

Detective Hector Valdez, Jr., #2407  
San Antonio Police Department  
San Antonio, Texas

CITY OF  
SAN ANTONIO HR

SEP26 '18 10:18AM

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

### AGREED SUSPENSION

Commissioners and Detective Hector Valdez, Jr.:

**WHEREAS**, Detective Hector Valdez, Jr., 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 September 13, 2018, with a one-day contemplated suspension; and

**WHEREAS**, Detective Valdez and his acting captain, Genaro Villarreal, 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 Detective Valdez shall be suspended without pay from the San Antonio Police Department for a period of one day, commencing on October 7, 2018, and ending on October 7, 2018. Detective Valdez 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.

Detective Valdez 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 Detective Valdez 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 Detective Valdez has violated are as follows:

PROCEDURE 309 – WEAPONS (.05) FIREARM SAFETY  
RULES (E) Officers are responsible for the proper operation and  
safe handling of all firearms.

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

On or about August 29, 2018, while off duty and preparing to attend in-service, Detective Hector Valdez, Jr. was at his residence cleaning his off-duty weapon when he accidentally discharged his

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SEP 25 2018  
SAN ANTONIO POLICE DEPARTMENT

firearm, which was still loaded, causing a round to exit the wall of his residence and strike the exterior wall of a neighbor's residence as well.

CITY OF

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

AGREED TO BY:

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

SEP 18 2018  
DATE

H. Valdez  
DETECTIVE HECTOR VALDEZ, JR., #2407  
SAN ANTONIO POLICE DEPARTMENT

9-20-18 9:28  
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.

H. Valdez  
DETECTIVE HECTOR VALDEZ, JR., #2407  
SAN ANTONIO POLICE DEPARTMENT

WITNESSED BY:

Det. J. [Signature] 3242  
Det. [Signature]

TIME: 9:18

DATE: 9-20-18

TIME: 9:28

DATE: 9-20-18

FILED on this the 26<sup>th</sup> day of Sept., 2018, with the Fire Fighters' and Police Officers' Civil Service Commission.

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

**CITY OF SAN ANTONIO  
NOTICE OF SUSPENSION**

CITY OF  
SAN ANTONIO HR


SEP26 '18 10:19AM

**\*OFFICER MUST SIGN THIS FORM EVEN IF FORFEITING TIME\***

EMPLOYEE NAME: Detective Hector Valdez, Jr., #2407

UNIT OF ASSIGNMENT: WPA

JOB CLASS NO. AND DEPARTMENT: 0603 Police

SAP NUMBER	TRANS DATE			BEGIN DATE			END DATE		
	MO	DA	YR	MO	DA	YR	MO	DA	YR
	09	18	18	10	07	18	10	07	18

NARRATIVE REMARKS: Agreed One-Day Suspension

AUTHORITY: Written Order of the Chief of Police

  
\_\_\_\_\_  
EMPLOYEE

  
\_\_\_\_\_  
DEPARTMENT HEAD

9-20-18  
\_\_\_\_\_  
DATE

SEP 18 2018  
\_\_\_\_\_  
DATE

LEGAL ADVISOR'S OFFICE

SEP 25 2018

SAN ANTONIO POLICE DEPARTMENT

# LEAVE FORFEITURE FOR SUSPENSION REQUEST

CITY OF

SAN ANTONIO HR

SEP26 '18 10:19AM

To: Chief of Police

From: VALDEZ, Hector 2407  
Officer's Name Badge Number

Date: 9-20-18

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

TYPE OR PRINT ONLY- Use Ink

I, VALDEZ, Hector, hereby agree to the 1 day actual  
Suspension served on 10-7-18 and request to forfeit leave time in lieu of  
serving the disciplinary suspension.

Type of leave forfeited:

- ☐ Vacation
- ☐ Compensatory Time
- ☒ Holiday
- ☐ Bonus Day

[Signature]  
Officer's Signature

9-20-18  
Date

Request Denied/Approved

[Signature]  
Chief of Police

09/25/18  
Date

LEGAL ADVISOR'S OFFICE

SEP 25 2018

SAN ANTONIO POLICE DEPARTMENT

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