

Officer Conchita I. Espinosa, #0203
San Antonio Police Department
San Antonio, Texas

RECEIVED
CITY OF SAN ANTONIO
HUMAN RESOURCES DEPT
2017 SEP 22 AM 10:53

LEGAL ADVISOR'S OFFICE
SEP 21 2017
SAN ANTONIO POLICE DEPARTMENT

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

Commissioners and Officer Conchita I. Espinosa:

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 Conchita I. Espinosa from paid duty with the San Antonio Police Department for a period of five calendar days, commencing on October 11, 2017, and ending on October 15, 2017.

Officer Espinosa 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 Espinosa 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 Espinosa has violated are as follows:

RULE 3.18 - CITY EQUIPMENT/PROPERTY (A) IMPROPER OR NEGLIGENT HANDLING: Improper or negligent handling of any city property or willful damage to city property is prohibited.

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

On or about July 12, 2017, at approximately 1:38 p.m., while on duty and operating a city-owned vehicle at the intersection of Medical Drive and Floyd Curl Drive, you negligently struck a vehicle.

The level of this suspension is based upon Officer Espinosa's cumulative point total for this accident and other chargeable accidents within the twenty-four month period prior to this accident as per Procedure 303.17 of the San Antonio Police Department General Manual.

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

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

SEP 19 2017
DATE

I hereby acknowledge receipt of the original of the foregoing five-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.

Conchita I. Espinosa
OFFICER CONCHITA I. ESPINOSA, #0203
SAN ANTONIO POLICE DEPARTMENT

SEP 20 2017 C044
DATE TIME

WITNESSED BY:

J. J. 3357 DATE: 9/20/17 TIME: 0644
[Signature] 4-64 DATE: 9/20/17 TIME: 0647

FILED on this the 22 day of September, 2017, with the Fire Fighters' and Police Officers' Civil Service Commission.

For: Brandis Davis
DIRECTOR, FIRE FIGHTERS' AND POLICE
OFFICERS' CIVIL SERVICE COMMISSION

RECEIVED
CITY OF SAN ANTONIO
HUMAN RESOURCES DEPT

2017 SEP 22 AM 10:51
**CITY OF SAN ANTONIO
NOTICE OF SUSPENSION**


LEGAL ADVISOR'S OFFICE
SEP 21 2017
SAN ANTONIO POLICE DEPARTMENT

OFFICER MUST SIGN THIS FORM EVEN IF FORFEITING TIME

EMPLOYEE NAME: Officer Conchita I. Espinosa, #0203

UNIT OF ASSIGNMENT: CPA

JOB CLASS NO. AND DEPARTMENT: 0600 Police

SAP NUMBER	TRANS DATE			BEGIN DATE			END DATE		
	MO	DA	YR	MO	DA	YR	MO	DA	YR
	09	15	17	10	11	17	10	15	17

NARRATIVE REMARKS: Five-Day Suspension

AUTHORITY: Written Order of the Chief of Police

Conchita I. Espinosa
EMPLOYEE

[Signature]
DEPARTMENT HEAD

Sept 20, 2017
DATE

SEP 19 2017

DATE

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CITY OF SAN ANTONIO
HUMAN RESOURCES DEPT

2017 SEP 22 AM 10:54

LEAVE FORFEITURE FOR SUSPENSION REQUEST

LEGAL ADVISOR'S OFFICE

SEP 21 2017

SAN ANTONIO POLICE DEPARTMENT

To: Chief of Police

From:

C. Espinosa
Officer's Name

0203
Badge Number

Date:

9-20-17

Copies to: Accounting, Budget and Personnel, Pension Board, File

TYPE OR PRINT ONLY- Use Ink

I, Cenchita Espinosa (Print Name), hereby agree to the 5 day disciplinary suspension received on Sept 19, 2017 and request to forfeit leave time in lieu of serving the disciplinary suspension.

Type of leave forfeited:

- ☒ Vacation
- ☐ Compensatory Time
- ☐ Holiday
- ☐ Bonus Day

Officer's Signature

C. Espinosa
Date

9-20-17

Request Denied/Approved

Chief of Police

Date

The Chief of Police is not prohibited from denying this request.