



Officer Daniel Groce, #1182  
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: CEO  
JUN 17 2015  
CITY ATTORNEY'S OFFICE  
SAN ANTONIO, TEXAS

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POLICE DEPARTMENT

**AGREED SUSPENSION**

Commissioners and Officer Daniel Groce:

WHEREAS, Officer Daniel Groce, 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 May 31, 2015, with a one-day contemplated suspension; and

WHEREAS, pursuant to said contract, Officer Groce was given an opportunity to rebut those charges being brought against him to Police Chief Anthony L. Treviño, Jr.; and

WHEREAS, said opportunity was exercised by Officer Groce; and

WHEREAS, Officer Groce and his captain, David Scepanski, have agreed and Chief Treviño has approved of settling this matter with a one-day suspension without pay; **NOW THEREFORE:**

The undersigned parties hereby enter into this suspension agreement wherein it is provided that Officer Groce shall be suspended without pay from the San Antonio Police Department for a period of one day, commencing on July 3, 2015, and ending on July 3, 2015. Officer Groce 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 Groce 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 Groce 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 Groce has violated are as follows:

PROCEDURE 601 - PRISONERS (.06) SEARCHING OF PRISONERS (A) Officers are responsible for conducting a search, not to include a strip search or body cavity search, of prisoners to remove all weapons, dangerous objects, contraband, or evidence. (E) Transporting officers are held accountable for any prisoner arriving at a detention facility or processing room with a weapon, dangerous object, or contraband on his person.

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

On or about April 13, 2015, Officer Daniel Groce transported a prisoner into the detention facility in case number SAPD15076953 without conducting a proper search of the prisoner. Crack cocaine was found in the prisoner's sock by the detention officer who searched the prisoner when he arrived at the facility.

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

AGREED TO BY: *A. Trevino* 6/11/15  
ANTHONY L. TREVINO, JR. DATE  
CHIEF OF POLICE  
SAN ANTONIO POLICE DEPARTMENT

*Daniel Groce* 6/16/2015 22:38  
OFFICER DANIEL GROCE, #1182 DATE TIME  
SAN ANTONIO POLICE DEPARTMENT

On this 16th day of June, 2015, 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 the instant 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.

Daniel Groce #1182  
OFFICER DANIEL GROCE, #1182  
SAN ANTONIO POLICE DEPARTMENT

WITNESSED BY:

R. Zolt #7126 TIME: 2238 HRS DATE: 6/16/2015  
Sgt. / Det. 3189 TIME: 2241 HRS DATE: 6-16-15

FILED on this the 16<sup>th</sup> day of JUNE, 2015, with the Fire  
Fighters' and Police Officers' Civil Service Commission.

Armando Torres For  
DIRECTOR, FIRE FIGHTERS' AND POLICE  
OFFICERS' CIVIL SERVICE COMMISSION

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