

Officer Patrick Rogers III, #1085
San Antonio Police Department
San Antonio, Texas

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

CITY OF
SAN ANTONIO HR
FEB 18 9:33AM

AGREED SUSPENSION

Gentlemen and Officer Patrick Rogers:

WHEREAS, Officer Rogers, 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 January 9, 2018, with a ten-day contemplated suspension; and

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

WHEREAS, Officer Rogers and Chief McManus have agreed that the discipline in this matter shall be a ten-day suspension without pay; **NOW THEREFORE**:

The undersigned parties hereby enter into this Agreed Suspension wherein it is provided that Officer Rogers shall be suspended without pay from the San Antonio Police Department for a period of five days, commencing on February 18, 2018, and ending on February 22, 2018. The remaining five days of Officer Rogers' ten-day suspension shall be held in abeyance for a period of one year. Officer Rogers shall serve the remaining five days if he is involved in another negligent accident within twelve months from the date of October 23, 2017. Officer Rogers 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 Rogers 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 Rogers 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 Rogers has violated are as follows:

RULE 3.18 - CITY EQUIPMENT/PROPERTY (C) SAFE OPERATION OF VEHICLES: City vehicles will be operated in a safe manner and in compliance with all traffic laws.

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

LEGAL ADVISOR'S OFFICE

FEB 01 2018

SAN ANTONIO POLICE DEPARTMENT

On or about October 23, 2017, at approximately 11:19 a.m., while on duty and operating a city-owned vehicle at the intersection of IH10W and NW Loop 410, Officer Patrick Rogers III negligently struck an extruder.

CITY OF

SAN ANTONIO HR

FEB 6 '18 9:53AM

The level of this suspension is based upon Officer Rogers' cumulative point total for this accident and other chargeable accidents within the twenty-four month period prior to this accident as per Procedure 303.16 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.

AGREED TO BY: WILLIAM P. MCMANUS
WILLIAM P. MCMANUS, CHIEF OF POLICE
SAN ANTONIO POLICE DEPARTMENT
Patrick Rogers III #1085
OFFICER PATRICK ROGERS III, #1085
SAN ANTONIO POLICE DEPARTMENT

JAN 31 2018
DATE
1 Feb 18 1030
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.

Patrick Rogers III #1085
OFFICER PATRICK ROGERS III, #1085
SAN ANTONIO POLICE DEPARTMENT

WITNESSED BY:
Vidal Rueda TIME: 1035 DATE: 2-1-18
Vidal Rueda TIME: 1035 DATE: 2-1-18

FILED on this the 6th day of Feb., 2018, with the Fire Fighters' and Police Officers' Civil Service Commission.

Yvette Ranz (for)
DIRECTOR, FIRE FIGHTERS' AND POLICE OFFICERS' CIVIL SERVICE COMMISSION

CITY OF SAN ANTONIO
NOTICE OF SUSPENSION

CITY OF


SAN ANTONIO HR
FEB06 '18 9:33AM

OFFICER MUST SIGN THIS FORM EVEN IF FORFEITING TIME

EMPLOYEE NAME: Officer Patrick Rogers III, #1085

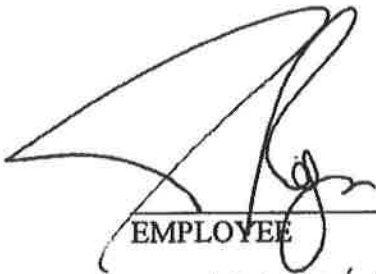
UNIT OF ASSIGNMENT: CPA

JOB CLASS NO. AND DEPARTMENT: 0600 Police

SAP NUMBER	TRANS DATE			BEGIN DATE			END DATE		
	MO	DA	YR	MO	DA	YR	MO	DA	YR
	01	30	18	02	18	18	02	22	18

NARRATIVE REMARKS: Agreed Five-Day Suspension

AUTHORITY: Written Order of the Chief of Police

 # 1085
EMPLOYEE


DEPARTMENT HEAD

1st Feb '18
DATE

JAN 31 2018

DATE

LEGAL ADVISOR'S OFFICE

FEB 01 2018

SAN ANTONIO POLICE DEPARTMENT