Monthly Police Board Meeting
City of Chicago
15 DEC 2022
CITY OF CHICAGO

PUBLIC MEETING
VIA VIDEO AND AUDIO CONFERENCE
THURSDAY, DECEMBER 15, 2022, AT 7:30 P.M.

AGENDA

1. Approval of the minutes of the previous public meeting

2. Schedule of regular public meetings for 2023

3. Next regular public meeting of the Board: Thursday, January 19, 2023, at 7:30 p.m.

4. Police disciplinary cases

5. Appeals from disqualified applicants to become a police officer

6. Presentation on the Cook County State’s Attorney’s search-warrant policy

7. Presentation on the Chicago Police Department’s Special Order S06-05-02 Firearm Concealed Carry Act

8. Report of the Superintendent of Police


10. Report of review of minutes and recordings of past closed meetings

11. Policy regarding the Board’s power to adopt Chicago Police Department rules and regulations (see attached)

12. Superintendent’s request to solicit funds for the Chicago Police Department’s annual awards ceremony

13. Questions and comments from the public (see the Policy Regarding the Attendance of and Participation by the Public at Board Meetings)
POLICY ON ADOPTING CHICAGO POLICE DEPARTMENT RULES AND REGULATIONS

Section 2-84-030 Municipal Code of Chicago grants the Police Board the power to "adopt rules and regulations for the governance of the Police Department of the City." The Police Board will use the following process when adopting new rules and regulations as well as revising existing rules and regulations.

1. **Draft Rules for Public Comment.** The Board will (a) post on its website a draft of all new rules and regulations and revisions to existing rules and regulations ("Draft"), and (b) consider all public comments on the Draft that are received by the deadline set by the Board. The deadline will be at least forty-five days after posting of the Draft.

2. **Public Notice.** The Board will provide immediate public notice of the posting of the Draft and deadline for public comments by (a) making an announcement at a Police Board public meeting, and (b) sending written notification to:
   
   - the Mayor and all members of the City Council;
   - the heads of the Chicago Police Department, Civilian Office of Police Accountability, Public Safety Section of the Office of the Inspector General, the Community Commission for Public Safety and Accountability, and the Department of Law;
   - the heads of the unions representing members of the Chicago Police Department; and
   - other stakeholders, such as community organizations.

3. **Community Engagement.** After public notice and prior to the deadline for public comments, the Board will provide the following opportunities for those listed above as well as members of the public to ask questions about and comment on the Draft:
   
   a. **Monthly Police Board Public Meeting.** At one of its monthly public meetings following the public meeting at which the Draft was announced, the Board will present key components of the Draft. There will be an opportunity during the public-comment portion of the meeting to address questions and comments to the full Board. The Board’s monthly meetings are carried live by social and traditional media, and recordings of the meetings are available on the Board’s website.
b. **Meetings with Individual Board Members.** Individual Board members will be available to meet to discuss the Draft. The Board will contact organizations and individuals who have expressed interest to the Board in this or similar topics to ascertain if they would like to meet with a Board member.

c. **Written Comments.** The Board will consider written comments on the Draft that are submitted to the Board's office by the deadline. These comments will be posted on the Board's website (commenters' personal information will be redacted).

4. **Vote on the Draft at a Monthly Public Meeting.** Following consideration of all public comments, the Board will post an updated Draft and vote on it at a subsequent Police Board public meeting that takes place no sooner than three weeks after the posting of the updated Draft.
SCHEDULE OF REGULAR PUBLIC MEETINGS
2023

The schedule of the Police Board’s regular public meetings for 2023 appears below.

The meetings are scheduled for the **third Thursday of the month at 7:30pm**. Whether the meeting will be held in person or remotely due to the COVID-19 pandemic will be noted in an alert posted on the Board’s website at least 48 hours in advance of the meeting.

Thursday, January 19, 7:30pm
Thursday, February 16, 7:30pm
Thursday, March 16, 7:30pm
Thursday, April 20, 7:30pm
Thursday, May 18, 7:30pm
Thursday, June 15, 7:30pm
Thursday, July 20, 7:30pm
Thursday, August 17, 7:30pm
Thursday, September 21, 7:30pm
Thursday, October 19, 7:30pm
Thursday, November 16, 7:30pm
Thursday, December 21, 7:30pm
POLICE BOARD
CITY OF CHICAGO

REGULAR PUBLIC MEETING

VIA VIDEO AND AUDIO CONFERENCE
CHICAGO, ILLINOIS

THURSDAY, NOVEMBER 17, 2022, 7:30 P.M.

MINUTES [Draft]

Board Members Present:
- President Ghian Foreman
- Vice President Paula Wolff
- Steven Block
- Mareilé Cusack
- Nanette Doorley

Board Members Absent:
- Michael Eaddy
- Jorge Montes

Others Present:
- David Brown, Superintendent of Police
- Andrea Kersten, Chief Administrator of the Civilian Office of Police Accountability (COPA)
- Tobara Richardson, Deputy Inspector General for Public Safety
- Brian McDermott, Chief of the CPD Bureau of Patrol
- Brendan Deenihan, Chief of the CPD Bureau of Detectives
- Angel Novalez, Chief of the CPD Office of Constitutional Policing and Reform
- Tina Skahill, Executive Director of the CPD Office of Constitutional Policing and Reform
- Dana O’Malley, General Counsel to the Superintendent
- Max Caproni, Executive Director of the Police Board
- Members of the public

President Foreman called the meeting to order. He stated that he has determined that holding this meeting in person is not practical or prudent due to the COVID-19 pandemic, and that the meeting is therefore being held remotely to protect the public’s health, as authorized by the Illinois Open Meetings Act. He noted that the meeting is open to the public via audio and video conference and is being carried live by CAN-TV.
Minutes of the Previous Public Meeting
Vice President Wolff moved to approve the draft of the minutes of the Board’s regular public meeting held on October 20, 2022. The motion passed by a vote of 5 in favor (Foreman, Wolff, Block, Cusack, and Doorley) to 0 opposed.

Upcoming Meetings
President Foreman announced that the Board’s next regular public meeting will be on Thursday, December 15, 2022, at 7:30pm. He also brought two other dates to the public’s attention: (1) the November 20 deadline for submitting to the Community Commission for Public Safety and Accountability an application to become a Police Board member; and (2) the November 29 public hearing on the Consent Decree on policing in Chicago.

Vice President Wolff moved to close a series of executive sessions of the Board for the purposes of considering personnel matters and litigation, as authorized by sections 2(c)(1), (3), (4), and (11) of the Illinois Open Meetings Act. The motion passed by a vote of 5 in favor (Foreman, Wolff, Block, Cusack, and Doorley) to 0 opposed. President Foreman noted that the minutes of the executive sessions are posted on the Board’s website.

Stipulation and Policy on Adopting CPD Rules and Regulations
President Foreman noted that the parties to the Consent Decree have entered into a stipulation regarding the Board’s power to adopt the rules and regulations for the governance of the CPD. After he summarized the proposed stipulation, which was posted on the Board’s website with the meeting agenda, Vice President Wolff moved to agree to the proposed stipulation. The motion passed by a vote of 5 in favor (Foreman, Wolff, Block, Cusack, and Doorley) to 0 opposed.

President Foreman announced that, in addition to the proposed stipulation, the Board members have agreed to consider putting in place a policy on adopting CPD rules and regulations that includes additional commitments regarding public notice and community engagement. He stated that the draft policy is posted on the Board’s website and that the public-comment period will be open until December 9, 2022.

Presentation on Process for Handling COPA/CPD Disagreement Cases
Executive Director Caproni gave a presentation on the process for handling disciplinary disagreements between COPA and CPD. (See the transcript and the video recording of the meeting, posted on the Board’s website, for the complete presentation.)

Police Disciplinary Cases
President Foreman reported that Board, as authorized by the Open Meetings Act, has considered in a closed meeting one disciplinary case and that the Board will take final action on this case:

- **Case No. 22 PB 3004-2.** President Foreman reported that the Superintendent filed charges against Police Officer Timothy Mason recommending he be discharged from the CPD for
making false statements on a police report, and that the Superintendent subsequently moved to withdraw these charges without prejudice because Timothy Mason resigned from the CPD. Board Member Doorley moved to grant the Superintendent’s motion. Her motion passed by a vote of 4 in favor (Foreman, Block, Cusack, and Doorley) to 0 opposed. (Vice President Wolff recused herself from this case as required by Section 2-78-130 of the Municipal Code.)

President Foreman noted that the written order for the above case will be entered as of today’s date, sent to the parties, and then posted on the Board’s website.

Superintendent’s Report
Superintendent Brown reported on several matters, including declines in homicides and shootings across the City, the number of guns CPD has taken off the street, and draft directives available for public comment on the CPD website. (See the transcript and the video recording of the meeting, posted on the Board’s website, for the complete report.)

Chief Administrator’s Report
Chief Administrator Kersten reported on several matters, including complaints of alleged police misconduct received and investigations concluded by COPA, and she discussed complaints alleging Fourth Amendment violations. (See the transcript and the video recording of the meeting, posted on the Board’s website, for the complete report.)

Questions and Comments from the Public
President Foreman called upon the members of the public who signed up in advance to speak at the meeting. (See the transcript and the video recording of the meeting, posted on the Board’s website, for the complete remarks of each speaker and responses to speakers’ questions and concerns.)

- Dajee Allen, a member of the Youth Organized Until Trauma Heals Council (formerly the Chicago Youth Council for Police Accountability), reported on the council’s recent activities.

- Elijah Hudson and Crista Noel spoke about an incident in which they stated Mr. Hudson was stopped while driving, surrounded by police, and arrested even though he had a concealed-carry permit for a firearm.

- Robert More spoke about a variety of matters.

Adjournment
President Foreman stated that all persons who had signed up in advance to speak had been called. Vice President Wolff moved to adjourn the meeting. The motion passed by a vote of 5 in favor (Foreman, Wolff, Block, Cusack, and Doorley) to 0 opposed.
Respectfully submitted,

/s/ Max A. Caproni
Executive Director
Police Board
[NOTE: The Police Board has authorized the publication of the following portions of the minutes of this closed meeting.]

POLICE BOARD
CITY OF CHICAGO

EXECUTIVE SESSION
[Closed meeting, as authorized by the Illinois Open Meetings Act]

VIA VIDEO CONFERENCE
CHICAGO, ILLINOIS

THURSDAY, OCTOBER 20, 2022, 4:00 P.M.

MINUTES
[Approved November 17, 2022]

Board Members Present: President Ghian Foreman, Vice President Paula Wolff, Steven Block, Mareilé Cusack, Nanette Doorley, Michael Eaddy, and Jorge Montes.

Board Members Absent: None.

Staff Members Present: Executive Director Max Caproni, Executive Administrative Assistant Jazmyne Rollins, Special Assistant Corporation Counsel Bethany Biesenthal, and Hearing Officers Lauren Freeman, Michael Panter, and Allison Wood.

1. General Business

   a. Executive Director Caproni noted that this meeting is taking place via video conference because President Foreman has determined that holding an in-person meeting in not practical or prudent due to the COVID-19 pandemic.

   b. Vice President Wolff moved to approve the draft of the minutes of the September 15, 2022, executive session that was circulated prior to the meeting. The motion passed by a vote of 7 in favor (Foreman, Wolff, Block, Cusack, Doorley, Eaddy, and Montes) to 0 opposed.

   c. Executive Director Caproni reminded Board members that the next regular Board meeting is scheduled for Thursday, November 17, 2022.

   d. Announcement: Executive Director Caproni noted there will be remarks at the upcoming public meeting by Deputy Mayor Elena Gottreich and by Yvette Loizon, member of the City's new Community Commission for Public Safety and Accountability.
2. Police Disciplinary Cases

a. **Case No. 21 PB 2998, Jose Troche-Vargas.** There were no comments or questions on the most recent draft of the Findings that was circulated prior to the meeting. Hearing Officer Panter reported on the filing of amended charges by the Superintendent that contain additional charges that arise out of a February 15, 2018, incident. After due consideration, Board Member Block moved to order the holding of an evidentiary hearing on these additional charges. The motion passed by a vote of 7 in favor (Foreman, Wolff, Block, Cusack, Doorley, Eaddy, and Montes) to 0 opposed.

b. **Case No. 20 PB 2982, Thomas Sherry.** Board Member Doorley recused herself from this case to avoid the appearance of a conflict of interest. The Board continued its consideration of this case.

Respectfully submitted,

/s/ Max A. Caproni  
Executive Director
POLICE BOARD  
CITY OF CHICAGO  

Policy Regarding the Attendance of and Participation by  
the Public at Board Meetings  

July 23, 2019  

The Police Board values the attendance of the public at its meetings and the opportunity to receive comments and questions on matters concerning the Board or the Police Department. The Board will treat members of the public with courtesy and respect, and expects that the public will treat Board members and Department members in a similar manner.

Toward that end, the Board has adopted the following rules governing conduct at Board meetings:

1. An individual wishing to address the Board must sign-up in advance by contacting the Board’s office no later than 3:00 p.m. of the day of the meeting, or by signing up in person at the meeting location up to 15 minutes before the meeting begins.

2. When called upon to address the Board, each speaker is to identify him/herself and speak clearly so that all in attendance may hear and so that the court reporter may make an accurate record of the proceedings.

3. Due to time constraints, each speaker is limited to two minutes and must conclude when asked to do so by the Board member acting as parliamentarian.

4. Personal attacks, obscene language, fighting words, threats, conduct intended to disrupt or interfere with the meeting, and comments not related to matters within the Board’s or the Department’s jurisdiction, by a speaker or any person in attendance, are strictly prohibited.

Violation of any of the above rules may result in the removal of the violator from the meeting room, or in the immediate adjournment of the meeting; in addition, repeated violations may result in the violator not being permitted to attend or participate in future Board meetings.
CITY OF CHICAGO

Policy Regarding Community Input Received at Police Board Public Meetings¹
June 20, 2019

The City values the attendance of the public at monthly Police Board meetings and the opportunity to receive comments and questions concerning police-related matters. The following policy is created to ensure responsiveness to community input received at the meetings.

1. Each Police Board public meeting shall be transcribed by a court reporter. The transcript of the meeting shall include a complete report of each speaker's remarks, and shall be posted on the Police Board website.

2. Within seven business days of the public meeting, the Executive Director of the Police Board shall review the transcript of the meeting, classify the community input received, and direct the community input to the appropriate responding agency (Police Department, Civilian Office of Police Accountability, Police Board, Deputy Inspector General for Public Safety, and/or any other appropriate agency).

3. Each responding agency shall make best efforts² to respond fully to the community input.

4. Within ten business days of receiving the community input from the Executive Director of the Police Board, each responding agency shall provide the Executive Director with a written report documenting its response to the community input to date. The Executive Director of the Police Board shall track all community input and responses.

5. The Executive Director of the Police Board shall post on the Police Board website prior to the next public meeting: (a) a report of the tracking of community input and responses (if no response is received, this will be noted on the report), and (b) each responding agency’s written report of its response to the community input.

¹ This policy is created to fulfill the requirements of Paragraph No. 538 of the Consent Decree entered in Illinois v. Chicago:

538. Within 90 days of the Effective Date, the City will create a policy for collecting, documenting, classifying, tracking, and responding to community input received during the Police Board’s regular community meetings. The policy will outline the methods for: (a) directing community input to the appropriate responding entity, agency, or office; and (b) documenting and making public, all responses to community input.

² As defined in Paragraph No. 729 of the Consent Decree, "Best efforts' require a party, in good faith, to take all reasonable steps to achieve the stated objective." (Footnote added on October 18, 2019)
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(4) Attendance and Participation Policy

DIGEST OF DIRECTIVES ISSUED DURING NOVEMBER 2022

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This communication summarizes new or amended directives issued by the Superintendent between 01 November 30 2022.

The following directives, along with all the Chicago Police Department's orders, are available for review in their entirety on the Department website listed below:
http://directives.chicagopolice.org

SPECIAL ORDER

S02-01-03 CRIME VICTIM AND WITNESS ASSISTANCE
S06-17 NARCOTICS ARREST DIVERSION PROGRAM

EMPLOYEE RESOURCE

E05-35 APPLICATION FOR POLICE OFFICER (ASSIGNED AS SUPERVISING SUBSTANCE ABUSE COUNSELOR) TITLE CODE 9156

FORMS

20.000 through 24.000 SERIES DEPARTMENT FORMS
31.000 through 34.700 SERIES DEPARTMENT FORMS
PERSONNEL AND TRAINING

During the month of November 2022, 158 training blocks were conducted for Chicago Police Recruits, Metropolitan Recruits (including surrounding agencies) and In-Service Courses.

A total of 56,566 Department attendees received In-Service/E-Learning training, which included: Range Prescribed and Aux/Alt Weapons Qualifications, Range Training Recruit Class and Pre/Post Supportive, Career Development - Command Staff / Exempt Member Training and Instructor's Academy, TTU Active Shooter, LEMART Officer Involved Shooting (Refresher Training), CIT Basic Crisis Intervention Training, ABLE, Officer Wellness and Patrol Carbine Familiarization and Re-Qualification Course.

A total of 604 Chicago Police Recruits were in training along with 38 Metropolitan Police Recruits.
### BIA AND COPA STATISTICS
COMPLAINTS RECEIVED, COMPLETED AND DISPOSITION

#### Police Board November 2022 Complaint Statistics

<table>
<thead>
<tr>
<th></th>
<th>Total Received</th>
<th>Assigned to BIA</th>
<th>Percent of Total</th>
<th>BIA Admin Closed</th>
<th>Percent of BIA Total</th>
</tr>
</thead>
<tbody>
<tr>
<td>November 2021</td>
<td>475</td>
<td>377</td>
<td>79.4%</td>
<td>112</td>
<td>29.7%</td>
</tr>
<tr>
<td>2021 Year to Date</td>
<td>4,787</td>
<td>3,820</td>
<td>79.8%</td>
<td>1,559</td>
<td>40.8%</td>
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<tr>
<td>November 2022</td>
<td>382</td>
<td>307</td>
<td>80.4%</td>
<td>77</td>
<td>25.1%</td>
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<tr>
<td>2022 Year to Date</td>
<td>4,780</td>
<td>3,740</td>
<td>78.2%</td>
<td>1,146</td>
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</table>

#### Pre-Affidavit Investigations *

* Count of cases (log numbers) excluding admin closures.

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<thead>
<tr>
<th></th>
<th>Assigned to BIA</th>
<th>Percent of Total</th>
<th>Assigned to COPA</th>
<th>Percent of Total</th>
<th>Total Received</th>
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<tbody>
<tr>
<td>November 2021</td>
<td>265</td>
<td>73.0%</td>
<td>98</td>
<td>27.0%</td>
<td>363</td>
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<tr>
<td>2021 Year to Date</td>
<td>2,261</td>
<td>70.0%</td>
<td>967</td>
<td>30.0%</td>
<td>3,228</td>
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<td>November 2022</td>
<td>230</td>
<td>75.4%</td>
<td>75</td>
<td>24.6%</td>
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<td>2022 Year to Date</td>
<td>2,594</td>
<td>72.4%</td>
<td>991</td>
<td>27.6%</td>
<td>3,585</td>
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#### BIA Pre-Affidavit Investigations Received

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<th>2021</th>
<th>2022</th>
<th>+/-</th>
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<tbody>
<tr>
<td>November</td>
<td>265</td>
<td>230</td>
<td>-35</td>
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<tr>
<td>Year to Date*</td>
<td>2,261</td>
<td>2,594</td>
<td>333</td>
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#### BIA Investigations Closed (Investigation Completed)

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<th></th>
<th>2021</th>
<th>2022</th>
<th>+/-</th>
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<tbody>
<tr>
<td>November</td>
<td>53</td>
<td>69</td>
<td>16</td>
</tr>
<tr>
<td>Year to Date*</td>
<td>1,381</td>
<td>1,173</td>
<td>-208</td>
</tr>
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</table>
### BIA AND COPA STATISTICS

COMPLAINTS RECEIVED, COMPLETED AND DISPOSITION

**BIA Investigative Findings** (includes Field Units)**

** Count of Cases with Case Closed Dates only, e.g. Case Final and organized by Case Closed Date.

<table>
<thead>
<tr>
<th></th>
<th>November 2021</th>
<th>Percent of Total</th>
<th>YTD 2021</th>
<th>November 2022</th>
<th>Percent of Total</th>
<th>YTD 2022</th>
<th>YTD +/-</th>
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<tbody>
<tr>
<td>Sustained</td>
<td>8</td>
<td>15.1%</td>
<td>245</td>
<td>28</td>
<td>40.6%</td>
<td>414</td>
<td>169</td>
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<tr>
<td>Exonerated</td>
<td>3</td>
<td>5.7%</td>
<td>19</td>
<td>1</td>
<td>1.4%</td>
<td>68</td>
<td>49</td>
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<tr>
<td>Unfounded</td>
<td>4</td>
<td>7.5%</td>
<td>137</td>
<td>13</td>
<td>18.8%</td>
<td>232</td>
<td>95</td>
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<td>Not Sustained</td>
<td>4</td>
<td>7.5%</td>
<td>163</td>
<td>19</td>
<td>27.5%</td>
<td>263</td>
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<td>Admin Closed</td>
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<td>6</td>
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<td>No Affidavit /NC</td>
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<td>6</td>
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<td>190</td>
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<td></td>
<td>1,381</td>
<td>69</td>
<td></td>
<td>1,173</td>
<td>-208</td>
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### Disciplinary Codes Entered for Members, Count of Members not of Log Numbers

**BIA Investigations Only**

(Discipline at 'Final Finding', Case Closed in Records with Sustained Finding)***

*** Organized by Case Closed Date.

<table>
<thead>
<tr>
<th></th>
<th>November 2021</th>
<th>Percent of Total</th>
<th>YTD 2021</th>
<th>November 2022</th>
<th>Percent of Total</th>
<th>YTD 2022</th>
<th>YTD +/-</th>
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<tr>
<td>000 - Violation Noted</td>
<td>1</td>
<td>10.0%</td>
<td>46</td>
<td>2</td>
<td>3.9%</td>
<td>55</td>
<td>9</td>
</tr>
<tr>
<td>100 - Reprimand</td>
<td>1</td>
<td>10.0%</td>
<td>113</td>
<td>23</td>
<td>45.1%</td>
<td>151</td>
<td>38</td>
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<tr>
<td>200 - Susp Over 30 days</td>
<td>0</td>
<td>0.0%</td>
<td>1</td>
<td>0</td>
<td>0.0%</td>
<td>15</td>
<td>14</td>
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<tr>
<td>800 - Resigned Not Served</td>
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<td>0.0%</td>
<td>9</td>
<td>0</td>
<td>0.0%</td>
<td>3</td>
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<tr>
<td>900 - Penalty Not Served</td>
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<td>0</td>
<td>0.0%</td>
<td>1</td>
<td>1</td>
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<tr>
<td>Suspended 1 to 5 days</td>
<td>4</td>
<td>40.0%</td>
<td>106</td>
<td>19</td>
<td>37.3%</td>
<td>217</td>
<td>111</td>
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<td>Suspended 6 to 15 days</td>
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<td>20.0%</td>
<td>23</td>
<td>5</td>
<td>9.8%</td>
<td>38</td>
<td>15</td>
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<tr>
<td>Suspended 16 to 30 days</td>
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<td>10</td>
<td>2</td>
<td>3.9%</td>
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<td>12</td>
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<tr>
<td></td>
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<td>308</td>
<td>51</td>
<td>100.0%</td>
<td>502</td>
<td>194</td>
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Prepared by P.O. Stephen Beirne #17561
# CITY OF CHICAGO DEPARTMENT OF POLICE
# LISTING OF SEPARATIONS
# FOR NOVEMBER 2022

## SUMMARY OF SEPARATIONS BY CODE FOR CIVILIANS

<table>
<thead>
<tr>
<th>SEPARATION CODE</th>
<th>DESCRIPTION</th>
<th>NOV 2022</th>
<th>JAN - NOV 2022</th>
<th>NOV 2021</th>
<th>JAN - NOV 2021</th>
<th>ALL OF 2021</th>
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<tbody>
<tr>
<td>810</td>
<td>RESIGN PENSION</td>
<td>2</td>
<td>41</td>
<td>7</td>
<td>38</td>
<td>39</td>
</tr>
<tr>
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* TIME ELAPSED FROM DATE OF APPOINTMENT TO DATE OF SEPARATION, MAY NOT REFLECT CONTINUOUS SERVICE WITH THE DEPARTMENT DUE TO LEAVES OF ABSENCE AND OTHER ADJUSTMENTS.

**NOTE:** THE INFORMATION IS CURRENT AS OF THE DATE AND TIME OF THE REPORT.
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**SWORN TOTALS**

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