

Officer Jessica L. Saenz , #0699
San Antonio Police DepartmentJ
San Antonio, Texas

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LEGAL ADVISOR'S OFFICE
MAY 08 2017
SAN ANTONIO POLICE DEPARTMENT

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

Commissioners and Officer Jessica L. Saenz:

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 Jessica L. Saenz from paid duty with the San Antonio Police Department for a period of one calendar day, commencing on May 16, 2017, and ending on May 16, 2017.

Officer Saenz 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 Saenz 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 Saenz has violated are as follows:

RULE 4.12 - OFFICIAL REPORTS (A) COMPLETION OF REPORTS: Members shall complete reports promptly, accurately, and in conformance with the reporting procedures of the department.

PROCEDURE 507 - DWI ARRESTS (.04) PROBABLE CAUSE FOR DWI OR DUI (A) Officers establish probable cause for arresting drivers for Driving While Intoxicated (DWI) or for Driving Under the Influence of Alcohol by Minor (DUI) by relying on personal knowledge and training, including: (1) Personal observation of drivers involved in traffic accidents and or traffic violations; (2) Reasonable suspicion based on information provided by individuals who are witnesses to traffic violations and/or traffic accidents involving the person suspected of being intoxicated or under the influence; or (3) Personal observation of drivers stopped after the officer develops reasonable suspicion based on articulated facts of actions which do not meet the criteria

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of traffic violations (i.e. drifting within lane of travel, failure to maintain speed, etc.)

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

On or about January 15, 2017, Officer Jessica L. Saenz responded to a call for service involving a vehicle driving recklessly. Officer Saenz found the vehicle stopped by an unknown motorist in the 1700 block of NE Loop 410. After reviewing the key card and Coban video, it was found that Officer Saenz had knowledge the suspect might be under the influence of alcohol, but failed to act on the information provided by the complainant and her personal observations and did not conduct any field sobriety tests. This case was handled under SAPD 17/011153.

On or about January 15, 2017, Officer Jessica L. Saenz responded to a call for service involving a vehicle driving recklessly. Officer Saenz found the vehicle stopped by an unknown motorist in the 1700 block of NE Loop 410. Officer Saenz failed to accurately complete her report by excluding the unknown motorist (Complainant) from her report and by failing to include information to establish the reckless driver's identity. This case was handled under SAPD 17/011153.

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



WILLIAM P. MCMANUS, CHIEF OF POLICE
SAN ANTONIO POLICE DEPARTMENT

05/04/17

DATE

I hereby acknowledge receipt of the original of the foregoing one-day 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 JESSICA L. SAENZ, #0699 DATE 5/5/17 TIME 2238
SAN ANTONIO POLICE DEPARTMENT

WITNESSED BY:
D. Brada #3391 DATE: 5-5-17 TIME: 2238
C. RPL 4080 DATE: 5-5-17 TIME: 2239

FILED on this the 10th day of May, 2017, with the Fire Fighters' and Police Officers' Civil Service Commission.


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

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