



JOURNAL

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**SAN FRANCISCO
POLICE OFFICERS ASSOCIATION**

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www.sfpoa.org



President's Message

This month, I asked Editor Ray Shine to run POA General Counsel John Tennant's excellent article on contract renegotiation here in my usual spot on Page One. I could not have more clearly and succinctly written my — and this Board of Directors — feelings about this crucial issue. As I have said many times before, this is an unprecedented fiscal crisis in

which we have become at once scapegoats and heroes. Please read John's article and hopefully appreciate more than ever why smart and savvy strategy has come to play such a pivotal role in the positive future of this organization.

— Gary Delagnes

Counselor's Corner

Redefining Victory

By John Tennant
SFPOA Counsel

By wide margins, the rank-and-file members of both the San Francisco POA and the San Jose POA recently approved labor contracts with economic concessions. This was by no means an easy or uncontroversial process. Indeed, acrimony attended all sides of the debate, with some community leaders attempting to vilify the unions

day. Now is the time to build the relationships that will be needed later. If you have a contract that is not up for negotiations and your city wants to renegotiate the current year pay increase, impose furloughs, or other cost reductions, meet with them. It is okay to make concessions . . . Let go of the bravado. Just focus on the long term goal. The road to success is not straight. Retreat and compromise is not a sign of weakness.

York's re-definition of victory makes

layoffs, which in turn will poison the public against the entire concept of public employee unionism. (And if you think such a gloomy scenario is just so much hyperbole, look no further than the various legislative efforts gathering steam to implement "pension reform" and roll back binding arbitration.)

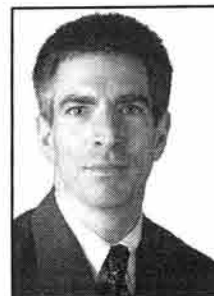
But perhaps the surest sign that concessions can, paradoxically, equate to victory came in an e-mail I received last week from a well known labor arbitrator in California who has ruled on many cases where public safety unions who, lacking the right to strike, opted in earlier, better economic times to "fight back" in the traditional sense of the phrase by saying "No" to their respective public agencies at the bargaining table and, instead, proceeding to arbitration. This arbitrator expressed admiration and respect for the concessionary contract just ratified by the rank and file of the San Jose

POA. I don't know any clearer sign of victory than having arbitrators — the private judges who ultimately hold our fate in their hands when we choose to "fight back" and go to arbitration — approve precisely of our having taken the opposite path for the good of our members and the preservation of public safety. Now that is victory.

"Roll the Union On..."

Editor's Note: POA General Counsel

John Tennant also serves in the same capacity for the San Jose Police Officers Association, and just recently helped guide that organization through the treacherous mine fields of re-negotiation to achieve a more stable and secure high ground.



"The road to success is not straight. Retreat and compromise is not a sign of weakness."

for not giving back more and some union members pointedly criticizing their associations, since no one wants to see their paychecks reduced. And yet, these twin votes constituted as sure a victory as any pay raise, strange as that may sound.

Let me attempt to clarify this re-definition of "victory." I will borrow the words of police union compensation expert and negotiator par excellence, Ron York of policepay.net:

Dunkirk has become the symbol for retreat and many times is portrayed as an act of weakness. This image is completely false. Dunkirk was not a cowardly act by the British. It was a brilliant maneuver that eventually contributed to the ultimate victory. Dunkirk was the best alternative to a certain defeat at the hands of the Germans. Today, many police unions find themselves in the same position as the British in 1940, having to choose between certain defeat and retreat. The rational choice is obvious. Unfortunately, ego and pride often get in the way. Most police unions need to be in damage control mode until there is an improvement to the economy. The goal is to hold any damage to a minimum and live to battle another

a great deal of sense in this current economic climate where concessionary bargaining has become the norm if layoffs are to be avoided. But to arrive at that new definition, you have to understand just what is at stake and how the entire notion of "fighting back" has been radically transformed from what it was thought to be only a few years ago.

If saying "No" to economic concessions — what one usually defines as "fighting back" — means the loss of members' jobs because of layoffs, such a posture hardly results in any sort of "victory" for the officers laid off. And it is by no means certain that the public will not ultimately blame the unions themselves for those lost jobs, as our enemies mount a campaign aimed to portray us as "greedy unions" who would sooner sacrifice their own members than agree to even modest concessions. As a labor lawyer colleague of mine in Southern California put it recently, many on the management side are hoping for precisely that: police labor and other public employee unions will ultimately choose to reject all concessions, thereby resulting in

POA Mourns Loss of Two Members

Charlie Ellis
1950 – 2010

On Wednesday, July 14, 2010, Officer Charlie Ellis #1748 of the Tactical Mounted Unit, passed away at his home from an apparent heart attack. He was only 60. The news of Charlie's death was a shock to us all. Charlie was a legend in this department and was a man among men. Charlie spent a great majority of his 39-year career at Mission Station. Charlie also served in the Narcotics Division, and was most recently assigned to the Mounted Unit.

— Kevin Martin

John C. Mulkern
1960 – 2010

The men and women of the San Francisco Police Officers Association extend sympathy and condolences to the family and many friends of Officer John C. Mulkern #1482. John died on Sunday, July 25, 2010 from a heart attack. He was 50.

John was a well-respected and much loved member of this association and the SFPD. He was most recently assigned to the Traffic Division, but had served for many years at Ingleside Station and, prior to that, Mission Station. He will be sorely missed.

—Editor

Minutes of the July 14, 2010 POA Board Meeting*

1. Sergeant-At-Arms Breen called the meeting to order at 1200 hours and led the Pledge of Allegiance.

2. Secretary Montoya conducted the roll call of the Board of Directors and Executive Board.

3. Vice President Martin called for a moment of silence for the five CHP Officers who have been killed in the line of duty within the past six weeks. Vice President Martin also extended the moment of silence in memory of Officer Nick Birco.

4. Rep. Madsen (Tac) made a motion to accept the minutes from the June 2010 meeting. Motion was seconded by Rep. Pena (Co. E) and passed by voice vote.

5. Treasurer Halloran advised that the POA is still in negotiations with the
- purchase of the Paragon Restaurant located at Second Street and Townsend Street. The Executive Board, Building Committee and owners of Paragon will be meeting next week to discuss final details. Once all details are agreed upon, both bodies will report back to the Board of Directors for approval to proceed with the purchase. Treasurer Halloran also advised that the property located at 510 7th Street remains on the market.

6. Vice President Martin spoke to the issue of LWLP for Station Keepers. As outlined in a recent DB, the duties of the Station Keeper will no longer be that of a Sergeant. The bulletin further explained that the effective date is TBD. Rep. Mitchell
- (Co. I) contacted the Written Directives Unit and spoke with Officer Johnson. Officer Johnson relayed that per Lieutenant Connolly, Officers assigned as Station Keeper shall continue to be compensated as LWLP until a new DB is issued with an effective date of the noted changes.

7. Vice President Martin announced with the recent resignation of Rep. Covarrubias (Co. D) and promotion of Rep. Yin (Co. G), there are two vacancies on the Board. One for Co. D, and one for Co. G. Vice President Martin then thanked Rep. Covarrubias and Rep. Yin for all their work and dedication while sitting on the board. Any eligible member wishing to join the board

- should notify their respective representative or Secretary Montoya at the POA.
8. Vice President Martin advised that the POA is still in negotiations with the department with regards to a Brady Policy. Counsel Tennant then gave an in-depth status report to the Board of Directors. A draft policy should be available soon for the Board of Directors to review. In the interim, any member who receives a letter from the District Attorney with regards to Brady concerns should contact their representative or the POA without delay.
9. Vice President Martin advised that Counsel Tennant and several other attorneys are researching pre-election challenges with regards to the proposed legislation that is being introduced by Public Defender Adachi. If the legislation passes in November, the POA is fully prepared to challenge the results.
10. Vice President Martin advised that there is concern with regards to the recent pay raise members have received. After much discussion, it was determined that President Delagnes will contact Employee Relations Director Martin Gran to discuss the concerns brought forth by the members.
11. Rep. Peele (HQ) made a motion to declare an Executive Session so Counsel Tennant could give an attorney-client privileged legal opinion on the language associated with the raise and furlough hours. Motion was seconded by Rep. Jimenez (CO. D). The motion lost with 10 (yes), 17 (no) and 1 (abstained).
12. Treasurer Halloran handed out information with regards to the upcoming POA Golf Tournament.
13. Treasurer Halloran provided each Board Member with the monthly Expense Recap Report. Treasurer

continued on next page

Board of Directors Meeting Roll Call
Wednesday, July 14, 2010

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

San Francisco Police Officers Association Editorial Policy

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

Member Opinions and Commentary: Unsolicited Written Material

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

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

Other Submitted Material

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

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

The San Francisco Police Officers Association

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WEBMASTER

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

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

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POA Hosts Labor Strategy Session

On Tuesday, July 20, 2010, most of the top labor leaders in San Francisco gathered at the POA to discuss the formation of a unified effort to defeat the so-called “Adachi Proposition” in the upcoming election. If Labor is successful, its campaign to protect the pensions and health benefits of San

Francisco’s working class men and women will win the day on Tuesday, November 2nd. While assaults on public sector benefits have progressed statewide, the law proposed by Adachi will significantly compound the impact on union members in the city. Few measures placed before the people

in recent memory have threatened the well being of our members’ careers and quality of life. The San Francisco Police Officers Association is proud to work with the rest of San Francisco labor community to defeat this unfair legislation. — Gary Delagnes



Will return next month.

Announcements, notices or tidbits can be e-mailed to alfrmsf@aol.com, faxed to 552-5741, or mailed to *Around the Department*, 800 Bryant St., 2nd Floor, SF, CA 94103.

Minutes

continued from previous page

Halloran announced we are currently under budget, however things may change with upcoming proposed charter amendments and local elections.
14. Vice President Martin spoke about a recent exchange of e-mails and the President’s Message for the July 2010 *POA Journal*. Vice President

Martin called for an open discussion to address any concerns. Several Board Members spoke to the subject, which lasted about thirty minutes.
15. The meeting was adjourned at 1505 hours.
Respectfully Submitted,
Tony Montoya
POA Secretary

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

2010 POA Journal Deadlines	
September	August 23, 2010
October	September 21, 2010
November	October 20, 2010
December	November 19, 2010
January 2011	December 20, 2010

Calendar of Events

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

Regularly Scheduled Meetings or Events

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

Specially Scheduled Events

Law Enforcement Appreciation Night Benefiting CPOM and BALEAF	AT&T Park	Wednesday, August 11, 2010, 7:00 PM	POA Office 861-5060
Cops For Christ Summer Luncheon	POA Building	Thursday, August 19, 2010, Noon	David Lazar lazar971@gmail.com
Emerald Society Golf Tourney	Lake Merced Country Club	Monday, August 30, 2020, 10:30	Brian Philpott (415) 793-4558
Retirement Dinner Honoring Capt. Jere Williams	Irish Cultural Center 2700 45th Ave, SF	Thursday, September 2, 2010, 5:30 PM	Kim D’Arcy (415) 553-1482
2010 Ironman/Woman Comp	HOJ, 5th Floor Gym	Wednesday, September 15, 2010, 0900	M. Anderson (415) 671-2300
POA Golf Tourney	Marin Country Club	Monday, September 20, 2010, 10:00 AM	POA Office (415) 861-5060
SAFE 5K Fun Run/Walk Awareness for Personal/Family Safety	Peacock Meadow Golden Gate Park	Sunday, September 26, 2010, 11:00 AM,	www.sfsafe5k.dojiggy.com
LPOA Dinner Dance Scholarship and Toy Drive	Janet Pomoroy Center 207 Skyline Dr., SF	Saturday, October 9, 2010, 6:30 PM	Lula Magallon (415)-205-1801

WIDOWS' AND ORPHANS' AID ASSOCIATION

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

July 13, 2010

The regular meeting of the Widows' and Orphans' Aid Association of the San Francisco Police Department was called to order by President John Centurioni at 1:55 PM in the Conference Room of Ingleside Police Station.

PLEDGE OF ALLEGIANCE: Led by President John Centurioni.

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

MINUTES OF THE JUNE MEETING. Motion by Bob Mattox that the minutes be approved as published. Seconded by Bill Gay. Motion carried.

BILLS: Treasurer John Fewer presented the usual bills. Motion by Matt Gardner that the bills be paid. Seconded by Mark McDonough. Motion carried.

WE HAD FOUR DEATHS THIS PAST MONTH.

FRANCIS X. MC GOVERN, 92 years. Frank was born in San Francisco, grew up in the Sunset, and went to Saint Ignatius High School and U.S.F. He served our country in the Coast Guard during WW II. Upon his discharge, he entered the Police Academy in 1945. His first assignment was Mission Station. Two years later, he was assigned to the I.D. Bureau. Two months

later, he went to the Traffic Bureau and was assigned to APB. He was also assigned to Co. B for a few months before going back to the APB Detail. Frank worked Traffic for seven more years before he resigned in 1957 to accept an offer with private employment. He was very successful and worked for the State of California as a CPA for several years until he retired. Like a lot of members who leave the Department, he continued his membership with the Widows' and Orphans' Aid Association.

ERNEST P. FRESCURA, 93 YEARS. Ernie was born in Jackson, California. He worked for Southern Pacific Railroad as a mechanic and remained there during WW II because his services were needed to keep our railroad up and running. He got a job as a teamster before he went into the Police Academy in 1949. His first assignment was Richmond Station, followed a few months later by Northern. In 1974, Ernie made Sergeant and was assigned to Park Station. He remained there for two years before he retired in 1976. Ernie was a good street cop as a Patrolman and Sergeant and was awarded several Captain's Comp's and three Medals of Valor. A Silver Medal for his arrest of two dangerous armed felons who had just perpetrated the robbery of a Bank. The proceeds from the robbery, over \$11,000, were recovered intact. He also was awarded a Bronze Medal of Valor for his good police work of stopping a suspect who

was in the area of the bank that was just held up. He didn't like the way the suspect was acting and ordered him to stop. The suspect hesitated, Ernie drew his service revolver, and took him into custody. Sure enough, he was right and found a fully loaded .38 cal revolver on his person. After a little talk with the suspect at Co. E, he gave the name of the other suspect who was later taken into custody. Ernie was awarded another Bronze Medal of Valor for his arrest of two suspects who were leaving a burglary. They were armed but were overpowered by the officers. Their arrest resulted in the recovery of \$150,000 in valuables taken by the suspects in their burglaries. Ernie stayed active in retirement and tried to make as many Veteran Police Meetings as possible.

JOHN "JACK" WEBB, JR., 79 years. Jack was born in San Francisco and grew up in the Mission. He went to Sacred Heart High School, City College, and S.F. State. He served our country in the Navy during the Korean Conflict. He took the Police Exam and entered the Police Academy in 1952. His first assignment was the Traffic Bureau. A year later, he went to Northern. Three years later, he went to the Bureau as a Patrolman. He made Assistant Inspector in 1960, and full Inspector in 1964. Jack was awarded several Captain's Comp's and Four Medals of Valor. A Gold Medal for his arrest of a prowler who attempted to draw a gun on the two officers to make his escape. A Silver Medal for his arrest of a suspect who robbed a liquor store and was disarmed by officers. A Bronze for an arrest of a armed robbery suspect. A Bronze for the capture of a armed narcotics suspect involved in a burglary and the sale of narcotics. Jack retired in 1970. Jack was very involved in the Irish Community and a strong supporter of the Northern Ireland Peace movement. He served as a the Grand Marshall of the St. Patrick's Day Parade. He opened up a popular Irish Bar, namely Ireland's 32. Young Irish men and women coming over to San Francisco would go see Jack looking for his help in getting them a job. He opened up a restaurant in Sonoma. Jack leaves his daughter, Colleen, to continue serving the Department as a Lieutenant with the Tenderloin Task Force.

ROBERT E. MATTOX, 81 years. Bob was born in Hollywood, California. His family moved to San Francisco and settled in the Mission. He attended Mission High School. He served his Country in the National Guard during the Korean Conflict. He worked as an accountant before taking the Police Exam. He entered the Police Academy in 1952. His first assignment was Richmond Station. He then worked Taraval and Central for a brief time before going to Co. K. Solo's. He

worked the bikes until he was promoted to Sergeant and was assigned to Ingleside. He then went to Central. When at Central in 1968 the demonstrations at S.F. State, U.C. Berkeley, Stanford and all around town with the anti-war movement. Chief Don Scott formed a new highly mobile unit in the Department, namely the "Second Platoon." Co. A, Co B, Co. C and Co. D. Lieutenant Ray White was personally picked to lead this group. Sgt. Bob Mattox led his men from Central. Bob was promoted to Lieutenant in 1970 and was assigned back to CO."K" E&I. During his career he was awarded several Captain's Comp's. A Gold Medal of Valor for his apprehension of a prowler with a knife who stabbed and critically wounded a fellow officer. A Silver Medal for his arrest of a man with a gun, whom he chased after and had to fire a shot before the suspect complied with his order. Bob retired in 1970. Anyone that knew Bob will remember him as a easygoing guy on the job and off who made you feel relaxed as you watched him puff on his pipe and take everything with a grain of salt. Bob's son Bob also served in the Department and retired a few years ago from the Solo's and is currently giving of his time as a Trustee with the Widows' and Orphans'.

REPORT OF TRUSTEES: Our Investment team did not come to the meeting at our request. We had some matters that took some time to work out. However, Secretary Hurley talked to Mr. Jerome Paolini of Wells Fargo Bank. His report was brief. Our account is down 2% for June, while the S&P is down 5.2%. Our account is down 2.9% for the year while the S&P is down 6.7%. The problem is with the EURO and the fact people are cutting back on their spending.

COMMUNICATIONS: We have had several donations made this past month:

In memory of Ed Epting; \$100 from William Wakefield; The following made in memory of Jack Webb; \$50 from Gregory and Susan Mendell, \$50 from Maura Gibney; \$50 Mabel Miller; \$100 Thomas and Sandy Boyd, \$25 Lawrence Simi; \$40 Marilyn Panelli; \$25 Joe and Carol Moriarty; \$30 Janice Paterson; \$50.00 Paul and Madeleine Pelletier.

ADJOURNMENT: President John Centurioni had a moment of silence for a departed members and all those men and women serving our country in the armed forces. He set the next meeting for Tuesday August 10, 2010 at 1345 hrs in the Conference room of Ingleside Police Station. Meeting was adjourned at 1525 hrs.

Fraternally,
Mark Hurley,
Secretary

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Wife of Sgt. John Hallisy — Narcotics Bureau

This and That...

By Kevin Martin,
SFPOA Vice President

Propping up the dead to increase stats...

The O.C.C., better known as the Organization to Conspire against Cops, is at it again. In a shameless effort to boost its dismal numbers, the OCC and its leadership has decided to investigate a case of alleged police misconduct against a few of our members even though the complainant passed away last August. The incident in question occurred July 22, 2009 and the complaint was filed on July 24, 2009. So it's eleven months later and the OCC is just now getting around to interviewing the officers. The Organization to Conspire against Cops didn't even know that their "client" had passed on. We brought it to their attention! How's that for a follow-up investigation? Talk about a failure to supervise or neglect of duty for failing to realize their client was not even alive.

The POA requested to have this case dismissed for the obvious reasons. The complainant is deceased and therefore unable to be available for any kind of follow-up interview unless the OCC is planning a séance to bring back the spirit for questioning (they lost their funding for a new Ouija Board to determine the outcome of cases). Also, there are no secondary or independent witnesses to present in this case.

Why has it taken so long for the OCC to get around to interviewing the officers in this case? In a pattern all too familiar, the OCC delays its interviews for too long a period of time. Why is that? Why does the Police Commission allow for such incompetence from the OCC? Maybe the Commission figures it has to settle for less than satisfactory work from the OCC because it is what they have come to expect.

Is the OCC that hard up for statistics to justify their existence? C'mon guys, you can do better than that.

The director of the OCC recently proudly reported an increase of sustained complaints in 2008 from 3½% to 5%. There is a good reason for that. It's no coincidence that the increase was a matter of 11 cases sustained by the OCC for officers failing to report their E585 information into the computer after a traffic stop. Of course the increased numbers in sustained complaints were because of the "Added Allegations" charges that the OCC is so famous for. Where would the OCC be if it weren't for the added allegations? When all else fails and the OCC can't bang a cop for any good reason, they always fall back on some administrative garbage that has absolutely nothing with the nature of the complaint.

In another disturbing incident at OCC, I recently had the pleasure to represent a member of this department at the OCC when during the course of the interview the OCC investigator asked the member, "So Sergeant, what other shortcuts did you take in investigating this case?" (Insinuating that the Sergeant had obviously taken some other shortcuts.) I immediately objected to the question and asked for proof or evidence that would elicit such an insulting and ridiculous question. Of course there was no response; just a blank stare; something that the OCC has given back to the citizens of San Francisco for quite some time now. This is really a case of the pot calling the kettle black. Sometimes you just have to question the lack of profes-

sionalism and integrity on the part of the interviewer.

Double Standard...

Imagine you're conducting an interview of a citizen and during the course of the interview and for no good reason you, as an officer in this department, state to the citizen, "I assume you speak Spanish." If for some reason this citizen made a complaint to the OCC, you can be sure without a doubt that you would receive a sustained complaint for "racially or biased policing." The OCC licks its chops over cases and complaints just like this one...unless the complaint is made against them. That's right. I recently represented an officer in this department who among other things was charged with "biased policing." During the interview, the OCC conspirator investigator asked the officer if she spoke Russian to which the officer replied, "no." The investigator then stated, "I assume you speak Spanish." The officer answered "no" and the bells immediately went off.

I could have jumped in there immediately to lodge a protest but decided to bide my time and wait. Towards the end of the interview, I had the opportunity to question the officer. I walked the officer back through the noted question and statement by the investigator. When I asked the officer why do you believe the investigator assumed you spoke Spanish, she replied, "I have no idea." It was then the investigator realized his own prejudice and bias and began to back peddle and profusely apologize to the officer and assured her he meant no harm. But it was too late; the cat was already out of the bag; the damage had already been done.

Of course I filed a formal complaint with the OCC stating that the investigator should be removed from this case for the obvious reasons. Amazingly enough, I received a response from the leader of OCC who wrote, "I have looked into this matter and I have found no evidence of bias or any other misconduct that would lead me to accede to your demand. Consequently, the investigator will remain on the case."

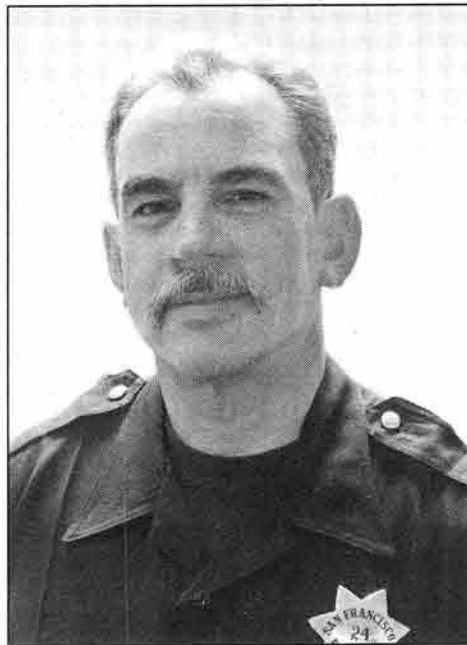
I wrote my letter of protest on May 4th and received the response on May 5th. You can see that a whole lot of time and diligence went into that investigation. Do you think the Director ever took the time to interview the involved officer? Don't you think the Director would at least ask the one fundamental question of the officer instrumental in this complaint, "Were you offended by the statement?"

The cop's in this town are just spittin' in the wind when it comes to getting a fair shake from the leader of OCC...

How come it only takes one day for the OCC to investigate one their own members on a rather serious charge but months and months and months to investigate our members? No bias or prejudice there. Hey OCC, we want the same transparency from you that the whole freakin' world demands from us!

UCSF monthly visit...

I'd like to thank the following members who took time from their busy schedules to visit some very special youngsters at UCSF Children's Hospital on July 8th. The officers involved this month were from the COMSTAT



Unit and were led by Officer Michelle Alvis, who did a wonderful job coordinating the efforts of her fellow officers. Officers Glenn Juco, Jason Hui, and "The Great" Eric Altorfer played BINGO with the kids and spent a couple of very worthwhile hours exchanging laughter and conversation. All had a great time until it was time to part ways.

That evening's event in the "Teen Room" was cancelled due to the verdict in the BART trial and all officers



in the department going on stand-by alert. The officers who were scheduled to volunteer their efforts for the evening included Lt. Bob O'Sullivan, officer George Ferraez and, of course, Michelle Alvis.

I sincerely thanks to each and every one of you for your kindness and consideration in your heartfelt efforts with the kids. I am very grateful, as are the kids, their families and the staff of UCSF Children's Hospital.

A Terrible Loss...

As I wrote on Page One, the sad news of the passing of Charlie Ellis was a shock to us all. Charlie was a legend in this department and was a man among men. Charlie spent a great majority of his 39-year career at Mission Station. Charlie also served in the Narcotics Division and was most recently assigned to the Mounted Unit. There are not enough nice things to be said about Charlie. Indeed, he was an outstanding Police Officer, cop and a true gentleman. Charlie was also an iron man as evidenced by his almost fanatical dedication to strength and conditioning.

I want to thank Night Supervising Captain Keith Sanford and Sgts. Bob Totah and Tommy Newlin of the Mounted Unit who responded to the home of Charlie Ellis that night to offer comfort and condolences to the Ellis Family. I would also like to thank Sgt. Leslie Forrestal and the members of Taraval Police Station, including Officer Nicholas Pena #2361, who also responded to the Ellis home to conduct the initial investigation and file the report.

Charlie's passing sent shock waves throughout the department, as Charlie was a highly respected and very well liked officer and man.

Charlie's father, Charles Ellis was also a highly respected member of this department and at one time was the Lt. in charge of the S.F.P.D. Homicide Detail.

Charlie joined the San Francisco Police Department on his twenty-first birthday on January 1, 1971. He loved working at Mission Station, and was a tremendous influence on many of the officers who came into contact with him over the course of several years. Charlie was also very proud to be part of the Mounted Unit and was out riding in Golden Gate Park earlier in the day, just hours before his passing.

To say that Charlie will be missed is a huge understatement. Charlie was a quiet, unassuming man, resolute in his ways. Very private in nature, Charlie always made time for those in need or with questions about a problem. Charlie was often looked upon for advice because of his experience, wisdom and common sense. Charlie was a throwback to the days of this department when it was known for its "iron men and wooden ships."

Godspeed, Charlie...please look down upon us with favor...And may the roads rise to meet you...

This month's column is dedicated to the aforementioned Charlie Ellis and also to my father-in-law, Humphrey O'Leary, who passed away this past July 4 after a lengthy illness. Humphrey O'Leary was a native of Killarney, Ireland. He was a very proud American who never forgot his Irish roots and heritage.

Humphrey was the father of S.F.P.D. Captain Denis O'Leary of Homeland Security and recently retired Brendan O'Leary of the San Francisco Fire Department.

Humphrey was a proud sponsor and supporter of the "Irish Pipers" Bagpipe Band to which Brendan and Denis belong. The Irish Pipers have been part of the SFPD family for many years and have played at many department functions.

I wish to thank Captain Terry Barrett of Park Station, Lt. Jim Spillane of Tenderloin Station and Commander Jim Dudley for attending Humphrey's funeral service. I also want to thank the S.F.P.D. Mounted Unit's Sgt. Bob Totah, Sgt. Tommy Newlin, Officer Jeff Roth and Officer Wes Bailey for their uniformed presence at St. Anne's Church. I also want to thank Lt. Bob Armanino of Co. K, Solo's for his Traffic Control efforts and his presence. Special thanks to Marty Halloran of the POA for the flowers and presence at the funeral. Thanks, also, to Chief Gascon for his kind words and expression of sympathy to the O'Leary family, and for detailing the Mounted Unit to the service.

The Yankees are still on top with the best record in baseball. The Giants are playing good ball and gaining ground. The Red Sox...well they're still flopping around like fish out of water...note to Tony Damato...that was not Brett Favre at the Giants game...but what a spitting image, huh?

Take care everybody, God Bless and be safe. See you next month...

POLICE-FIRE Post 456 News



By Greg Corrales

"If the military leader is filled with high ambition and if he pursues his aims with audacity and strength of will, he will reach them in spite of all obstacles."

— Major General
Carl von Clausewitz,
Principles of War, 1812

A Rhode Island boy who said he just wanted to honor American service members was barred from his school for wearing a camouflage cap decorated with plastic toy soldiers. David Morales, age 8, saw his hat, which he made for a school project, as a patriotic gesture of support for the troops. School officials, however, decided the tiny soldiers violated a no-tolerance policy on bringing weapons to school because they were holding tiny plastic rifles according to Providence, R.I. television station WPRI.

In yet another example of judicial idiocy, the Stolen Valor Act was deemed unconstitutional July 16 by a federal judge in Denver, according to a report by the Denver Post. The law, which makes it illegal to falsely claim military medals, is a violation of a person's right to freedom of speech, ruled U.S. District Judge Robert Blackburn,

the Denver Post reported. Blackburn made his ruling and dismissed the case against Rick Strandlof, a man who claimed to be a former Marine captain named "Rick Duncan." Strandlof also falsely claimed to have served in Iraq and to have received the Silver Star and Purple Heart.

A California stolen valor case faces a similar challenge in court. Xavier Alvarez, of Pomona, CA, admitted he falsely claimed he received the Medal of Honor. He also claimed to be a retired Marine who served 25 years, though he never served. A judge rejected a motion to dismiss the charge on free-speech grounds, but Alvarez has appealed.

Congress appears headed toward passing legislation that would bar condominium and homeowner associations from ordering people not to display Blue Star or Gold Star flags on their personal property. The House passed the bill, HR 2546, on May 10 that authorizes the immediate family members to display the service flags, a Blue Star flag for having a family member in a combat zone and a Gold Star flag when a family member is killed in combat. Sen. Jim Webb, D-Va., introduced companion legislation in the Senate, S 3477, on June 11, 2010.

Seaman Jason Armstrong shattered three world records by cranking out 3,376 overhand pull-ups in one day. He set records for the most pull-ups in six, 12, and 24-hour periods during a Memorial Day event that raised \$5,500 for the Wounded Warrior Project. Armstrong also owns rowing records and hopes to row in the Olympics one day.

Speaking of records, Staff Sergeant Shaun Meadows' last jump before retiring was one for the record books: Never before had an active-duty double amputee dropped from an Air Force plane. On June 14, Meadows looked out the back of the C-17 Globemaster III, down to the field at Joint Base Lewis-McChord, Washington. Then, on titanium legs, he stepped out into nothingness and made history. Meadows, a combat controller with the 22nd Special Tactics Squadron, lost his legs to a road-side bomb July 31, 2008, in Afghanistan, while he was traveling in a Humvee.

A World War I veteran whose remains were lost for nearly a century will be buried at Arlington National Cemetery on June 23. First Sergeant George H. Humphrey died September 15, 1918 during the Battle of Saint-Mihiel, one of the first U.S. solo offenses during the war. Humphrey is believed to have served with the 6th Marines, 2nd Infantry Division, Fellow Marines buried his body in an unmarked grave west of the French town of Rembercourt-sur-Mad, but post-war efforts to locate the grave site were unsuccessful, said Gunnery Sergeant William J. Dixon, the Corps'

funeral director.

Search efforts were renewed last year after French citizens found artifacts that they believed to belong to an American soldier. A Joint Prisoners of War team traveled to France Oct. 20-23 and excavated the burial grounds.

The Navy Memorial will honor comedy legend Bill Cosby this year with its Lone Sailor Award, which recognizes the lifetime achievements of veterans of the Navy and Marine Corps. From 1956 to 1961, Cosby was a hospital corpsman, serving in naval hospitals. Stationed at National Naval Medical Center Bethesda, Md., Marine Corps Base Quantico, Va., and elsewhere, Cosby worked as a physical therapist, helping Marines recover from wounds they sustained in the Korean War.

In closing, I would like to make a clarification. In my May column I noted that U.S. Supreme Court Justice John Paul Stevens was retiring. I promptly received a letter from retiree Lou Barberini pointing out Stevens' demonstrated inability to properly balance national security and civil liberties. I personally believe that Justice Stevens' crusade to overturn the executive branch's terrorism policies has been extremely misguided. In May I simply intended to point out that Stevens was the only military veteran on the court. Sorry Lou!

I would appreciate very much hearing from every officer that is a veteran! Come and see me at Mission Station, call me at 415 558-5455, or e-mail me at gc1207@comcast.net. Thank you.

Deaths

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

Name of Deceased	Date of Death	Age	Status	Notification by
Thomas Eisenmann	July 9, 2010	65	Retired SFPD	C. Bates
Ernest P. Frescura	July 5, 2010	94	Retired SFPD	R. LaPrevotte
Robert E. Mattox, Jr.	July 10, 2010	81	Retired SFPD	B. Mattox

*Notifications are made by a POA member, family member, or other reliable source. The POA Journal believes the information to be true and correct, however the staff or employees of the SFPOA make no official confirmation.

Submitting Obituaries and Memorial Tributes

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

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Guardians of the City

By Insp. Liane Corrales

On Saturday evening, July 17, 2010, I attended the San Francisco History Association Annual Awards Dinner. The San Francisco History Association is a wonderful group of individuals dedicated to preserving the rich history of San Francisco. We work with them every year on the Earthquake Commemoration and they are true friends of the Guardians of the City.

Examination of the San Francisco Municipal Reports for Fiscal Year 1866-1867 reveals a great deal of interesting information in the required reports from the Chief of Police, the Chief Engineer of the "Paid Fire Department," and the Sheriff.

Chief of Police Patrick Crowley served two terms as Chief, 1866-1873 and 1879-1897. In 1867 Chief Crowley reported that the number of officers employed and paid by the city is four Captains and eighty Policemen. He reported that the district stations at that time were:

- Harbor Police Station, located on Davis near Pacific Street. It has communication by telegraph with the Central Office at the City Hall. Nine officers are detailed for duty as Harbor Police.
- Mission Station, located near the corner of Valencia and Center Streets, about two miles from the Central Office, with which it has telegraphic communication. Three officers are detailed for duty at this station and vicinity.
- Fourth Street Station, located at the corner of Fourth and Harrison Streets, one mile from the Central Office; the policemen, five in number, on duty in the neighborhood, report themselves at stated times through the telegraph instrument in this station.
- Hayes Park Station, located near the corner of Hayes and Laguna Streets, one and one half miles from the Central Office, and two officers patrolling that neighborhood report through the instrument in that station, at regular intervals.
- Jones Street Station, situated near the corner of Pacific and Jones Streets, is used by two officers patrolling that neighborhood. This station is half a mile from the Central Office.

There is also an instrument connected with the Police Telegraph in use at the Chief's house, which, with the instrument in the Central Office, makes a total of seven Police Telegraph instruments in frequent use.

Chief Crowley concluded his report by informing the Board, "The officers have promptly performed their duties, and on many occasions, the knowl-

edge which the older officers have acquired in the detection of crime, has in a marked degree contributed to the successful administration of justice.

Franklin E.R. Whitney, the first Chief Engineer of the San Francisco Paid Fire Department, reported, "Gentlemen: In compliance with the request of your Honorable Body, I have the honor to submit the following report for the portion of the fiscal year closed June 30th, 1867, being seven months since the organization of the Paid Fire Department.

In changing from the old to the new system, so far as deemed practicable the members of the Paid Department have been selected from the Volunteer Department, as experienced Firemen. Of course, many of them were of undisciplined habits and imbued with home prejudices, and even yet, with some, prejudices have not been entirely overcome: but few instances have occurred, however, where the exercise of strict and stern discipline has been necessary to bring them to the duty required.

The present force of the Department comprises a Chief Engineer, two Assistant Engineers, 153 men, and 30 horses. The apparatus consists of six Steamers, and Horse Hose Cart Tenders, two Hook and Ladder Trucks, three two-wheeled Hose Carts, and two four-wheeled Hose Carriages."

San Francisco Sheriff Henry L. Davis served from 1864-1867. He reported to the Board, "The most important matter in connection with the County Jail, and which I think should receive your earnest consideration, is the establishment of a workhouse or some system of labor, whereby a large class of the persons now sentenced for various offenses to imprisonment in the County Jail, could be dealt with in a manner more profitable both to themselves and the public; besides, more effectual as a measure for the prevention of crime.

Of the number confined in the Jail, amounting much of the time to more than one hundred and fifty, probably three fourths of them are under sentence; many of them for terms of from one to six months, and in some cases for a longer period. These lie in their cells during their confinement, frequently half a dozen occupying the same cell, with nothing to do but to eat, sleep, and indulge in such conversation as would be looked for under the circumstances. Such associations and habits cannot but be corrupting to all, and especially to young men, novices in crime, who have been convicted of some light offense, and in default of the fine imposed, have been sent here for punishment, where they meet with a class of men wholly abandoned to vice and immorality, and learn from them enticing secrets of crime.

Officer Safety Tip

Don't Leave the Station Without it!

By Ray Gee

Who amongst us hasn't had this happen to them. You bring a prisoner to the station but before you enter the holding area, you have to secure your weapon in a gun locker. You then begin the booking process, check for warrants, start the report etc. All of a sudden you hear, "Code 33! Unit needs backup!" on the radio. You run out of the station and rush to the scene only to discover that in your hurry to get to there, you left your weapon in the gun locker back at the station. Here's a little tip that's helped me avoid making that mistake ever again. Whenever I have to secure my weapon in a gun locker, I also put my car keys in there at the same time. This way, if you should run out of the station, the moment you realize you can't get into the car, you'll also be reminded that you don't have your weapon. Works for me.



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Former San Francisco Assistant District Attorney (1979-1997)

Book Reviews

The Last Child

By John Hart
Reviewed by Dennis Bianchi

Being an avid reader I am always looking for a quality book, whether written by a past master or a new fresh face. Often the hype one reads about new authors is over-blown, but occasionally I find a jewel. John Hart is in that category. Mr. Hart was trained as a lawyer, but his life is filled with a rather impressive list of occupations: bar-tender in London, tutor in France, he worked on helicopters in Alaska and boats in his native North Carolina. He left his investment banking/legal career to write full-time after failing to get published while trying to do both. His next two novels spent multiple weeks on the New York Times best-seller list and the second, *Down River*, won the Edgar award. He obviously made the right choice.

In his book, *The Last Child*, Mr. Hart's protagonist, Johnny Merrimon was born a twin, but his sister, Alyssa, was abducted one year before the action begins, at the age of twelve, and Johnny has decided to find her himself. The detective assigned to the case, Clyde Lafayette Hunt, has never given up investigating the case or caring for the immensely sad family, but Johnny doesn't see it that way. He only knows his sister is still missing and he misses her very much. Shortly after the girl was abducted his father also leaves his life. His mother, dealing with her sorrow with drugs and booze, had put the blame of the disappearance on the father because he was late picking her

up after school one evening. Perhaps it was guilt that led him to leave. That is but one of several mysteries the plot weaves together as the extremely precocious Johnny sets out on a journey that captivates the reader.

There are a host of interesting characters in addition to those listed above: Ken Holloway, a wealthy, powerful brute who capitalizes on Johnny's mother's pain; Levi Freemantle, an escaped convict who hears God speaking to him; Detective Hunt's partner, John Yoakum, a stand-up, got-your-back guy; a Chief of Police that may be more influenced by politics than crime-solving and; Jack, a frail but spunky son of a police officer. Jack is Johnny's only friend. Jack's father is definitely not.

All of this is thrown together in the environment of a small town in the Carolinas, a region of America with a long-standing history of defiant and violent characters (if you are so inclined, read *All God's Children*, by Fox Butterfield and you will see what I mean). But violence isn't the only power at work in this novel. It is a good mystery that twists about and has a spectacular ending without resorting to melodrama. He describes how police work can sometimes become so personal that what we see may not be the truth. And he gives the reader a strong, memorable character who is only thirteen-years old. If you read the prologue and don't finish the book, check your pulse. You might not have one.

Cop – A Novel

By Daniel B. Silver
Reviewed by Dennis Bianchi

Daniel B. Silver is a working police officer in San Francisco who, as his novel demonstrates, has a keen ear for salty dialogue and an ability to tell stories. He is also very humorous.

Doug Cohen, the novel's protagonist police officer, grew up in a SoCal community that shared little if anything with San Francisco culture or world-view. As a young man he moved to The City and eventually applied to the San Francisco Police Department, in hope of becoming — a Cop. Never mind that he has extensive tattooing on his body, or that he prefers the entertainment found in punk-rock night clubs, or that his girl friend provides sexual delights with him in the bathroom of said night clubs. He has no idea whatsoever what might be involved in becoming a police officer. Dougie believes he can make a difference, something many officers have believed during their youth. But this is a new youth. Dougie Cohen is not your father's cop.

Daniel B. Silver is a working police officer in San Francisco who,... has a keen ear for salty dialogue and an ability to tell stories. He is also very humorous.

The story, or more accurately, group of stories, follows this young, intelligent, smart-ass through many a war story as he applies for the job, attends the Academy, graduates, struggles through his Field Training Program and eventually becomes a battle-scarred veteran, all within about one year. Many officers have believed they could write a book about their experiences but missed what Mr. Silver has brought to the assignment; a plot, with a few subplots working within.

There is a fight scene that occurs relatively early in the book, and the consequences of that fight continue throughout the story. I found myself

quite rapt with his description of the battle of an officer to prevent a suspect trying to pull a gun out of bag while wrestling around a Tenderloin flop house. When the suspect resorts to biting the officer's hand, I was hooked. Unfortunately, so was Officer Cohen, physically, medically and psychologically. I won't spoil it for the reader but I want to point out that scene as particularly important and well done.

The love story is done realistically and the close relations that build among officers working the streets together was also strong. An officer's funeral was moving and accurate, as one might expect from a working officer, but Mr. Silver has done it right: bagpipes, tears and pride.

I have a few complaints, but not many. First, there were signs of a need for more careful editing. That may have come from the mode in which the book was published. It is an e-book. And only an e-book. One cannot buy a hard-copy of this book anywhere. But as it turns out, that gave me an opportunity to learn more about the future of publishing. The book is published through Kindle, Amazon.com's electronic book division. I balked at having to buy a Kindle reader to read a book I knew nothing about. And then I learned you can download Kindle to any computer you own, even certain phones, for free. And for the most part e-books are noticeably cheaper to buy than hard-bound books, even many paperbacks. And Mr. Silver's book was at the low end of that price list. In other words, a bargain.

Another complaint is Mr. Silver jammed so many violent, heroic incidents into such a short span it was hard to believe one rookie officer could have lived through so much in such short order. I was thinking that had another officer been assigned to work as Doug's partner they might pass on that opportunity, wondering how one cop could attract so much - uh - excitement. But the ribald humor and the occasional sarcastic descriptions of "official Department protocol" made the time spent with the book worthwhile. Many San Franciscans should read the book, if only to get an idea of how difficult the job is. Beware, however, this book will attract many complaints from those who insist on politically correct stances and behaviors. But most of you know the preface of "... if they can't take a joke." Indeed.

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Ask Mike...the Retirees' Corner

By Mike Hebel
POA Welfare Officer

Tier III Retirement System

Q. Mike, will Proposition D (passed at the June 8, San Francisco ballot) pertain to me? I began my service retirement about 10 years ago?

A. No! Proposition D was placed on the June ballot by the Board of Supervisors (supervisor Chris Daly voting against it!). The impetus for this proposal was the expected increase in the City's required rate of contribution driven mostly by the losses in the Retirement System trust fund suffered during the recent economic downturn (called by many the Great Recession). The voters overwhelmingly passed Proposition D and thereby created yet another retirement system (Tier III) for City employees hired on and after July 1, 2010.

For police officers and firefighters hired on and after July 1, the mandatory employee contribution rate will increase from 7.5% to 9%. Additionally, the ever-so-important "final compensation" formula would change from the current practice of using the one-year average monthly compensation immediately before retirement (or highest fiscal year) to using the two-year average monthly compensation (or highest two consecutive fiscal years). Under Tier II and now Tier III the final basis for retirement benefits would be calculated on the higher of the two figures (consecutive months or consecutive fiscal year(s)).

This Charter amendment is expected to cumulatively save the City between \$300 million and \$500 million in pension costs over the next 25 years. By 2032 most City employees will be members of Tier III retirement system.

There was another important part of this Charter amendment. Historically there have been periods in which the City's pension contribution rate was very low or zero due largely to strong investment performance in the trust fund. When and if such conditions occur again, this amendment will require the city to nonetheless continue paying for pension and/or post-employment benefit liabilities at the estimated long-term cost of pension funding which typically ranges around 9% to 10% of payroll. This contribution will be deposited into the retiree health trust fund to pay for future benefit costs.

The Sustainable City Employee Benefits Reform Act

Q. Mike, did the Adachi Petition gather enough signatures to be placed on the November 2010 ballot?

A. As of July 27 the Department of Elections is still counting and tabulating the petitions received. It will not qualify until a sufficient number of signatures are verified.

This proposal comes directly from Public Defender Jeff Adachi. He apparently intends to use it in his bid to become the next Mayor. 46,000 valid signatures are required to qualify for the November election. (Adachi turned about 75,000 signatures.)

This initiative was financed by Michael Moritz, CEO of the venture capital firm Sequoia Capital who contributed about \$230,000 to pay the professional signature gatherers.

If enacted, effective January 1, 2011, the contribution rates for active police officers and firefighters will increase from the current 7.5% to 10% and the contribution rates for all other city employees will also rise from 7.5% to 9%. The City would not, for labor contracts entered into after the November 2010 election, pay or otherwise "pick-up" any portion of the employee contribution to the Retirement System — another provision of this initiative.

City employee medical care contributions costs will also go up under this proposal. For active employees, the "ten county survey" will govern the City's contribution (\$473 for FY 2010-2011); no longer will MOU's (employment contracts) be allowed to require the City to pay or "pick up" contributions in excess of that shown in the annual survey. Dependent coverage will be restricted to no more than 50% of the cost at each level of dependent coverage. In any MOU entered into after November 2010, the City's may contribute no more than 75% of the cost of employee dental coverage and 50% of dependent dental coverage.

These increased cost provisions pertain to current city employees as well as those hired on and after the passage (November 2, 2010) of this proposed Charter amendment. However, this increase in employee contribution to the retirement system or for medical care shall only become effective at the expiration of current MOU's (for police officers this is July 1, 2013).

But, if passed, would this Charter amendment withstand any and all judicial challenges? That is, how can these proposal effect current city em-

ployees who have vested retirement benefits and MOU protected health service benefits? There may very well be a legal challenge to this initiative before November and will certainly be litigation after November if it passes.

City employee organizations are organizing a massive opposition to the proposal.

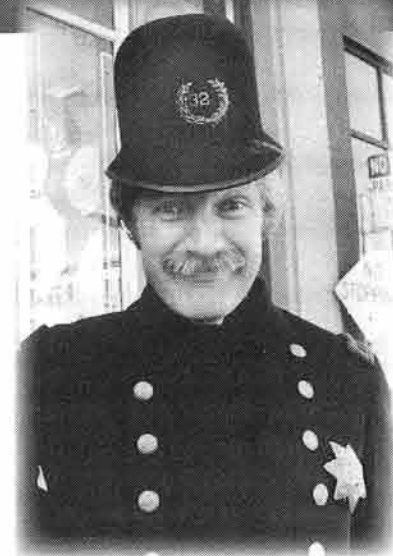
Important COLA Information

Q. Mike, I am in the Tier II public safety retirement system. I retired on June 30, 2010. I know that I will receive the 2% basic cola in my first retirement check. Will I also get a supplemental cola for fiscal year 2010-2011?

A. You are right about the basic cola. The basic 2% compound-interest cola will be paid for those in the Tier II plan who are retired before July 2, 2010.

With regard to the supplemental cola, our Retirement System trust fund must earn in excess of 7.75% to create the reserve from which the supplemental cola is paid. Remember that there were no excess earnings for the fiscal year ending June 30, 2009 and therefore no supplemental cola was paid to retirees for FY 2009-2010. For the first nine months ending on March 31, 2010, the System earned 17.4%. It appeared that the trust fund would earn, if the stock market continued to perform well, between 14% - 17% and therefore a supplemental cola would likely be paid. But the stock market turned south in May and June. So, we must await the Board's meeting of December 2010, when the final data will be in, to determine if the supplemental cola will be paid — retroactive to July 1.

However, I am hopeful. My unofficial calculations show the Retirement System trust fund with earnings of



about 10% for FY 2009/2010 — sufficient to pay the supplemental cola. Remember that retirees receive this supplemental cola when there are excess earnings (an amount above the actuarial rate of 7 3/4%) sufficient to pay all retirees. Due to a recent Charter amendment, that supplemental cola — if paid — could be 0.5%, 1% or 1.5% depending on the amount of excess reserves available to pay it.

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

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Shootings: A Five-Year — Study Part 4

Editor's Note: Beginning with the May issue of the POA Journal, Michael Nevin has been running a series of excerpts from the excellent report prepared by Assistant Chief Morris Tabak. The entire report can also be accessed from a link on the POA web site: www.sfpoa.org.

Activities Following an Officer Involved Shooting (refer to full report for more detailed description for all investigative units)

When an officer-involved shooting incident occurs, the following activities should take place.

First Twenty-Four Hours

1. **Involved Officers** would immediately assess the scene:
 - a. Notify Emergency Communication Division (ECD) of the officer-involved shooting, and broadcast relevant information regarding outstanding subjects, and request emergency assistance as necessary.
 - i. ECD notifies the SFPD Operations Center.
 - ii. SFPD Operations Center provides notifications to SFPD Investigative Units, and outside agencies as mandated in D.G.O. 8.11.
 - b. When danger has passed, immediately de-cock, holster, and strap in firearm, and render any rifle or shotgun safe.
 - c. Render immediate first aid to injured persons.
 - d. Establish a perimeter for the incident scene, leaving physical evidence undisturbed pending arrival of investigative units.
 - i. Weapons and physical evidence may only be moved and secured for safety reasons or in the event of exigent circumstances.
 - ii. When weather conditions threaten the integrity of physical evidence, every reasonable effort shall be made to protect evidence in place. Items of evidence may be moved if they cannot be reasonably protected in place.
 - e. Identify witnesses present, request that they remain at the scene.
2. **Supervisor** arriving at the scene shall:
 - a. Ensure that injured persons are tended to and emergency assistance responds as necessary.
 - b. Obtain a public safety statement from the officers as described in section 5.1.3, above.
 - c. Order officers who discharged their firearms not to discuss the shooting with anyone until they speak with their attorney, and are subsequently interviewed by investigators from Homicide Detail and the Office of the District Attorney, or MCD.
 - d. Separate officers involved, and transport away from scene if necessary. Transportation to be performed by a supervisor who will ensure that the officers do not communicate with unauthorized persons.
 - e. Evaluate the perimeter established and expand the area if deemed necessary.
 - f. Supervise the incident scene, and be responsible for the incident scene until the arrival of the Homicide Detail. Identify evidence and ensure that it is left undisturbed until processed by Crime Scene Investigations (CSI).
 - g. Limit access to incident scene to emergency personnel needed within the perimeter and designate an officer to maintain the crime scene log.
 - h. Ensure that all witnesses remain at the scene or are transported to a police facility, if they consent. If witnesses insist on leaving the scene prior to being interviewed, every attempt shall be made to properly identify them.
 - i. Check for video or fixed cameras at or near the scene.
 - j. Contact SFPD Operations Center and provide them with updated information regarding the event.

First Ten Days

1. **Involved Members**
 - a. Participate in mandatory debriefing with Behavioral Sciences Unit,
 - b. Respond to Police Range for a post-discharge firearm debriefing,
 - c. Respond to Academy for a modified force options training course. *Note: Training is not to be considered punitive,*
 - d. Obtain audio of interview with Homicide Detail,
 - e. Interview with Management Control Division,
 - f. Assigned to their respective Bureau Headquarters for a minimum of ten calendar days. (The member can be scheduled to complete the above listed requirements during this time.) Members shall not be returned to their regular duty until the Police Commission has met in closed session with the Chief of Police. [Note: the Return to Duty Panel will meet within 5 business days to make recommendation to Chief of Police.]

Ninety Days From Incident

3. **1. Firearm Discharge Review Board (FDRB)**
 - a. The FDRB shall review every discharge of a firearm by a member.
 - b. The FDRB shall be composed of:
 - i. Member of the Police Commission, Advisory
 - ii. Assistant Chief of the Administrative Services Bureau, Chair
 - iii. Assistant Chief of the Operations Bureau (voting member)
 - iv. Deputy Chief of the Airport Bureau (voting member)

- v. Deputy Chief of the S.F. Municipal Transit Authority (voting member)
- vi. Range Master, Advisory
- vii. Director of Risk Management, Advisory
- viii. Director of the Office of Citizen Complaints, Advisory
- c. The FDRB shall review the submitted reports from the criminal and administrative investigations. A Management Control Division investigator will make a formal presentation and include recommendations.
- d. The FDRB shall indicate one of the following findings: In Policy or Not in Policy. These finding shall also include a review of applicable Department policy, lack of Department policy and recommendations for further policy adoptions.
- e. Within fifteen days, the FDRB will submit to the Chief of Police, for his/her concurrence, a written summary of its findings.
- f. The Chief of Police will review for concurrence and forward the FDRB's written summary to the Police Commission, with a copy to the O.C.C. Director, within fifteen days of receipt. This summary report with the Chief's decision shall be a public record. No report that is made public shall disclose any information deemed confidential by law.
- g. The Chair of the FDRB shall prepare a quarterly report to the Police Commission, and a copy to the Director of the O.C.C., that contains a summary of each Officer-Involved Shooting and Officer-Involved Discharge, any disciplinary action or training recommended, and proposals for modifying Department policy. This report shall be a public record. No report that is made public shall disclose any information deemed confidential by law.

Recommendations

Implemented Change: Homicide Detail Team Member to Confer with Officer Making Initial Report

Action Taken

Homicide detail investigators shall confer with the officer preparing the initial report to establish report parameters.

This action was directed by the Chief of Police based upon findings of this study in conjunction with the San Francisco Police Officers Association.

Basis for Action Taken

Officer-involved shooting scenes are most often hectic environments with a flurry of activity taking place in an emotionally charged atmosphere. To ensure that the most accurate initial report regarding the incident that led to the officer-involved shooting is prepared, the officer preparing the initial report will confer with the responding Homicide Investigators prior to preparing it.

Method of Implementation

The Officer-in-Charge of the Homicide Detail is to prepare a Unit Order directing the Investigator conducting the officer-involved shooting investigation, to meet with the officer that will be preparing the initial incident report. The Homicide Detail investigator will instruct the reporting officer as to:

- The proper title for the initial incident report
- The scope of the narrative for the initial report
- The property to be booked in the initial report
- Any additional information that the investigator deems appropriate

The Homicide Detail investigators will prepare the comprehensive supplemental reports that will document the investigative activities pertaining to the shooting incident.

Implemented Change: Forty-Eight Hour Incident Review

Action Taken

Homicide Detail investigators to conduct a mandatory comprehensive incident review within two business days of every OIS incident.

This action is directed by the Chief of Police and is based upon findings of this study in conjunction with the Office of the District Attorney.

Basis for Action Taken

Issues centered on OIS investigations have risen regarding:

1. The timeliness of completing the OIS investigations,
2. A review of the tactics utilized by the officers involved in the incident preceding the discharge of the firearm;
3. An analysis of the supervision of the officers prior to the discharge:
 - a. Was a supervisor present at the scene prior to the shooting?
 - b. Should a supervisor have been present due to the nature of the incident the officers were involved in?
 - c. Was proper direction being given by the supervisor regarding the incident preceding the shooting?
4. The behavioral analysis of the subject involved.

At present, an informal practice of assembling all of the parties involved in the criminal and administrative investigations takes place following an officer-involved shooting. There is a distinct need to establish a protocol that mandates and schedules such a meeting.

Part of expediting completion of the investigative reports is to provide the Office of the District Attorney with all laboratory tests and witness interviews, facilitating the rendering of a timely charging decision.

The inclusion of Training Division personnel, to discuss and review tactics used by supervisors and members, prior to and during the shooting incident, would provide helpful insight to both criminal and administrative case investigators, while identifying potential training needs.

The inclusion of pre-designated outside mental health experts in cases of contacts with persons of possible mental health issues would also contribute to the criminal and administrative investigations, while also identifying possible training needs.

¹The Department has recently reorganized its command structure. Therefore, Department General Order 3.10 will need to be updated to reflect those changes. The restructured FDRB members are listed above.

Post-Incident Procedures

Recommendations

Implemented Change: Reassignment of Officers to BSU

Action Taken

Reassignment of all officers involved in officer-involved shootings to the Behavioral Sciences Unit.

This action is directed by the Chief of Police and is based upon findings of this study in conjunction with the San Francisco Police Officers Association.

Basis for Action Taken

At the present time, members who are involved in an officer-involved shooting are reassigned to their respective Bureau Headquarters for a period of ten calendar days pursuant to Department General Order 8.11, G. 4. While in this temporary assignment, members are mandated to participate in a debriefing with members of the Crisis Incident Response Team, as well participate in any retraining that is recommended.

Temporary assignment of all members involved in an officer-involved shooting to the Behavioral Sciences Unit instead for ten calendar days, would:

- Provide a more conducive environment that allows for the flexibility to accommodate recommended retraining and debriefing.
- Allow for more personal interaction between BSU personnel and the affected member prior to the Return to Duty Panel recommendation.
- Allow for a more confidential environment while interacting with BSU personnel.

Method for Implementation

- 1) Department General Order 8.11, G. 4. shall be modified (first paragraph) *Officers who discharge a firearm in an officer-involved shooting will be reassigned to the Behavioral Sciences Unit. Officers shall not return to their regular assignment for a minimum of 10 calendar days. This reassignment is administrative only and in no way shall be considered punitive.*

Implemented Change: Twenty-Four Hour Briefing by Chief of Police

Action Taken

Twenty-four hour press briefing by the chief of police or his/her designee following an officer-involved shooting incident.

This action is directed by the Chief of Police and is based upon findings of this study in conjunction with the San Francisco Police Officers Association.

Basis for Action Taken

Officer-involved shooting incidents are well publicized events that test the basic trust between the public and San Francisco Police Department. It has been the past practice of the SFPD to refrain from commenting on the circumstances of the initial findings until the final report has been submitted to the Chief of Police.

Lacking an official response by the SFPD, the media and public are led to speculate regarding partial information that is publicly available. Members of the San Francisco Police Department have voiced a great deal of frustration over the department's lack of response to comments made by the public following officer-involved shooting cases.

Department members were recently very heartened by the actions of Chief Gascón when he conducted a press briefing following a recent officer-involved shooting that provided the media with preliminary information while acknowledging that the investigation was ongoing.

Method of Implementation

- 2) The Chief of Police or the Media Relations Officer will be briefed by the Homicide Detail investigators regarding all aspects of the ongoing investigation.
- 3) A summary of the incident would be released to the media as soon as practical after the event indicating the circumstances of the shooting, and the actions taken by the officers.
- 4) The media would be provided with a profile of the officers at this juncture (five-year veteran, assigned to a particular district station, etc.) with the formal release of the officer's names in the days that followed.
- 5) This type of immediate address to the media will:
 - a) Demonstrate the department's commitment to transparency,
 - b) Reinforce the professional response of the Department in investigating these cases,
 - c) Dispel misinformation and rumors within the organization.

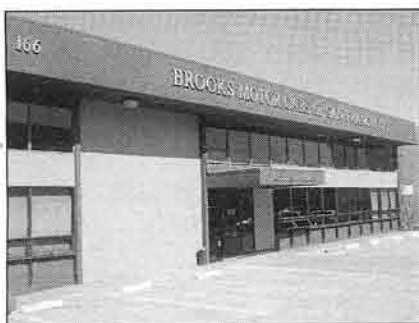
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Wild, Wild West

POA to Host Discussion of Homeowner/Real Estate Solutions for the Ever-Changing Economy

By Keith Rockmael
Special to the Journal

The Western film may not be the most popular genre but a lot of people think that in terms of banking, real estate and all the baggage and turmoil that continue to emanate from this sector that we continue to live in the wild, wild West. Both the major banks and CA government continue to create laws addressing the continuing problems but often they seem reactive instead of proactive but when have we ever seen a government act proactive?

Recently the California senate passed an anti-deficiency bill SB 1178 and at this point the bill waits for passage by the state assembly and John Hancock of the governor. This bill would protect residential borrowers by preserving existing law's anti-deficiency protection when loans are refinanced, but only to the extent that the refinance is used to pay debt incurred to acquire, construct, or substantially improve the real property.

Of course the banks stand firmly against this bill because it would limit their ability for banks to come after anyone who refinanced their home to come after the difference. That would include a substantial number of people

in the Bay Area. Currently, the wild, wild West motif continues because homeowners don't know if their home would be subject to a deficiency judgment or a 1099-C from the IRS. In the Western films the story would often follow the money after bank robbers held up a bank. Today, the story still follows the money.

As if things weren't confusing enough, various new ideas and products come out of the bank vaults like a bandana wearing gunslinger carrying a sack full of cash. The latest option will be the short pay re-fi and those attending our upcoming panel will find out more about this distressed homeowner option. In short, a short pay re-fi will occur when a mortgage lender agrees to refinance an existing mortgage but for an amount less than what is owed. For example: Homeowner A currently owes \$120,000 on a mortgage at 6% but the home is worth \$100,000 and current rates are less than 5%. The current mortgage lender would agree to accept less than the \$120,000 owed to satisfy the old mortgage, maybe they would take \$100,000. Like loan mod's and short sale there would probably have to be a hardship involved.

What would a western be without

a snake oil salesman coming to town promising this remedy and that cure with some miracle product? Hmmm — sounds like the lawyers and various companies separating people from their money with promises of negotiating loan modifications with forensic audits and lawsuits. Most of these shysters have gotten away with thousands of dollars and failed to perform the services. Luckily, ripped-off homeowners can turn to people like Karlo Ng with the non-profit Lawyers Committee.org, a Washington DC based non-profit, who continues going after these loan mod scammers with a full posse. Although these scam artists, when caught, probably won't be hung like in the old days but they will likely find them selves on a short rope in terms of the law and their license. Not everyone who attends our upcoming panel event will hit a bulls eye in regard to loan modification, forbearance and real estate and bank related concerns but most attendees will mosey in with a holster full of questions and leave with a sack full of information and answers.

Real Estate Solutions in an Ever-changing Economy

Come join a panel of experts includ-

ing: HUD counselors, Bankruptcy Attorneys, Tax Accountants, Real Estate Attorneys, Bank of America, Chase, Wells Fargo, and get your questions answered.

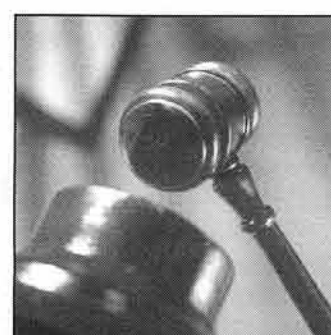
Wednesday August 4, 2010

MORNING PANEL (10 A.M. – 11:30 A.M.) will focus on distressed properties with homeowner solutions and assistance. Topics will include but are not limited to: Loan Modifications, Short Sales, Tax Ramifications, Loan Mod Scams, Legal Questions, Bankruptcy, Short Pay Re-fi, and Rental Market.

AFTERNOON PANEL (2 P.M. – 3:30 P.M.) will focus on the buyers' side with topics that will include but are not limited to: 1st Time Homebuyers (Including DALP, BMR, Police Next Door), Tax Benefits, Legal Questions, Rental Market, Buying Distressed Properties, and Investing.

Location: SFPOA Building, 800 Bryant Street 2nd Floor San Francisco.
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A free event, a limited number of spaces exist.



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Long-Term Investing

State Workers Pension Cuts: I Never Promised You a Rose Garden

By Edwin K. Stephens,
The Stephens Group

I never did anything worth doing by accident, nor did any of my interventions come by accident, they came by work.
— Thomas A. Edison

Promise and pie-crust are made to be broken.
— Jonathan Swift,
Polite Conversation

Has the long-standing social covenant to ensure civil servants a comfortable retirement pension after working 25-30 years to their employer being altered, or worse, eliminated?

Answer: Possibly.

State Pensions a Thorny Issue

On 4/15/10, Mr. Dunstan McNichol a business writer for Bloomberg News wrote a article entitled, "Retirement Funds: Study says teachers pensions deep in red." In this article Mr. McNichol noted that taxpayers across the United States owe public school teacher retirement accounts about \$933 billion, nearly triple the amount reported by the plans themselves according to the Manhattan Institute for Policy Research.

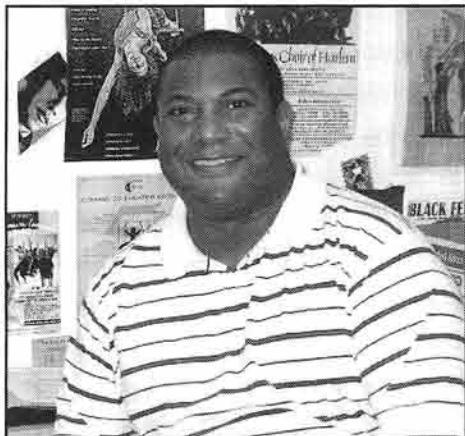
State pensions for workers has become a thorny issue for local governments struggling to raise revenues to pay for city services. The Manhattan Institute for Policy Research looked at covering 59 plans for 13 million working and retired educators, found that California had the largest unfunded teacher pension liability at almost \$100 billion, more than \$42.6 billion reported by the State in January, 2010. The Manhattan Institute noted that pension costs of about \$1 Trillion threaten to overwhelm state and local budgets already crimped by declining-tax revenue.

There are many retired state workers who rely on pensions, or defined benefit plans to live comfortably in retirement. However, the Center for State and Local Government Excellence noted that "The 2-year recession has left two-thirds of United States publicretirement systems with assets worth less than 80 percent of future obligations, a level the Government Accountability Office has said is acceptable." So, what does this mean for the retired civil servant who worked 25 to 30 years and is ready to draw on their State pension?

According to the Manhattan Institute, "once States recognize how costly their pension dodges have become, they are likely to take action to contain future benefits." In essence, many States may have to adjust the payouts of some of the promised retirement monies to current and newly retired civil servants.

On 7/29/09, Jim Christie of Reuters noted in the article "California pensions next state financial crisis" that a political showdown would come as Calpers tries to recover from a record 23.4 percent drop in the value of its assets last year to \$180.9 billion from \$237.1 billion a year earlier. Mr. Joseph Dear, Chief Investment Officer of Calpers told the board that the drop in asset value could be fully funded in 15 years if it posts annual returns of more than 8.0 percent and contributions grow by more than 4.0 percent.

Mr. Laurence Fink, CEO of Black



Rock and a Calpers advisor said, such returns are unrealistic amid slow growth in an economic recovery. Mr. Fink noted, "It's going to be sub-par for many years, and Calpers may need to ask members to swallow benefit cuts."

Foreign Nations and State Pensions

It is not only politicians in the United States that are sounding the alarm for state pension reform. On 6/24/10, according to the Associated Press, Britain's Work and Pensions Secretary Iain Duncan Smith told the Telegraph newspaper, "If Britain is to have a stable, affordable pension system, people need to work longer, but we will reward their hard work with a decent state pension that will enable them to enjoy quality of life in their retirement."

In London, England the members of Parliament planned to announce radical plans to overhaul the pension system as the government said that people must face the prospect of working into their seventies. Britain's coalition team that runs pensions policy would scrap the default retirement age of 65 at which companies can legally fire workers and raise the state pension age for men to 66 by 2016. The previous government's policy was to raise the pension age to 66 in 2024 and then gradually to 68 by 2046.

On 6/18/10, Ms. Karlyn Brown, Business Writer for Forbes.com noted that the French government introduced legislation that will raise the retirement age from 60 to 62 by 2018. However, there was fierce opposition by socialist leaders and France's powerful union bosses who responded by saying that raising the retirement age was not negotiable.

The French people had planned strikes of government services and street protests as a show of solidarity in opposition to raising the retirement age and pension reforms.

France has one of the youngest retirement ages in the world. If a person works for 40 years, you can claim a full pension at age 60. A French worker has a 35-hour work week and gets five weeks vacation.

Ms. Karlyn Brown noted that with rising life expectancy, the average Frenchman today can expect to live another 25 years supported by a generous social welfare system.

However, the debt crisis in Europe is threatening the euro and undermining the cherished European social model. In Europe, Germany and Denmark have raised their retirement ages.

Germany plans to gradually raise its retirement age from 65 to 67 starting in 2012.

Don't Believe the Hype

On 2/22/10, Mr. Nathan Newman

wrote an article in the Progressive States Network Entitled, "No Crisis in Public Retirement Systems: Debunking the Hype and the Attacks on Employee Benefits." In this article, Mr. Newman said, "there is no crisis in most state retirement systems, even according to the numbers of the researchers demanding state leaders the unneeded action to cut the incomes of retirees. And despite the hype from a few carefully selected anecdotes of retirees gaming pension systems, the reality is that the overwhelming number of public employees receive pretty bare-bones benefits, in some cases not enough even to keep them out of poverty." State workers are not getting wealthy from their pensions.

In the fiscal year 2006, the United States Government Accountability office had full information that state and local government pension systems covered 18.4 million members and made periodic payments to 7.3 million beneficiaries, paying out \$151.7 billion in benefits.

Essentially, that comes out to \$20,780 per beneficiary per year. The National Institute on Retirement Security noted that while modest, defined benefit plans are key factors for many families in reducing the risk of poverty among the elderly.

Further, the Pew Center on the States wrote a report entitled, "The Trillion Dollar Gap:

Underfunded State retirement systems and the road to reform" had some encouraging information on supposedly underfunded state retiree benefits.

State employee pension plans are providing reliable post-employment income to millions of working Americans.

States have put away \$2.35 trillion in assets in dedicated investment funds to cover expected costs for those benefits over coming decades.

According to best actuarial practices, aggregate state pension funds are 84% funded for expected expenses over the next thirty years, which is actually more than the 80% level recommended by most experts, including the U.S. Government Accountability Office.

Mr. Newman noted from his research and statistical data that state pension funds are solvent to cover the promised defined benefits for retired state workers.

The Most Unfavorable Cut

In the San Francisco Bay Area we have witnessed the counties and cities struggle to maintain vital city services

despite a shortfall in tax and business revenue. And, these same local governments must also make good on the promises of paying retirees pensions.

On 6/25/10, Ms. Rachel Gordon, business writer for the San Francisco Chronicle's "City Insider" wrote that Mr. Craig Weber, Chair of the San Francisco grand jury's commission on pensions warned that rapidly increasing pension costs threaten to overwhelm the city's budget in the coming years. The city's pension contribution is expected to increase by \$60 million a year for the next five years.

Mr. Weber added that "We would like to see the controller, the mayor and the Board of Supervisors take on pension reform." Ms. Gordon noted that in June, city voters overwhelmingly approved Measure D, which shifted the funding burden for newly hired employees' pensions onto the city workers and away from the city's treasury. The shortfall in the city's tax based revenues has resulted in some very unfavorable consequences.

On 6/25/10, Mr. Matthai Kuruvila, a Chronicle staff writer stated "The Oakland City Council voted Thursday to lay off 80 of the Police Department's 776 officers as it slashed at a \$30.5 million budget deficit. The decision could be rescinded if the police union agrees to pension concessions." Mr. Kuruvila said that Oakland Council members would like the police officers to contribute 9 percent of their salaries toward their Calpers pension, the same as every other city union worker. Oakland Firefighters have a no-layoff clause in their contract so Council members and Mayor Ron Dellums have said they have no choice but to lay off police officers.

The Future of State Workers Pensions

Each citizen owes a debt of gratitude and appreciation to all of our dedicated public civil servants and public law enforcement and safety officers. However, the fiscal debt that counties and cities have recently endured, partly through poor mis-management of tax revenues and the Great Recession has resulted in everyone having to make tough decisions in the government sector.

These management decisions have often resulted in department heads making unfavorable cuts in necessary but not vital public services. For retired state and government workers, the handwriting is on the wall and that the thorny issue of fully-funded pensions in the future may not be the promise of a rose garden.



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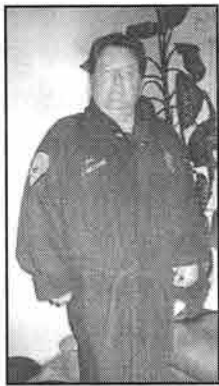
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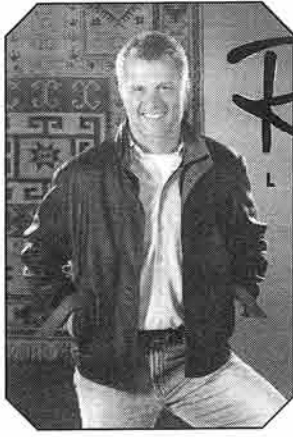
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Mike works as the Director of Parks and Recreation for the City of Daly City. Mike and his wife Joni have been presenters for the National Marriage Encounter for over 25 years.

Dale raised his family on the San Francisco Peninsula and worked in the Engineering Department at KRON-TV for 31 years. Dale has served as an Elder and outreach worker in counseling church members. Mike and Dale will be sharing their testimony.

A wonderful lunch will be catered by PancoVilla.

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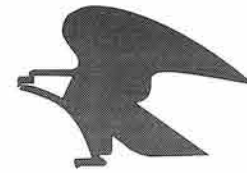
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POA MAIL



Dear POA —

On June 19, 2010 at 1:58 am, we received a phone call that no parent ever wants to receive. We were notified that our son, officer Chris Cotter, star 1364 had been injured breaking up a fight outside a nightclub.

Upon arriving at SFGH we received word that he had been shot in the left foot by a coward who shot into a crowd from a city block away.

During the night and the following two days of his hospital stay we were overwhelmed by the response from his fellow officers to his injury. Everyone from Police Chief Gascón, Assistant Chief Godown, Commander Crenshaw, Captains Corrales, Harper, and Tittle, Lieutenants Santos and Pedrini and all the Sergeants, Inspectors and fellow officers who visited moved us by their care and concern.

We would like to acknowledge everyone who came and let them know sincerely that the support shown not only from Mission station, but throughout the city and specialized units has helped us tremendously through this traumatic event.

It proves to us that Chris belongs to a very special and proud family of dedicated peace officers. Thank you all so much, God Bless you all, you are our heroes.

Our Deepest Regards,
Rich and Carol Cotter

Dear POA —

On behalf of my family, I would like to express my deepest thanks to you and the POA for your generous assistance during the passing of my father, Insp. Jack Webb (ret). My father epitomized the highly regarded character of the SFPD. He would often tell me that his fondest moments of his adult life were as a member of San Francisco's finest.

My dad was proud that two of his children followed him into the Department. He pinned my Sergeant and Lieutenant's badges on me at those respective ceremonies and he took enormous pride that I have his former badge number.

During our difficult period of time while my dad was in hospice and at his passing, it was the POA officers and members who were there to help. We are very grateful to the Police Chaplain, Fr. Mike Healy, who administered the last sacrament to our father and presided at his Mass, the SFPD Mounted unit for their Honor Guard, Captain Denis O'Leary who played bagpipe, Offi-

cers Val Kirwan, Pat Burke, Lt. Liam Frost and Lt. Joe McFadden all of the Emerald Society, Cpt. Joe Garrity and the officers of the Tenderloin Station, the SFPD Airport Bureau, and the many members of the SFPD, present and retired, who offered their condolences and support.

Our family is most grateful to all of you.

Colleen E. Fatooh

Dear Friends of Sergeant Major Robert J. Cottle and Lance Corporal Rick J. Centanni —

On June 5, 2010 the Sons of the American Legion, Squadron 291, Newport Harbor hosted a benefit barbecue and luncheon for Sergeant Major RJ Cottle and Lance Corporal Rick Centanni, both United States Marines killed in Afghanistan. This benefit turned out to be a tremendous success with more than 500 friends and dignitaries in attendance. Because of your generous donation and assistance over \$15,000.00 was raised to support the Memorial Funds that have been established for both Marines. The families of Robert and Rick wanted me to let you know how much they sincerely appreciated everything you did in making this event such a stunning success.

I would like to take this opportunity to not only thank you on behalf of the Sons of the American Legion of Newport Harbor Post 291, but also thank you personally as a Santa Ana Police Officer. It is extremely gratifying to see that there are still individuals and organizations in this day and age that are willing to go out of their way and extend a helping hand to support such a worthy event and cause.

Your donation of \$1,000 was a highlight during our event and was applauded with a standing ovation by those in attendance. Again, thank you for your generous and courageous support. Please pass on my congratulations to Captain John Joseph Garrity on his recent promotion.

Respectfully,
Edward R. DeMarco,
Commander Santa Ana Police
Department

Hi Ray —

We just got back from vacation. Saw Jer's pic in the *Journal*. Thanks so much [for the correction]. And thank you for acknowledging his participation in the PD/POA events.

He was asked to sing today at a graduation ceremony for the police cadets but we flew in very late last night from the East Coast so he had to decline. One of the few he actually had to say "no" to. Thanks again for your help.

Kim D'Arcy

PS: You are one of the few (if not the only one) who spells Jerry's first and last name the correct way!

Kim— Thank you, but don't forget that it did take me two tries before I got his name right! I'm a slow learner, but the mistake won't happen again. Thank Jerry again for his patience and his service. — Ed.

Dear SFPOA —

On behalf of the PAL board, staff and hundreds of volunteer coaches and mentors, we wish to thank the POA for your generous support of \$15,000.

Through your help, PAL has launched two new exciting opportunities in partnership with the SFPD

this summer:

PAL Summer Cadet Academy: 26 youth ages 14-20 are currently enrolled in an intensive 4-week program modeled after the basic training academy for new SFPD recruits. Graduates will be placed in year-round volunteer internships at the Ingleside and Bayview Stations. PAL is working to double participation in this leadership and job skills development program in the coming year.

PAL Jr. Giants Baseball: Our newly formed league is currently serving 300 kids - most of whom are playing baseball for the first time - in the southeastern sector of the City through the help of dozens of volunteers and help of SFPD from Bayview and Ingleside Stations.

In addition to our new offerings, PAL continues to provide year-round healthy activities including football, cheerleading, basketball, judo, boxing and soccer for kids throughout San Francisco.

You help to make it possible for the San Francisco PAL to touch

Dear SFPOA —

Thank you very much for the POA's generous donation to the American Quilt Memorial. It was truly amazing to see the final three quilt pieces, which our department members signed and created great pieces of art for a great cause. It was a great honor to have our department participate in such a great memorial to honor our fallen law enforcement brothers and sisters in the world trade attacks in New York City. Our Department did an outstanding job of representing our fine Officers and civilian staff in the memorial quilt pieces. There are some very talented artists in our department. Kevin and Dave (Memorial quilt organizers) were very impressed with our agency and with the quilt pieces that were created. Thank you to all in the department for making this quilt a reality and a success. Take care and be safe.

Regards,
Albie Esparza
Media Relations Unit



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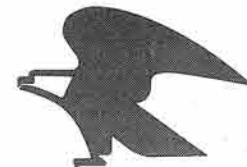
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the lives of 5,000 youth each year and to ensure that any kid can play regardless of ability to pay. This is even more important in these tough economic times when so many programs for youth have been cut or eliminated in California.

Thanks to the San Francisco Police Officers Association, the SFPAL was born half a century ago. And thanks to your support, we will continue to serve San Francisco kids for another 50 years and more!

Sincerely,
Lorraine Woodruff-Long
Executive Director
Captain Rick Bruce (Ret.)
President, Board of Directors

Dear SFPOA —

We would like to thank you for your donation of \$1,000 to the Crime Victims United Classic Cup Golf Tournament.

Crime Victims United Charitable Foundation operates solely on donations and your generous gift will help ensure we will be able to continue our worthwhile work for victims.

As always, we appreciate your continued support of public safety and victims' rights and look forward to seeing you at the tournament.

Sincerely,
Harriet Salarno, Chair
Nina Salarno Ashford, Co-Chair
Crime Victims
United Charitable Foundation

Dear POA —

I want to formally thank the SFPOA for hosting the Superintendent of the London Metropolitan and his cadre of officers and British civilians at the POA offices in June. Superintendent Andy Tarrant of the London Metropolitan and Nick Mason, chair of the London Metropolitan Police Advisory, specifically asked me to express their sincerest appreciation to you and the POA.

Since my return from England in 2007 as a Fulbright Fellow, the London Metropolitan has encouraged the exchange of officers between the London Metropolitan Policing Services and the SFPD. The London Metropolitan police have visited SF on four different occasions since that time to share with us their best practices in International policing as well as us being able to share our best practices in the fields of gang prevention and enforcement. The London Metro was impressed with our G.R.E.A.T. (Gang Resistance Education And Training) program, which they observed in our Middle Schools during one of their visits. Since it was a Dept. of Justice exclusive program, the London police sought and received permission to implement their own program based

on San Francisco's model.

We have the opportunity to continue to exchange best practices with London and I hope that will materialize and continue. I want to thank Chief Gascon and members of the Command Staff for taking the time to meet with Superintendent Tarrant and his group of officers as well as Captain John Sanford of Community Relations for coordinating this visit.

Sincerely,
Lt. Colleen E. Fatooh

Dear POA —

On behalf of the Board of Directors of the San Francisco Bach Choir, I would like to thank the San Francisco Police Officer's Association for the generous gift of \$250 that was made on June 10, 2010 in support of our Annual Fund. Our work has always depended deeply upon the help of our Friends, and your contribution to our Annual Fund right now is particularly helpful as we approach the exciting music and even more exciting challenges of our 75th season.

Our Annual Fund determines our concert budget and allows us to present exciting performances that we believe strongly enhance the choral music scene in the Bay Area. Having the financial resources to hire the fine supporting instrumentalists and soloists that our creative programming requires is what guarantees the unique variety and flavor of a Bach Choir concert. Without gifts from those who value our work, our repertoire would indeed be tremendously limited.

Thank you again for the important part you play in our community, for sending representatives to our concert in May, and for your kind donation toward keeping our choral music alive and growing for next season. We truly appreciate all the ways you support us.

Sincerely,
Sharon Gustavson
Managing Director
San Francisco Bach Choir

Dear SFPOA —

On behalf of the California Narcotics Officer's Association-Region One, and the San Mateo County Narcotics Task Force, I would like to thank you for your donation and support of the Survivors Memorial Fund BBQ Luncheon.

The success of the luncheon would not have been possible without your support. The total amount of money raised by the luncheon exceeded our expectation. The money raised by this event will go directly to the spouses and children of law enforcement officers killed in the line of duty.

I will be presenting a check to the

Survivors Memorial Fund during the Annual C.N.O.A. State Training Conference hosted in November in Anaheim, California.

Thank you once again for your generous support.

Sincerely,
Sgt. Frank Hartig,
Region One Chairman
Sgt. Paul Kunkel,
San Mateo County Narcotics Task Force

Dear Friends,

Thank you so much for your recent contribution to Project Open Hand. Because of committed friends like you, Open Hand marks 25 years of service to the community. Your caring support sustains us through these challenging economic times, under girding our determination to be here for those who need us, providing high quality meals and groceries, for as long as they need us.

By providing not only dependable food but the human touch that overcomes isolation and insecurity, we can continue to provide an example and a way for the community to reach out to its neighbors in need. Your open and generous hands overwhelm us and the clients we serve with heartfelt gratitude.

Thank you, once again, for catching Ruth Brinkers vision of meals with love.

Very truly yours,
Bob Brenneman
Director of Development and Marketing
Project Open Hand

Dear Gary,

Thanks for your donation to my Campaign for Governor.

The road ahead is strewn with obstacles. Yet, with your help, I know that we can fix this state and re-ignite the pioneering spirit that built California. That is my commitment to you.

Already, the two Republican candidates have pumped \$100 million into their campaigns — and the airwaves are cluttered with campaign advertising. It is going to be a very expensive political year, so your donation is deeply appreciated.

Thanks again for your support.

Sincerely,
Jerry Brown

Editor —

This was a letter written by a Chicago cop — but the sentiment is the same as if it had been written by one of our own members. Thought you might want to take a look at it.

Thanks,
Bob Davis (retired SFPOA)

Chicago cop writes letter after fellow officer is killed. Officer Thor Soderberg was shot with his own gun outside a Chicago police station last week.

CHICAGO — The following letter

was written in response to a column about the killing Wednesday of Officer Thor Soderberg on the South Side of Chicago:

I am a Chicago police officer about to hit 20 years next month and also a Vietnam veteran, which often times seemed to be the same thing while on the job.

All of those things you mentioned were more than true...but I wanted to add just a few things. When we get up in the morning and put the uniform on, we don't plan to encounter trouble, we don't plan to run for blocks through gangways and streets in the dark after offenders. We don't plan on being told by a victim they don't want an offender arrested while holding their hand over a swollen eye, and we don't plan on having to stare down the barrel of our gun at someone who is staring down theirs.

We do what we did yesterday and today and will do tomorrow even in the light of another officer being murdered. We put on the uniform, go to roll call and into the street to serve and protect. We will think of Soderberg and other officers who have passed on but won't lose our focus because we still have to serve and protect.

Some of us will think about getting home to take our little girls or boys to practice, pick up our wives or just sit in the yard and barbeque, but we won't lose focus because we still have to serve and protect.

Our minds will be occupied with when, how and if we will ever get promoted, we will worry about working alone in a squad car at midnight, we will wonder if we will be able to pay a tuition by working overtime, but we won't lose focus because we still have to serve and protect. We few, we happy few, we band of brothers will remain undaunted as we walk out the door in the morning, away from our families not knowing what we will face, but know this... there are those of us that will still go forward and serve and protect. We know the dangers, but we still go.

We are just men and women, with families like you, that only want to do what we do and be good at it. Sometimes it feels as if the city doesn't really want us here, but until things change we are here for the duration. Sometimes with broken spirits, sometimes with broken limbs, sometimes with brothers or sisters that will go no further.

I love Chicago, I have loved this job though it has never loved me. To the brothers and sisters of CPD, God bless you all, walk tall and be safe.

Thank you,
Michael Sneed.

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LRIS News

San Jose Police Auditor Case Gets Curiouser and Curiouser

From The San Jose Mercury News, July 1

SAN JOSE, CA — Despite a former police union official's comments to the Mercury News that he had a spy in the San Jose police oversight office, an outside investigator announced Thursday that he could find no evidence to support that assertion.

Mike Moyer, a private attorney hired by the city, flatly says in his 36-page report that there were no leaks of information from the office to ex-union president Bobby Lopez that could have compromised investigations into complaints of officer misconduct. Lopez denied to Moyer that he told the paper he had access to inside information about investigations from the Independent Police Auditor.

But Moyer concludes there were contacts between staff members of the Independent Police Auditor's office and the police union and he recommends new policies governing communication between members of the auditor's staff and police.

The report may close the investigation, but it will not swiftly end the challenge for police auditor LaDoris Cordell, who has been on the job since May and is seeking to restore public trust damaged by Lopez's original allegations.

After the June 9 report on Lopez's comments, community leaders questioned whether it was safe for residents to lodge complaints about the police to the IPA. On Thursday, some of those leaders said their concerns continue.

"For Judge Cordell, I wish that it could be safe, but in actuality Bobby Lopez has made that whole thing questionable now," said the Rev. Jeff Moore II, head of the local NAACP. Moore was asked if he believes Lopez was being truthful when he told the Mercury News he had a spy.

Moore replied: "I think he was telling the truth, and somebody told him to shut up."

During a news conference, Cordell indicated she realizes the challenges ahead, saying she plans to sit down with each member of her staff, share

her vision with them and then "make determinations."

"I want to confirm for myself that my staff share my values and my sense of integrity about the work that we do," Cordell said. She would not elaborate on the phrase "make determinations," but IPA employees serve at the will of the police auditor and can be disciplined or dismissed at any time.

Moyer's report, which will cost the city an estimated \$10,000 to \$20,000, documents how Lopez denied to him, point by point, the allegations he made in multiple telephone interviews with the Mercury News last month. Lopez has not returned numerous telephone calls from the Mercury News since the publication of the allegations.

When first contacted by the Mercury News about the issue, Lopez was asked: "Do you have a spy in the IPA?" Lopez laughed and immediately answered: "Yes."

"I would know ahead of time what (former IPA head) Barbara (Attard) would be coming to investigations with," Lopez told the Mercury News.

Lopez also told the Mercury News that he received advance information from someone in the police auditor's office that the Mercury News was going to publish a story about the videotaped beating of a San Jose State student.

In his report, Moyer said that tipoff could not have happened because the police auditor was unaware of the story in advance. But that assertion is incorrect: A Mercury News reporter did, in fact, notify the auditor's office of the story about the beating of Phuong Ho before publication.

Moyer's report was derived from interviews with IPA staff and Lopez; Lopez's wife, Kathy Lopez, who worked for the police department's Internal Affairs; and a review of "available" IPA e-mails and IPA telephone records. Moyer said he did not ask for private phone or computer records.

During Lopez's interview, he acknowledged to Moyer that he communicated with someone at the police auditor's office once a month or so.

While he received no confidential information, Lopez claimed that person expressed sentiments that made him believe former police auditor Barbara Attard was acting beyond her scope. Moyer concluded that the statements were "offhand" comments and not illegal disclosures.

Instead, Moyer determined that Lopez may have "construed casual statements by IPA staff as criticism of office policy," but the office's independence and cases were not compromised.

City Councilman Sam Liccardo said that he's convinced that Lopez's allegations were unreliable "and that's the end of the story."

"Whatever was communicated to Bobby Lopez seems to change every time Bobby Lopez tells his story," Liccardo said. "It's almost as if we were hearing from BP petroleum's PR department."

But Raj Jayadev, a community activist, said he continues to have concerns about the IPA. "Even if this report is saying that the staff members of the IPA may have been critical of the office

and sympathetic toward police officers that they were auditing, I think that is extremely damaging," Jayadev said.

Jayadev asked Cordell after her news conference if she would examine past IPA complaints to see if they had been compromised. But Cordell said she had no need to do so.

Attard agreed in a Thursday interview that it may be tough to restore public confidence in the IPA.

"Allegations like this do undermine the office and it will be difficult for the office to recover," she said. "I remain concerned over the scope of the allegations and also the fact that a staff member may have been talking out of turn about the issues. I think it's a real problem."

Moyer is recommending a series of new protocols for the IPA, including policy changes that clarify agency employees' confidentiality agreements and the consideration of guidelines about contacts between IPA staff and outside parties. Cordell said she was considering adopting Moyer's recommendations.

Supreme Court Allows Search of Police Sergeant's City-Owned Pager

From The National Law Journal, June 18

In its first ruling on the privacy of workplace texting, the U.S. Supreme Court on Thursday said that a city audit of an employee's messages on a city-owned pager was a reasonable search under the Fourth Amendment.

The unanimous ruling in *City of Ontario, California v. Quon* (pdf) sidestepped whether police Sergeant Jeff Quon, the employee in the case, had a reasonable expectation of privacy in his text messages, some of which turned out to be private and sexually explicit.

But Justice Anthony Kennedy, writing for a unanimous Court, said the city's search -- aimed at determining whether city employees in general needed a higher number of minutes on their pagers -- was reasonable under any view of the Fourth Amendment right to protection from unreasonable searches.

Even though the case involved a public workplace where the Fourth Amendment would be in full force, employment lawyers on Thursday said the ruling underscores the need for policies on privacy in private work settings as well.

"It's critically important to have very clear policies, to communicate them to employees, and to make searches no more intrusive than necessary," Mayer Brown partner John Nadolenco said.

Quon challenged the search, as did some of the people with whom he communicated. A jury in the U.S. District Court for the Central District of California found that the search was done for work-related reasons and did not violate the Fourth Amendment. The 9th U.S. Circuit Court of Appeals reversed, finding that the search was unreasonable and too broad. The high court reversed the 9th Circuit.

Kennedy cautioned against deciding too quickly the level of privacy

that new communications technologies deserve, noting that "rapid changes in the dynamics of communication and information transmission are evident not just in the technology itself but in what society accepts as proper behavior." Cellphone and text-message communications, he noted, "are so pervasive that some persons may consider them to be essential means or necessary instruments for self-expression, even self-identification." That would argue for high expectations of privacy, Kennedy said, but the fact that employers promulgate policies about private use of company-owned devices would dictate a lower level of privacy.

Although the Court was inconclusive on the extent of privacy rights involved, the ruling was full of references to privacy interests and the need for searches to be limited and work-related. "The search was motivated by a legitimate work-related purpose," Kennedy wrote, adding that "it was not excessive in scope."

Justice Antonin Scalia concurred in the result of the decision, but wrote separately to ridicule Kennedy for his "exaggerated" concern about assessing new modes of expression.

"Applying the Fourth Amendment to new technologies may sometimes be difficult, but when it is necessary to decide a case we have no choice," Scalia wrote. "The-times-they-are-a-changin' is a feeble excuse for disregard for duty."

But some lawyers applauded the Court's caution especially after the April 19 oral argument in the case, in which several justices showed their shortcomings in high-tech expertise. At one point, Chief Justice John Roberts Jr. asked what was the difference between an e-mail and a pager.

"It was very wise of the Court not to delve too deeply into a world of technology that they admitted at oral argument was a bit foreign to them," said Morgan, Lewis & Bockius partner Chris Parlo.




Photo courtesy of Insp. Matt Perez

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LRIS News

Oakland Lays Off 80 Police Officers

From The San Francisco Chronicle, July 14

OAKLAND, CA — Oakland laid off 80 police officers Tuesday after negotiations between city officials and union leaders failed on one simple matter: job security.

The police union demanded that the city guarantee that its officers would not be laid off for three years in exchange for giving up some pension benefits that would have eased the city's budget problems.

City leaders, however, said it would have been irresponsible of them to agree to protect police jobs for more than one year because the city's budget problems are likely to worsen.

The layoffs are believed to be the first for Oakland police officers in at least three decades. Oakland officers warned that the layoffs would imperil the city, which has California's highest violent crime rate.

"Every time you lay us off, there's a gun to the citizen's head as well," said Sgt. Dom Arotzarena, president of the Oakland Police Officers Association.

He compared the slaying of four officers in the line of duty in March 2009 to Tuesday's layoffs, saying the 80 were released "not by the hand of a gun, but by the hand of a pen."

Oakland Council President Jane Brunner said the city had little choice but to order the layoffs.

"We all agree we need more police, but we can't afford it," she said.

The police had agreed to several council requests: paying 9 percent of their salaries into their pension plans and agreeing to a later retirement age for new hires. But in return, they wanted a three-year moratorium on officer layoffs.

Counteroffers rejected

The council counter-offered by saying it would agree to a one-year moratorium. But the union said no. The union also rejected an offer from the city for smaller pension contributions with the one-year moratorium.

The city has already eliminated the \$42 million deficit it faced for the year that began July 1. Cuts included the police layoffs. The city now has a \$407 million budget.

Next year, the deficit is projected at roughly \$50 million.

With 75 percent of the budget devoted to police and fire and 10 percent to debt service, the city has no wiggle room, council members said.

In that context, a layoff moratorium just for police "would be irresponsible," Brunner said.

Union leaders said they have already offered concessions for two years straight even though they have a closed contract. Still, they were willing to negotiate again this year.

"We could have sat on our hands," said Rocky Lucia, the union's attorney. Something in return

Officers who lost their jobs Tuesday said the union could not sacrifice without getting anything back in return.

"My idea of negotiating is giving and getting," said Chris Peters, who was laid off Tuesday after having worked for nearly two years in North Oakland. "We're giving, but we're not getting anything back."

Councilman Ignacio De La Fuente said other city workers pay at least 9 percent into their pensions and he wanted police to do the same.

Officers currently pay nothing into their pensions. They are allowed to retire at age 50 and collect 3 percent of their salary for every year of service.

"I'm disappointed because I think it's just fair for them to pay their contribution," De La Fuente said. "They put the interest of a few at the expense of the people who are going to be laid off. It's putting us and other cities out of business."

De La Fuente did not view the pension contribution as a pay cut.

"It's a very generous pension," he said. "The least you can do is protect

it and make sure it stays viable. ... It's something that very few people in this city and state have."

Going to voters

The layoffs leave the department with 695 officers. Unless the city and union come to a new agreement, the only hope for restoring the city's police force lies with voters.

Brunner and union officials talked about working hand-in-hand to convince voters to approve two ballot measures, neither of which has yet been written. The measures - one of which would ask for a parcel tax of about \$360 per home to raise an estimated \$50 million - could allow the city to rehire the laid-off officers.

A parcel tax would require a two-thirds majority of voters, a threshold that many believe would require the unanimous support of the council and a lack of organized opposition.

Despite the lack of success in negotiations, Lucia, the union attorney, said there was no antagonism toward the council. And the ballot measures are key to restoring the 80 jobs.

"We're not going to let these guys go without a fight," Lucia said.

But they won't be joined in the campaign by De La Fuente, who reiterated what he has been saying for months.

Unless police contribute 9 percent to their pensions, he said, "I will not support the ballot measure."

Pennsylvania State Police Ordered To Disclose Moonlighting

From Montgomery News, July 18

The Pennsylvania State Police must release most of its records about work that its employees perform while they are off-duty, the state Office of Open Records has ruled.

The office concluded in a Wednesday, July 14, decision that the state police erred in withholding information about employee moonlighting in response to a right-to-know request filed in April by The Associated Press.

The regulatory agency gave the state police 30 days to release all requests, decisions and other records involving outside work by employees.

State police spokesman Jack Lewis said the department had not yet received a copy of the decision. The department has 30 days to decide whether to appeal to Commonwealth Court.

Earlier this year, a moonlighting state trooper was connected to the off-field carousing and legal problems of quarterback Ben Roethlisberger. The Pittsburgh Steelers star sometimes used the trooper friend as his personal assistant.

Office of Open Records appeals officer Lucinda Glinn said in her decision that state police may legally black out home addresses of law-enforcement officers and Social Security numbers for all employees. But she said state police failed to establish that information about outside jobs is protected by exemptions in the state Right-to-Know Law.

Glinn also rejected claims by the state police and the Pennsylvania State Troopers Association that disclosing the location and approximate start and stop times of outside work should be withheld for security reasons.

The state police and the troopers' union had provided examples of officers being attacked while performing

off-duty jobs, but they failed to show that releasing the information the AP was seeking would lead to any similar attacks, Glinn said.

On Thursday, July 15, based on similar conclusions, the open-records office also ordered the release of information about state police employees' outside work to the Pittsburgh Tribune Review, which asked for it shortly after the AP request.

In March, a college student accused Roethlisberger of sexually assaulting her in the bathroom of a Georgia bar. The local prosecutor decided there was not enough evidence to prosecute, but the investigation earned Roethlisberger a six-game suspension from the NFL.

Trooper Ed Joyner was with Roethlisberger on the night of the alleged attack. The state police are investigating his actions and have barred him from working for Roethlisberger.

In an interview among dozens of audio and video recordings from the Georgia investigation, Joyner indicated he was worried about his superiors finding out about his involvement. He asked a Georgia investigator to let him know before she ran his name or Social Security number.

"It is very imperative that if anything is going southward, you end up running that, you have to call me before you do that," he said in the March 13 interview. "You've got to be because what will happen is it will flag. As soon as you run any trooper's name, it flags."

"You know, my department, I don't really have to let them know unless I'm the subject of (an investigation)," Joyner said. "As a witness, there's no reason to. But once they run your name, they're like, 'If you're a witness, what the hell are they running your name for?'"

Demand For Troopers Personal Cell Phone Bills May Be Illegal

From Wake.mync.com, July 16

RALEIGH, NC — The State Highway Patrol's new policy requiring troopers who carry their personal cell phone on the job to hand over their phone bill every month is raising eyebrows and causing concern in a number of quarters.

Officials say the order was put in place to make sure supervisors know what troopers are doing while on duty.

It's causing some rank and file troopers to complain, upset the State Employees Association, and at least one police association says it's hurting the good troopers by painting all of them with the same brush.

But there may be more than just displeasure involved with the order.

A noted Raleigh labor lawyer says the order may not even be legal.

"It's ill-advised and unconstitutional," said attorney Thomas Farr of Ogletree, Deakins, Nash, Smoak & Stewart law firm.

The Highway Patrol says it wants to see how much time troopers spend on their personal cell phones while working.

Farr says that's not what the patrol should be looking into; it should be looking at the Constitution, specifically the Fourth Amendment, which offers protection against illegal search and seizure.

"Taking someone's private cell phone records completely flies in the face of the Fourth Amendment and is a great concern to me," said Farr.

The ramifications of giving up those records spreads beyond road troopers,

contends Farr.

"Who's going to review the cell records of [Highway Patrol] administrators? Does it stop there? Will the legislature be asked to submit private cell phone records? How about the Governor or the Council of State?" said Farr.

Upset troopers have already begun complaining to the North Carolina Police Benevolent Association.

"The patrol is once again doing a one-size-fits-all situation, which not only abuses the good troopers which have done nothing wrong," contends John Midgette, the group's executive director.

He adds, "It looks like a smoke screen to give the public some false sense of thought that something is actually being done."

The State Employees Association of North Carolina believes the Highway Patrol's call for personal cell phone bills goes too far.

"I think it sets a horrible precedent," says the association's Ardis Watkins.

If the patrol wants to ensure troopers are working while on duty, there's another way to deal with the private cell phone issue.

"Ban the use of private cell phones during normal business hours," explains Farr. "There are private sector employers who do that."

Farr believes that would be a much more reasonable option instead of ordering state troopers to give up records that have personal information on them that has nothing to do with the Highway Patrol.

SFPD Members Nominated for IAWP Awards

Robin Matthews

IAWP Region 10 Coordinator

Greetings! I'd like to acknowledge two SFPD members who were recently nominated for an International Association of Women Police (IAWP) Award this year — Officer Maria Oropeza and Officer Monica Macdonald! Each year, the IAWP holds a prestigious awards ceremony at their annual fall training conference. The purpose of the awards is to recognize women officers who by their overall service and accomplishments throughout their careers, have distinguished themselves in areas of Leadership, Community Service, Mentoring, and Excellence in Performance. In addition to those awards, there is also an Officer of the Year Award, which is awarded to an officer who has distinguished herself in all four of those areas, as well as a Civilian Achievement Award. Although neither Maria or Monica won their award category — Maria for the Community Service Award and Monica for the Medal of Valor Award — I can tell you that just being nominated is an honor, especially when you realize that there were submissions for those awards from all over the world!

I'd like to share with you the nomination submissions for both of these officers so you, too, can appreciate the great work that they've done, and continue to do, as members of the San Francisco Police Department. Along with their nominations, were also glowing recommendations from their supervisors; however, I'll just be focusing on their nominations at this time.

Community Services Award Nomination — Officer Maria Oropeza

The IAWP Community Services Award is to be awarded to an officer who "distinguishes herself by superior accomplishments through developing, designing, implementing and participating in programs involving communities, which include neighborhoods, schools, community meetings, and businesses." As soon as I read the criteria for this Award, Officer Maria Oropeza from the San Francisco Police Department came to mind. She not only fits the criteria for this Award, I believe she exceeds it, and it is my distinct honor to nominate her this year for the IAWP Community Services Award.

Bio: Officer Maria Oropeza wanted to be a police officer all of her life. She had the opportunity to fulfill that dream by becoming a member of the San Francisco Police Department in

July of 1984. Maria has been a member of the Department for 26 years, and has the reputation of being a hard working officer with a very high work ethic, who is respected by her peers and supervisors alike. Maria worked a number of years in patrol before spending 8 very successful years in the Department's Narcotics Bureau. Following her work in Narcotics, Maria spent 4 years working Media Relations, before being transferred to the Police Academy, where she has worked for the past 3-1/2 years.

Narrative: Officer Maria Oropeza has excelled in every position she has worked in the Department; however, her transfer to the Police Academy and her ongoing work with the community has truly made her a shining star. While at the Academy, Maria completely revamped the Department's Advanced Officer Training program, which is a mandatory training that all officers, Sergeants and Inspectors in the Department must participate in every two years. The training includes important legal updates, CPR recertification, shooting and driving simulations, First Aid, hands on tactics, case reviews, and a host of other topics relevant to their jobs. Tracking members over the years to ensure compliance has always been problematic, and those mandated to attend would often "slip through the cracks" either unintentionally, or by members doing whatever they could do to avoid attending the week long training at the Academy.

Maria was able to develop a successful tracking system to ensure that all who were mandated to attend the training did so, and was able to have members who did not comply with the training be subject to the same disciplinary process as would occur if someone missed a range requalification date. Developing a tracking system, along with making dramatic changes to the training provided, ensuring that the training was fresh, relevant, and current, made going to "A.O." fun again and virtually resulted in 100% compliance since the program went into effect. It has also effectively closed a window to potential lawsuits against the Department because of non-compliance of certain training.

Along with her work with the Advanced Officer training program, Maria spent time reviewing all aspects of the Academy's requirements under the State's Police Officer's Standards (POST) and made a number of updates and changes to ensure that the Academy remained in compliance with POST's regulations.

Maria's involvement, however, with the Department's Community Police Academy, has been a crowning achievement for her. The Community Police Academy program is designed to inform and teach various aspects of municipal policing to the community. The 10 week program covers procedures from patrol and investigations, vehicle operations, arrest and control techniques, firearm procedures and communications / 911. The program's goals are to develop community awareness through education, and develop a closer understanding and working relationship between the San Francisco Police Department and communities served.

Maria is the program coordinator for the Community Police Academy and runs all aspects of the program. Participants in the program must be a minimum of 15 years of age (those 15 to 18 years of age must have parental permission to participate), must live or work in San Francisco, must have no felony convictions, must have no misdemeanor convictions within one year of application to the program, must be currently enrolled in school, or have a high school diploma or possess a G.E.D. (General Education Diploma), and are expected to attend all 10 weeks of classes provided. Classes can have up to 25 people in them, and Maria screens all the applications for participation in the program, and then runs the classes in the evenings after completing her regular work shift.

This program has been so successful since Maria took it over, that she decided she wanted to outreach into the community further, bringing the program out into the community for those who were not able to physically get to the Academy. Maria then developed a 4 day mini Community Police Academy in the predominantly Hispanic community of the Mission District. Maria, who is fluent in Spanish, taught the training twice a year, focusing on gang awareness and drugs, which are two big problems occurring in that community. The program was so successful that she is now hoping to be able to expand the 4 day mini Academy into the Chinese community, as well.

Two years ago, Maria began a Youth Community Academy for high school students. Interest was generated by Maria sending out flyers to the high schools in the community and sending letters out to the schools through officers working at the schools. The first class brought 13 students together, and was so successful, that two of those attending immediately joined

the PAL (Police Activities League) and are now interested in pursuing a career in law enforcement. Four to five classes are now held annually and continue to be quite successful with Maria leading the way as a role model for these motivated young people.

Maria also runs an Alumni Community Police Academy, which are held every two to three months, and whose participants are graduates from prior Community Police Academies that she has run. She will generally let the participants choose a topic that they want to learn more about, and will then provide them with that training. Presentations usually run 2-1/2 to 3 hours and training has covered topics such as gang awareness, first aid, drug awareness, community policing, FATS, and EVOC. Maria has also arranged ride alongs, station tours and SWAT presentations for the participants, all of which are extremely popular.

Maria is also very involved in volunteer work, and has been active in volunteering for well over 20 years. She regularly volunteers for the American Cancer Society, driving cancer patients on a weekly basis to their chemo treatments. As Maria is a cancer survivor herself, she well knows how lonely and frightening going to treatments can be, and gives these brave patients hope that they, too, can survive and live productive lives after cancer.

For the past few years, Maria has been involved in the Princess Project, which provides prom dresses and an accessory to underprivileged girls, so that they, too, may have the joy of going to their prom. She regularly volunteers for Habitat for Humanity, where she provides Spanish translation services and translates paperwork from English to Spanish for them, and has plans to volunteer more extensively with them building houses once she retires from the Department in a few years.

Maria also volunteers at Project Open Hand, delivering hot meals to AIDS patients in their homes, and is active in the annual Firefighter's Toy Program, collecting toys for their toy drive at the holidays to give children who might not otherwise have a Christmas. This past year, Maria has also adopted ten families through a Bernal Heights Neighborhood Community Group, ensuring that these families had food and toys and were able to enjoy the holidays. She anticipates that the number of families supported in 2010 will increase as the neighborhood group continues to provide her with names of families

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in need, and she tells me that she willingly takes on the challenge to ensure that no one will go without at the holidays.

If that wasn't enough, Maria was the first female President of the Latino Peace Officers Association (LPOA), San Francisco Metro Chapter, for 2 years in 2006 and 2007, and is still very active in the organization, hosting an annual dance as a fundraiser for the organization's scholarship fund, which provides seven, \$1,000 scholarships annually to seniors in high school as they prepare to go to college. Maria runs that organization's annual toy drive at the holidays, as well as works with immigrant women, providing job training for them. In addition, for the past 6 years, Maria has worked with another local women's organization, and runs a toy drive for them at the holidays, providing toys for the kids, and Safeway store gift cards for the mothers. In 2009, 5,000 toys were donated for 200 kids — quite an accomplishment!

Officer Maria Oropeza exemplifies what the Community Services Awards is all about, and it is my honor to provide her name and accomplishments for consideration for this year's IAWP Community Services Award.

Medal Of Valor Award Nomination
— Officer Monica Macdonald

Bio: Officer Monica Macdonald has been a proud member of the SFPD for the past four years. She followed her father, a retired 30 year veteran, into the

Force. She has been assigned to several district stations including Southern Station and Central Station. Currently, she is a Field Training Officer (FTO) at Park Station for all phases of patrol, including re-entry. Just 8 days after completing her own FTO process, Officer Macdonald engaged a homicide suspect who was attempting to carjack an innocent citizen's vehicle. The suspect charged at her with two large blood stained butcher knives, and Officer Macdonald ended his crime spree with two well placed rounds. She was subsequently awarded the Silver Medal of Valor for her actions. Since then, she has earned numerous Captain's Commendations and a Unit Citation. Officer Macdonald graduated from UC Santa Barbara with a degree in Anthropology, and continues to take care of a large extended family.

Narrative: On the morning of March 7, 2007, a coldblooded and gruesome murder took place at 785 Brannan Street. Here, Marvin Harris was viciously stabbed numerous times in the face and neck by Rene Robinson. After taking out his rage and fury on Marvin Harris, the suspect quickly set to make good his escape, leaving the victim to die in an expanding pool of fresh and congealing blood.

Still armed with two large knives, the enraged suspect encountered two lost citizens in their vehicle around the corner at 7th and Townsend Streets. Robinson, still hyped up from his crazed killing of the victim, attempted to carjack the vehicle, but

the individuals in the truck quickly rolled up their windows. Robinson continued to pound on the roof and the hood of the vehicle. Unable to gain entry, Robinson (6 feet tall, and 285 pounds) attempted to stab the occupants through the partially open sunroof with the same knives he had just used to kill. Confronted with this horrific event, the occupants were panicked and frozen in justified fear of their lives.

At this time, two aggressive and proactive officers on routine patrol came upon this scene. Not knowing what they were encountering, the two officers, Officer Joseph Salazar and Officer Monica Macdonald, immediately engaged the crazed Robinson. Both officers distinguished themselves by placing their own personal safety in great danger above and beyond the call of duty by exiting their vehicle and yelling for the still armed suspect to drop the knives. This action drew the suspect's attention away from the second set of victims and placed his interest squarely now on the two uniformed officers. Instead of dropping the knives, Robinson tried to walk away from the scene. Both officers continued to order Robinson to drop his blood soaked knives. Robinson then turned and advanced on the two officers, still with both knives in his hands. Both officers continued to give loud and clear verbal orders to no avail. The officers fired two rounds from their service firearms and terminated the threat. In a last ditch effort

to create more carnage, Robinson, before expiring, threw both knives at the officers. Luckily, both knives struck the patrol vehicle and not the officers.

The officers demonstrated outstanding bravery above and beyond that which would be expected in the line of duty. Failure to have taken the actions that they did would not have justified censure. There was significant and immediate risk to both officers' lives, as well as the lives of the two occupants in the vehicle. Robinson had already killed one, and had clearly demonstrated that he would have killed others to get away. As such, the objective of preventing further violence by this person fully justified the risks that the officers took to terminating the threat posted by Robinson.

The actions of the officers meets and exceeds the criteria for the IAWP Medal of Valor. I humbly submit this recommendation for your information and action.

Congratulations to both Maria and Monica on their nominations for this year's IAWP Awards, and many thanks to those involved in the submission process. You deserve it! I'll be sure and let everyone know when the 2011 submissions are due, and will provide the criteria again for each award. Hopefully, more outstanding performances by women of all ranks throughout the Department will be recognized by submissions for these international awards.

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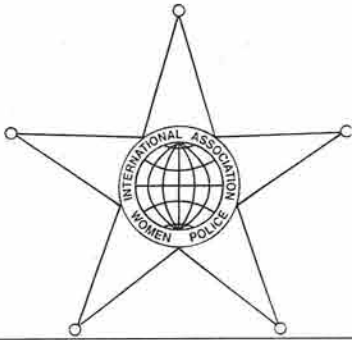
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PAL CORNER

By Rick Bruce
SFPAL President



Summer Cadet Academy Graduates First Class

They're young, they're enthusiastic, and they're keenly interested in law enforcement. And now after four intensive weeks at the Police Academy, they have had a taste of what a law enforcement career might be like and they're ready for some in-the-field experience.

They are the two dozen cadets who graduated on July 16 from SFPAL's newly launched Summer Cadet Academy and begin yearlong volunteer internships at the Ingleside and Bayview police stations.

The cadet program started June 21 with 25 cadets ranging in age from 14 to 19. From all indications, the pilot program has been a success.

"I've really enjoyed the program," says Hannah Korn, 18. "I think they've done an amazing job of getting this academy together. It's been an incredible collaboration between the police department and PAL and I really appreciate the work they've done."

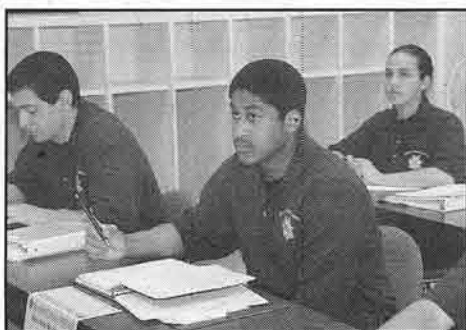
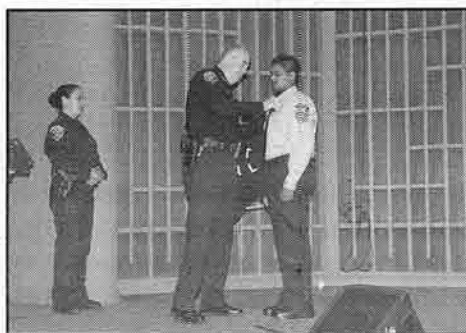
SFPAL has had a cadet program since 1959, but the summer program is different in that it is an intensive "mini-academy." Kids show up five days a week from 9 a.m. to 3 p.m. The San Francisco Police Academy designed the curriculum and recruited officers to teach various skills.

The program is a four-way collaboration among SFPAL, the Police Academy, and the Ingleside and Bayview Stations. Officers instrumental in tailoring the program include Captain John Goldberg (Academy), Captain Greg Suhr (Bayview), Captain Lou Cassanego (Ingleside), Officer Romina Izaguirre (Academy), Officer Lisa Curry (Bayview) and Officer Amanda Kabanuck (Ingleside.) Captain David Lazar (Operations) was enlisted to chair the new PAL Cadet Advisory Council.

SFPAL Executive Director Lorraine Woodruff-Long says the cadet program is not only a launching pad for a career in law enforcement, but also gives the kids a chance to explore job and leadership skills.

Korn says she was working toward being an emergency medical technician, but through the cadet program has become more interested in law enforcement. She says, "It's a meaningful and very powerful responsibility. You get to be a part of someone's life and really help."

The spirit of the program was captured in "Program gives kids a peek at life as a cop," an article by Jill Tucker published on July 5 in the San Francisco Chronicle. You can also check out the video produced by Officer



Kenny Sanchez and his team in the cadet section of the PAL website www.sfpal.org/cadets/.

In addition to their internships, Senior PAL Cadets will meet for trainings at the Academy bi-weekly throughout the school year under the direction of Officer Kabanuck and Officer Curry. SFPD and PAL plan to recruit for next year's class starting in the fall. Youth interested in joining the Summer Cadet Academy 2011 can participate in the bi-weekly trainings starting in January 2011. For more information about the cadet program visit the SFPAL website or call (415) 401-4666. **PAL Junior Giants summer league hits a home run**

On June 21, boys and girls from kindergarten through eighth grade came out to play baseball at Balboa and Silver Terrace baseball diamonds. For our first season, we had more than 300 kids, including three teams from the Willie Mays Boys & Girls Club, three teams from Jamestown, and a team from the Bayview YMCA.

PAL President Rick Bruce stopped by Balboa Park to take in a couple of Junior Giants games and was able to capture this photo of Officer Crispin Jones with some of our PAL Junior Giants kids. Also pictured is Officer Ed Zelster at Silver Terrace. The PAL is very pleased with this new partnership with the Junior Giants program, and wishes to thank Captain Greg Suhr, Captain Lou Cassanego and the officers of Ingleside and Bayview Stations for their outstanding efforts to support this program. Their presence at practices and games was appreciated by not just all of the parents and coaches, but as these photos clearly demonstrate... by the kids also!

Judo competitor goes to Nationals

Congratulations to Sam Yeung for having competed at the 1st annual USJF/USJA National Judo Championship.

The two-day event, held on July 4 at UC Irvine, featured more than 800 competitors. Sam, 17, was the youngest contestant in his group, which consisted of 18- to 20-year-olds.

Sam's first match was against a bigger, older and more experienced player, says Bill Wong, SFPAL Judo Master and Sam's judo instructor. Sam lasted 1.5 minutes in the four-minute match — a very good showing. He attacked, escaped and defended against his opponent, but in the end, lost the match.

In his second match, Sam lost in eight seconds against a much more experience player who was a black belt from San Jose State. Since it was a double-elimination tournament, Sam was eliminated after these two matches.

Sam, who is a brown belt, has more than eight years of experience in PAL judo.

Overall, Wong said, Sam did well in his first national championship, gaining valuable judo experience which he will undoubtedly use in future tournaments.

Register your basketball team

Attention all coaches and wannabe coaches. It's time to register your basketball team for the fall season. All you need is a coach and a minimum of 8 players from the same grade (3rd to 8th grade.) Players can play up one grade (i.e., a second grader can play on a third grade team) but there are no waivers to play down.

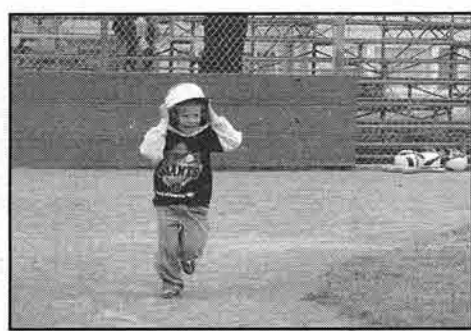
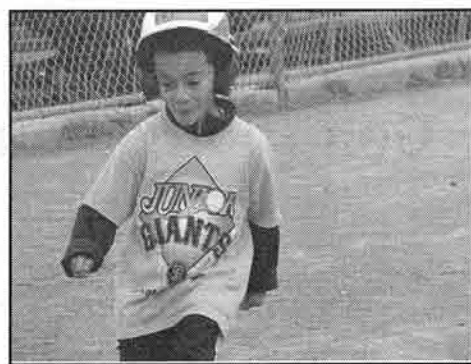
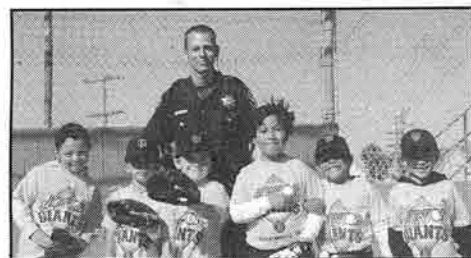
If you need more players, that's okay! We have a waiting list of kids eager to find a team.

Get all the details at www.sfpal.org/basketball or call Program Manager Joanna Doyle at 401-4666.

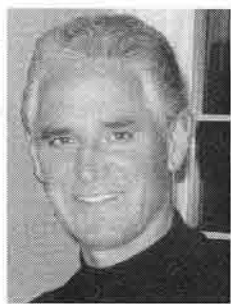
Calling all officers!

BBQ-by-the-Bay

Join us at the Mariposa Hunters Point Yacht Club on Friday September 24, 2010 for a night on the bay, guaranteed to have great weather (September!) and ample free parking (the Giants will be playing at Colorado.) Stop by for a Tres Agaves margarita, some good food, great company, and support a good cause while you're at it. Get more details and register at www.sfpal.org or call Anne Crawford at 401-4667.



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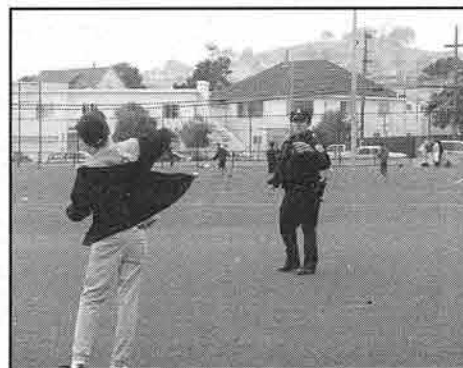
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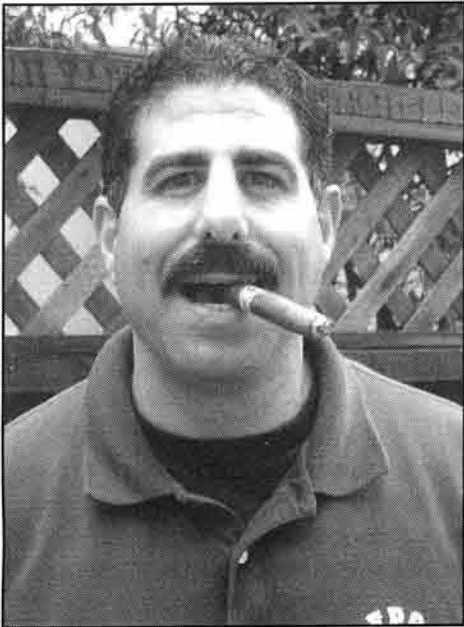
Nick's NOTES

By Nick Shihadeh,
Journal Sports Editor

Competitors Heading To The Police/Fire Games

CHECK IT OUT: It's a short column this month as there's not a whole lot going on so far this summer. There will be more in the next issue as I should have results from the Western States Police/Fire Games that by the time you're reading this would have already taken place in Reno. Some teams from the department that I know of at this time include the three that the SF Police Men's Soccer Club are sending to compete in the "open" and the "over 35" divisions. There is a Nor Cal combo women's soccer team that I heard about that has many department members competing in Reno as well.

Four softball teams I'm aware of are: **Marc Marquez's** team competing in the "open," and **Mora Pengel's** woman's team competing in the "open" division as well; **Gary Mendribil** is running a co-ed softball team along with a men's "over 35" team. I can't forget about the two baseball teams heading to Reno: the SF Blues run by **Rob Fung** and the SF Seals run by **Dom Celaya**.



The SFPD Rifle Team lead by **Alex Takaoka** will be in the Reno area as well as an ice hockey team (yes in the middle of summer) with department members **Chris Knight** and **Gordy Moore** in addition to others competing. A flag football team lead by **Juan Daniels** and **Dennis Toomer** will also be there and I imagine that **Ed Marchand** and **Mike Simmons** will be competing in "track and field" along with others. Good luck to all and make it back to the Bay Area in one piece.

Tying Up Loose Ends With Department Softball

I ran into **Greg Watts** the other day and he reminded me that the *Journal*

sports section hadn't yet listed the results to the Police Softball All Star Game between the A Division and the B Division that took place on Wed. May 25th at Silver Terrace. It figures that he would ask that as he was the starting and winning pitcher for the B Division as they won the game by a score of 7-3. Other standouts for the B Division included **Dennis Johnson** of the Sheriffs, **Dan Chui** of Daly City PD, and **Jerry Ng** of the Airport Bureau. For the A Division, I really can't remember any standouts as that was many lost brain cells ago.

A few months ago I acknowledged milestones of **Bob Ford** (Homeland Security) who was pitching for the Park Islanders this season as he has done most of his career (300+ wins and 1000 strikeouts). It occurred to me that Ford wasn't always a pitcher in department softball and had started out as an outfielder way back when. It also occurred to me that guys such as **Dave Maron, Sr.** (retired Captain) and **Mike "Stoney" Flynn** (Southern) have been pitchers their whole careers. Looking back on their records I do have to acknowledge that they both went over 400 wins and 2000 strikeouts some time ago. Sorry for the overlook fellas. Play on.

This And That

Take note of the flyers in this same sports section announcing: Law Enforcement Appreciation Night at A.T. & T. Park taking place on Wed. Aug.

11th when the Giants will be playing the Cubs and **Jerry D'Arcy** (FOB) will be singing the National Anthem (contact the POA); the 9th Annual Emerald Society Golf Tourney will take place on Mon. Aug. 30th at the Lake Merced Golf Course with **Brian Philpott** (Tenderloin) and **Ed Carew** (Central) being the contacts; the 2010 Ironman/Ironwoman Competition is being run by **Malcolm Anderson** (Bayview) and is scheduled for Wed. Sept. 15th; and, the 19th Annual SF POA Golf Tourney will take place at the prestigious Marin Country Club in Novato with contacts being **Larry Mack** (Homicide), **Joe Finigan** (Airport Bureau), as well as **Marty Halloran** and **Gary Delagnes** of the POA.

Also I have a personal message to **Lt. Jim Spillane** of Tenderloin Station to telling him that yes, there are actual regular readers of my column every month — not many but they're there.....Otherwise, I want to dedicate this month's column to **John "Muldoon" Mulkern** who passed away late in July. He was a good guy and I was proud to be his classmate in the 164th Academy Class. Our motto for that class was "full power, full speed." It was funny but I had forgotten that phrase; but, he never did as he mentioned that line to me the last time I saw him shortly before he passed. God Bless you John.....

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

9th Annual
SFBALEES
Golf Tournament

SAN FRANCISCO BAY AREA
LAW ENFORCEMENT
EMERALD SOCIETY

Lake Merced
Country Club

Monday, August 30

10:30 Check-in • Noon Shot Gun Stsrt

\$195 includes golf, cart, lunch, range balls, tee prizes and dinner at UICC

1. _____ Contact # _____

2. _____ Contact # _____

3. _____ Contact # _____

4. _____ Contact # _____

Contact Brian Philpott 415-793-4558

San Francisco Police Officers Association 19th Annual Golf Tournament

Monday, September 20, 2010

This is your invitation to play in the 19th Annual San Francisco Police Officers Association Golf Tournament on Monday, September 20, 2010.

This prestigious Marin Country Club at 500 Country Club Drive in Novato will be the site of this year's event. The 18 hole par 72 course designed by Lawrence Marion Hughes was the site of the 1993 U.S. Open Championship qualification tournament.

This year's tournament is a scramble format, with a shotgun start. Prizes will be awarded for low gross; hole-in-one prizes on selected holes; and longest drive. Fabulous tee prizes and raffle prizes will be featured.

Tournament activities include a chipping contest, a barbeque lunch, refreshments on the course, concluding with the awards dinner in the Course Club House. Complimentary wine will be served with dinner.

Additional guests may be added to the Awards Dinner for only \$55.00 each.

Your support of this tournament provides the funding for the Police Officers Association support of worthwhile charitable contributions, which might otherwise go unassisted; community based organizations; and provides scholarship money to deserving youth.



Tournament Schedule:

10:00 AM	Registration
10:30-12:00	Chipping Contest & Lunch
12:00 PM	Shotgun Start
7:00 PM	Dinner

Entry Fees for this year's charitable fundraiser: (Includes golf, barbeque lunch, and dinner)

Friends and Supporters: \$225

Additional Information:

Gary Delagnes	(415) 861-5060
Marty Halloran	(415) 861-5060
Larry Mack	(415) 734-5404
Joe Finigan	(415) 519-5089

Yes, I will be playing in the SFPOA 19th Annual Tournament

Players Names:

1. _____ Shirt Size: S M L XL XXL

3. _____ Shirt Size: S M L XL XXL

2. _____ Shirt Size: S M L XL XXL

4. _____ Shirt Size: S M L XL XXL

Business Name: _____

Business Contact: _____

Telephone: _____ Email: _____

_____ Yes, I would like _____ additional Awards Dinner Tickets @ \$55 each.

_____ Yes, I would like to be a Tee Sponsor for an additional \$150.

Please use the following copy on the sign: _____

_____ Yes, I would like to be a Platinum or Gold Sponsor. Please contact me at: _____

Please make checks payable to:

SFPOA Scholarship/Community Service Fund

San Francisco Police Officers Association • 800 Bryant Street, 2nd Floor • San Francisco, CA 94103

Correction (Sort of...)

Editor —

I just wanted to let you know about a misprint/error, though minor in nature, I found in the July issue, Page 25 story on the Bike the Bridges event. Below the photo caption it lists those participants not pictured. My name is included in those, and while I had wanted to do this event, I was not there due to a previous commitment. I was doing a 100-mile ride up at Tahoe on that particular day. I don't know if it necessitates a formal correction, but I thought I'd let you know just the same.

— Dave Smith

Dave — Thanks for the correction, but we know that you were there in spirit. You have participated in several Torch Run/Special Olympics events in the past, and we all appreciate your commitment to the organization and all the special athletes it serves.

— Ed.



Help BALEAF by Attending Law Enforcement Night at AT&T Park

By Robin Matthews
BALEAF Treasurer

On Wednesday, August 11th, the 6th Annual Law Enforcement Appreciation Night will be held at AT&T Park. This year's game, which will be between the Giants and the Chicago Cubs at 1910 hrs, will be a fun event to share with family and friends. Tickets are just \$25.00, and include a hosted pre-game tailgate party at the Mariposa Yacht Club beginning at 1500 hrs, a souvenir tote bag, and the game. Seats are located on the view level starting behind home plate, so the sooner you get your tickets, the better your seats will be!

A pre-game home plate ceremony will include a Memorial Tribute to Northern California Police Officers who have died in the line of duty. Officers from the Oakland P.D, the California Highway Patrol, the Martinez, Pittsburg, and Sacramento Sheriff's Departments, East Palo Alto P.D, Pittsburg P.D. and the San Francisco P.D. will be honored. A flyover by law enforcement air units will also occur, as well as our very own Sergeant Jerry D'Arcy will be singing the National Anthem. A portion of the proceeds from the special ticket sales that are

going on now at the POA will be split between the Bay Area Law Enforcement Assistance Fund (BALEAF), which provides support to the law enforcement family who have had members killed in the line of duty, have suffered a serious injury, or experienced a catastrophic event, and the California Peace Officers Memorial - two amazing organizations that are honored to be selected once again as beneficiaries from this annual event.

Tickets are available at the POA Office at 800 Bryant, and can also be purchased via the web at www.sfgiants.com/specialevents under Law Enforcement Night (for groups of 25 or more, call 415-972-2298). If phoning the Giants for tickets, make sure you mention that you are part of the Law Enforcement Group. The POA still has tickets available, so feel free to stop by and get your tickets there (checks should be made out to S.F. Giants).

Come out to the Park with your families and friends and have a great time seeing some baseball, being able to honor and support those law enforcement members, and their families, who have paid the ultimate price, and to support two awesome organizations that are there for all of us. Hope to see you there!

LOU SEAL WANTS YOU...



to Join Us for our 6th Annual

LAW ENFORCEMENT APPRECIATION NIGHT @ ATT PARK

Giants vs. the Chicago Cubs
Wednesday August 11 @ 7:10 pm

*Proceeds from ticket sales to benefit
the California Peace Officers Memorial and
the Bay Area Law Enforcement Assistance Fund*

Pre-game home plate Ceremonies will include:

- ❖ Memorial Tribute to Northern California Police Officers who have died in the line of duty
- ❖ Officers from the Oakland PD, California Highway Patrol, Martinez, Pittsburg, Sacramento Sheriff, East Palo Alto PD, Pittsburg PD and San Francisco PD will be honored
- ❖ Flyover by law enforcement air units
- ❖ National Anthem sung by Sgt. Jerry D'Arcy, (SFPD)

TICKETS are \$25.00

and can be purchased via the web @

www.sfgiants.com/specialevents under Law Enforcement Night
via telephone for groups 25 or more call (415) 972-2298

Please mention that you are part of the Law Enforcement Group

Tickets can also be purchased directly from
the SFPOA Office at 800 Bryant St.



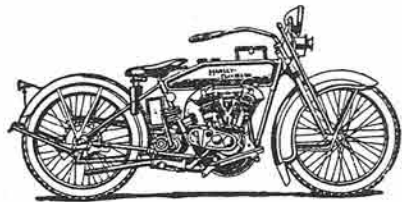

Seats are located on the view level
starting behind home plate.

Purchase tickets early for best location !!!

Ticket price includes a souvenir tote bag
and a hosted pre-game Tailgate party
at the Mariposa Yacht Club @ 3 pm



Contact Sgt. Bob Guinan,
San Francisco Police Dept,
for additional information (415) 850-5726

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and activate your account

2010 Ironman / Ironwoman Competition

WHEN: WEDNESDAY, SEPTEMBER 15, 2010
WHERE: 850 Bryant (HOJ) Gym 5th Floor
TIME: 0900 HRS
Contact: Sgt. M. Anderson 415-671-2300 (Bayview Station)
Competition to be completed at the San Francisco police pistol range located at Lake Merced and Skyline Blvd. awards luncheon to follow the competition.

CLASSES OF COMPETITION: A person may compete in as many categories as He or She wishes.

- TEAM OPEN (5 persons, either sex , from the same unit)
- TEAM SENIOR (5 persons, either sex, 40 and over, from the same unit)
- MIXED DOUBLES (male/female, split the events. one does 2, partner does remaining 3)
- IRONMAN OPEN (any age. all five events)
- IRONMAN SENIOR (40 and over)
- IRONMAN SENIOR/MASTERS (50 and over)
- IRONWOMAN OPEN (any age. all five events)
- IRONWOMAN SENIOR (40 and over)
- IRONMAN 200 LB AND OVER OPEN (Clydesdale) (any age, all five events)
- IRONMAN TWO MAN TEAM. one does 2, partner does remaining 3)

1ST EVENT — BENCH PRESS 1000 + POINTS

10 points per repetition to 100. The bar must touch the chest and be raised to full arm extension. The weight lifted will be 100 pounds for men and 60 pounds for women. Three, five second pauses in the lockout position will be permitted.. *Last year's best score: 90 reps, J. Cathey, Mission.*

***For Iron man competitor who chooses to lift 225 pounds. 40 points per repetition. Max rep for max point=25 reps. The bar must touch the chest and be raised to full arm extension. *Last year's best score: 25 reps, tie between D. Keeve, TAC and K. Rightmire, Bayview.*

2ND EVENT — PULL-UPS — 1000+ POINTS (WOMEN HAVE THE OPTION OF DOING THE BAR HANG — 1000+ POINTS)

20 pts. per pull-up to 49 . A pull-up consists of a participant gripping the bar with the hands facing outward at shoulder width; feet shall be together; arms extended fully; the body will rise until the chin is touching the bar; the body will then descend and the arms will lock out, feet shall not touch the floor. (Kipping is allowed) Women: hang from the bar, with hands facing outward; 3 points per second. *Last year's best score: 49 pull-ups, Dien Ha, Tenderloin.*

3RD EVENT — SIT-UPS — 1000 + POINTS

5 points per sit-up in a 3 minute period. A sit-up consists of lying supine, legs bent, hands touching behind the head. Raise body and touch both elbows to both knees then lower body until back touches the mat. *Last year's best score: 200 sit-ups, John Burke, SPEC.*

4TH EVENT — PISTOL SHOOT — 1000 POINTS

From the 50 yard line; 20 shots (10 right handed and 10 left-handed). The participant may use the barricade for support. Department issued handguns only (.40 cal Sig Sauer). 10 minute time limit for all 20 rounds. *Last year's best score: 835 pts , G. Newbeck, Tac.*

5th EVENT — 4.7 MILE LAKE MERCED RACE — 1000+ POINTS

Start/Finish at the Lake Merced Range parking lot. 27 minutes-1000 points. Subtract 1 point for each second over 27 minutes for men and 30 minutes for women. *Last year's best time: 28:34, Sean Griffin, GTF.*

2010 Ironman/Ironwoman Entry Form

Name: _____

Unit/Agency: _____

Class/es Competing In _____

Team Name (If Applicable) _____

Team Members	Event	T-Shirt Size
1. _____	_____	_____
2. _____	_____	_____
3. _____	_____	_____
4. _____	_____	_____
5. _____	_____	_____

Entry fees: \$20.00 Per participant regardless of number of categories. (This includes your 2010 Ironman muscle t-shirt, catered lunch, and awards. Make checks payable to Bayview Floral Fund.

Please complete the above information and send it to Sgt. Malcolm Anderson at the Bayview station. For additional information, contact Sgt. Anderson at work (415 671-2300).

Great Nevada County Shootout!

Saturday, September 11, 2010

Nevada County Sportsman Club

Booking and Weapons Inspection 8:30 am–9:30 am

Honor Guard 9:45 am

Shootout 10:00am–3:00pm

Tri-Tip & chicken BBQ beginning @ 2:00 pm

No Host Saloon after the Shoot

Shooters will be filled on a first-come, first-shoot basis upon receipt of payment. Maximum 75 shooters

\$125 per shooter (includes BBQ & shells)

For more information contact

Bill (the kid) Roach @ (530) 477-0589

5K Fun Run/Walk for SAFETy

Join Us to Raise Awareness of Personal and Family Safety!

Save the date!! San Francisco SAFE is gearing up to host its 2nd annual **5K Fun Run/Walk for SAFETy** event designed to promote awareness of personal and family safety, while raising funds for all of our important crime prevention services. Join SAFE, Chief George Gascón, members of the SFPD, and the community as we build stronger, safer neighborhoods.

Sunday, September 26, 2010
Peacock Meadow, Golden Gate Park
Race starts at 11:00 a.m.

BBQ and after-party immediately following
Prizes for the top 3 male & female finishers, and for the largest team
Register and information at
www.sfsafe5k.dojiggy.com

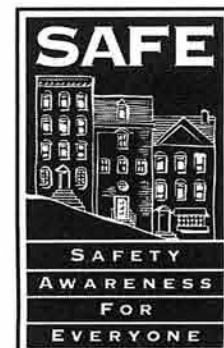
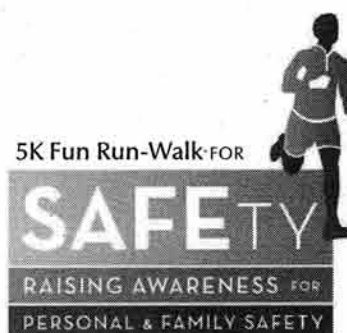
You can run or walk the 5K — as an individual or as a team! Get your fellow officers together to form a team. Show the others that your team is

the best!

SAFE needs your support to increase our public safety efforts. We believe that through simple and practical crime prevention techniques everyone can avoid being targeted. In 2009 SAFE staff gave over 100 presentations on personal and child safety, observing and reporting suspicious and criminal activities and created at least 10 different neighborhood advisories in a variety of languages for the affected areas. Help us to continue to provide these free services to the community.

All proceeds from the **5K Fun Run/Walk** will go to SAFE to support its mission — building safer, stronger communities through crime prevention education and public safety services. This event is designed to bring communities, Neighborhood Watch groups and the Police together to show their support for a safer City.

Registration is \$20 per person. Children under 10 are free. All participants are encouraged to raise a minimum of \$100. If you decide you don't want to run or walk, you can register to volunteer and still be a part of a great cause, and help make our event a success. For more information and to register please visit our website at www.sfsafe5k.dojiggy.com or call (415) 553-1984.



Classified Ads

Automobile For Sale

1999 PORSCHE 911 CARRERA 4 ALL-WHEEL DRIVE 2D COUPE Black exterior/Black leather interior, 6 Cyl /6-Speed Manual Transmission. Excellent Condition/77,000 miles. Asking Price: \$24,000 OBO For additional details and info Contact Joe Filamor at (415) 254-8055

Home For Sale

MUST SELL: HOME IN INCLINE VILLAGE, NV. Near half acre lot, fenced in, good location, built in 1981, up to present building code, 4 Bds, 2 1/2 bath, hydronic heat, all privileges, was used as a rental unit and an in-law apartment until 2004 (in-law apartment has one bedroom, living and breakfast nook, walk in closet and large bathroom) for self use (skiing and summer recreation). Move in condition. Ample space for RV and Boat parking. Originally advertised for \$875,000.00, now \$575,000.00. 504 Jensen Circle, IV, NV. The best buy and the least expensive buy on the market. (415) 661-9815. Photo available EMail: rgwallace@sbcglobal.net

COMPLETELY UPGRADED BERNAL HEIGHTS FAMILY HOME. Top Floor: master bedroom w/full bath and lg. walk-in closet. 3 additional bedrooms and 1 additional full bath. Main Floor: Kitchen w/new cabinets, appliances, fixtures, granite countertops, tile and stone. Living rm. w/fplc, family rm, formal dining rm, breakfast area, covered deck. 2.5 bathrooms, new hardwood floors. Entry Floor: Au-pair studio w/upgraded kitchen and full bath (unwarranted), yard, patio and x-tra storage. Lg. finished 2 car garage w/ new key pad auto door. New wall to wall carpet, double pane windows and new paint in and out. 3100 sq. ft. of living space. This home shows like new. Price reduced to \$779,000. Call Ariel Maracha (415) 533-6039.

Hunting Trips

Colorado Deer/Elk Hunts. Private ranches, Tresspass Fee Only. Contact Bob Brodnik, (415) 320-0628.

Lot for Sale

PINE MOUNTAIN LAKE, GROVELAND, CA. Half an acre about a minute's walk to the lake, main marina and beach. Near Golf Course and Pine Mountain Lake country club, swimming pool and tennis courts. Amenities also include, stables, airport, lake fishing and fly pond fishing. Lot is on public sewer system \$60k OBO. E-mail Suekerry@sbcglobal.net.

Miscellaneous For Sale

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

Motorcycle For Sale

2006 HONDA CBR 954. 23,000 miles Black & Silver paint, race exhaust, tank bag, new slick race tires. Never laid down \$9500. Call Katherine (707) 393-9432

2006 HARLEY – Iron Horse Outlaw – Must Sell! 124 Inch Motor; 6-speed right side drive; 250 rear tire; hydraulic clutch; LED lighting; digital dash; custom black/red paint; lots of chrome; less than 2K miles; reg fees current; negotiable price; sold for \$25K new; asking \$16,750 or b/o. Contact Mitch @ (415) 987-6738

Speaker For Sale (auto)

One-12" Super Woofer speaker (Auto) Case size-13"x14"x18 \$200 OBO (415) 566-6734

Vacation Rental

HAWAII- MARRIOTT'S MAUI OCEAN CLUB- one bedroom two bath ocean front unit (accommodates 5 persons) Check out the location and all the amenities at Marriott's web site: www.marriott-vacations.com/travel/resorts/marriott-maui-ocean-club/overview.html Date available: Friday July 16th 2010 for 7 nights. Asking: \$2300. email: mcoffey@dslextre.me or call Mike or Sue at (530) 265-9199

LAKE TAHOE- EDGELAKE BEACH CLUB on the lake at Tahoe (web site: www.tahoeedgelakebeachclub.com) units are seven night rentals with complete kitchens, available. One bedroom unit July 17th (\$1000.) and a two bedroom unit August 13th (\$1200.) Call or email for all the details: mcoffey@dslextre.me or Mike and Sue 530-265-9199

PUEBLO BONITO, EMERALD BAY Vacation rental 2010 for 7 nights. Master suite, Sleeps 6-8, 2 bath & showers, full kitchen, 2 TV's, 3 pools, sauna, dining, much more 5 Star resort. (\$125 per night, 7 nights) Go to www.pueblobonito.com and view Mazatlan, Emerald Bay. Contact me @ SFPD1067@astound.net

RELAX IN CARSON VALLEY! Carson Valley Golfers Retreat Vacation Home Rental. Gorgeous Views of the Sierra Mountains, 4 Bed, 2.5 Baths, 2300 s.f. SFPD/SFFD Member Rates: \$150 night or \$900 Week Call Vince at (415) 302-2500

KAUAI — KIAHUNA PLANTATION, POIPU BEACH! Owner direct rental rates 50% plus discount. Beautiful 1 bedroom/1 bath sleeps 4. Unit overlooks the Moir Garden at the only "beachfront" condominium project in Sunny Poipu. Email Rpmapiest@aol.com or call Patty or Roy at (925) 676-0568

Vacation Rental

ENJOY THIS 2 BEDROOM, 2 BATH CONDO in sunny old town Scottsdale AZ. Just steps away from the Giants Spring training stadium. This gated community offers 2 swimming pools, 2 spas, large fitness room and is next to the community golf course with bike/walking paths. ENJOY, NBA, PGA, NASCAR, NFL SUPER BOWL, NHL. Washer/dryer in unit, with plenty of storage. Pictures available on Scottsdalesprings.com. Contact Patti and Gary (650) 355-7770. SFPD OWNED

TUCSON ONLY \$125 PER NIGHT. 1,100 sq.ft. 2 bedroom, 2 bath condo newly renovated and refurbished at 5500 N. Kolb. Ideal for that family getaway. 2 pools and workout facility on property. 2 full golf courses nearby. Unobstructed view of the Catalina mountains from the patio. Bookings on first come, first served basis. Call Chris (707) 337-5514

MAUI — KAPALUA GOLF VILLA RENTAL.1700 sq.ft. 2 bedroom, 2 bathroom Villa is located on the 10th Fairway of the famed Kapalua Bay Golf Course! Enjoy the fabulous sunsets from our lanai, as well as views of the islands of Lanai and Molokai. This exclusive resort community has 4 swimming pools, 2 golf courses, golf academy, zip lining, 10 lit tennis courts, and many more amenities, which is associated with the Ritz-Carlton Hotel. Free shuttle service is available throughout the resort. Pictures and additional information is available at www.VRBO.COM listing #276140. SFPD members receive discount on posted rates. Contact Alan Honniball at (415) 298-7205.

SOUTH LAKE TAHOE VACATION RENTAL Looking for a rustic cabin in the woods with a big screen TV? Take a look at this home perfect for families and larger groups. With sleeping for up to 10, a large living room with 50' TV and dining area, this property is wonderful for the vacations with budget in mind! Located just 4 miles to the casinos and less to the beaches and Heavenly Ski Resort. This home features 3 bedroom, 2 baths with 1600 square feet of room. Each room has a television with either a dvd/vcr player. Gas fireplace and nice wrap around deck to enjoy the scenery. Phone Maricela at 415-260-3484 or visit <http://www.vacationhomerentals.com/41600>

GOLF GETAWAY IN THE REDWOODS. This beautiful two bedroom, two bath home is right on Northwood Golf Course (the fourth hole is your backyard). The amenities include complete kitchen, VCR, cable television, deck and hot tub. There is a third room with bunk beds unattached from the house. Call Mike Siebert (415) 342-2241 for more information.

Wanted

HOTWHEELS die-cast cars from 60's-70's w/redline tires. Collector (any size collection). Contact Rene (415) 913-9161. reneg301@sbcglobal.net

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

I AM INTERESTED IN PURCHASING POA Notebook issues July of 1996, February, March and December of 1995, August of 1990, January, February, May and June of 1989, November of 1988 and any issues prior to January of 1988, Please contact Greg Corrales at (415) 759-1076 or at gc1207@comcast.net."OLDER" MODEL COLT GUNS. Contact Thomas Moore at (415) 648-4332.

Free Classified Advertising Available for POA Members

The POA Journal has free classified advertising, a no-fee service available to our active and retired members. Buy, sell, or trade in the Journal and reach 5500 readers each month. The following rules apply to Classified Ads:

- To place a free classified ad, you must be an active or retired POA member.
- A member may run only one classified ad per issue. However, a member may repeat the same ad in three consecutive issues. An ad may run for three additional issues upon request of advertiser.

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



Visit our website:
www.sfpoa.org

Word Search

Created by Officer Michelangelo Apodaca, Chief's Office

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

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

Look up some historical events that occurred in August. Some clues are given below!

- COLORADO

OLYMPICS

WILD BILL

PERSIAN GULF

FLAG DAY

DEPT OF ENERGY
- ATOMIC BOMB

WATTS RIOTS

NAPOLEON

SPORTS ILLUSTRATED
(These two words will bend and be 'two-sided')
- HAWAII

VALENTINO

LADY DIANA

L	E	T	S	S	P	O	R	T	S	I
Y	A	D	G	A	L	F	F	Y	I	A
A	B	D	V	E	W	L	I	G	L	W
F	M	N	A	A	A	U	N	R	L	A
L	O	A	L	N	T	G	D	E	V	I
L	B	P	E	A	T	N	S	N	S	I
I	C	O	N	I	S	A	C	E	T	P
B	I	L	T	D	R	I	I	F	R	U
D	M	E	I	Y	I	S	P	O	A	Z
L	O	O	N	D	O	R	M	T	T	Z
I	T	N	O	A	T	E	Y	P	E	L
W	A	A	N	L	S	P	L	E	D	E
C	O	L	O	R	A	D	O	D	Q	Z

Close Encounters

By Steve Johnson

During the past few columns we wrote about several incidents involving our members that were investigated by the Office of Citizen Complaints (OCC). If we had to give the OCC a grade for their investigative efforts in regards to these cases it would have to be an 'F'. For those who might ask why, consider the following:

- In one instance, officers were labeled with a 'biased policing' allegation, an extremely serious charge. This was a conclusion reached by OCC prior to interviewing an independent witness who would have cleared the officers from the allegation.
- In another, we have an officer who made a tremendous arrest, and yet, mistakenly marked one of the boxes on the multiple page arrest report — he was charged with filing an "inaccurate" police report. (Even though the mistake had nothing to do with the investigation itself.)
- And, finally, we have the police inspector who responded to an incident involving her daughter while she was off-duty. The inspector, who was acting solely as a parent, was later charged with issuing an "invalid order" after she asked another driver to move his car a few inches so the car her daughter was in could leave the parking lot. Is the OCC really that hard up for numbers...?

None of this is very reassuring to the troops on the street. The officers who put their lives on the line every day rely on a fair, objective, and impartial review of their actions. That's apparently not happening. And, when that doesn't happen, you have morale problems.

San Francisco Police Officers have given back more than their fair share for the second year in a row. San Francisco Police Officers are being asked to do a whole lot more with a whole lot less - and they deliver every time. San Francisco Police Officers are getting a little tired of the numbers game and the subsequent penalties attached when OCC oversteps their boundaries.

The OCC for the OCC is the Police Commission. We're really hoping that they might want to look over someone's shoulder, sooner than later, and ask a few simple questions.

Golden Gate Park is always full of runners, dog walkers, tourists, and people who just enjoy being there. So it was on July 1, 2010, until about 6 a.m., Richmond Station units started responding to an 'A' priority call of 2 extremely large pit bulls running loose in the park attacking people.

The first victim was a jogger who did nothing to aggravate the 2 animals. The witness saw the dogs attack and take him down. The victim was screaming for help while the dogs inflicted serious wounds. The witness jumped into his car and started honking his horn which, fortunately, distracted the animals and they left.

He then called 9-1-1 and help was on the way.

Officer John Ruggeiro, Officer Tim Gibson, Officer Rose Castro, Officer Greg Burchard, Officer Robert Wong, Officer Ramesh Shangaran and Officer Manuel Solano started searching the wide-open terrain having no idea where the animals might be. But before they could locate them, the dogs struck again.

This time it was a 70-year old woman who was severely bitten and was quickly bleeding out. She was standing in the middle of the street at Crossover and Transverse Drive while the dogs were circling her. Officer Greg Burchard and Officer John Ruggeiro were the first to arrive. Greg tried to corner the dogs while John did everything he could to try and stop the flow of blood and stayed with the victim, constantly reassuring her, until medics arrived.

It was sheer luck that the officers finally found the 2 roaming dogs, considering the size of the park. Officer Manuel Solano and Officer Robert Wong approached them along with an Animal Control Officer. The dogs were not going to cooperate and, instead, one of them charged Officer Solano and Officer Wong. This was a 70-pound animal that had already viciously attacked 2 other people and was only 15 feet away from the officers and it was not going to stop now. The officers discharged their weapons wounding the dog who was eventually captured a short distance away.

It should be noted that many other officers from neighboring districts participated in the search for these animals while alerting other people in the park and drove many people to areas of safety until the animals could be found.

Just a few days shy of the incident in Golden Gate Park there was another assault at Market and Castro Streets during the annual Pink Saturday celebration. The area was packed with thousands of revelers when gunshots rang out. Officer Brent Dawson was in a squad nearby and immediately saw what was happening. He ran over to where there were 3 victims shot (1 was later pronounced dead) and located a possible suspect. The suspect refused to cooperate with the orders given but, fortunately, Brent was soon joined by Officer Eric Reboli and Officer Matt Kenney. Soon the officers had the suspect pruned out and a quick check revealed a .357 revolver concealed on his person.

And then there was the call that every police officer knows is always the possibility but hopes it will never be on their watch... "Officer down." This time it occurred in the Mission District as Officer Chris Cotter, Officer Maria Peregrina, and Officer Paramjit Kaur attempted to break up a fight at a night club located at 16th & Harrison Streets. Things were getting pretty out of hand so the officers called for back-up. Next thing they knew there were 6-8 gunshots and

Officer Cotter went down. He had been shot in the leg and the crowd was still out of control. Numerous police units responded and Officer Cotter was rushed to the hospital. Several individuals were detained and the investigation is on-going.

On the other side of town there was a car parked on the wrong side of the street at Thornton and Flora Streets in the late evening with the engine running and headlights on. Officer Rigberto Haro and Officer Eric Chiang approached cautiously. The driver appeared to be sleeping so a rap on the window brought him around. The driver started talking to Officer Haro as Officer Chiang watched from the other side of the car. Good thing he did. The driver was slowly moving his right arm that clutched a fully-loaded, 9mm semi-automatic. Once alerted, both officers drew their weapons and the suspect wisely re-considered his options.

The young female victim was left to die on the sidewalk by her assailant after she had been shot multiple times. Officer Melonee Alvarez, Gang Task Force, was all over the case and obtained information on the suspect that she distributed citywide. Officer Matt Balzarini and Officer Nancy Mazur recognized the wanted felon and knew where he lived. The officers met with members of the family and arranged for the suspect to surrender to them. Everything went as planned and the attempted murder suspect was in custody and no longer a threat to society.

Officer Raymond Kane and Officer Eric Elias were conducting surveillance in the South of Market neighborhood monitoring the actions of 2 individuals walking the streets while looking into parked cars. Sure enough, the suspects eventually broke into one and were going through it. The officers were broadcasting their description and location while it was taking place and Sergeant Sam Christ working with Sergeant Kathy Choy pulled up on the crime just as the suspects were getting into their own car. The Sergeants followed the suspects to Alemany and Ellsworth where a stop was made with the assistance of other officers. The suspects were removed and found to be carrying a fully-loaded, .40 caliber semi-automatic handgun.

So let's put this in perspective. We have the officers who had to face off with an out-of-control, 70 pound pit-bull; the other officers in the Mission District who ran towards the gunfire at Castro and Market while others were running away; the officers who came across the suspicious vehicle with an armed suspect waiting for them; the officers who captured the auto burglars who were armed with the .40 caliber handgun; and the shooting of Officer Chris Cotter... these are the men and women who put their lives on the line every day. So if they forget to check a certain box on a police report every once in a while maybe the agency reviewing that "oversight" might consider the big picture for a change.

San Francisco Police Officers Association 19th Annual Golf Tournament

Monday, September 20, 2010

Tournament Schedule:

10:00 AM	Registration
10:30-12:00	Chipping Contest & Lunch
12:00 PM	Shotgun Start
7:00 PM	Dinner

See page 24 for entry form and details

Additional Information:

Gary Delagnes	(415) 861-5060
Marty Halloran	(415) 861-5060
Larry Mack	(415) 734-5404
Joe Finigan	(415) 519-5089

