

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

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NO. 5

DISTRICT ATTORNEY'S OFFICE RUNNING ON EMPTY

by Bob Barry, President

San Francisco faces a severe law enforcement crisis if proposed City budget allocations reach fruition. At a recent news conference on the subject, newly elected District Attorney Arlo Smith bluntly commented, "Someone had better take notice soon of what's going to happen to this city if the District Attorney's Office is denied the financial support it desperately needs to do the job expected of it by our citizens." To date, however, the District Attorney's pleas for help have fallen on deaf ears.

Shortly after taking office on January 8, 1980, District Attorney Smith was forced to lay off eight attorneys because of the prior District Attorney's fiscal mismanagement of the office. However, if present City fiscal policy is implemented, it is possible that on July 1, 1980, the San Francisco District Attorney's Office will be stripped of another eight positions.

In the first three months of his administration District Attorney Smith's office prosecuted 23% more criminal cases, increased the commitments to state prison by 26%, and reduced the dismissal rate for felony defendants by 35% — all with 10% less personnel than his predecessor had during the last three months of his administration. Smith noted, "Our people are handling a caseload appropriate to an office twice our size. Something's got to give sooner or later. We simply can't continue at this level of funding for much longer."



DISTRICT ATTORNEY ARLO SMITH

The San Francisco Bar Association did a study of the District Attorney's Office in April 1976. At that time the District Attorney's Office had a staff of 57 attorneys. The Bar Association determined that the felony caseload per attorney was 40% higher than the statewide average. The report recommended that the District Attorney's staff be increased by thirty attorneys — just to meet minimum standards for prosecution. They further concluded that the staff should be increas-

WHERE ARE THE BENEFITS?

by Paul Chignell, VP

A constant cry from the membership is: Where are the fringe benefits that all the other police officers in California have? Why don't we have those benefits?

I wish I had a dollar each time some member of the POA asked me those questions in the hallway of a station or at the Hall of Justice. Many members are still unaware that the San Francisco City Charter prohibits premium pay differentials for police officers. The only way to achieve such benefits is to change the Charter. Such was the case a few years ago when the POA sponsored a Charter amendment for police officers to have medical coverage paid by the City. That Charter amendment passed so that the member is entitled to medical coverage by the City, but not dependents.

In November of 1979, the POA convinced the Board of Supervisors to sponsor Proposition A which appeared on the ballot. This proposition would have eliminated the restrictive language in the Charter and allowed the POA to negotiate with the City for fringe benefits of all descriptions. Proposition A was defeated by the electorate 55% - 45%. Less than one hundred (100) police officers participated in that campaign by walking precincts, speaking at neighborhood and merchant groups, and performing the other duties that are needed to win campaigns.

So, when you hear members moaning about the lack of fringe benefits, ask them if they worked on Proposition A and ask them if they'll work on the next Charter amendment.

ed by 51 attorneys in order to implement new procedures in the handling of serious cases.

The needs expressed in the Bar Association's report assumed that the workload of the District Attorney's Office would remain stable. Yet, it is common knowledge that the District Attorney's workload has mushroomed over the past five years and that the flood of new court decisions enlarging a defendant's procedural rights are greatly lengthening the course of every case through the courts thereby requiring more prosecutors, more courtroom, more jails, and more defense attorneys.

However, only sixty-five Assistant District Attorneys process the 2,600 plus adult criminal defendants now being arrested in San Francisco each month. They do so on a budget of \$4.2 million. Alameda County's Criminal Division, with a comparable caseload and a budget of \$8 million, is staffed by 115 attorneys. And, while other District Attorney's offices are equipped with modern up-to-date equipment and the latest computer hardware, San Francisco's District Attorney's Office remains in the Dark Ages. The typewriters that are

Cont'd. Back Page

TSA vs. Prop. 9

The Campaign to qualify the Tax Simplicity Act has been extended until May 19. Already over a quarter of a million signatures have been collected by thousands of volunteers throughout the state. As of April 15, 275,000 signatures had been collected towards a goal of 500,000 signatures. 346,119 valid registered voters signatures are required to qualify for the November ballot.

PROPOSITION 9 -

MORE HARM THAN GOOD

Meanwhile Howard Jarvis is gearing up his campaign to convince people to support his newest tax ripoff scheme. Proposition 9 would give 55% of its relief to the wealthiest 5% of California's taxpayers and leave the crumbs for the rest of us. Simultaneously, our services would be cut to pay for the wealthy's tax relief.

The Tax Simplicity Act was designed as an alternative to Proposition 9. The TSA demonstrates that most people can have more relief than Prop. 9 offers while maintaining government services and reforming the tax structure. CTRA (California Tax Reform Association) Deputy Director Steve Smith commented, "We designed the TSA to be used as an educational tool in the NO on 9 campaign and apparently it is working if the latest polls are any indication."

The latest Field polls indicate that there has been a reversal in the tide of support for Proposition 9 and now a majority of those who have an opinion oppose Howard Jarvis' latest attack on government. The Field poll indicates that 48% of the public now opposes Prop. 9, while only 43% support it and 12% are undecided. Only two months ago 54% favored it while only 34% opposed it.

CTRA Executive Director Jonathan Lewis commented, "The poll findings are rewarding; however, it is no cause for over optimism. We must work very hard in the next six weeks to put the Tax Simplicity Act on the ballot and defeat Prop. 9." He went on, "It is easy to simply vote No on 9. However, we all have to work at convincing our neighbors and workmates to not only vote No on 9 but sign the TSA as well."

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WIDOWS & ORPHANS

The meeting was called to order at 2:15 p.m., Wednesday, April 23, 1980 by V. Pres. James Sturken in the Traffic Bureau Assembly Room, Hall of Justice. Excused - President G. Jeffery and Trustee M. Lennon. All other officers and trustees present.

The Secretary reported the following donations:
Joseph I. Wilson — An admirer of the Department.
Edward Daneri — Annual donation.
Anonymous — 3 separate donations, which are all sent to the S.F. Policeman and forwarded to us.

New Member — Harry C. Pearson, joined the Department in 1977. Approved for membership.
Reinstatement — Patrick O'Shea, a member for 50 years who had paid back dues but never returned to the membership lists after being suspended in 1977.

Treasurer Becker reported the following deaths:

ISAAC BITTLES — Born in Ireland in 1896, Ike joined the Department in 1925 at age 29. After working various district stations for a few years, he was transferred to the Traffic Bureau where he served on mounted patrol in the downtown area. When this patrol was abolished, he was assigned to the three-wheel detail where he worked until his retirement, for service, in 1952 at age 55. Ike was 84 at the time of his death.

EUGENE CLANCY — Born in San Francisco in 1900, he entered the Department in 1925 at age 25. Assigned to Northern Station where he stayed for 13 years, before being transferred to Ingleside. In 1941 he was transferred to Southern Station where he served as Special Duty Officer until his retirement on disability in 1962. Gene was 79 at the time of his death.

ANDREW DOYLE — Born in San Francisco in 1908, Andy entered the Department in 1936 at age 27. Worked out of Headquarters Co. for several years and was transferred to Ingleside where he served until appointed a Sergeant in 1946. Worked at Richmond Station from 1946 until 1967 when he was appointed a Lieutenant. After one year service as a Lieutenant, Andy retired on service in 1968. He received a Captain's Commendation in 1950 for the arrest of 3 armed theatre burglars. Andy was 71 at the time of his death.

WILLIAM J. WRIGHT — Born in San Francisco in 1946, Bill entered the Department in 1967 at age 21. He had served as one of the first group of Cadets prior to his entrance. Bill worked at Ingleside Station for two years, was then transferred to Southern Station where he worked for 10 years. He had just been transferred to Youth Services when his untimely death occurred at age 33.

Treasurer Becker reported the usual bills which were approved by the membership.

Senior Trustee Bill Parenti reported that the Hibernia Bank had recommended purchase of \$55,000.00 Federal Farm Bank yielding 15%. Trustees approved said purchase. Also reported a slight gain in the value of our portfolio. Trustees will have a meeting with members of the Trust Department of the Hibernia Bank on Friday, May 30, 1980 at 6:30 p.m.

Under the Good of the Order, the membership was reminded that the next regular meeting will be Wednesday, May 21, 1980 at the usual place.

There being no further business to come before the membership, the meeting was adjourned at 3:00 p.m. in memory of our above departed Brothers.

Fraternally,
Bob McKee, Secretary



POLICE POST #456 NEWS

"In Flander's fields the poppies grow". Does that jar your memory bank? The end of this month Memorial Day rolls around again and it becomes a time to pay silent tribute to our departed comrades who have gone to Post Everlasting. Give it just a minute of your time, will you?

Speaking of time, next month will be Department Convention time, in Sacramento this year. I wonder if Mark Hurley has his boat and crew ready for the trip. Remember several issues back where I reported that Mark was going to row up the Sacramento River to the Convention? See what happens.

Rumor has it that soon the Payne Jr. household will be blessed with a new addition. Will it be a little doll like its mother Monica or will it be another John Payne. Only time will tell.

John Dolan, Dave Novembri and several other Post members have passed the 80 year mark. Isn't it wonderful to get to that spot in your life and still be active. God bless them all.

Walt Watson, our Post Commander, is finishing a very active year as Commander. There's something about going through the various steps in line of succession to the Commander's chair that inspires everyone to try a little harder. Walt is the perfect example. You can't do any more than that.

See Harry and Erl for any of your financial needs.

Your Scribe,
John Russell

TESTIMONIAL

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- 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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LEGAL NOTES

In a recent case, the Court of Appeal upheld a decision of the Superior Court sustaining a termination of a Los Angeles County employee who was fired because he violated an ordinance prohibiting full-time county employees from engaging in outside employment in excess of 24 hours per week.

The Appellant, Don L. Baity was a custodian employed by the City of Los Angeles since 1959. He has worked 40 hours per week for the City. From 1961 to 1975, Baity also held a similar position for the County of Los Angeles, also working 40 hours per week. Subsequent to his employment with the County, the Los Angeles County Board of Supervisors adopted Section 72 of the Los Angeles County Administrative Code in 1969. This Section provides that no person shall be employed in a full-time position in County service where that person performs continuous or regular service "outside of his regular working hours for the County in any gainful profession . . . in excess of twenty-four (24) hours per week."

Section 72 concludes by noting that the purpose of that provision was to prohibit the employment of persons by the County who, by reason of their outside activities would be impaired in their efficiency for County service.

After Baity was informed that he was in violation of Section 72, various disciplinary actions were brought against him resulting in his discharge on the ground of insubordination when he refused to terminate his outside employment.

In his appeal to the County Civil Service Commission, it was established that Baity "performed his job functions within reasonable standards of acceptability and certainly no suspension or discharge should be sustained on grounds of poor work performance."

However, the Court of Appeal held that "by limiting the number of weekly hours that a County employee is permitted to work on outside jobs — to moonlight — a County Board of Supervisors chose a wholly reasonable method of safeguarding the efficiency of the County work force."

NEW CHIEF FOR PARAMEDIC DIVISION

Adrian C. Moorman has been appointed Chief, Paramedic Division Emergency Medical Service, for the San Francisco Department of Public Health. His responsibilities will include management of the Department Ambulance Services. Moorman has over 17 years experience in emergency medical services. He has been with the City Department of Public Health for 12 years. He is a past president of the Civil Service Association.

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MOONLIGHTING

by Ralph B. Saltzman

The Court also held that the appellant did not have a "fundamental constitutional right to two full-time jobs."

Baity attempted to point out to the Court of Appeal that the phrase "impair their efficiency in the County service" in the ordinance required that the County initiate proceedings only when it appears that the excessive outside activity is "in fact impinging on the employee's County work performance." The Court disagreed stating that the phrase merely explained the reasoning behind the Board of Supervisors action, and that the ordinance without phrase was permissible.

The Court concluded its opinion by stating:

"We sympathize with Baity's predicament: he is apparently an industrious employee whose efficiency is unimpaired by outside employment in excess of 24 hours a week. Nevertheless, we must conclude that the trial court justifiably upheld the Commission's order discharging him for his wilful refusal to comply with valid work rules directly applicable to him."

Most, if not all, jurisdictions have specific rules and regulations relative to outside employment. If there is a lesson in the Baity case, it is that the City or County employer has the right to limit its employees' outside employment activities and that these rules and regulations can be enforced with the ultimate sanction available to the governmental authority. It is imperative that every City employee familiarize himself with these rules and regulations before seeking outside employment. The Court of Appeal stated that it had great sympathy with Mr. Baity who obviously needed both jobs to sustain himself and his family, but despite this great sympathy, the Court of Appeal affirmed the decision of the Superior Court affirming the County Civil Service Commission's upholding of his termination. Each level of Administrative and judicial review apparently felt sympathy for Mr. Baity and felt compelled to compliment him on his good work, but his termination stands to date.

BIRTH & DEATH REGISTRIES S.F. DEPT. OF PUBLIC HEALTH

The Birth and Death Registries of the San Francisco Department of Public Health will be open for counter service to the public and funeral directors between the hours of 1:00 p.m. and 4:30 p.m. beginning April 7, 1980. Mervyn F. Silverman, M.D., M.P.H., Director of the Department states that this action is necessary because of a severe staff shortage and a heavy load of requests. It is hoped that this will provide better service to the public. The morning hours will be reserved for handling mail requests and processing certified copies.

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PRESIDENT'S REPORT

by BOB BARRY

1980-81 SALARY SURVEY UP-DATE

During the past week, I contacted the POAs in our five-city formula for an up-date on their salary negotiations. The following figures represent the current salary in each jurisdiction:

CURRENT	1980-81 PROPOSALS
Los Angeles P-2 \$1,968 P-3 2,078	We will not receive any indication on the 80-81 raise until 5/30/80.
Long Beach 1,813	No negotiations yet.
Oakland 1,934	1980-81 raise finalized at 7.75% which will increase to \$2,084 per month.
San Jose 1,782	Negotiations are presently underway. The percentage raise has not yet been offered to the POA. However, there is an indication it will range from 9% to 15%. Keep in mind - this is speculation.
San Diego 1,619	Negotiations are presently underway. Nothing is firm, although there are indications the percentage will range from 7% to 12%.

The next POA up-date will be issued at the end of May unless new information is developed sooner.

SAN FRANCISCO LABOR COUNCIL

The following is taken from the Official minutes of the San Francisco Labor Council meeting held Monday, April 14, 1980.

"In the matter of the seating of the following delegates from the San Francisco Police Officers' Association, Joe Toomey, Paul Chignell, Joe Patterson, Layne Amiot, Stan Hammell, Reno Rapagnani, Bob Barry, Al Casciato, Mike Pera, Gerry Doherty and Mike Gannon, it is the recommendation of your committee that these delegates be seated."

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AROUND THE DEPARTMENT

by Al Casciato

... Inspector Bill Wright's (Youth Services Division) tragic death by drowning during a diving trip, has left his wife Carole and 5 young children in a terrible financial bind. Even with insurance, the family still needs help. Our help. When a young officer dies off-duty during the building phase of his family, the usual insurance is still not enough. If you desire to help please purchase benefit tickets from Jerry D'Elia, Muni Transit, 922-9120.

... The Treasure Island Military Police state that there are several thousand deserters in California. If you pick one up and transport him to Building 107 at Treasure Island, the government will pay you \$75.00; if they have to pick up the deserter you only get \$50.00. If you give the deserter to the Sheriff's Dept., they get the \$50.00 or \$75.00. To get the money, be sure to fill out the voucher upon transferring custody to the Military Police...

... Recently Jim Strange (Recruitment) visited a law class at a girl's parochial school in the city. He was shocked to hear about the extremely anti-police curriculum that is presently being taught. But what is really distressing is that the course is being taught in all high schools as "street law". So much for the school systems, both public and parochial. We might as well yank our children out and teach them ourselves because once the "street law" brainwashing takes affect, their lives and ours will be miserable...

... Mission District day care center children marching during May Day, chanting Communist slogans, so reports Forrest Fulton Co. D. If those day centers are receiving any tax revenue, the staffs should immediately be replaced by people who have the interest of America at heart. It's your move, politicians...

... Mike Miller from the Farmers Insurance Group (he advertises with the POLICEMAN) is looking for a police officer's wife to work 20 to 30 hours per week at the Mill Valley office. Call 383-7546...

... An Assistant Scout Master is needed for the Forest Hills Boy Scout troop. If interested, call Elliott Mackey 661-8942...

... Paul and Ramona Foster Co. D are breathing a lot easier now that Nicole, 6 lb. 15 oz. finally arrived 33 days late. Rich (Sheriffs) and Virginia (Communications) Campbell are also proudly announcing the arrival of Tara-Minon 7½ lbs...

... Rich Benjamin Co. A, sends the following note which must be shared in its entirety:

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... With the great need for new officers here in the city, active recruitment is now going on for officers from the San Jose Police Department. Why? Because they are well trained and are familiar with the field training officer program which originated in that City.

... Speaking of the Field Training Program. What should the veteran officer give the recruit during the training phase? The veteran should make the recruit feel competent (identify), secure (integrity) and professional (part of the group) for if the trainer does this, the successful recruit will be a great asset to all of us. So was the opinion of several veteran officers over dinner.

On Saturday, April 5th, Brother Bill Wright was suddenly and tragically taken from our midst. At the age of only 34, he drowned in a skin-diving accident.

Bill was a San Francisco native, who attended Lick Wilmerding High and the College of Marin before joining the Department at the age of 22. He spent time at Ingleside Station before his 10 years at Southern Station. In October of '79 he was appointed to the rank of Assistant Inspector. In January of this year he made the rank of Sergeant. At the period of his untimely death, he was attached to the Juvenile Division.

Bill was overjoyed by his appointment, as anyone who saw the constant smile on his face could attest to. He was a kind and compassionate policeman who never had a bad thing to say about anyone.

He is survived by his wife Carole, his daughters Karen, Jennifer and Katherine, his step-sons Don and Greg Flowers, his father Wesley Wright (Sergeant S.F.P.D. Retired) and his sister Nancy Woods.

He was a husband, a father, a true professional and he was my friend. If there is any consolation at this time, it is that he died doing something he loved and that he was at the happiest time of his life.

May he rest in peace, with the knowledge that he will always be remembered and respected by his fellow officers.

Jerry D'Elia



WILLIAM J. WRIGHT
Sergeant of Police

DECEASED

AVOID GAS RIP-OFFS

Travel season is here, and motorists, faced with gas prices which have increased 53 percent since last year, are being urged by the California State Automobile Association (AAA) to be on the lookout for any signs of gasoline rip-offs.

The culprits to look for in this type of highway robbery come in many forms — a carburetor in need of a slight adjustment of the air/fuel mixture, a dirty spark plug, a broken spark

plug wire, or other minor ignition parts which are not working.

The correction of these kinds of minor malfunctions increases fuel economy over 12 percent, on the average. When, in a few cases, a major problem is uncovered, such as a carburetor in need of overhaul or replacement, fuel economy can improve even more.

To help motorists spot these gas-wasters, the California State

Automobile Association is sending a mobile van throughout Northern California and Nevada to provide free fuel economy tests through its "Community Gas Savers Program."

The Community Gas Savers Van will be located at shopping centers in the CSAA's service territory, where trained technicians will perform a simple two-minute test on each vehicle. Although the Community Gas Savers Program (CGSP) is not specifically designed to tell motorists their miles-per-

gallon ratio, the CSAA technicians will, through exhaust analysis, be able to indicate the presence of problems that affect engine performance and fuel economy, as well as answer additional questions motorists may have on these subjects.

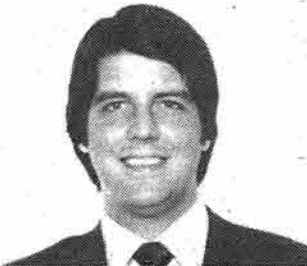
Motorists can learn of the program through their local news media or CSAA office, which will be notified in advance of the closest appearance of the Community Gas Savers Van. Participation in the free program will be on a first-come, first-served basis. AAA membership is NOT required.

Last year, with over 10,000 motorists taking advantage of the program, CSAA found that 35 percent of the cars had one or more malfunctions that caused poor fuel economy. The good news was that over two-thirds of these problems were easy and inexpensive to correct, many times requiring only a minor adjustment.

This year, after a preliminary run in Daly City, the CSAA summer campaign of the Community Gas Savers Program will begin in Los Gatos, California, on May 12th at the King's Court Shopping Center. It will then be making other Bay Area appearances through May, after which it will locate at over 50 communities in the 45 counties of Northern California and Nevada.

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... The Screening Committee of the POA is presently contending that IAB investigators cannot ask the question "Will you take a polygraph?" during an interrogation. As soon as the attorneys present a formal opinion it will be distributed via a bulletin...

... Communications Dispatcher Rose Galindo recently lost her voice to a bout with laryngitis. Numerous field officers commented that her golden voice was missing from the airways (too quiet) while her co-workers complained that the laryngitis had dampened her tremendous party spirit. We are happy to report that Rosie is now back on the channel nagging the troops and entertaining her co-workers...

Q50 SERGEANT APPOINTMENTS

On Tuesday, May 6, 1980, the following persons were sworn in as Q50 Sergeants:

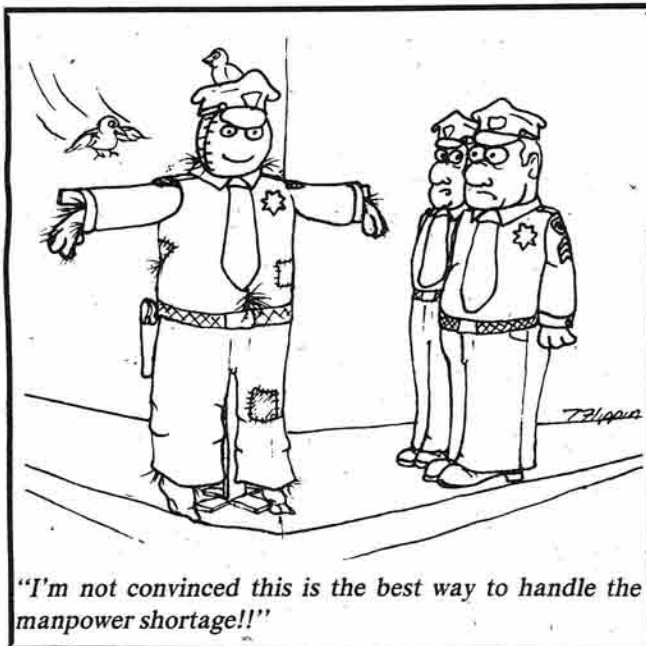
Joseph Allegro
John Ballentine
Roger Battaglia
Theodore Bell
Allan Bierman
James Brown
Raymond Carlson
Croce Casciato
Paul Chignell
Walter Cullop
Marvin Dean
Thomas Eisenmann
William Faust
Michael T. Ferrier
Michael Folena
Emile Fortenberry
Dennis Gustafson
Thomas Carew
Norbert Gutierrez
Donnie Hansen
William Hardeman



Bruce Lorin
Frank McCoy
James Meyer
Daniel O'Leary
Patrick O'Shea
Robert O'Sullivan
Glenn Pamfiloff
Robert Parenti
George Paulin
Thomas Petrini
Lawrence Price
Earl Rochlin
David Rodrigues
Prentice Sanders
Douglass Ramsey
Bernard Shaw
Donald Sloan
Richard Weick
Pelham Wilmerding

The swearing-in took place in the Police Commission Hearing Room. Family and friends were invited to attend.

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Reprinted S.F. Examiner, Jeff Jarvis

REPORTER, REPORT ON THYSELF: Channel 7's investigative reporter, Steve Wilson, just came out with a blockbuster. Brace yourself. It's a biggie.

He found out that cops park their civilian cars around police stations — in yellow, white and red zones and at expired meters. But they don't get tickets, they get to park free, and illegally. Gosh.

As soon as I found out that Wilson was working on this expose, I went wandering on the street, in search of illegally parked cars. I wandered by KGO-TV's offices on Golden Gate Avenue. And what should I find but eight cars with KGO press passes in their windows, all parked illegally, none with a ticket. Four were in white zones, one in a yellow zone, two in red zones and one at an expired meter.

The one at the expired meter was a 1979 blue Datsun Z. The press pass in the window was #47. That's the number assigned to a KGO reporter named Steve Wilson.

People in glass houses shouldn't throw blockbusters.

HONESTY: It so happened that while Wilson told his tale, Dianne Feinstein was sitting in the KGO studio. She was there to talk about her trip to Washington. Van Amburg said they didn't mean to "sandbag" her, but since she was there, they might as well ask her about the parking story.

And you have to give the mayor points. She admitted that even she parks illegally. In this city, who doesn't?

GRIEVANCES

by Grievance Committee
Paul Chignell, Chairman
Theodore Schlink, Secretary

Any member of the Association who may wish to submit a grievance, is encouraged to utilize the processing and representation services offered by the Grievance Committee of the POA.

All members are requested to use the format described below when initiating a grievance.

1. A brief statment of the grievance shall be submitted to the Grievance Committee by a grieving member's respective POA elected representative.
2. The grievance statment shall be reviewed by the Grievance Committee.
3. After recognition of a member's grievance, the grieving member's respective POA elected representative shall immediately and officially submit the grievance document to the San Francisco Police Department in the prescribed and approved manner.
4. A grieving member's unit representative will be assisted by a member of the Grievance Committee, in any and all phases, of the grievance prior to a disposition of the grievance.
5. The Grievance Committee members shall accept and represent only those grievances that must be adjudicated in a timely manner.
6. All other grievances will be handled by the member's representative in consultation with a Grievance Committee member.

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THE BILINGUAL BALLOT

by Supervisor Quentin L. Kopp

No other issue in recent memory has generated such massive constituent response as that prompted by the bilingual ballot matter which was under review by the Board of Supervisors this past month.

"I can't explain it but this thing just makes my blood boil," blurted one man who felt moved to call my office while on his morning coffee break. "It seems so unfair to expect us to pay for these ballot translations just because some people flat out refuse to learn the language of their adopted land," he continued.

This personal expression of an offended sense of justice and fair play sums up the general tenor of the phone calls and letters I've been receiving. It seems somewhat paradoxical that legislation which was initially intended to do away with injustice is now perceived as perpetuating more of its evils.

The Voting Rights Act of 1965, to which the bilingual ballot requirements were added in 1975, was originally designed to remove unfair and discriminatory qualifications for voting, such as the poll tax and literacy tests which were historically used to bar southern blacks from voting. In 1975, this Act was amended* to include the so-called bilingual provisions. These expressly prohibited English-only elections in those jurisdictions having language minorities comprising 5% of the population whose literacy level fell below that of the national average or where less than 50% of all eligible voters voted in the previous election. Adding insult to injury were the provision's restrictions of "language minorities to include only those languages indigenous to Asian American, persons of Spanish heritage, American Indians and Alaskan natives. No such protections were to be afforded to other foreign-language citizens such as Italians, Germans, Greeks, etc.

The whole concept of singling out selected groups for special governmental treatment is one which goes against the American grain, not to say the equal protection provisions of our Constitution. And it is on Constitutional grounds that the bilingual provisions can and ought to be challenged. First, they discriminate against members of other language minorities who, like those in the "protected" categories, would also find it more convenient to vote in their native language but for whom no similar opportunity is afforded. Secondly, under the terms of the Act no proof of past or present discrimination or interference with a groups voting rights is needed before requiring a jurisdiction to provide special assistance. The mere existence of a minority group comprising 5% of the population whose literacy level falls below the national norm is sufficient indication that the jurisdiction has committed some "wrongs" that it needs to correct — and correct at its own expense! (Note: No proof is required that members

of these groups are even literate in their OWN language.) Thirdly, the Act discriminates against English speaking voters who, while asked to foot the bill for this special assistance, receive no such benefits in return.

Now, amazingly, the City has been compelled to settle a suit brought by the United States Attorney which claims that not only must the City provide bilingual ballots in Chinese and Spanish, but that it must also actively recruit and solicit citizens who cannot vote in English.

The lengths to which the Registrar of Voters is obligated to recruit voters who presumably speak only Chinese or Spanish (even though they are citizens) is staggering, both in principle and in unnecessary costs to the taxpayer.

I fought unsuccessfully to force the City Attorney to defend San Francisco. The City Attorney repeatedly implored the members of the Board of Supervisors to settle the case on the United States Attorney's terms. (Shades of the alleged discrimination suit against the police department).

The ordinance directing settlement of this bizarre suit was adopted on a 7 to 4 vote. A veto by Mayor Feinstein could put a stop to such silliness.

*by then Senator John Tunney.

PEOPLE AND PRODUCTIVITY

by L. Davis Almand
Secretary to James Ryan
Deputy Chief of Police

There has been so much written about the alleged "non-productive" American worker that I believe someone should speak frankly about the subject.

Judging from my own observations and experiences during the past 20 years of working in private industry and in government, I would say the largest single factor in relation to poor productivity is the near-total lack of employer appreciation for hard-working people.

One of the greatest problems in our economic system is the private employer's unscrupulous habit of trying to get as much work out of the employee as possible, without allowing the employee to make money or achieve a better position.

It happens so often in corporations and in government that the people who work merely get more work, while the do-nothing favorites get the promotions. If an employer finds out that an employee is highly energetic and competent, he will often try to bully the employee into doing extra work without being properly paid. This is why so many companies have such bad morale and such poor production levels.

A great deal has been written about the "lazy" worker, but very little has been said about the do-nothing figurehead executive, the incompetent manager or supervisor who achieved his or her job through favoritism instead of ability.

Anyone who has ever had to sit through one of those executive-whisper-non-stop-talk routines knows that executives themselves are often responsible for production slowness.

Corporations blame the unions for pushing up costs and creating inefficiency, yet the corporate refusal to fire incompetent executives and managers is the real reason for inefficiency and financial loss.

People are not in business to enjoy their lovely surroundings, or the charming companionship of managers and supervisors — they are there to get the job done and make money.

People often talk of the low productivity of government workers, yet there are hundreds of bureaucrats at every level of local, state and Federal government who draw \$45,000 to \$65,000 a year for doing practically nothing.

So far as police work is concerned, the bureaucrats sit in their air-conditioned offices and talk (about all they ever do) of "police productivity" and "police efficiency." I'd like to put a few bureaucrats in uniform and send them into the streets on a dark, rainy night. How long would they last?

If corporations and government bureaus want to improve the productivity of their employees I suggest they learn to appreciate productive people.

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REBUTTAL

by Commissioner Jerry Levitin

In response to Inspector Bowman feeling that the system of protesting traffic tickets in open court is an attempt to embarrass police officers in a public hearing, let me say emphatically that the Municipal Court nor I intend to embarrass any segment of the citizens of San Francisco or its workers.

Inspector Bowman came to me with a parking ticket representing not his own ticket or a fellow police officer but a ticket given to a witness that helped the police in identifying a defendant.

He was told by his own police department that he would have to appear in open court like everyone else (including other state law enforcement agencies, presidents of corporations, judges, supervisors - who regularly appear before me). Not accepting his supervisor's advice, he chose to contact the clerk's office and was again told he had to appear in open court.

Again not choosing to take this advice, he came into my chambers when I was not present and waited for me to "adjudicate the ticket." When I arrived with a full courtroom of people patiently waiting to protest their tickets, Bowman explained his circumstances surrounding the ticket - I told him that no ticket is ever adjudicated in my chambers.

Two years ago Chief Gain had approved the present system of San Francisco police coming before court. Chief Con Murphy has recently approved of this procedure also. I don't feel Inspector Bowman has thought out what would happen if we allowed certain "privileged individuals" to come into my chambers for a "hearing". If we allow police, what about firemen, government officials, city assessors, city plumbers, etc. Hundreds of thousands of citizens work for the City. I have and will always be against star chamber proceedings. No one should get special privileges nor should a court accept a statement of any individual not under oath in adjudicating a matter.

His comment concerning my dismissal of two tickets before him infers that I am lenient. Only 3% of all parking tickets are protested before my court. Human error is 3 to 4%. Traffic court is not a collection agency. It is a place where citizens, frustrated with the parking condition of San Francisco or honestly receiving an invalid ticket, may seek relief - including Inspector Bowman.

There are over 80,000 parking tickets given a month. If Room 100 were to write their protests, I would have to read 18,000 letters a month which would be an impossible task.

I established the instant hearing protests where you arrive at the Hall of Justice and within one hour, you are heard by me. There is no faster system of justice that I am aware of.



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ASSEMBLY PANEL REJECTS POLICE REVIEW BILL

Reprinted S.F. Chronicle

Legislation that would create some local commissions to review police conduct got no support from an Assembly committee that heard a statewide police group make an unusual attack on the Berkeley Police Department.

Al LeBas, lobbyist for the California Peace Officers Association and California State Sheriffs Association, made his comments after a member of the Berkeley Police Review Commission claimed success for the six-year-old commission.

LeBas said, "This additional harassment of police has resulted in Berkeley going from one of the finest police departments in the state, mid-sized, to one of the worst."

LeBas, whose organizations represent management-level officers, said there had been a "mass exodus of officers" from the Berkeley department.

The statements were disputed by representatives of the Berkeley Police Department and Police Review Commission.

The bill by Assemblywoman Maxine Waters, D-Los Angeles, in its original form would have required every city and county to establish an advisory citizens' commission to review the actions of police and sheriff's officers.

Such commissions have been established in several California cities, and a ballot measure is pending to create one in Los Angeles.

Waters amended the bill to require commissions only in areas where local authorities - prosecutors, a judge, a police commission or the police department itself - had found that more than 3 percent of the killings by police were unjustified.

Despite the change, the bill didn't win a single vote from the Assembly Local Government Committee. Five members voted against it.

"I think the police have enough problems around the state dealing with these crazy court decisions that are handed down," said one opponent, Assemblyman Carmen Perino, D-Stockton. "They don't need another review board looking down their throat."

Peter Hagberg, a member of the Berkeley Police Review Commission, said such commissions are needed because of "an increasing gap between the perceptions of police . . . and citizens."

Since the Berkeley commission was formed, he said, both the crime rate and the number of claims against the city alleging police misconduct have dropped.

Both Hagberg and Dick Berger, spokesman for the Berkeley Police Department and head of its Police Officers Association, denied that the commission had prompted officers to resign or ruined the department's quality.

"We still think we're one of the better department," Berger said. He said there is "not a cordial relationship, but not necessarily an adversarial one" between the department and the review commission.

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AUTO CLUB PRESIDENT CALLS NO-FAULT AUTO INSURANCE INITIATIVE "SECRET"

"One of the best kept secrets in Northern California." That's the way Richard V. Patton, president of the California State Automobile Association describes the California Consumers No-Fault (auto insurance) Initiative petition currently being circulated throughout the state.

The president of the nearly two-million member auto club voiced the opinion that after more than a decade of almost continual legislative study and deliberation without any resulting substantive action, the time has come to let the people of this state make their own decision regarding the future of no-fault automobile insurance.

Patton adds that since 1970 Californians have constantly indicated a desire for change in the writing of auto insurance, or as those familiar with insurance processes phrase it, "tort reform."

A recent telephone survey, conducted by CSAA, found that 98 percent of a representative membership

segment were not aware that a petition to place a no-fault initiative on the November ballot is being circulated, even though 75 percent of those queried said they favored having the proposition on the ballot.

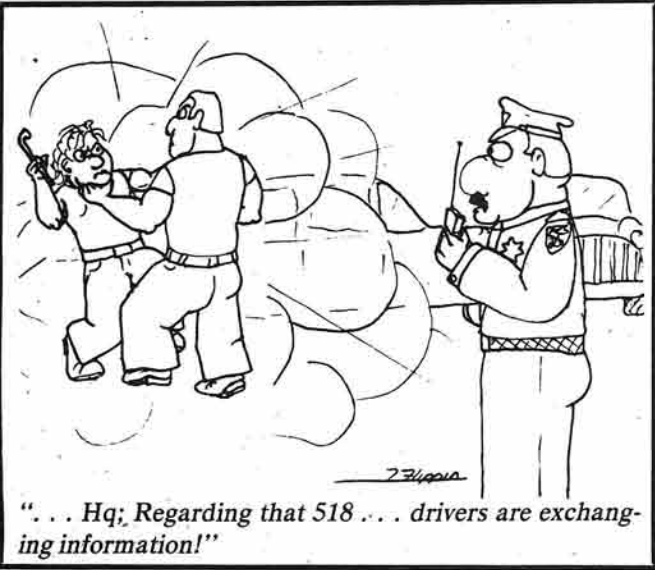
"Without a sufficient number of signatures, the issue will not even be presented to the people," said Patton.

"Regardless of the ultimate outcome, our present objective is simply to get the issue on the November ballot," Patton added.

The association's membership includes the 45 counties of Northern California.

In order to have the issue placed before voters this fall, 346,000 valid signatures are needed on petitions before May 15.

Registered voters are encouraged to seek information regarding the California Consumers No-Fault Initiative by contacting the manager of any of the 56 district offices maintained by the California State Automobile Association in this state.



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HELPING A FRIEND

by Mike Conway, Co. D

The biggest responsibility a cop has, and the greatest gift he has as a policeman, is the man walking or riding next to him. For the eight hours they are together, they share some of the intimate sides of their lives.

What if that man next to you is in crisis, i.e. a drinking problem, the process of divorce, or having financial difficulties? What is your responsibility? It is to listen, to listen and to listen. Then, maybe share some similar difficulties you have encountered. That is also part of the responsibility of the P.O.A. To listen and if possible, to refer.

A gentle nudge from you to give the P.O.A. a call could mean the resolution of the crisis.

Jack Ballentine, Croce Casciato and Al Benner have taken the responsibility of establishing a program that was formerly located on the 5th floor but now is in the hands of the P.O.A. So, if the officer next to you is in crisis, give him the nudge.

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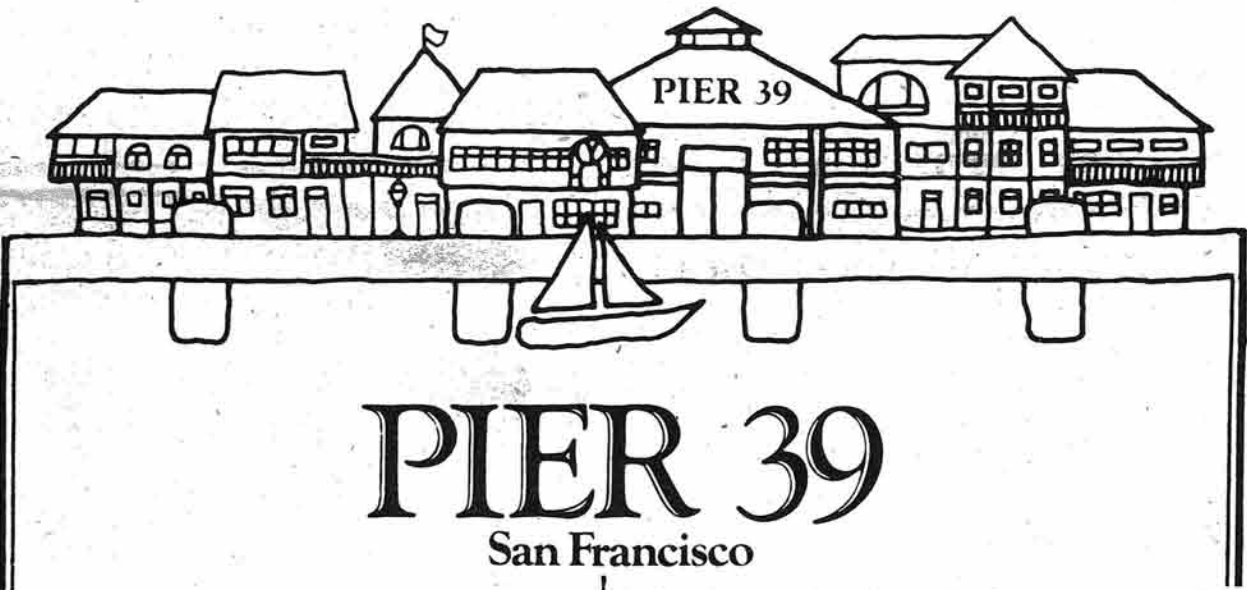
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Blood Helped

Dear Sir:

I felt I should write to you to express my feelings of gratitude and relief for the efforts of both Al Casciato and Tom Vigo in getting the blood that my mother recently needed.

I can't describe to you the feeling I had when I received a 901 to call my father at the hospital and when he informed me that my mom needed blood and maybe if I could ask some of my friends to donate. I was thinking of who to call when I remembered that I once heard that the POA had some kind of blood program.

I phoned the POA and was able to get in touch with Al Casciato who, after hearing my request, dropped everything he was doing and with the help of Tom Vigo, was able to arrange for the blood that my mom needed. When Al told me to tell my dad that there wasn't anything to worry about, that the POA would take care of everything, I felt very relieved and very happy that I belonged to such an organization that would have this type of program for its members.

The gift of blood should never be under-estimated. When my mother found out that the POA was providing her with the blood that she was going to need, it made her feel very good, which made my whole family feel good. My girlfriend, my father and I all went to Irwin Memorial the next day to donate and hope to become regular donors to the POA blood account as I now realize the value of such an important gift.

Once again, from my family and myself, I would like to thank the POA and all those who have donated their blood to this special purpose.

Thank you,
Bill Carle
Co. B

I wish to thank you for your prompt response for blood for my wife, Mora Carle, during her recent need and also to the men that donated for replacements. It's a wonderful feeling to have such friends.

Sincerely,
William P. Carle

Tear Gas

Dear Chief Murphy,

I recently went to the tear gas class that the police union is sponsoring and would like to take this opportunity to let you know how very well run the program is. Officers Sullivan, Ballentine and Wright are doing a great job. They are a credit to the force.

Sincerely,
Edan Hughes
San Francisco

Gentlemen:

Just wanted to take a minute to thank you for giving the MACE class the other night at Mt. Zion.

I have talked to a lot of the people there and they all agree that the class was very worth while and interesting.

I would like to thank you for all the help you gave me in setting up the class. Everyone I spoke to in regard to this class was very nice and helpful.

It was very nice to meet all of you.

Sincerely yours,
Kathy Morris
San Francisco

A Friend

Dear Bob:

I am writing this letter to you for a two-fold purpose. One is to compliment you and your organization for the excellent image you are conveying to the public, which is helped in no small part by your rapport with Chief of Police Cornelius Murphy.

The second reason is to use your paper as a medium to express my thanks to a member of the P.O.A. whose name is Joseph Engler, Jr. from Mission Station. He and his partner, whose name I did not get, are certainly representative of the fine men in your organization and they did their job very well when I had occasion to call them.

I've been a friend of the police department for many years and will continue to be. I just thought you would like to know.

Continued Success,
James J. Argyris
San Francisco

Professional Newspaper

Dear Bob:

A member of the SFPOA recently sent me a copy of the San Francisco Policeman. Congratulations on an informative, professionally done publication. I am interested in receiving it on a regular basis. I suggest that we exchange subscriptions as soon as possible. Let me know if you are interested and I will add your name to our subscription list.

Enclosed are some sample copies of POLICE PRODUCT NEWS for your inspection. I hope to be hearing from you soon.

Sincerely,
Denny Fallon
Editor
Police Product News
Carlsbad, California

Editor
S.F. Policeman

I should like to compliment your newspaper and your reporter Gale W. Wright for a most excellent story (April 1980 P. 18) on roller skating in Golden Gate Park. It is as fine a piece of photo-journalism that I have seen in many a day. The article certainly should be seen and read by every San Franciscan who has a deep love and concern for the beauty of Golden Gate Park.

I clipped the story and mounted it on a 14 x 22 inch piece of black poster board and then covered it with clear plastic contact paper so the story could be passed from hand to hand without damage. The Senior Citizens (135 members strong) meet at the Eureka Valley Recreation Center and their voice is strong. Wednesday I will show your story to them and hopefully they will forward a strong letter to City Hall.

Sincerely,
Mrs. Marjorie D. Martin
Candidate for Central
Committee
16th District

POA Representation

Dear Bob:

My family and I would like to express our sincere appreciation to you and the Board of Directors of the San Francisco Police Officers' Association for your support during the most difficult time of my police career.

I would be remiss if I didn't tell you of the very fine representation of Mr. Stephen Bley, the attorney that you and the Board provided for my defense. Mr. Bley did an outstanding job in defending me, the proof being that the charges against me were discharged in a court of law.

I must admit that I, like so many other members of the P.O.A., take the Association for granted, not thinking too much what it stands for or what it does for its members. I guess I thought like so many others that it was always the others that needed the P.O.A.'s services. Well after 22 years, I found out different. The Association and their Attorney Mr. Bley didn't turn their backs on me but did everything in their power to help me over this last year and a half. Thank you once again.

Sincerely,
Harvey G. Harrison
Sergeant of Police

Dear Bob Barry and Members of the Board of Directors:

Gentlemen, my deepest and most sincere thanks to each and every one of you for your help and understanding during a very trying time for my family and I. We realize the hard work and efforts that were applied by the membership in helping us achieve our victory.

I feel Stephen Bley did an outstanding job for us.

Once again, Gentlemen, my family and I wish to express our deepest and most sincere "thanks" for your hard work and support.

Yours truly,
Harold F. Winkler

Law

Dear Friends:

It has been brought to our attention that a number of officers in your association may be interested in attending law school in the future. Golden Gate School of Law is fully accredited by both the American Bar Association (ABA) and the American Association of Law Schools (AALS). We are housed in a new facility with a law library containing over 100,000 volumes. In addition, we have one of the best faculties in the area. We offer both full-time and part-time (evening) courses.

I have enclosed a poster and request forms for your use. We are still accepting applications for Fall, 1980. We will also accept the April 10th LSAT. Applications for 1981 will be available in early October of this year.

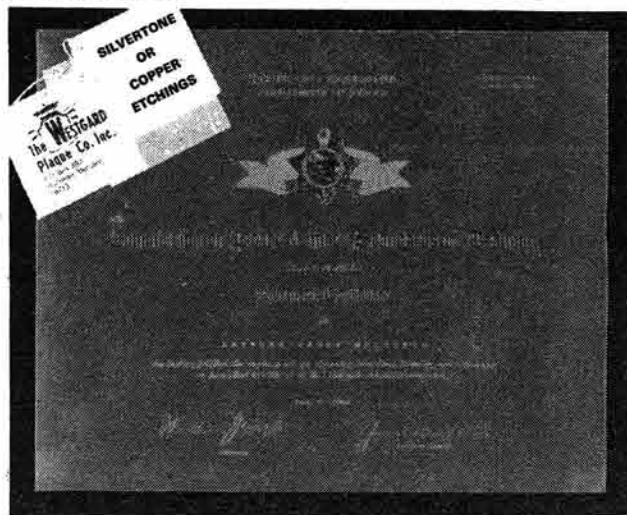
If you have any further inquiries, I would welcome you to call me directly at 442-7257. Thank you for your cooperation.

Sincerely,
Ed Tom
Director of Admissions
Golden Gate University
San Francisco

Westgard Plaque Co.

Dear Bob:

Enclosed is the etching of the diploma I spoke to you about and if anyone is interested in having one made up, have them send their diploma or whatever they want etched to us by Certified Mail and their cost would be \$37.50 each.



(Sample can be seen at POA office.)

The etching of the clock is my gift to the S.F.P.O.A. in appreciation for all of the help and information given to me over the years. I really appreciate your time and help in getting my pension straightened out.

Thank you again Bob.

Ray Westgard
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MEDAL OF VALOR AWARDS

The Awards Committee met in Room 551, Hall of Justice, on Friday, March 28, 1980 at 0930 hours in regular session.

PRESENT:

Commissioner Jo Daly, Chairperson
Deputy Chief of Investigations George Eimil
Deputy Chief of Field Operations James A. Ryan
Deputy Chief of Administration James P. Shannon
Commander of Patrol Raymond J. Canepa
Captain Charles A. Schuler
Captain Edmund J. Cassidy
Captain Joseph M. Flynn
Captain Joseph T. Lordan
Captain Charles F. Ellis
Captain William E. Koenig
Captain Merritt R. McKevitt
Captain George G. Rosko
Captain George P. Jeffery
Captain Robert M. Mucci
Captain Kevin J. Mullen
Captain John A. Mahoney
Captain Joseph E. Buckley
Captain Robert C. Seghy

GOLD MEDAL

POLICE OFFICERS DANIEL B. BODEN AND ROBERT W. DONSBACH

For services rendered on Sunday, April 1, 1979, at 0014 hours, having been assigned to a plainclothes stakeout of the Viking Sandwich Shop, 1418 Lombard Street, observed a suspect, whose description matched that of a suspect wanted in a string of robberies, enter the premises several times during the night and this time proceed directly to the cash register producing a .45 caliber automatic from the right side of his body. The suspect, upon being confronted by the officers, darted to the rear of the store where he took cover and aimed his weapon at the officers when they pursued. The officers without cover and hopelessly in the suspect's line of fire, fired at the suspect and the suspect dropped his weapon to the floor. The suspect then reached into his pocket but was stopped from doing so by Officer Boden. Officer Donsbach then picked up the suspect's weapon, which was cocked with the safety off, from the floor. An ambulance was summoned and the suspect subsequently expired from his wounds. The termination of this suspect's career brought about the clearance of numerous armed robberies in the Northern District.

SILVER MEDAL

POLICE OFFICERS PETER L. CANAAN AND MICHAEL A. MC ELLIGOTT

For services rendered on Sunday, May 6, 1979, at 2233 hours, when they responded to Aquatic Park and Muni Pier in response to a broadcast of a female with a knife attempting to commit suicide. When the officers arrived the female suddenly stabbed herself and then jumped into the bay. The officers disregarding their own personal safety jumped in after her. Each time they approached her she would lash out savagely with the knife. After drifting approximately 200 yards off shore, they were finally able to get behind her and grab her. The three were finally pulled from the bay by the Coast Guard.

Note: POLICE OFFICER ALEX E. FAGAN received a Bronze Medal for his efforts in this incident.

POLICE OFFICER MICHAEL T. DEMPSEY

For services rendered on Wednesday, August 23, 1978, while off duty and in civilian dress and enroute to his job assignment, observed two males, one appearing to be chasing the other. The male being chased, an NMA, had what appeared to be a purse tucked under his arm. After evaluating the situation, the officer joined the chase and caught the suspect and identified himself as a police officer, but the suspect began to scream loudly, and struggle furiously, attracting the attention of other NMA's nearby. All at once, Officer Dempsey and the man who originally gave chase to the suspect were attacked by twenty persons. The officer, attempting to maintain control of the suspect, was repeatedly punched and kicked about the body and head. Officer Dempsey, and the citizen involved in the chase, had to be hospitalized as a result of these beatings. Officer Dempsey observed a felony in progress and made every effort to apprehend the suspect. He could have remained anonymous but he went beyond the call of duty to apprehend the felonious suspect.

POLICE OFFICER CHARLES M. COLLINS

For services rendered on Tuesday, May 8, 1979, at approximately 1230 hours, while off duty, unarmed, and outside the City limits, knowingly and willingly joined in the pursuit of armed robbery suspects who had just robbed a jewelry store at gun point in San Bruno. At the completion of this incident three suspects were taken into custody, three fully loaded weapons were confiscated and \$20,415 worth of jewelry was recovered.

POLICE OFFICERS WILLIAM M. HERNDON AND WALTER L. PINOSKY

For services rendered on Friday, June 15, 1979, at 1530 hours, when they arrested two suspects who, using a vehicle as a weapon, attempted to run down both officers. After the suspects were taken into custody, it was learned that they had been escaping from a 211. They had employed a sawed-off shotgun in a residential robbery at 1152 Guerrero Street, during which they assaulted and terrorized a young woman.

POLICE OFFICER MARSHALL E. WONG

For services rendered on Tuesday, June 12, 1979, at 2028 hours, when he responded to 2801 Jones Street, and observed an armed suspect, he immediately recognized as a Chinese gang member holding a weapon to the victim's head. Officer Wong identified himself as a police officer and immediately took action by placing himself between the victim and the armed suspect. The suspect with his weapon now trained on the officer, charged into the officer in an attempt to disarm him. A furious struggle ensued and the officer was successful in disarming and arresting the suspect.

BRONZE MEDAL

LIEUTENANT CHARLES F. BEENE, SERGEANT JAMES A. DACHAUER, POLICE OFFICER DAVID L. FONTANA

For services rendered on Sunday, April 22, 1979, while on duty and on foot patrol in the area of the 1200 block of Eddy Street, had their attention drawn to a suspect who, armed with an automatic pistol, fired into the entrance of 1265 Eddy Street, causing a woman and small children milling about the entrance to commence

screaming and fall to the ground. The officers yelled at the suspect to drop his weapon but he responded by turning and pointing his weapon at the officers. The officers showed tremendous restraint in not firing as the woman and children were in the line of fire. The officers continued to call to the suspect to drop his weapon, however, after a very tense period of time he finally dropped the weapon and was then taken into custody.

POLICE OFFICERS MICHAEL W. MC NEILL, LARRY A. PIOL, PATRICK J. WHITE AND ARTHUR L. CONGER

For services rendered on Wednesday, May 2, 1979, at approximately 1835 hours, when they responded to a "904 Code 3" at the Bart Plaza at 24th and Mission Streets and apprehended a crazed suspect who was engaged in a wild struggle with a Bart Police Officer for possession of the officer's gun. During the see-saw struggle for control of the weapon, the suspect's right index finger was observed to be on the trigger and the muzzle alternately pointing at the officers and the crowd that had gathered. Finally, with great difficulty, the officers gained control of the weapon and took the suspect into custody.

POLICE OFFICERS GEORGE F. MC DONALD AND ROBERT P. O'SULLIVAN

For services rendered on Wednesday, May 9, 1979, when they responded to 3408 Clay Street, and completed a stolen auto report. Shortly thereafter they heard a broadcast of an armed robbery of a bank which had just occurred at 5500 Geary with the description of the suspect and auto matching that of the suspect in the stolen auto report they had taken. The officers searched the area and apprehended the suspect boarding a Muni bus at Pacific and Presidio Avenues. When confronted by the officers the suspect attempted to draw a .380 automatic from his waistband but was quickly prevented from doing so. All proceeds from the robbery were recovered from the suspect and he was positively identified by the victims.

MERITORIOUS CONDUCT

POLICE OFFICERS ROBERT F. MARTINEZ AND MICHAEL E. CONNORS

For services rendered on Tuesday, March 13, 1979, at 0645 hours, when they, after a painstaking and thorough investigation, apprehended a robbery suspect in the suspect's apartment at 1871 Sacramento Street. Evidence was also located in the apartment linking the suspect with the robbery of two pharmacies. The suspect was then booked for warrants charging two counts of robbery and three counts of assault with a deadly weapon.

INSPECTOR CLARENCE W. SMITH

For services rendered on Wednesday, June 6, 1979, after conducting an excellent criminal investigation, arranged for a stakeout of pawn shops on 6th Street, and on June 6, 1979, apprehended two suspects who were responsible for the theft of approximately \$200,000 worth of watches and jewelry. Sixteen burglary cases were also cleared by this arrest as well as the recovery of approximately \$25,000 in merchandise.

Willie E. Frazier, Secretary
THE AWARDS COMMITTEE



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W. A. MARKELL

VOTE NO ON K

Proposition K would establish a hearing officer to hear and determine requests for disability leaves, disability retirements or death allowances.

This Charter Amendment would remove those responsibilities from the present seven member Retirement Board and would place the entire responsibility on the

shoulders of one individual. What would you rather have — a board of seven members viewing your case with some objectivity, or one individual (paid by the City) determining your fate?

Listed below are some of the arguments against Proposition K:

VOTE "NO" ON PROPOSITION "K"

Proposition K will not reduce the number of disability retirements awarded to our city employees by the present Retirement Board. It will, however, place an additional financial burden of the city by creating an entirely new layer of government with an undeterminable cost to the taxpayer. It is time that our elected city officials start to realize that our citizens want less government, not more red tape and a bigger deficit.

True, pension costs for our municipal employees have been high, but you, the voter, substantially reduced those costs in the 1976 General Election by adopting a ballot measure that completely reformed the pension system and reduced, by great numbers, the amount of disability awards. The Retirement Board, consisting of three city employees, three appointees of the Mayor and the seventh, the President of the Board of Supervisors have been entrusted with the responsibility of following your dictate to reduce the cost of government. The present system is working and working very well.

If the proponents desire their proposed hearing officer to disallow a certain number of legitimate claims, their desire is most unjust to the injured employee and will most certainly be remedied in the courts at a high litigation expense to the city.

The proponents also fail to advise you that no other city in the country provides this type of process, because no one individual can possibly offer the objectivity that is necessary in determining a disability award. The decision of one individual would certainly be replete with all the natural bias inherent in anyone of us.

Let's be fair! Vote No on Proposition K.

Michael S. Hebel
Attorney-at-Law

ARGUMENT AGAINST PROPOSITION K

The authors of the current Charter language governing the organization of the Retirement Board designed it expressly to reflect a balanced, just, and democratic representation of the rightful parties at interest in the administration of the Retirement System. Employees, as the sole expressed beneficiaries of their fund, are provided fair representation by 3 of their own, while the City, unquestionably the major benefactor, has always been provided the upper hand, with 4 representatives. Despite such a clear weighting against the employee, which City employees have never questioned or contested, apparently the odds of 4 to 3 are not enough.

This proposal for an allegedly impartial hearing officer, to serve at the pleasure and on the payroll of the City, a method unheard of elsewhere, and one which would be disavowed by professionals throughout the field of arbitration and mediation, will accomplish, one purpose only; namely to insure that yet another barrier is erected against the employee to deny him or her a fair and impartial review, when the circumstances of their employment have injured or disabled them for the remainder of their lives.

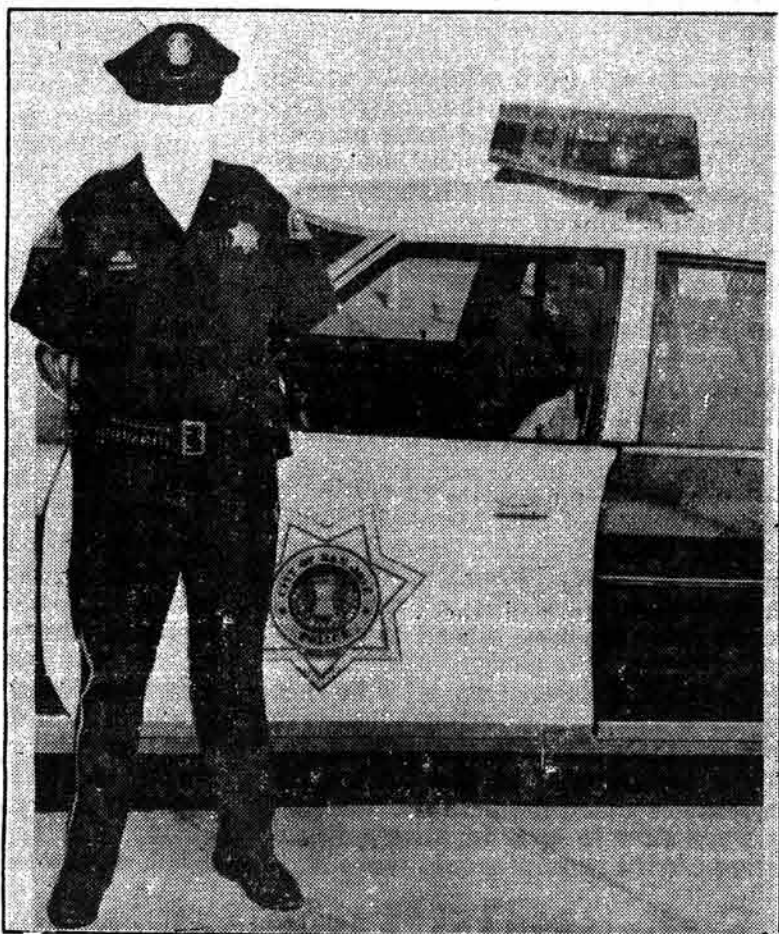
The review of compensation for those in such circumstances is an appropriate and legitimate right of San Francisco voters; the perversion of a fair and just process into a mechanism subject to political manipulation is treachery and violative of the fundamental rights of anyone who must labor for another.

VOTE NO ON PROPOSITION "K".

Submitted by
William F. Kidd
Former Trustee, S.F. Retirement Board

VOTE NO ON 9

They're Disappearing Like Magic!



Resignations from long-time San Jose police officers are occurring in epidemic proportions at the department. And they are a direct result of a lack of a realistic and competitive wage.

Would you work for the San Jose Police Department when you could earn more money being a peace officer in Palo Alto, Sunnyvale, Los Altos, Santa Clara, Milpitas, or for the Sheriff's Department?

We ask that you, the citizens of San Jose, establish your priorities and to express them to your city officials.

Sponsored and paid for jointly by the
San Jose Police Union, Local 170 and the San Jose Peace Officers Association

Courtesy of Sgt. Lou Barberini, Co. I

VOTE NO ON JAWS II

I am writing to ask your support for an effort that is underway in California to defeat Proposition 9. This is another ballot tax cut initiative sponsored by Howard Jarvis, the author of Proposition 13 and the self-styled leader of the "tax revolt."

The initiative would cut California's progressive income tax in half and freeze the new rates into the State's Constitution, about 40% of the tax relief or some \$2 billion would go to the wealthiest 5% of Californians. Workers, the poor, the elderly and minorities would get very little in terms of tax relief and will suffer severely from the public service cut backs, job losses and new and unfair taxes that will result.

As important, passage of this initiative in California would give added nationwide ammunition and credibility to those who simplistically link the nation's problems to government activities and programs that protect workers and consumers and provide the jobs, the facilities and the services that are essential to people and to progress.

The AFL-CIO Executive Council, at its February 1980 meeting, adopted a statement strongly opposing Proposition 9. The statement pointed out:

"We reaffirm our opposition to tax cuts which provide windfalls to the wealthy, rig the tax structure even further against low and middle-income workers and hamstringing the ability of government to provide necessary services."

A coalition backed by the labor movement has been formed in California to defeat Proposition 9. Recent polls show that there is a good chance to win this battle if funds are available to support a direct mail and TV campaign explaining the real issues to the people of California.

Any support you can provide for this critical fight will be greatly appreciated. Please send your contribution to: "Lab or Committee Against Proposition 9", in care of John F. Henning, Executive Secretary-Treasurer, California Labor Federation, AFL-CIO, Suite 310, 995 Market Street, San Francisco, California 94103.

Fraternally,
Lane Kirkland, President
American Federal of Labor and
Congress of Industrial Organizations

SUPPORT O, P, Q, R AND S ON THE JUNE BALLOT

The Human Services Revenue package on the June 3 ballot is designed to bring in \$53.7 million and to maintain city services at present levels, assuming Proposition 9 is defeated. It consists of Propositions O, P, Q, R and S. Propositions O, Q, R and S require a two-thirds vote for approval.

Proposition O increases the city's hotel tax from 8 to 9.75 percent. It will raise some \$5-million to pay for essential city services. The hotel tax is not paid by San Franciscans, but by visitors to our city, for services the city must provide. The hotel industry, labor, business support the increase. It requires a two-thirds vote. No arguments were submitted against it.

Proposition P which accounts for nearly half the total — \$26-million — is simply a change in the schedule for paying off pension costs. Proposition P proposes to do it in 20 years. This means we will have to pay less each year and, assuming inflation continues — with "cheaper" dollars. It also means that during this first year, the city will save \$26-million. It's a conservative approach to pension funding. Well-managed corporate pension funds often spread the burden for the corporate share of the pension contributions over a 25 to 30 year period.

Proposition Q will raise the gross payroll tax from 1.1 to 1.5 percent, and make similar changes in

the gross receipts tax. It will raise some \$17-million annually. The Chamber of Commerce, as well as labor, supports Proposition Q. We recognize that business must pay its fair share of the cost of providing services. The full tax package will maintain the kind of city in which business can continue to grow, flourish, and provide jobs for San Franciscans. All segments of the community support Proposition Q. It requires a two-thirds vote.

Proposition R will reinstate the 25 percent tax on parking facilities. It will raise some \$5-million. Commuters who drive to San Francisco must pay their fair share, just as business, labor, and city residents do, in order to maintain city services. San Francisco becomes a city of nearly 1-million people during the daytime. These temporary residents demand, and use, the same services — police, fire, hospitals, streets, etc., as the rest of us do. They should pay their share. It requires a two-thirds vote.

Proposition S is a surcharge on city-owned parking facilities. It will raise \$2-million. Its objective is the same as that of Proposition R — to let the commuter pay a fair share of the burden for providing city services. It requires a two-thirds vote.

Support for the entire package — O, P, Q, R, S — is essential to maintain San Francisco's city services.

SUPPORT O, P, Q, R AND S

The Board of directors of the POA urges your full support for the above propositions.

San Francisco is facing a substantial deficit for fiscal year 1980-81 unless additional revenue is generated through these tax measures.

The business community, represented by the Chamber of Commerce, is fully supportive of this revenue package. Additionally, the San Francisco Labor Council and a substantial number of our elected officials are behind these measures as well.

Should these propositions fall short of the two-thirds vote needed and Proposition 9 passes, the city will be faced with some very difficult decisions in the months ahead. Specifically, the Police Department could very well lose a vast number of civilian positions which would require police officers to take up the slack in the Hall of Justice and district stations. The net result would then be less patrol and less protection for our citizens.

Your support for these measures would be greatly appreciated.

Robert F. Barry, President
San Francisco Police Officers' Association

POA ENDORSEMENTS

Primary Election — June 3, 1980

On Saturday, April 12th and Monday, April 14th, members of the Board of Directors interviewed the below listed candidates running for public office. On Tuesday, April 15th, the Board of Directors convened and made the following endorsements:

SUPERIOR COURT #1

(Endorsed) Raymond J. Arata, Jr. - Municipal Court Judge
Estella W. Dooley - Public Defender

SUPERIOR COURT #2

(Endorsed) William Mallen - Deputy City Attorney
Richard P. Figone - Municipal Court Judge

MUNICIPAL COURT

(Endorsed) Ina L. Gyemant - Deputy State Attorney General
Jerry Levitin - Traffic Commissioner
Phillip J. Moscone - Deputy City Attorney
V. Roy Lefcourt - Public Defender

5TH SENATE DISTRICT

(Endorsed) Milton Marks (R) Incumbent
Eric Garris

16TH ASSEMBLY DISTRICT

(Endorsed) Art Agos (R) Incumbent
Larry E. Jenkins (R)
Justin Raimondo (L)

17TH ASSEMBLY DISTRICT

Willie L. Brown, Jr. (D) Incumbent
Thomas J. Crary (R) Assistant District Attorney
(No Endorsement until General Election)

18TH ASSEMBLY DISTRICT

(Endorsed) Leo T. McCarthy (D) Incumbent
Thomas F. Gede (R)
Mark Pickens (L)

5TH CONGRESSIONAL DISTRICT

John Burton (D) Incumbent
Dennis McQuaid (R)
(No Endorsement until General Election)

6TH CONGRESSIONAL DISTRICT

Phillip Burton (D) Incumbent
Bob Barnes (D)
Tibor Uskert (D)
Tom Spinoso (R)
Gordon A. Boyer (R)
Roy A. Childs (L)
(No Endorsement until General Election)



Incumbent
Superior Court #1
Judge Raymond J. Arata, Jr.



Candidate
Superior Court #2
William Mallen



Candidate
Municipal Court
Ina L. Gyemant



Incumbent
Senator
Milton Marks



Incumbent
16th Assembly District
Art Agos



Incumbent
18th Assembly District
Leo T. McCarthy

NEW BEACHCOMBER CLUB CARDS AVAILABLE!

Looking forward to the Springtime and going to the beach? Thinking about a reasonably-priced outing at an amusement park? Well, now you can have both at Santa Cruz Beach Boardwalk!

By presenting your Beachcomber Club card, now available from the SFPOA Office, you'll receive a \$1 discount off the regular \$6.50 price for all-day, unlimited-ride wristbands.

Special Beachcomber Club ticket books can also be purchased for \$4.25 by those planning a shorter stay. These discount books, which are sold only to Beachcomber cardholders, contain \$6 worth of ride tickets, plus bonus coupons good for discounts at selected Boardwalk restaurants, shops and games. With these bonus coupons, the book becomes a \$10 value.

Featuring 20 major rides and 4 kiddie rides, the Boardwalk really does have something for everyone. Its Giant Dipper roller coaster, built in 1924, is currently ranked among the world's top ten coaster rides. The park's 1911 Merry-Go-Round, created by Danish woodcarver Charles Looff, is a perennial family favorite.



Under a program of constant modernization, the Logger's Revenge flume ride was added in 1978 (replacing the Wild Mouse), and this year the Haunted Castle was completely reconstructed with all-new animation, lighting, sound and some unique special effects including the use of laser beams.

In addition, there are 20 games of skill including milk bottle toss and skee roll, and more than 300 electronic games distributed among three arcades. Specialty shops abound at the Boardwalk offering everything from salt-water taffy, stuffed animals and hand-carved candles, to name-brand shirts, swimsuits and sandals.

Santa Cruz Beach Boardwalk is located in Santa Cruz, 75 miles south of San Francisco, and is open daily during the summer (May 23 through September 7), and operates on the weekends all year 'round.

Plan on visiting the Boardwalk soon! Enjoy the surf, sun and all of the exciting rides for one low price! To obtain your Beachcomber Club card contact the SFPOA Office, Monday through Friday, 9 to 4 p.m.

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CRIME PREVENTION ALERT

SAFETY IN GOLDEN GATE PARK

The City of San Francisco is fortunate to have one of the largest and most beautiful parks in the United States located within its boundaries. Thousands of people come into Golden Gate Park everyday to enjoy a wide range of activities in a unique atmosphere.

However, in Golden Gate Park as in any other public area incidents of crime do occur. Due to the geographic layout of the park, one specific type of crime should be of concern to everyone who uses the facilities. That crime is rape.

The Crime Analysis Unit of the San Francisco Police Department has recently completed a survey on the incidents of rape in the park. The survey shows that during a 2-year period forcible rapes have averaged approximately 4 per month

and are occurring with no specific pattern. A prominent factor in all of the cases is that the victim was either walking alone or jogging alone prior to the attack. The police department is making very effort to reduce the incidents of rape but it cannot accomplish the task without the concern and awareness of citizens who use the park.

There are several preventive methods that can be used to lessen a potential victim's chances of falling prey to a rapist. The Crime Prevention Division of the police department and the Park and Recreation Department suggest that anyone using the park should take the following precautionary measures:

1. If you are walking or jogging always use the buddy system and have someone accompany you. Don't jog alone, especially at night.

2. Do not use isolated paths or roadways.

3. Be alert at all times to other people that are nearby. If they seem suspicious avoid them.

4. Beware of people who approach asking directions. Keep a polite but safe distance.

5. Never hitchhike or accept rides from strangers.

6. Don't think it can't happen to you! Crimes can

occur anywhere at any time. Be aware.

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BOARD OF DIRECTORS MEETING —

April 15, 1980

SAN FRANCISCO POLICEMAN - Page 15

May 1980

Open with the Pledge of Allegiance.

Roll Call: Nineteen (19) present, one (1) absent (Hammell); and one (1) excused (Minkel).

SPECIAL ORDER: Guest Speaker Bill Hoenig from the No on "9" Committee.

PRESIDENT'S REPORT: President Barry reported on a meeting of the Executive Board and Mayor Feinstein. Key points:

1. Support for the Mayor's tax increase.

Promotions and Consent Decree to be back on timetable by June.

M/Casciato S/Patterson to support the Mayor's Revenue package of \$53 million on the June ballot. Passed 15 yes and 4 no.

Amendment Rapagnani S/Wright to the Memorandum of Understanding be presented to the Mayor prior to supporting the Mayor's Revenue package.

Motion to table Amendment Gannon S/Geary. Passed 11 yes and 8 no.

Motion to table Revenue package. Failed 13 no and 6 yes.

VICE PRESIDENT'S REPORT: Vice President Chignell gave a report on his work on the Memorandum of Understanding and endorsements and Bill Wright's death problems.

SECRETARY'S REPORT: Minutes printed in the April issue of POLICEMAN, M/Ballentine S/Schmidt, to accept. Passed by voice vote.

TREASURER'S REPORT: Brother Patterson submitted a written report. M/to approve Ballentine S/Schmidt. Passed by voice vote.

Brother Geary and Brother Huegle left meeting prior to old business.

OLD BUSINESS: Discussion on the Memorandum of Understanding (lengthy) starting at 6:45 p.m. and ended at 8:05 p.m.

Brother Gannon left at 7:45 p.m.

M/Chignell S/Amiot to accept Memorandum of Understanding as written by the Board at this meeting. Passed, 16 yes and 0 no.

M/Toomey S/Wright that the document go to the Mayor one (1) week after being presented to the Chief. Passed 12 yes and 4 no.

Endorsements of June Candidates: M/Chignell S/Patterson to endorse Art Agnos for the 16th Assembly District. Passed by voice vote. M/Chignell S/Simms to not endorse in the 17th Assembly District until the November election. M/Chignell S/Patterson to endorse Leo McCarthy. Passed by voice vote. M/Wright S/Patterson to endorse State Senator Milton Marks for re-election. Passed. M/Chignell S/Rapagnani to not endorse in the 5th Congressional District. Passed by voice vote. M/Chignell S/Wright to not endorse in the 6th Congressional District. M/Chignell S/Bell to endorse Arata for the Municipal Court. M/Wright S/Simms to endorse Mallen for Superior Court. Passed 14 yes and 1 no. M/Patterson S/Simms to vote No on State Proposition "9". M/Chignell S/Dempsey to endorse Ina Geyman for the Municipal Court.

NEW BUSINESS: Presentation of Facilities Use Contract between Tear Gas School and the P.O.A. M/Wright S/Simms to accept. Passed by voice vote.

M/Wright S/Patterson to have the building painted for approximately \$2,000 to come from the Building Maintenance Fund and that the painting contractor be a union member. Passed by voice vote.

M/Wright S/Simms to authorize a \$50 bonus to office secretary Chris Hansen upon her leaving our services on May 31st. Passed by voice vote.

M/Wright S/Simms to appropriate \$450 for food to be served at the Police Week Picnic. Passed by voice vote.

M/Chignell S/Wright to purchase four (4) tickets for Captain Ray White's retirement dinner. Passed 13 yes 7 no.

Captain White is a former President of the P.O.A. Amendment four (4) tickets. M/Wright S/Bell 11 yes and 3 no.

M/Casciato S/Rapagnani to purchase four (4) tickets to Chief Murphy's dinner on May 16th at the Irish Cultural. 13 yes and 1 no (Patterson).

Meeting adjourned at 9:00 p.m.

Submitted,
Croce A. Casciato
Secretary

AFTER THE ARREST

by William L. Fazio

Assistant District Attorney

While on patrol you notice a vehicle roll through an arterial stop. You decide to stop the vehicle and instruct the driver on the proper stopping procedures. After approaching the vehicle you routinely ask the driver for identification; he has none.

At this time you also notice what appears to be the barrel of a revolver protruding from beneath the driver's seat. You immediately order the driver out and detain him pending investigation of the weapon. It is in fact a loaded .38 caliber revolver. The driver is now placed under arrest for violation of Penal Code Section 12031. He is not cited because he has no identification. The suspect is transported to the district station for booking, he cannot make bail and is subsequently brought to the Hall of Justice, County Jail.

While the arrest is over, the case is just beginning. The next morning an assistant district attorney handling the misdemeanor calendar will review the police report that you prepared on the above case. He or she will likewise review twenty to forty police reports involving misdemeanor arrests and/or reports of citations issued. He or she will make a determination to file a criminal complaint or not. The deputy will have the defendant's rap sheet, if any, to assist in determining whether a complaint should be filed. If there is any additional information pertinent to the case, you should contact the District Attorney's Office and speak to one of the deputy district attorneys handling the misdemeanor arraignments the morning after the arrest.

The deputy district attorney has reviewed your report and you called to report to the deputy that the defendant voluntarily stated that the gun slid out from underneath the seat when he stopped. Based on the report and your call the deputy files a complaint alleging a violation of Penal Code Sections 12031 and 12025.

The defendant is arraigned on the charges in one of the Municipal Courts, that is, he is advised of the charges against him and the case is continued for the defendant to obtain counsel. At the arraignment the court releases the defendant on his own recognizance (O.R.) with his promise to return. You do not appear at the arraignment.

Two weeks later the defendant is again in court with his attorney. The matter is set for a pre-trial conference two weeks ahead and a trial date is set one week from the pre-trial date. You do not appear at this proceeding. Counsel for the defendant asks the court to set a date one week ahead for a motion to suppress the evidence. You will be required to appear at this proceeding. The defendant is given discovery, that is, all information the deputy district attorney has on the case is turned over to the defense. At the motion to suppress, the defendant, through his attorney will attempt to convince the judge that the .38 caliber revolver was illegally seized by you and hence inadmissible in any criminal proceeding. You will have been subpoenaed by a deputy district attorney. At the hearing you will testify that the gun was in plain view when you lawfully stopped the driver for rolling through the stop sign. You will be cross-examined by the defense attorney and after hearing the testimony the judge should deny the defendant's motion to suppress.

At the pre-trial conference the deputy district attorney will offer the defendant a disposition in return for a guilty plea. Since pre-trial negotiations take place in chambers and do not involve taking testimony, your appearance is not necessary. The defendant declines the offer and decides to go to trial.

You will have received a subpoena from our office indicating the trial date. Please be in the office at the time indicated so the deputy district attorney assigned the case can review the facts with you. At time of trial you will be appearing before a judge and jury. Since your credibility is often in issue, it is desirable that you review your police report prior to testifying and dress in suitable attire.

If all goes well at the trial your arrest of several weeks earlier will result in a conviction of the offense for which the defendant was initially arrested on and for the additional charge added by the deputy district attorney. Except for appellate rights the case is now over. Next month we will examine what happens after a felony arrest.

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Editor
The Policeman
Dear Gale:

Recently my attention has been called to the fact that San Francisco State University is now offering a program in Public Administration leading to a Master's Degree. The part of the new program which merits attention is that the courses are being given nights and weekends.

Three areas of course concentration which would be of particular interest and relevance to police department members are, "Personnel," "Employment Policy and Administration," and "Urban Policy and Planning." Additionally, special programs may be created to fit an individual's needs.

I can personally recommend the Master's Program in Urban Policy Administration at San Francisco State and I am sending the attached information on the Public Administration to you for your examination in the hope you will see fit to pass the news along to your readers.

Fraternally,
Richard H. Trueb
Officer in Charge
Legal Office

More information at POA offices, but no phone calls. Come in and read the additional course material outline. ED

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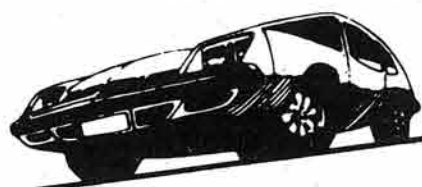
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PERSONAL
PROFESSIONAL
ETHICSby Mark A. Kroeker
Reprinted The California Peace Officer
March/April 1980On The Need For
Standards...

Our society, sometimes referred to as a society of laws, has increasingly become a society of compromise. Absolute values are rarely referred to without qualification. The playboy philosophy of situationalism, which followed closely on the heels of the so-called new morality, produced in many a level of thinking became more relativistic, more individualistic, and somehow more uninspiring because whatever standards existed were brought down in order to lift the new banner of unconditional compromise. "Do your own thing" mentality often replaced the concept of responsibility to a larger group. The concept of so-called victimless crime emerged as many began thinking that there were many acts which should not be called crimes if they somehow involve a consensual element.

This backdrop produced for us in law enforcement a tremendous challenge. The challenge has been external to a large degree, but the truly significant challenge has been internal. Our ranks have not been filled somehow with beings from an alien mentality. Our colleagues in law enforcement today reflect society's mirror, physically, intellectually and morally. Jack Webb has been quoted to say: "We have to recruit from the human race." Today's recruit is not better nor any worse than his contemporary who simply chose another line of work. And the social institutions in many cases failed miserably in equipping him with a set of values. Indiana State Senator Gene Snowden is quoted to say: "More than half a generation of our youth have been virtually incapacitated to make moral decisions."

Rights have often overshadowed, if not replaced, active concepts of responsibility. In law enforcement we often find ourselves in the same dilemma. But it is more critical with us because the dilemma is within. We too often resort to the negativity of laws rather than the positivity of standards.

The "Law Enforcement Code of Ethics" has certainly been quoted less lately than the Police Officers' Bill of Rights. Not that our own members shouldn't be treated with dignity and fairness. It is simply that whatever emphasis we once placed on responsibility has suffered considerable setback in the face of rights. The balance has been tipped. We need, in my view, a standard for personal and professional conduct which inspires us to a higher ideal, a more noble purpose.

On The Christianity
Professionalism
Connection...

As a Christian I have often been impressed with the connection between Christian values and solid professional standards. In my view, the connection is no coincidence. For me, it is the merger of time-tested Christian values and sound professional values which greatly enhances not only the quality of my work but the enjoyment and fulfillment I receive from my work.

Here is a short collection of values which best illustrate this Christianity/professionalism connection:

SERVICE ORIENTATION

Professional Standard — "As a law enforcement officer, my fundamental duty is to serve mankind . . ." (Law Enforcement Code of Ethics)

Christian Standard — "For rulers (law enforcement officers) are not cause of fear for good behavior but for evil. Do you want to have no fear of authority? Do what is good and you will have praise from the same; for it is a minister of God to you for good" (The Bible, Romans 13.3 and 4)

In this Bible comment, we in law enforcement are referred to as ministers. This may draw a smile from a beat cop who doesn't quite view himself as a clergyman. The same in fact can be said of a clergyman who finds it hard to consider himself an enforcer. The fact is that when both are motivated out of proper desires to serve, they share many things in common because the word minister in essence means service.

Service as a standard replaces the notion of self. It replaces "do your own thing" with the concept of others: "Let nothing be done through strife or vain glory, but in lowliness of mind, let each esteem the other better than themselves. Look not every man on

his own things, but every man on the things of others." (The Bible, Phillipians 2:3 and 4).

In sum, the standards of SERVICE, EXCELLENCE, INTEGRITY and SELF-CONTROL are the ones which somehow offset the results of our current societal mold. The Christian position deepens the commitment to the standards because in many ways the Christian has more at stake.

On Being Called A Bible
Thumper...

Although I will readily plead guilty to reading and studying the Bible, I have to insist that I don't make a habit of thumping it. Thumping wears out the cover and I would rather wear out the pages by a quiet and personal study. But since I have quoted from the Bible in this article, I am compelled to present a viewpoint on its worth.

I have sometimes been asked, "Do you really accept the Bible literally?" The tenor of the question presupposes that if I do, someone has undoubtedly been tampering with my pilot light and in fact may have blown it out. Here is my response. I believe that the Bible is the source of eternal truth. Its descriptive components of endurance and truthfulness were the primary factors which drew me to it. Since it represents God's voice, through a variety of inspired writers, it is truth. Since it has persisted throughout the centuries, it represents endurance. To use a Biblical description: "Thy word is true from the beginning, and everyone of thy righteous judgments endureth forever." (Psalms 119:60) But as compelling as these are, they are still descriptors. The validation, in my view, comes from the unique application of its time-tested statements to my twentieth century life.

All Christians from all walks of life are certainly not perfect models of all Biblical standards. I for one must admit that although the standards remain unchanged, my conduct doesn't always match up. I want it to, so the motivation is there. But I find that my motivation exceeds my own personal ability to deliver. This is where my faith becomes critically important.

On Being Or Not Being A
Christian...

If there is one word which has been damaged by misinterpretation more than the word "professional" it is the word "Christian." This is because some who call themselves Christians, in fact, aren't. It is also because some who think they know what a Christian is don't. Well then, you ask, "Who is, and how can you say someone isn't?" The key to the answer is not in what I say, but rather in what the Bible standard is. The Bible is in fact quite clear on the subject. Man, it says, was created a pure and noble being in perfect communication with God but with his own freedom of choice. When man performed his first misdeed, he flipped the communication switch off. Since God has an incredible love for his created beings, he wanted to reverse the switch so he opened diplomatic relations with this world by sending his ambassador Christ with a purpose. His purpose was to reclaim created man to God by taking the world's punishment that God's justice demands. His death and resurrection brought freedom and hope to a world in prison.

My focus was irreversibly drawn to these heavy truths when I examined the claims in their relationship to my life. The printed words in the Gospel of John produced the unerring standard for being a Christian: "But as many as received him (Christ) to them he gave the right to become children of God (Christians), even to those who believe in his name." In a personal simple prayer, I confessed my inadequacies, I accepted God's forgiveness and I received Christ as my supreme commander. This is when I became a Christian.

The result of his commitment is that, I have God's guidance in making decisions. I also have strength beyond my own to stretch toward personal professional ethics.

COMMITMENT TO EXCELLENCE

Professional Standard — "As most police work is necessarily performed without close supervision, the responsibility for the proper performance of an officer's duty lies primarily with the officer himself. An officer carries with him a responsibility for the safety of the community and his fellow officers. He discharges that responsibility by the faithful and diligent performance

of his assigned duty. Anything less violates the trust placed in him by the people, and nothing less qualifies as professional conduct." (Manual of the Los Angeles Police Department, 1/200, Personal Conduct)

Christian Standard — "Servants, obey in all things your masters according to the flesh; not with eyeservice as menpleasers; but in singleness of heart, fearing God; and whatsoever ye do, do it heartily, as to the Lord and not unto men; knowing that of the Lord ye shall receive the reward of the inheritance, for ye serve the Lord Christ." (The Bible, Colosians 3:22-24)

The concept of attention to duty applies to the professional law enforcement officer because he in fact is serving a high authority, the system of laws. This concept doubly applies to the Christian law enforcement officer because in addition to the society of laws, he serves the God who created the society. In a sense, he views his service to his boss as a channel for serving God. This minimizes his selfish interests or the sometimes uncomfortable effects of serving an unreasonable boss.

PERSONAL INTEGRITY

Professional Standard — "I will keep my private life unsullied as an example to all . . . I recognize the badge of my office as a symbol of public trust to be held so long as I am true to the ethics of the police service." (Law Enforcement Code of Ethics)

Christian Standard — "Be not conformed to this world; but be ye transformed by the renewing of your mind that ye may prove what is that good, and acceptable, and perfect will of God." (The Bible, Romans 12:1)

Personal integrity is critical to a police officer because of this need for credibility with the public especially in an age of decreasing public confidence in government. The public needs to know that at least its police officers are holdouts for personal character. Character is the result of integrity because integrity hangs on a framework of absolutes.

To a Christian this becomes even more important because he views his relationship to the rest of the world as ambassadorial — "We are ambassadors for Christ." (The Bible, II Corinthians 5:20). The ambassadorial metaphor calls up a wide range of attributes, all of them hanging on credibility. It does no good for a Christian to hold forth what he believes to be the solution to the major problems facing mankind when his life presents no attraction or credibility. The narcotic expert is believed in court because the court takes judicial notice that his qualifications match his expertise. Otherwise he is not believable. Put in the words of an advertisement for a commercial airline: "The way people feel about American Airlines depends on the way they feel about me." — Victoria Getz, Flight Attendant. Preservation of public confidence in the professional officer and in the Christian demands credibility and credibility hangs on personal integrity.

SELF-CONTROL

Professional Standards — "An officer must develop a fair, impartial, and reasonable attitude and perform his task in a businesslike manner. His statements must be the result of considered judgment and be absent of personal opinion, bias, or editorial comment." (Manual of the Los Angeles Police Department, 1/237, Officer Contacts With The Public)

Christian Standards — "He that is slow to anger is better than the mighty; and he that ruleth his spirit, than he that taketh a city." (The Bible, Proverbs 16:32)

With the "do your own thing" mentality creeping into our laws and courts, lawbreakers are freer today than ever before to insult police officers and demean them with a wide range of conduct available to their imagination. And yet, the professional street cop is called upon to exercise cool self-control. No less is the case with leaders in law enforcement who are presented with anger-producing dilemmas from within and without their departments. And yet, they must respond as calm, professional and self-assured. The professional standard demands it. There is much to be said about the overwhelming authority of poise in the face of chaos on the street as in city council debate.

The Christian recognizes his professional call to self-control but adds on a personal call to self-control. He knows that if he comes unglued he has tarnished the badge of his faith.



For additional information -
Phone PAL: 567-3215

POLICE ACTIVITIES LEAGUE

by Herbert P. Lee
Director of Activities



BASEBALL

April 13, 1980 marked the opening day for Pee Wee Baseball for youths between the ages of 7 through 10. A total of 24 teams are competing representing over 400 players. Mrs. Thelma Williams, Pee Wee Baseball Director, states that the league went off to a great start.

Teams played at Larsen, Junipero Serra, Glen Park, Douglass, Grattan, Rossi and George Moscone Parks. Mrs. Williams, in her twenty-first season as a baseball coach and Director, stated that at the conclusion of the spring league in July, they will immediately begin the summer league.

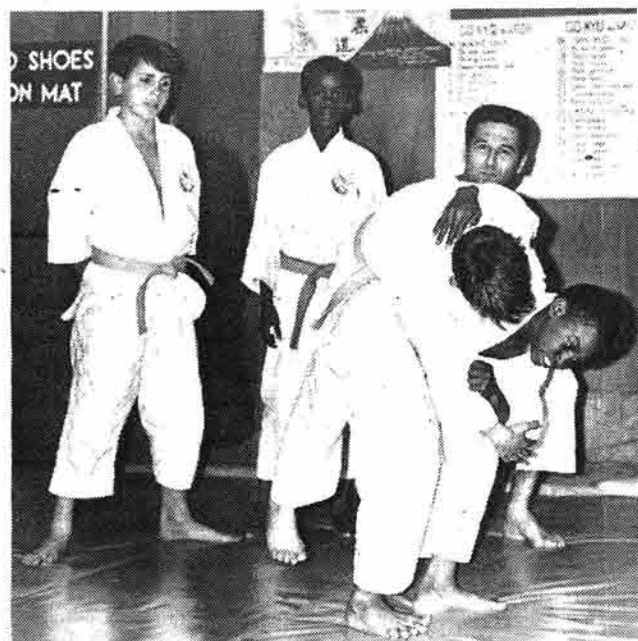
She further stated that anyone, including off-duty police officers who could spare some time for these youngsters, to please call PAL Headquarters (567-3215) and help volunteer a few weekends for the kids.



In the PAL Intermediate Baseball League which opens on Saturday May 17, 1980 at the Paul Goode Field in the Presidio and Balboa Park Sweeney Field at 11 a.m., twelve teams representing 195 players in the 13 and 14 year old category are competing for the Championship. Meyers Safety Switch coached by Al Mack, and the Hilltoppers coached by Bert Aceret, are again strong contenders. The winning team will be invited to participate in the Cal Pal Tournament to be held this year in Benicia, California in July.

JUDO

Signups for Judo continue to be the first Saturday of each month. All interested youths 7 through 18 years of age report to the Police Academy located at 2055 Silver Avenue at 10:00 a.m.



HUNTER SAFETY

Hunter Safety class signups are being taken by PAL. Simply call PAL Headquarters (567-3215). The next session begins Monday, June 2, 1980 at 7 p.m. After attending a total of four nights (June 3, 9, and 10), a certificate of completion will be issued by Officer Bill Leet, Commissioner of Hunter Safety.

SOCCER

PAL Soccer Commissioner Officer Gabe Harp of Mission Station reports a total of 1,166 players representing 72 teams in six divisions are under intense competition this year. Coach John Conefrey's Irish Club in the under 16 division, recently defeated a tough and stubborn Mexico United team by a score of 1-0. Their record now stands at 4 wins with no ties or losses, and seem to be on their way to the finals.



Other division leaders are: The Club Inter Constellation '79 coached by Len Coard LaBarrie, remain undefeated in the under 19 West Division, and in first place. In the under 19 East Division, the Ocwrks are leading with a record of 2 wins, 1 tie, and no losses. In the Under 14's, Guadalajara remains on top with a 3-0-1 record. Andres Dominguez, Phil Lyons, Tom Brown, and Alberto Cruz each scored a goal in the game against the Clippers. In the Under 12 East, the Panthers, coached by Constantine Rodatos, remains on top with a 4-0-0 record. In the Under 12 West, the Olympians remain undefeated. In the Under 10 West, the Celtics remain on top after winning all four games played with no losses or ties.

Bobby Pitruzzello scored both goals for the Rovers on assists from Tarik Kary and Billy Rusher. Guadalajara coach Jose Coronado praised the efforts of his entire back line which includes Mike Furiani, Julio Marino, Alberto Cruz, and George Ponce.

In the under 8's (11 a side) Division, the Shannon Rovers continue to dominate with a perfect 4-0-0 record. Coach Con Keighran also coaches the Under 10 Shannon Rovers as well as a PAL PeeWee Baseball team and a PAL Bantam Baseball Team. Keep it up, Coach. You're doing great.

LAW ENFORCEMENT

Certificates of Graduation from the PAL Law Enforcement Division Cadet Program were conferred upon five Senior Class Graduates by Chief Cornelius P. Murphy in his office on Monday, May 12, 1980. Graduating were Cadet Lieutenant Charles Spurrier, and Cadets John Cruz, Mavis Holloman, Mark Franklin and John Sanford.

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Also present at the brief ceremonies were Officers Geoffrey Levin and Laura Carroll of Mission Station who are the Co-Commissioners of the Law Enforcement Cadet Program and Cadet Sergeants John Schembari and Sherry Backus.

Congratulations to Cadet Tim Oberzeir. According to Officer Levin, Cadet Oberzeir assisted in the apprehension of a burglary suspect. The suspect turned out to have three felony warrants on file. Officer Levin has placed Cadet Oberzeir's name for an outstanding citizens award. Applications are being taken by PAL Headquarters for interested students in the Sophomore, Junior and Senior classes for the Fall Law Enforcement Cadet Classes beginning in September 1980.

TRACK & FIELD

Junior Olympic Track and Field Trials: The San Francisco Police Activities League has been sanctioned by the A.A.U. to host the 15th Annual PAL Jr. Olympics Track and Field Trials on Saturday, June 21 and Sunday, June 22, 1980 here in San Francisco.



Because of the expected large turnout of participants, the boys will compete on Saturday and the girls on Sunday. The age divisions run from 8 through 18 years of age. Official application forms will be forwarded to every school in San Francisco, both public and private, with full details.

Additional forms may be picked up at PAL Headquarters. Winners of these track and field trials will compete in a regional meet in July and qualify for the National Junior Olympics Championship Meet in August in Santa Clara. For additional information, call PAL Headquarters (567-3215).

GAL SOFTBALL

PAL GAL Softball signups are being taken. The league will begin on June 14, 1980. All interested coaches, teams and individuals are asked to contact PAL Headquarters (567-3215) for signups. The age bracket is between 12 through 14 years old. Deadline for entries is Friday, May 30, 1980. Anyone wishing to coach a PAL GAL Softball team please contact PAL Headquarters. We're especially looking for off-duty policewomen as coaches. How about helping some of our kids?

BOXING

Boxing Director Jimi Sosa has done a great job in fielding a team of PAL Boxers to represent the Police Activities League in the recently concluded Golden Gloves Tournament sponsored by the San Francisco Examiner.

Three of our boxers won championships in their respective classes. They are: Geoffrey Tate, 147 lb. Novice; Edward Hatter, 156 lb. Novice; and Jose Mendosa, 165 lb. Novice. This achievement was particularly noteworthy because Coach Sosa entered boxers who had never competed before.

The boxing ring and facilities located in the basement of the National Guard Armory on 14th and Mission Streets, are currently being relocated to the main floor of the Armory because for the past month the basement has been flooded.

The PAL is currently looking for an off-duty officer to head the Jr. Olympics Boxing Team. All interested officers please contact Inspector Herb Lee at PAL Headquarters (567-3215). Signups are being taken for beginners interested in boxing to begin in June.



Chief of Police Cornelius Murphy, PAL Girl of the Year - Pauline Thompson, Mayor Dianne Feinstein, and PAL Boy of the Year - Albert Mack. Children in the background are members of Pauline Thompson's class from Lakeshore Middle School. (Photos by Frank Mosher)



Eric Martin, the PAL Outstanding Senior Division Boxer of the Year, is shown accepting his trophy from Dr. David Sanchez, President of the Police Commission. Commissioner Al Nelder is reading the impressive record of the young boxer while Chief Murphy looks on approvingly.



Members of the PAL Boxing Team are shown holding trophies presented to them by Chief Murphy for distinguishing themselves in the recently concluded Golden Gloves Tournament. Of six boxers entered, the Police Activities League Boxing Team won three Championships. The Champs: (lower row from right to left) shown holding their trophies are: Jose Mendosa, 165 lb. Novice Champ; Edward Hatter, 156 lb. Novice Champ; and Geoffrey Tate, 147 lb. Novice Champ. Their Coach, PAL Boxing Director Jimi Sosa (fourth from right) smiles approvingly. Also pictured with Chief Murphy is Eric Martin (top row third from left), the PAL Boxer of the Year, flanked by Police Commissioners Jane McKaskle Murphy, Al Nelder, Commission President Dr. David Sanchez, and Commissioner Burl Toler.

THE 1906 EARTHQUAKE & FIRE AS MIRRORED IN A MAIDEN'S PALE BLUE EYES

It was her eyes I noticed most, 'Pale Blue Eyes' sparkling
Like jewels on drops of purest dew. But, more important
Still was the message they conveyed. Much like rays of
Sun, playing upon a cool clear stream. Rushing into the
Embrace of that 'still' — almost 'motionless' lake. A message
Of life while still in the bud. Not quite ready for that
Placid state of 'Golden Gate Parks' Spreckles Lake.' Not
Yet ready to mirror the 'Portals of The Past' with their
Silent 'story' of fury spent, in that 'age long ago' when
The Earth was rent and all the Monuments of man's industry
And pride stood naked and bent in that early pre-dawn hour
When nature's slumbering passion suddenly did awake.
Oh! How ephemeral is Man's estate. Much like a fortress
Of 'Lincoln Logs' never knowing when nature's slumbering
Passion shall again send them 'trembling-crashing' to
The Earth in another volcanic like 'fury and quake'.
Yes, It was those 'maiden' eyes I noticed most, Pale Blue
Eyes — sparkling like jewels on drops of 'purest' dew.

— Thomas Warren Powers

MOST OVERLOOKED ITEM IN CAR CARE

The most commonly neglected item in under-the-hood maintenance found by CSAA inspections was nothing esoteric but, rather, the most familiar factor associated with car care — engine oil. Low or dirty engine oil, found in nearly half the vehicles, can, if left unattended to, cause increased internal engine wear, engine overheating and possibly damage that would require costly engine overhaul or even replacement. The CSAA recommends that engine oil be checked at every fuel stop and changed regularly in accordance with procedures outlined in the owner's manual.

Oil changes for most cars with spin-off type oil filters follow these steps: First, you will need to buy as many quarts of oil as the owner's manual specifies as well as an oil filter for your particular car. Also, have on hand an oil-filter wrench for your size filter, an open-end wrench, a drain pan and containers in which to dispose of the used oil.

After running the car's engine to warm it to normal operating temperature, park it on a level surface, shut off the engine and set the brake. If needed, jack the car up, and always place jack stands under the car for safety. Place the pan under the crankcase, and remove the drain plug with the wrench, being careful not to spill any hot oil onto yourself.

Wipe the plug and the drain hole with a clean rag after all the oil has drained, and replace the plug. Remember to take this old oil to a SOAR outlet or any other auto service facility or recycling center that accepts it.

Now, move the pan under the oil filter. Loosen the filter with an oil-filter wrench, place a plastic bag over the filter, finish removing the filter by hand and dispose of it. Also, throw away the old oil-filter gasket, then wipe the filter recess with a clean cloth. Apply clean engine oil lightly to the gasket of the new oil filter, screw the

meeting resistance. Then, give it a three-quarter turn. There is no need to use the oil-filter wrench to install the new oil filter. Next, open the oil-filter cap on top of the engine, and fill it to the capacity stated in the owner's manual with new oil. Run the engine for a minute, then shut it off and check for leakage around the drain plug and filter. If there is any, wipe these areas clean and tighten slightly. Run the engine for another minute, shut it off, and recheck for leaks. If seepage still occurs around filter base or drain plug, it means either a defective filter, filter gasket or drain plug. If there is no leakage, check the oil dipstick to make sure crankcase is filled to capacity. Do not overfill. The small amount of time and money you spend checking your car's oil weekly and changing it regularly will be an investment in longer car life as well as time and money saved through preventive maintenance.

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"To Charlie or not to Charlie, that is the question"

by Fred H. Lau

"Number one son sputter like leaky radiator," "Ancient ancestor once say, worry like rocking chair. It give you something to do, but get you no place."

Like it or not, the proposed script of an upcoming movie - "Charlie Chan and the Curse of the Dragon Queen," includes this type of dialogue.

The Chinese community is apparently up in arms claiming that this film will be yet another portrayal of "stereotypes, racism, and belittling of Chinese-Americans." Along with these complaints "representatives" of the Chinese-American community state, "The amount (of money) being proposed by this movie company for the merchants and extras is substantially less than that paid to merchants and extras several years ago during the filming of Sam Peckinpah's "Killer Elite."

You might remember the controversy that surrounded the filming of "Killer Elite." Complaints were made by Chinatown residents and merchants. The complaints ranged from, "The movie company not consulting with the Chinatown Community regarding the content or locations in Chinatown (James Caan portrayed a hired assassin being hunted by some of his former co-workers. This "hunt" taking Caan and his

assignment into the streets of Chinatown, to the Community stating, "The movie people blocked loading zones, entrances to buildings and residences, and reserved far too many parking spaces, most of which were never used."

The Community at that time took their complaints directly to the media and Mayor, the late George Moscone. Mayor Moscone investigated and subsequently agreed with the Chinatown Community leaving an unwritten policy. "No film companies could go into Chinatown without first consulting with the Community."

There appears to be several issues here. Will the normal course of business and living in the Chinatown area be interrupted by this movie company? Will there be derogatory portrayals of Chinese or other Asians? Does Chinatown or any other Community have the right to prevent movie companies from filming in their areas?

Amos and Andy have been laid to rest. Step'n Fetchit is long gone. What can Asian-Americans look back at? Hop Sing, Hey Boy, kamikaze pilots, houseboys, laun-

drymen, Bruce Lee, King-fu. What do they have in store for them in the future.

I would be very interested to know your feelings about "Charlie Chan" and film companies in Chinatown.

Along these lines, I would be very interested in knowing your feelings about negative portrayals of law enforcement people by the movie and television companies.

I am under the impression that most people enjoy an entertaining movie or television program. But, I believe stereotypes, racism, or belittling of anyone regardless of ethnicity, or occupation, should be a thing of the past.

The question remains, "To Charlie or not to Charlie?"

Note: On May 3, 1980 the movie company announced that they would not be filming in San Francisco's Chinatown. Instead they will construct a set depicting a "Chinese" community on a studio in Los Angeles.

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SPORTS

Golf Club News

On Friday, April 25, 1980, seventy-one players journeyed to Skywest Golf Course in Hayward for our monthly tournament.

The low score of the day was a seventy-six by Steve Whitman and Larry Silvestri, a guest.

The low net winner was Nick Eterovich Sr. who shot an eighty and with his fourteen handicap had a net sixty-six.

The flight winners were: first, Ray Costello, Joe Buckley, Dennis Martel and Jerry Cassidy; second, Al Alves, Jim Skinner, Virgil Vandevort and Nick Eterovich Jr.; third, Tom O'Hara, Bill Mills, Ray West and Rene DelCarlo; fourth, Mike Barling, Ed Cassidy, Bill Cunnane and Rene Aufort.

The hole-in-one winners were Dennis Martel who was 9'8" from the second hole and Mort McInerney who was 15'11" away at the sixteenth hole.

The guest flight was won by Larry Silvestri followed by Willie Hopkins, Bob Lall, Pat Paxson, Harry Puscucci and Ray Gomez.

The May tournament will be at Franklin Canyon on Friday, May 23, 1980. The membership is up to one-hundred and nineteen members this year. For those who don't know, the club is open to all active and retired members of the San Francisco Police Department. We have people of all capabilities so even if you aren't another Palmer, don't hesitate to come out. Anyone interested, call either myself as below or Lt. Vic Macia at the Field Training Office (553-1245) and we will gladly answer any other questions you might have.

Jerry Cassidy, Secretary
S.F. Police Golf Club
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The ride will circle the Tiburon Peninsula. This is about a 14 mile loop with some moderate grades. There are several parks and view points so bring some munchies for the rest stops. There should also be plenty of time to explore the numerous "thirst parlours" in Tiburon before the return boat ride.

If enough interest is shown, we might make this type of ride a regular affair — Let us know if you can't make this ride. Give us a call. Info: Tom Perdue 665-3818 or 553-1426; Mark Hurley, C.S.T.F.

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RUNNING THROUGH MY MIND

by Walt Garry

For those who enjoy sports history or reading about San Francisco's past, Len Wallach's book, **THE HUMAN RACE**, the story of the Bay to Breakers, offers the reader, a well-written and carefully documented history of the now famous race.

Starting in 1912, as the Cross City Race, Wallach describes the growth of this largest athletic, in the United States and San Francisco's most famous sports extravaganza. The reader is orientated to each year's race by the headlines of the day, local and national, with the author's easy to read writing style. Some years, the news photos show just a small group of runners in their long boxer shorts and funny looking shoes, waiting at the starting line for the Chief of Police to fire his service revolver and get the race underway.

Compare that to this year's event where thousands struggle to complete the course. He writes about the people, those who have entered over the years, the officials and sponsors and their efforts to keep the race alive during some difficult times. You'll come across some familiar names as you thumb through the 200 plus pages. Names like Don Scott, Ken Scalmanni, Lee Garvin, Johnny Kawartz, Les Dolan and one of the event's most frequent entrants, three time winner, a man who was a top high school miler in 1935, and today is still racing and setting records in his age division, retired police inspector Ed Preston.

The story of the race is the story of the growth of running in the Bay Area, of the Dipsea and the Statuto, the forerunners of the numerous races we see today. As Joe Henderson writes, "The true spirit of the late-1970 American running is not to be found on the marathon at Boston, but on the streets of San Francisco. Len Wallach digs up long-hidden roots of the current U.S. racing boom."

The San Francisco Police Athletic Club at Hunters Point has started a 500 mile Run or Row event. You simply record your miles on the chart Mark Hurley has posted at the club. At the end of the year, he promises prizes for those who have logged 500, 400 or even 300 miles during the year. Great idea, you are on your honor through, no "Rosie Ruizing".

Despite a light rain, the Marin County, Red Cross, 10K run from San Marin High to Staffort Lake provided a pleasant Sunday morning run for Jim and Marilyn Bergstrom. They have the fever.

Jeff Brosch, Homicide, competed in one of the Lite Beer series of half marathons in San Diego last month. He turned in a 1:52 in some warm weather and over a hilly course. But the best part was all the beer you wanted at the finish line.

I'm looking for runners to compete in the Police Olympics, July 16 - 20, in San Diego, dashes, field events, relays or long distance, contact me at Co. I.

The second annual SFPD Runners Honolulu Marathon Tour is on. December 2nd through the 9th. Air fare, hotel, transportation, baggage plus some surprise extras. Total cost \$405.00, limited space at this rate. Contact me for further information or call Bel Marin Travel at 883-2456.

POLICE OLYMPICS

The 1980 California Police Olympics are being held July 16 — July 20, 1980 in San Diego. Information regarding rules, registration, lodging, camping, child care, attractions, social events, sports events and event particulars, along with the application and waiver are available. Applications can be sent to you. Call Joe Mollo at 641-8827.

There will be one central processing center for applications. Processing will be done by the California Police Athletic Federation, the governing body for the Police Olympics. The CPAF believes this program will result in an improvement in future Police Olympics. Mail all applications by June 6, 1980 to: Police Olympics, P. O. Box 26650, San Jose, California 95159.

The age brackets for both men and women are: OPEN - 33 and Under. SENIORS - 34 to 43. MASTERS - 44 and Over. Refer to the sport information listing for age classes in each sport.



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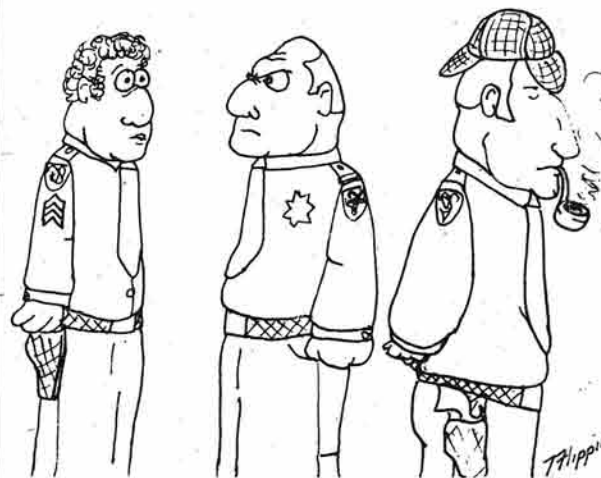
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SHAMEFUL PROSECUTION ENDED

by Paul Chignell, VP

FIVE SF COPS CLEARED

Ex-District Attorney Joseph Freitas has not been forgotten by the San Francisco Police Officers' Association. The remnants of his inept regime lost another major battle against the POA during the week of April 28.

POA Attorneys Stephen Bley and James Preovokas led the way in advocating dismissal of all charges against motorcycle officers Harvey Harrison, Harold Winkler, Peter Libert, Lee McVeigh and James Gallagher. Municipal Court Judge Charles Egan Goff refused to hold any of the officers to answer on charges of embezzlement and misappropriation of public funds.

Another chapter was written in the dismal record of police officers being charged by the San Francisco District Attorney. In the last four years under two administrations, police officers have been charged with felony offenses and exonerated after a waste of taxpayer's money. Craig Piro, Robert Rodriguez, Stephen Ventners, Dennis O'Brien, Andrew Citizen, Dennis McCaffrey, Walter Martinovich, Johnnie Flannigan, Jim Gallagher, Lee McVeigh, Peter Libert, Harold Winkler and Harvey Harrison were all victims of prosecutorial abuse. They were all exonerated.

MARR CASE ON APPEAL

The only case in recent memory that ended in a conviction was the Daniel Marr case. But that prosecution involved a misdemeanor conviction and is currently on appeal. Without jeopardizing the appeal, the grounds are quite strong and a reversal is expected based upon major prosecutorial abuse during discovery proceedings.

BLEY STAR COUNSEL

Stephen Bruce Bley, POA house counsel, has been magnificent in defending the rights of police officers against the machinations of prosecutors bent on putting police officers behind bars. Mr. Bley, an Assistant

District Attorney under former D.A. John J. Ferdon, has refused to back down and cut deals with the San Francisco District Attorney. He has fought the abuse of prosecutorial discretion and won in the court room. Mr. Bley is fully aware of the political nature of many of the prosecutions launched by the San Francisco District Attorney. It takes courage to represent police officers in a city like San Francisco where political pressure groups despise the men and women who protect the public peace. Stephen Bley possesses that courage.

COPS TREATED DIFFERENTLY

Why were thirteen San Francisco police officers charged with felonies exonerated after time-consuming hearings? How does this record compare with the general



SFPOA Attorney Stephen Bley

population? If you are a working police officer you know that the common criminal is "cut loose" a lot easier than a police officer.

The celebrated police cases involve weeks of preparation with every case going to hearing or trial. Why? Let's ask that simple question again. Why?

Why is a cop treated differently than the child molester, the armed robber, the heroin dealer, or the other scum walking the streets of San Francisco? Hopefully, the people in charge of the District Attorney's office can give us an answer.

Why are "DA refuses to prosecute", "charge dismissed in the interests of justice", "insufficient evidence", terms that are not applied to police cases. It's strange that the San Francisco District Attorney's office cannot recognize that these cases are not prosecutable but juries and magistrates in this city are fully aware of the shoddy nature of these prosecutions.

CRITICISM QUESTIONED

Some members of the District Attorney's office do not appreciate criticism of their operation or their colleagues. However, the criticism and questioning of the operation of the District Attorney's office will not abate from these quarters. We are all aware that the vast majority of the Assistant District Attorneys are hard-working, dedicated, professional prosecutors who work well with members of the San Francisco Police Department.

However, there are some members of that office who need to be watched carefully. The individuals who are responsible and have been responsible for the prosecution of police officers on bogus, trumped up charges must be identified and removed from their positions. Any citizen, whether police officer or not deserves to have the prosecution branch of their government beyond reproach. We are certainly aware of the standards that police officers are held to; the other members of the criminal justice system who serve the public must meet the same criteria.

The next time you see Harold Winkler, Harvey Harrison, Andrew Citizen or Craig Piro, ask them about their ordeal.

SFPOA VARIETY SHOW

Please be advised that Richard E. George Productions is under contract with the P.O.A. to produce a variety show at the Masonic Auditorium on August 23, 1980.

The soliciting for ticket sales began on Monday April 28, 1980. Should any member receive an inquiry from any citizen regarding the validity of the show, please inform the individual that the show is sponsored by the P.O.A.

Additionally, if any member receives a complaint from a citizen regarding the soliciting, please refer the citizen to the P.O.A. at 861-5060.

D.A. RUNNING ON EMPTY cont'd.

operable are generally 10-15 years old. Eight dictaphones are shared among the entire legal staff. Two small xerox machines service the entire Criminal Division. Two and three attorneys are squeezed into offices constructed for one, making the interviewing of sensitive witnesses next to impossible.

The District Attorney's clerical and secretarial staff performs the work of twice their numbers. For example, only one secretary is assigned to the eight attorneys in the Robbery/Assault Section; only one secretary is responsible for all of the Criminal Division's appellate work; and only one secretary services the entire District Attorney's Homicide Section. As one clerical supervisor commented, "We are hanging by our fingernails." Attorneys are often forced to do their own typing and filing leaving less time for court preparation. All because the District Attorney's Office has simply made do year after year.

However, this year it looks like the District Attorney's Office will not be able to make do any longer. Under the City's proposed fiscal program the probable effects on the District Attorney's Office are:

1. The City's only watchdog over official corruption

— the District Attorney's Special Prosecutions Unit — will have to be disbanded.

2. The City's only Career Criminal Unit, which keeps major habitual offenders — mainly burglars and robbers — off the streets and in prison for long terms, faces a similar demise.

3. The City's only unit which has been responsive to thousands of consumer complaints, civil rights violations, and economic/white collar crime problems — the District Attorney's Consumer Fraud/Economic Crime Unit — will have to be substantially reduced leaving the victims of such crimes to fend for themselves.

As District Attorney Smith puts it, "The practice of appropriating funds to hire more police and build more jails and courthouses does not make for sound fiscal or law enforcement policy if the District Attorney's Office is going to be denied the resources it must have for effective prosecutions. You get what you pay for, and if revolving door justice is all the City is willing to pay for, that's what San Francisco will end up getting."

SAN FRANCISCO POLICE OFFICERS' ASSOCIATION

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