

**NOTICE OF INDEFINITE SUSPENSION**

RECEIVED  
CITY OF SAN ANTONIO  
HUMAN RESOURCES DEPT.  
2017 APR 20 PM 2:01

Fire Fighter Ryan Prather  
San Antonio Fire Department  
315 S. Santa Rosa  
San Antonio, Texas 78207

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

Commissioners and Fire Fighter Prather:

Under and by the virtue of the authority vested in me by Chapter 143, Municipal Civil Service, Subtitle A, Title 5, V.T.C.A. Local Government Code, I do hereby indefinitely suspend Fire Fighter Ryan Prather from the San Antonio Fire Department effective April 20, 2017.

Fire Fighter Prather has violated Subsection C of Rule XIII of the City of San Antonio Fire Fighters and Police Officers Civil Service Commission Rules which were adopted on February 23, 1998, by the Fire and Police 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 Fire Fighter Prather and which are grounds for indefinite suspension are as follows:

Rule XIII, Subsection C(12): Violation of an applicable fire or police department rule, or special order.

The Rules and Regulations of the San Antonio Fire Department which Fire Fighter Prather has violated were those approved by the Firemen's and Policemen's Civil Service Commission on February 10, 2003, to be effective March 7, 2003. The particular rules thereof which Fire Fighter Prather has violated are as follows:

2.02 ABIDE BY LAWS AND DEPARTMENTAL ORDERS:

A. LAWS: Members shall abide by the laws of the United States and the State of Texas, and ordinances of the City of San Antonio.

3.01 CONDUCT AND BEHAVIOR: Members, whether 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.

4.09 USE OF INTOXICANTS:

E. NARCOTICS ON OR OFF DUTY: The use, possession, sale or acceptance of illegal drugs or narcotics by Members of the San Antonio Fire Department either on or off duty is prohibited.

11.05 CONTROLLED SUBSTANCES: Members shall neither possess, use, nor distribute any substances regulated by the Controlled Substances Act. Use or possession of a controlled substance under this section is not a violation if such use or possession is under the direction of a licensed physician. Members who use a controlled substance under the direction of a licensed physician shall not at any time report for duty under the influence of said controlled substance to the extent that they are not fully capable of effectively performing all the duties and responsibilities required of their assignment.

The acts committed by Fire Fighter Prather which violated the aforementioned Civil Service Rules and Fire Department Rules are as follows:

On or about January 14, 2017, while off duty, Fire Fighter Prather was arrested by the Boerne Police Department on charges of possession of a controlled substance, unlawfully carrying weapons, and possession of drug paraphernalia. Specifically, the following items were found in Fire Fighter Prather's possession: two baggies of methamphetamine with a total weight of 5.2 grams, 5 straws, 5 paraphernalia baggies, 3 glass pipes, a bong and a Smith and Wesson hand gun.

Fire Fighter Prather's violation of the cited rules is the basis for these charges and the reason for his indefinite suspension.

An original of this disciplinary suspension order is being filed with the Fire Fighters' and Police Officers' Civil Service Commission.

2017 APR 20 PM 2:01  
OFFICE OF THE  
SARAH L. GIBSON  
DIRECTOR OF SAN ANTONIO  
FIRE DEPARTMENT



Fire Chief Charles N. Hood

4/20/17  
Date

8:00 AM  
Time

**NOTICE OF RIGHT OF APPEAL**

I hereby acknowledge receipt of a copy of the foregoing indefinite suspension and further acknowledge that I have been notified that I have ten days to file a written appeal of this suspension with the Fire Fighters' and Police Officers' Civil Service Commission for hearing before the Commission or an independent third party hearing examiner. I also understand that if I appeal to the hearing examiner, I waive all rights of appeal to a District Court, except as provided by subsection (j) of Section 143.057 of Title 5, V.T.C.A. Local Government Code.

\_\_\_\_\_  
Fire Fighter Ryan Prather

\_\_\_\_\_  
Date

\_\_\_\_\_  
Time

WITNESSED BY:


\_\_\_\_\_  
Signature

\_\_\_\_\_  
Date

\_\_\_\_\_  
Time

RECEIVED  
OFFICE OF SAH ANTHONY  
2017 APR 20 PM 2:01

FILED on this the 20<sup>th</sup> day of April, 2017, with the Fire Fighters' and Police Officers' Civil Service Commission.

  
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Director, Fire Fighters' and Police Officers' Civil Service Commission