



the San Francisco POLICEMAN

OFFICIAL PUBLICATION OF THE SAN FRANCISCO POLICE OFFICERS ASSOCIATION

To Promote the Efficiency and Good Name of the San Francisco Police Department and its Members



Member of COPS - California Organization of Police & Sheriffs

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VOL. 11

SAN FRANCISCO, NOVEMBER 1980

NO. 11

THREATENING A POLICE OFFICER IS AN OFFENSE

by Ralph Saltzman

Penal Code Section 69 states that it is a felony or a misdemeanor for:

"1. Every person who attempts, by means of any threat or violence to deter or permit an executive officer from performing any duty imposed upon such officer by law . . .

"2. (Every person) who knowingly resists, by the use of force or violence, such officer, in the performance of his duty . . ."

This fall the Court of Appeals for the State of Califor-

RECRUITMENT — "The Key"

by Jack Ballentine

The San Francisco Police Department will continue to seek new officers, in large numbers, over at least the next year and a half in order to meet its commitment to bring the force to the authorized strength of 1971 sworn officers.

Although the officers involved in the recruitment unit are doing a good job in reaching prospective candidates and plus the P.O.A.'s efforts to attract qualified candidates, we have just been able to meet the current needs of the force.

It now appears that in the near future competition for the police applicant will increase drastically as other Bay Area police and sheriff departments try to fill their own needs.

We must begin now to target our efforts in recruitment. No longer can we expect to get large numbers of people applying for the job of S.F. police officer. (The reasons for the decline in qualified people seeking the job of a police officer in S.F. are obvious to those of us in the department and are too numerous to be spelled out here.) It is sufficient to say that each of us need to take a part in the effort to bring applicants into the recruiting process. Word of mouth and personal contact have always been the most effective tool of recruiting for the force.

On several occasions during the last year we have opened discussions again about rewarding officers who bring successful candidates into the department and will continue to seek such rewards. Remember, you are the best recruiter we have and you are the best selection device we have so keep yourself alert to potential new officer and encourage them to sign up at the Hall of Justice.

Another Q-2 exam is set for around February or March of 1981 and it is not too early to sign-up. The recruitment office number is 431-6980. If you need any questions answered, please call.

Remember only you can motivate potential officers to follow through in the examination process — begin to take part in the process now and you will see your participation begin to enhance the department in a very short time.

nia, First Appellate District issued an opinion which effectively states that a threat to a police officer is a violation of Penal Code Section 69 even in the instance where no force is used.

The Court in *In Re MLB*, a minor, was faced with the following circumstances. On July 19, 1979 two officers of the Dixon Police Department stopped a van which had reportedly been involved in the commission of certain criminal offenses earlier that evening. Two occupants of the van fought with the police officers and were arrested. Appellant, a 14-year-old, had also been an occupant in the van and was asked by the police officers to leave the scene. He did so but returned with family members of the individuals who had been arrested.

The 14-year-old began yelling at the police officers how he was going to burn the officers' houses and get their families. Both police officers testified at the juvenile court hearing that the 14-year-old was yelling "we'll get your house. We'll get your cars. You can't be with your family 24 hours a day."

MLB was found to be a person subject to the jurisdiction of the juvenile court and was made a ward of that court by reason of having committed a violation of Section 69 of the Penal Code as a misdemeanor.

During the juvenile court hearing, MLB presented no evidence and does not dispute the fact that he made threatening statements to the police officers. MLB, appellant, asserted on appeal that the mere making of threats to an officer unaccompanied by force does not constitute a violation of Section 69.

The Court of Appeal stated: "Appellant is wrong; the plain meaning of the statute proscribes attempts by threat to deter an executive officer from performing any duty."

The Court further noted: "The essential element in Penal Code Section 69 is a 'threat' or 'force' or 'violence' . . . the surrounding circumstances may establish the specific intent to interfere with the officer's performance of his duties."

Appellant relied on a 1964 case, *People v. Buice* wherein it was noted "Section 69 is designed to protect a police officer (who is an executive officer) against violent interference with the performance of his duties . . ." (Emphasis added by the Court.)

The Court in *MLB*, notes that the *Buice* case involved a violent attack in which police officers were injured. The Court therein upheld the application of Penal Code Section 69 under those circumstances. However, Section 69 also protects police officers from threats which attempt to deter or prevent the performance of their duties."

In *MLB*, the Court recognized that since enacted in 1872, Section 69 has been involved but a handful of reported cases, and "regretably most involve encounters featuring some violence."

The Court, however, stated that violence is not the

only grounds upon which a violation of Section 69 can be based. A mere threat, without violence, constitutes a violation of this Penal Code Section.

It is interesting to note that even in instances where Penal Code Section 148 is wholly inapplicable, a misdemeanor or felony arrest may be made pursuant to Penal Code Section 69.

TO WHOM IT MAY CONCERN

by Gerry Schmidt

The San Francisco Police Officers' Association has as one of its primary objectives, the furnishing of representation to all of its members in the area of grievances, working conditions, salaries and to improvement of relations with administrative officers. None of these tasks are accomplished without the benefit of dedication, experience or determination. The voluntary efforts of the Board of Directors and all of its various committee members are wholly responsible for the direction, guidance and accomplishments of this vital organization.

No one could accurately describe what our current plight might be were it not for a politically active and responsible organization whose basic strengths are rooted in solidarity of purpose and need.

The identification of issues which are vital to the membership, such as the adequate and expedient payment of wages earned, is perhaps the most important responsibility of any of its elected officials. Representing those concerns to the key people in local, state and federal government is their ultimate duty. Any reluctance to convey those concerns defeats the purpose and erodes the strength of the organization.

Representative organizations exist in all walks of life. The key difference in their effectiveness lies in the integrity and dedication of their leaders. Inevitably it's the responsibility of the membership to demand these qualities from their leaders or gradually watch as both the structure and effectiveness of their unity erodes away.

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WIDOWS & ORPHANS



POLICE POST #456 NEWS

The meeting was called to order by Pres. G. Jeffery at 2:05 p.m., Wednesday, October 15, 1980 in the Traffic Assembly Room, Hall of Justice. All Trustees and Officers present.

The Secretary reported the following communications and donations: Two letters from Bernice Evjenth, one to Mark Hurley and the second to the Association thanking all for the personal help and condolences. Donations from Theodore Bettinger in memory of Nancy Lee McPhee (clerk at Co. G); Mr. & Mrs. Keenan for the recovery of a purse by Sgt. Frank Williams.

Treasurer Becker reported the following deaths:

BARTHOLOMEW LALLY — Born in San Francisco in 1893, Bart entered the Department in 1924 at age 31. He served at Southern Station for six years before being transferred to the Bureau of Inspectors where he served until his retirement for service in 1957. He was appointed an Assistant Inspector in 1938, a full Inspector in 1942. Bart received a 1st Grade Meritorious for the arrest of two armed men wanted for a theatre robbery in San Jose. He was 87 at the time of death.

ROY LORAN — Born in San Francisco in 1901, he entered the Department in 1927 at age 26. Roy was at most of the district stations during his short stay in the Department, ending his career at Southern Station from where he retired on a disability in 1943 at age 42. Roy was 79 at the time of his death.

WILLIAM YUNA — Born in 1906 in South Dakota, he entered the Department in 1938 at age 31. Bill stayed only 5 years, doing most of his tour of duty at Ingleside Station. He resigned the Department in 1943 to go into the construction business. Age 74 at death.

Trustees Report: Meeting with the Hibernia Bank for Friday, November 21 approved by the Trustees. Hibernia Bank also submitted a proposed change in the fee schedule as the present contract expires in March 1981. This will be further discussed at the Association meeting November 19, 1980, as all trustees had not received copies of the proposed changes. Trustees will attempt to contact other financial institutions to determine if a better contract can be obtained.

Unfinished Business: Amendment to the By-Laws presented for final reading and approval. Art. III, Sec. 1 Rules of Membership — Changing age of admission to Association to age 36 instead of age 45. M/Quaglia, S/Jordan same be accepted. APPROVED. Art. VI, Sec. 1 — Increases death benefit to beneficiary to \$6,000. M/Sturken S/Hurley, increase be accepted. APPROVED. Art. VIII, Sec. 3 & 5 — Increases salary of Secretary and Treasurer to \$300.00. M/Sturken S/Quaglia increase be accepted. APPROVED.

Trustee Jordan introduced the idea of limiting the number of retired members on the Board of Trustees. After much discussion, the matter was tabled until after January 1981.

New Business: M/Sturken S/Hurley that our Constitution & By-Laws booklet be reprinted. APPROVED. Pres. appointed Bro. Sturken as Chairman with help from all Officers & Trustees.

The month of November heralds the start of the holiday season with the festive bird and all the trimmings, so while we are enjoying ourselves we should pause and give thanks for what we have. Get to the meetings and support your Post officers and partake of the holiday refreshments.

Jack and Betty Payne recently took an Alaskan Cruise and a short time later Bob and Margaret Good did likewise. We hope that they enjoyed themselves and have some stories to tell.

A guy recently told me that if your dog thinks that you are the greatest guy in the world, don't seek a second opinion. Come to think of it, either he doesn't know my dog very well or else he knows me too well.

I am now updating the list of what I call Things To Do. This is the listing in order of priority that would be necessary in the event of death of a police officer for the ones who are left behind to take care of. As your Service Officer, I feel that it is my duty to publish this from

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Good of the Order: Members are advised that the next meeting to be held on Wednesday, November 19, 1980 at 2:00 p.m. in usual place. There will be nomination of officers for the following: President, Vice President, 3 Trustees (terms of William Hardeman and William Parenti expired).

There being no further business to come before the membership, the meeting was adjourned at 2:55 p.m. in memory of the above departed Brothers.


Fraternally,
Bob McKee, Secretary

Mike Barling, a Post Commander of S.F. Police Post #456, and presently the President of the Veteran Police Officers' Association, recently suffered the loss of his wife Eileen. All who knew her realize what an empty place this will surely leave and we offer our condolences to Mike and his daughter Judy, but we take comfort in the knowledge that wherever she is in Heaven the stars are shining brighter because of her presence.

time to time to assist the bereaved family. I will complete it for publication around the first of the year.

See Harry and Erl for any money problems. See you next issue,

Your Scribe,
John A. Russell



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ADDRESS ALL CORRESPONDENCE TO: Editor, S.F. Policeman, 510 - 7th St., San Francisco, CA 94103. No responsibility whatever is assumed by the San Francisco Policeman and/or the San Francisco Police Officers' Association for unsolicited material.

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

- Address letters to the Editor's Mail Box, 510 - 7th St., 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.
- Please keep letters and/or articles brief and legible.
- The editor reserves the right to add editor's notes to any article submitted, if necessary.
- Articles should be limited to two pages, typed, double-spaced.

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PRESIDENT'S REPORT



by **BOB BARRY**

Salary Protection Measure Successful

By a substantial margin (129,544 to 65,175), the voters adopted the POA sponsored charter amendment, Prop. E, that will ensure that our salaries or hazard pay are not reduced when the city conducts our 1981-82 salary survey. The following is the ballot argument submitted on behalf of the POA.

In November of 1975, the citizens of San Francisco adopted a charter amendment which established the method of setting salaries for members of the police and fire departments.

Based on the latest federal decennial census (1970), the Civil Service Commission is required to survey the rates of compensation paid police officers and firefighters employed in all cities of 350,000 population or over in the State of California. Upon determining those rates, the average rate of pay is determined and it is this average that is paid to our police officers and firefighters. Based on this formula, five cities have been utilized in setting salaries.

However, based on the 1980 census figures, two of the cities will be dropped from the formula. As a result, the new average rate of pay could very well be less than what is presently being paid. Proposition E is merely a protection clause to ensure that police officers and firefighters will not suffer a salary reduction by virtue of the new formula. The present charter language does not provide this protection.

Proposition E will not increase the tax rate in San Francisco. It will, however, protect our officers from a possible reduction in salary. VOTE YES ON PROPOSITION "E".

Pension Buy-Out — Vesting Adopted

Effective January 1, 1981, members who are covered under the pre-1976 pension plan (Proposition M) will be eligible to receive a cash buyout from their existing pension plan and opt into the new pension plan adopted by the voters in 1976.

As I indicated in prior articles, a committee will be formed within the next week to review the new proposals and to develop material that will hopefully address each and every inquiry or concern that our members have regarding the buyout. It is my hope that printed material will be ready for distribution to every member by late December. In the meantime, please submit to me any questions you might have so they will surely get addressed in the printed material.

Dues Increase

Please be advised that effective November 5th your pay checks reflected a 66 cent increase to cover the retroactive period from July to October. A further adjustment reducing your dues by 66 cents will be reflected on your check received January 28, 1981. The correct amount of dues (\$8.86 per pay-period) will be shown at that time.

MEMBER OF THE MONTH

by **Paul Chignell**
Vice President

November's POA member of the month is an officer with a well-known San Francisco name.

Officer Reno Rapagnani, Jr. has followed in his retired father's footsteps. Reno Rapagnani, Sr. spent twenty-seven years as a San Francisco police officer (1949-1976) and his son exemplifies the qualities of his father, respect and a knack for wide popularity.

Our nominee for member of the month entered the Department in July of 1975 at the age of 29 after serving as a station officer and Tiburon police officer.

Reno was born, raised and has lived all his life in San Francisco. He attended Balboa High School, earned a B.A. degree from San Francisco State and is currently working on a Masters in social psychology. His wife, Barbara, is completing graduate work in Journalism at San Francisco State. The Rapagnani's have one child, a six year old son. They reside in the Sunset near Lake Merced.

Reno was assigned to the Taraval Station after graduating from the Academy, was transferred to Inglewood in 1978 and to the Tactical Division in April of 1979.

Reno Rapagnani's political career with the POA has been consistently successful. He was appointed to a vacancy as the Taraval Station Director in 1978 and elected in 1979 without opposition. In 1980 he was contested in a two man race for representative of the Tactical Division. By a vote of 58-8 he was elected.

The Tactical Division has been involved in a significant number of grievances and disputes with the Police Administration over the past year. Despite the conflicts, Representative Rapagnani has maintained his immense popularity with his constituents. He has been described as "low key but extremely effective" in dealing with the Administration on behalf of his members.

Reno states that he has learned more than anything else during his tenure as member of the POA Board of Directors the necessity of political involvement.

He is a major force within the Grievance Committee, not reluctant to propose differing points of view to the full committee.

Reno was asked what his proudest achievement as a police officer was and he replied that being given the opportunity to follow in his father's footsteps stood at the top of the list.

Reno will indeed prosper with that philosophy — if you see him, congratulate the November member of the month.

COMMUNITY SERVICES DIVISION

by **Officer Tom Del Torre**
Crime Prevention Unit

The Community Services Division is initiating two (2) new service programs: FALSE BURGLAR ALARM ABATEMENT PROGRAM and BUILDING SECURITY ORDINANCE 346-80.

The False Burglar Abatement Program will reduce response time to city-wide emergency calls by coordinating efforts of the Field Operations Bureau, Planning and Research and the Legal Office to reduce the number of alarms. A recent department survey documents that 168.3 personnel hours per day are spent responding to and handling burglary and robbery alarms in the city. Ninety-eight (98%) percent of which are false alarms due to mechanical malfunctions or human error. This program will assist the officer in the street to devote more time to violent crimes and investigations.

Building Security Ordinance 346-80 was effective July 3, 1980 for new construction of hotels, motels and apartments (condominiums). For existing structures, the effective date is July 3, 1981. The Bureau of Building Inspection and the San Francisco Police Department has the authority to administer and enforce the provisions of this code.

The purpose of this section is to provide minimum standard relating to the security of these types of structures in specific points of entry. Included in this Ordinance are mandatory types of security hardware (locking devices, protective grills, etc.) that are used to present unauthorized entry into buildings.

An information bulletin will be distributed by the Community Services Division to explain our function and the vital cooperation of district station personnel to make this a workable solution to criminal activity.

If you have any questions or comments regarding these programs, contact the Community Services Division at 553-1345.

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AROUND THE DEPARTMENT by Al Casciato

... Job Stress, job stress, job stress: That's all we hear about these days. Recently DA Mimi Silbert conducted a survey of all officers between one and five years in the department and lo and behold, the No. 1 case of stress — "Lack of adequate pay". That's the same thing that we've been saying on these pages for years. The full survey will be released in bound form about the middle of November and will be published in part in the December issue of this paper. The survey will also be very valuable when we go to the ballot next year for collective bargaining and binding arbitration.

... Tony Ribera is jumping for joy that Wendy Nelder won a seat on the Board of Supervisors. Tony campaigned very hard for Wendy even though, in September, he was told by Bob Barry that she didn't have a chance to win...

... Cops and Gobblers Race Results: On October 25, 1980, Inspector Tom Donohoe (Ops Ctr) and Off. John Harrold, Academy, represented the department at the Turlock Annual Turkey Races. After running a tough 100 yard mud course with their birds, John and Tom managed to come in one and two respectively in the Cops and Gobblers class. John then went on to run two more races and come in 2nd in the overall competition. Tom cheered John all through the last races and provided all the refreshments during the break...



Winners Circle



Two turkeys



Oops!



Me (Tom Donohoe) and my bird.

... Secondary jobs for active and retired: St. Boniface Church on Golden Gate needs a guard to prevent vandalism inside the church. Call Father Floyd at St. Anthony's, 552-3838. First Federal Savings at 2521 San Bruno needs officers. Call Rose Acosta, 468-0700. Crocker Bank is establishing a security force for Sacramento, Oakland and San Francisco. Many jobs will be available. For more info and salaries, call Howard Stahlman, (415) 477-3841, Mon. thru Fri. ...

... When Jack Ballentine and I did the statistics for the consent decree a few years ago, everyone told us that we were crazy for claiming that the sergeants and inspectors lists would be used in their entirety. Well, on the October 24th department vacancy report, there were 41 sergeant vacancies and only 31 names left on the list to appoint. Therefore, when we start 1981 there will be approximately 15 vacancies for sergeant and no list from which to hire off of and with the Captain's test, retirements, etc., it is our conservative estimate that the next sergeants list, about the Fall of '81, will have 121 job vacancies over two years, even though the Consent Decree only mandates a minimum of 25 appointments per year. Oh yes, people are telling us that we're crazy this time also. But, time will tell...

... Royalty in our midst: Well, that's what Roddy and Donna Glover, Co. H, are proudly proclaiming now that daughter Cindy has been named "Miss Contra Costa Queen". Cindy's brothers, Steve and Jeff, are also very proud and are sharing their parent's excitement. But how is Cindy taking the pressures and responsibilities of her throne? Sleeping, smiling and playing because that's how it is when you're the "Queen of the One Year Olds". Congrats, Cindy...

... Mike Lewis of the Academy Staff was recently approached by a new recruit who asked "Do you join the P.O.A. before you get in trouble or when you get in trouble?" Mike's response, "Can you buy car insurance after the crash?" And while on the subject of representation, have you noticed that as of late the Commission has fired several officers, both veteran and probationary, for violations that drew suspensions during Chief Gain's administration. Be very aware that the commission and chief have taken the position of termination as opposed to suspension now that hiring is progressing steadily...

... No strike outs for Park Station police officer Chuck Simpson, who met his beautiful bride-to-be, Teri Samietz at a Giants game last season, they have set an April 25 wedding date in which they have signed life long contracts with no possible trades in the years to come. Best wishes to both!!...

... Are big families going out of style? Well, not by my mail box could you say yes to that question. Mike and Cathy Folena, Co. B, welcomed their 3rd, Catherine Mary, 7 lbs. 3 oz. Also Steve and Sandy Bley, P.O.A. attorney, welcomed their 3rd, Lindsey Christine, 7 lbs. 3 oz. But way ahead of the pack are Frank and Helen Harrington, Narcotics, who added number six to their brood of munchkins. Numero 6 is Seamus Patrick weighing in at 7 lbs. 3 oz. and sporting a head of bright red hair. By coincidence, all of these lil' people arrived on September 16th and tipped the scales at the same mark. Congrats to all! But how do you handle so many?...

... Retired officer's Star A-704 was found on October 3rd at 21st and Folsom. Because the star is so old and the records are so outdated, the detail investigating cannot find the owner. If anyone can help, call 553-1392 and refer to case #302044961...

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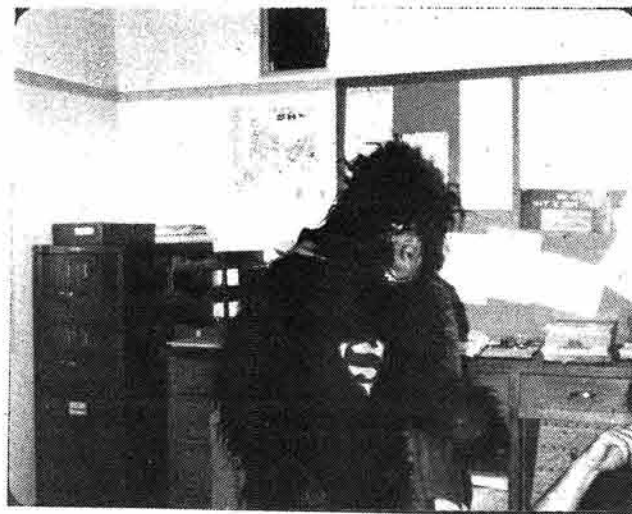
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... Mark your calendars. On December 12th, Off. Dorothy Jorgenson, CSTF will host a party at The Olde Gavel to introduce her new husband and announce whether or not she will resign. Also, the annual Olde Gavel Thanksgiving Party will be held November 21st.

... On September 12 Super Gorilla arrived at the Solo Motorcycle office to wish Sgt. Mike Williams a Big Happy 40th Birthday. The pictures below show Mike trying to push his chair through the wall as the Big "G" goes in for the big smooch...



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At a ceremony at the Police Commission meeting of October 15, 1980 the name of the Golen Gale Police Stables was changed to the Fred C. Egan Memorial Police Stables.

Unfortunately, no names were submitted with the photos to identify those participating in the ceremony.



Photos by Curt Cashen.

IN QUIETNESS, LET US GIVE THANKS

We give thanks for that simple line spoken in a far off distant land and time to a handful of his closest friends 'Come away awhile and rest'.

Even today those whose 'ruling passion' is to serve others — and serve them best. Those whose iron like fortitude grows stronger still, as the present is heavy upon us, must most of all harken the echo of that far off call "Come away with me and rest awhile — yes, come away with me and rest".

And in the pleasantness of this Thanksgiving Day with its lazy moving hours, share in easy conversation with those closest to our hearts; a rush of gratefulness; thankful sentiments for all his luxuriance bestowed — the fruits, blessings; which like the vast oceans, bodies of waters girdling this earth are restful, calm, wonderfully ordered; in quiet repose;— (like a kindly giant near asleep) — but on the thin surface — to man's narrow vision — appear wildly disordered chaotic, without purpose, devoid of all design.

Ah! How like unto God's precious blessings is the example: The story of the "seemingly raging sea" — for beneath the 'noise and din' — the 'fury' of the day (as the papers and the T.V. display) there are a myriad of happy homes, good sons and daughters and strong hands ready for life's duetous demands.

And so with grateful hearts for this and all that's best, we do this day our faith — our hope renew and with love magnified — Almighty God! We give thee thanks.

— Thomas Warren Powers

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STRESS PROGRAM FOR SAN FRANCISCO POLICE OFFICERS

A new program has been recently been implemented for San Francisco police officers and their families. A completely confidential program, it has been established in order to provide police officers with an objective and non-judgmental resource to which they can go, voluntarily, for advice and assistance in working out personal problems.

Nothing ranks higher in a police officer's code than helping a brother officer in trouble. We all know what this means in the street. When we need help in time of physical danger, we ask for it and get it, willingly and quickly. Yet, in perhaps the most emotionally hazardous of all jobs, there is a great reluctance to ask for help in time of emotional danger. Personal problems and crises are a normal part of being human, but if not dealt with, they can decrease an officer's effectiveness or increase the likelihood of his being killed or injured in the line of duty.

In the spirit of cops helping cops, Mike Conway and Greg Beatty have put together a non-punitive, confidential, "10-25" program which will provide confidential assistance with personal problems such as marital, alcohol, and job burn-out, to name only a few. No officer who sincerely seeks assistance with any personal problem will be turned away, regardless of the nature or magnitude of the problem. In fact, a major goal of this program is to help the officer learn to handle his problems before he loses his job, his family, or both.

San Francisco Police Officers' Stress Program is located at The Apostleship Of The Sea, 399 Fremont St., thanks to Father John Heaney, the Catholic Police Chaplain. The phone number is 495-4775, day or night. An answering machine is presently being used, and an answering service will soon be available for emergencies.



SERGEANT APPOINTMENTS



These promotions, as well as previous promotions and promotions through 1981, are part of the Federal Consent Decree.

The POA was in Federal Court for six years before the decree was agreed upon. The point is that many officers had to wait upwards of four years for their appointments from Civil Service lists. Congratulations.

On Tuesday, October 7, 1980, the following persons were appointed Q50 Sergeants:

Richard Baker	Marion Jackson	Thomas Mulkeen	Joaquin Santos
Thomas Bywater	Herbert Lee	Fred Neville	Robert Shepherd
William Carlin	Paul Libert	J. Peter Otten	Steven Smith
Robert Dagitz	Roger Liljedahl	Robert Pardini	John Sterling
Gary Epperly	Lawrence Manwiller	Richard Patten	Mark Swendsen
Roger Farrell	Herbert Marks	Michael Pera	George Wallace
Gary Frederick	Lee McVeigh	Gene Powers	Harold Winkler
Herman Fruchtenicht	James Molinari	Andrew Quaglia	Gilbert Wren
William Glickman		James Ribero	

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OFFICER BRANDT

Officer John D. Brandt joined the San Francisco Police Department on December 16, 1969. He will be celebrating his 11 years with the Department. Previously Officer Brandt had worked as a milkman and a teamster. Officer Brandt resides in San Francisco and is a native San Franciscan, going through the City schools. John graduated from Poly High School and joined the Armed Forces — Marines. He is the father of two boys, ages 9 and 13 years.

Officer Brandt is currently assigned to Central Police Station and is assigned to the anti-robbery unit with his partner, Officer Bruce Marovich.

John started his police career at the Southern Police Station and spent 5½ years there before being transferred to the Street Crimes Unit — Decoy Section. At this assignment Officer Brandt was teamed with Officer Marovich and together worked as partners for 1½ years, when they were both transferred to Central Station to work for Captain Murphy, now Chief Murphy.

Officer Brandt, during his several different assignments has been honored with one silver medal of valor award, two bronze medal of valor awards, two Police Commission meritorious conduct awards, and numerous captain's commendations.

In 1971, Officer Brandt received a medal of valor award in which a barricaded suspect who was also senile was shooting from his apartment window at citizens passing by. Officer Brandt and his partner at that time went into the building to talk the suspect into surrendering. After two hours in which the suspect continued to fire shots at the officers, tear gas was used and finally the suspect was taken into custody.

In 1979, Officer Brandt was awarded another silver medal of valor award for the arrest of three suspects, who were involved in numerous robberies in the North Beach area. All suspects were arrested when Officer Brandt and his partner, Bruce Marovich, on-viewed these suspects robbing a fireman. Before this arrest was made, both officers had exchanged gun fire.

As Officer Marovich, Officer Brandt finds time to be involved with the department's soccer team, which recently played in San Diego Police Olympics. The team won the silver medal.

Officer Brandt comes from a police family as his father retired from the SFPD in 1958. At any time during his tour of duty, John can be heard on the police radio volunteering for assignments and "back-up" other units.

With great pleasure and enthusiasm, Officer John Brandt has been presented the award by the San Francisco Council of District Merchants.

OFFICER MAROVICH

Officer Bruce F. Marovich joined the San Francisco Police Department on October 16, 1967. He has celebrated his 13th anniversary with the Police Department. Previously he had worked for P.G. & E. as a lineman. One night he decided to take the examination for the Police Department. Bruce is a native San Franciscan and resides with his wife, Patty, of 14 years in the city of Novato, California. Bruce is a graduate of Sacred Heart High School in San Francisco. Officer Marovich is currently assigned to Central Station and he is assigned to the anti-robbery unit.

Bruce started his police career at Central Station and spent eight years there before being transferred to the Solo Motorcycle Unit of the department. When the department's cut-backs came, Officer Marovich was reassigned to the Street Crimes Unit (now known as the Tactical Division, Decoy Unit). He spent nearly two years at that unit before Captain Murphy, now Chief Murphy, requested he be reassigned to Central Station.

Officer Marovich, during his several different assignments, has been honored with three silver medal of valor awards, three bronze medal of valor awards, two Police Commission meritorious conduct awards, and numerous captain's commendations.

In 1968, Officer Marovich was awarded a silver medal of valor award for a shoot-out with robbery suspects, which all suspects were arrested.

In 1979, Bruce was awarded another silver medal of valor award for the arrest of three suspects who were involved in numerous robberies in the North Beach area. All suspects were arrested when Officer Marovich and his partner, John Brandt, on-viewed these suspects robbing a fireman. Before this arrest was made, both officers had exchanged gun fire.

To conclude, Officer Marovich's activities in the department, Bruce also finds time to be active on the department's football team.

At any time during his tour of duty he can be heard on the police radio volunteering for assignments and "backing-up" other units.

With good pleasure and enthusiasm, Officer Bruce Marovich, soon to be appointed to the rank of sergeant, has been presented the award by the San Francisco Council of District Merchants.

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Mike would like to wish all police a very Happy Holiday Season.

COW MAGNETS DON'T SAVE GAS

"The promotion of cow magnets as a fuel saving device for the internal combustion engine appears to be just another sad and cruel hoax placed before the motorist at a time when every motorist is looking for help in conserving fuel," said R.V. Patton, president of the nearly two million member California State Automobile Association (AAA).

Recent publicity and advertisements claim gasoline mileage can be greatly improved (up to 6 mpg) by simply affixing the cow magnets to the fuel line between fuel pump and carburetor or on the carburetor itself. These claims have prompted many inquiries of the AAA auto club about the theory.

"When any such claim comes to our attention, we make an effort to check it out and report the findings to the motoring public," Patton said.

CSAA has tested the device on several cars over the past few weeks and has conducted a controlled run at its diagnostic clinic in San Francisco using a dynamometer, a fuel flow meter, and other equipment for a more detailed analysis. In all tests the mileage was found to be the same with or without the cow magnets installed.

For those claiming the device and theory has produced fuel savings results, CSAA suggests that such savings are probably due to a "halo" effect. Quite possibly any savings in fuel is the result of subconscious improvement in driving techniques that employ proven fuel economizing actions.

"It is clear to us that no savings are gained by simply affixing a magnet or magnets to the fuel system," Patton concluded.

CSAA suggests the following procedures as realistic ways to achieve fuel savings. They require no purchase or extra devices and can produce meaningful results:

- Don't rev your engine. Accelerate smoothly.
- Anticipate stops and slow gradually.
- Moderate, steady speeds increase gas mileage. Observe the 55 mph speed limit.
- Move with traffic flow. Don't change lanes constantly.
- Reduce engine warm-up. Idle momentarily, then drive slowly for the first few minutes.
- Idling for one minute wastes more gas than re-starting most cars.
- Don't carry extra weight in trunk.
- Choose the most direct, efficient routes for all driving.
- If you have more than one car, use the most fuel efficient one most.
- A well-tuned engine will maximize fuel efficiency.
- Properly inflated tires and aligned wheels decrease drag and help you use less gas.
- Carpool whenever possible.
- Use mass transit when convenient.

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MISSION STATION BEGINS PILOT FITNESS PROGRAM

by Susan Badger

Personnel at Mission Station have recently formed a group designed to promote nutrition-awareness, increased fitness and weight loss. Under the direction of San Francisco State graduate student Susan Badger, the group meets once weekly at lunchtime. Officer Gabe Harp is coordinating the program at the Station.

The aim of the group is to develop sound eating habits and fitness levels as defined by the Dietary Guidelines set forth by the U.S. Senate this year. These guidelines are:

1. Eat a variety of foods.
2. Maintain ideal weight.
3. Avoid too much fat, saturated fat and cholesterol.
4. Eat foods with starch and fiber.
5. Avoid too much sugar.
6. Avoid too much sodium.
7. If you drink, do so in moderation.

Weight loss has proven to be a natural by-product of increased nutritional awareness. Research shows that if an individual keeps track of the food he or she eats, the amount automatically decreases by ten percent. The weight loss aspect of the program is behaviorally oriented and strives to permanently change the eating habits of group members. The method used has proven to be the most statistically successful of all weight reduction plans. Group members are weighed in each week and their weights recorded. During a preliminary summer program, participants exhibited significant weight loss.

The program will last for ten weeks with a new topic of discussion each session. Topics will include subjects especially suited for police personnel. They will include aerobic fitness, work-related eating problems, stress related eating problems, nutrition for athletes, family dynamics, etc.

For additional information, contact Gabe Harp at Mission Station.

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ARANDA

by William Louis Fazio
Asst. D.A.

In 1965 the California Supreme Court decided the case of *People v. Aranda*, 63 Cal.2d 518. *Aranda* and related cases hold that it is impermissible to admit in a joint trial an extra judicial statement of one co-defendant which incriminates another. The admissibility of the declarant's statement comes under the admission exception to the hearsay rule, Evidence Code Section 1220. The court reasoned that to allow a statement of the declarant which would incriminate the non-declaring co-defendant in a joint trial would deny the non-declaring the right to confront and cross-examine his accuser in violation of the Sixth Amendment to the U.S. Constitution. The problem resolves itself if the declarant takes the stand since he then is subject to cross-examination by the non-declaring.

The above situation manifests itself in the case where one defendant, in a multi-defendant case, has made an extra judicial statement which incriminates both him and his co-defendant. Such a situation arose in the recent case involving the rampage of rape and robbery committed by four defendants on the Keys Rest Home.

Due to excellent cooperation and work by the Inspectors Bureau and members of Park Police Station, four suspects were in custody within 72 hours of the assault. Two, of the four, gave detailed taped statement of their co-defendants' involvement in the incident. The statements, because of the reasoning of the *Aranda* decision, were not admissible in their given form at the time of the joint trial of the four defendants. Because of *Aranda*, I was compelled to elect: should I not use the statements at all, could the statements be "sanitized" to delete any reference to anyone other than the declarant, or should I sever the case and try each defendant individually. It was obvious that it would have been counter productive to sever the case. The victims were all old and physically and/or mentally disabled, a severance would be unduly expensive and time consuming and if severance were granted the one defendant being tried would invariably point the finger of guilt at the other defendants not before the bar of justice. I had likewise decided that I wanted to use the statements of the two declaring co-defendants. The case was based largely on circumstantial evidence and by showing the involvement of two of the four by their own admissions it would provide a link in the circumstances leading to a conclusion of guilt of all four.

The trial in the Rest Home case lasted less than two weeks. The initial witnesses established the elements of the crimes and the circumstances leading up to the incident. The last bit of evidence, prior to resting my case, consisted of the statements of the two declaring co-defendants. Each of their statement was carefully examined and edited to delete any reference to the other non-declaring co-defendants. Their original 45 minutes, 35 page statement was reduced and watered down to a 5 minutes, 8 page statement that was presented to the jury.

The defense in the Rest Home case called one of the co-defendants who had made a statement to testify on his own behalf. Once he testified the jury was able to hear from his lips the involvement of the other three co-defendants. Obviously, one cannot always depend on the declarant taking the stand and in many cases it is impossible to sanitize a statement so that it can effectively be used against the declarant in a joint trial. The process of sanitizing a statement is much more complicated than merely substituting "I" for "we".

Discussions between myself and the two inspectors during and after the trial led to a remedy of sorts in multi-defendant cases. If a suspect, in a case involving more than one suspect, is desirous of making a statement, i.e. confessing his guilt or involvement in the incident (after having been advised of his *Miranda* rights), the police person taking the statement should initially allow the suspect to tell all he wishes to tell including information which incriminates co-suspects, and then take another statement wherein the suspect incriminates only himself and where there is no reference to others involved in the crime. In that way a full statement has been secured and a "sanitized" statement for use at trial, should the *Aranda* decision so necessitate, has likewise been secured.

Police work is an obviously challenging career. It does not consist only of the thrill of chase and capture but also extends into the sterile confines of the courtroom. The *Keys Rest Home* case demonstrated the ability of the Police Department and District Attorney's Office working closely together towards a common goal of making this a safe city for all to live in and enjoy.

THE HONORARY ORDER OF E CLAMPUS VITUS

by Sgt. Rene LaProvotte
Narcotics Bureau

Several members of this department are considering starting a San Francisco Police Department Chapter of the Ancient and Honorary Order of E. Clampus Vitus. As you may or may not know, E.C.V. is a historical society dedicated to the preservation of the olde west and the protection of the widows of miners killed in mine calamities during the gold rush era. Since there are almost no surviving widows left to protect, the Clampers have relegated themselves to several trips a year to various gold rush towns for the dedication of former houses of prostitution and other famous and not-so-famous landmarks.

There are numerous chapters of the Ancient and Honorable Order of E. Clampus Vitus boasting membership in the thousands in the great states of California and Nevada.

Basically what the Clampers do is rendezvous at a "Clamper bar" and discuss the olde west until the Clamper bus arrives. We then board the bus and continue discussing the olde west with our Clampatriates until we arrive at the location chosen by the host chapter for the location of the dedication. If you have ever travelled the gold country (Jackson, Mokulmne Hill, Volcano, Truckee, etc.) you have no doubt noticed the abundance of bronze plaques dedicating dilapidated buildings and historical sites that have enscribed at the bottom of the plaque the initials "E.C.V.", you guessed it, E Clampus Vitus.

If you are already a Clamper, you know that San Francisco already has the Yerba Buena Chapter of E.C.V. but you also know that most of their meetings are held in the day room at Laguna Honda. Rather than disturb those "senior" clampers with our "youthful enthusiasm", we are going to charter the Chief William Bigge Chapter. All that is needed to charter a new chapter is fifty members. According to my estimates, the San Francisco Police Department and Sheriff's Department already has over thirty members so reaching fifty should present no problem.

As most of you know, a group of police officers started a police motorcycle club back in 1972 and named it the San Francisco Northstars M/C. Also most of you know that the membership strayed too far from the police services and the club earned something short of a respectable reputation. To prevent this from happening in the proposed Clamper Chapter, we will limit membership to police officers, sheriffs, district attorneys and only outsiders recommended by the aforementioned members of law enforcement. This precludes outsiders from bringing in other outsiders and therefore introducing an unsavory element.

What we need is a current list of those of you who are already members of E.C.V. who would be interested in starting our own chapter. Even if you don't want to leave your present chapter, please drop me a line and give me your name and duty assignment so I might assess the present strength of E.C.V. within the department. Those of you who fall within the guide lines listed above who are considering joining a group of cops for one of the best times of your life can drop me or Mike Boyd (Narcotics) a line with your name and assignment. We hope to be chartered before the big weekend trip to Virginia City after the first of the year.

CABLE CARS

a refreshing look at why we should keep them



Questions Before the House

GRANTED, THERE'S a fine line between nostalgia and reality, but where do we draw it? Where, exactly, does old San Francisco end and The City of Today (and, godwilling, Tomorrow) begin? Is Coit Tower worth fighting for, or shall we actually convert it to that long-discussed reservoir of brown gravy, serving the restaurants of North Beach by gravity, if not levity? Are you willing to throw your almost perfect body in front of the bulldozers before they raze the Ferry Building, tower and all? As for the proposal to pave Golden Gate Park and turn it into the world's largest roller rink, where do you stand, prone or supine?

WE HAVE already lost so much that meant so little to so many. We nostalgics are a dying lot — it's built in at the factory. Memories are not for the young, except in very special cases, and in this careless city — careless of lives and dreams and treasures — the blessed memories are for burning. Once we stood around, secure in our greatness, and poked fun at the Jack Tar Hotel. Even as I was joining in the derision, I wrote forgettably that "Some day we will look upon the Jack Tar as our Parthenon," and don't you forget it. That day is almost upon us. We had an old Hall of Justice in the shape of a Renaissance palace, and we let it crash into rubble — pillars, pilasters, ghosts and all. We had a Montgomery Block whose rooms and halls spoke of Ambrose Bierce and George Sterling, and we buried those voices under monumental ugliness. We had ships and piers and honest buildings like the Fitchugh . . .

BUT WE still have the cable cars. More or less. If you can read between the lines and behind the headlines, you can tell that a battle is brewing. The skirmishers are out, spreading alarums and excursions: the system is falling apart. It is inherently and demonstrably dangerous. It will take at least two years and \$60 million to restore it to proper working order. Think of that, folks! Can it possibly be worth \$60 million to save an archaic, repeat ARCHAIC means of transportation? Why, imagine the libraries and schools and housing that \$60 million would buy! This is a favorite argument and about as germane as "Eat your spinach, think of the starving children." Don't eat your spinach and they will still starve, alas. And if we pave over the cable car slots in favor of more stinkpot buses, not a single new house or library or school will be built as a direct result. You can count on it.

I PREFER to think that \$60 million would buy half a B-1 bomber. Couldn't the Pentagon do without half a bomber so we

can keep our cable car system? They could but they won't and it wouldn't make any difference anyway. The bureaucracy doesn't work that way.

IN A SIMPLER and more sentimental time, a comedian named Phil Baker said that "San Francisco without its cable cars would be like a kid without his yo-yo." These days, the manic-progressives, and how manically depressing they are, consider any cable car supporter to be a yo-yo. Thus do terms and times change. It could well be provably true that a cable car system, a system that has not changed since 1872, is unrealistic. Good heavens, man, you don't see any horsecars around, do you? Or gas streetlamps? We have sent men to the moon, this is the age of the computer and the microchip — advance, old friend, into the soon-to-be 21st Century! To which I say, in my best 1927 manner, "Sez you, buddy!" I have seen the future and it doesn't work; the cables run every bit as well as BART and are beloved around the world, to boot. I won't even go into Muni Metro, literally or otherwise.

CABLE CARS have nothing to do with reality and everything to do with the myth of San Francisco, a city that once was colorful and "different" without working at it. Now it takes a bit of effort. This is the age of blockbusters and viewblockers, of commuters and traffic jams, of fast food and furious pace. In this supercharged speeded-up San Francisco, who has time for a piece of Victorian gimcrackery that goes nine miles an hour, the same speed it traveled at 100 years ago? Of course, says Mr. Sly Boots, with an evil smile, they run a lot faster — downhill and out of control, eh? Unsafe at any speed, right, Mr. Nader? Amazing the Feds didn't ban the damn things years ago.

A CABLE CAR may be the last surviving piece of public transportation that is still fun to ride. You see people actually smiling aboard them. You see people standing in LINE with a smile, just to ride them. A bus is a chore, a streetcar is infinitely better and a cable car is unarguably in a class by itself, being unique. I wrote long ago that the justification for the cable car can be found in the bright and shiny eyes of a child awaiting his first ride; today, say the cynics, you see that bright and shiny look in the eyes of personal injury lawyers, awaiting the next accident. I think most of us are willing to take our chances on the outside step of a cable, simply because it IS outside. The wind, the air, the view of San Francisco passing slowly by, to be savored — no other public transport provides these lifts to the sagging urban soul.

SIXTY MILLION. A lot of money. Yet how do we measure the worth and value of a lovable, cantankerous device that, to millions of people, is the very essence of San Francisco? The cable car bell is one of the authentic sounds of the city, as the cable itself is a very real tie to the past. Take them away, and we will pay a price this city can no longer afford, the price of ordinariness.

Reprinted S.F. Chronicle

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IRS ASSAULTS DISABILITY PENSIONS

by Mike Hebel

In January of 1980 the Internal Revenue Service issued revenue ruling 80-14 which can be characterized as nothing more than a further assault on disability pensions. Readers of my columns on this matter over the last several years have come to realize that the Internal Revenue Service has taken quite a firm and aggressive position with regard to disability pensions being received by police officers and firefighters in the City and County of San Francisco. These attacks are especially severe upon retirees who have either now reached their regular retirement age or who, at the time of their disability retirement, were also eligible for a service retirement.

Excludable Income

The issue in this revenue ruling was: "Are benefits paid to disabled firefighters excludable from gross income under Section 104 (A) (1) of the Internal Revenue Code?"

In the ruling the Service postulates a statute adopted by a City wherein any firefighter in active service who becomes permanently and totally incapacitated for duty as the proximate result of an injury incurring in the performance of duty would, upon medical examination, receive a disability retirement in the amount of 75% of current actual salary held at the time of injury. The disabled firefighter continued to receive a duty disability allowance during his period of eligibility until he reached age 62, at which time he began to receive a nor-

mal retirement pension based on years of service with service credit being given for time spent on duty disability.

The issue involved was whether or not the income received by the disabled firefighter from the City was or was not taxable after he reached the age 62.

Disastrous Holding

The revenue ruling concluded that duty disability benefits paid by the City to disabled firefighters prior to the time of their conversion to normal retirement are excludable from gross income under Section 104 (A) (1) of the Code. Benefits paid to disabled firefighters after their conversion to normal retirement are not excludable under Section 104 (A) (1).

The Service concluded that the statute involved was in the nature of a Workmen's Compensation Act in that it provided compensation to employees for personal injuries incurred in the course of their employment. However, it stated that the exclusion under Section 104 does not apply to a retirement pension or annuity to the extent that it is determined by reference to the employee's age or length of service, or the employee's prior contributions, even though the employee's retirement is occasioned by occupational injury. The service concluded that benefits received after conversion to the service retirement do not qualify for exclusion from gross income because they are determined by reference to years of service and age.

employee's pension converts from disability to service. Prior holdings and rulings indicate that upon this conversion a small portion, that attributable to years and age of service, was taxable but that larger portion was not taxable since it was referable to disability incurred in the course and scope of employment.

The analysis in this case leaves much to be desired and certainly is going to do nothing but churn up the continuing controversy in this area.

The District Office in San Francisco has been calling in an extraordinary number of police officers and firefighters for audits of their tax years 1976 through 1979. The audit has focused on monies received from the Retirement System of the City and County of San Francisco where that employee has received disability retirement. The District Office in San Francisco has taken the position that all monies are excludable under Section 104 until such time as the employee reaches normal retirement age (age 50 and 25 years of service). When the conversion is made to a service retirement pursuant to the Charter of the City and County of San Francisco, the District Office in San Francisco maintains that only that small portion which is attributable to years and age of service is taxable and the remainder, which is a larger portion, is not subject to taxation.

Revenue ruling 80-14 does not lead to clarification in this area. Presently the Police Officers' Association in conjunction with the Firefighters Union is attempting to set up a meeting with the District Director in San Francisco in order that a consistent policy for treatment of disability pensions may finally be arrived at. It is no secret that conflicting opinions and conflicting statements have come out of the San Francisco Office from various audit agents of the service because of the complexity in the area and the confusion which has been created by several Internal Revenue Rulings and District Office Memorandums.

Further information on this complex and anxiety producing subject will appear in future issues of this publication.

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The Battle Continues

The issue involved in this revenue ruling is one that has been the subject of numerous other revenue rulings pertaining to disabled and retired police officers and firefighters. The holding in this ruling is contrary to that in several others in that it would indicate that the entire monies received by a disabled and retired firefighter or police officer are not excludable under Section 104 of the Code at that point where the retired



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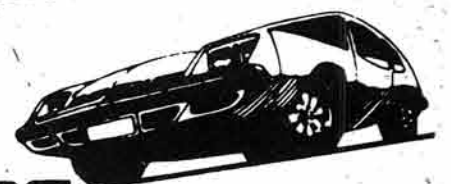
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LETTERS

Supervisor Dolson

Dear Bob:

Just a personal note of thanks to you and the POA Board of Directors to thank you so very much for your campaign donation and your continuing support and obvious friendship.

I will not forget!

Gratefully,
Lee Dolson

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Supervisor Horanzy

Board of Directors:

Thank you for your contribution to my campaign. I appreciate the financial and moral support you have given me in my bid to help us all reach for better days ahead.

I have been working hard to serve you and San Francisco. I hope that we can work together to assure that the concerns of us all are heard and acted upon.

Again, thank you for your support and encouragement.

Sincerely,
Don Horanzy
Supervisor

Police & Politics

Dear Editor:

I have read in the POLICEMAN that some officers question the involvement of the POA in politics. I have a very strong opinion on this subject and wish to express it here.

The primary objective of the POA as a union, not unlike a political party, is to influence public decision making in accordance with the views and interests of the membership. The primary distinction between a public employee union and a political party is that the union's members are employees who share like economic interests and most often view public policy questions from a similar professional perspective.

Therefore, while the police department's expenditures and policy are guided by City Hall decisions, the POA's members are subjected to those decisions. The POA's objective is to obtain decisions most favorable to its members. An important and necessary way to do this is to get involved in the process that brings City Hall to those decisions which affect police officers. The endorsement of political candidates helps bring about those results by supporting the election of persons who will be most receptive to the needs of police officers.

Leanna M. Dawydiak

Unhappy

Dear Editor:

A decade ago men of flesh and blood, men of the highest ideals took control of the P.O.A. and vowed to rid the Association of political influence.

I heard the cries, Ladies and Gentlemen, of City Hall as the Blue Coats replaced the Old Guard. By golly, here were men who'd make San Francisco stand up and take note. Police officers were going to have paid health plans, paid dental plans, paid retirement and as sure as God made flies on fish bait, there was going to be peace on Earth and life everlasting.

After ten years I can say that men of the highest ideals are fine. I truly regret that they have but one life to give. But why, to the heavens I ask, did they have to pick the P.O.A.?

Ed Collins
Police Academy

Maybe it's time Mr. Collins got involved to correct anything he cares to. If he can get those benefits for the members, I'm sure they would be pleased.
Editor.

Picnic

Dear Ted:

This is to let you know that my husband told me that you were just super as a human being and a picnic chairman. All day long it was a pleasure to work with such a caring, concerned individual — yes, considerate and grateful too — communication is so very important and you proved it!

The park boys thought that you were really terrific when you gathered them together and thanked them. Al and I think it was great.

Well, Theodore Schlink III, you are tops on our list. If all the picnic chairmen were as nice as you, the world would be a better place and so would all the picnics be terrific.

I meant to thank you sooner but I went back to work part time and we are still open. The picnic was just great and the people were so nice and so appreciative of all you did. Thank your committee people and Bob Barry and everyone on the committee.

Sincerely,
Owners of Crow Canyon
Park

Supervisor Silver

Dear Editor:

The founding fathers of our democratic republic, with a very deliberate intent, tailored The Constitution of The United States of America and The Bill of Rights from an extremely complex cloth. The fabric was woven from threads of several precious liberties. The philosophies of a "nation of laws, not men," and "all people are endowed by their creator with certain unalienable rights", are but two of the priceless yarns. The truths of the supreme law of our nation are as unrefutable today as they were over two centuries ago.

Among the issues which were seen as essential to "life, liberty, and the pursuit of happiness", was "freedom of religion". It was seen as fitting that there should be mandated a separation of Church and State. We enjoy the right to worship, or not worship, according to our individual beliefs. Sin is an individual issue, and not one for governments to interfere or tamper with. The State must not involve itself in religion according to the Constitution.

The San Francisco Chronicle, in its Monday, October 20th issue, reported on a demonstration which took place at The University of San Francisco on Sunday, October 19th. Being protested was a ban, based on a religious doctrine dating back nearly two milleniums, of advertising by "gay" organizations in the University's catalog. The Chronicle reported that Supervisor Carol Ruth Silver took an active part in that demonstration of protest.

Ms. Silver is, not only an attorney, but an elected public official. For an attorney to attempt to interfere with the exercise of a Constitutionally guaranteed right is repulsive. For an elected public official to drape such a protest with an implied mantle of governmental approval is unconscionable.

Ms. Silver has long represented herself as a champion of individual freedom. If The Chronicle has accurately reported Sunday's events, it is clear that she only stands for individual freedom and the exercise of Constitutionally guaranteed rights, when she is in agreement with the purpose. Such a position is only only ripe with the stench of tyranny and dictatorship; but, conjures an ominous recollection of Germany in the late 1930s.

Yours truly,
Bill Kelly
Mission Station

Thanks

Dear Bob:

Thank you for your letter dated June 10, 1980 and for the subsequent follow up keeping me informed regarding the city pay warrant I have now received.

Your actions illustrate to me a perfect example of you and your colleagues work. I realize a fraternal firefighter initiated the initial action, however, overall I am impressed as this is another example of the fine work of your organization.

As a token of my appreciation, please accept my \$100.00 contribution toward your many worthy causes.

Sincerely,
Steve Maxoutopoulos

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ARGUMENT FOR SPECIALIST TEAM EMBLEM

by Forrest Fulton

The San Francisco Police Department has a new specialized unit called the Tactical Division. The Tactical Division is a task force approach to critical situations such as riots, demonstrations and snipers. This task force is comprised of units from the old C.S.T.F. and augmented by district station personnel, known as specialists. Within the inventive approach, there has naturally been some lag in the understanding of the roles and responsibilities of the units involved. The image of the old C.S.T.F. is fairly established and its many varied specialties are widely recognized.

The new emerging role of the district station personnel is in need of clarification and recognition. Recently, the station specialists have adopted the symbol of crossed rifles as an addition to the duty uniform and the uniform jumpsuit. This was implemented to increase the visibility of the specialist to supervisory officers.

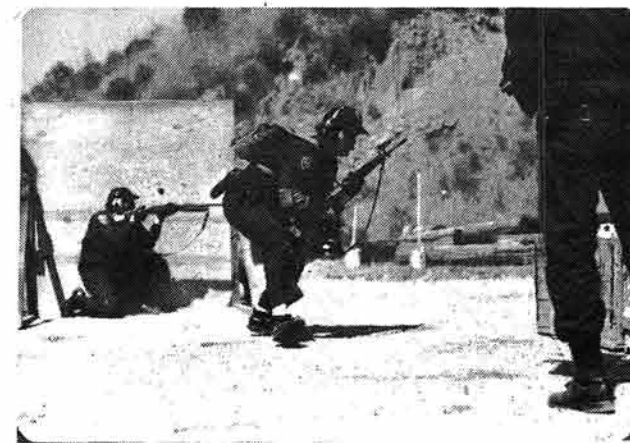
On several occasions, specialists highly trained in handling critical incidents were misdirected to Traffic Control, by supervisors who were unfamiliar with the individuals or their assignments. There have been incidents when specialists were called out by Communications to tactical situations and their Platoon Commanders were unaware that they were responding until hours after the incident. These are but a few of the many reasons why the specialists emblem was adopted.

The Uniform and Safety Committee recently made the decision that it would be unnecessary to wear the specialists emblem on both the daily duty uniform and the jumpsuit. The committee based its judgment on the fact that the jumpsuit is the primary uniform of the Tactical Division. However, in the case of the district station specialist teams, occasions happen where they are called out and respond directly to a critical incident in their duty uniform. The same reasons for having the specialist emblem displayed on the jumpsuit are multiplied for having it on the daily duty uniform.

I am suggesting that the Uniform and Safety Committee re-evaluate these special circumstances and grant the members of the specialist teams this equipment item that would aid them in the performance of their duties.



Specialist Team Training Photos by Jerry Salvador



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by Gale W. Wright, Editor

Street Survival is a very special textbook which has been written for law enforcement officers throughout the world. I was given a copy of this book to review for the *POLICEMAN*. I am free to say anything I want to, and I will.

The book should be required reading for every officer of the SFPD, regardless of his or her time in the business. Training six or more people at the Academy in simulations at one time may be the only way to get the training done, but the book offers individual training. Armed Encounters is a very good subtitle as you, the working police officer, carry your revolver with you every day, and may have to use it.

There are armed situations which come up frequently, but rarely to the same officers all the time. Rather than rely on dumb luck, or the suspect's gun jamming, or a change of heart, how much better it would be for you to be prepared for any armed encounter. Clinically speaking, *Street Survival* was three years in the making. There are 416 pages, plus nearly 500 photographs. There are 16 chapters which include Them and Us Confrontations, Approach to Danger, Light Control, Verbal Challenges, Use of Surprise, Cover Awareness, Shooting Techniques, Reloading Under Fire, Final Approach, and After-Burn. Five of the chapters cover basics which strengthen the tactics: These are Protective Equipment, Firearms Control, Cleaning, Survivability Checklist and Physical Fitness.

Did you know that it is estimated that there are 4½ million people in the United States carrying loaded firearms? How many times have you allowed a suspect or even a potential witness to stand within 36 inches of your safety zone? How can you see in the corners of rooms? Do you really practice good car stops all of the time? When you get careless and survive, you have just been lucky. Take the luck out of your work. Read *Street Survival* and learn the tactics necessary to allow you to be a career officer or detective all of your career. If there is an armed encounter situation, not covered in *Street Survival*, I don't know what it could be.

This excellent book tells you how to take the suspect on, on your terms, not his. You learn what to look for such as cover for yourself, and indications by clothing or gestures of the suspect that he/she is armed. Field interrogations don't have to make you feel uneasy if you are prepared. I don't mean cocky, I mean prepared. You examine the situation, always being alert, observant, aware and prepared. *Street Survival* covers all these situations police officers take for granted.

How many times do you take an automatic pistol away from the suspect and you don't know how to handle it? Or even unload it? Do you know the difference in size and fire power of a .38 special up to a .357 magnum? The Range personnel are always telling us what a revolver looks like if a bullet jams in the barrel, or if overloads are used, or if underloads are used, or if the trigger guard is damaged, etc. *Street Survival* shows you what could happen.

Do you avoid wearing an armor vest because it is too heavy, hot or bulky? Can your body take a .38 special? Do you always make sure your revolver is loaded? Do you hold using speed-loaders? Does your weapon draw smoothly from your holster? Could you reload your revolver quickly if you had only one hand to do it with? *Street Survival* tells you and shows you how.

Photographs — I stated earlier that there are nearly 500 photographs contained in the 416 pages of *Street Survival*. The text clearly states every example situation, but the photographs really bring the idea home. The \$24.95 price may seem a bit high, but have you bought a belt or a pair of shoes lately? The clothing items will wear out, but *Street Survival* will last you a whole career.

I recommend it highly. As a matter of fact, it would make an ideal Christmas gift from your spouse to you or from you to a fellow officer.

Street Survival is published by: Calibre Press, 1521 Kirk St., Evanston, IL 60202; phone (312) 328-4411.

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Fellowship of Christian Peace Officers

Recently much media attention is being given to the involvement of Christians in politics and the need for a separation of church and state. It seems that when Christians speak out for the need of moral standards and guidelines, they are criticized for trying to impose their standards on the whole of society. We submit that it isn't so much a question of whether or not there are going to be moral standards. It is a question of what those moral standards are going to be.

In the past decade, organized groups have worked through out judicial system to have their wills and moral standards imposed on the majority of Americans. For instance, in the recent past abortion was against the law in every state in the union and homosexuality was recognized as a sexual perversion. The situation today in each example is exactly the opposite — abortion is legal and homosexuality is considered an alternate lifestyle.

As far as separation of church and state goes, the constitution does not mention the words nor even the thought of separation of church and state. It simple and very rightly prohibits Congress from passing any laws having to do with the establishment of a national religion. The United States is a nation founded under God, yet within the federal and state levels of our country, there is a force at work to remove all marks of our Judeo-Christian heritage and to replace it with this godless philosophy of humanism.

Recently police associations throughout the United States have become more involved than ever before in supporting or refusing to support a candidate based upon his or her voting record on issues relating to police benefits. We think this has been good but we also believe that we have to put even greater emphasis on where candidates stand on moral issues. How can we in good conscience vote for an office seeker who promises to vote for a police benefit, but at the same time supports positions such as decriminalizing the use of drugs and allowing homosexuals to come into our schools and promote their lifestyle as being acceptable? Too often our priorities have been mixed up and as a result we elect candidates who have no concern about the moral cesspool our communities are becoming.

We believe what the prophet Isaiah spoke over 700 years before the birth of Christ is as true now as it was then: "For the Lord is our judge, the Lord is our lawgiver, the Lord is our King; He will save us." Isaiah 33:22

THE IMPORTANCE OF COOPERATION

by L. Davis Almand
Secretary to Commander D'Arcy
Traffic Division

"A house divided against itself cannot stand." — Abraham Lincoln

In this day and age, when every American city, and San Francisco in particular, seems immersed in social problems and rising crime rates, police personnel should make every effort to develop and maintain a mature, professional attitude of cooperation.

Personnel who fail to develop this attitude not only hamper the Department but also play into the hands of the very element we are supposed to control and combat: the criminal element that will not hesitate to take full advantage of even the slightest hint of confusion and dissension.

We are all part of the City and the surrounding society; we cannot divide it into "my" section and "their" neighborhood and exclude everything else. The only way we can develop an effective police department and improve living conditions in the City as a whole is to put aside our own petty hates and prejudices and work for the common good — in our case good law enforcement and crime control.

Everyone has his or her favorite hates: We don't like Blacks or Orientals, we feel angry and uncomfortable around women and gays, etc. And we all know people we can't stand, characters who haven't got half the sense we've got. (Not you and I, of course, but most of the other jerks we have to work with.)

Nevertheless, if we expect to build a strong, cohesive organization we will have to put up with the shortcomings of our fellows — to a certain extent, anyway.

People who allow their petty prejudice to interfere with their innate good judgment are like children quarreling in a sandbox: they cause nothing but discord and create nothing of value.

The rule against petty prejudice also holds true for reverse prejudice and hostility: the resentment that many women and minorities feel toward white males. Such prejudice is equally wrong, and highly detrimental to the overall morale of the organization.

On a national scale, our country is torn by many diverse groups, each group looking out for its own selfish interests without caring about the fate of the country as a whole. These groups are like passengers on a ship, fighting over the ship's cargo while the ship itself is headed for the rocks.

I definitely believe the reason the Soviet Union is winning the battle for world power is because it has a strong central leadership which has a definite goal: world conquest and domination.

Intelligent person that he was, Lincoln knew of the weakened condition of the U.S. during the Civil War; we were very lucky during that conflict not to have a powerful neighbor ready to take advantage of our war-torn vulnerability.

For the same reason, an officer who does not maintain an attitude of mature cooperation is contributing to the vulnerability of himself and everyone else, as well as weakening the entire Department.

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POLYGRAPH TEST IN ADMISSIBLE AT ADMINISTRATION HEARING

by Ralph Saltzman

Dr. Fred Aengst, a physician specializing in otolaryngology, operated on Damian Huber, a four year old boy on March 14, 1972, removing the patient's tonsils and adenoids. On March 17, 1972, Damian was pronounced dead on arrival at the emergency room of a hospital located near the doctor's office. Thereafter, Dr. Aengst was found guilty of gross negligence by the Board of Medical Quality Assurance in an administrative disciplinary proceeding.

During the administrative hearing, Dr. Aengst attempted to admit into evidence a polygraph test administered by a private qualified polygraph operator. The polygraph examination was conducted at the request of Counsel for Dr. Aengst prior to the administrative hearing.

Upon objection by the attorney-general representing the Board, the administrative law judge refused to admit into evidence the polygraph examination. Thereafter, Aengst was found to be guilty.

A petition for writ of mandate under Code of Civil Procedure Section 1094.5 was filed in the Superior Court by appellant Aengst. The Superior Court denied the petition for writ thereby upholding the ruling of the administrative law judge.

Appellant Aengst contended on appeal that the administrative law judge erred in excluding evidence concerning appellant's polygraph examination and that the trial judge compounded the error in upholding this decision.

In an opinion filed September 16, 1980, the Court of Appeal upheld the ruling of the Superior Court, and in

so holding, the Court ruled that results of a polygraph test are inadmissible at an administrative hearing where a party to the hearing objects.

Before the Court of Appeal, appellant Aengst argued that the exclusion of that evidence was in error because the outcome of the proceeding "depended upon the relative credibility of the testimony of appellant on the one hand and Mrs. Huber . . . on the other . . ." with respect to telephone conversations which took place on March 16, 1972.

Court of Appeal noted that the issue of the admissibility of polygraph evidence at administrative proceedings had never been decided by any Appellate Court in the State of California.

The Court noted, however, that the state of the law with respect to the use of polygraph evidence in court proceedings was that the great majority of decisions have ruled polygraph evidence be inadmissible in court proceedings.

Appellant contended that a different rule should be applied in administrative proceedings in that administrative hearings need not be conducted according to technical rules relating to evidence and witnesses.

The Court of Appeal noted that a similar argument had been unsuccessfully stated by an appellant attempting to admit polygraph evidence at a hearing to vacate an order of commitment to the C.Y.A.

The Court of Appeal in the Aengst case, held: "Even under the rules applicable to administrative proceedings . . . the evidence must be relevant and reliable. Apart from the general state of the law holding

polygraph evidence insufficiently reliable for admission into evidence, there is a particular reason in this case the proffered evidence was properly excluded."

At this point in the decision, the Court of Appeal pointed out that the polygrapher was employed by appellant to administer the test, and the counsel for the Board was unaware of the administration of the test until the polygrapher was called to the stand. The fact that the polygrapher was not an independent, unbiased, unprejudiced polygraph examiner gave the court further reason to uphold the exclusion of this evidence.

Of course, Government Code Section 3307 (contained in the Police Officers' Bill of Rights) prohibits public safety officers from being compelled to submit to polygraph examinations against their will. Therefore, the rule pronounced by the Court in the Aengst case could be utilized by police officers in disciplinary hearings as a basis for excluding polygraph examination evidence of individuals other than a police officer subjected to disciplinary proceedings.

The court in Aengst, did not consider use of a polygraph examination being introduced by stipulation by the parties. This practice is not prohibited by statute or case law.

The rule in Aengst and Government Code Section 3307 should be remembered by police officers whenever requested or ordered by a supervisor to undergo a polygraph examination relating to a disciplinary proceeding.

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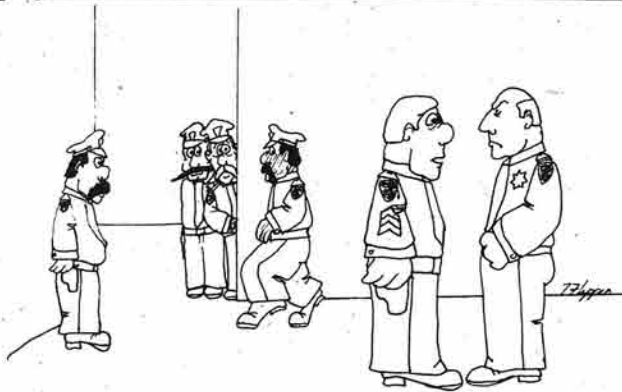
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by Ed Collins

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My God it seems like more
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And mentally stressed to the core

We've done calisthenics and lifted weights
We learned to do what Mollo said
We can do wonders with a police baton
And choke each other out till we're almost dead

We've made up notebooks and typed up notes
For every single course
And We've absorbed enough information
To constipate a horse

We've learned to interview and interrogate
We can cite vehicles left and right
We can catch addicts and all fleeing felons
And FI* every kind in sight

We can solve family fights and barroom brawls
We can talk to minorities we meet
We know so much, and we're always right
God help that guy our first day on the street

We've learned all we can about criminal law
All the elements of 459*
We can define the word "specific intent"
And we know how to make a Chinese wine

We can control a maniac, we can save a life
Or at least tell you how he died
And if the suspect says he didn't do it
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We know how to handle a can of Mace
And when a suspect comes onto the scene
Don't hit his face, but aim for his pants
Then arrest him for 314*

We can rope off a crime scene and collect evidence
We're learning to work together without friction
But if we screw up and lose the case
We just say it wasn't our jurisdiction

We can combat shoot, and defensively drive
We can cope with stress frustration and terror
We can make instant split second decisions
And always be courteous, impartial and fair

We've had instructors who have touched us,
And to them we give our thaks
Their names will stay with us always
As we progress on up through the ranks

Some how or another, we've finally become a team
I know our Tac Staff though that was only a dream
But the next time they ask, "Who are we?"
We can kick back and smile and say "We're S.F.P.D."

* Field Interrogate * Burglary * Indecent Exposure

In an article which appeared in the October issue of the POLICEMAN, I learned from L. Davis Almand how truly great we white males are. If it weren't for white males, this world would not be as scientifically, socially or democratically advanced as it is.

Can I deny this? No, I can't. White males have, without question, performed one historic hell-of-a-lot. In monumental displays of inventiveness and generosity white males brought Howard Cosell into our Monday nights and syphilis into the new world.

If I understand Mr. Almand correctly, he resents minorities resenting him, because of the "suffering" and "oppression" they have endured. Now this sounds fair to me. However, I can't help but feel that if the minorities he refers to, only knew him better, they might find other more legitimate reasons.

Mr. Almand was nice enough to point out that I am, by virtue of being a white wage earning male, a member of a very much abused and neglected minority. What can I say? I grew up in the Mission and now own a house worth \$150,000, I also own a boat and two cars. Mr. Almand, if it's abuse and neglect could you please pile it a little deeper, I need some Tahoe property.

My response was brought on by a friend of mine

named James McKeever. Jim showed me Mr. Almand's article and said I should write a rebuttal. Obviously, Jim isn't a white male. "Why doesn't Jim write the rebuttal if he wants one written," you ask? He has too much class to respond to such opinionated garbage. I, on the other hand...

Mr. Almand is very well acquainted with the dictionary. He is a regular Salvador Dali of the word picture business, I wish I were as good. Just listen to this, "psychological phenomenon known as resentment of competence." I like it, I don't understand it, but I like it.

Getting back to Jim and certain assertions by Mr. Almand, Jim and I went to Polytechnic High School together, from there Jim went to the Army, then he became a Parking Controlman, Deputy Sheriff and today he is one of the better instructors at the Police Academy. It now seems obvious, although it wasn't before I read Mr. Almand's article, that Jim is one who has been aided by favoritism and that his record clearly indicates he can't hold a job for any real length of time.

I could end this with the story of Fred Lau, but do I need to?

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BOARD OF DIRECTORS

October 21, 1980

Open with the Pledge of Allegiance. Roll Call: Eighteen (18) present; two (2) excused, Wright and Dempsey; one (1) absent, Pera.

President's Report: Bob Barry gave a lengthy oral report on: a) That the retro checks would be distributed on October 25th; b) Discussed the delays in overtime payments, and; c) Discussed the Supervisor Silver residency amendment that has been proposed at the Legislative & Personnel Committee.

Vice-President's Report: Deferred to Committee reports.

Secretary's Report: September minutes presented, being no additions or deletions. M/Schmidt S/Hammell to approve as printed. Motion passed by voice vote.

Treasurer's Report: A written report was presented to the Board. M/Gannon S/Casciato to accept as printed and to appear in November issue of the newspaper. Motion passed by voice vote.

Grievance Committee: An update was given by Chairman Chignell on current grievances. All grievances are on file in the POA office and are available for review during business hours.

COPS Committee: Report by Brother Jerry Crowley. Membership is increasing. In the COPS's October newspaper on Page 7 there is a no-cost life insurance policy for all COPS members. All members are advised to mail in the form and to list your beneficiary otherwise your money will go directly to the estate.

Welfare Committee: Brother Mike Hebel gave a report on the first Retirement Board hearing held by the Hearing Officer. A detailed article appeared in the September issue of the Policeman newspaper and more articles will appear in future issues.

Federal Litigation Committee: Brothers Ballentine and Casciato gave a lengthy oral report, followed by a long discussion. M/Chignell S/Minkel that the POA take the position that the Captain's List contain and the entire pool of candidates graded in rank order. Passed, 17-0.

Special Issue: An address was made by Candidate Tom Crary seeking endorsement in his campaign against Assemblyman Willie Brown. No motion. No action taken.

Old Business: M/Casciato S/Gannon to instruct the Screening Committee to have Attorney Solomon immediately institute a suit against the City to correct the delay in overtime payment due to the membership. That such suit be continued until the City is ordered to pay overtime within two (2) weeks of the date worked and that interest and penalty be sought for monies that have already been delayed more than two (2) weeks. Motion failed, twelve (12) no; three (3) yes and one (1) abstain. (No — Schmidt, Amiot, Simms, Minkel, Hammell, Doherty, Rapagnani, Hebel, Huegle, Patterson, Chignell and Barry). (Yes — Toomey, Ballentine, Casciato) (Abstain — Bell).

New Business: M/Barry S/Patterson to give \$250.00 to the Ina Gyemant Campaign. Motion passed, 16-yes and 0-no.

M/Gannon S/Huegle to give \$500.00 to the Pat Johnston for Assembly Campaign. Motion passed, 16-yes and 0-no.

M/Chignell S/Simms to donate \$500.00 to the Anne Charles for Assembly Campaign. Motion passed, 16-yes and 0-no.

M/Patterson S/Ballentine to endorse John Burton for Congress and donate \$500.00 to the campaign. Motion passed, 11-yes and 5-no. (Yes — Schmidt, Gannon, Simms, Hammell, Rapagnani, Hebel, Ballentine, Bell, Barry, Chignell, and Patterson). (No — Casciato, Amiot, Minkel, Doherty and Huegle).

M/Ballentine S/Rapagnani to contribute \$500.00 to the Art Agnos for Assembly Campaign. Motion passed, 15-yes and 0-no.

M/Patterson S/Simms to contribute \$1,000 to the Leo McCarthy for the Assembly Campaign. Motion passed, 15-yes and 0-no.

Meeting adjourned at 1930 hours.

Submitted,
Croce A. Casciato, Secretary

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PRESCRIPTION
PROGRAM

The Health Service System has completed the contractual agreement with the new company handling the prescription program.

All members covered under Plan I should now be receiving the new Health Service cards in the mail. The \$4.00 deductible now entitles the member to a 3 month supply of drugs.

If you have not received your card, please call the HSS at 558-3701. This program is for Plan I members only.

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SAN FRANCISCO POLICE OFFICERS' ASSOCIATION
BALANCE SHEET
OCTOBER 31, 1980

ASSETS		ADDITIONS	DEDUCTIONS	BALANCE
103	General Fund	\$56,462.03	\$55,831.60	\$ 630.43
115	Dean Witter	24,000.00	28,250.00	(4,250.00)
				<u>\$ (3,619.57)</u>
LIABILITIES & NET WORTH				
321	Federal Payroll Taxes	1,781.24		1,781.24
326	State Payroll Taxes	285.11		285.11
501	Net Worth	(5,685.92)		(5,685.92)
				<u>\$ (3,619.57)</u>

SAN FRANCISCO POLICE OFFICERS' ASSOCIATION
INCOME STATEMENT
OCTOBER 31, 1980

INCOME		SPENT	RECEIVED	BALANCE
601	Active Dues		\$25,018.60	25,018.60
603	Retired Dues		47.25	47.25
630	Gifts & Donations		100.00	100.00
				<u>\$25,165.85</u>
EXPENSES				
701	Accounting	110.00		110.00
709	Board of Directors	53.31		53.31
723	Dues Collection	173.25		173.25
728	Equipment Rental	79.98		79.98
753	Janitorial Svc	375.00		375.00
761	Maintenance (Equipment)	338.16		338.16
771	Mailing	368.11	22.87	345.24
772	Public Relations	269.92		269.92
772A	Annual Picnic	1,310.72		1,310.72
773	Rent	993.88		993.88
776	Salary-Office	2,280.40		2,280.40
777	Salary-Executive	2,670.00		2,670.00
781	Supplies - Office	658.83		658.83
782	Supplies - Administrative	60.45		60.45
782A	Administrative Expenses	256.92		256.92
785	Federal Payroll Tax Expense	94.94		94.94
786	Federal Payroll Tax - Penalties	108.80		108.80
787	State Payroll Tax Expense	434.40		434.40
792	Utilities	1,017.78		1,017.78
830	Health Svc/Retirement	1,180.00		1,180.00
835	Insurance	1,466.00	3,166.56	(1,700.56)
839	S.F. Labor Council	435.00		435.00
840	IUPA	2,360.71		2,360.71
850	Labor Relations	112.24		112.24
855	Political Contributions	8,050.00		8,050.00
860	Screening	3,004.16		3,004.16
860A	Screening-Retainer	2,000.00		2,000.00
863	Publications	1,024.75		1,024.75
870	COPS	1,349.42		1,349.42
972A	Insurance-Life	899.75		899.75
880	Stress Program	301.02		301.02
885	Dick George Productions	20.00	30.00	(10.00)
895	Sports Committee	213.30		213.30
			Total Expenses	<u>\$30,851.77</u>
			Less Income	<u>25,165.85</u>
			Net Income	<u>\$ (5,685.92)</u>

SENIORITY ADJUSTMENT

The Chief of Police has set a policy for settling a grievance regarding departmental seniority of a police officer that resigned and was reinstated according to Civil Service Rules. In essence, this policy states that if an officer resigned in good standing and was then reinstated, he could request his seniority be computed from the date of entry minus the period of his resignation.

To implement this procedure, an officer requesting his seniority be adjusted should submit an intra-departmental report (original and one copy) to his commanding officer with the following information:

- 1. Date of original entry to the department.
- 2. Date of resignation.

- 3. Date officer was re-appointed.
- 4. Officer's computation of what his seniority date should be.

This report should be forwarded through channels to the Captain of Personnel, who will then verify the information and if correct, the copy of the officer's report will be returned to him with the Captain of Personnel's approval. Personnel will reply within thirty (30) days. The original intra-departmental report will be retained in the officer's personnel folder.

Officers who have filed a grievance with their employee organization need not submit the above referred to report.

BAY AREA VANPOOLS — SAVE 4 MILLION GALLONS

Vanpooling as a commuting alternative is growing rapidly as Bay Area citizens seek their preferred method of energy saving. Approximately 460 vanpools are estimated to be on the road here, resulting in a saving of 4,089,000 gallons of gas per year.

Half of the vanpools are organized by RIDE for Bay Area Commuters, a state-funded non-profit group; the rest are operated by the Golden Gate Bridge, Highway and Transportation District and employers such as Hewlett-Packard, Fireman's Fund, the University of California or

private van owners. In recognition of the success of the ridesharing organizations in the Bay Area, San Francisco has been chosen as the locale for the third annual national ridesharing conference. Co-hosts for the conference are RIDES for Bay Area Commuters, Inc. and the Golden Gate Bridge District. Sponsoring agencies are the U.S. Department of Transportation's Federal Highway Administration, Caltrans and the National Association of Vanpool Operators. Four hundred conferees were expected to attend the conference in San Francisco. The conference feature prominent

speakers from DOT, Caltrans and other members of the ridesharing community. Focus of the conference was the state of the art of ridesharing: computer matching of carpools, various vanpool programs and legislative action.





For additional information -
Phone PAL: 567-3215

POLICE ACTIVITIES LEAGUE

by Herbert P. Lee
Director of Activities



FOOTBALL

PAL CHARGERS WINS SGT. JOE LACEY MEMORIAL BOWL GAME: In a closely contested game, the PAL Chargers Football Team, under the tutelage of Head Coach Dan Gong, bested Head Coach Harold Williams' PAL Trojans before a well attended crowd at City College Field Sunday, November 2, 1980 by a score of 19 to 12. This was the 23rd annual Sgt. Joe Lacey Bowl held in honor of Sgt. Lacey who died in the line of duty. Sgt. Lacey organized and introduced youth tackle football in San Francisco.



PAL Law Enforcement Cadet Color Guard at the Sgt. Joe Lacey Memorial Bowl Game



Referee tossing traditional coin

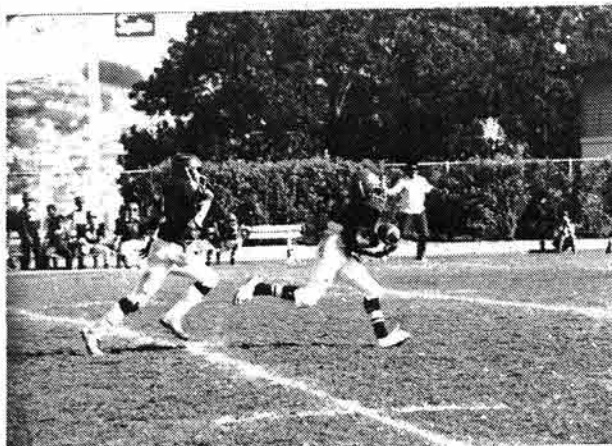
In the first quarter, Lemarlin (Tutti) Cooper of the Chargers rammed 14 yards in an end around play which set up a touchdown run of 25 yards in the next play by fullback Andre Alexander. In the second quarter, Alexander faked a run to his left and passed to wide receiver Richard Mah. Mah outran the entire defensive team and scored on a 50 yard run. Halfback Keith Bell lunged over right tackle for a one point conversion making the score 13 to 0. A few minutes before the half, Quarterback Antoine Valentino handed off to Alexander who then passed to Mah again for a 25 yard touchdown play.



PAL Trojan halfback Stacy Calloway going around right end for a gainer

While the first half of the game belonged to the Chargers, the Trojans were fired up in the third quarter. With Trojan Quarterback Stacy Calloway mixing up his plays well for a sustained drive, it was a handoff to tailback Taiwon Martin that produced a touchdown for the Trojans. After an exchange of ball possessions, Quarterback Calloway reared back and tossed a 30 yard pass to Raymond Bursey who promptly ran the remaining 20 yards to score untouched with the final score 19 to 12.

The San Francisco PAL Chargers Champs hosted the Northwest Stockton Trojans in the first round of the NORCALFED Tournament on November 9, 1980.



Wide receiver Ray Bursey of the PAL Trojans seen catching a pass for a touchdown



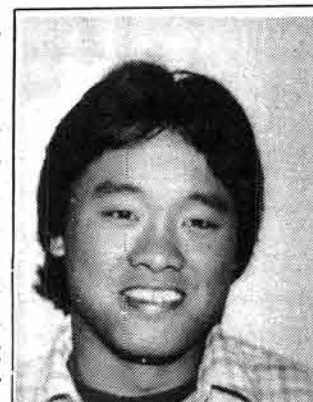
Halfback Keith Bell, PAL Chargers going around left end for a PAT

LAW ENFORCEMENT

The PAL Law Enforcement Cadet Division is currently meeting each Monday night from 7:00 p.m. to 9:00 p.m. at the Hall of Justice, 6th Floor Auditorium. Cadets in the Sophomore, Junior and Senior High School grades are undergoing training in police work, investigations and training. In addition, PAL Cadets are available as volunteers in any Department related details. On December 4, 1980, a squad of PAL Cadets will respond to the Shriners Hospital located at 19th Avenue and Moraga to provide security and assist in making a visit to the children in the hospital by police and fire department personnel a success. Anyone attending high school in the above grades are eligible to participate. Simply call PAL Headquarters (567-3215) for further information.

COACH OF THE MONTH

The PAL selects as its coach of the month Mr. Dan Gong, Head Football Coach of the PAL Chargers. Mr. Gong was born and raised in San Jose, CA and attended Branham High School. In 1974 he attended West Valley JC in Saratoga where he played first string defensive cornerback for two years. Gong then attended San Diego State for two years, and entered the University of San Francisco Law School in 1978 where he is in this third year.



Dan Gong

Coach Gong volunteered to be a football coach with the PAL. His team was almost non-existent in August as only six boys turned out for his team. Through hard work and dedication, Coach Gong was able to field a team of 22 boys by September. The pre-season game for Coach Gong was scheduled in Stockton, CA where they defeated the Delta Bears 36 to 0.

In the first regular game of the season, the Hawks fell victim to the Chargers 38 to 6. On successive Sundays, Coach Gong's Chargers defeated the following teams, PAL Raiders 26 to 16, PAL Trojans 26 to 0, PAL Hawks 13 to 6, PAL Raiders (by default), and the PAL Trojans 24 to 6, for a 7 wins 0 loss record. In addition, Coach Gong's Chargers won the San Francisco PAL City Championship in the 23rd Annual Sgt. Joe Lacey Memorial Bowl on November 2, 1980, by defeating the PAL Trojans 19 to 12.

To Coach Gong goes our heartiest congratulations on being named Coach of the Month. Other Head Football Coaches who have devoted hundreds of volunteer hours of their time also deserve recognition and they are: Coach Marty Jacobs, PAL Raiders, Coach Harold Williams, PAL Trojans and Coach Bill Garrick of the PAL Hawks.

BASKETBALL

Sgt.-Inspector Tom Bruton, PAL Basketball Commissioner, reported that a total of 70 teams currently participate in the PAL Basketball League for 6th, 7th and 8th Grades. There are 18 girls teams and 52 boys teams. Games are held on Fridays, Saturdays and Sun-

days at St. John's, St. Emydius, Star of the Sea, All Hallows, St. Paul of the Shipwreck, Mission Dolores and St. Vincent de Paul gyms. With four weeks of basketball underway, listed below are the standings of the various teams.

7th Gr. Girls Upper	
PAL Warriors	2-0
PAL Quakes	1-1
PAL Hilltoppers	1-1
PAL Cobras	0-2

7th Gr. Girls Lower	
PAL Colts	2-0
PAL Rockets	2-0
PAL Hilltoppers	1-1
PAL Roadrunners	1-2
PAL Survivors	0-3

8th Gr. Girls	
PAL Survivors	2-0
PAL Earthquakes	2-1
PAL Cobras	2-1
PAL Eagles	1-1
PAL Tigers	1-1
PAL Panthers	1-2
PAL Chipmonks	0-2
PAL Warriors	0-3

6th Gr. Boys Lower Div. I	
PAL Colts	3-0
PAL Saints	2-1
PAL Eagles	1-1
PAL Survivors	1-2
PAL Bears	1-2
PAL Earthquakes	0-2

6th Gr. Boys Lower Div. II	
PAL Survivors	4-0
PAL Reds	3-1
PAL Warriors	2-2
PAL Spartans	1-2
PAL Wildcats	0-2
PAL Broncos	0-3

6th Gr. Boys Upper	
PAL Spartans	2-0
PAL Tigers	2-0
PAL Champions	2-1
PAL Salesians	2-1
PAL Jaguars	1-1
PAL Boys Club	1-1
PAL Earthquakes	1-2
PAL Lancers	0-2
PAL Bengals	0-3

7th Gr. Boys Upper	
PAL Vikings	3-0
PAL Spartans	2-0
PAL Warriors	2-1
PAL Trojans	1-2
PAL Jaguars	1-2
PAL Earthquakes	0-2
PAL Cobras	0-2

7th Gr. Boys Lower	
PAL Hornets	4-0
PAL Saints	3-1
PAL Colts	2-1
PAL Eagles	2-1
PAL Bruins	1-2
PAL Stars	1-2
PAL Hoopers	1-1
PAL Tigers	1-1
PAL Earthquakes	0-3
PAL Seals	0-3

8th Gr. Boys Upper	
PAL Cobras	3-1
PAL Spartans	2-0
PAL True Hope	2-1
PAL Bombers	2-2
PAL Enforcers	1-1
PAL Boys Club	0-2
PAL Falcons	0-3

8th Gr. Boys Lower	
PAL Earthquakes	3-0
PAL Colts	3-1
PAL Warriors	2-1
PAL Vikings	1-1
PAL Tigers	1-2
PAL Cobras	0-2
PAL Saints	0-3

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SPORTS

S.F.P.D. DERBY TEAM TAKES FOUR AT SANTA ROSA

The Demolition Derby Team of Mott, Wise, Pryal and Manley, smashed to four places in the Santa Rosa Police Officers' Association's Annual Destruction Derby held on Labor Day. Bill Mott and Gary Wise took 2nd and 3rd places respectively in each of their heats. While Gary and Ed Pryal took 2nd and 3rd overall. Silver and Bronze are acceptable, but gold is the name of the game and was narrowly missed when Gary lost his drive shaft in the final few seconds.

Victory was sweet and thanks to the efforts of Chronicle reporter Paul Liberatorre and photographer Gary Fong, the article in the September 2nd edition of their newspaper is appreciated.

The pictures of Bill Mott in action and at rest are the efforts of Gary Fong while Mrs. Donna Pryal records our victory group photo from left to right: Ken, Ed, our most ardent and steadfast supporter, Mrs. Helen "Ma" Mott, Gary and Bill.



Sergeant Ken Williams and Officer Charlie Cohane and friends though few in number, could definitely be heard from the grand stands, thanks again!

This is the off-season, time for rest, planning and building; 1980 was successful, 1981 lookout!

We all hope to see you in April in Santa Clara. There will be an announcement in the POLICEMAN giving specifics.



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SPORTS

Golf Club News

On Friday, October 21, 1980, fifty-two members of the San Francisco Police Golf Club journeyed to Willow Park Golf Course in Castro Valley for our monthly tournament.

The weather was fine and the golf course was in excellent condition. This was a new stop on our schedule and from all indications, almost everyone liked the golf course.

The low score of the day was a fine even par round of seventy-one by Grant Fahs who is making his comeback. Steve Whitman and Tom Gordon both had seventy-fives followed by Even Lammers and George Eimil with seventy-sevens and yours truly with a seventy-nine.

The low net winner was Fred Fegan who had an eighty-four and with his twenty-two handicap had a net sixty-two.

The flight winners were: First, Tom Gordon, Even Lammers and George Eimil; Second, John McClelland, Nick Eterovich Sr. and Joe Buckley; Third, Bob Mucci, Joe Allegro Jr. and Virgil Vandevort; Fourth, Mike Brady, Ray Poznekoff and Joe Allegro Sr.

The guest flight was won by Ed Sterner followed by Harry Puscucci and Bill Lee.

The Hole-in-one winners were Even Lammers with a shot 5'4" on the thirteenth hole and by Jerry Cassidy on the sixteenth hole with a shot 23' from the hole.

The year is almost over. By the time this article is in print, the November tournament at Bennett Valley will be history with only the December Tournament at Sunnyside remaining.

For those interested, and especially the new members of the Police Department who are interested in golf, don't hesitate in coming out. The club is open to all active and retired S.F. policemen. The dues are a low \$5.00 per year to cover the expenses of running the club.

Jerry Cassidy, Sec.
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SOCCER

The FOG announced that they have signed an agreement with Kezar Pavillion as their practice site for the 1980-81 season. Kezar Pavillion is adjacent to Kezar Stadium in San Francisco's Golden Gate Park.

"It has become increasingly important to practice in a place that simulates game conditions as closely as possible," said FOG Player/Coach Johnny Moore. "The MISL gets more competitive each year, and all the top teams have their own practice facilities." the FOG locker room facilities will be the same as those used by the San Francisco 49ers in their initial season in the All-American Football Conference in 1946.

Kezar Pavillion, owned by the City and County of San Francisco, was constructed in 1922, but has undergone many facelifts since then, including the installation of powerful mercury-vapor lighting a short time ago. It has bench-type seating which can accommodate 4,000 fans for a FOG practice or indoor soccer tournaments.

Dasher boards will be installed around the astroturf surface to enable the FOG to play under game conditions.

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With barely one month left before the S.F. Police Centurions take on their Reno counterparts at UNR Stadium, there are still a limited number of seats available for the 2-day, 2-night booster trip at the reasonable price of \$65 per person, double occupancy.

Included in that price is round trip transportation, leaving Friday, December 12, 1980, at 7:00 p.m., and returning Sunday, December 14, 1980 at approximately 9:00 p.m.; two nights lodging at either the El Dorado or ONSLOW; a guaranteed seat at the game; a post-game party on Saturday night; a bonus package redeemable at one of the Reno area's casinos; and, finally, a S.F. Centurion T-shirt.

If you're interested, contact Sgt. Ken Williams, Co. K (553-1631) or Sgt. Don Carlson at the Academy (641-8827). Checks should be made payable to: "SF Centurion Bus Trip". Don't miss the best winter trip in years!



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RUNNING THROUGH MY MIND

by Walt Garry

Again this year the Oakland Brass Pole Run was well organized and started on time. Close to three thousand runners, including several dozen police and firefighters, competed for awards in twelve individual and team categories.

This race is somewhat unusual in that it has several down hills, but only one short up hill section. It's not as easy as it sounds. A crowded start and then into a long down grade. It's times like this that a racer has to be careful. This is when the accidental tripping occurs and one goes sprawling. Once the pack thinned and the course leveled out, there was plenty of room to set one's own pace or to pass. At the finish line there was the usual confusion and it took a while for the officials to sort out who finished where.

SFPD entered a team in competition for the Police Department Award. The team members were Mike Mahoney Co. C, Tom O'Connell Co. K (Solo), Marty Walsh Oper. "S", Frank Donohoe and Jerry Buckley 138th Academy Class, Dave Seyler Co. G, Carlos Jacobo DA Office, Dennis Gustafson Co. H who raced/walked the event, and Walt Garry P&R.

When the results were announced, San Francisco had taken a second place behind Oakland P.D. The five team members with the best times were awarded Silver medals. They were Jacobo, Donohoe, Buckley, O'Connell and running for the Academy team, but included in our entry, fifth best SFPD time, Lou Bronfeld. Individual awards went to Carlos Jacobo, a plaque for third in the Police Open Division, 88th overall. Walt Garry, second in the Police Master Division, 248th overall and Marty Walsh, a third in the Police Masters, 275th overall.

"Ribera's Raiders", a team from the 138th Recruit Class, also entered the event. They included Al Diaz, Mike Flynn, Antonio Parra, Jim Dudley, Jack Killough, Angela Getas, John Harrold and of course their fearless leader, Tony Ribera. Tony has been doing a great job in involving recruit officers in different running events. As the above results indicate, the department is acquiring some fine running talent. A challenge race may be up coming between the 138th and 139th Recruit Classes. I'll be talking more about that later.

Between the Sacramento Marathon on September 28th and the Golden Gate/YMCA 26 miler on October 26th, Jeff Brosch managed to fit in a 10k race. The hill between Treasure Island and Yerba Buena Island is approximately .6 miles straight up, or it seemed to Jeff and Ed Erdelatz, Homicide as they ran the Seagull Run around T.I. over the hill to Y.B.I. and back, last October 18th. This course offers the runner a new area to explore, not normally open to the general public, plus a picture postcard view of the city skyline. The two marathons were number 15 and 16 in Jeff's quest to overtake Walt Stack's 100 marathons.

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4TH ANNUAL VARIETY SHOW

Richard George Productions is presenting the fourth Annual Police Variety Show for the San Francisco Police Officers' Association. The show will be held at the Masonic Auditorium on California Street, December 13, 1980 at 4:30 p.m. and at 8:30 p.m.

Stars of the show will be: Skip Stephenson from the television show Real People and will feature the Chuck Travis Orchestra, Jay Hoyle as Master of Ceremonies, the West Coast Dancers who were in

the motion picture Xanadu, and Marvin Roy who is also known as the Magic Jeweler. Abner the Eccentric is coming in from the East Coast. He has been a great hit with the shows for the Association. Also appearing are two very lovely young ladies formerly with the Goldiggers, now known as Silk.

All in all, a fine presentation. We are looking forward to seeing you at the show. For further information, call 586-1393.



SKIP STEPHENSON

Skip Stephenson, who stars in NBC TV's hit series, REAL PEOPLE, (which airs on Wednesdays from 8 to 9 p.m.) is a native of Omaha, Nebraska who moved to Los Angeles to become a stand-up comedian.

Skip soon became a favorite at the premiere comedy showcase rooms in Los Angeles, from The Comedy Store to Pasadena's Ice House. He

guest starred on many TV variety talk and game shows, including Johnny Carson's Tonight Show, Dinah, the Merv Griffin Show, the Mike Douglas Show, Rock Concert, etc. He quickly became a success in a field (stand-up comedy) which most entertainers consider the most difficult in show business, performing to rave reviews on nightclub stages across the country, including Caesar's Palace in Las Vegas, Harrah's and Sahara Hotels in Tahoe and the Greek Theatre in Los Angeles; sharing the bill with Perry Como, Shirley MacLaine, Mac Davis and Pat and Debby Boone, among others.

The 6'2", blond, green-eyed, goodlooking comedian, host, actor, singer, composer (Skip writes all his own comedy material and also writes and performs country music), attended Omaha University and spent several years as a sportscaster and DJ for radio stations in Nebraska and Colorado before coming further west. Skip is single, His birthdate is April 18th. He resides in North Hollywood.

Marie Alena and Linda Alberici, formerly of the Goldiggers, are the freshest, most exciting new sister act of the decade.

They have appeared on these national TV programs: The Dean Martin Show, The Wacky World of Jonathan Winters, The Tonight Show, Chevrolet Presents the Goldiggers and many more.

They have appeared in the major night clubs with such celebrities as: Dean Martin, Frank



SILK

Sinatra, Bob Hope and Victor Borge.

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From The Secretary

Is the Consent Decree in danger of collapsing?

If the current trend of apparent lack of support for the decree from the parties that entered into it continues, the P.O.A. will be forced to direct its attorneys to file non-compliance papers in the Federal court.

Many problems have manifested themselves during the last few months, resulting in hiring delays, inadequate personnel and funds for training of new recruits, possible delays in promotional exams, inadequate commitment to recruitment, delayed overtime payments, but most importantly the delay in transforming the San Francisco Police Department from a reactor to crime to a preventor of crime.

At this time, upon the advice of the attorneys, I am not going to go into the specifics of what is occurring. The purpose of this article is to alert Judge Peckham, Mayor Feinstein, the Board of Supervisors and public, that if strong support does not occur promptly, the department and citizenry will suffer greatly.

SAN FRANCISCO POLICE OFFICERS' ASSOCIATION

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