

Detective Jimmy Castillo, #2337
San Antonio Police Department
San Antonio, Texas

AUG 24 '18 9:32AM
CITY OF
SAN ANTONIO HR

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

Commissioners and Detective Jimmy Castillo:

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 Detective Jimmy Castillo from paid duty with the San Antonio Police Department for a period of thirty calendar days, commencing on October 8, 2018, and ending on November 6, 2018.

Detective Castillo 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 Detective Castillo 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 Detective Castillo has violated are as follows:

GENERAL MANUAL RULES AND REGULATIONS 3.04
Responsibility to Serve the Public:

C. Conduct and Behavior: Members, on-duty or off-duty, shall be governed by the ordinary and reasonable rules of good conduct and behavior, and shall not commit any act tending to bring reproach or discredit on themselves or the department.

GENERAL MANUAL RULES AND REGULATIONS 3.06
Relationships with Co-workers:

C. RESPECT TO SUPERVISORY OFFICERS: Members shall exhibit respect for supervisory officers at all times.

GENERAL MANUAL RULES AND REGULATIONS 3.11 Use of Intoxicants

B. INTOXICATION: Members shall not at any time be intoxicated while on-duty. Members shall not be intoxicated while in public

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SAN ANTONIO POLICE DEPARTMENT

view. No member, while off-duty, shall drink intoxicating beverages to an extent which renders him unfit to report for duty.

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

On March 18, 2018, Detective Jimmy Castillo, #2337, (EPT) became involved in a disturbance with his [REDACTED] at [REDACTED]. After consuming alcoholic beverages to the extent of becoming intoxicated, Detective Castillo failed to leave [REDACTED] home when requested, which required a law enforcement response.

The Administration alleges that Detective Castillo's actions and as a result of his refusal to leave which resulted in a law enforcement response did not conform to the ordinary and reasonable rules of good conduct and behavior and/or brought reproach and discredit to himself and the San Antonio Police Department. (Refer to SAPD 18055347).

During this time, SAPD personnel reported that Detective Castillo had slurred speech, was unsteady on his feet, and had an odor of intoxicants on his breath. It is alleged by the Administration that Detective Castillo consumed alcoholic beverages to the extent which rendered him unfit to report for duty. (Refer to SAPD 18055347).


The Administration, acting on S.A.P.D. Body-Cam video footage, alleges Detective Castillo failed to exhibit the proper respect toward Captain Miles Earwood, #5013, NPS, an active duty supervisor for the S.A.P.D. During his recorded conversation with Officer Loy Garcia, #1258 (EPT) and Officer Timothy Farrow, #0760 (EPC), Detective Castillo purposely leans down into Officer Garcia's Body-Cam and stated "Fuck Miles Earwood okay fuck him okay. This is a camera right here. Alright. He wants to get involved in this relationship he can go fuck his punk ass okay... you can go tell the fucking captain to go fuck his self. Alright good... I ain't scared of no fucking Captain. Alright good... He wants to bring his punk ass over here let him. Alright. I don't give a fuck you know what? I'm not one of those. I'm not scared because the Chief is fucking [REDACTED] or the fucking or the assistant chief or whoever. I'm not going to back down to any of them. I'm not going to... This isn't the only job I have". Later, during his conversation with Sergeant Ryan Luza, #3017 (EPC), Detective Castillo states "She knows Captain Miles Earwood... I don't give a fuck who he is, I don't give two shits who he is, I don't give a fuck what position he holds, whatever".

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SAN ANTONIO HR

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


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



AUG 16 2018
DATE

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


DETECTIVE JIMMY CASTILLO, #2337
SAN ANTONIO POLICE DEPARTMENT

8/20/18 1705
DATE TIME

WITNESSED BY:

 3280 DATE: 8-20-18 TIME: 1709
 3135 DATE: 8-20-18 TIME: 1701

FILED on this the 24 day of August, 2018, with the Fire Fighters' and Police Officers' Civil Service Commission.


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

FILED
CITY OF
SAN ANTONIO
AUG 24 '18 9:53AM


**CITY OF SAN ANTONIO
NOTICE OF SUSPENSION**

OFFICER MUST SIGN THIS FORM EVEN IF FORFEITING TIME

EMPLOYEE NAME: Detective Jimmy Castillo, #2337

UNIT OF ASSIGNMENT: EPT

JOB CLASS NO. AND TITLE: 0603 Police

<u>SAP NUMBER</u>	<u>TRANS. DATE</u>	<u>BEGIN DATE</u>	<u>END DATE</u>
	MO DA YR	MO DA YR	MO DA YR
	08 16 18	10 08 18	11 06 18

NARRATIVE REMARKS: Thirty-Day Suspension

AUTHORITY: Written Order of the Chief of Police



EMPLOYEE



DEPARTMENT HEAD

AUG24 '18 9:33AM

CITY OF

SAN ANTONIO HR

8/20/18
DATE

AUG 16 2018
DATE

LEGAL ADVISOR'S OFFICE

AUG 23 2018

SAN ANTONIO POLICE DEPARTMENT

LEAVE FORFEITURE FOR SUSPENSION REQUEST

To: Chief of Police

From: Jimmy Castillo 2337
Officer's Name Badge Number

Date: 8/20/18

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

TYPE OR PRINT ONLY- Use Ink

I, Jimmy Castillo, hereby agree to the 30 day actual
Suspension served on 10/8/18 and request to forfeit leave time in lieu of
serving the disciplinary suspension.

Type of leave forfeited:

- ☐ Vacation
☒ Compensatory Time
☐ Holiday
☐ Bonus Day

[Signature] 2337
Officer's Signature

8/20/18
Date

AUG24 '18 9:33AM
CITY OF
SAN ANTONIO HR

Request Denied/Approved.

[Signature]
Chief of Police

08/23/18
Date

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

LEGAL ADVISOR'S OFFICE

AUG 23 2018

SAN ANTONIO POLICE DEPARTMENT
San Antonio Police Department
SAPD Form 61-LF (06/05)