

## NOTICE OF FIVE DAY SUSPENSION WITHOUT PAY

CITY OF

SAN ANTONIO HR

JUN21 '18 2:07PM

Fire Fighter Ulysses Carrera Mendoza  
San Antonio Fire Department  
315 S. Santa Rosa  
San Antonio, Texas 78207

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

Commissioners and Fire Fighter Ulysses Carrera Mendoza:

Under and by the virtue of the authority vested in me by Chapter 143, Municipal Civil Service, Subtitle A, Title 5, V.T.C.A. Local Government Code, I do hereby suspend Fire Fighter Ulysses Carrera Mendoza from the San Antonio Fire Department without pay for a period of five days, beginning on the 22 day of June, 2018.

Fire Fighter Ulysses Carrera Mendoza has violated Subsection C of Rule XIII of the City of San Antonio Fire Fighters and Police Officers Civil Service Commission Rules which were adopted on February 23, 1998, by the Fire and Police 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 Fire Fighter Ulysses Carrera Mendoza and which are grounds for suspension are as follows:

Rule XIII, Subsection C(12): Violation of an applicable fire or police department rule, or special order.

The Rules and Regulations of the San Antonio Fire Department which Fire Fighter Ulysses Carrera Mendoza has violated were those approved by the Firemen's and Policemen's Civil Service Commission on February 10, 2003, to be effective March 7, 2003. The particular rules thereof which Fire Fighter Ulysses Carrera Mendoza has violated are as follows:

### 2.02 ABIDE BY LAWS AND DEPARTMENTAL ORDERS:

B. ORDERS, RULES, REGULATIONS, DIRECTIVES, POLICIES AND PROCEDURES: Members shall abide by the Rules and Regulations, Departmental roles and responsibilities, administrative orders, directives, policies and procedures of the San Antonio Fire Department.

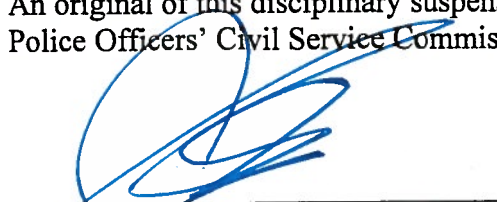
- 10.00 INJURY LEAVE, ILLNESS, LIMITED DUTY & SUSPENSIONS
- 10.05 DOCUMENTATION OF DUTY RELATED INJURIES: Each time a Member is assessed by a physician for a duty-related injury, said Member shall provide to the Department proper documentation as specified by Department policy and/or procedure.
- 10.06 RESTRICTIONS ON ACTIVITIES WHILE SICK, INJURED, OR ON LIMITED DUTY:
- D. REPORTING FOR DUTY WITH ILLNESS OR INJURY: Members shall not report to duty unless they are free from any illness, injury, or condition that would in any way impede their ability to perform the duties required of their position. Neither shall members remain on duty if they become ill or injured during a tour of duty to the extent that said injury or illness will impede their ability to perform the duties required of their position.

The acts committed by Fire Fighter Ulysses Carrera Mendoza which violated the aforementioned Civil Service Rules and Fire Department Rules are as follows:

On or about January 26, 2018, while on duty, Fire Fighter Ulysses Carrera Mendoza was injured and sought medical attention. After an evaluation, which he signed, Fire Fighter Carrera Mendoza's physician placed him on light duty from January 27, 2018, through February 2, 2018. He failed to notify his chain of command of this work restriction and reported for regular duty on January 29 and February 1, 2018. His actions tend to bring reproach upon himself and the San Antonio Fire Department.

Fire Fighter Carrera Mendoza's violation of the cited rules is the basis for these charges and the reason for his five day suspension without pay.

An original of this disciplinary suspension order is being filed with the Fire Fighters' and Police Officers' Civil Service Commission.

  
Fire Chief Charles N. Hood

6/21/18  
Date

1335  
Time

## NOTICE OF RIGHT OF APPEAL

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I hereby acknowledge receipt of a copy of the foregoing five day suspension without pay and further acknowledge that I have been notified that I have ten days to file a written appeal of this suspension with the Fire Fighters' and Police Officers' Civil Service Commission for hearing before the Commission or an independent third party hearing examiner. I also understand that if I appeal to the hearing examiner, I waive all rights of appeal to a District Court, except as provided by subsection (j) of Section 143.057 of Title 5, V.T.C.A. Local Government Code.

Uly-L. CM/3  
Fire Fighter Ulysses Carrera Mendoza

6/21/18  
Date

1336  
Time

WITNESSED BY:

Valerie Fuentetaja  
Signature

6/21/18  
Date

1:37 pm  
Time

FILED on this the 21<sup>st</sup> day of June, 2018, with the  
Fire Fighters' and Police Officers' Civil Service Commission.

Yulter Ramo (for)  
Director, Fire Fighters' and Police  
Officers' Civil Service Commission