

Officer Jorge Patino, #0925
San Antonio Police Department
San Antonio, Texas

CITY OF

SAN ANTONIO HR

MAY 15 '18 1:31PM

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

AGREED SUSPENSION

Commissioners and Officer Jorge Patino:

WHEREAS, Officer Jorge Patino, 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 May 8, 2018, with a one-day contemplated suspension; and

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

WHEREAS, Officer Patino and his captain, Miles Earwood, have agreed and Chief McManus has approved of settling this matter with a one-day suspension without pay; **NOW THEREFORE:**

The undersigned parties hereby enter into this suspension agreement wherein it is provided that Officer Patino shall be suspended without pay from the San Antonio Police Department for a period of one day, commencing on May 27, 2018, and ending on May 27, 2018. Officer Patino 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 Patino 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 Patino 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 Patino has violated are as follows:

LEGAL ADVISOR'S OFFICE

MAY 15 2018

SAN ANTONIO POLICE DEPARTMENT

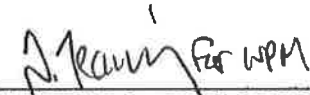
RULE 3.18 - CITY EQUIPMENT/PROPERTY (C) SAFE OPERATION OF VEHICLES: City vehicles will be operated in a safe manner and in compliance with all traffic laws.

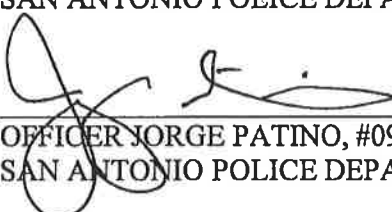
RULE 4.16 - ABSENCE FROM ASSIGNMENT: Members shall not leave their beats or assigned areas except in the line-of-duty, upon authorization of a supervisor, or at the end of a scheduled tour-of-duty.

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

On or about April 16, 2018, Officer Jorge Patino was assigned to the 33 section of the North Service Area. While assigned to this section, and without the permission of a supervisor, Officer Patino left the service area to eat dinner. It was also discovered Officer Patino failed to abide by the posted speed limit while en route to his dining destination. Officer Patino previously violated departmental policy in regards to leaving his work assignment and the safe operation of vehicles, and he was issued a written reprimand and written counseling respectively. Officer Patino's failure to correct his behavior necessitates the need for disciplinary action to be taken.


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

AGREED TO BY:  05/01/2018
WILLIAM P. MCMANUS DATE
CHIEF OF POLICE
SAN ANTONIO POLICE DEPARTMENT

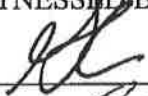

 5/15/18 6:05am
OFFICER JORGE PATINO, #0925 DATE TIME
SAN ANTONIO POLICE DEPARTMENT

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.


OFFICER JORGE PATINO, #0925
SAN ANTONIO POLICE DEPARTMENT

WITNESSED BY:

 4060 TIME: 0605 DATE: 5/15/18
 5015 TIME: 0605 DATE: 5.15.18

FILED on this the 15th day of May, 2018, with the Fire Fighters' and Police Officers' Civil Service Commission.


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