

Officer Konrad Chatys, #0141
San Antonio Police Department
San Antonio, Texas

LEGAL ADVISOR OFC.
MAY 19 2015
CITY ATTORNEY'S OFFICE
SAN ANTONIO, TEXAS

Fire Fighters' and Police Officers' Civil Service Commission
111 Soledad, Suite 123
San Antonio, Texas 78205

Commissioners and Officer Konrad Chatys:

Under and by virtue of the authority vested in me by Title 5, Subtitle A, Chapter 143 of the Local Government Code, V.T.C.S., said chapter entitled "Municipal Civil Service", I do hereby suspend Officer Konrad Chatys from paid duty with the San Antonio Police Department, indefinitely, without pay, from his position as an officer of the San Antonio Police Department, effective immediately.

Officer Chatys has violated Subsection C of Rule XIII of the City of San Antonio Fire Fighters' and Police Officers' Civil Service Commission Rules, said rules having been adopted on February 23, 1998, and thereafter from time to time amended, by the Fire Fighters' and Police Officers' Civil Service Commission as the Civil Service Rules for the Fire and Police Departments of the City of San Antonio. The particular civil service rule violated by Officer Chatys and ground for suspension is as follows:

- (12) Violation of an applicable fire or police department rule or special order.

The Rules and Regulations of the San Antonio Police Department which Officer Chatys has violated are as follows:

RULE 3.02 - TRUTHFULNESS OF MEMBERS: Members shall speak the truth at all times. Reports and written communications from any member shall also reflect the truth.

RULE 3.03 - OBEY LAWFUL ORDERS: Members shall obey all lawful orders and directions given by supervisory officers and shall comply with instructions given by the police dispatcher. Such obedience shall be prompt and willing. (A) **INSUBORDINATION:** Defying the authority of any supervisory officer by obvious disrespect, disputing his orders, or failure or deliberate refusal to obey any lawful order given by him shall be deemed insubordination.

RULE 3.04 - RESPONSIBILITY TO SERVE THE PUBLIC: Members shall serve the public through direction, counseling, assistance, and protection of life and property. Members shall also respect the rights of individuals and perform their services with

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honesty, sincerity, courage, and sound judgment. (C) CONDUCT AND BEHAVIOR: Members, on-duty or off-duty, shall be governed by the ordinary and reasonable rules of good conduct and behavior, and shall not commit any act tending to bring reproach or discredit on themselves or the department.

PROCEDURE 409 – MOBILE VIDEO RECORDING (.06) RECORDING (A) Officers shall begin recording the following events upon receipt of call and continue recording concluded; any deviations will require a supervisor's approval and must be documented in the office or CFS comment entry field. (1)DWI stops; (2) Code 1 Calls; (3) Code 2 Calls; (4) Code 3 Calls; (5) Self initiated stops: (a) Arrests (b) Field contacts (c) Traffic stops (6) Vehicle pursuits; and (7) Vehicle crashes.

PROCEDURE 502 – WARRANTLESS ARRESTS, SEARCHES, AND SEIZURES (.09) WARRANTLESS SEARCH AUTHORITIES/GUIDELINES (A) Search by Consent (4) Officers, prior to conducting a search by consent, will complete and have the consenting person sign SAPD Form #2091-A, *Consent for Search of Private Premises*.

PROCEDURE 606 – IMPOUNDING PROPERTY (.06) MEMBERS RESPONSIBILITIES WHEN IMPOUNDING PROPERTY (B) When impounding property into the Property Room, members will: (1) Complete SAPD Form #113, *Receipt for Property*, in triplicate, for any property received or confiscated from an individual. SAPD Form #113 is routed as follows: (a) Original to Records Office; (b) A copy to the person from whom the property is taken; and (c) A copy to the appropriate investigative follow-up unit.

The factual basis for the instant disciplinary suspension is as follows:

On or about December 31, 2014, at approximately 10:54 p.m., Officer Konrad Chatys was dispatched for a report of a disturbance at the Dymaxion Apartments located at 7999 Potranco Road. Officer Chatys failed to utilize the video and audio recording unit (COBAN), as required, to record his interactions with the individuals he contacted, who were alleged to have been involved in the disturbance.

Upon his arrival at the scene, Officer Chatys contacted a Mr. Scott Galindo. Officer Chatys searched Mr. Galindo's personal vehicle and stole the following items from the trunk of the vehicle, all belonging to Mr. Galindo: a Century Arms VZ08PM rifle,

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approximately \$4,500 in cash, and approximately four ounces of marijuana.

Officer Chatys failed to receive consent to search Mr. Galindo's vehicle before doing so, and did not supply the proper form for Mr. Galindo to sign acknowledging his consent to search his vehicle. Officer Chatys did not fill out or provide a Property Receipt for the property he confiscated from Mr. Galindo.

In an Information Report dated January 2, 2015, Officer Chatys was untruthful when he stated in his report that he returned the large amount of money to Mr. Galindo and disposed of a green leafy substance in the street he said he found in Mr. Galindo's possession. In the same Information Report, Officer Chatys was untruthful when he stated in the report that he had left the rifle belonging to Mr. Galindo in his patrol vehicle at the end of his shift.

On or about April 2, 2015, Officer Konrad Chatys went to the San Antonio Police Department Internal Affairs office to respond to allegations in an Internal Affairs investigation. After reviewing the documents in that investigation, Officer Chatys refused to answer interrogatories or to otherwise cooperate with Internal Affairs personnel. Officer Chatys was given verbal and written orders to respond to the allegations against him, which he refused. Officer Chatys was insubordinate when he refused to answer interrogatories or to otherwise cooperate with an Internal Affairs investigation.

A copy of the instant disciplinary suspension order is being filed with the Fire Fighters' and Police Officers' Civil Service Commission.

Following separation from the Department, the training requirements to maintain an officer's peace officer's license for the current training cycle and unit are that officer's responsibility. An officer should refer to the TCOLE website <http://www.tcole.texas.gov/content/training-requirements> for further information and to establish a TCOLE account to review current training records.



ANTHONY L. TREVIÑO, JR., CHIEF OF POLICE
SAN ANTONIO POLICE DEPARTMENT

5/14/15

DATE

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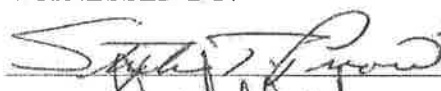
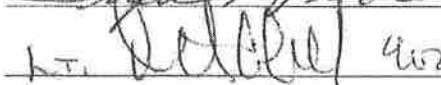
On this 16 day of May, 2015, I hereby acknowledge receipt of the original of the foregoing indefinite suspension. I acknowledge having received notification that I have fifteen days from the date of receipt of this suspension during which to file a written appeal of this suspension with the Personnel Director of the City of San Antonio requesting either arbitration or the hearing of my appeal by the Fire Fighters' and Police Officers' Civil Service Commission. I acknowledge that I have been informed that if I appeal to a hearing examiner/arbitrator, I waive all rights to appeal to a district court except as provided by subsection 143.057(j) of the Texas Local Government Code. I also acknowledge that I have been informed that my right to appeal the decision of a hearing examiner/arbitrator to district court pursuant to section 143.057 of the Texas Local Government Code may have been modified by the provisions of article 28 of the Collective Bargaining Agreement by and between the City of San Antonio and the San Antonio Police Officers' Association.



OFFICER KONRAD CHATYS, #0141
SAN ANTONIO POLICE DEPARTMENT

5-16, 2015 0945
DATE TIME

WITNESSED BY:

 ³²⁶⁴ DATE: 5-16-15 TIME: 0945
 DATE: 5-16-15 TIME: 0945

FILED on this the 19 day of May, 2015, with the Fire Fighters' and Police Officers' Civil Service Commission.



DIRECTOR, FIRE FIGHTERS' AND POLICE
OFFICERS' CIVIL SERVICE COMMISSION

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