I doubt if any know that Terry became a one-time Drama Coach when Operation Dream first brought Kid Stock to Bret Harte as an after school program. When I was gathering a board for the newly organized Kid Stock 501©3 Non Profit Corporation, Terry suggested that I ask Bev Immendorf to serve as a member. We knew Bev personally (her husband Jack supplied the movies for Movie Night) and we knew her skills and "savvy". She agreed to this on the basis that we bring this Kid Stock Program to Bret Harte, where Operation Dream was making a concerted effort to serve. We started immediately, but were unable on such short notice to find a Drama director for this after school program. Terry, who really believed in the value of the program and did not want the children to be disappointed, volunteered!

His career as a drama teacher was short lived, thank heavens! Terry was a lover of the arts, but had never been involved in the production of a show. What he lacked in expertise was more than made up for by his love of children! He ended up being the perfect person to work with and bring love to the children at Bret Harte. And they loved him! That first show was not a Broadway success by any means, but oh, it was a very big success with the children! This first show at Bret Harte was a musical look at the life and times of World War II. The subject was like Greek to the children, but inspired by Terry's love of history, they got into it. So even though they still needed scripts for their lines during the performance, their songs and dances were full of spirit and the joy of accomplishment glowed on all their faces.

Evangela Brewster was in that first cast. Over the course of the eleven years that we were able to get funding, we have had many Brewster children in our subsequent programs. I remember how responsible Evangela was; always looking out for and collecting her younger siblings. There were times when she and I would look for them in the park down the street, or her mother would come and bring back the ones that went home by mistake. For all the years that followed, whenever this first cast saw Terry coming, whether to bring the sets, or to sit in the audience, they came running

up for one of his comforting "bear hugs"!

After that first painful but still delightful program, Kid Stock brought more professional teachers to work with the children, with more and more success. I know Terry would have been so pleased at the positive effect that his one-time attempt at teaching drama had made such a positive impact on Evangela Brewster.

Due to the economy and lack of any steady funding source, unfortunately, we have been unable to bring our program to the children at Bret Harte for the past two years. Since Terry's death, donations have come in to Kid Stock, and the "Terry Sullivan Memorial Fund" was born. With the addition of this fund I am hopeful we will be able to re-establish our outreach programs to the at-risk children of San Francisco.

I will always treasure the memories of this first cast and of course, "Big Ter"!

Jane Anne Sullivan
Director, Kid Stock Inc.

Thank You

Dear POA —

Thank you so much for the beautiful floral arrangement sent to remember Henry. Our dad was a proud member of the SFPD. Thank you for your thoughtfulness.

Sincerely,

Laverne Pengel and Family

Dear POA —

I would like to thank you from the bottom of my heart for the beautiful flowers you sent to my sister Janice's funeral. At a difficult time for my mother and family the beautiful flowers you sent brought a smile to my heartbroken mom's face.

Thank you again.

Teri Barrett

Sharon Ferrigno

"Mom" Joan Barrett

Dear SFPOA —

Thank you very much for awarding me second place in your scholarship competition. It means so much to me that my essay was chosen to win such a generous award. I really appreciate it and it has been extremely helpful to me, as I have begun to pursue my college career. Sorry it has taken me so long to send out this thank you letter, I have been extremely busy with school. I received the news that I had been awarded this scholarship as I was driving to The University of Portland for orientation, and I have been busy ever since. Thank you again for your generosity, my family and I are deeply grateful.

Sincerely,

Jen Burke

Dear SFPOA —

I was honored to receive the generous scholarship from the SFPOA. I hope that someday a program like the one I wrote about will become a reality, thank you again for the opportunity.

Sincerely,

Gianna Armanino

Dear POA —

Thank you for your donation of \$250 towards my "People to People" Ambassador trip.

I'm looking forward to this once in a lifetime trip. I'm so proud to

be sponsored by the San Francisco Police Officers Association.

I will provide an update to my trip, so until then — have a great day!

Sincerely,

Jaime Lyons

Student Ambassador

Dear SFPOA —

Thank you for your donation to the Archbishop Riordan High School Memorial Fund in memory of Patrick Hugh Cunnie who will be remembered in the daily prayers of the Archbishop Riordan Community.

May God bless you.

Dear SFPOA —

Thank you for participating in The Janet Pomeroy Center's 30th Annual Parents Auxiliary Casino Night on Friday, October 22, 2010. Casino Night is one of the many ways the Parents Auxiliary raises funds in support of our unique recreation and vocational programs for people with disabilities. Your contribution helps continue the mission of the Center and bring success to our fundraising efforts.

The Parents Auxiliary has been the longest serving volunteer organization at The Janet Pomeroy Center and their fundraising efforts for the past 30 years has made it possible for us to provide a wide range of recreation programs. With special thanks, they recognize the importance of your contribution to their efforts.

We look forward to this year as The Janet Pomeroy Center celebrates 58 years of services to the Bay Area developmental disability community.

Sincerely,

Walter Slater, President

The Parents Auxiliary

The Janet Pomeroy Center

Dear SFPOA —

On behalf of the boys, we would like to thank you for your generous gift of \$1100 in support of Hanna Boys Center.

All of the boys who enroll in our program are motivated to change their lives. They are often desperate, depressed and unfocused youngsters. Many of the boys have been through tremendous hardships, both emotionally and physically. A number suffered with the loss of one or both of their parents due to divorce, drugs, jailor even death and were living with elderly relatives. For one reason or another, many of the boys are behind in school and "don't fit in" with youngsters their own age. We also see boys at the other end of the spectrum. They are involved in gang activity, criminal activities and on the verge of delinquency. All these youngsters yearn for stability, structure and a place they can call home. A place where they can grow, learn and heal with the help of caring adults.

Through your support of Hanna Boys Center, you are providing youngsters and their families with hope and the tools necessary to build a solid future. Hanna Boys Center was there to help because of your continuing support.

God bless you.

Rev. John S. Crews, Ed.D.

Executive Director

Hanna Boys Center

Dear SFPOA —

Thank you for your \$250 donation to the 17th annual Citizens Against Homicide (CAH) charity golf classic held on August 13, 2010. We sincerely appreciate your involvement. All proceeds raised by this event directly finance CAH activities which provide an array of support for families of homicide victims, including for example arranging rewards for unsolved murder cases.

Most Sincerely,

Carol Silveira

Corresponding Secretary

Citizens Against Homicide

Dear SFPOA —

As Helpers celebrates the lives of those precious people who are developmentally disabled on November 11th at our annual Fall Holiday Party in Ghirardelli Square, our thoughts turn to them.

Thank you for honoring the lives of my greatest teachers.

With deep gratitude,

Mrs. Joy Venturi Bianchi, Director

Helpers of the Mentally Retarded

Dear SFPOA —

Thank you for your participation as a Tee Sponsor at our Chief Daryl F. Gates Memorial Golf Tournament, held September 13, 2010, at the Porter Valley Country Club in Northridge, California.

Because of generous supporters like you, we were able to make a substantial contribution to our LAPD support groups and the Officers Needs Help Fund. These support groups provide financial and emotional support for the surviving family members of LAPD officers who have died in the line of duty.

Your charitable donation of \$300 is greatly appreciated.

Thank you again for your involvement. We look forward to joining you at next year's benefit tournament.

Very truly yours,

Paul M. Weber, President

Los Angeles Police Protective League

Dear SFPOA —

Thank you for your sponsorship supporting the 2010 Archbishop Riordan High School Alumni and Friends Golf Invitational.

Your support will help make our event a great success. The golf tournament and other such events make it possible to provide a challenging Catholic education for young men in the Marianist tradition. With your participation, we are able to provide a rigorous program of academic excellence and varied extracurricular activities.

We are proud that our curriculum continues to emphasize the importance of a value-based education, cultivating the personal talents and skills that equip our students to learn throughout their lives. Supportive individuals such as you make this quality Marianist education available to our students.

Your contribution makes a difference in the continuing quality of education at Riordan. I want to personally thank you for your support.

Sincerely,

Patrick W. Daly President

Client Bulletin: People v. Johannes Mehserle, November 12, 2010

Factual Findings Made By Trial Court On Nov. 5 Are An Affirmation Of Defense Arguments

By Michael L. Rains

It is hard to imagine that there could be any law enforcement officers in the State of California who have not heard about the case of People v. Mehserle by now. This has been a long and painful saga for Mr. Mehserle and his beleaguered trial team at RLS since we assumed Mr. Mehserle's representation shortly after he was arrested for murder in January 2009, for the shooting of Oscar Grant on the platform of the Fruitvale BART Station in Oakland.

Having lived through countless threats to Mr. Mehserle and his legal staff and after having battled our way out of hostility faced inside and outside of the court room in Alameda County, we arrived in Los Angeles to begin Johannes's trial in the beginning of June this year. While the Alameda County District Attorney's Office had charged Mehserle with murder and argued to the Court that the jury should be instructed on both first degree murder (premeditation) as well as second degree murder, it also asked the Judge to instruct the jury on both voluntary and involuntary manslaughter over our vehement objections. As most of you know, the Alameda DA had succumbed to mob pressure to charge this case as a murder to begin with, and it was our position that if it wanted to appease the mob by arguing that it is a murder, then it should be required to be submitted to the jury as a murder and nothing else. When the evidence closed, I am sure the DA's office would have been happy to even get a conviction for an infraction. Despite the District Attorney's media protest of the involuntary manslaughter conviction, I am certain the DA's office was happy to have succeeded in convincing the judge to give the jury a number of different theories or alternative ways in which they could convict Mehserle for the least serious charge (involuntary manslaughter) that they were being instructed on.

As Judge Perry began issuing his decision [...] he made it clear from the outset that he did not believe [...] that this was a case about race.

On November 5th, we returned to the court room on the ninth floor of the downtown Los Angeles Courthouse presided over by Judge Robert J. Perry. We were there to argue our motion that Judge Perry, sitting as a "thirteenth juror", throw out the involuntary manslaughter conviction and order a new trial. In the alternative, if Judge Perry were not inclined to do that (which Judges rarely do) we were asking that he strike the jury's incomprehensible finding that Mehserle intended to fire his firearm when their conviction had essentially been an affirmation of the defenses claim that he had intended to fire his taser but unintentionally fired the firearm by accident. Frankly, the jury's verdict was self-contradictory as the involuntary manslaughter required finding that Mehserle did not intend to kill Grant, yet the gun enhancement required finding that Mehserle intended to us a gun. Finally, the defense was asking the Judge, after striking the firearms enhancement, to place Mehserle on probation and release him from custody.

As the Judge recognized and as I

emphasized, this case has polarized great numbers of people, particularly in Alameda County along racial lines. The tension in the Court room as the proceeding started made me feel like I should be wearing a flack vest under my suit.

By the time the three and one-half hour hearing finished, five members of the Grant family had tearfully urged the Judge to send Mehserle to prison for fourteen years and Johannes had tearfully recounted the events of January 1, 2009, at 2:11 a.m. and apologized for mistakenly taking the life of Oscar Grant.

The talking heads and the media reporters swung into action after that, and reported on the television or printed in the papers some of the findings made by Judge Perry. Since the general public did not hear what Judge Perry said at the hearing, and I want to take this opportunity to inform to RLS clients as to exactly what Judge Perry said (according to the notes I took as he was speaking from the bench). I can only tell you how good it made all of us at the defense table feel to see that a bright, fair-minded Judge very clearly understood the evidence presented to the jury and very clearly understood that Johannes Mehserle made a terrible and tragic mistake on January 1, 2009, by accidentally drawing and firing his firearm instead of his taser.

As Judge Perry began issuing his decision sometime around noon on November 5th, he made it clear from the outset that he did not believe (contrary to the Grant family and all of their supporters) that this was a case about race, or that Mr. Mehserle was influenced by race in any of the actions he took.

Judge Perry indicated early on that it was his belief that the jury found that this was a case of "weapons confusion": "That is the only reasonable interpretation of the evidence," according to Judge Perry. He stated that the question which he believes the jury had to decide concerning the involuntary manslaughter was whether or not Mehserle acted in a criminally negligent manner (with gross negligence). He indicated that he would not disturb the jury's finding on this issue, but conceded that instructional errors raised by the defense would undoubtedly have to be considered by an appellate court and different minds than his. In the final analysis, Judge Perry declared that it is "My intention to respect the jury's decision."

The Judge next turned to the jury's finding that Mehserle intended to draw and fire a firearm, which could have greatly enhanced the sentence if the finding withstood his review.

On this issue, the Judge was adamant and unequivocal - the firearms enhancement had to be set aside. Judge Perry agreed that the two arguments the defense had made to set aside the gun enhancement were accurate and required the relief we sought. Indeed, as the defense had argued, the Judge did not believe that the jury should have been given an opportunity to even decide a firearms enhancement issue on the involuntary manslaughter charge, since that charge was predicated upon the claim that Mehserle had mistakenly and unintentionally drawn and fired his handgun instead

of his taser. But the Judge did not stop there. He found that as a matter of law, the evidence was insufficient to establish that Mehserle intended to fire a firearm. He pointed out the basis for such a finding:

1. Fellow BART Officer Tony Pirone was kneeling in the vicinity of Grant's shoulders, and it would have been reckless and dangerous for an officer to fire a firearm under those circumstances.
2. Mehserle had been on the platform only about two and one-half minutes before the shooting occurred.
3. Mehserle had no motive to draw and fire his firearm at Grant.
4. Mehserle announced his intention to use his taser on Grant just seconds before the shooting, an announcement that was overheard by one of Grant's best friends who testified at trial.
5. After announcing his decision to tase Grant, Mehserle stood up to create distance so that he would achieve proper spread of the darts on the taser.
6. Mehserle fired his firearm only once, even though he could have fired it repeated times consistent with the firearms training he had received (double taps, failure drills). Pulling the trigger once was consistent with his thought at the time that he was pulling the trigger of a taser.
7. The movement of his thumb while fumbling to get the firearm out of the holster as shown in the video reflected thumb movements to remove a taser from its holster and not a firearm.
8. Immediately following the shooting Mehserle's hands were shown on the video to go to his head while he stood there in shock.
9. Another good friend of Oscar Grant who was only three or four feet from the shooting heard Mehserle exclaim, "Oh shit, oh shit, I shot him."

Contrary to the argument of the District Attorney that Grant had not been resisting, the Judge stated it was very clear that Grant was resisting at the time the shot was fired. He stated this was based on the video (which the defense introduced and showed through the testimony of our video imaging expert over the objection of the prosecution) and based upon forensic evidence introduced at the autopsy (which the DA didn't want to even talk about during its case in chief).

On this issue and on the DA's insistence that the firearms enhancement by the jury was consistent with its involuntary verdict, the Judge stated that the DA's argument "strains credulity."

The Judge also indicated that Mehserle's testimony concerning what occurred on the platform leading up to and including the shooting was believable: "It is clear from the video that Mehserle demonstrated shock and dismay, I accept his testimony that he didn't know how it happened and it was an accident." The Judge explained that the only explanation of the way the shooting occurred was that "muscle memory took over — that he intended to use a taser and mistakenly fired his firearm." Judge Perry stated that "No reasonable trier

of fact could find other-wise." Based upon these findings, all of which were amply supported by evidence at the trial, the Judge dismissed the firearms enhancement and proceeded to discuss sentencing.

When discussing sentencing, Judge Perry made it clear that "Many persons contributed to this tragedy." Judge Perry noted that Grant and his friends had been fighting on the train, resulting in the police being called in the first place. When the police arrived, Judge Perry noted that one of Grant's friends, Michael Greer (as well as Grant himself) tried to evade the approaching police officers by jumping back on the train. Judge Perry described Pirone's "coarse and aggressive conduct" as being responsible for angering Grant and his friends and other bystanders inside and outside the train on the platform. As a result, a large crowd created a near riot prior to Mehserle's arrival. Significantly, Judge Perry stated that BART itself had set up Mehserle for failure due to the inadequate taser training it provided to him.

Judge Perry, despite hearing repeated claims from the Grant family that Mehserle had never expressed remorse, stated "I see tons of remorse." Judge Perry indicated that despite all of these factors which he cited in mitigation, "I must remember that a young man died needlessly." Based upon that determination, Judge Perry believed that the appropriate sentence was the low term for involuntary manslaughter — two years in state prison. With credit for time served and good time credits to be applied to his sentence, Johannes will likely be released from prison in about six months.

I have chosen to give you specific details of findings by Judge Perry because, as stated above, I do not believe that they were adequately or properly reported by all of the media. While I was truly heartened at the courage of Judge Perry in the statements he made on the record concerning this case and Johannes as a person, I continue to be sad that Johannes must continue to sit in a jail cell when I know that there are eight other law enforcement officers in this nation who have made the same mistake Johannes did and who were never criminally charged, and in some cases, not even disciplined. None of the other eight officers who have made this same mistake were fired, and some have been promoted since the mistake was made. Given that reality, it is hard for me to take any sort of delight in what occurred on November 5th, or what occurred when the jury decided this case.

This case could have gone a different way and should have gone a different way, an issue which I intend to address at the appropriate time. For now, I am happy to say that our trip to the Los Angeles court room of Judge Perry after the motion to change venue was granted provided Johannes Mehserle a shot at true "justice" that he would have never seen in Alameda County.

Read the Sentencing Minute Order/Quick Links RLS in the News/ Bulletins, Newsletters, and Client Alerts.

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Police Recruits Screened for Digital Dirt on Facebook

From The USA Today, November 12

Law enforcement agencies are digging deep into the social media accounts of applicants, requesting that candidates sign waivers allowing investigators access to their Facebook, MySpace, YouTube, Twitter and other personal spaces.

Some agencies are demanding that applicants provide private passwords, Internet pseudonyms, text messages and e-mail logs as part of an expanding vetting process for public safety jobs.

More than a third of police agencies review applicants' social media activity during background checks, according to the first report on agencies' social media use by the International Association of Chiefs of Police (IACP), the largest group of police executives. The report out last month surveyed 728 agencies.

"As more and more people join these networks, their activities on these sites become an intrinsic part of any background check we do," said Laurel, Md., Police Chief David Crawford.

Privacy advocates say some background investigations, including requests for text message and e-mail logs, may go too far.

"I'm very uneasy about this," says Marc Rotenberg, executive director of the Electronic Privacy Information Center. "Where does it all stop?"

During the IACP's conference last month in Orlando, about 100 chiefs and other law enforcement officials who attended sessions on vetting applicants' social media use said they either request waivers and other per-

sonal information from applicants or are developing policies to do so.

Of "particular concern" is that defense lawyers could use officers' posts to undercut their credibility in court, according to a memo drafted by lawyers for the National Fraternal Order of Police, the nation's largest police union.

"Testimony in a criminal or civil matter could be impeached using information from an officer's personal social-networking page," the union's associate general counsel Jeffrey Houser warned in the memo to be published next month. The memo is the union's most comprehensive instruction for police use of social media, said Jim Pasco, the group's executive director.

- Among the concerns:
- In Massachusetts, Malden Police Chief Jim Holland, whose agency has requested electronic message logs, said a recruit's text messages revealed past threats of suicide, resulting in disqualification.
 - In New Jersey, Middletown Police Chief Robert Ochess said a candidate was disqualified for posting racy photographs of himself with scantily clad women.
 - At the Florida conference, Crawford narrated a video full of officers' inappropriate Facebook postings, from sexually explicit photographs to racially charged commentary. All of it, he said, argues for better background checks for incoming recruits.
- "If you post something on Facebook," he said, "it should be something you wouldn't mind seeing" in the newspaper.

FOP President Defies Police Chief; Covers Wrecked Cruiser of Fallen Officer

From TBD.com, November 7

WASHINGTON, DC — The public display of the police cruiser in which a D.C. police officer was killed is causing new controversy.

Officer Paul Dittamo died in a crash last weekend while responding to a call. The cruiser involved in that accident was placed in front of the Police Academy. Through an emailed statement Chief Cathy Lanier told ABC 7 News that the academy staff took the opportunity to use a visual reminder to promote driver safety.

Recruits will begin driver training here next week.

But the move upset many. They said other cruisers could have been used to make the point, rather than the one an officer died in days before.

But the cruiser is covered now,

draped with black bunting and adorned with flowers and heartfelt messages. A stark contrast to when the fallen officer's mangled car was first put on display Thursday night.

Utterly outraged, D.C.'s president of the Fraternal Order of Police decided to cover the car today himself, calling the chief's decision to park it in front of the department's training academy appalling. Sources tell us the family is also upset.

After the cruiser was covered, a number of officers have stopped by to leave flowers and sign the cover.

Even though the car is visible from the street, it is located inside a gate on private property.

The fire department's training facility down the street also has a similar display with a large sign.

Palm Springs, Police Union Agree to Furloughs

From The Desert Sun, November 18

PALM SPRINGS, CA — After nearly seven months of contract negotiations — which turned into a public battle in September — the Palm Springs City Council and Police Officers Association have called a truce.

The City Council on Wednesday voted 4-1 to approve an agreement with the police union that will keep officers patrolling the streets while saving the city \$632,000 a year.

"We appreciate the compromise made by the police union in assisting the city to reduce costs during our financial downturn," said City Manager David Ready, adding that the city is not planning on layoffs at the police department.

Mayor Steve Pougnet voted to oppose the agreement.

"Any agreements right now should really incorporate employee contributions to retirement. I think that's the future and this agreement doesn't have that," Pougnet said. "It is a saving, but we really need systemic change right now in our employee agreements and we didn't achieve that."

The new agreement, which will be in effect through June 30, 2012, includes the following changes:

Employees will be furloughed by 5 percent — working 76 hours per pay period instead of 80.

Holiday in lieu of pay will be reduced from 4 hours to 3.67 hours per pay period.

The California Public Employees' Retirement System safety retirement formula for employees hired after Jan. 1, 2011 will be 3 percent at age 55, which means new hires must wait five

years more than current employees to receive that benefit.

The city's contribution toward the cost of health insurance will be limited to 5 percent for the 2012 plan.

The take-home car program will be limited to employees who live in Palm Springs beginning July 1, 2014.

In addition, there will be no salary increases and a cell phone stipend of \$50 per month has been eliminated.

"Our hope is that these savings will allow us to maintain our current level of staffing," Ready said.

The 5 percent furloughs alone save the city \$476,000, Ready said.

The agreement comes after both agencies sent out dueling letters to downtown merchants in September.

The police union's letter, dated Sept. 20, warned residents and visitors that they should be "extra cautious while in Palm Springs" because of the "declining level of public safety in the city."

Three days later, the city — with all five council members' signature — apologized to business owners for getting pulled into the situation and called the union's actions "scare tactics embellished with misleading information."

"We wanted the public to be aware of some of the ways the city spends its money and how they were not making public safety a priority," said Officer Mike Casavan, police union vice president. "I don't know if it helped or made it worse, but we were able to finally come to a compromise."

Casavan added, however, that it was unfortunate the city had to hire a labor negotiator to help reach a compromise with the police union.

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Police Union Wants L.A. To Restore Overtime Instead Of Hiring More Officers

From The Los Angeles Times, December 1

LOS ANGELES, CA – It came as little surprise this week that the influential union that represents Los Angeles' rank-and-file police officers waded into the debate over hiring more police during a major financial crisis.

What caught people off guard, however, was the union's conclusion that the hiring should stop.

Los Angeles Police Protective League President Paul M. Weber, in an interview and an opinion article submitted to The Times, called on the city's leaders to suspend their current policy of hiring new officers to replace those who resign or retire. It is a stance that, on the surface, runs counter to the union's traditionally staunch support for a larger police force.

Instead, Weber said, the department should shrink itself in order to use its scarce funds to restore overtime pay that has been cut because of the city's budget woes and to fill some of the hundreds of civilian posts at the Los Angeles Police Department that have gone vacant.

Police Chief Charlie Beck said the union's plan would jeopardize public safety. "We'd all like to return to a time

in the interest of public safety to do that" by thinning the ranks of officers.

And Matt Szabo, deputy chief of staff for Mayor Antonio Villaraigosa, added, "It's hard to imagine how the union is motivated here by the public's safety," noting that the LAPD has pushed down crime significantly in recent years.

The union's announcement irritated Beck and Villaraigosa and complicated matters for them as they try to convince City Council members to keep police hiring intact despite the city's ongoing budget crisis. Villaraigosa has staked much of his administration's reputation on his ability to boost the size of the LAPD, while Beck has warned that a drop in the number of officers would badly hamper his ability to maintain recent declines in crime.

Weber said the mayor's push to increase the size of the department had deteriorated into a "shell game," with fewer officers actually doing regular police work. Although Villaraigosa has promised to hire 1,000 officers, budget cuts have caused the department to take hundreds of officers off patrol or detective assignments, either because of reduced overtime hours or to fill in for civilian workers whose jobs have been eliminated, Weber said.

off in lieu of being paid for the extra hours, has taken the heaviest toll, sidelining more than 500 officers who would otherwise remain on the job, Weber said. He also pointed to a department report that found about 150 cops are currently being used either part- or full-time to perform civilian administrative jobs. Another 88 officers are expected to be assigned to a new jail facility because the city cannot afford to hire jailers.

"The public was sold on this idea that their tax money would be used to put more officers on the streets, who would keep them safe," Weber said. "But the reality is that's not happening."

Instead of continuing to hire officers, Weber said, the department should determine the "core number" of officers it needs to adequately respond to a major incident such as an earthquake and shrink the department to that size. The savings, he said, could then be used by the chief to pay officers to work overtime and hire people to fill critical civilian positions. The loss of overtime pay has been a significant blow for officers, some of whom lost as much as a third of their income.

Beck dismissed Weber's idea as a "red herring" that doesn't add up. The union's claim that a halt to police hiring would free up enough money to pay for overtime and hire civilians was false, Beck said.

He pointed to the roughly 200 new officers the department is scheduled to hire by the end of June, the close of the current fiscal year. If the department did as the union suggests and froze those plans, it would save about \$2.2 million, Beck said. By contrast, the department would have to spend about \$40 million in the same period if it once again began paying cash for overtime, he said.

The union plan "doesn't get us anywhere close to being able to do what they want," Beck said. "The league isn't in a position to decide how to run the department."

Councilman Dennis Zine, a retired

police officer who has served on the union's board of directors, said he and his colleagues are in a quandary over LAPD staffing. Council members do not want to back away from their commitment to hire officers but are frustrated to hear sworn officers are performing duties that could be done more cheaply with civilian employees, Zine said. "Are we going to continue hiring ... regardless of how they're deployed?" Zine asked. "Or are we going to come down to a reality check?"

Councilman Bernard Parks, who has long favored a halt to police hiring, called the union's statement "remarkable and late in coming" but did not expect it would make the council change course. Council members frequently complain about reductions in civilian staffing, he said, but then move ahead with new classes of recruits at the Police Academy anyway.

"I made the recommendation recently that we not hire any more classes and we hold that money for civilian positions," Parks added. "And that [proposal] keeps going into a dark hole."

The recent debate over police hiring stretches back to the 2005 mayoral campaign, when Villaraigosa promised to add 1,000 officers to the LAPD. Once in office, he secured the money to pay for those additional hires by convincing the City Council to triple the trash collection fees.

Roughly 800 officers were added to the force, but as the economy flat-lined and the city faced a growing budget deficit, the council balked at continuing the hiring spree. Villaraigosa relented and agreed to a compromise to hire only enough officers to maintain the current total of 9,963 officers. In place of the promise to add 1,000 new officers, Villaraigosa instead began touting a goal of expanding the force to 10,000 cops.

It is a target that Weber said has been a distraction. "We all know that was a number that was pulled out of the air for political reasons, so let's get away from it," he said.

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Nearly 90 LAPD Officers To Be Reassigned From Street Patrol To Jail Duty

From The Los Angeles Times, October 28

LOS ANGELES – Nearly 90 Los Angeles police officers will be pulled off the streets and put to work running a new jail facility that has been unused for more than a year because of staffing shortages, according to a recent decision by LAPD officials.

The reassignments will allow the jail to open by early February and are the culmination of months of debate within the LAPD on how to solve an increasingly desperate pinch: The \$74-million, 172,000-square-foot Metropolitan Detention Center requires far more people to operate than the dilapidated, aging structure it will replace.

A citywide hiring freeze has prevented the department from hiring more jailers and forced it to keep the gleaming structure shuttered since May 2009.

Under increasing pressure to close the old jail because of safety and health risks, police officials presented the City Council and Police Commission with a plan to free up some of the roughly 100 additional jailers needed to run the new facility by closing some small satellite jails in police stations. At the time, there was discussion of granting the LAPD a reprieve from the hiring freeze, but an exemption was never approved.

With the city's fiscal woes deepening, the department acted on its own and devised a plan to use officers as jailers, Assistant Chief Michel Moore said. The department still plans to shutter four of its small jails.

The plan calls for 83 officers who have completed their first, probationary year in the field to be assigned to jail duty. Five sergeants also will be pulled from their regular assignments and sent to the jail as supervisors. The group will spend six months working at the detention center before being replaced by another platoon of young cops.

The move could be risky. The department is struggling to keep officers on city streets as it forces hundreds of them to take time off from work each month in lieu of paying them overtime. This loss of more officers, while small in a department of nearly 10,000 cops, will be felt, officers said.

And it's a move not likely to be well received by Angelenos, said Paul M.

Weber, president of the union representing rank-and-file officers.

"When these officers were hired, the public expected they would be out on the streets protecting them, not stuck in a jail baby-sitting prisoners," Weber said. "That is not why taxpayers spent a sizable amount of money to recruit and train these men and women."

Alan Skobin, a member of the Police Commission, which oversees the LAPD, agreed but, like others, sees no other way out.

"We are playing the hand we were dealt," he said. "We're operating out of a condemned, aging building, while we have one across the street built to modern standards that has been sitting empty for over a year. The last ones who want to use officers in the jail are the commission and the chief of police, but there are no viable choices."

Moore, Skobin and others said that with the number of jailers dwindling due to attrition, the department soon would have had to reassign officers to jail duty even if the old jail remained open.

Several police officials quietly questioned why the council has not exempted jailers from the requirement that civilian city employees take two unpaid furlough days each month. If they were allowed to take only one furlough day, said the officials, who requested that their names not be used because of the sensitivity of the situation, the number of officers needed in the jails would decrease dramatically.

In an e-mail, Councilman Grieg Smith, who chairs the Public Safety Committee, called the decision "most disagreeable." He said he was trying to drum up support for a plan that would merge the city's general services police force with the LAPD and allow the department to use security guards from the small agency in the jails.

On Thursday, jailers were planning to gather outside the new facility to protest the use of officers.

"It makes no sense. During this budget crunch, we should be saving money and getting more cops out on the streets, not putting them in jobs done by civilians elsewhere," Dave Yuen, a principal detention officer, said in a prepared statement. Yuen will begin training officers in coming weeks to work the jail assignment.

Flint Lays Off Almost 25% Of Police Department

From The Flint Journal, November 30

FLINT, MI – Twenty Flint police officers were issued layoff notices this afternoon following stalled negotiations between the city and police union, officials said.

The pink slips essentially put the 20 officers on notice they could be laid off in two weeks, leaving the city with 67 police officers — not including lieutenants, sergeants, captains and the chief, said police Officer Keith Speer, president of the police officers' union.

Speer said he's not sure how the department will effectively operate if the layoffs go into effect.

"We can't operate now," he said. "I can't even predict what's going to happen."

Police Chief Alvern Lock could not immediately be reached for comment.

Flint Mayor Dayne Walling had warned the layoff notices would go out this month if each of the city's six unions didn't reach some form of double-digit concessions to help ease the city's projected \$5 million deficit.

The firefighters union has been the only group to reach a tentative agreement on concessions, and its members are expected to finish voting on the

measure tonight.

Speer said the police officers offered to pay more for their pensions and health care and give up some holiday pay and other measures, in return for some early retirement incentives. He said their offer of concessions was not accepted by the city.

"Anything we suggest they put a kabbash on," Speer said. "That's not negotiating."

Walling said earlier today that the city will continue to have informal talks with the three police unions about a tentative agreement.

"I remain hopeful we can reach an agreement with at least one of the three groups before layoffs would actually go into effect," Walling said. Speer said the police officers will continue to do their best on the job.

"We do arrest a lot of people," he said. "There are a lot of bad guys out there and we do make arrests."

Police Sgt. Rick Hetherington, president of the sergeants union, said this afternoon that he was not aware of any sergeants getting layoff notices. He said he wasn't sure yet how officer layoffs could affect the sergeants.

"Any layoffs, of course, are damaging," he said.

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SFPD Q2 Lateral Entry Recruitment Drive

Chief Gascón and the POA have signed off on the Q-2 Police officer Lateral Entry Job Announcement. The announcement was posted and we have begun to accept applications. As discussed in Recruitment Unit November 2010 newsletter, the application period will be closed when there are a sufficient number of qualified applicants.

If you have friends or family who are seeking to apply for the SFPD Lateral Entry Program, please refer them to our website that they may apply online. They can go directly to the City website www.jobaps.com/sf Q2 Lateral Police Officers to apply online. If you have any questions regarding minimum qualifications for the Lateral Entry Program please review our website www.sfpdcareers.com or www.sfgov.org/police

If you have any questions, you can refer interested candidates to either Officer Edwin Gaffud (415) 215-5315 cell or email him at sfpd322@hotmail.com or they can contact me if you have questions.

Sgt. Trenia Wearing
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POA Members Only

Free tickets are available at the SFPOA office to our annual "Parade of Stars" show to be held on Sunday, December 19, 2010, 1 pm, at the Palace of Fine Arts Theatre.

Holiday Season Peak Time for Mail and Internet Fraud

Submitted to the Journal by Al Casciato

This excellent information pamphlet produced and distributed by the United States Postal Service (paid for with seized assets of criminals) can help to protect you from becoming a victim of fraud. Pass this along to all your family and friends. — Ed.

YOU CAN AVOID BECOMING A VICTIM OF FRAUD

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- Buyers want to overpay you for an item and have you send them the difference.
- Doesn't have the look of a real business.
- Something just doesn't feel right.

Play It Safe

- Never click on a link inside an e-mail to visit a Web site. Type the address into your browser instead.
- It's easy for a business to look legitimate online. If you have any doubts, verify the company with the Better Business Bureau.
- Only 2% of reported identity theft occurs through the mail. Report online fraud to the Federal Trade Commission at ftc.gov/complaint.
- Retain your receipts, statements, and packing slips. Review them for accuracy.
- Shred confidential documents instead of simply discarding them in the trash.

Fraud Facts

- Your bank will never e-mail or call you for your account number.
- Don't wire money to people you don't know.
- Be cautious of work-at-home job offers.
- Check out the company with the Better Business Bureau.
- There are no legitimate jobs that involve reshipping items or financial instruments from your home.
- Foreign lotteries are illegal in the U.S. You can't win no matter what they say.
- Check your monthly bank statements for charges you don't recognize.
- Order a copy of your credit report from each of the three national credit bureaus once a year from annualcreditreport.com.

Get Involved

- It's never too early to become an informed consumer. Point out "too good to be true" offers to your kids, and teach them to be skeptical.
- Take an active interest in the financial activities of your aging parents.
- Share information about scams with friends and family. Use social networking to help keep them safe.

If you've received a suspected fraud through the U.S. Mail, or if the mail was used in the furtherance of a crime that began on the Internet, telephone, or in person, report it to the U.S. Postal Inspection Service.



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The Federal Trade Commission, the nation's consumer protection agency, works to prevent fraud and to provide information to help consumers spot, stop and avoid it. To file a complaint or get free information on consumer issues, visit ftc.gov or call toll-free, 1-877-FTC-HELP. Watch a new video, *How to File a Complaint*, at ftc.gov/video to learn more.



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2010 CCSF Combined Charities Campaign

By Mark Hernandez,
Central Station

Blind Babies Foundation — Serving our community for more than 60 years

The annual City & County of San Francisco Employees' Combined Charities Campaign is once again underway. For the fourth consecutive year, I have been asked to serve as Central Station's donation coordinator. Serving in this position, I have witnessed tremendous generosity and compassion from the men and women of our Association. As the nation continues to struggle through difficult economic times, perhaps amongst the most impacted are charitable organizations. As many of you know, I have been deeply involved with one such organization for many years, Blind Babies Foundation. Blind Babies Foundation was there to guide, counsel, and mentor

my family through the task of rearing and educating a blind child. My daughter Caitlin, now 20 years old, was served by Blind Babies Foundation from birth to 5 years old. Caitlin attends U.C. Santa Cruz where she is thriving as a Literature major with an active social life.

Blind Babies Foundation provides services including parent education, connecting families to resources, accompanying families on medical visits, administering visual and developmental assessments, and helping families to network.

If you plan to participate in this year's Combined Charities Campaign, please consider Blind Babies Foundation as the benefactor of your contribution. Blind Babies Foundation can be found in the "Heart of the City" pamphlet under the "umbrella" group of Local Independent Charities of America, code #L2283.

Thank you very much.

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PAL CORNER

By Rick Bruce
SFPAL President

PAL Seahawks Teams Advance to Nationals in Orlando

Three Seahawks dance teams and one Seahawks football team have a good chance of advancing to the Pop Warner National Championships in Orlando, Florida. Regional competitions take place over Thanksgiving weekend, and then teams have less than a week to get themselves to Orlando to compete.

The PAL Seahawks cheer/dance teams are Orlando veterans — they have competed and won national titles 9 times since 1998.

However, if the Pee Wees football team advances, it will be the first time in our 50 year history ever that a Seahawks football has made it to Nationals.



Getting to Nationals is expensive — approximately \$1,000 per player for cheer/dance, and \$1,400 for football. Pop Warner requires that all participants stay at the Disneyland Resort hotels, making accommodation more expensive than it could be if teams could choose their own hotel. And, with less than a week's notice, we are not able to get the most competitive air fares. If you would like to offset some of the costs for our participants, please donate at www.sfpal.org and specify "Seahawks Travel Fund."

Good luck Seahawks!

Nothing but Net — 2010 Basketball Ends on a High

It's halftime in PAL/SFRP basketball. After weeks of rugged basketball, some 64 teams, ranging from third through eighth grade, are getting ready to burst back on the court and sink some more baskets.

The league includes 44 PAL teams and 19 SF Park and Rec teams. They play each other in two divisions: a younger division (third through sixth grade), and a middle-school division (seventh and eighth grade, with a few sixth grade teams).

The PAL/SFRP basketball season is a relatively short one — seven weeks — from October 4 to November 19. Playoffs take place right before Thanksgiving.

The PAL/SFRP basketball program comes at an unusual time — the fall, before most school basketball seasons get started. But this gives our league a special appeal. Many basketball coaches like the PAL/SFRP season because it gives kids a chance to warm up and practice before their school season kicks in.

For more information, visit the PAL basketball website page.



Organize a Spring Soccer Team

Teach kids the fundamentals of soccer and sportsmanship in a fun, recreational league. PAL soccer registration starts in January, but contact us now for more information. We host U8 to U14 teams throughout the city. The season runs from Mid-March through May 21, 2011. Registration is \$65 per player and fee waivers are available for financial hardship.

Each team needs two coaches, and coaches must have a valid F License. Don't have one? That's okay. PAL will hold an F License clinic in February to teach you everything you need to know to be a successful soccer coach. All coaches must clear PAL criminal background check.

For most information call 401-4666 or www.sfpal.org/soccer

Referees: PAL's unsung heroes

PAL referee Bob Pizzi says being a Zen Buddhist helps him stay alert and clear on the field.

Bob Pizzi hasn't scored a goal all year, won't do a header, and backs off whenever the ball comes near — but he holds the most important position on the soccer field.

Pizzi is one of a small group of long-time, seasoned referees, and his role on the soccer field is indispensable. Unfortunately, despite their importance to the game, soccer referees are greatly underappreciated and in short supply.

"There's never enough," says Joanna Doyle of PAL. Currently there are 119 referees on file. Doyle says that number should be closer to 150 if PAL is to make it through the spring season without a hitch.

What's more, there's an acute shortage of older, more experienced referees. Currently, some 75 percent of refs are 18 and under. Among the young referees, particularly those under 16, turnover is especially high.

"Refing is not for everyone," says Rich Fern, Referee Coordinator for District 1, which encompasses San Francisco. "You have to have some free time and really love the game of soccer."

Fern would like to see more young people sign up as referees. For kids, it can be challenging but also rewarding. It also can help them improve their own soccer game and give them some extra spending money to boot.

Soccer Training

So what does it take to become a soccer referee in San Francisco?

The job requires a referee license — either a Grade 9 or Grade 8 license to start. PAL offers Grade 9 referee clinics, usually just before the spring season, in February or March. These are open to everyone from age 12 up. The cost is \$50.

The easier Grade 9 license involves



six hours of classroom training; a written test of 50 questions, and on-the-field training. Referees with a Grade 9 license can only ref at recreational soccer.

The Grade 8 license involves 18 hours of classroom training, a written test of 100 questions (you have to score 75 percent or above), and on-the-field training.

Pay for referees has gone up a little in recent years. Refs today get paid between \$15 and \$30 per game. Fern thinks the shaky California economy may spur more people to sign up.

The Buddhist Referee

Pizzi, 62, never played soccer himself as a kid. But after coaching his daughter Nikki's middle-school soccer team, he took the next logical step and became a referee.



Bob Pizzi

He went for his referee license as a way of helping his daughter's team nab a spot at competitive tournaments. He had heard that teams that can provide referees gain a bit of an edge for those coveted tournament spots. (The referees in question would not ref their sponsoring team's games.)

He started with a Grade 9 license and later upgraded to Grade 8.

Pizzi says was fascinated by the referee's role, and quickly found the job to be fun and challenging.

Today his daughter is 20 and no longer playing soccer with her club team. But Pizzi is still on the soccer field most weekends in the fall and spring — and winter, when the Catholic high schools play. He also refs at a few summer tournaments.

"I really love it," he says. "There's not a downside at all to it. It's really good for character building."

He says he usually refs three to four games a week, including some mid-week high school games, working around his UCSF job where he manages the university computer system.

Pizzi is unusual in that he is a practicing Zen Buddhist. He says being a Buddhist helps him to be a better referee.

"It makes you be mindful and attentive," he says. "You have to assess and see things clearly."

A referee "needs to bring sanity to the chaos ... You have to take a stand and you have to administer justice," he adds. "If you don't administer justice, they (the kids) won't administer justice."

Referees who routinely make bad calls create a situation where players are impatient and upset. The play may get out of balance, or kids may retaliate against rough opponents.

"Kids will only take it for so long," he says. Sooner or later, consciously or unconsciously, they signal to the referee that he or she needs to starting making better calls.

Rowdy Crowds

A big problem in youth soccer these days is the behavior of spectators on the sidelines. Every ref has had to deal with parents who are loud and abusive. While Pizzi says he can handle most rowdy crowds, not all referees are so thick-skinned. Parent criticism is almost always out of line.

"Most parents don't know anything about the game and they act as if they do," Pizzi says. "Unless you're standing on my shoulder you don't have any right to say anything ..."

He says spectators don't always appreciate how complex the job of soccer referee is.

"When you've got to look at the whole field, and at both teams at the same, a lot of stuff is happening."

Bob Pizzi's suggestions for beginner referees:

- Don't start out issuing yellow or red cards; give kids a warning first. Otherwise, you have no place to go if the play gets really rough. A yellow or red card should be reserved for repeated and/or flagrant abuses on the field.
- Explain to the coaches and players how tough you are likely to be on the field. If you are going to be lax and not call a lot of fouls, let them know ahead of time.
- Be clear with players. They should know what your call is, and have no doubt what happened to warrant that call.
- Go over the law book every season to stay fresh.
- Don't be afraid to make a judgment. That's your job.
- Be polite to parents, but if you need to rein them in, the proper procedure is to talk to the coach.

Bob Pizzi's suggestions for parents:

- Treat every game day like Silent Saturday. It's OK to cheer, but not OK to be loud and abusive. Remember, kids are easily embarrassed by screaming parents on the sidelines.
- Unless you're standing on the ref's shoulder and see exactly what he or she sees, it's wrong to second-guess a ref's calls. Assume the ref saw something you didn't, and let it go.
- Sometimes a call goes your way, sometimes it doesn't. Things have a way of evening out over time. Don't gripe about one bad call; the next one could be to your advantage.
- Be especially kind to young referees. They are sensitive to criticism, and many quit because of repeated abuse. Everyone makes mistakes. Young refs need encouragement, not attacks.
- There's a proper way to voice a complaint about a referee. Let your coach or team manager handle the complaint. It's their job to report any complaints to the governing soccer league.

The next PAL referee training is expected to be scheduled for March. Check back at www.sfpal.org/soccer to find out more.

Sports



NICK'S NOTES

By Nick Shihadeh,
Journal Sports Editor

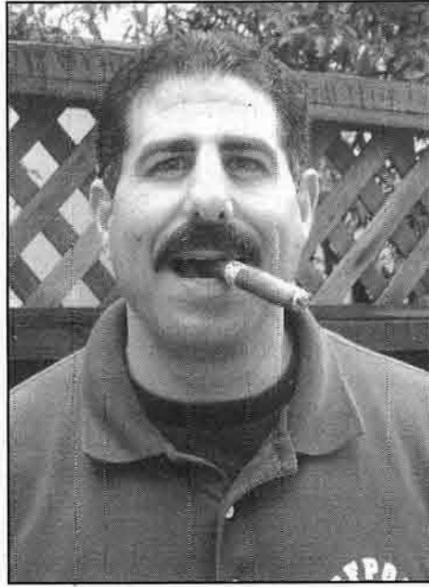
2010/2011
SFPOA Basketball Preview

CHECK IT OUT: Commish Steve Coleman (HOJ) contacted me recently with the outlook for the upcoming department hoops league that will be starting the first week of December. Here is the preview as follows from Coleman:

The new season is a week away, and the league will have a very different look. There will be ten teams this year compared with twelve from last year, due to Narcotics and Park Station not fielding teams because of recent transfers. The quality and competition of the league this season is expected to be even tougher than in years past due to there being fewer teams and new, younger players. The following is a season preview of the teams in order of expected finish.

1. SF CHP

Overview: CHP traditionally enters an experienced veteran team that plays a fundamental and physical brand of basketball. With scoring champion **Trent Cross** (23.3 pts per game-ppg) and **Shawn Chase** leading the way, CHP looks to be the team to beat as they defend their '09/10 title.



2. Northern Bulldogs

Key Additions: **Tommy "No Relation to Bugsy" Moran**, **Keith Murphy**, and **Matt Hanley**

Key Losses: **Brett "Got No Game" Thorpe**, and **Quoc "Q-Dog" Do**

Overview: Even though the Bulldogs lose team leading scorer **Brett "Give Me the Pill" Thorpe** (16.1 ppg), they acquired first team "all offensive" player **Tommy "No Relation to Bugsy" Moran** and Rookie of the Year **Keith Murphy**. Murphy also led the league in three-pointers made last season with 32 through 11 games. Expectations are high these days for this young and talented squad. The question is can the new players and older players such as **Tim Flaherty**, **Chris Knight**, and **Brian Guiney**

mesh together and bring home the "hardware" that has eluded this team on the basketball court for years. There is an air of confidence surrounding the Bulldogs this year.

3. Mission Diablos

Key Additions: **Jake Fegan**, **Ricky Guerrero**, and **Glenn Brakel**

Overview: The Diablos are a much improved team after last year's inaugural season. **Craig Tiffe** and **Jason Lynch** get a lot of help from the old Narcotics squad, with **Jake Fegan** and the speedy **Ricky Guerrero** joining the Diablos. The strong inside presence of newcomer **Glenn Brakel** looks to solidify the interior defense.

4. Bayview Pitt Bulls

Key Additions: **Gerry Newbeck**, **Wil "Freddy" Williams**, **Rod "Fitz" Fitzpatrick**, **Dack Thompson**, and maybe **Brian Schaefer**.

Overview: Bayview looks to have another strong season behind the scoring of "all star" guard **Tommy Fong** (17.5 ppg) and "all star" forward **Erick Solares**. The Pitt Bulls acquired several veterans to their team. **Gerry Newbeck**, also an "all star", will share time in the backcourt with **Fong** and **Jeff Chow**. **Jason Johnson** is another player on this squad to look out for; he dazzled the crowds last season with high flying slam dunks at St. Mary's Gym, the Oracle Arena in Oakland, and at the Boys and Girls Club on Kiska Rd. The only question is: can they stay healthy? **Leon Jackson** and **Rod "Fitz" Fitzpatrick** are beasts on the glass, but are recovering from injuries and are still questionable for the season.

5. HOJ/TAC

Key Losses: **Ed DelCarlo** and **Wil "Freddy" Williams**

Overview: **Rod Tong** (14.9 ppg), who made and attempted the most free throws in the league last year, leads this collection of veteran players who always play a solid brand of basketball. Will **Rob Walker**, a fearsome presence on defense, be able to stay healthy throughout the entire season?

6. Daly City PD

Overview: **Mike Barton** (21 ppg) and **Garrett Larson** (12.3 ppg) consistently continue to put up good numbers year after year. Player/coach **Lee Magalong**, along with **Daniel Chiu** look to take Daly City deeper into the playoffs. Daly City teams have traditionally started strong every year, but have difficulty maintaining those strong starts. Will the Daly City team stay strong through the playoffs this year? We'll see...

7. Task Force

Key Additions: **Quoc "Q-Dog" Do** and **Scott Korte**

Key Losses: **Matt Hanley**
Overview: Sharpshooting specialist **Quoc "Q-Dog" Do** will reunite with "all star" forward **Kevin "Bradshaw" Murray** (14.7 ppg) and **Kevin "Lab" Labanowski** (19 three-pointers made last season) to contend for a playoff

spot. **Scott Korte** will be depended on to guard the leagues big men.

8. Central Diners

Key Losses: **Glenn Brakel**, **Mike Costello**, and **Scott Korte**.

Overview: After advancing to last year's title game and a strong second place finish, it looks like Central may be in a rebuilding year. **Matt "I'm Really a Boxer" Sullivan** and **Ryan Jones** will have to step their game up with the losses of league MVP **Mike Costello** due to retirement.

9. Ingleside Station

Overview: Ingleside started last season 4-2, but lost their final five games and were eliminated on the season's final day. They definitely had the toughest schedule to play due to rescheduled games last season. Ingleside had to play three games in two days (they lost power in the gym in the final game and played part of the game in a darkened gym). Even though they played those final games close, it ended in disappointment. Ingleside has one of the leagues deepest and spirited squads. **Al Johnson** and **Nate Chew** look to lead their team into the post season behind the rebounding of **Wil McCarthy**.

10. Tenderloin Rats

Key Losses: **Dack Thompson**
Overview: The Rats entered the league last season and experienced some growing pains. The duo of **Rich Soares** (12.6 ppg, 13 three pointers made) and **Daniel Solorzano** (11.8 ppg, 27 three-pointers made) helped coach **Orit Samson** compete in this physical league. The team improved and played two close games at the end of the year, taking the eventual league champs CHP down to the wire. Tenderloin looks to make some more gradual improvement and get some wins this year. Samson told me they have about seven new players as the roster has turned over and said, "Be ready; the Rats are back!"

I look forward to more info about the department hoops league from **Commish Coleman** in the coming months. By the time this column goes to print Thanksgiving will already have passed so I hope everyone had a safe one. I might as well say Happy Holidays to everyone at this time; and, one more thing: how about those SF Giants!!

That's all for now....So See Ya next month....

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Letter to Sports Editor

Hi Nick!

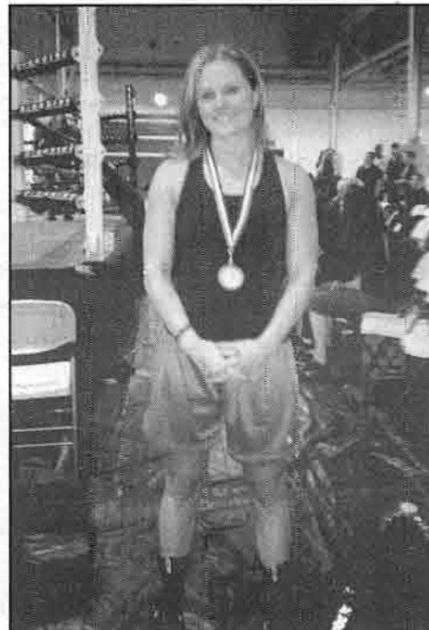
Here's just a little info regarding the boxing match Chandra participated in:

On Oct. 23, 2010 the California Narcotics Officers Association (CNOA) sponsored its 3rd annual "Battle of the Badges". The CNOA is a non-profit association and the profits from the event went to Region 1 (Bay Area Region) for the continued narcotic related training provided to the law enforcement community. This year's event was hosted on Coast Guard Island in Alameda.

The event included a total of ten participants from different areas of law enforcement, corrections, and public safety. There was a total of five fights. The fights were three, two minute rounds.

Of notable interest, one of our very own SFPD Officers, Officer Chandra Johnson of TTF, participated. Chandra competed against a woman from the Academy of Self Defense in the 135 lb. class. And while both Chandra and her opponent received participation medals, it seemed evident to the crowd that San Francisco's Finest came out ahead!

Jayme Campbell
Southern Station



The Loons Nest Report

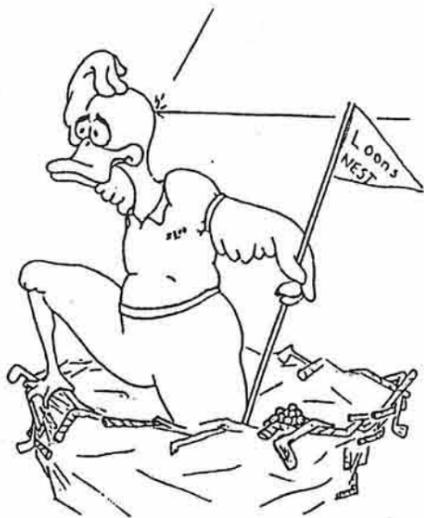
By Ed Garcia, Co. A

Tom O'Connor Repeats as Champion

Rooster Run Golf Club in Sonoma County was the site of the Loons Nest Golf Club's twenty-fourth Club Championship. Sixty-four players arrived for competition in two flights and were met with blue skies and a course in very good condition. Rooster Run Golf Club has been the site of six L.N.G.C. Holiday Classic tournaments; including the 2006 event, which saw sixty-two players complete rounds through hours of heavy storms.

The front nine holes at Rooster Run were not going to give up any easy scores, as the front side medallist was Pat Armitage with a thirty-seven. Hot on Pat's heels with scores of thirty-eight, were defending champ Tom O'Connor (retired), along with Harry Pearson (retired) who has won many Loon events over the years. Two strokes behind at thirty-nine were Dave Kranci (Traffic/Park Station), Tim Lee and former club champion Ed Anzore (Central Station).

As play went into the back nine holes light winds came into play as pressure mounted on the leaders. Anzore picked up birdies on the tenth and fourteen holes, but was slammed with a double bogie on the eighteenth hole. Pearson picked up a birdie on hole seventeen, but was also struck with a double bogie on the eighteenth hole, as Harry finished with a round



of seventy-six.

Lee made a big charge with birdies on holes eight, nine, twelve and seventeen. Unfortunately Tim ran into double bogies on holes five, thirteen and sixteen, as he finished with a fine round of seventy-seven.

In the late going, Armitage and Pearson were neck and neck heading into the last hole. Armitage needed a par on eighteen for a score of seventy-five, but ran into a bogey and a score of seventy-six, leaving him tied with Pearson.

O'Connor was close in behind the leaders after sixteen holes and birdied the short seventeenth hole to go into a dead heat with Pearson and Armitage. O'Connor hit his drive on the final hole, leaving himself in the left rough. Tom ripped a shot out of the left rough, but found himself in deeper rough near the creek that protects the approach to the green. O'Connor hit a wedge shot from the thick rough, leaving his ball twenty feet above the hole on the sloping green. O'Connor proceeded to sink the putt, which gave

him back-to-back birdies on the finishing holes and a round of seventy-five. This outstanding finish gave Tom the Club Championship for the second year in a row and his fourth Club Championship since 1998.

First flight low net action saw Tim Lee edge out playing partner Armando Chang by a single stroke. Armando made a big run at Lee, as Armando birdied the fourteenth and eighteenth holes for a blistering even par back nine score of thirty-six!! Lee was able to hold off the challenger with a par on the eighteenth hole, allowing him a one-stroke edge in net play. Kranci grabbed third low net in the first flight with a net score of seventy, as Dave also took the Long Drive contest with a three hundred and two yard blast.

Second flight low gross was a battle between Joe Fischer (Central Station) and Juan Borromeo (Tenderloin Station). Fischer posted a forty-three on the front side giving him a two-stroke lead at the turn. Borromeo blazed through the back nine holes, picking up a birdie on the tenth hole en route to a back nine score of thirty-eight. Borromeo and Fischer finished with matching scores of eighty-three. The U.S.G.A. tiebreaker went to Borromeo and Fischer took second place.

George Gulbenga (retired) was in the hunt, as he posted a front side score of forty strokes. George was looking like a winner until he ran into a "snowman" (eight) on the sixteenth hole. George finished in third low gross in the flight.

Second flight low net could hardly have been a tighter contest, as three players finished with net scores of sixty-six. Chris Shinbori (Ingleside Station), Eric Tapang (Central Station) and Dan Owens (Ingleside Station) had three outstanding net rounds and applying the U.S.G.A. tiebreaker Shinbori was awarded first place. Shinbori had taken the Long Drive award at the Summer Classic this year and he and Owens teamed up to take fifth place in the Two-Man event in January. Tapang was awarded second place and Owens took third place.

Owens had been four strokes behind Shinbori going into the eighteenth hole, where Shinbori was hit with a double bogie and Owens had a gross eagle three on the hole! Shinbori and Owens each posted gross rounds of forty on the back nine, an excellent match. Tapang was posed to take it from Shinbori and Owens; but, he ran into a double bogie on the eighteenth, as the final hole was the undoing of several contenders in both flights through the day.

Upon completion of the rounds, the Loons took a short drip to the Traxx Bar & Grill on Lakeville St. in Petaluma. Loon Hospitality Director John Wyman (retired) made a fine selection on this location, as marinated tri-tip & chicken were served along with a pesto dish and other items in a very friendly atmosphere....Our season will close in December with the Holiday Classic, so all Loons watch your mail (and email)...

Loons Nest Scoreboard Club Championship

First Flight			Second Flight		
Player	Gross	Net	Player	Gross	Net
O'Connor	75	67	Forromeo	83	67
Pearson	76	71	Fischer	83	68
Armitage	76	71	Shinbori	85	66
Lee	77	68	Gulbengay	85	68
Chang	80	69	Owens	86	67
Anzore	81	78	Ferrando	87	72
Kranci	81	70	Roth	89	68
Mar	82	77	Wismer	89	68
Flannery	83	76	Martinez	91	74
McMillan	83	72	Siebert	91	75
Wong	83	75	Carew	92	74
Morimoto	85	79	Honnibal	92	74
Garcia	86	74	Tapang	93	66
Kovaleff	86	73	Drago	94	75
Sorgie	86	72	Clemens	95	79
Sullivan	87	73	Meixner	96	77
Biggs	88	74	Geraty	97	72
Vernengo	89	79	Ballard	98	74
Allegro	89	75	Philpott	98	79
Finigan	90	76	Pinotti	99	81
Fontana	90	76	DeRoza	100	82
Wyman	90	80	Kilgariff	101	83
Ziegler	91	77	Daniele	102	77
Lum	93	81	Milligan	103	88
Rice	93	79	Coggin	105	85
Valentini	95	81	Bronfeld	110	79
Taylor	96	84	Tolosa	111	86

Long Drive Winner Dave Kranci 302 yards

Close to Hole Winners

Hole #6			Hole #8		
1st	Ed Anzore	4' 9"	1st	Ed Anzore	5' 11"
2nd	John Wyman	5' 10"	2nd	John Wong	12' 2"

Hole #11			Hole #15		
1st	Mark Milligan	13' 7"	1st	C. Shinobori	6' 9"
2nd	P. Armitage	15' 5"	2nd	Al Honnibal	7' 1"

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Western States Police and Fire Games: Track and Field 2010

By Alex Jackson,
Airport Bureau (Ret.)

To the officers who inquired: Yes, I did compete in the Police And Fire Games in Track And Field, which were held at the Reed High School in Sparks, Nevada. As always, I trained and ran my races in the name of Jesus of Nazareth, God's son. I also called to mind the plight of the poor, the homeless and the sick. I prayed that God would alleviate their pain and suffering.

I won two gold medals. One in the 100-meter run, and the other in the 4X400 (4X100), which was an exceptional team effort. For that I gave God and my teammates the thanks and praise.

On Friday, July 30, 2010 at approximately 1030 hours, I found myself in lane 4, staring down towards the end of the track at the Reed's High School in Sparks, Nevada. I was waiting for the commands of the official to start the 100-meter race. After the last command was given, the Starter's pistol sounded. I pushed myself out of my blocks as fast as I could with my head down in the drive phase of the race for approximately 15-20 meters. I then straightened myself and ran through the finish line down to the

end of the track. A few minutes later, it was announced over the intercom, that I had set a new meet record of 13.82 seconds. Remember, before you say that was slow, I've grown older since we last met. I'm a Grand Master (D) competitor, which list ages from 65-69-yearsold. I'm 65. For that race, I gave God the thanks and praise for delivering me.

A few hours later, I met the officers to whom I had been assigned, to prepare for the 4X400 (4X100) meter race. We met and went over the passing of the baton, position of each officer in the lane and the right-left-right-left, hand-offs. We demonstrated and practiced with 100 percent cooperation amongst us. It was great teamwork. I was the old guy. We noted that the passing officer would hold onto the baton until the receiving officer snatches it out of his hand. That would eliminate the baton being dropped. We had been assigned lane number 1.

The announcement was made for the 4X400 meter runners to take their positions.

At the sound of the starter's pistol, I raced out of the blocks. Approximately 10-15 meters before I handed off to the second leg runner, I hyper-extended my left knee and severely pulled the

left hamstring at the knee. I yelled for the 2nd leg runner, Dennis Pelkey of Schenectady PD, NY, to hold up as I wobbled, stumbled and hopped to him. I gave him the baton in his left hand and he was off. I fell to the track and rolled off onto the field, but the baton had been successfully passed, although we lost some time. Pelkey passed the baton to the 3rd leg officer, W. Detlefsen, OFD, who passed the baton to F. Frost, SFPD, who blazed across the finishing line in a combined time of 58.59 seconds, which was a new meet record. I thanked God and them for their effort. They were some fast Grand Master C sprinters. Pelkey had earlier set a new meet record in the Grand

Master C 100-meter run in 12.98 seconds. I later told them what happened, but they were not concerned. We were happy that the cooperation and teamwork paid off. I would have been devastated if I had not been able to pass the baton to the 2nd leg officer. That was really close. Too close.

I met Michael Simmons of the Southern Station on the track as he was preparing for his 100-meter final. He is an inspiration to all track athletes. He is a possessor of a quiet demeanor, professional and competitive spirit. He is a confident warrior. When I talked

to Mike, he was busy wrapping his left hamstring. I was wondering how he could run with that type of injury, but he did. He once tried to get me to do likewise, but I declined. He yelled to me as I sat in the stand, "Leave it on the field, Alex!" We both laughed it off. Mike keeps forgetting that I am 13 years his senior. Good work, Mike! One day, I'll try and be like you.

Officers, let's strive to make certain that all of our Track and field athletes are recognized when they compete in the Games. Let's make certain that we embrace them whether they win, lose or DNF. Let's applaud their efforts. Let's embrace them. Let's write about them. A solution to this minor problem is to have a sports writer assigned to record the Track and Field events, by interviewing the athletes. This will eliminate each officer sending in a report such as this one. It will be better to report the events collectively. After we become better, we can then strive to become the best in this area.

Officers, may God's blessings be upon you, family and occupation. Continue to "dedicate yourselves before God and your chosen profession, law enforcement" (Excerpts, California Police Officers Code of Ethics, 1955). Bye.

International Association of Women Police Member Application, Renewal and Payment Form

Print and complete; mail or email with payment to the address at the bottom of the form.

Last Name _____

First _____ Middle _____

Sworn Police or Law Enforcement Officer: Yes ___ No ___

Current/Retired Officer: Current ___ Retired ___

Rank / Title / Position _____

Agency Name _____

Agency Address _____

City, State Zip Code, Province, Country _____

Home Address _____

City, State Zip Code, Province, Country _____

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Agency Phone _____

Fax Number _____ Email Address _____

Are you willing to allow your email to be provided to other law enforcement entities: Yes ___ No ___

How did you learn of IAWP _____

Preferred Mailing Address Home ___ Work ___

Do you want to be listed in the Speakers Bureau: No ___ Yes ___

I am applying for ___ New membership ___ Renewal membership

Membership Fee Schedule, Check Fee Amount and Circle Type

- \$40.00 USD per year — U.S. | Associate U.S. | Affiliate Organization Membership
- \$35.00 USD per year — Canada | Associate Canada
- \$25.00 USD per year — Retired US
- \$20.00 USD per year — All Other Countries | Associate All Other Countries
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Payment Information: All amounts must be tendered in U.S. Funds Amount

Cash Check # _____ MasterCard Visa Discover Card American Express

Credit Card Number _____ Expiration Date _____ CVV Number _____

Signature _____

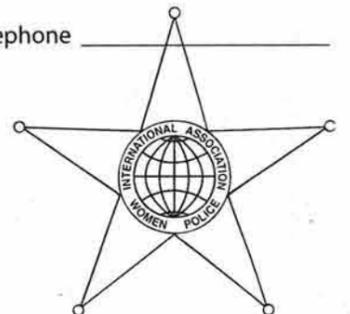
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Print, Complete and Mail Form with Payment to:

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P.O. Box 11038, Denver, CO 80211-0038 USA

or, complete with Microsoft WORD and Email to:

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MUST SELL: HOME IN INCLINE VILLAGE, NV. Near half acre lot, fenced in, good location, built in 1981, up to present building code, 4 Bds, 2 1/2 bath, hydronic heat, all privileges, was used as a rental unit and an in-law apartment until 2004 (in-law apartment has one bedroom, living and breakfast nook, walk in closet and large bathroom) for self use (skiing and summer recreation). Move in condition. Ample space for RV and Boat parking. Originally advertised for \$875,000.00, **now \$515,000 or best offer.** 504 Jensen Circle, IV, NV. The best buy and the least expensive buy on the market. (415) 661-9815. Photo available EMail: rgwallace@sbcglobal.net

COMPLETELY UPGRAGED BERNAL HEIGHTS FAMILY HOME. Top Floor: master bedroom w/full bath and lg. walk-in closet. 3 additional bedrooms and 1 additional full bath. Main Floor: Kitchen w/new cabinets, appliances, fixtures, granite countertops, tile and stone. Living rm. w/fplc, family rm, formal dining rm, breakfast area, covered deck. 2.5 bathrooms, new hardwood floors. Entry Floor: Au-pair studio w/upgraded kitchen and full bath (unwarranted), yard, patio and x-tra storage. Lg. finished 2 car garage w/new key pad auto door. New wall to wall carpet, double pane windows and new paint in and out. 3100 sq. ft. of living space. This home shows like new. **Price reduced to \$699,000.** Call Ariel Maracha (415) 533-6039.

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Miscellaneous

3 GOOD BOOKS FREE TO A GOOD HOME *Men of Courage* by Captain Thomas Gregwer Dempsey, (Ret.) signed by author. *True Stories* by Captain Thomas Gregwer Dempsey, (Ret.) signed by author. *First Responder* by Mark R. Hawthorne. I am trying to find a 1989 earthquake ribbon for my uniform. If you are retired and don't need it anymore, I would be glad to have it. I can't find mine anywhere. Email response to: thomas.feledy@sfgov.org

Miscellaneous For Sale

Inspector's star, hand engraved by Sabatini, 14K gold, 44.15 grams, or 1.41 Troy oz.; \$5,000 contact: (510) 482-0644

Motorcycle For Sale

2004 HARLEY DAVIDSON (FXSTD) Softail Deuce, Fuel Injected, Vance & Hines Pipes, Windshield, Extra Chrome, Leather Saddlebags, Harley Stage One download, Sissy bar, Impact Blue Color, 14,000 trouble free miles, all maintenance & ownership papers in hand. Sale priced at 2K under KBB at \$10,000. Email chezshea@sbcglobal.net for pictures or call Mick at (707) 481-2520

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S&W CENTENNIAL SERIES, Model 40, blue steel; Model 60, Stainless. Contact retired #1771 (415) 648-4332

I AM INTERESTED IN PURCHASING POA Notebook issues July of 1996, February, March and December of 1995, August of 1990, January, February, May and June of 1989, November of 1988 and any issues prior to January of 1988, Please contact Greg Corrales at (415) 759-1076 or at gc1207@comcast.net.

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Ads must be typewritten and submitted to the POA, attn: *Journal Advertising* in any of the following ways: US Mail, to the POA office; Interdepartmental mail, to the POA office, Email to journal@sfpoa.org

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- POA baseball hats (black only) \$15.00

Word Search

Created by Officer Michelangelo Apodaca, Chief's Office

Enjoy this relaxing and fun-to-solve puzzle! If you've never solved a puzzle like these before, it's a good idea to read this before you begin.

Each puzzle has a grid of letters that conceals words reading in different directions — forward, backward, up, down, or diagonally — but always in a straight line. The words, abbreviations, or phrases one must find and circle are listed below the grid in capital letters. That's all you need to know before you sharpen your pencil and begin your search!

Enjoy the time you have, here and now, not only in the month of December, but all year around. Happy Holidays each one of you!

- DECEMBER
- ICE
- END OF YEAR
- SNOW
- HOLIDAY SEASON
- HEALTH
- PINE TREES
- FORGIVENESS

- FAMILY TIME
- PEACE
- SHARING
- SKI
- GIVING
- HELPING
- GRATITUDE
- BLESSINGS

S	A	P	I	N	E	T	R	E	E	S	R	I
B	L	E	S	S	I	N	G	S	N	C	E	C
W	G	A	L	I	T	T	E	K	R	A	B	E
I	T	C	A	G	N	I	V	I	G	N	M	G
N	H	E	A	L	T	H	W	O	N	S	E	N
T	B	G	N	I	R	A	H	S	X	D	C	I
E	A	R	A	E	Y	F	O	D	N	E	E	P
F	O	R	G	I	V	E	N	E	S	S	D	L
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N	O	S	A	E	S	Y	A	D	I	L	O	H

Close Encounters

By Steve Johnson,
SFPOA

We left off last month with a critique, of sorts, of the 3rd Quarter Report submitted by the Office of Citizen Complaints (OCC). It wasn't pretty. This document actually redefines the literary term, 'non-fiction'.

They could be backed up 1,000 cases, or maybe not. Hard to tell the way the numbers were presented. And there were also more dispositions than cases filed...how does that work?

We referenced Bernie Madoff in last month's article noting, sarcastically, that he is the one who must be preparing this statistical report from his cellblock. Well, our apologies to Mr. Madoff, even he wouldn't try to push these numbers by the Police Commission.

One final glance at the details reported and we noted that there were 17 sustained allegations for the 3rd Quarter. 7 of those sustained cases involved officers who failed to "collect traffic stop data." Really? I don't believe "failing to collect traffic stop data" is a civilian complaint. And this particular allegation made up almost 50% of the sustained complaints for the 3rd Quarter of 2010!

Wouldn't it make more sense to let the Department Administration know that there is, potentially, a pattern discerning an issue (i.e. traffic data collection) that should probably be checked out and remedied rather than "padding" your statistical report?

And when will the OCC stop making our officers wait 9 months before they are interviewed. Or, better yet, when will they stop charging our members with Unwarranted Action complaints when the officer makes a warrant arrest.

If you are charged with an Unwarranted Action allegation for making a warrant arrest, contact us immediately. We will file a complaint with the Police Commission because OCC is in violation of Department Policy (General Order 2.04.) That General Order provides that if, after a preliminary investigation, the OCC finds that what the officer is alleged to have done is legal, proper, or justified, then the matter is referred back to his/her commanding officer and

no complaint is to be filed.

Sunday, to most people, is a day of rest...this assumption does not, unfortunately, hold true for police officers — they are the exception. Sundays in San Francisco can be just as crazy as any other day of the week and usually are. Officer Kim Koltzoff came up for a run involving a 'loud music' complaint at one of the downtown hotels on Sutter Street on an early Sunday morning in September. Officer Koltzoff, accompanied by the hotel manager, responded to the cause of the problem which was an apartment on the 7th floor. There was no answer to the door so a well-being check was in order. As Kim looked past the now open apartment door she saw a large handgun on the floor next to an individual who was calling out to her to kill him. Kim grabbed the gun and called for back-up. The crazed suspect ran over and locked the door, blocking Officer Koltzoff's access, telling her "now it's just you and me." He then came at her and managed to retrieve his weapon and now it was a stand-off. He pointed his gun directly at Kim, taking aim, giving her no choice but to use her weapon to neutralize the situation. This was a classic 'police suicide' where the suspect did everything he could, forcing Officer Koltzoff into making a decision that shouldn't have to be made on a Sunday morning in San Francisco.

O.K., so now we go to the other end of the spectrum and it's one-thirty in the morning when most people are asleep. Not our guy on 1000 block of Larkin. He's up. He's up and he's running through the halls of his apartment building with 2 extremely large and heavy metal poles, pounding on the doors of the other residents. They of course are all petrified, dialing 9-1-1. Officer Mike Bushnell and Officer Donn Peterson get the call. They arrive and are met by several of the building's occupants who warn the officers to be careful. The officers can hear the suspect yelling and they

run up 4 flights of stairs before they find him. He's a big guy, no shirt, sweating profusely, tattoos all over his body, and he's not going to listen to anything Officer Bushnell and Officer Peterson have to say. In fact, he starts coming after them when the officers utilize their less-than-lethal shotgun and drop the threat in his tracks. The suspect later admitted to the officers that he had been up for 4 days on methamphetamine...

The car with no license plates sped by Officer Edward Zeltser at which time he also noticed that the driver must have been thinking she was immune to the seatbelt law. Officer Zeltser caught up with the moving violation and noticed that the driver was extremely disoriented to the point where she forgot to wipe the white powder off the tip of her nose...hmmm. She also forgot to leave the Ruger P-89 fully-loaded, semi-automatic pistol at her house. The gun was located in the purse she had right next to her when the traffic stop was made. The driver, now suspect, would soon be going to jail, but Officer Zeltser just had to take care of one more thing — he had to find the real mother of the 8-month old baby that was in the back seat of the car.

We apologize because this next incident is a little bit belated in reporting but it's off the charts when it comes to the danger related to police work. Officer Baron Darnell and Officer Erik Whitney hear 6-8 gunshots going off right around the corner where they were at Shafter and Ingalls. They then saw a car take off at high speed. They gave chase with Officer Percy Hernandez jumping in as well as the secondary pursuit vehicle. The suspect eventually trashed his car on a turn and managed to get out and start to run from the area. All three officers were right on his tail. He jumped a fence allowing him access to a wrecking yard. The officers ran around to the entrance with Officer Whitney first on track. As Officer Whitney turned the corner the suspect was standing there with his fully-loaded, .380 semi-automatic weapon pointed directly at Erik. Officer Whitney later stated that he thought there was no way out of this predicament without a firefight. The suspect suddenly dropped his arm to his side and released the weapon. The victim from the shooting showed up at SFGH later wounded by the gunfire but reluctant to cooperate. The only statement the suspect had was, "I didn't even get the right guy." Now there's

someone who's learned his lesson . . .

So much of the initial investigation of a crime takes place on the street with members of the Patrol force. But we also need to recognize our Inspectors. The District Attorney's Office does so on a regular basis so we wanted to give credit where credit is due:

A homicide took place in August of this year at Jones and O'Farrell Streets. The potential motive evolved around a relationship that went sour. The homicide victim was shot 17 times with a TEC-9. An arrest was made soon thereafter and the District Attorney's Office credited Inspector Lawrence Mack and Inspector Michael Philpott for the capture.

On November 13, 2010, a 3½ month old child was killed as a result of child abuse injuries inflicted by his own father. The suspect was later located and taken into custody. The District Attorney's Office credited the inspectors assigned to the investigation citing, "The arrest of the suspect was the result of the original investigation by Inspector Alexis Goldner and then a subsequent investigation by Inspector Kevin Jones."

When the District Attorney's Office mentions a 'subsequent investigation', this usually entails hours and hours of work interviewing people, drafting search and arrest warrants, and coordinating everything necessary for a successful prosecution — it is not an easy task and we think it's something we all take for granted. So we want to recognize the members of the District Attorney's Office who work so well with our Inspectors because there are no easy answers when you're dealing with victims who deserve answers. We'll be working on specifics in future articles.

The job of police officer in San Francisco never changes. It's just always dangerous. Whether it's a Sunday morning or a late night, the stress of knowing you may have to use deadly force is always there. It doesn't make the job any easier or any less stressful when you have a civilian watchdog agency that's looking over your shoulder every second. An agency that has the power to charge officers at the Police Commission with job-threatening allegations. It would be nice, for a change, if that agency would back-off, just a little bit, and re-evaluate how they do things. The numbers aren't as important as some people think. Mark Twain was right when he said that there are three kinds of lies: 'lies, damned lies, and statistics.'

San Francisco Police Officers Association Mourns Death of Former Chief Alex Fagan

The men and women of the San Francisco Police Officers Association mourn the sudden collapse and death of former SFPD Chief Alex Fagan, Sr. He died Monday, November 8, 2010 while visiting London, England. He was 60. Our thoughts and prayers go out to his family and many, many friends.

Chief Fagan served in the SFPD for more than 31 years, retiring in 2004. His career was marked with many special assignments and details, including Narcotics, Administration, Budget, and Emergency Services. He was highly decorated, and was considered by most as a old-style cop's cop.

Alex Fagan also served for several years on the POA Board of Directors as the elected representative from the Investigations Bureau. — Ed

