



# JOURNAL

— Official Publication Of The —  
**SAN FRANCISCO  
POLICE OFFICERS ASSOCIATION**

VOLUME 38, NUMBER 10

SAN FRANCISCO, OCTOBER 2006



www.sfpoa.org

## President's Message

### POA Institutes Periodic "Judge Watch"

By Gary Delagnes  
POA President

Beginning this month, I will be writing a regular feature called "Judge Watch". The POA will be closely monitoring on a monthly basis the rulings of local judges and report back to the members those decisions that are most irresponsible and egregious.

I will be working in cooperation with several other concerned organizations to monitor the judicial performance of our judges. It is a necessary and long overdue effort that will assist our members in making crucial political decisions in future judicial elections.

This month we have chosen Kay Tsenin as our "Discredited Judge of the Month" for her ridiculous recommendation on the following case:

A defendant was convicted of Attempted Voluntary Manslaughter, Assault w/ a Semi-Automatic weapon, and other assault and gun possession charges. The jury found true the GBI allegation and the gun use allegation under 12022.5(a)(1) PC (Using a firearm in the commission of a felony).

The facts of the case are as follows: The victim and a friend were on Broadway and asked the defendant what kind of club he was "guarding." The defendant, who was standing in the doorway of a strip club, became belligerent and exchanged words with

the victim's friend. Victim and friend attempted to walk away from the situation, but were pursued by the defendant and 8 to 10 of his friends.

They followed the victim and his friend about a block where they surrounded them.

One of the participants punched the victim's friend at which point the victim came to his defense. At that point the defendant SHOT, that's right, SHOT the victim from behind into his left thigh with a semi-automatic hand gun. The defendant was captured by police a block away from the scene of the shooting. The arresting officers recovered a loaded pistol from the defendant's waistband. The victim underwent surgery, and 6 months of rehabilitation. The victim was 25 years old, had no criminal record, and was



President Gary Delagnes

in town for a wedding the next day.

Judge Tsenin's decision: PROBATION! That's right. Probation, for shooting a person in the back.

Congratulations Judge Tsenin for the "Ridiculous Ruling of the Month".

### UCSF Children's Hospital Receives \$33,500

Funds from police organization for palliative care program will benefit young patients

By Kathleen Jay,  
SF Examiner staff writer

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San Francisco Examiner

Three years ago, the University of California, San Francisco Children's Hospital was in Union Square selling lights for Macy's annual tree lighting ceremony to support its palliative care program, which delivers high-quality care to patients with chronic and terminal illness and their families. Among the first community groups to get behind the cause was the San Francisco Police Officers Association (POA). Each station purchased lights.

Today, the SFPOA, a professional organization made up of more than 2,000 San Francisco police officers, has become one of the program's major supporters – both financial and hands-on.

Having recently donated \$33,500 this year to support the hospital's palliative care program, the organization has also been instrumental over the last two years in supporting CHOOSE, a Children's Hospital program in which community leaders – police officers, fire fighters, sports figures, government officials, business leaders and others – spend time with young patients and familiarize themselves with the hospital.

"I can't articulate how appreciative we are for the generous donations from the members of the SFPOA," said Kim Scurr, director of the pediatric

Heart Center and Perinatal Services at UCSF Children's Hospital. "And most importantly, for the time the officers have spent to brighten the lives of children with serious illness."

"[President] Gary Delagnes, [Vice President] Kevin Martin and all the members of the SFPOA board have allowed us to augment services and programming to sick children and their families that we can fund only through the generosity of our community," she added.

CHOOSE – which stands for "Community Heroes Offering Outreach Support and Encouragement" – was first developed about three years ago, after Scurr met SFPOA board members in Union Square.

"At the time, I was concerned that we were asking people for donations and they were unsure where the money was going," Scurr said.

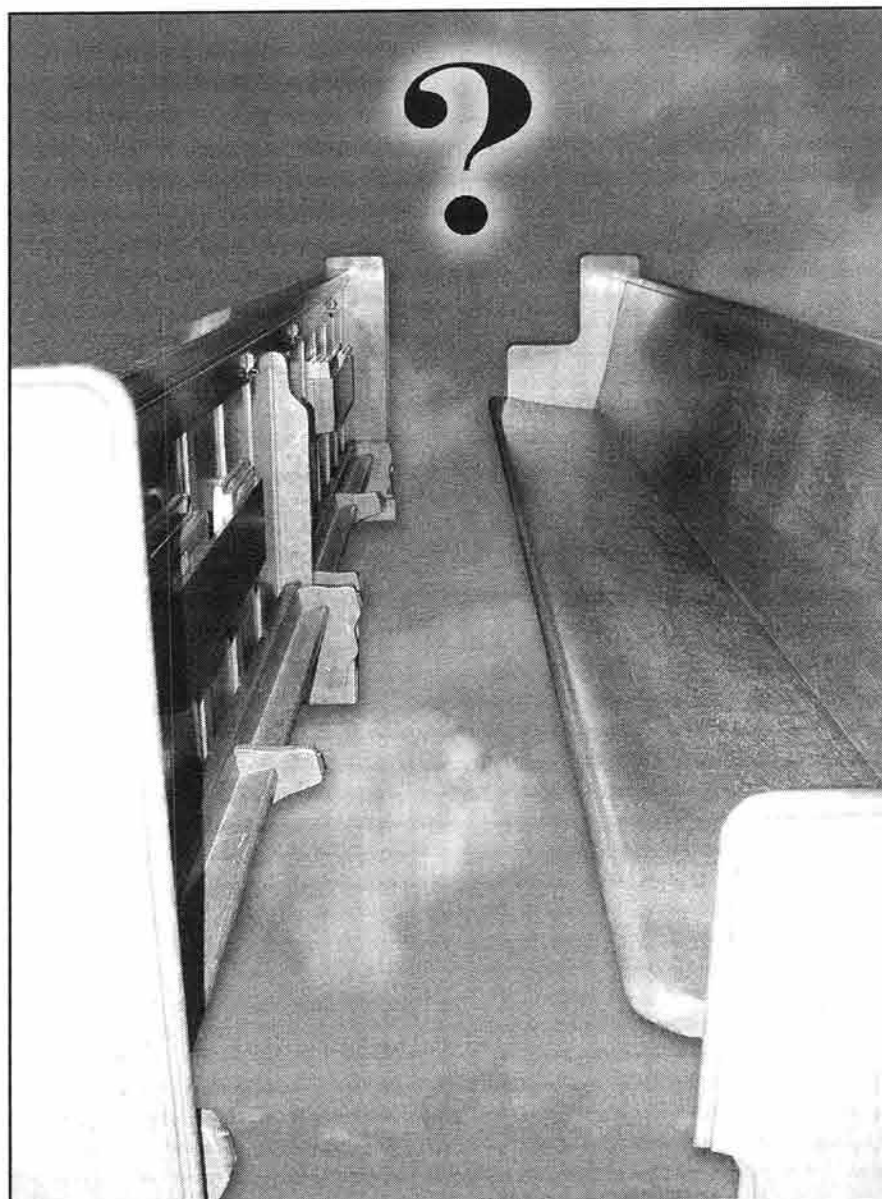
"So, with the support of the SFPOA, we started a program in which officers would come to the Children's Hospital once a month and spend time with the kids and see exactly who and what they were supporting."

"CHOOSE is not a volunteer program," she added. "We recognize our community heroes are very busy so we try and make the visits fit into both of our schedules – and each visit is a big hit for the kids."

"For the longest time the San Francisco Police Officers Association has visited the hospitals – particularly around the holidays," said Kevin Mar-

continued on page 6

### A Pew to Remember



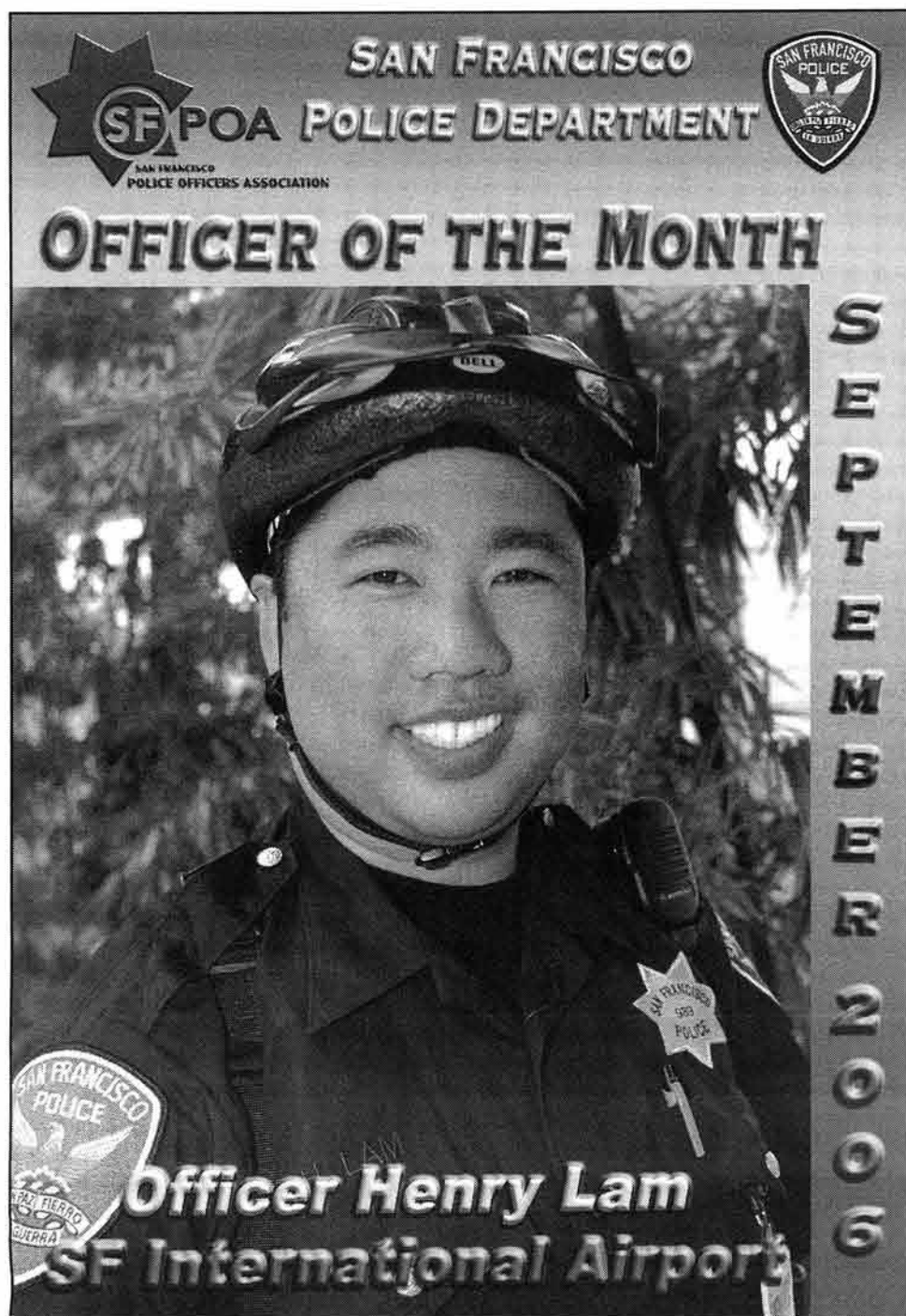
Who is conspicuously absent in this photo?

See page 7

PHOTO BY STEVE MOONEY



## Patrol Officer of the Month



By Ray Shine,  
Editor

Seeking to acknowledge the hard work and dedication of San Francisco police officers, Police Chief Heather Fong established the San Francisco Police Department's Officer of the Month, a program that recognizes individuals who personify the admirable qualities common in all of San Francisco's finest.

The selection of a single officer, or team of officers, for this honor will prove to be an unenviable task. It will, after all, be very difficult to single out one or two officers from among so many, all of whom are as focused on their duty; every one as unassuming as the next; all as worthy and deserving.

The San Francisco Police Officers Association applauds Chief Fong and the Administration for recognizing the officers who proudly serve this city.

The Association also congratulates Officer Henry Lam of the Airport Bureau for being chosen as the September 2006 Officer of the Month. As with all such honorees, the selection of Henry serves to exemplify the strength of character, compassion, and commitment to community that is embodied in all of the men and women of the SFPD.

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## Community Service Committee

By Marty Halloran/Chairman

made from the general fund.

In an ongoing effort to keep the membership advised of activities at the POA I will make every attempt to provide the minutes of the Community Service Committee. The committee meets approximately every six weeks and as always we discuss and vote on requests for donations submitted to the POA. The majority of the requests are submitted from non-profit organizations in and around San Francisco. Many of these organizations depend greatly on associations like ours so that they may provide assistance to the sick, elderly, and the youth of our community.

The Community Service Committee Fund has been designated as a federal tax-exempt 501c3 account at the SFPOA. The funds in this account are raised through our annual "Parade of Stars" show held every August at the Palace of Fine Arts. No membership dues is deposited into this account nor are any of the below listed donations

The Community Service Committee met on August 30th and although many requests are submitted only the below listed organizations were approved for donations.

\$250	Leukemia & Lymphoma Society (Off Matt Gardner)
\$500	Family Life Center (Retired Off Sue Moneyhun)
\$275	Ancient Order of Hibernians
\$1,000	OMI International Family Festival
\$250	Sunset District Neighborhood Coalition
\$500	Crime Victims United Charitable Foundation Golf Sponsorship
\$250	Saint Paul's Parish
\$600	The Spirit of San Francisco Golf Tournament
\$500	San Francisco Auxiliary for Children

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### The San Francisco Police Officers Association

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

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# POA Board of Directors Meeting, September 20, 2006

Meeting called to order at approximately 1305 hours, followed by the Pledge of Allegiance and roll call of the Board of Directors.

President Delagnes requested a moment of silence for retired officer Bernie Sullivan (Co. K) who suddenly passed away this morning at home. Our condolences go out to the immediate and extended family and our thoughts and prayers are with them during their time of sorrow.

Kelly O'Brien and Kim Scur who head the pediatrics unit at UCSF addressed the Board of Directors. Both Kim and Kelly wanted to thank the POA for their continued support at the hospital. Kim then gave a power point presentation which included a brief history on how the hospital is run and how some of the funds raised are spent. UCSF has a program called "Compass Care" which is funded primarily by donations and other fund raisers. Last year the POA gave a combined monetary contribution of over \$35,000.00 which does not include the additional \$10,000.00 that was raised by "Buzz the Fuzz". Kim could not thank the POA and its members enough for the continued support of the "CHOOSE" program (Community Heroes Offering Outreach Support and Encouragement). This is the program where officers from various units, details or bureaus spend a day with the children at the hospital. During the visits, officers read to the kids, play board and video games, bake, BBQ and other events. The visits usually occur on Wednesday's and they are coordinated by Vice President Martin.

Lieutenant Larry Minasian (TTF) was presented a check for \$5000.00 for the POA's annual donation to the SF Police Fishing Program. This donation was approved at a previous board meeting.

### New Business

Board Member Dean Sorgie (Co. G) made a motion that August minutes be approved which was seconded by Vice President Martin. After discussion, a roll call vote was taken and the results were 22 (yes), 2 (no) and 4 (abstained). Motion carried.

### Consolidation of Ranks

There was a lengthy discussion on the consolidation of the ranks. The results of the election were published by way of a POA Bulletin, however it has been requested the official results be published in the November edition of the *POA Journal*.

Last month President Delagnes wrote a letter to Chief Fong stating the results of the petition and the members over whelming opposition to the consolidation of the ranks of Sergeant and Inspector. Chief Fong gave a written response to President Delagnes, which will be published in the October edition of the *POA Journal*.

To this day, it is believed that Chief Fong intends to proceed with the consolidation and the POA is unaware of any opposition from DHR or the Civil Service Commission.

The POA also had our Labor Attorney Vin Harrington research the legality of the consolidation. In essence, Vin said that the POA may have a good chance to stop the City from consolidating the ranks; however this would most likely be a temporary stay. Vin believed that the City could ultimately proceed with the consolidation by amending language in the Administrative Code. Vin then cited

several sections of the Administration Code that was applicable to the consolidation.

Board Member Joe Engler (Inv) made the following motion which was seconded by Pierre Martinez (Inv) that a POA Committee be established to determine all of the available courses of action available to the POA to prevent the consolidation of the ranks of Inspector of Police and Sergeant of Police. This Committee, would work closely with a POA attorney, and to report back to the full POA Board of Directors with its findings.

A roll call vote was taken and the results were 22 (no), 5 (yes) and 1 (abstained). Motion was denied.

### President's Message

President Delagnes talked briefly about the recent Supreme Court decision (Copley) which prevents police officer's names and their administrative charges from being released to the public.

President Delagnes also reminded and encouraged members to attend a fundraiser for Supervisor Candidate Rob Black which will be hosted at the POA on 9-21-06 at 1830 hours. Rob Black is running against Chris Daly.

Last month President Delagnes sent a letter to President John Hanley of the SF Firefighter's Union regarding their endorsement of Chris Daly. President Hanley responded with a written letter which will be published in the *POA Journal*.

The POA has received several proposals from the City regarding longevity pay and recruitment and retention bonuses.

The most immediate proposal is the longevity pay. After year 30, members would receive an additional 4% which is pensionable. The additional 4% would take effect 7-1-07. The only catch is that for a member to be eligible for the additional 4%, they would have had to work at least 1700 hours the year prior to retirement. Based on a 2080 hours work year, members could not take more 38 days off during their last year of work. If you have further or specific questions regarding this issue, ask your respective representative.

### Labor News

Last month, the full Board of Directors met with Labor Attorney John Tenant to discuss the feasibility of hiring Mr. Tenant as the POA in house labor counsel. After much research and discussion, it was decided that the POA would like to hire Mr. Tenant who will split his time between the SFPOA and the SJPOA. The two POAs would also equally split the salary of Mr. Tenant and his legal aide. Mr. Tennant



Larry Minasian receives a check for Youth Fishing program from POA.



UCSF rep's presented "Compass Care" to POA Board.

would most likely work in San Jose on Tuesday and Thursday and in San Francisco on Monday and Wednesday. On Fridays Mr. Tennant would have the option to work from either office or his home office in San Francisco. His primary function would be to handle all labor issues, including issues with the OCC and Police Commission, be lead counsel during contract negotiations, meet weekly with the Executive Board, attend every Police Commission and Board of Directors meetings. Mr. Tennant will also continue to work with Vin Harrington and his Law Firm who will remain on retainer.

Board Member Mike Nevin (Co. B) made a motion that effective 11-1-06, the POA retain Mr. Tennant as our in house labor attorney. Mr. Tennant's contract will be from year to year and prior to each anniversary, the full Board of Directors will evaluate the need to cancel or extend Mr. Tennant's contract. The motion was seconded

by Matt Rodgers (Co. D): The motion went to a voice vote and passed with no opposition.

### Financial News

Treasurer Halloran advised there have been no new financial requests submitted prior to the Board meeting. Treasurer Halloran then provided each Board Member a printed copy of the POA's year to date budget

As part of our continued support for UCSF Children's Hospital, President Delagnes made a motion that the POA donate \$15,000.00 to the pediatrics ward. The motion was seconded by Pierre Martinez (Inv). The motion went to a voice vote and passed with no opposition.

Meeting was adjourned at 1550 hours.

Respectfully Submitted,  
Tony Montoya  
POA Secretary



## Board of Directors Meeting Roll Call Wednesday, September 20, 2006

President	Gary Delagnes	P	Co. G	Dean Sorgie	P
Vice President	Kevin Martin	P		Dominic Yin	E
Secretary	Tony Montoya	P	Co. H	Jennifer Marino	E
Treasurer	Marty Halloran	P		Mike Walsh	P
Sergeant-At-Arms	Chris Breen	P	Co. I	John Scully	P
	Ray Shine	P		Jody Kato	P
Editor	Ed Browne	P	Co. K	Don Moorehouse	E
Co. A	George Rosko	P		Corrado Petruzella	E
	Mike Nevin	P	Hdqtr.	Dennis Callaghan	P
Co. B	Bill Roualdes	P		Neville Gittens	E
	Mike Moran	P	Narcotics	Larry Mack	P
Co. C	Derrick Jackson	E		Lynne Atkinson	P
	James H. Miller	P	Tactical	Mark Madsen	P
Co. D	Matt Rodgers	P		Jason Sawyer	P
	Tim Flaherty	P	Invest.	Pierre Martinez	P
Co. E	John Van Koll	E		Joseph Engler	P
	Patrick Burke	E	TTF	Gavin McEachern	E
Co. F	Peter Dacre	P		Theresa San Giacomo	P
			Airport	Robert Belt	P
				Bob Chapman	E
			Retired	Ray Allen	P



# WIDOWS' AND ORPHANS' AID ASSOCIATION

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

September 12, 2006

The regular meeting of the Widows' and Orphans' Aid Association of the San Francisco Police Department was called to order by Vice President Rene LaPrevotte at 2:00 PM in the conference room of Ingleside Station.

**PLEDGE OF ALLEGIANCE:** Led by Vice President Rene LaPrevotte.

**ROLL CALL OF OFFICERS:** President Mike Kemmitt was excused. Present were Vice President Rene LaPrevotte, Treasurer Jim Sturken, Secretary Mark Hurley, Trustees Fred Pardella, John Centurioni, Dave Fontana and Matt Gardner. Trustee Joe Garrity was excused.

**MINUTES OF THE JULY MEETING:** Motion by Fontana, seconded by Centurioni that the minutes be approved as published. Motion carried.

**BILLS:** Treasurer Sturken presented the usual bills. Motion by Pardella, seconded by Gardner that the bills be paid. Motion carried.

**COMMUNICATIONS:** Donations made in memory of John "Jack" Maring. SFVPOA \$25, Bruce and Jo Ann Thompson \$50, Tom and Ann Marie Ellerhorst \$25, William Healy \$15, Stewart Flynn \$25, Jean Caranatti \$50, William and Melva Ferenz \$25. A donation of \$400 from Residential Pacific Mortgage for the services of Officers Jason Fox and William Roualdes of Southern Station. A very grateful thank you from Mr. Tom Birco, father of Nick for our quick response with a card and check for the family.

## We Had Four Deaths This Past Month.

**RICHARD WORRELL**, 84 years. Richard was born in San Francisco and grew up in the Mission. He attended

Mission High, then joined the Army during WWII and served in the European Theater. Upon his return, he was employed with Railway Express before he entered the Police Academy in 1949. He worked in Traffic, mostly fixed post assignments in the downtown area. He apparently found that police work was not for him and resigned after a few years and was employed with the U.S. Post Office where he made his career. During all these years he kept up his dues in the Widows' and Orphans'.

**JOHN MARING**, 92 YEARS. Jack was born in San Francisco and grew up in the Glen Park area. He attended St. James High School. He was employed as an Elevator mechanic with Otis Elevators before he entered the Police Academy in 1948 at the age of 34. His first assignment was Ingleside Station for a year before going to Central. He was assigned to a special assignment in Chinatown. After a few years, he went to Mission, and then to the Traffic Warrant Detail. Jack received many Captains Comp's and a Gold Medal of Valor for killing a hold-up man who was in the act of robbing a grocery store. Jack retired in 1978.

**MARTIN J. BARBERO**, 84 years. Marty was born in San Francisco and grew up in the outer Mission. He attended Balboa High School. He was a veteran of WW II and served his country in the Pacific Theatre. He proudly retired as a Commander in the Naval reserve. Marty entered the Police Academy in 1949. His first assignment was Potrero for a few years before going to Hdq. He worked in Personnel for ten years before going to the Bureau of Inspectors. Marty retired in 1976. He then took his great knowledge and organization ability to become President of the Police Credit Union.

Marty remained in his home in the Excelsior District and was a main cog in the "Over 50 club" at St. Elizabeth Parish. His sons, Bob and Marty, are also SFPD members.

**ROBERT L. DERBY**, 58 years. Bob was born in San Francisco and grew up in the Mission. He attended Poly High. He served his country as a member of U.S. Army. Bob was a member of the Cadet Program and served in Communications in 1968. He entered the Police Academy in 1969. His first assignment was Mission Station, followed by City Prison. He then served for a few years at Potrero. He worked Mission station before going to the CSTF Parks and Beaches. (Honda) He made sergeant and worked Communications. He then was appointed to Inspector and worked General Works and Fencing before finishing up his career in Sex Crimes in 2001. Bob received Two Bronze Medals of Valor. One was for his entering a burning building in the Mission District and getting eleven tenants aroused and safely evacuated. Another was for a family 418 in which he stopped a 17-year-old who had a loaded pistol and attempted to fire at the officers. He deflected the juvenile's arm causing the bullet to enter a wall.

**SUSPENSIONS:** Pursuant to Section 4 of Article III of the Constitution (non-payment of dues for one year) Thomas A Van Overen, and Arkady Zlboinsky. Vice President Rene LaPrevotte (ordered them removed from the rolls of membership. Pursuant to Section 3 of Article III of the Constitution (non-payment of dues for six months) James Balovich, Francis Kang, Michael Norman, Martin Wallace and Tina Bonjour. IF YOU KNOW ANY OF THE NAMES MENTIONED, HAVE THEM

CALL US AT 415-681-3660. Until they pay their back dues the) do not qualify for any benefit.

**REPORT OF TRUSTEES:** Mr. Shane Hiller, VP and our Client Advisor along with Janet Gearlds our Investment Manager gave a presentation of changes to our account and our Asset Allocation. Basically our account is up over last month, our sector in International Growth has been our best performer. One of our account Managers with WCM was terminated and replace, with Wells Capital Management and his strategy. We reduced our position in TCW large cap core management. We discussed getting into the position of having some of our account in a Endowment Fund. Janet Gerald explained what we would have by doing so. It would open us 1 to be involved in real estate both domestically and Internationally. After some discussion the Trustees decided to wait till our next meeting to get additional information. Oil is down to \$66.00 per barrel and the outlook is positive for the months ahead. Since we started with Wells Fargo Bank our performance is 9.05% versus the 60% S.P. 500/40 % LB In term/Gov't of 7.18%

**ADJOURNMENT:** Vice President Rene LaPrevotte had a moment of silence for our departed members and all members of our military serving their Country. He set the next meeting for the Round Up Club in Placerville. This motion was immediately dismissed by the Officers and Trustees. He then in his great wisdom changed his mind and set the next meeting for Tuesday October 10, 2006 at 2 PM in the conference room of Ingleside Station. The meeting adjourned at 3:10 PM.

*Fraternally,*  
**Mark Hurley, Secretary.**

## Calendar of Events

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

### Regularly Scheduled Meetings or Events

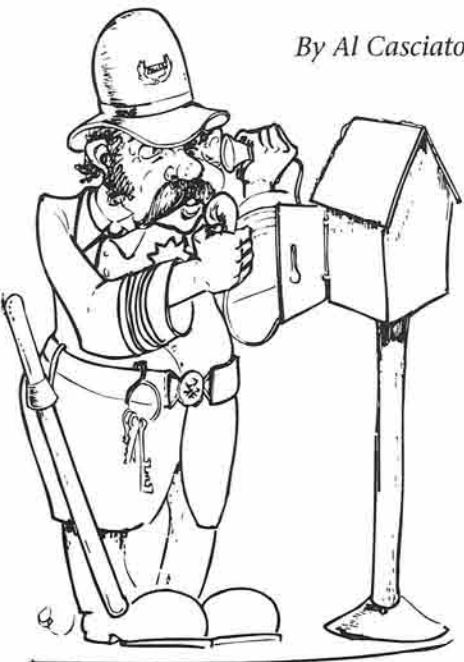
Event	Location	Date & Time	Coordinator
Meeting, Veteran Police Officers Association	3255 Folsom, SF	Second Tues. of Every Month, 11:00 AM	Larry Barsetti (415) 566-5986 <a href="mailto:larry175@ix.nexcom.com">larry175@ix.nexcom.com</a>
Meeting, Widows & Orphans Aid Association	Ingleside Police Station, Community Rm	Second Tues. of Every Month, 2:00 PM	Mark Hurley (415) 681-3660
<b>POA General Membership Meeting</b>	<b>POA Building</b>	<b>Third Wed. of Every Month, 1:00 PM</b>	<b>POA Office, (415) 861-5060</b>
Meeting, Retired Employees of CCSF	Irish Cultural Center	Second Wed. of Every Month, 1:00 PM	Sara Johnson (415) 681-5949
Retiree Range Re-qualification	SFPD Pistol Range	First Fri. of each Month, 0730-1130	Range Staff (415) 587-2274

### Specially Scheduled Events

<b>POA Golf Tournament</b>	Marin Country Club, Novato	Monday, October 2, 2006, 10:00 AM	Tim Hetrich (415) 970-3052
<b>POA/SFPD Blood Drive</b>	"Old" POA Building, 510 7th Street	Wed. October 4, 2006 11 AM - 8 PM	Mark Hawthorne (415) 553-1506
<b>Promotional Dinner Honoring Kenneth Cottura</b>	Basque Cultural Center 599 Railroad Ave. SSF	Thurs., October 19, 2006 6:00 PM	Jere Williams (650) 821-7106
<b>Promotional Dinner Honoring DC Charles Keohane</b>	House of Prime Rib 1906 Van Ness Ave., SF	Thurs., October 19, 2006 6:00 PM	Don Woolard (415) 553-4929
<b>SF Asian Police Officers Association Dinner, Installment, Scholarship Fund</b>	New Asia Restaurant 772 Pacific Ave., SF	Friday, October 27, 2006 6:00 PM	Eddie Cheung Central Station
<b>POA Sports Hall of Fame Induction Dinner</b>	Italian Athletic Club, SF	Friday, November 10, 2006 6:00 PM	POA Office (415) 861-5060
<b>Charity Challenge Boxing -SFFD vs SFPD</b>	Kezar Pavilion	Sun, Dec 3, 2006, (subject to change)	Jason Garden, Co. J (415) 345-7300
<b>Co. D Christmas Dinner Party</b>	Sinbads on the Wharf, Pier 2	Saturday, December 9, 2006, 6:00 PM	Officer Bell, Co. D
<b>POA/SFPD Blood Drive</b>	"Old" POA Building, 510 7th Street	Wed. December 13, 2006 11 AM - 8 PM	Mark Hawthorne (415) 553-1506
<b>Co. K Christmas Dinner Party</b>	The Olympic Club	Saturday, December 16, 2006, 6:00 PM	Joe Mayers (415) 553-1398



# AROUND THE DEPARTMENT



By Al Casciato

### ...Arrest Made:

On September 8th Federal Marshals in North Carolina arrested Marvin Jeffrey Jr. the individual who supplied the AK-47 that killed Officer Isaac Espinoza in April 2004. Extradition to California is pending...

### ...Combined Charities Drive:

The Combined Charities drive will take place during the month of October. All are encouraged to give to a cause that is near and dear to you. The Combined Charities form has an option to give directly to an organization so that no administrative fees are taken out. For example a group at the Airport is donating directly to the Willie Mays Say Hey Foundation INC. P.O. Box 2410, Menlo Park, California 94026. As long as you have the name and address of the organization you want to contribute to just attach a check or set up a payroll deduction and they will receive the funds. – Your unit’s campaign captain will be call-

ing upon you during the month of October so open your heart and your wallet...

### ...Births:

Kris Simone, who used to work at Bayview before she resigned after having a daughter to be a full-time mom, announces that she and her husband, Dan Simone, Tactical, have a new addition to their family. On May 22, 2006 they welcomed Luke Reynolds into the family. Baby Luke weighed 9 lbs, 10 oz, and measured 20 inches long. Big brother, Daniel, 5 years, and big sister Ella, 3 years, will help mom and dad with the new arrival... Mission Station’s Angel and Marieshelle Lozano joyously welcomed their third child Isabella Grace Lozano born August 9, 2006. Big sisters Alyssa and Mariah are absolutely ecstatic to have a new sister. Unfortunately, Angel’s reserve unit was activated and he left for Japan one week after Isabella’s birth. Marieshelle sends a big thank you to all those who have called and helped out during Angel’s absence...Retiree Joe Carlin writes that he has become a grandfather for a 2nd time. On August 27, 2006 daughter Marcy and husband Nick Corea were blessed with the birth of Joseph John Corea 8 lb. 2 oz. 19 ½ inches at Kaiser Hospital, San Francisco. Big sister Carlin Elizabeth Corea 3 years is jumping with joy at having a brother... Maricela Sainez (planning) and Chuck Collins (Co D.) are proud to announce the birth of their second daughter Maya Collins, 8lb 2oz, 20 1/2 inches, born 7/11/06. Big sister Luna (2 years old) is excited and very helpful. Grandpa Chuck Collins (retired SFPD) is keeping busy with his two grand-daughters....Congratulations to all...

### ...Pedro Tourney:

If you are a Pedro aficionado contact Sgt. Tom Martin in the Fleet Office (415-553-1521) for an application to the bi-annual tournament which will be held Sunday, October 22nd – 12 noon sharp at the Mariposa Hunt-

ers Point Yacht Club. 32 player limit – don’t delay...

### ...Clean Slate Program:

The Public Defender’s Office sends a memo that the Clean Slate Program, which is designed to assist persons in getting their criminal records expunged and / or sealed and other services designed to improve a record, is up and running. Information about the program can be obtained by contacting either Bella La, 415-553-9329 or Demarris Evans, 415-553-9337 / demarris.evans@sfgov.org...

### ...Birthday Jump:

Retired Lieutenant Walt Garry celebrated his 70th birthday with sons Brian, Sean and daughter Erin Young. They joined their dad in a tandem Skydive outside of Davis, California. It was a soft landing for all. Next birthday Walt hopes to be joined by a couple of grandsons. Happy birthday Walt. May you jump for many more years...

### ...Anniversary:

Officer Lucy (Ingleside) and Inspector Joseph Clemons (Juvenile) will celebrate 25 years of marriage on Nov 15, 2006 no small feat in today’s stressful world. Congratulations, and may you reach 50 years...

### ...Wedding Bells:

Retiree George O’Donoghue writes that he and Arsenia “Starr” Gayang were wed on July 26, 2006 in Redwood City. George says it was pure Irish luck that he met Starr five years ago in Singapore. He sends greetings to all. Well-wishers can call the happy couple at 650-574-7999. Congratulations and best wishes...

### ...Blood Drive:

All members, friends, families, neighbors and acquaintances are invited to participate in the SFPD Octoberfest Blood Drive which will occur on October 4 at the POA building at 510 7th Street 1100-2000. A BBQ meal will be served to all donors. Bring your

gift of life and your appetite. Any questions or concerns, contact Mark Hawthorne @ CSI 415-553-1506...

### ...Beware:

The new cell phone legislation is expected to go into effect very shortly. Word to the wise – do not use a cell phone while driving a radio car. One traffic court defense attorney is pledging to get pictures of officers using cell phones while driving radio cars in order to get cases dismissed. Hope the Traffic Commissioners don’t fall for the tactic...

### ...Sick Call:

Officer Brian Barron, Airport Bureau, recently had surgery for a life threatening condition and recovery is taking longer than anticipated. He is in dire need of donations of sick time in order to continue receiving a paycheck. He runs out of time on October 2, 2006 so donations are needed now. Contact the Behavioral Science Unit for further information @ 415-837-0875...

### ...Feeling Detached:

The CIRT Unit (Critical Incident Response Team) conducts debriefing of the various units after a serious incident. After the death (murder) of Officer Nick Birco in the Bayview, Lt. Ann Mannix, CIRT, debriefed the 911 dispatchers and was surprised to learn that they feel “detached from the Police Department since becoming 911”...

### ...Mother – Daughter:

Currently we have two mother/daughter generations serving at the same time in the SFPD. Juanita and Nancie Stockwell, and Angela and Rosalyn Rouede. Any others?

Announcements, notices or tidbits can be e-mailed to [alfirmsf@aol.com](mailto:alfirmsf@aol.com), faxed to 552-5741, or mailed to *Around the Department*, 800 Bryant St., 2nd Floor, SF, CA 94103.

## TRAFFIC TIPS



By Sergeant John Nestor, OIC  
STOP Program, Traffic Company

### Quiz: Which is not a Tow Truck?

#### Repossession Part 1

Scenario: You are on patrol and stopped at a signal light when dispatch broadcasts a call of a stolen car in your district. The car owner told the dispatcher that they heard their car alarm and saw a tow truck driving away with their vehicle. While writing the license plate on your hot sheet, a tow truck with a vehicle hooked to it pulls up alongside your patrol car. Your police instinct is aroused because there is no company name, telephone number or any form of identification except a number preceded by an “R” on the side of the tow truck. When the light turns green and the tow truck pulls away, you see that the vehicle being towed is the one reported stolen. You call for a back up and upon its arrival you make a traffic stop on the tow truck. The tow driver looks ner-

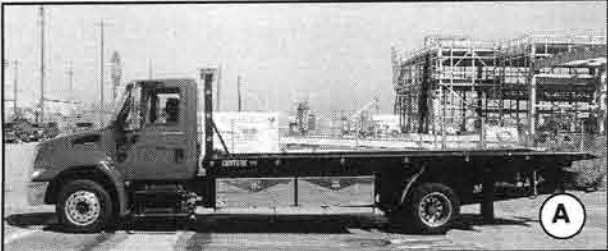
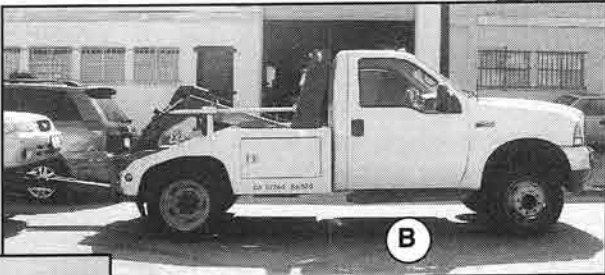
vous and admits to taking the vehicle but states that it’s a repossession tow. He shows you his reposessor’s license and a repossession order. He states that he was about to call the tow desk and report the repossession but had forgotten his cell phone.

You complete your investigation and determine that it was a legitimate repossession. You ask dispatch to notify the complainant and advise him to contact the reposessor for

information on how they may reclaim their vehicle. You inquire why the tow driver does not have his company’s name on the side of his vehicle. He replies that he doesn’t have to because he is not a tow truck. Perplexed, but being unfamiliar with the tow truck requirements, you advise him to contact the tow desk and send him on his way. As the tow truck drives away you wonder if the tow truck driver was correct?

Section 615(a) of the Vehicle Code defines a tow truck but states that a tow truck does not include a repos-

session’s tow vehicle. Section 27907 of the Vehicle Code requires common tow vehicles to have a company name, address and telephone number conspicuous on both the right and left side of the vehicle. However, the second paragraph allows a reposessor’s tow vehicle to display their license number (R number) in lieu of their company’s name, address and telephone number. Since a reposessor’s tow vehicle is not a tow truck by statutory definition, it does not need to meet equipment requirements such as portable stop lamps, (24605 CVC), and broom, shovel and fire extinguishers (27700 CVC) and amber warning lights (25253 CVC). The San Francisco Police Code, in section 3051(2), defines a Tow Car as defined in section 615 of the California Vehicle Code. Thus any requirements by the Police Code for Tow Cars will not be binding on repossession



vehicles.

Many officers may go through their whole career without coming into contact with a reposessor. However, the STOP hearing window does issue vehicle releases on a daily basis for repossessed vehicles. Unscrupulous tow truck operators have utilized their tow trucks to steal vehicles, and people in arrears on their payments have utilized the police to try and recover their legitimately repossessed vehicles. Hopefully the information in this article will help officers in dealing with these situations.

Quiz answer:  
B, this a reposessor’s vehicle





## POLICE-FIRE Post 456



By Rene LaPrevotte  
Post Adjutant

Just a reminder to those members of American Legion Police-Fire Post #456 that dues were payable July 2006. If you have inadvertently neglected to send-in your \$35 dues, send the check directly to me at:

Rene LaPrevotte  
4081 Sayoma lane  
Placerville, Ca, 95667

I will get your membership card out and make certain your membership doesn't lapse in the greatest Veterans' Organization in America!!

If you are a military vet and somehow never joined the Police-Fire Post, I promise not to judge your lack of good judgment, and will get you signed-up for the paltry sum of \$35, made payable to the SF Police Fire Post #456.

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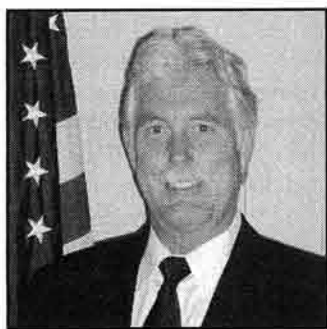
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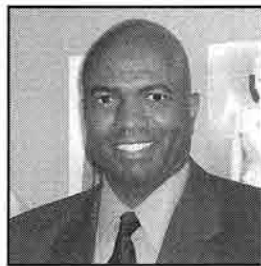
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## UCSF Children's Hospital

continued from page 1

tin, vice president of the San Francisco Police Officers Association and a SFPD Patrol officer of 21 years in the City's Southern Police District.

"When Gary Delagnes became president, he was introduced to Kim Scurr, and we joined a partnership in helping them provide resources for the kids.

"At first, it was through monetary donations. But beyond that, we wanted to get more involved and be a hands-on type of partner – spending time with the kids – and it has become an extremely popular activity for the cops," he said.

"Every month I get volunteers from a different station, so every station has an opportunity to visit the kids. We go the second Wednesday of every month – two hours in the afternoon with the younger kids – and later in the evening, we spend time with the older kids – playing video games, foosball, decorating cookies and cupcakes.

"The parents really like it, too, and the brothers and sisters of the patients. We read stories and play games. And every once in a while, when a child is unable to get out of bed, we'll go visit them and take pictures – they get a kick out of that," Martin said.

"It also gives the officers a great appreciation of the jobs that they have and they health that their own kids have," he added. "This goes beyond what money can provide. For the officers, it is often a rekindling of the human spirit.

"Quite often there is so much negativity attached to the job, so when they have the opportunity to instill some kindness, it strengthens our resolve to our commitment to the community. It's good for our soul."

"Young people feel like they are the only people going through the difficulty of being hospitalized and facing illness," said Michael Towne, manager of UCSF Children's Hospital Child Life Department. "When they meet for the first time in the Teen Room, they share their stories, often spontaneously, or

with a little help from staff."

"A common conversation is comparing notes on how many attempts it took the nurse to get an IV in their veins. The one with the highest number often feels like the expert rather than the victim. That helps a teen to feel like there is a new normal developing.

"We create a fun and engaging experience for teens in the Teen Room in order to help them sensitize to this otherwise foreign environment. Community heroes add a level of excitement and a link beyond the hospital walls, which often feel impenetrable to teens," Towne added.

"Officers know the neighborhoods these children come from. The camaraderie that develops over an energetic game of foosball is palpable. The teen starts to relax into a new understanding that the hospital is not all bad, but also that officers are fellow human beings getting through their days while helping around them."

Patients in the Children's Hospital range in age from infants to teens, and any patient or family member can participate in a CHOOSE event or request a bedside visit.

"We recognize that when a child is ill it affects the whole family so we treat the entire family as our patients," Scurr added.

The San Francisco Police Officers Association's donations of \$33,500 was raised through support of the Macy's holiday lights program, the SFPOA-sponsored San Francisco Giants Home Run program – in which the association donated \$100 for each home run in the 2005 season, and the association's annual golf tournament fundraiser, which will be held on October 2 this year at the Marin Country Club in Novato.

To learn more about CHOOSE, contact Kim Scurr at (415) 353-1101 or Kelley O'Brien at (415) 353-9394. For more information on the San Francisco Police Officers Association, visit [www.sfpoa.org](http://www.sfpoa.org).

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# Address of President Gary Delagnes before the Police Commission

## September 13, 2006

On Sunday, September 10, 2006, St. Monica's Church hosted the annual Police/Fire Memorial Mass. This solemn event has taken place each year for several decades, and is an uplifting occasion of unity, support, and remembrance of and for this city's public safety employees. The non-denominational service is always well attended by the men and women, friends and families of our police and fire personnel. Most civic leaders also attend, as was the case at this year's mass. There was one conspicuous absence of VIPs, however, and that was the entire Police Commission. An entire pew had been reserved for the police commission members and their families. Sadly, the row remained empty throughout the mass. Not one police commissioner attended, and only two had notified the organizers ahead of time that they could not.

The ducking of this event was, in the eyes of Gary Delagnes and most police officers, another act of disrespect and indifference on the part of the contentious panel members. In light of the deaths of two on-duty San Francisco police officers in the past year, it was even more disappointing to the members of the SFPD that their appointed commissioners did not sit with them to honor these two heroes. Not being one to let an insult pass without an appropriate response, President Gary Delagnes stood before the Police Commission on Wednesday, September 13 and delivered the following address. — Ed.

Thank you Commissioners and good evening.

I'm Gary Delagnes President of the San Francisco Police Officers Association

I'm appearing before you tonight on an issue that is troubling many of my members. On Sunday, September 10th, the annual Police-Fire Mass was held at Saint Monica's Church in the Richmond District. This event, which has taken place for almost half a century, honors all emergency personnel in the City of San Francisco. Names of the active and retired members who have

died in the past year are read aloud in appreciation for their service and sacrifice they have made to our city.

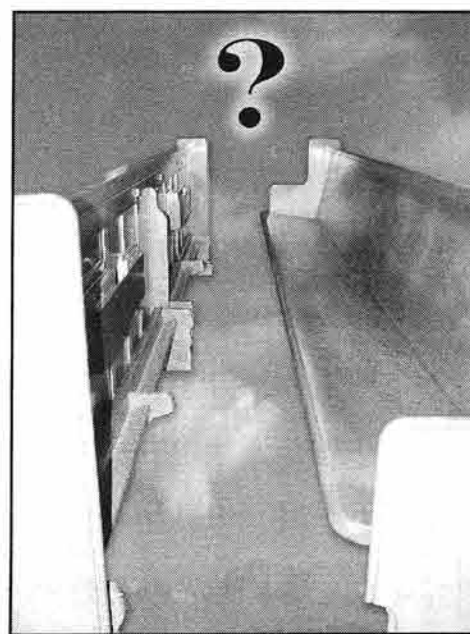
This year's service was especially meaningful to the San Francisco Police Department since it honored Officer Nick Birco who was killed in the line of duty less than two months ago. It also honored Sergeant Darryl Tsujimoto who died in the line of duty just a few months ago.

Since the attacks of 9-11 in 2001, the annual mass was moved to the month of September so members of emergency services and their families

can remember, reflect, and honor all sworn members and civilians who perished on that fateful day.

We often hear the phrase "We will never forget" when we talk about the events of 9-11. As law enforcement officers, I assure you that we have not forgotten those who died that day, and we have not forgotten Officer Nick Birco or Sergeant Darryl Tsujimoto who died serving this city. The Mayor hasn't forgotten, members of the Board of Supervisors have not forgotten, The Police and Fire Command Staffs have not forgotten, The Fire Commissioners have not forgotten, the Executive Board of the San Francisco Police Officers Association have not forgotten, the rank and file of the San Francisco Police and Fire Departments have not forgotten, and the families of Nick Birco and Isaac Espinoza have not forgotten.

It was abundantly clear to the packed congregation at Saint Monica's Church that the Police Commission had forgotten, and is completely out of touch with what is important to this department and its members. Not only have you sent another message of indifference and ambivalence to our members but you also have again shown great disrespect to our membership and all we represent. When the Police Department and Fire Department Chaplains were acknowledging the public officials in attendance the reserved pew for the police commission was noticeably empty.



The POA realizes that serving on this commission is not your full time job but it is our understanding that formal invitations were sent to each of the commissioners but yet less than half of you even bothered to respond and when not even one of you cared enough to attend the service it begs me to ask these questions.

Does this commission have a clue as to the role they are obligated to play within this police department? Or is it simply another example of the lack of respect from this commission towards the officers that serve this city?

We will never forget!

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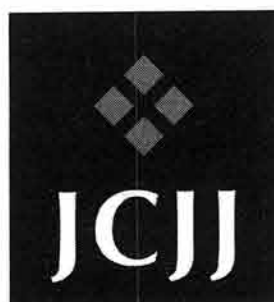
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- 25 years of age
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- Agree to be enrolled on DMV Pull Notice Program

Compensation: \$10 base plus tips and benefits for full time employees (avg. hourly income \$20-\$40)

### Needed to apply for shuttle position:

- 25 years of age
- Commercial Driving Experience
- Mandatory License Class B
- DMV Record– H-6 (10 yr. background check)
- No DUI convictions
- No Hit & Run convictions
- No driver's license suspensions
- No more than (2) moving violations/chargeable accidents w/in past 3 years
- No more than (1) point on DMV record
- Agree to be enrolled on DMV Pull Notice Program

Compensation: \$15 per hour plus benefits for full time employees

## Employment Opportunity

# Attention Retirees and Other Job Seekers

The Military Department of the State of California just opened 79 more full-time state employment jobs and is seeking veteran cops and reserves to fill them.

These new positions are Base Security jobs at state military installations and armories across the state including:

Mather Field AASF  
Stockton AASF  
Sacramento HQ  
Fresno AASF  
Camp San Luis Obispo  
Camp Roberts  
Los Alamitos AASF

There are 60 Security Police jobs as well as 18 Security Police Sergeant positions.

### Chief of Police Job

There is a position available in Sacramento for a retired Chief, Division Commander or Capt/Lt. as the Officer In Charge of Security Police Forces for the Military Department of the State of California. This is an administrative position in charge of the above referenced Security Police forces at the installations listed above.

These are full-time positions with full state benefits. Applicants should be prior NCO's from any branch of the armed forces from grades E-3 to E-8, between the ages of 21-63, and be height/weight proportionate. If not, then applicants should have some kind of background or training in Security or Law Enforcement. 18 of these positions are supervisory/NCOIC slots. There is also one OIC position in Sacramento for a former commissioned or warrant officer.

There are also instructor positions open at 3 of the state run Youth Military Academies in San Luis Obispo, Oakland and San Jose. Experience working with youth, especially at-risk teens, is desired.

Position does NOT require joining the National Guard. Prior service members and those with the desired

training and experience in law enforcement can apply for the position and become members of the California State Military Reserve, a state military force with no federal mission. CSMR members can not be federalized or sent overseas. Prior service members come in to the CSMR at their previous rank. Prior military service is a big plus but is not required.

For full details about these positions and how to apply, please email me directly ASAP.... [christopher.mott@ca.ngb.army.mil](mailto:christopher.mott@ca.ngb.army.mil)

For volunteer and part time opportunities with the California State Military Reserve, please email me directly. Volunteer CSMR soldiers can sign up for short-term State Active Duty assignments that can last from 1 day to two weeks, to three months or more.

Email me if you have any questions. Please let as many veterans and retired cops as possible know of these positions. This does not affect their federal retirement or federal disability pay. Because our physical requirements are less stringent than the federal forces, we can often accept many injured veterans depending on the degree of their injury/disability.

The CSMR does not have physical training or tests.

Please contact me with any questions you have. I'd like to invite you to visit a CSMR unit close to you to meet some of our troops (including many Vietnam Vets), and to learn more about what we do. If you contact me directly I can find the unit closest to you and arrange for your visit.

Sincerely,

**SGT (CA) Christopher Mott**  
Military Police - Provost Marshal Office  
Brigade Recruiting NCO  
40th Infantry Division (M)  
Headquarters Company  
- Support Brigade  
Los Alamitos JFTB  
<http://www.calguard.ca.gov/casmr/christopher.mott@ca.ngb.army.mil>

## Widening the Divide: Why the Police Auditor's Power Grab Is Misguided

By John Tennant, Esq.  
Attorney at Law

*Editor's note: Mr. Tennant is a well-respected labor and procedures lawyer who specializes in the representation of public employee labor organizations. On September 20, 2006, the POA Board of Directors unanimously voted to hire Mr. Tennant as a part-time advisor and legal counsel. His services will be split between the SFPOA and the San Jose POA. -Ed.*

Transparency in government is essential to democracy. If a citizenry cannot see how its government operates, the faith of that citizenry in its government will necessarily be lost. This is the principle that underlies civilian oversight of a police force.

It is a principle that the SJPOA has long recognized, supporting as it did in 1992-93, the creation of the Independent Police Auditor (IPA) in order to assure the public that the San Jose Police Department's policing of its own, as it were, is beyond compare. It is a principle that the SJPOA looked to in supporting the Auditor's proposal several years ago to participate in the Department's review of officer-involved shootings. It is a principle that led the SJPOA to work in tandem with Senator Burton and members of the press in 2002 to support a constitutional amendment that gave the public greater access to government records while not compromising police officer privacy rights. And it is the principle that underlay the SJPOA's courageous decision to support openly and vocally the Department's efforts to track voluntarily the ethnicity and gender of those stopped for traffic violations in order to put to rest public concerns about racial profiling.

The SJPOA has long resisted the knee-jerk impulse advocated by some to "circle the wagons" and oppose every effort to allow the public any window whatsoever on the police disciplinary process, recognizing as it does that maintaining the public's trust is essential to healthy relations between police officers and the community they are sworn to protect. Lose that trust and you've lost everything.

Which is why the Police Auditor's recent complaint to the San Jose City Council that the "IPA currently does not have independent investigative authority" and simultaneous request that the IPA "audit police agencies to determine models whose functions could be considered to augment the IPA mission" is so potentially damaging: It courts the investigative model underlying civilian review boards that, far from leading to greater police-civilian understanding, actually has served to widen a divide between the police and civilians that should not exist. The citizens of San Jose expressly rejected this model back when the IPA was first created and further affirmed the wisdom of the "auditing" function as opposed to the "investigating" function when they voted to amend their City Charter expressly to include the IPA in 1996.



John Tennant

While an independent investigating body may sound fine in theory, the reality more often than not is the creation of a public platform for those with extreme anti-police views to further their own visibility through irresponsible and inflammatory rhetoric. I remember well how I represented a Berkeley police officer in the early 90's, one of the most decent guys I have ever met. His Glock firearm had accidentally discharged – this was before police departments woke up to the fact that the "New York trigger" modification was necessary to prevent Glocks from accidentally discharging– during a drug raid, injuring a known drug dealer. The officer received appropriate, indeed, heavy discipline from the police department but then had to undergo a hearing before the Berkeley Police Review Commission. That hearing, which lasted from early evening until after midnight for two nights in a row, resembled nothing less than a show trial. I saw firsthand one of the most good-hearted and idealistic young officers I have ever known subjected to rhetoric of a level one would think reserved only for those approaching war criminal status. If that hearing's object was to instill further trust between Berkeley's citizens and their police, it failed miserably.

And this sort of thing happens time and again in cities like Berkeley, Oakland, and San Francisco, where independent investigatory bodies become a vehicle for those whose entire agenda is not to create broader understanding between officers and citizens but, on the contrary, to advance their own careers by widening the divide between police and the community. Don't take my word for it. As I advised the San Jose City Council publicly back in 1992, go out and watch one of the above cities' civilian review boards in action and then tell me at the end of the day if you really think the cause of strengthening relations between police and citizens has been served.

The "auditing" function of the IPA has worked extremely well for the citizens of San Jose these past sixteen years. The IPA's recent flirtation with the prospect of expanding that function to include "independent investigative authority" is remarkable in its ignorance (whether willful or not) of the history and reality of civilian review boards.

"Which Side Are You On?"

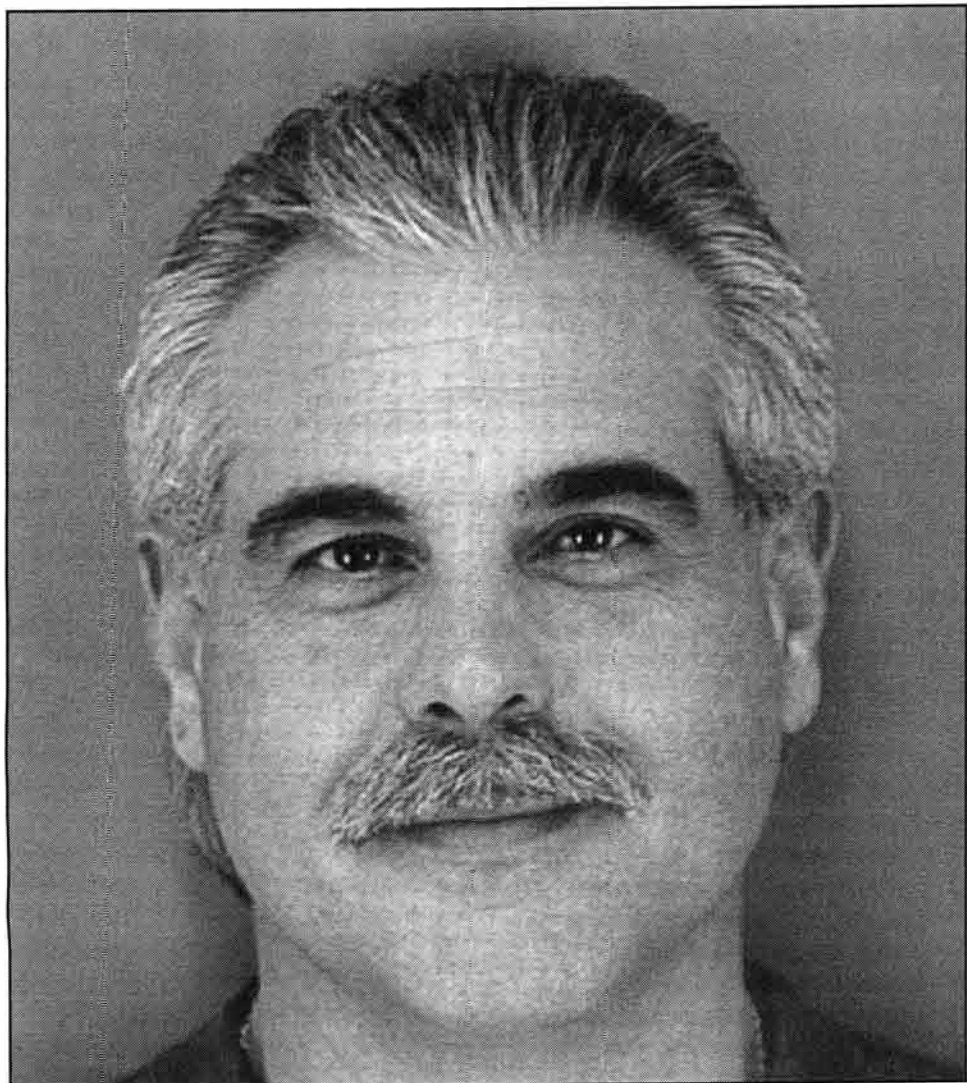
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## Inspector of the Month

### August 2006



**S**ergeant Joseph Buono has been with the San Francisco Police Department for 25 years. During his career, Joe has been assigned to six of the ten District Stations, Vice Crimes, Narcotics, Support Services and most recently at the Operations Center. Joe has won numerous department awards and commendations for his outstanding police work. Joe's dedication to duty has shown in his leadership role at the Operations Center which is a vital link within the San Francisco Police Department, other law enforcement agencies, and the public.

## Inspector of the Month

### September 2006



**I**nspector Earl Wismer has been with the San Francisco Police Department for over 32 years and in the Investigation Bureau for sixteen years, most of those in the Fraud Section. Earl has been an invaluable resource as well as an excellent mentor to the new Inspectors assigned to the Fraud Section and other investigative bureaus. Earl is known throughout the Bay Area as an authority on confidence scams such as pigeon drops, Jamaican switches, and a variety of con games. Earl is contacted on a weekly basis by other Bay Area law enforcement agencies as well as members of the banking industry, and has been called upon to testify in other countries on matters pertaining to fraud cases.

## Vice President's Message

# Goodbye To A Friend

By Kevin Martin  
POA Vice President

**A**s this paper was set to go to print, I learned of the passing of a dear friend and long time member of the San Francisco Police Department and this association, Bernard "Bernie" J. Sullivan #1173 of Traffic Company, Co. K Solos.

Bernie was born in San Francisco on October 9, 1952 and reached his life's journeys end on Wednesday, September 20, 2006 at his east bay home.

Bernie entered the San Francisco Police Department on November 27, 1978 with the 132nd Academy Class and retired in August of 2006. Bernie served with distinction in a variety of assignments including the Airport Bureau, Mission Station, Tactical Unit and ended his long career with the Traffic Company.

Bernie was a wonderful man with a heart of gold and a ready smile.

I first met Bernie when I was in the Sheriff's Department and occasionally would book his prisoner. I later had the pleasure of working with Bernie and his cohorts of the tactical unit when we were doing the robbery abatement/street crime operations in the Tenderloin and Southern Police Districts.

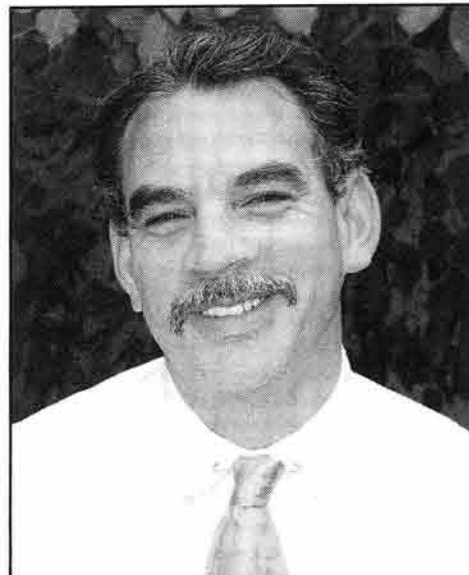
*Bernie was a wonderful man with a heart of gold and a ready smile.*

I also worked with Bernie in his involvement with the Special Olympics. There was rarely any Special Olympic event without Bernie Sullivan being involved. Along with Sgt. Bob Guinan and Bernie's long time partner, Frank Achim, Bernie was always quick to lend a hand and make any event he was involved with a much better one. Bernie always took time with the special athletes' and made them feel good about themselves.

I never heard Bernie say "no" to any request or favor asked of him by anyone. Bernie certainly gave more of himself than he ever asked for in return as witnessed by all his years of service to the police department and to the city of St. Francis in which he was born and raised.

Bernie was very proud of his family, and often spoke glowingly and lovingly of his children.

It goes without saying that Bernie will be sorely missed and will be thought of often in the warmest and highest regards.



Vice President Kevin Martin

Bernie, I'll think of you and remember you fondly. May you always rest in peace in the hollow of the good Lord's palm.

My sincerest condolences to the Sullivan family and to Bernie's fellow officers at Co. K. Special thoughts to Sgt. Bob Guinan and Bernie's long-time partner and good friend Frank Achim. Frank and Bernie were affectionately known as Ernie and Bert. My deepest appreciation to Co. K reps Don Moorehouse and Corrado Petruzella.

### Passing Thoughts

It is only a miracle that two of our finest were able to survive a harrowing assault not long ago. Officers Derrick Lew and Fabian Fowler of Bayview Station (where else) responded to shots being fired in the area of Bayview and Flora Streets. Unknown to the officers, two people had just been shot and killed execution style in the back of a parked vehicle and two subjects were walking away from the scene. The officers' instincts told them something was wrong and told one of the subjects to stop. The man hesitated then turned and walked towards the patrol car. The officers realized the man had a gun and was pointing it directly at Officer Lew. Officer Lew dove for cover as the suspect started firing shots, one of which creased the back of Officer Lew's jacket. Officer Fowler returned fire, fatally wounding the suspect and thereby saving the life of his partner, as well as his own. Police arrested the second subject, a well-known thug in a wheelchair. This subject was later released by the D.A.'s office.

In talking to the officers, it was their strong belief that their instincts, training, and strong will to live and survive that trumped the evil-doer's dastardly efforts.

Just a thought...is the Police Commission a part of us or just apart from us? It's getting increasingly more difficult to tell....See you in church....

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**Brian Choy**

(Father of Adam Choy, Co. A)

at

**Ellis Brooks**

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## November's Gubernatorial Election

# POA Endorses Phil Angelides For Governor

By Mike Hebel,  
Welfare Officer

The POA's Board of Directors has endorsed Democrat Phil Angelides for Governor in the November 2006 election. In doing so, the Board noted all the prominent anti-labor positions and propositions taken by governor Arnold Schwarzenegger during the last 3 years. A prime example of this was the governor's refusal to sign a bill that would restore major cuts he made to workers' compensation benefits for permanent disabled workers. SB 815 (Perata) would have reversed the hardships he caused to the most severely injured workers.

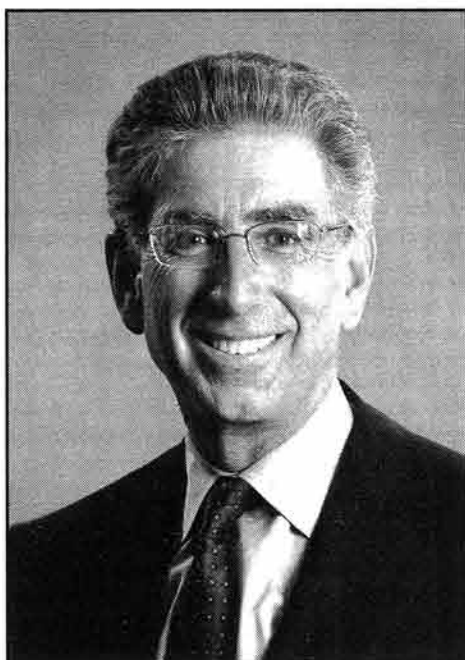
### The End of Defined Benefit Pensions For Public Employees

On January 5, 2005 governor Schwarzenegger, in his annual state of the State message, called for fundamental change in pensions for all governmental workers (state, county, city) in California, which employs one in eight California workers. The governor said these changes were needed to reduce costs for state and local governments.

By that proposal, Schwarzenegger wanted to enroll new public employees (July 1, 2007 hires and thereafter) in a system in which state and municipality contributions were defined, rather than providing the current system of pension benefits wherein benefits are defined. New hires would receive a 401(k) like pension. Instead of being guaranteed a fixed benefit when they retire, these new employees would contribute money into a retirement account with a choice of funds. The state, county and cities, for their respective employees, would also put money into these accounts. The retirement pensions received would be based on how well their investments performed.

Schwarzenegger thereby supported a proposed Assembly Constitutional Amendment (ACA 5) introduced in December 2004 by Republican Keith Richman. This amendment would prohibit defined benefit plans for California's public employees hired on and after July 1, 2007.

When police and fire associations/unions loudly complained to the governor that ACA 5 would eliminate death in the line of duty benefits and industrial disability pensions, Schwarzenegger, in April 2005, withdrew his support for this proposal and it died. He had hoped to bring this "pension reform" to the voters in November 2005. It was his first reversal since he won office in the unprecedented



Phil Angelides

recall election of October 2003. But the governor warned that he would return this issue to the ballot in June 2006 if public employee pension system reform was not adequately dealt with by the State Legislature. After a sound thrashing by the electorate in November 2005, he let this issue go for another day.

### November 2005 Special Election

On November 8, 2005 the California electorate was summoned to a special election to cast their ballots on four initiatives that governor Schwarzenegger considered essential to his "year of reform." The POA urged a no vote on all four and all four were defeated.

Many Californians wanted to know why a special election, costing about \$70 million, was necessary given that two regular elections would occur in 2006 – in June and November. Three of his four measures read like a hard-line conservative wish list; the fourth would change the redistricting process.

The proposals (propositions 74, 75, 76 & 77) had specific targets. 74 would have made teachers wait for 5 years, instead of 2, before being confirmed in their jobs. 75 would have required public employees' unions to have the written consent of individual members before making political contributions. 76 would have placed limits on state spending and 77 would have made the drawing of constituency borders the job of retired judges instead of the State Legislature.

Proposition 75 was particularly one-sided. Its intent was to silence the voice of public employee unions in their battles against legislation that would harm their members. Decisions on

pensions, wages, health benefits, discipline procedures, and public budgets require vigorous campaigns and this requires proper funding to present the public employees' voice.

Governor Schwarzenegger's "reform package" was soundly defeated by the electorate.

### SB 815

In April 2004 governor Schwarzenegger pushed through emergency legislation to "reform" the workers' compensation system. This comprehensive legislation was the biggest change in workers' compensation since the system was first established in 1913. Its objective was to reduce benefits to injured workers (temporary disability, permanent disability and medical care). And that is exactly what it did. Temporary disability is now limited to 2 years, permanent disability awards have been reduced by up to 50%, and medical care is now subject to utilization review and much delay.

The governor's "reform" did benefit one segment of the workers' compensation system – the insurance companies. The reform did not link reduced workers benefits to reduced insurance costs to employers. Consequently, for example, in 2004 workers' compensation insurers collected \$23.6 billion in premiums, had expenses of \$5.4 billion, paid benefits to injured workers of \$8.5 billion, and collected a huge profit of \$9.7 billion. Is it any mystery that the insurance industry is one of the biggest financial supporters of Arnold Schwarzenegger – who in the recall election promised not to take money from special interests.

In its 2005-06 legislative session the Assembly (44-33 vote) and Senate (23-14 vote) passed SB 815 to restore some of the workers' compensation benefits taken away by the 2004 "reform". It would specifically have provided greater benefits for the most severely injured workers. It would require no new costs for employers. Its intention was to re-establish some fairness and dignity for injured workers and their families.

The governor refused to sign this bill thereby vetoing it. This was Schwarzenegger's opportunity to reverse the hardships he caused to the most severely injured workers. Insurance companies are experiencing record profits and employers have seen their costs go down, but injured workers had suffered badly under the rules adopted by his administration. The governor had himself promised that he didn't want injured workers to suffer from benefit cuts. It was a woeful shame that he refused to rec-

tify the damage he had caused with his 2004 massive change of workers' compensation.

### Coalition of Public Employee Unions

This September a coalition of the state's most powerful public employee unions have agreed to start an independent campaign opposing the re-election of Arnold Schwarzenegger. This campaign may raise as much as \$25 million. This effort comes at a critical time for Democrat challenger Phil Angelides whose needs an infusion of money to effectively carry his message to a statewide audience.

Led by the California Teachers Association, the California Correctional Peace Officers Association, and the Service Employees International Union, the coalition includes many of the same groups (including police officers, nurses, and fire fighters) that raised and spent more than \$150 million defeating Schwarzenegger's 2005 special election ballot agenda.

While the governor did make attempts to appease his critics in labor, his veto of SB 815 shows the shallowness of his commitment to occupationally injured workers. He did increase funding for K-12 education this year by 7.3% and has looked to make peace with the 30,000 members Correctional Peace Officer Association in its upcoming contract negotiations. Nevertheless, public employees have watched the governor change his colors over the last 3 years reacting to voter disapproval. His record doesn't lie. He has been one of the most anti-worker governors in California history. He has cut workers compensation benefits for permanently disabled workers by 50%, tried to eliminate secure pensions for over 1 million workers and even tried to take away the right to a lunch break. His re-election is feared as another opportunity to change back to his original mode seeking pension take-aways and health care reductions for California public employees.

In stark contrast, Phil Angelides has a long record of supporting workers' issues and standing up to corporate interests. As Treasurer, he strengthened pensions for over 1 million workers, led efforts to fight corporate fraud and recover taxpayer money from Enron and WorldCom, and helped keep good jobs in California by cracking down on corporations that attempted to evade their taxes.

**THE POA SUPPORTS AND ENDORSES THE CANDIDACY OF PHIL ANGELIDES.**

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In February 1969 my parents drove me to the airport to start my active duty with the Navy. I extended my hand to my Dad to let Him know I was a man. He grabbed me and hugged me. On May 1st, 1969, a Naval Chaplain handed me a telegram "Officer Joe Brodnik, SFPD, killed this date in the line of duty. Hug and kiss your kids no matter what age or circumstance. You just never know... Stay safe and God bless."



### Bob Brodnik

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# Jeff Barker Scholarship Awards

By Marty Halloran  
Treasurer/  
Chairman Scholarship Committee

The annual Jeff Scholarship Awards were presented in late August to dependents of active, retired, and deceased members. The recipients of these awards were judged by the POA Scholarship Committee on their academics, extracurricular activities, community service, and a five hundred word essay. The topic chosen for this year was "Immigration: Should the United States of America change its policy?"

The first place for the year 2006 goes to Daniel Hallisy, son of active Sergeant/Inspector John Hallisy of the Narcotics Division. Dan is attending the University Of California San Diego and has received \$2,500.00 towards his college education.

This year the POA has awarded a total of \$23,000.00 in scholarships to college bound students. The funds for these awards are raised through the proceeds from the POA Golf Tournament. Every student who completed all phases of the application was awarded a scholarship. My thanks go out to the POA Scholarship Committee and especially to Kevin Martin, Gavin McEachern, Bassey Obot, Roland Tolsa, Frank Hagan, Glenn Sylvester, Matt Gardner, Denise Schmitt, Mike Puccinelli, Robin Matthews, Kevin Lyons, and Lynn Tomioka who spent many hours reading and grading the essays.

On behalf of President Gary Delagnes and the entire Board of Directors I would like to congratulate all the recipients of this year Jeff Barker Scholarship Awards and wish all these students much success in their college years.

## 1st Place: \$2,500.00

Daniel Hallisy  
University of California, San Diego

## 2nd Place: \$2,000.00

Samantha O'Brien  
Wagner College

## 3rd Place: \$1,000.00

Doug Finigan  
California State University, Chico

## 4th Place: \$1,000.00

Lauren Miller  
University of California, Irvine

The following students were each awarded a \$500.00 scholarship towards their college education.

Sandra Allen  
University of Oregon

Alexandria Angelopulos  
University of Arizona

Christina Barberini  
University of San Francisco

Sofia Mariel Barcena  
City College of San Francisco

Megan Boyle  
University of Redlands

Matthew Caniglia  
Saint Mary's College of California

Monica Centurioni  
Diablo Valley College

Lisa Chapman  
Sonoma State University

Sydney Decker  
San Francisco State University

Timothy Fogarty  
University of Puget Sound

Ashley Gan  
Santa Rosa Junior College

Brandon Groshong  
California Polytechnic State  
University at San Luis Obispo



John Hallisy, Dan Hallisy and Gary Delagnes.

Leilani Juarez  
University of Nevada, Reno

Erica Kato  
University of California, Berkeley

Martin Kilgariff  
California State University, Chico

Justin Lai  
California Polytechnic State  
University at San Luis Obispo

Candace Lee  
University of California, Santa Cruz

Ashley Lindo  
San Jose State University

Sarah Martin  
Texas Southern University

Kurtis Mori  
Diablo Valley College

Kaitlin O'Meara  
Loyola Marymount University

Ariana Pena  
Saint Mary's College of California

Briana Phipps  
California State College of  
Los Angeles

Linda Pineda  
Los Medanos College

Megan Pohley  
Saint Mary's College of California

Alexis Rich  
California State University,  
Stanislaus

Carmen Rich  
Santa Rosa Junior College

Matthew Rosko  
University of California, Los Angeles

Aimee Roth  
University of Oregon

Thomas Pope Sweeney  
The California Maritime Academy

Matthew Taylor  
University of California, Davis

Kenneth Woo  
University of California, Davis

## Dear Members of the POA –

As I finish packing to leave for UC San Diego, I want to say thank you to the administration and to the members of the POA for awarding me this scholarship. I am honored to be part of the essay competition and it's difficult to express my gratitude for the support of the POA, not just now, but as far back as I can remember.

With four generations of my relatives being part of the SFPD, the POA has always been a part of my life, whether it was walking precincts with my dad to help pass ballot measures, going to the haunted house at the old POA building, or having my picture taken sitting on a horse at the police picnic at Lake Merced. We often hear about our "police family," and the POA has truly been there by supporting me and my family when we needed them most.

Through all of the difficult times in my life, the POA has been by my side helping in anyway possible. I can specifically remember all the support my dad had when the POA came to my school for "Buzz the Fuzz." Kate and I helped shave several heads that day without one complaint. During the long years of my sister's illness, we were surrounded by love and support every single day. Officers sent notes and pictures; they stopped by our house

with movie tickets and treats for me and my brother, and spent untold hours sitting with my parents at the hospital.

So, to receive this scholarship to help my family pay for college is very special to me. I don't think I would have been able to get where I am today without the help and encouragement I have received over the years from the POA. All I can say is thank you, and promise to keep the POA in my heart and prayers as I begin this new chapter in my life.

Sincerely,  
Dan Hallisy

## Dear POA –

I'd like to thank you and the SFPOA Scholarship Committee for awarding me a five hundred dollar scholarship. I am honored and very grateful. The money will help with many of my expenses at Cal Poly, San Luis Obispo where I will be majoring in civil engineering. I hope to be able to get a good job after college and maybe even pursue a graduate degree later on. In the future, I hope to help design and build amazing structures for the San Francisco Bay Area.

Sincerely,  
Justin V. Lai

## Dear SFPOA –

This is a note of thanks to the San Francisco Police Officers Association for the college scholarship ward you bestowed on me. Words cannot express the gratitude and happiness I felt, being selected as a 2006 recipient of your generous gift. I know how hard the wonderful men and women of the SFPD toil in their sometimes thankless job, and I promise that I will continue to work hard academically in my quest to graduate from the California Maritime Academy.

Being awarded your scholarship was a true honor, making me extremely proud (and also my dad). With your help, my financial burden has been made a little easier and I honestly thank everyone for your kindness and generosity and also for the job that you do on a daily basis.

Thank you so much,  
Thomas Pope Sweeney

## Dear POA –

Thank you for giving me the financial support to further my education. This scholarship will help me with expenses on my journey to studying music. Thanks again for your support.

Sincerely,  
Megan Boyle

## Dear POA –

I was pleased to receive your letter rewarding me a scholarship on behalf of the SFPOA, which will be very useful in my upcoming years at the University of Oregon. It is much appreciated.

Thank you,  
Aimee Roth

## Dear SFPOA –

Thank you very much for the scholarship! It will be very useful when I am purchasing books for St. Mary's College.

It was very generous of the POA to grant me this scholarship.

Gratefully,  
Megan Pohley

## Dear POA –

I would like to extend my most ultimate gratitude to everyone in your organization for granting me this scholarship. Your support and recognition means the world to me.

I thank you again for your careful review of each application and for seeing the potential in mine. Your monetary and friendly support in my education and future means so much.

Sincerely,  
Lauren Miller



# KGO Radio Interview Between Ronn

On August 1, 2006, POA President Gary Delagnes appeared as a guest commentator on the Ronn Owens radio talk show, airing on KGO radio. The following is a condensed version of the interview wherein Delagnes commented on the death of Officer Nick Birco and the sad state of San Francisco's criminal justice system. The entire, uncut interview can be heard on the POA web site at [www.sfpoa.org](http://www.sfpoa.org). – Ed.

RO: RON OWENS

GD: GARY DELAGNES

RO: [The] Death of the SF police officer earlier in the week. Apparently, the guy's got a record a mile long and Delagnes was questioning how the SF judicial system could allow a guy with this arrest record to be on the streets. Best way to do it is to ask Gary to come in in the studio and make that statement. Good morning Gary.

GD: Good morning Ronn.

RO: Now, who are we angry at? I mean, I can't imagine people saying "oh no I want to have these people with multiple arrest records who obviously are felons, who obviously are going to commit crimes again, I want them on the streets," so who are we angry with?

GD: Well, after being a police officer for 27, 28 years now, our anger has been directed towards the criminal justice system in San Francisco for quite some time. Now, in my opinion, it's cost the life of a police officer so it's gone up to another level.

RO: How's it specifically cost the life of a police officer?

GD: Well, in the case of suspect number one, or the person involved in this particular incident, it was a fella by the name of Steven Petrilli.

RO: Yeah, a 19 year old.

GD: 19 year old kid who basically became an adult in August of 2004 and from December of 2004 through June of 2006 he was arrested no less than nine times for a total of 14 felonies and nine misdemeanors. And during that time it included six, as far as I can tell, six stolen autos. Possession of a weapon, a gun. Sexual assault of a minor. And to the best of my knowledge and from reading these RAP sheets, he never spent one day in jail.

RO: Of those nine arrests how many actually were tried in court?

GD: You know that's unclear because when you look at these things it will say dismissed in the interest of justice. Sort of a hypocritical statement. The thing that is most troubling to me is at one point Mr. Petrilli was brought in on a sex charge with a minor and was allowed to bail, which is his right, for \$100,000. Three weeks later he was again scooped up for a burglary and he was allowed to again bail. And, at that point, the judge would have had the option to remand him into custody based on the fact that he didn't show a lot of good faith when he was bailed the first time. But instead they bailed him a second time for a lesser amount of money, which was \$75,000. So in the course of four weeks he was picked up for two very serious felonies, allowed to bail both times and something that was just brought to my attention the other day that I didn't even know about, which is amazing to me and was the case here, was that no longer are you required to come up with the 10% collateral. When you bail you're allowed to finance the entire 100% of the money as long as you

are able to produce a co-signor.

RO: Now you said the anger, if anything, is towards the criminal justice system.

GD: Right.

RO: I think of the system. You got the cops, you got the district attorneys and you got the judges. Those are the three elements that instantly come to mind.

GD: That's correct.

RO: You're not angry with the police, you're a police officer. You're head of the POA. So now you got the DA's office, you got the judges.

GD: You're right. Anybody that watches Law and Order knows from the very beginning we are lectured that the – the elements of the criminal justice system are police officers, district attorneys and judges. I know that we are held to a very high standard. That when homicide rates go up, when the homeless situation becomes worse, when there's recidivist drug dealers, the finger is always pointed at the San Francisco cops. And, you know, it's always sort of been humorous to us because we sit through the court system everyday and see what the judges are allowed to do and what they do do in their courtrooms with turning it into a revolving door. You know we're talking, to me there's a very distinct difference between property crimes and personal crimes. When someone has exhibited the ability and the desire to injure other people, whether it be a robbery, a strong arm robbery or a rape or a murder or whatever, or a stolen vehicle, which we view as a weapon as well. You know, you can't just say hey you know we don't have any room in the jails. We just don't – we have too big of a case load. We just gotta move these things out. It's not that easy because this is where it all ends, with the death of Nick Birco and really a serial robber that was out there on the streets.

RO: By the way the first time that point of view was advocated on this program, which by the way I thoroughly agree with, was Gavin's dad. Former Court of Appeal Justice Bill Newsom, who said in 1976 precisely what you said. There's gotta be two levels. The first thing is, who would damage, physical damage to someone else. Then we will deal with the rest.

GD: Right.

RO: 808-0810 give me one more segment with Gary. Well, actually just call in, we'll keep it flowing, 808-0810 if you would like to call. The anger is justified. A police officer is dead. Gary's point is, the guy who killed him, the guy responsible for his death, let's put it that way, should never have been on the street to begin with. 808-0910.

RO: Alright, here's a logical question. Why would any judge want to see a guy like in this case Petrilli, but anybody, I mean a judge has got to be smart enough to understand who's a physical threat to someone. What's in it for the judge to put that person out on the street?

GD: I think it's a combination of several things. I think it's a, you know, the calendar is so crowded and you've got the district attorney sitting there with 25 cases to get through and the public defender is up there saying "Hey he's not really a bad kid, he's just a kid" and the judge is trying to figure out a way to probably get out for a golf game at 2:00 o'clock in the afternoon, and they are trying to clear the calendar. And I think as a result of that they

forget sometimes who they are dealing with here and they need to take a closer look at these RAP sheets and say hey, you know what, I can't put this guy back out there. I can't put this person back out there because they are too much of a threat to society. And they've shown, they've exhibited the ability to hurt other people. And, you know, they are going to say well, you know, what do you want us to do. The Sheriff's got no place to put 'em. The jails are already over crowded. I don't care. The number one job of the system of the criminal justice system to me is to protect the innocent from the guilty.

RO: You understand I totally agree with you, but I gotta try and present the points. For example, you say the jails are overcrowded you don't care. They are overcrowded.

GD: Right.

RO: So what do you do?

GD: I just don't think San Francisco, with our liberal views, really knows what to do with the habitual quality of life crime people. You're talking about the homeless people. You're talking about the recidivist drug dealer on the corner. You're talking about the petty thief. You know –

RO: Wait a minute, you're putting a homeless person in the same category as a drug dealer on the corner?

GD: Yeah, most of them are. Anyhow to make a long story short, if we need to empty out the prisons to accommodate people who are truly a threat to society and so be it.

RO: Why is it as I said, Bill Newsom said this in 1976, I can't imagine somebody calling up and saying no, the people who oughta be in prison are the ones who are involved in crimes that do not involve physical harm to others. Nobody is going to say that. I mean it is so obvious that the ones that really need to be behind bars are the people who do physical harm. Why hasn't that changed?

GD: You know, I don't know. I think it's just the system and I think it's just the habitual backlog of a system that nobody knows what to do with. You know this guy, for example, now here is a kid, you know, 19 and a half years old. You know 13 felonies and nine misdemeanors in a year and a half. You know red flags. Danger signal. Every single crime involved either a stolen car or possession of a weapon or sexual assault. I mean come on, when does the light go off and say look we have to separate this person. That's my point.

RO: By the way for those who are not familiar with the case, explain what happened to Officer Birco.

GD: Well, the 30 second version is that without getting into the details of the case because that needs to be played out in court. All our information indicates that Mr. Petrilli and his cohorts were involved in a string of robberies. One of the victims noticed the vehicle. Reported it to the police officers. A chase ensued. Officer Birco became involved in the chase.

RO: He didn't tell the dispatchers I believe?

GD: He did tell the dispatchers he was involved.

RO: Oh, he did.

GD: He did give notification he was in the chase.

RO: It's 10:24 Ronn Owens KGO radio. Rick in the Peninsula good morning and welcome.

R: Hello.

RO: Yes, Rick go ahead.

R: Yes, I just wondering, we are looking for things that might've saved the officers life and I wanted to ask was he wearing his seatbelt at the time of the collision?

GD: That is still unclear. That is being investigated. I think it is inconclusive at this time whether or not Officer Birco did have his seat belt on.

RO: In Orinda, good morning Norm welcome to KGO radio,

N: From the perspective of the policeman's union in San Francisco I believe very firmly that you might want to consider about a three day walk out and be careful what you wish for.

RO: I can not imagine police officers walking out, I just can't.

GD: Police officers went on strike in 1975 and they are still paying for it. You don't punish the citizens of San Francisco by walking out. The only people that get hurt are the citizens on the streets and our job is to protect them so that would never be a solution. Our situation with the current district attorney well, let me tell you this, after eight years of Terrence Hallinan it's better than it was.

RO: I was just going to ask that. I mean when Kamala Harris came in she was gonna be tougher on crime, has she been?

GD: I think that she is a career prosecutor. I think that the people that work with her get it. And I also I think that it's important to consider that it is a political job. And you're talking about re-election and you're talking about trying to appease the ideology of the city of San Francisco and that's a difficult task for a DA.

RO: As a police officer, how much of that enters into whether or not you arrest somebody? The feeling that they are going to get out anyway?

GD: Well, you know once you fall into that pit you're not doing your job. I have always told young cops don't worry about the other phases of the criminal justice system, do your job. If an arrest is appropriate make it and if they decide to kick your case, that's not your problem. And you could actually, you could drive yourself insane going to court and watching what happens on a daily basis as a police officer. Believe me it's frustrating.

RO: When we were talking off the air, one of the main problems now, not just here in the Bay Area but just in general is getting young people to join the force.

GD: San Francisco does need to wake up, and I will tell you why. There's a national crisis in the recruitment and retention of police officers. A lot of it has to do with Generation X. There's been articles in the USA Today and the Wall Street Journal that is basically spoken of the fact that Generation X is not really into law enforcement. You know, the younger kids aren't really into the [working] weekend thing and the midnight thing and the law enforcement thing, so when you exacerbate that with San Francisco's high cost of living and the fact that lateral transfers or younger cops who are shopping police departments are saying, hey I am not going near that town, that is not a pro-police town, all you have to do is read the Chronicle on any given day. And they see what we go through on a daily basis, with the office of Citizen Complaints and a politicized Police Commission. It's not really – people aren't tripping



# Owens And Gary Delagnes 8/1/2006

over each other to become cops in San Francisco.

RO: Are there openings at this point?

GD: We are about 300 short.

RO: I mean what's the level like? 2100-2200 something like that?

GD: Right now we have 2083 cops but that includes the airport. We are mandated to have 1976 full duty police officers under the charter and right now we are around 1700. We are going to lose over 750 cops in the next seven years to retirement.

RO: 10:34 Ron Owens, Gary Delagnes president of the SFPOA. Also thinking, I mean you talk about having problems in terms of recruitment. You look at [how] an officer gets killed in a situation like that; that's not exactly a good way to get people to join the force.

GD: No, and on top of that you got two officers that have been killed in the same district on the same watch in the last two years with the same co-workers, needless to say that they're pretty shaken up out there. These are two of the finest cops out there and these police officers out in the Bayview are really wondering what it's all about because they really don't believe they get the support that they need to get from the community out there.

RO: From Highway 101 good morning Tony.

T: Yes, I would like to say the same situation happened to us with our son. Our son was Jeffrey Fontana and he was killed by a felon who was out on parole with a bench warrant five years ago he had to go to court. He was a police officer also. The defense attorney and the judges felt sorry for the felon and let him out early. That's why the bench warrant was out for him because he never showed up for anything. We are dealing with judges and defense attorneys for five years now and it's amazing the lengths the judges will go to to help delay our court case.

GD: Well one of the problems that we have in the criminal justice system, especially in San Francisco, we have judges that are unwilling to violate probation. It happens time and time again.

RO: I didn't know judges were on probation.

GD: Well, no a lot of them should be. Okay so you get arrested and let's say you're convicted of drug sales and they say you are on three years probation. Okay so three weeks later you get popped again for drug sales. Rather than violate the probation and say you know what we just put you on probation for doing this. Now you're going to go to jail for six months. They extend their probation. Then they get hit again a month later. Remand him into custody, violate their probation, no, let's extend their probation again. And this goes on and on and on. And I think what this gentleman is talking about is in many of these cases and the case we are talking about today, if probation was revoked as it should have been and these people were sent to prison, to county jail for a year solely on the violation of probation he would not have been on the street to do what he did.

RO: Understood. But what's the excuse given again? The jails are too crowded?

GD: Jails are too crowded. Hey, he's not a bad guy, come on do you really want to put him in jail. He's got a fam-

ily to take care of.

RO: Depends on the crime.

GD: It does. It does depend on the crime. But also where do you draw the line. I mean if somebody is popped seven times in a year for drug sales to an undercover cop. I gotta believe that maybe that person should be in jail, at least for a year. And I guarantee you that's the case in San Mateo, in Contra Costa, Marin and Alameda. When I was in Narcotics, Ronn, and this is really interesting. I was in narcotics for 15 years before I became the president of the POA. And we would talk to drug dealers on the phone. They would say "I will only do the deal in San Francisco." We would say no come on let's do it in San Mateo, we'll meet you out in West Lake. "No, I will only do the deal in San Francisco." For obvious reasons. We have entire generation of drug dealers who are commuters from the East Bay that come in on Bart from San Pablo and Richmond and deal in the Bart stairways.

RO: Boy I remember must've been about three, four years ago, Vic Lee did a great report, he was at 4 at the time I recall. On that precisely the percentage of people that were arrested, percentage of people who would up going to jail. It was disturbing.

GD: Yeah, it is, believe me. And it's true.

RO: For lack of a better word. Brian, in San Francisco welcome to KGO. Hello Brian.

B: Hello Ronn. Yeah my name is Brian and Gary my mom and dad were both members of the SFPD and one thing I just kind of wanted to bring up to you was and I am sure you know this the effect it has on the families of the police officers. The sons, the daughters and when a police officer is killed, how it affects them and I am wondering you know if the SFPD or the Police Officers Association is doing anything, you know, to reach out to the children?

GD: In this case, in the Birco case, whether it's a good thing or a bad thing, Nick was not married. Nick lived with his parents. He comes from a tremendous family. They are devote Filipino Catholics. But in the past and as two years ago with the Isaac Espinoza situation where his - where his wife had a young child, we have been there for the last three years we have hopefully given her all of the support that we could both financially and emotionally. And, yes, we have a behavioral science unit in the department. And we try to stay with these families. They are members of our family, of our police family, for the rest of their lives and we let them know that. And it would be the same for your parents.

RO: Also in San Francisco, Linda, welcome to KGO.

L: Yes. I am very frustrated and I am sure glad to hear what you said about this plea bargaining. We have a case right now, my sister was attacked by another girl. Sent her to the hospital and my problem is this, officer, how do we stop the attorney from plea bargaining with the judge and this falling through the cracks and leaves an injured person suffering and the other one out on the street?

GD: I'll tell you the best way to do it is to bring everybody you know and every friend that you have and every person that's involved in your life, or your friend's life, to the courtroom. And during the trial have them sit

there and look at the judge. And I guarantee that if judges start to see people in the audience they will start to say to the district attorney, who are those people. And that will change the way that judge thinks. And that will change often times the decision that judge makes when they know that they are actually in there being monitored by the public.

RO: But Gary, isn't the concept I mean I have always felt that the concept that plea bargaining is okay you got the DA who has a so so case, but if you lessen the crime you are gonna get the conviction. Isn't that the concept behind it?

GD: The criminal justice system can not survive without plea bargaining. There's just too many cases. And, again, I think it goes back to the devils in the details. You have to be careful what cases you're plea bargaining and what sentences you're giving. And again, I keep going back to the property crime versus personal crime. And you know the basic tenant of our society is that people have the right to be safe. And when people are being put back on the street that have exhibited the ability and the desire to hurt you physically, that has to be resolved.

RO: Bill is in Redwood City and welcome.

B: Hello. My concern is one of the balance between crime and punishment. It seems that while we do have issues that we need to deal with and the rehabilitation of people who are breaking the law, where do we draw the line in the extent that the punishment match the crime. We all know there are people in our penitentiaries with very very what we would call lower case crimes and it seems to be an agenda to lock these people up as long as possible. How do we separate the ones that can be rehabilitated from the ones who are serious hardened criminals, which has to be a very small percent of that group.

GD: That's a very good question. I guarantee in the city of San Francisco there's a lot more crime going on than punishment. You know it goes back to the age old conversation of what do you do with recidivist quality of life criminals. What do you do with homeless people. What do you do with the street corner drug dealer that's you know small level, really no physical threat. What do you do with the guy who is breaking into cars every day because he needs to feed his drug habit and isn't particularly violent. Do you incarcerate these people or do you find some other way to deal with them and then do you clear out the prisons solely for people who are there to do you harm physically. I think it's a problem. It's a societal problem not just in San Francisco but throughout the country. What to do with quality of life criminals that basically take up our spaces in the jails. Disturb our lifestyles but at the same time we are really not looking to punish them for a long period of time. I don't know. I don't know it's a tough question.

RO: In San Francisco also Jonathan welcome to KGO.

J: Hi, I just wanted to put my two cents in. I happened to be at the Hall of Justice. If San Franciscans what to get a good idea about how out of control this criminal stuff is, go spend a day at the Hall of Justice. I was there, a friend got assaulted and I was at a court date and it's ridiculous. I hate to say it but the animals that are lurking around

that hallway. I have been to different courtrooms in my life. This place is out of control. We got defendants out in the hallway screaming, yelling, fighting with family members. I even saw them threaten cops. Like "you didn't see what you saw." The cops have to be professional and not get into it, but it is just ridiculous. They are taking on the cops in the hallways. Something has to be done in San Francisco from the judiciary system on down. It's ridiculous. These guys are out of control here and I guess the attitude is we can do anything in San Francisco. And that's what it is. I sit here and listen to these guys talk about their crimes in the hallway outside the courtrooms. It's just - it's ridiculous. And I guess it was a police officer who was showing up to court, you know, one of these defendants, I don't know it sounded like it was a drug case. Said "Oh I am going to get off, this is my third." He was taunting the police officer. And I give the officer credit for not knocking this guy through the hallway.

GD: I say that, I have always said that, anybody - there should be a class in our curriculum to force people over the age of 18 to sit in a courtroom in San Francisco for one day to see what goes on. One of the things that happens in our city that doesn't happen in a lot of other cities is they force our undercover police officers to take the stand. Obviously once you're an undercover police officer you take the stand, your cover is shattered. And we have had undercover police officers walking into court being threatened by the criminals. Hey, if I ever see you out in the street 5-0 you're a dead man. Now I know who you are. And you are absolutely right it is a circus down there at the Hall of Justice on the first floor.

RO: From Santa Rosa Steven good morning welcome to KGO Ronn and Gary.

S: Good morning Ronn thank you for taking this call. Gary, my degrees are in criminology. I am a sociologist, I have a degree in criminology legal studies and I used to teach drug abuse, drug awareness and drug interdiction at Murray State University back in Kentucky. That was in '79 and I told my students then it was gonna get worse. As the economy gets worse crime will continue to rise. And you're complaining about San Francisco, but since I moved to California I realize Santa Rosa needs at least 76 more police officers. Every county in this state needs more police officers and you're not gonna get 'em without the people paying for it. I learned back in the 70's. People do not want to build jails and prisons because it means more tax money. Now we can complain about this for the next 30 years. It's gonna get worse, there's not much you can do about it. But my one question would be to all your listeners and you, what would you like to see determinant sentencing or indeterminate sentencing? And you might have to explain that to the listeners.

RO: Excellent question.

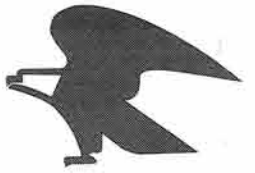
GD: Well, I am a believer in determinant sentencing. I am a believer, in other words, you might call it a mini three strikes. If you were given let's say three shots at the apple. Let's say that okay I've just been caught the third time and I've been convicted for the third time or copped a plea for selling drugs on the street. Mandatory sen-

continued on page 14





## POA MAIL



**Mr. Jorge Costa**  
Vice-President, Stadium Operations  
San Francisco Giants Baseball Club

Dear Jorge –

On behalf of the San Francisco Police Officers Association Executive Board and Board of Directors, Thank you very, very much for your most generous donation towards our 15th annual golf tournament.

The autographed bats, balls, and photos will certainly be coveted prizes and auction items. Please know that we are extremely grateful for your kindness and considerations in our effort to further serve the community. Money raised for this golf tournament will go directly back into our community in the form of scholarships and as a resource to fund the hundreds of requests we receive each year for community groups and programs.

I am also very grateful for your very timely response to our request. Please feel free to contact me if I or the S.F.P.O.A. can ever be of assistance to you or the San Francisco Giants Baseball Club.

*Sincerest thanks,*  
**Kevin M. Martin**  
Vice-President  
SFPOA

**Dear Gary and Executive Board Members of the SFPOA –**

Local 798 received your letter dated August 23, 2006. As you stated in paragraph two, sometimes we can go our separate ways in the world of politics. Case in point, the Police Of-

ficers Association recently endorsed a candidate that had previously attacked the firefighters on numerous occasions. What we understand is that sometimes in order to properly represent the members of our respective organizations, Local 798 and the POA may have to follow separate political tracks; always bearing in mind that those separate tracks can and should lead to the same destination - what is best for our members as well as the Citizens of San Francisco.

That being said, your association and our union have been and should always be the strongest of allies. Members of Local 798 are first on the scene to help when police officers are injured or killed in the line of duty. It was the Fire Department's flag and our two truck companies; Truck 5 and Truck 2 who graced the front cover of this month's *POA Journal* honoring the life of Officer Nick Tomasito-Birco.

Through our combined effort we were able to elect Mayor Frank Jordan. It was through our combined effort that the Tier II police officers were able to get the 75% pension and use the slogan "parity with the firefighters". It was through our combined effort that we were able to secure re-election for Mayor Brown. It was through our combined effort that we were able to get 3% at 55 pension. It was through our combined effort that we were able to elect Mayor Gavin Newsom for Mayor. And it will be through our combined effort that Doug Chan, former Police Commissioner will be elected Supervisor, District 4.

Sometimes brothers and sisters of the Police Officers Association, the Firefighters Union Local 798 may differ in political perspective, and yet when you look at the big picture, when we stand strong and united, we are a formidable opponent in San Francisco politics.

*Sincerely,*  
**John F. Hanley**  
President, Local 798  
San Francisco Fire Fighters

Dear POA –

Thank you so very much for your contribution and your support of my candidacy for Governor of California. I am deeply touched by your kindness and your generosity.

I am excited about continuing to contribute to the success of California and I look forward to working with you as we embrace a new vision for California's future. I will always strive to make you proud of your support.

For the most current news on the campaign, please visit my website, [www.angelides.com](http://www.angelides.com). Again, thanks so much, and I look forward to seeing you soon.

*Sincerely,*  
**Phil Angelides**

Dear SFPOA –

I want to personally thank you for believing in me and supporting my campaign.

Although polls show a 20-point lead, it would be foolish to take this election for granted. The Republican

Party has the capacity to raise huge sums for my opponent. That is why your donation is so important.

I pledge a vigorous campaign in the closing two months. Expect a negative barrage from the other side. But, be assured we will win and bring total dedication and common sense to the Department of Justice.

My commitment is unwavering: to make our neighborhoods safer, protect the environment, fight attacks on stem cell research and defend a women's right to choose.

I deeply appreciate your help.

*Best regards,*  
**Jerry Brown**

Dear POA –

Thank you for taking the time to ensure that my family was taken care of. Gary Delagnes' eulogy of my brother, Nick, was beautiful.

We truly appreciate your thoughtfulness and continued support.

*The Birco Family*

Dear Gary –

First, I would like to extend our condolences to you upon the death of Officer Nick Birco.

Second, I would like to thank you for lashing out at the media and judicial system. Sometimes I wonder if they consider police officers as the criminals!

*Thank you,*  
**Chicago Police Memorial Foundation**

## KGO Radio Interview – continued from page 13

tencing. Mandatory one year in state prison or county jail. No plea bargaining no nothing. Good bye you've used up your time. We are not talking about sending somebody away for the rest of their lives. We are talking about sending somebody to their room and saying okay you're going to your room and you're going to be punished and there's no way around that because that's what we've gotten away from in indeterminate sentencing.

RO: Well there is another aspect of that too I mean the indeterminate sentencing was taken over by determinant sentencing, I mean it was the Rose Bird Court and people were getting out and all of that.

GD: Right.

RO: The problem with determinant sentencing apparently is that judges themselves are restrained. If I am a judge I think you oughtta do 15 years but the sentence can only be 5, then it's 5 years and that's it.

GD: on most cases, but the penal code speaks very clearly to sentencing and the penal code gives judges tremendous amounts of flexibility. And to be quite honest with you, in my opinion, at least the judges in San Francisco used that flexibility inappropriately.

RO: 808-0810 as we wrap it up with Gary Delagnes, Ronn Owens at 10:52.

[Commercial]

RO: Gary Delagnes in the studio, Ron in Oakland good morning and

welcome.

R: Yeah I have something to (inaudible) police officers, how many times too in the past have we witnessed civilians getting injured in high speed car crashes, so when are we going to re-evaluate high speed car crashes?

GD: You know that's a great question because I know Gene Burns talks about this all the time and he asks the question and it's a good question for debate. Is when do the risks outweigh the gains in high speed chases. The only way that I could respond to that is you know if your wife or your loved one was thrown to the ground and robbed and beaten in front of you and you pointed out the vehicle that was proceeding down the street and you said to the cops "that's the guy that just beat up my kid or my wife." I think you'd want the cops to go after that guy. So that's a dilemma, when – and we have very strict rules and guidelines about when we start chases and when we end chases. It's an important issue and I just don't think you want to take the flexibility away from police officers to have the ability to chase fleeing felons. I just don't think that serves society.

RO: I mean if you give the officer an opportunity to shoot somebody then you better trust that officer and trust the judgment that person has.

GD: Yes, I agree.

RO: Aaron from Palo Alto good morning.

GD: Yeah what group of defendants

is most likely, when they're charged or engage in violent conduct, not to have to post bail at all and get released on the own recognizance? And what group of defendants is most likely to not want to deal with the question of answering questions, will lawyer up in a second and sets a terrible role model for the criminal justice system when they're charged as defendants. Can you answer that too for me?

RO: I would think that somebody who is released on their own recognizance probably has a home, has been in the community a period of time, is that the way it works Gary?

GD: Sometimes but there are other times that other people are released on their own recognizance with extensive criminal records.

RO: Does it depend on the crime?  
GD: It should depend on the crime.

RO: Yeah.

GD: There's no set rule there. I've seen it.

RO: You are talking about the dearth of police officers the fact that there's positions that need to be filled. Here we are talking about the death of a cop.

GD: Right.

RO: Do the best pitch you can to try to get people to join the force.

GD: To join the SFPD?

RO: Yeah.

GD: Tough sell right now. We've got a tremendously proud and diverse police department. We have got over 1200 people of color or female or gay

and I believe that we do an absolutely fantastic job of policing a very difficult city. But we are over scrutinized by, in my opinion, an incompetent office of Citizen Complaints. The officers are subject to discipline in front of a totally politicized police commission. You pick up the Chronicle everyday and we are doing something wrong. I am very proud of our department but at the same time I think that we have an extremely up hill battle in this city to find qualified recruits or lateral transfers that are willing to come to a city that doesn't always appear police friendly and we are setting a very very ugly climate for new cops to come into this department, I hear it everyday

RO: And for the family of Officer Birco, there's been a fund set up?

GD: There's been a fund set up through the San Francisco police credit union it is in the paper today, the specific account numbers. It could be taken out of the Chronicle today and just in closing with Officer Birco, he was a 39 year old six year veteran of the department. He worked in the Bayview because he chose too. He was a veteran of the Persian Gulf in 1991. An outstanding human being and we are going to miss him greatly.

RO: Gary I very much appreciate you coming on. Gary Delagnes who is the president of the San Francisco Police Officers Association.



Dear Mr. Delagnes –

My heart goes out to you and the police of San Francisco. The judicial system is placing the police at unreasonable risk.

My son was a member of the Royal Canadian Mounted Police when he was murdered on March 3, 2005 along with three other RCMP officers near Mayerthorpe, Alberta. In his lifetime, the killer had been charged 45 times, convicted on twelve different counts, and the maximum time he received in prison was two and a half years. Had the justice system dealt with him on his most recent conviction, he would have been in prison on March 3.

I will be interested to follow your work to call to account your judges in San Francisco.

God bless.

Sincerely,  
Donald Schiemann

Dear POA –

On behalf of our family, I would like to thank you for the beautiful flower arrangement that you sent our dad.

Our dad was proud to be a member of the SFPD and to have the opportunity to serve as treasurer of the POA.

We will always remember your kindness and support. Our father was right. The SFPD is family.

Sincerely,  
The Barbero Family

Dear POA –

Thank you so much for the beautiful flowers in honor of Bob Derby. It was very thoughtful and very much appreciated.

Family of Bob Derby

Dear POA Family –

On behalf of myself and Lloyd's children, we would like to thank the members of the department for your condolences and thoughts and prayers over Lloyd's passing; Park Station for the beautiful flowers and the honor guard; Frank Hagen for the playing of the bag pipes; and Deputy Chief Melinda Pengel for her wonderful eulogy. It was a beautiful send-off for Lloyd; he would have loved it. As all of you know, Lloyd loved his time spent in the SFPD and was especially proud of his years as an FTO. He considered the members of the SFPD his extended family and enjoyed keeping in touch with so many after his retirement. Lloyd often filled his days retelling the stories of his experiences on the streets and reminiscing about the good ole' days when it was so much fun being a cop. He missed it so... Again, thank you all so much, Lloyd will be forever missed.

Sincerely,  
The Ritter Family  
Lori, AnnMarie and Tricia

Dear POA –

On behalf of all of us at Family Life Center, we would like to thank the San Francisco Police Officers Association for your \$500 contribution. When Jon Foye and I spoke at your committee meeting last month, we requested financial assistance for our Healthy Living Program and Wilderness Program. This \$500 will help us to reach the following goals in these two programs.

We are in the process of raising \$8000 for gym equipment for our Healthy Living Program. Both our boys and girls speak enthusiastically about the benefits they experience, physically and emotionally, as they participate in the exercise, nutrition and other parts of the Healthy Living Program. Not only does their self-image and self-esteem improve, they report in particular, feeling less angry, less depressed and less anxious. Considering our students' histories and backgrounds (physical, sexual and emotional abuse, severe neglect, gang affiliation, suicidal ideation/attempts, poor school performance, learning disabilities) these are very significant changes in the way they feel about themselves. Along with the treatment and special education services we provide, the Healthy Living Program teaches children other ways to transform the pain and suffering they have experienced in their lives.

Our Wilderness Program, which costs about \$12,000 a year to operate, provides similar positive experiences for our kids. Being challenged physically, emotionally and mentally while backpacking in the high Sierras on eight-day trips, participating in cross-country skiing trips and learning teamwork, leadership and organizational skills have provided life-changing experiences for our students.

With best regards,  
Susan Lemieux  
Founder and Executive Director  
Family Life Center

Dear SFPOA –

On behalf of the Pediatric Cancer Research Foundation (PCRF), it is my privilege to thank you for your generous donation of \$250.00, received June 12, 2006, in support of Kiley's Ride. Donations such as yours make it possible for us to continue to fund the brightest and most productive researchers available in the field of pediatric cancer.

While survival rates of children with cancer have risen significantly over the last 15 years, cancer continues to afflict more children under 18 each year than any other disease. Ongoing research into treatments leading to cures is our vital mission. Where there are successful treatments, there is also hope. Your support will enable us to continue to fight for healthier and happier lives for children everywhere.

Sincerely,  
Leonard M. Shulman  
President  
Pediatric Cancer Research Foundation

Dear SFPOA –

I am sending you this letter to thank you for your past support of Hamilton Family Center and to announce the launch of our newest program: First Avenues – Housing Solutions for Families.

We designed First Avenues with the goal of moving families into permanent housing as quickly as possible, while at the same time assisting at-risk families avoid eviction. Some of the core elements of the program include: the allocation of more resources in order to prevent families from entering shelter (including a revolving loan fund); enhancing home-based support services; assisting families in the process of reunification; providing temporary rental

August 21, 2006

Gary Delagnes

San Francisco Police Officers' Association 800 Bryant Street, 2nd floor  
San Francisco, CA 94103

Dear President Delagnes,

Thank you for your recent letter concerning the POA referendum on the Department's proposal to increase career opportunities for officers who are promoted to Sergeant. As you well know, career development and promotions are issues of great concern to the majority of the members of the Department. Consequently, my command staff and I have given much thought to ways in which officers can enjoy greater options for lateral and vertical movement and gain valuable experience in the process.

It is clear that the police officers of our Department are keenly interested in the promotional process. Close to two-thirds of all eligible officers have signed up to take the next Q-SO Sergeant examination. For the benefit of those selected from this next list, and for the long-term well-being of the Police Department, we need to ensure that careers are expanded by promotions, not restricted. Revitalizing the promotional process is a major goal of my administration. The Department's proposal to assign those promoted from the next Sergeant's eligible list to vacancies in any of the four Bureaus, while maintaining all current transfer rights, is one way in which we hope to expand opportunities by giving officers career options that have not been available before. The Department also intends to offer promotional examinations for its sworn members on a rotating 3-year basis, thereby reducing the number of years between examinations and giving all members more opportunities to promote.

By working together in the recent past, we increased transfer opportunities for officers through the P-2 Solo Motorcycle program. This program has proven a very successful addition to the transfer policy. We hope to discuss expanding this program to other units (e.g. the Hondas and the Mounted Unit) in order to give officers greater opportunities earlier in their careers. It is in this same spirit that we hope to increase opportunities for those who participate in the promotional process.

The Department and the Police Officer's Association have a long history of working together on difficult but critical matters. We must look to the future, while at the same time preparing a new generation of experienced leaders who will be well-prepared to meet that future. While we may differ on some of the details, I believe we share many common goals when it comes to career development. We look forward to further dialogue with the POA on this matter and hope we will continue to work towards the mutual benefit of all concerned.

Sincerely,  
HEATHER FONG  
Chief of Police

subsidies; and working to rapidly re-house families who are in shelter programs. Most of these efforts are part of what Hamilton Family Center considers to be a local interpretation and application of a Housing First philosophy.

Once again, thank you for your support of our programs. Your past investments in our work have made us a stronger organization.

Sincerely,  
Salvador Menjivar  
Executive Director  
Hamilton Family Center

Dear POA –

Thank you for the beautiful spray of flowers you sent for Jim.

Your kindness was gratefully appreciated.

Sincerely,  
Frances Spillane and Family

Dear Mr. Halloran –

On behalf of Mercy Housing, I want to thank the SFPOA Community Service Committee for the donation of \$100 to support Mercy Housing California's 2006 Youth Camping Trip for children living in our Bay Area properties.

This trip will provide

opportunities for learning and new experiences that the children residing in our family properties might not have otherwise.

Support from donors like you makes it possible for Mercy Housing California to respond to the growing affordable housing crisis and provide programs to enrich the lives of our residents.

Thank you for bringing this important program to the children through your generosity.

Sincerely,  
Rick Sprague  
Vice President Resource Development  
Mercy Housing

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## BOOK REVIEWS

As an experiment I read and reviewed two books about murder: One fiction the other a so-called true crime story. Upon finishing the reading I was struck by the feeling that the fiction story seemed more real, more worthy of my time than the other. Good writing truly makes a difference. A good story by itself isn't enough. It needs to be told properly.

—Dennis Bianchi

### No Country For Old Men

By Cormac McCarthy  
Reviewed by Dennis Bianchi

Cormac McCarthy has been described as the next coming of William Faulkner. That may be too high praise, but the comparison to Faulkner's dark, evil and ever-evolving worlds is a fair one. McCarthy has written eighteen novels and his so-called Border Trilogy established him as a huge success in the market as well as with the critics. In *No Country For Old Men* McCarthy is back at the Texas-Mexico border. The setting is as current as today's crime reports and the messages are as timeless as the Old Testament.

*A drug deal gone horribly wrong has been discovered by Llewellynn Moss, a young Texan who can't walk away from \$2.4 but learns very quickly that he has made a big mistake.*

The story is that of a man on the run. A drug deal gone horribly wrong has been discovered by Llewellynn Moss, a young Texan who can't walk away from \$2.4 but learns very quickly that he has made a big mistake. Moss is

a determined and sympathetic character but you feel pretty early that he is in over his head. Sheriff Bell, the local lawman, gives the story the moral heft that you feel while reading this story of drugs and violence. Sheriff Bell recognizes that his generation, though a tough and disciplined lot, has little or no room in the world we now live in. Sheriff Bell states, "The problems with our society now starts with the lack of manners. No one says, yes sir, anymore and it is all down hill from there." And, "I think if you were Satan and you were settin' around tryin' to think up somethin' that would just bring the human race to its knees what you would probably come up with is narcotics." Sheriff Bell is highly contrasted with Chigurh, an absolute psychotic and efficient killer who is trying to recover the money to return it to the cartel from which it was taken. The reader can opt to just read the book as a full-tilt thriller and be very satisfied. But should you want to read a bit more carefully one will find subtle literary clues referring to the continuing battle of good versus evil that writers throughout history have brought us. McCarthy has used some unusual literary devices that distracted me at first, such as a lack of quotation marks when Sheriff Bell is speaking, or going in and out of italics. But once I caught on I realized that McCarthy knew exactly what he was doing: Putting the reader right there, where the book was taking place. He hooked me so firmly that I read the book in practically one sitting and was irritated whenever I was interrupted. What a writer! I have three more of his books waiting for me and I can't wait.

### The Ice Man

#### Confessions Of A Mafia Contract Killer

By Philip Carlo  
Reviewed by Dennis Bianchi

The author, Philip Carlo, is a native of the Bensonhurst section of Brooklyn, a neighborhood that allegedly has the highest concentration of Mafia members in the United States, perhaps the world. This would seem to give Mr. Carlo an insider's view of these criminals, an advantage that should have made this book more believable. I found, however, Mr. Carlo's writing style annoying, probably much like a person would find an overly gregarious Mafioso.

The subject of this book is Richard Kuklinski, an extremely large vicious contract killer who alleged that he had killed over 200 people, most for hire but some in anger or to demonstrate his will and authority over people. The actual number of murders was probably somewhat less and the estimates range from 20 to 100. Kuklinski has been the subject of cable television interviews that I found disturbing and didn't want to watch but couldn't stop watching. Those interviews are now on DVD and can be purchased through numerous outlets, such as Amazon.com. You might say Kuklinski himself has become a cottage industry. There is even a book written by his wife dealing with her life with this murderer.

Kuklinski was the son of a violent alcoholic father and weak mother. His father apparently beat him often, regularly and with force. That theme permeates the book as Kuklinski seems to be killing without feeling, without remorse and frequently discussing how he hated his father. The author doesn't claim to be a psychologist or provide excuses for Kuklinski but he does seem to render a homicidal maniac as somewhat pathetic. I'm not buying that part of the presentation.

Kuklinski murdered people in so many different ways that he never developed any pattern. He used everything from his hands, knives, guns and tools, to poison and throwing people out of high-rise buildings. Because he wasn't ever allowed entry into the Mafia, his Polish and Irish background kept him out, he was seldom looked at by police investigators. Although he did work for Mafia figures

he never enjoyed spending time with them. He preferred being with his wife and children. The book emphasized how, on several occasions, Kuklinski would horribly torture a mark, murder him and dispose of his body and then drive home to play with his kids or fire up the barbecue.

*He alleged that he flew to Brazil to kill two cocaine smuggling brothers who had brought the ire of the Mafia on them.*

He alleged that he flew to Brazil to kill two cocaine smuggling brothers who had brought the ire of the Mafia on them. He alleged that he was involved with the killing and disappearance of Jimmy Hoffa. He alleged a lot, but I'm not sure I believe it all. He spoke of finding a cave where he would tie up victims, gag them and leave them stripped and bleeding so that large rats, apparently by the hundreds, would eat the person, leaving very little of the body behind. All of this was allegedly filmed by means of a trip wire. I'm not sure just how these horribly bizarre killings could have happened over and over, without any shadow of suspicion falling on Kuklinski, but it does make for some blood-chilling reading.

Richard Kuklinski died on March 5, 2006 while in custody in New Jersey. The author seems to believe that it was not from natural causes but poison. The basis for his belief was that Kuklinski was likely going to testify against Sam Gravano, another murderer who hired Kuklinski to kill a police officer. Upon his death, Gravano was released.

I had a few objections to the book, primarily that the author kept trying to make this terrible human being sympathetic, and also, I couldn't believe all of Kuklinski's claims. But the story is an interesting one and I think the world is a better place with his passing.

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# Saint Francis Memorial Hospital Debuts New Emergency Department

**Larger Facility Enables Physicians to Double Emergency Cases Served**

SAN FRANCISCO, September 18, 2006: Following more than 18 months of construction and renovation, Saint Francis Memorial Hospital (SFMH) will open its new \$13 million state-of-the-art Emergency Department on Wednesday, October 4, 2006. Nearly double the size of its existing Emergency Department, the new, upgraded facility allows Saint Francis medical staff to serve more emergency patients while continuing to provide the downtown community with the best around-the-clock emergency care. The new facility measures 10,000 square feet, and increases available emergency beds from 11 to 19.

Located on Bush Street between Hyde and Leavenworth streets in the heart of downtown San Francisco, Saint Francis is one of the busiest emergency rooms in the City, second only to San Francisco General in the volume of ambulance traffic. The hospital serves the diverse populations of Nob Hill, Union Square, the Financial District, Chinatown, Civic Center, and the Tenderloin, and sees more than 25,000 San Francisco residents, visitors and members of the business community in its Emergency Department annually. To meet the needs of the diverse communities it serves, Saint Francis provides translation services in Cantonese, Mandarin, Vietnamese, Spanish, French and Russian.

Designed by Hellmuth, Obata, and Kassabaum, Inc. (HOK), Saint Francis' new Emergency Department is the first in the Bay Area to comply with the California Seismic Safety Act, which requires all hospitals to retrofit buildings to new earthquake standards by December 30, 2012.

"Our new Emergency Department is the latest example of our commitment to deliver the highest quality care based on the needs of the community," said Tom Hennessy, CEO of Saint Francis Memorial Hospital. "At a time when many emergency departments are plagued by overcrowding and long wait times, our larger size allows us to treat more patients more quickly, while continuing our high-touch care. In fact, patients rank Saint Francis 'number-one' for emergency physician satisfaction among all 41 hospitals in the Catholic Healthcare West network."

Saint Francis boasts an average wait time for emergency care patients of less than 30 minutes. Now, with greater space and more beds, the hospital will serve nearly double the number of emergency patients as well. The board-certified physicians and registered nurses who staff the Emergency Department handle everything from extreme medical cases, such as heart attacks, strokes and severe wounds and fractures, to cases of appendicitis, asthma and food poisoning.

"Emergency Room staff literally work under conditions of life and death, and the advances to our new department ensure we're best prepared to fulfill our professional duty on behalf of the downtown community," said Philip M. Piccinini, M.D., medical director of the Emergency Department. "Not only will patients continue to receive first-class treatment, but their overall hospital experience will be enhanced, as the new ED includes electronic access to all patients' records, private rooms with flat-screen televisions, and other amenities that



The newly refurbished emergency entrance to St. Francis Hospital on Bust Street between Hyde and Leavenworth.

foster both a safe and comfortable healing environment."

Located atop Nob Hill in the center of San Francisco, Saint Francis Memorial Hospital (SFMH) meets the health care needs of the community with a wide spectrum of programs and services. Founded in 1905, Saint Francis is renowned for its cancer care program, comprehensive burn and wound care at its Bothin Burn Center, stroke treatment, orthopedic specialties in sports medicine, spine

injuries and joint replacement, as well as occupational health. SFMH is a fully accredited hospital and a member of Catholic Healthcare West, the largest not-for-profit health care provider in California.

**EDITOR'S NOTE:** Saint Francis Memorial Hospital executives, medical staff and City officials will hold a ribbon-cutting ceremony for the new Emergency Department on Tuesday, October 3, 2006 at 11:00 AM.

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+ APR = Annual Percentage Rate. Rates, fees, and terms are subject to change, at any time. Special balance transfer rate applies to only balances transferred within promotion period through SFPCU. See credit union for complete details. Offer ends October 31, 2006.



# Hello Patrol, This is Communications

By Barbara Kempster,  
Dispatcher 260

This article is to help explain our expanded role since we became the Emergency Communications Department.

Yes, we still dispatch for police, but a third of us are cross-trained for fire and medical radio as well. Added to that, we accommodate all 911 calls for service in all three disciplines.

## Guest Commentary

When we get an emergency call from a victim, our first concern is for scene safety so, therefore, police response is prior to fire/medical. But that same gunshot wound, stabbing victim, assault victim is still in our ear and we are to maintain calm and try to get as much suspect info as possible, then rush to change the entry screen to create a fire/medical call.

In the meantime, that person could be dying and we are forced to ask a multitude of medical questions before anyone's arrival.

We have to triage, assess, and be responsible to contact any other providers necessary.

If we get a call for a fallen hang glider off Fort Funston, not only is the fire/medical call generated, but notifications have to be made to U.S. Park Police and San Mateo County Fire since they are the neighboring jurisdiction.

For a jumper off the Golden Gate Bridge, you get a call and then we notify GG Bridge Authority, CHP, and send medical for standby.

Anything occurring in the bay, besides police or medical response, we have to call the harbor master.

What I do miss is the link we had with you in the street. We are still your lifeline and don't forget it because we have not.

Our responsibilities have now included fire and medical into our extended family, and CHP. Yes, we now dispatch for them as medical/fire providers. And they are very much aware of that fact.

What you may not know is the ongoing problem with notifying CHP as when we finally get into the center, a redundant phone message keeps saying, "Stay on the line, the next available dispatcher will answer your call."

I have heard that line for a solid

ten minutes during a police pursuit, contacted the cities you entered, and still never got in contact with a CHP dispatcher. Recently, I obtained a 24-hour phone number that goes into the Golden Gate Management Center and it is answered by an officer who will type in whatever emergency info we give them, but it's unknown if that number has been put into our speed-dial system.

The other dilemma we face is being one of the first cities to accept all cell phone calls. This has been a catastrophe because people falsely believe that when they call 911 we know EXACTLY where they are. WRONG. We see a cell site and a fictitious address to accommodate the computer location, and still do not know if they are in a car, house, restaurant, in front of an address, etc.

Also, cell callers will oftentimes chase after their perpetrators. Even after we have told them to stop, they insist on following and demand to know where the police are. Many travel through three or four police districts before an officer can meet with them. I had a man held up at gunpoint do this very thing I just mentioned.

Another dangerous aspect of cell phones is the cell site for nearest location is what we see on the screen and we answer as "San Francisco emergency" but people ignore that and spurt out the problem.

We had a person report a jogger with a heart attack and said it was at Inspiration Point. Presidio fire responded and was UTL, and the caller asked again the location and was told the same but heard someone in the background say Tilden Park. Now the call had to be transferred to Berkeley EMS with several minutes elapsed.

We also have to back on any call phone hang-ups taking out of the 911 queue. Most often we get voicemail when we do this. Usually it's a matter of something pressed 9 and that generated a 911 call.

And the phone company decided to add another feature to the 911 alarm system in that it has a seven-second delay. That means an emergency call has already been answered but the cycle continues with the irritating alarm.

The calls we now hear are so traumatic and we never get an end to a story unless someone dies in our ear.

One minute we have a caller who has difficulty breathing and the next

call is someone shot or a traffic accident with gas leaking and a vehicle driven into a house. CPR is done routinely on victims aged from infancy to someone 100 years old. Imagine giving CPR instructions to a 75-year-old daughter for her 100-year-old mother, then the pendulum swings to a 20-year-old mother breathing for her one-week-old son.

These calls stay with us and there is no outlet. We are each other's comfort when one of us hears another with a horrible call.

In the meantime, management is telling us, "Plug in, 911 is ringing." And the next call is a domestic violence beating or the child witnessing his dad punch his mom and now going after the juvenile caller. But yet, still we have to punch in on the next call without a break.

I have been at this job for twenty years and the last three have been with the added pressure of medical and fire responsibilities. When we first took on this new aspect, an ambulance would

any new general orders in all this time. If we do get a new guideline or directive, we sign for it WHILE we are taking phone calls or handling a radio channel and never get proper training or question/answer time.

What has been a "plus" handling all emergencies is that those of us who are trained know how to send a medical call for you in the field and, with the old mapping system, can advise you of the ETA of the responding ambulance.

For 4B's this is a great advantage since we can pull up the fire/medical call and let you know where the victim was transported, what code, and what time. Also in all calls for an ambulance or fire engine, we put in your text the call number.

Some of us have experienced medics and fire fighters viewing a crime in progress. While on the fire side of the room, we create a call for your response and update the medic that you are on the way. One of the midnight dispatchers called a code 33 (and

*What I do miss is the link we had with you in the street. We are still your lifeline and don't forget it because we have not.*

show up for a coworker every other day for chest pain.

We have new training classes and they learn all of the agency criteria up to police dispatch. Those of us that have been cross-trained can be assigned to a fire channel for a few hours, located on the Laguna Street side of our building, and then go to A8 or A4 on the Gough Street side.

A training class will start with 20 people, and six months later we end up with eight who qualify. That is about the time when someone else will have to go out on worker's comp due to repetitive stress injuries for an unknown amount of time, or management decides to promote two dispatchers from the workforce to become supervisors. That puts us back to the original number we had before that new hire class entered the room.

That's why we're only at 50 percent staffing and have been for numerous years with little options to take time off. Several coworkers work twelve hours, six days a week for fear they would be made to have mandatory overtime otherwise.

We have extensive training for medical and fire procedures to maintain accreditation. Randomly, management will pull a call and evaluate it and all of us have to achieve 90% or better.

I find it ironic that management will find the time to detail us so we can take a recertification test for both disciplines and CPR instruction for liability issues, yet not have the time for any police updates.

We have been in the center since December 1999 and I have not seen

fire personnel didn't know what that meant) for a firefighter chasing a 240 suspect. Police got there just as the firefighter captured the perpetrator.

I've also noticed a rapport in the field between police and fire. Possibly due to our capacity to access information in real time, a lot of anxiety has been put to rest. We can tell you an ambulance is en route. We can give medics patient status and get that call to them right away.

The emotional stress it has placed on us for handling every kind of emergency has taken a toll on us. It is something to have a gunshot victim ask for help and we have to send everyone almost simultaneously, and still continue asking numerous medical questions.

We used to be able to take a walk around the center, but due to the violence in the area, namely shots fired and a homicide victim across the street from our front door, we have been in virtual lockdown.

Although you respond to some horrendous calls, you get an outcome to a story, whereas we do not. With medical calls, it's the same thing. Any CIRT team member will tell you it's called "vicarious trauma," very much like what therapists get when listening to war veterans. We get those calls too.

I hope this article gives you a little more insight into how much our role has changed. We still care very much about what happens to you in patrol. We are your lifeline, but more than that, we are part of your extended family.

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Saturday, December 9, 2006

6:00 – 7 pm No Host Cocktails

7 pm Dinner

(Choice of Salmon, Chicken or London Broil)

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\$50.00 per person

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Officer Bell by November 1, 2006

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## Retirements

The San Francisco Police Officers' Association congratulates the following POA members on their recent retirement from the SFPD. We are always disappointed when old friends move on, but it must be agreed that each of these members is deserving of a long and healthful retirement. They will be difficult to replace, as they take with them decades of collective experience and job knowledge. Listed alphabetically by last name, the most recent service retirees are:

Officer Laura Bianchi #282 from Juvenile

Inspector Robert Bullard #1313 from Narcotics

Lieutenant Greg Lynch #1638 from Richmond Station

Sergeant Judith Peters #164 from Airport Bureau

Officer Larry Piol #1354 from Traffic Company, Solo Motorcycles



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## San Francisco Asian Peace Officers' Association Annual Scholarship, Promotional and Installation Dinner



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Friday, October 27, 2006

Hosted Bar: 6 PM to 7 PM

Dinner: 7 PM

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For any questions, please contact any of the above listed members or call the Association Hot Line at (650) 355-0718

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## PAL CORNER

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### A Fond Look Back

By Rick Bruce

Remember when you played PAL ball? Or perhaps you were a PAL cadet? Each year more than 5,000 kids in San Francisco benefit from programs that teach personal responsibility, discipline and team work through healthy, safe activities. Please invest with us now so our kids develop into responsible adults later.

The Call to Action is now! The Combined Charities Campaign is kicking off. San Francisco Police Activities League is code #L2214 under the Local Independent Charities section of your Combined Charities brochure. Your donation will allow us to expand our programs to inspire more SF kids to be community leaders. Look what PAL did for one of our respected SFPD members:

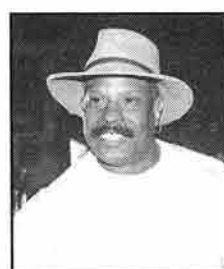
It was 1961, and a 12-year-old boy from the Bayview was playing second

base in a pick-up game at the old Portola Playground. As the catcher saw the runner at first take off, he fired the ball down to second to the new kid who was supposed to be covering on the steal. The second baseman's mind had wandered a bit, not uncommon for a 12-year-old boy, and he never saw the throw coming, which bounced off of his head and careened into right field.

The catcher would convince the new boy to join him on the Myers Safety Switch baseball team, which was playing in the San Francisco Police Activities League formed a few years earlier. The boys became fast friends and spent many years playing ball together across San Francisco. They would also attend Wilson High School together, where they were again teammates, and would continue playing into their teens in San Francisco's Joe DiMaggio League.

The young second baseman in this story went on to join the San Francisco

Police Department in 1970, and is today honorably retired after a long and distinguished career. Bob Knighton has many fond memories of growing up in San Francisco in the 1960's, all the while playing on several PAL baseball teams. One day while playing ball at Big Rec, Bob met two distinguished-looking men who had come out to spend a couple of hours watching the young PAL players in an afternoon game. Bob would learn that the men were Charlie Ellis and Al Nelder, both assigned to Homicide at the time.



Bob Knighton

The young players were very impressed by the visit, but none more so than Bob, who credits the visit as a life-changing experience that would eventually lead to his own entry into the department. It is an understatement to say that the Bayview District in the 1960's was a place where a young man could get into a lot of trouble. Bob credits the PAL with providing him with the outlet he needed to stay off the streets and on the ball diamond.

Bob fondly recalls that "back in the day, the PAL was it. There were loads of great athletes in San Francisco back then, many of them went on to play

at a very high level, and almost all of them played on PAL teams." Today, Bob is the Vice President of the San Francisco Police Activities League, and as such, is working hard with other board members to return the PAL to its glory days.

It should be noted that the second young boy in this story was named Hans, and he also grew up in San Francisco's Bayview District. Hans 'Ben' Vigil would also go on to join the San Francisco Police Department, and is a senior patrol officer working at Northern Police Station. Ben too has always been very active in youth sports programs in San Francisco, and is another great example of a PAL kid who made it!

We've all seen the statistics that if kids participate in sports they are more likely to stay in school. If they stay in school they are less likely to get involved in drugs and other illegal activities. Please designate San Francisco Police Activities League (#L2214) on your pledge form under Local Independent Charities along with the amount you wish to pledge. Our participants pay only a small portion of what it costs to run our programs. This is thanks to people like you who live and work in the community and care about its members. With your support, together we can insure that all interested kids can participate in our programs. Thank you!

## A Different Perspective

By Andrew Cohen  
Support Services

The Mayor's knee jerk reaction to the crime rate problem in San Francisco is, in my opinion, too little too late, and fails to address some of the more elementary concerns. Not to mention that it falls on the kick-off to his re-election campaign.

For one, he still has 8 qualified, healthy and willing officers, banished to "Non-Public Contact Positions" because of their respective involvement in the Bayview Video Scandal, commonly known as "VideoGate", which, ironically, was the Mayor's doings that caused it to become the circus that it was. Nine months have gone by and we are still without resolve on this obviously silly, political witch hunt.

### Member Commentary

Secondly, this department is faced with a historically, low morale problem within the working rank & file. If Police Officers feel as though they are not being heard or supported by their Administration, or fear discipline for simply doing the tough and dangerous job that they have so honorably chosen to perform, or feel increasingly restricted in how they perform their duties, then it would seem to me that the diligence of some (if not most) of

these officers would begin to dwindle. This apparently has occurred on a grand scale.

Finally, the Mayor ought to be more concerned with the currently employed patrol force, and less concerned with his incredibly challenging promise to fulfill his hiring quota of 600+ new recruits. This hiring task is daunting, and will take years to implement on a perfect schedule. This will not curb the current crime problem in this city and, by then, the current Mayor and Chief will be long gone.

Enforcing the curfew is not going to fix the homicide (crime) rate in SF. Empowering your police force is the first step. Stand in front of the cops when they are being accused of wrongdoing and let the facts unfurl before placing blame. It is the cop who cares about this city, who is the most aggressive in fighting crime. It is this aggressiveness which is often misconstrued by the public (OCC) as being flagrant, careless or over zealous. Once this hard-charging officer feels as though he/she is not being supported for their actions, then resentment sets in and productivity wanes. This sentiment is the cancer which plagues this department right now. When the number of affected cops becomes as great as it seems to be, the criminals run the streets.

Of course we need more officers, and as quickly as possible. But what is critically needed right now are leaders in the Police Department and in the City Government that support the cops, defend the cops and acknowledge the cops for the hard work that they do. While some are out playing politics and trying to save their careers, SF cops are risking their lives for the citizens of San Francisco.

Oro En Paz, Fierro En Guerra.

## Is ING Gouging Us?

By Lou Barberini

Three months ago, I brought to the POA's attention, a stream of negative ING articles that had appeared in the *Wall Street Journal*. That subject matter never made it to our *Journal*. Thus, I am disseminating it to you for a better understanding of our deferred compensation climate.

1) *Wall Street Journal* (6/9/06): The New Hampshire Securities Division filed a complaint against ING Group for receiving millions of dollars from the mutual funds it offers to public employees. "While leading the state to believe that funds were chosen based on performance, ING required the assets in the plan to generate a certain amount of revenue back to ING." Mark Connolly, Director of the New Hampshire Bureau of Securities Regulation said, "We believe this is a problem of national scope for ING, and does not involve just the New Hampshire plan."

### Member Commentary

2) *Wall Street Journal* (6/14/06): A 535,000 member, New York State Teachers Union agreed to settle fraud allegations for collecting and concealing millions of dollars of fees they received to promote ING pension products. New York Attorney General Eliot Spitzer's office stated: "The kind of arrangements found between ING and the New York Union are common nationwide."

Translation: The first article addressed how ING made the selection of which funds to offer public employees. If a successful fund was up against an inferior fund, ING opted for the inferior fund, provided secret money was kicked back to them. The second article addressed covert pay-

ments that ING has made to unions to encourage those unions to promote ING products. In New York State, a teachers union received over \$3 million to promote ING.

Keep in mind these are just allegations, but when ING responds to these issues, they will claim that the *Wall Street Journal* does not apply to the San Francisco plan. Both the investigating bodies in New York and New Hampshire concluded that taking kickbacks and paying off union people was an ING-nationwide problem.

Where do we go from here? Our two most important goals should be to protect our investment and protect our union. Our union should approach the San Francisco Retirement Board and demand an investigation of ING and a written report of their findings. We should insist that the Retirement Board contact both the New Hampshire and New York investigating bodies to compare if we are invested in the same funds that are getting skimmed there. From a protect our union vantage, if ING is accused of making secret payments to unions to gain their endorsement, then our POA can not have ING advertising in our *Journal* "POA Endorsed." (9/06 pg 6) We must immediately notify ING that we are terminating this endorsement - at least until the investigations are completed.

In light of the cloud surrounding ING, from both a union fiduciary responsibility perspective, and from a union liability exposure angle, we can not have union officers omitting material investigations on ING pay-offs and skimming, while instead promoting in our *Journal*, "Become a maximum contributor (ING/deferred comp.) as soon as possible." (Sept. Pg 12).

Let's continue to adhere to the protect-the-members principles that created the standard of living our union has created for us.

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# Sports



## Nick's Notes

By Nick Shihadeh,  
Journal Sports Editor

### More Results From Police/Fire Games

**C**HECK IT OUT: I heard from Northern's Kevin Abbey recently about the department's accomplishments in swimming at the Police/Fire Western Games last June, and it was great to find out how well our representatives did. Retired member **Frank Petuya** is the captain of this swim team and he set a great example by winning three gold medals (50 yrd Freestyle, 200 yrd Freestyle Relay, and 200 yrd Medley Relay).

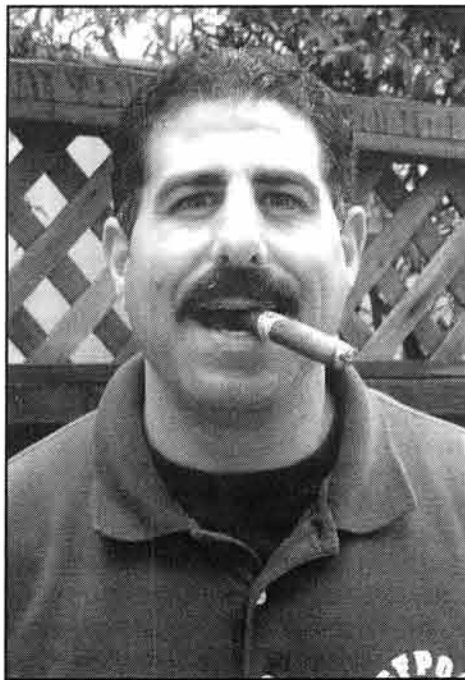
Next in line was **Frank's son Mike Petuya** (Southern Station) who is a chip off the old block with some impressive medals of his own. **Mike** won two bronzes (100 yrd Freestyle and 50 yrd Butterfly) and then two golds (200 yrd Freestyle Relay and 200 yrd Medley Relay). **Sean Padilla** of Mission Station also won two golds (200 yrd Freestyle Relay and 200 yrd Medley Relay); and, **Abbey** was in San Diego

as well as the fact that she didn't take any punches to the head and that's always a good thing. Michelle would like everyone to know that she is still in sparring shape, is certified to work a corner and is willing and able to coach. So any interested women or men should contact her on the midnight shift at Northern.

### Fleet Week Sporting Events Coming Up

The second week of October (including the Columbus day weekend) the Navy's Fleet Week will be in full swing. On Tuesday Oct. 10th at Moscone Field the SFPD all-star softball team will be in a mini-tournament against four teams from the Navy in addition to a very strong team from the SF Fire Department. I help coordinate this event every year and really look forward to it, as the Navy personnel are always great to get to know for at least that day.

Another sporting event taking place on Oct. 9th (Columbus Day) is the SFPD vs. Navy basketball game coordinated by Commish **Alan Honniball** (Bureau). This game is actually taking place on one of the vessels, the USS Nimitz Aircraft Carrier, which is obviously large enough to have its own



### Tailgating At The Stick

Congratulations to the **Ugly American Tailgating Club** for their twenty-five year anniversary celebration that took place in the parking lot before the Niners/Rams game on Sept. 17th. The celebration was also honoring those members of the club that aren't with us anymore: **Mike "Faddy" McFadden**, **Layne "Layno" Amiot**, **Brian "Monkey" Olcomendy**, and **Chuck "Somedad" Shihadeh**. Northern's **Steve "Canig" Caniglia** arranged this successfully with much help from **Mike "OB" O'Brien** (Mission), and **Frank "Forget About It" Machi** (retired). **Canig** also got help from his lovely

wife **Camille**, and they both were fortunate enough to plug the event on the radio that day on the **Lamont and Tonnelli Niner** pre-game show on 107.7FM **The Bone**. The highlight of the broadcast was when the ever-popular "**Sully**" tried to pronounce **Caniglia** when introducing the pair. **Sully** eventually made his way to the tailgate along with **Paul Tonnelli** and they both enjoyed themselves as they joined in on our celebration. It was a beautiful day that was capped off with a Forty-Niner victory that isn't going to happen as often as we'd like.

### Date Change For Sports Hall Of Fame Dinner

The '06 POA Sports Hall of Fame Dinner has been moved a week to Friday Nov. 10th. It will still be at the Italian Athletic Club in North Beach with the details on page 23 of this issue of the *Journal*. Please try to attend this event as I know you'll be thankful you did. We received so much positive feedback from last year's dinner and look forward to doing a good one all over again. Hope to see you there....

Finally out of the Airport Bureau, both **Mike Lynch** and **John "The Astronaut" Glynn** wanted me to mention them in my column so here I am doing it. God knows they haven't done anything athletically in quite a while so this is as good as it gets.

That's all for now...

So See Ya next month...



Left to right: Sean Padilla, Mike Petuya, Frank Petuya and Kevin Abbey.

as well taking a break from the great job he does on the City Hall beat. He joined the others with gold medals from the same relay races and I'd like to congratulate all of them on a job very well done. Note the picture of the four with their medals with this column.

Another member of Northern Station who was down in San Diego ready to compete was **Michelle Henderson** who has been a successful boxer in the Police/Fire games the last two years with silver and gold medals respectively. Unfortunately or fortunately for **Michelle**, her opponent didn't bother to show up for the event and she won gold in her 125 lbs weight class. This was unfortunate because this year is the last that she has left in eligibility, but then it was fortunate for the gold

basketball court. The nine members of the department all-star team that Al put together is pretty psyched about the game on the carrier, as they'll be transported out there via PT Boat.

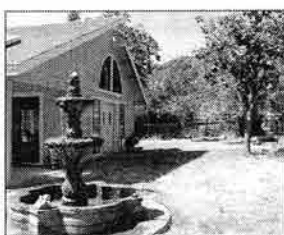
Speaking of Commissioner **Honniball** and basketball, the league is scheduled to start the week of Nov. 7th and the other good news is that **Kezar Pavilion** is back in the picture and **St. Mary's Gym** is out. Al will notify the team managers of the best place to park to keep the Park and Rec people happy as well as to keep the Park Station personnel happy. He also wants to hear from members of **Richmond Station** and **Mission Station** to let him know whether or not they're having teams this year. Finally, Al would like the managers of the teams to please hurry up and "pay their league fees!"



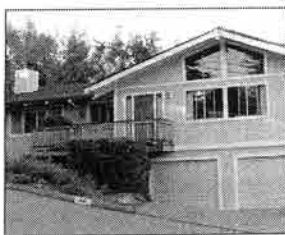
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# THE LOONS NEST REPORT

By Ed Garcia, Co. A

## Steve Moss is 2006 Club Champion

San Geronimo Golf Club in Marin County was the site of the Loons Nest Golf Club's 20th Club Championship, played July 27th. Western Marin County had seen twelve straight days with temperatures in excess of one hundred degrees, but the Loons were fortunate. The temperature on this tournament day hit a high of eighty-five degrees, with slight winds, blue skies which was a great day for golf.

Sixty players made up the field, including three-time champion Bruce Lorin and past winners Ed Anzore, Lou Landini and Steve Landi. But this day would see a new champion emerge after a blistering match between two Loons who were firing on all cylinders. Steve Moss from the Airport Bureau and Ed Anzore of Ingleside Station both started with even par front sides of thirty-six strokes. Moss had birdies on the second and fifth holes, while Anzore picked up a birdie on the fourth hole. Tim Lee was two strokes behind the leaders at the turn with a thirty-eight, followed by John Wong and Steve Goss who each posted

thirty-nine strokes on the front nine holes. As the match progressed through the back nine, Moss played through the seventeenth hole at even par, opening a three-stroke lead over Ed Anzore. On the eighteenth hole, Anzore and Moss were both just off the green after their second shots, and Moss appeared to have the championship in the bag with his three-stroke lead. Anzore responded by knocking a chip shot into the hole for a birdie three! The pressure was now on Moss, as he needed at least a bogie for victory. Moss chipped onto the green and needed to get down in no more than two putts. Steve's first putt left him some three feet from the hole. Moss, showing nerves of steel, took a look

seventy-nine. Tim Lee's net score gave him second low net in the first flight, allowing Landi to move into third place low gross in the first flight. Joel Timpano fired a net score of sixty-seven, which was equaled by Tim Lee. The tie-breaker went to Timpano, leaving Lee in second place. Third low net in the first flight went to Central Station's Dominic Panina, who had a net score of sixty-nine. In second flight play, first low gross went to Northern Station's Rich Goss. Rich opened his day with a fine thirty-nine and was playing a hot hand through the sixteenth hole. As Rich teed off on the seventeen hole, he was five over par to that point. Now the fickle gods of golf decided it was time to lower the boom on Rich,



solo Jim Petrie took a first place award on the 15th hole, with a shot within 5 ft. 10 inches on a hole of one hundred and seventy-seven yards. Another hot solo was Dave Kranci who knocked his ball to within 8 ft. 1 inch of the pin on the seventh hole. Ed Anzore took the prize on the thirteenth hole with a shot of 8 ft. 3 inches. The four second place winners were Mary Godfrey of Central Station, retired horseman Stan Buscovich, Tenderloin's Paul Guinasso and retired member Jerry Holland.

After the completion of the round, the Loons gathered for cocktails and the awards banquet dinner at San Geronimo.

It should be noted that the fairways, greens and tees were all in very good shape on his warm summer day and the buffet dinner was good as was the service provided by the San Geronimo staff.

This was all a fine conclusion to the end of our club's twentieth club championship. Mike Dudoroff was the club's first champion, crowned after his victory at Harding Park with a dinner at the old Boathouse Restaurant on Lake Merced. Over the course of these two decades there have been many memorable tournaments and road trips. Next season we will move into our third decade and I believe that the best is yet to come.

Hope to see as many members as possible for our October Reno trip for the Charlie Anzore Memorial Tournament to be played at Sommersett C.C. and Red Hawk G.C.

*This day would see a new champion emerge after a blistering match between two Loons who were firing on all cylinders.*

at the putt and without hesitation rammed it into the hole and became the new Club Champion. Moss finished with a one over par round of seventy-three, with Anzore one stroke behind at seventy-four. Tim Lee kept a fine round together and finished with a score of seventy-eight. 2006 Spring Champion Steve Landi made a back nine charge and posted thirty-eight strokes on the back side for a total of

as he ran into a pair of eights on the final two holes. Rich's eighty-five was still enough to hold onto a four-stroke victory over Rich Dalton from the Fencing Detail. Third low gross in the flight went to recently retired George Gulbengay, formerly of the Airport Bureau.

Second flight low net honors went to new Loon Joe Porta of Central Station. Joe posted a net round of sixty, giving him a two-stroke victory over Richmond Station's Art Borges, who had a net sixty-two. Park Station's Joe Fischer grabbed third low net with a score of seventy.

The Long Drive winner was Ed Anzore. Ed's drive of two hundred and ninety-one yards is the third longest winning drive in Loon tournament "Long Drive" contest records. Ed used his new Taylor driver with a Titleist Pro V-I ball.

In "Close to the Hole" competition the shot of the day went to Central Station's Norm Rice. On the 3rd hole, which plays out to one hundred and seventy-two yards, Norm put his shot thirty inches from the hole. Retired

### Loons Nest Scoreboard San Geronimo Golf Club

Moss	36-37	73	Fischer	48-45	93
Anzore	36-38	74	Lum	46-47	93
Lee	38-40	78	Schmolke	47-46	93
Landi	41-38	79	Petrie	48-45	93
Timpano	40-40	80	Sullivan	46-47	93
Balma	41-44	85	Buscovich	49-47	94
Garcia	40-45	85	Guinasso	44-50	94
Goss	39-46	85	Porta	42-53	95
Lorin	41-44	85	Radanovich	50-45	95
Wong	39-46	85	Finigan	50-46	96
Hanecek	41-46	87	Wismer	47-49	96
Panina	44-43	87	Kovaleff	50-46	96
Parry	45-42	87	Brogan	47-51	98
Vernengo	41-46	87	Meixner	47-51	98
Kranci	42-46	88	Cooke	47-54	101
Holland	45-43	88	Ballard	52-50	102
Dalton	43-46	89	Boyett	47-55	102
Hamilton	45-45	90	Walton	58-53	102
Sorgie	45-45	90	Godfrey	52-51	103
Landini	42-48	90	Pursley	58-47	105
Borges	46-45	91	Fong	54-53	107
Gulbengay	43-49	92	Kiely	51-57	108
Rice	45-47	92	Allegro	66-50	116
Wyman	46-47	92	Stockwell	55-63	118

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# Close Encounters

By Steve Johnson  
SFPOA

Officer Fabian Fowler and Officer Derrick Lew were responding to a call of 'shots fired' in the Bayview District near Flora Street when they came upon two individuals leaving the area. Derrick called out for them to hold up and one of them did – kind of. He was acting rather strange, moving back and forth, when all of a sudden he ran directly towards Officer Lew's side of the patrol car, his hands tucked under his jacket. Derrick had nowhere to go and was unable to draw his gun in time to confront the suspect who was now firing his semi-automatic 4-foot from Officer Lew's position in the front driver's seat. Officer Fowler had already quickly moved from the passenger seat to the rear quarter panel

Officer Fabian Fowler and Officer Derrick Lew had already killed 2 other people around the corner. The officers had no idea what they had rolled into when they initially came on the scene.

One of the rounds that was fired at Derrick creased the back of his jacket – it came that close. In fact, investigators were at a total loss trying to figure out how the 2 officers were able to escape an almost certain death at the hands of the coward who attacked them and it seemed to come down to an inescapable conclusion: Isaac and Nick were obviously watching over them.

A number of field supervisors at Bayview Station recently contacted us expressing their concern for the officers who work in what other community groups have described as, basically, a war zone. In the recent weeks the officers of Bayview not

Bruno with one of the victims being shot 14 times. Not to mention the continued calls of "shots fired" that the officers respond to all day and all night – the very same call that Fabian and Derrick answered . . .

Police work takes a toll . . . and it's not just having to respond to the constant emergency calls for help, there are other stressful situations that can hit home real fast. Take, for instance, an investigation conducted the other night at the Tenderloin Task Force. It all began when Officer Pat Butherus ran across a pair of extremely distraught parents who were trying to find their 17-year old daughter. Turned out that the daughter had apparently left home and ended up in the City where a few 'really nice' people introduced her to the sporting life of drugs and prostitution. The parents knew what their daughter was involved in but they didn't know where to start. Pat contacted Sgt. Ron Banta and Ron enlisted the help of Officer Hector Basurto, Officer Keith Ybarreta, Officer John Hallisy, Officer Angela Sawyer, and Officer Vince Pedrini. Working off only a phone number where they knew they could contact the people who were 'looking out' for the 17-year old, the officers set up a sting operation with the assistance of the management of the Parc 55 Hotel. Their efforts paid off. They not only managed to locate the missing juvenile, they also were successful in arresting all of the 'good samaritans' who were going to introduce her to a cash-only business. Sgt. Banta mentioned that, while they were successful this time, there are hundreds of other young victims on the street that they can't rescue and that's one of the most frustrating part of police work.

Timing is everything. Take the case where Officer Josh Kumli was attending court when he recognized an individual standing outside the courtroom who, he knew, was wanted for attempted murder. The arrest warrant was so fresh that the suspect didn't know it even existed. Josh enlisted the assistance of Officer Greg Buhagiar and Officer Shaughn Ryan and the suspect was escorted up to a fully-furnished, but slightly crowded, jail cell.

Sergeant Jeremiah Taylor, an experienced veteran with more service stripes than room on his sleeve, noted the plate on the car that cut him off

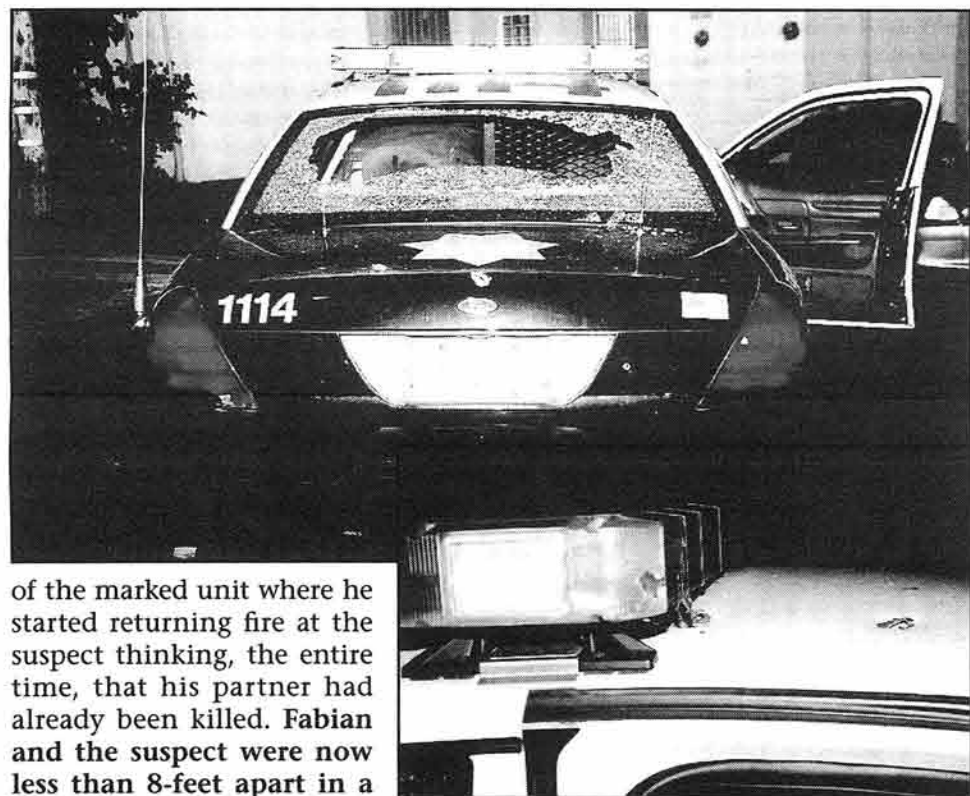
when he was driving to work. Once he got to the station he learned that the same vehicle matched the description of the car that had just been used by 2 armed suspects in a gas station robbery (the victim got the color and make but not the license plate.) A quick check revealed it was taken in a carjacking so Jeremiah made sure the officers in the area looking for the suspects now had the plate. Wasn't long after the information was broadcast that District Attorney Investigator Van Jackson located the suspect vehicle and was soon assisted by Officer Herman Diggs, Officer Joo Han Kim, Officer Doug Farmer, Officer Dave Batchelder, and Officer Gary Moriyama in detaining the two armed suspects. I believe that's the pure definition of teamwork . . .

Officer Robert Toomey and Officer Katherine Schwartz-Choy noticed an individual in the Sunnysdale area with a strange looking device hanging from his ankle. Turned out to be a home arrest bracelet . . . bracelet and 'homey' in custody.

It's 1:40 a.m. in the Park District and Officer Francisco Rodriguez and Officer Nelson Wong hear gunshots in the area of Waller and Clayton Streets. They were then flagged down by a citizen who gave them the description of the vehicle and the suspects who were shooting. A few minutes later and the officers have the suspects and vehicle in custody along with a fully-loaded, .380 semi-automatic weapon.

And, in the Ingleside District, Officer Kevin Knoble and Inspector Kevin Lebanowski chased another suspect armed with a gun and finally caught up with him on the 900 block of Ellsworth . . . turned out the subject they had in custody had already been convicted of prior gun charges, was on probation for a gun charge, and was, once again, arrested on gun charges.

Then we have the 16-year old standing on the corner of 5th and Market Streets late at night smoking a cigar. Officer John Conway and Officer Steve Smalley stopped to admonish the young man. While the officers wanted to make sure he knew that smoking may be harmful for him on a long-term basis they especially wanted to impress upon him the dangers of carrying the fully-loaded, .45 caliber semi-automatic weapon he had concealed in his waistband which, as it turned out, was really bad for him in the short-term.



of the marked unit where he started returning fire at the suspect thinking, the entire time, that his partner had already been killed. Fabian and the suspect were now less than 8-feet apart in a full-blown firefight. Officer Fowler's training kicked in and he re-loaded without even realizing he did so and he kept firing until the suspect dropped.

Turned out that the armed suspect who was trying to kill both

only had the near-death incident with Officer Fowler and Officer Lew, but during that very same week they had to handle a home invasion robbery on Connecticut that left 2 victims dead and then a double shooting on San

## From Addiction To Altar – With Policemen's Aid

By Steve Rubenstein,  
Chronicle Staff Writer  
Saturday, September 2, 2006

Reprinted with permission from the  
SF Chronicle

Submitted by Mike Nevin

Dale Smith got married at San Francisco City Hall on Friday, a few blocks from the sidewalk steam grate that he used to call home.

By his side, along with his bride, were the two San Francisco police officers who helped pull him up by his boots. One of the officers even gave Smith the boots that he pulled himself up with.

"I love you guys," Smith said, grabbing the officers in a bear hug. "You're my brothers."

Smith, a 52-year-old former gang member and crack cocaine addict,

spent years in the South of Market alleys around Sixth and Seventh streets. It was there that Officers Matt Goodin and Andy Meehan came upon him one night about 10 years ago.

"There was something about him," Goodin said. "We always felt that some day he could change. He always showed us respect, and he never blamed anyone but himself for what was happening to him."

The two officers, who worked the graveyard shift out of Southern Station, made it a habit to look in on Smith from time to time and give him an occasional hamburger or candy bar. One night, after another addict swiped Smith's shoes, Goodin brought him one of his old pairs of boots. They were a size 12, but Smith put a few extra socks on his size 9 feet and declared himself blessed.

The boots seemed to do some-

thing. After a while, Smith found the strength to throw away his crack pipe. Through regular attendance at Narcotics Anonymous meetings, he has stayed off drugs for three years.

Last year, he got up the courage to call Cheryl, his former childhood sweetheart from their days at Everett Middle School, who was working as an employment counselor in Houston.

"I never gave up on him," said Cheryl, explaining why she agreed to fly to San Francisco and meet Smith in Union Square, where, one week later, he proposed.

These days, Smith makes ends meet by working odd jobs and counseling troubled high school students. He calls himself a "one-man 'Scared Straight' program," after the documentary that featured former prison inmates whose brutally realistic recollections would frighten young gang

members into changing their ways.

"I tell them how to avoid being like me," Smith said. "I've been there. I don't want you walking around town pushing a Safeway basket."

After the couple exchanged vows and rings beneath the rotunda, Smith handed the two officers a pair of plaques.

"In this life, everyone has a guardian angel. At the time of my lowest peak, you were there for me. Thank you for always looking out for me," the plaques said.

His new bride and his old friends in blue all believe Smith has put the past behind for good.

"In my 11 years on the job, I've never seen anyone turn himself around like this," Meehan said. "You always hope people can do it, and you never see it happen. No one can change unless they want to change, and Dale wanted to."