

LEGAL ADVISOR'S OFFICE

JAN 17 2018

Officer Jordan D. Ramirez, #0295
San Antonio Police Department
San Antonio, Texas

SAN ANTONIO POLICE DEPARTMENT

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

AGREED SUSPENSION

Commissioners and Officer Jordan D. Ramirez:

WHEREAS, Officer Jordan D. Ramirez, pursuant to Article XXVIII, 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 December 28, 2017, with a three-day contemplated suspension; and

WHEREAS, pursuant to said contract, Officer Ramirez 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 Ramirez; and

WHEREAS, Officer Ramirez and his captain, Patrick Murnin, have agreed and Chief McManus has approved of settling this matter with a three-day suspension without pay; **NOW THEREFORE**:

The undersigned parties hereby enter into this suspension agreement wherein it is provided that Officer Ramirez shall be suspended without pay from the San Antonio Police Department for a period of three days, commencing on January 23, 2018, and ending on January 25, 2018. Officer Ramirez 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 Ramirez 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 Ramirez 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 Ramirez has violated are as follows:

PROCEDURE 309 – WEAPONS (.05) FIREARM SAFETY RULES
(G) Loaded firearms, other than the officer's primary handgun and concealed/secondary handgun, are not carried into or stored in any police facility.

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

On or about November 1, 2017, Officer Jordan D. Ramirez was inside the SAPD Street Crimes Unit office with a loaded personally owned AR-15 rifle. Officer Ramirez mishandled his rifle and an accidental

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discharge occurred. Other officers were present in the room and one officer sustained a minor injury due to a bullet fragment or flying debris as a result of the accidental discharge.

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

AGREED TO BY: William P. McManus
WILLIAM P. MCMANUS
CHIEF OF POLICE
SAN ANTONIO POLICE DEPARTMENT

JAN 11 2018
DATE

Jordan D. Ramirez #295
OFFICER JORDAN D. RAMIREZ, #0295
SAN ANTONIO POLICE DEPARTMENT

1-12-18 1800
DATE TIME

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.

Jordan D. Ramirez #295
OFFICER JORDAN D. RAMIREZ, #0295
SAN ANTONIO POLICE DEPARTMENT

WITNESSED BY:

C. M... #3001 TIME: 1800
B. D... #4025 TIME: 1800

DATE: 1/12/18
DATE: 01-12-18

FILED on this the 18 day of January, 2018, with the Fire Fighters' and Police Officers' Civil Service Commission. JAN 18 '18 12:22P

for Susan D... #...
DIRECTOR, FIRE FIGHTERS' AND POLICE OFFICERS' CIVIL SERVICE COMMISSION
CITY OF SAN ANTONIO HR