

Officer Christopher M. Hilliard, #0769
San Antonio Police Department
San Antonio, Texas

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

LEGAL ADVISOR OFC.
SEP 05 2014
CITY ATTORNEY'S OFFICE
SAN ANTONIO, TEXAS

AGREED SUSPENSION

Commissioners and Officer Christopher M. Hilliard:

WHEREAS, Officer Christopher M. Hilliard, pursuant to Article XXVII, Section 2 of the Collective Bargaining Agreement by and between the City of San Antonio and the San Antonio Police Officers' Association, was served on August 6, 2014, with a nine-day contemplated suspension; and

WHEREAS, pursuant to said contract, Officer Hilliard was given an opportunity to rebut those charges being brought against him to Police Chief William P. McManus; and

WHEREAS, said opportunity was exercised by Officer Hilliard; and

WHEREAS, Officer Hilliard and Chief McManus have agreed to reduce the discipline in this matter to a two-day suspension without pay; **NOW THEREFORE**:

The undersigned parties hereby enter into this suspension agreement wherein it is provided that Officer Hilliard shall be suspended without pay from the San Antonio Police Department for a period of two days, commencing on September 15, 2014, and ending on September 16, 2014. Officer Hilliard waives any rights to appeal this Agreed Suspension and agrees no administrative or judicial body shall have power to review this Agreed Suspension or alter the terms of this agreement.

Officer Hilliard 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 rules violated by Officer Hilliard and grounds for suspension are as follows:

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

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

RULE 4.06 - ON-DUTY ACTIVITIES: Members shall not devote any of their on-duty time to any activity other than that which relates to their duty assignment. Members shall not enter places of amusement while on-duty, except for police purposes. Members shall not remain at any one place longer than is necessary to accomplish a police objective.

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

On numerous dates between March 15, 2014 thru May 14, 2014, and at several geographical locations as reflected on AVL (GPS), Officer Christopher M. Hilliard devoted on-duty time to activities not related to his duty assignment by remaining in one place longer than necessary to accomplish a police objective, in violation of Department rule:

1. According to AVL Records, on 3-21-2014, Officer Hilliard was at Richland Hills Drive and Edenbridge for a period of 2 hours and 26 minutes, from 12:12 AM – 2:38 AM.
2. According to AVL Records, on 3-25-2014, Officer Hilliard was at Castleridge Drive and W. Military Drive for a period of 46 minutes, from 6:17 PM – 7:03 PM.
3. According to AVL Records, on 3-25-2014, Officer Hilliard was at Richland Hills Drive and Edenbridge for a period of 53 minutes, from 7:12 PM – 8:05 PM.
4. According to AVL Records, on 3-25-2014, Officer Hilliard was at Westward Drive and Martinique for a period of 1 hour and 20 minutes, from 11:34 PM – 12:54 AM.
5. According to AVL Records, on 3-26-2014, Officer Hilliard was at Edenbridge and Richland Hills Drive for a period of 1 hour and 33 minutes, from 1:02 AM – 2:35 AM.
6. According to AVL Records, on 3-27-2014, Officer Hilliard was at Greyrock Drive and Callaghan Road for a period of 1 hour and 20 minutes, from 12:50 AM – 2:10 AM.
7. According to AVL Records, on 3-28-2014, Officer Hilliard was at Richland Hills Drive and Edenbridge for a period of 1 hour and 29 minutes, from 1:09 AM – 2:38 AM.
8. According to AVL Records, on 4-03-2014, Officer Hilliard was at S. Callaghan Road and Pvt Road at SAFD EMS Supply for a period of 1 hour and 58 minutes, from 12:37 AM – 2:35 AM.
9. According to AVL Records, on 4-04-2014, Officer Hilliard was at Richland Hills Drive and Edenbridge for a period of 1 hour and 2 minutes, from 12:29 AM – 1:31 AM.
10. According to AVL Records, on 4-04-2014, Officer Hilliard was at Pvt Street Westover Marketplace and S.W. Loop 410 for a period of 55 minutes, from 1:32 AM – 2:27 AM.
11. According to AVL Records, on 4-29-2014, Officer Hilliard was at Culebra Road and Canterbury Drive for a period of 39 minutes, from 11:47 PM – 12:26 AM.

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- 12. According to AVL Records, on 4-30-2014, Officer Hilliard was at Culebra and Canterbury for a period of 58 minutes, from 1:41 AM – 2:39 AM.
- 13. According to AVL Records, on 5-01-2014, Officer Hilliard was at W. Commerce and Allsup for a period of 1 hour and 54 minutes, from 12:34 AM – 2:28 AM.
- 14. According to AVL Records, on 5-06-2014, Officer Hilliard was at Meadow Leaf and Meadow Way Drive for a period of 1 hour and 7 minutes, from 10:46 PM – 11:53 PM.
- 15. According to AVL Records, on 5-07-2014, Officer Hilliard was at West Military Drive and Highway 151 for a period of 1 hour and 1 minute, from 1:36 AM – 2:37 AM.
- 16. According to AVL Records, on 5-08-2014, Officer Hilliard was at West Commerce and Allsup for a period of 1 hour and 30 minutes from 1:07 AM – 2:37 AM.
- 17. According to AVL Records, on 5-08-2014, Officer Hilliard was at Edenbridge and Richland Hills Drive for a period of 2 hours and 4 minutes, from 11:00 PM – 1:04 AM.

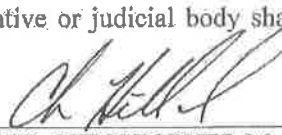
A copy of the instant disciplinary suspension order is being filed with the Fire Fighters' and Police Officers' Civil Service Commission.

AGREED TO BY: W.P. McManus AUG 28 2014
WILLIAM P. MCMANUS, CHIEF OF POLICE DATE
SAN ANTONIO POLICE DEPARTMENT

Ch Hilliard 9-2-2014 1650
OFFICER CHRISTOPHER M. HILLIARD, #0769 DATE TIME
SAN ANTONIO POLICE DEPARTMENT

On this 2nd day of September, 2014, I hereby acknowledge receipt of the original of the foregoing Agreed 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 current Collective Bargaining Agreement by and between the City of San Antonio and the San Antonio Police Officers' Association. I further acknowledge that in light of my entry into this Agreed Suspension, I shall have no right to appeal said suspension nor will any administrative or judicial body have power to review same or alter its terms. I do hereby waive any and

all rights to appeal said suspension and no administrative or judicial body shall have power to review same or alter its terms.



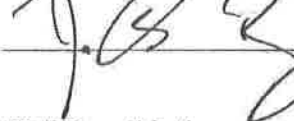
OFFICER CHRISTOPHER M. HILLIARD, #0769
SAN ANTONIO POLICE DEPARTMENT

WITNESSED BY:



TIME: 4:47 pm

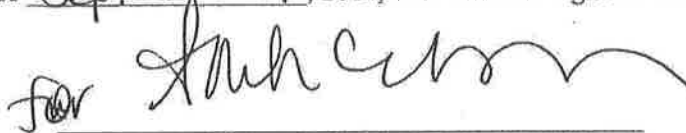
DATE: 9-2-14



TIME: 4:47 pm

DATE: 9-2-14

FILED on this the 5th day of September, 2014, with the Fire Fighters' and Police Officers' Civil Service Commission.



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

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