

Officer Denise A. Garcia, #0613
San Antonio Police Department
San Antonio, Texas

FEB 19 12:29PM
CITY OF
SAN ANTONIO HR

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

Commissioners and Officer Denise A. Garcia:

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 Officer Denise A. Garcia from paid duty with the San Antonio Police Department for a period of one calendar day, commencing on February 7, 2019, and ending on February 7, 2019.

Officer Garcia 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 Officer Garcia 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 Officer Garcia 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:

On or about October 22, 2018, at approximately 12:13 a.m., while on duty and operating a city-owned vehicle at the intersection of S. Colorado Street and W. Commerce Street, Officer Denise A. Garcia negligently collided with a vehicle.

The level of this suspension is based upon Officer Garcia's cumulative point total for this accident and other chargeable accidents within the twenty-four month period prior to this accident as per Procedure 303.17 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.


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

01-24-19
DATE

LEGAL ADVISOR'S OFFICE

FEB 07 2019

SAN ANTONIO POLICE DEPARTMENT

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

D. Garcia #0613
OFFICER DENISE A. GARCIA, #0613
SAN ANTONIO POLICE DEPARTMENT

2/1/19 10:53am
DATE TIME

WITNESSED BY:

Lt W. Ho 4004 DATE: 2-1-19 TIME: 2255
Sgt. R. L. #3214 DATE: 2-1-19 TIME: 2255

FILED on this the 7 day of February, 2019, with the Fire Fighters' and Police Officers' Civil Service Commission.

[Signature]
DIRECTOR, FIRE FIGHTERS' AND POLICE OFFICERS' CIVIL SERVICE COMMISSION

FEB7 '19 12:29PM
CITY OF
SAN ANTONIO HR


**CITY OF SAN ANTONIO
NOTICE OF SUSPENSION**

OFFICER MUST SIGN THIS FORM EVEN IF FORFEITING TIME

EMPLOYEE NAME: Officer Denise A. Garcia, #0613

UNIT OF ASSIGNMENT: CPC

JOB CLASS NO. AND TITLE: 0600 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
	01	16	19	02	07	19	02	07	19

NARRATIVE REMARKS: One-Day Suspension

FEB7 '19 12:29PM

CITY OF

SAN ANTONIO HR

AUTHORITY: Written Order of the Chief of Police

D. Garcia
EMPLOYEE *0613*

2/1/19
DATE

DEPARTMENT HEAD

01-24-19
DATE

LEGAL ADVISOR'S OFFICE
FEB 07 2019
SAN ANTONIO POLICE DEPARTMENT

LEAVE FORFEITURE FOR SUSPENSION REQUEST

To: Chief of Police

From: Denise Garcia _____
Officer's Name Badge Number

Date: 2/1/19

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

TYPE OR PRINT ONLY- Use Ink

I, Denise Garcia, hereby agree to the ¹⁰⁶~~7~~ day actual
Suspension will be served 2/7/19 and request to forfeit leave time in lieu of
serving the disciplinary suspension.

Type of leave forfeited:

- Vacation
- Compensatory Time
- Holiday
- Bonus Day

W. P. Williams

Officer's Signature

2/1/19

Date

FEB7 '19 12:29PM
CITY OF

SAN ANTONIO HR

Request Denied/Approved.

W. P. Williams

Chief of Police Date

FEB 06 2019

The Chief of Police is not prohibited from denying this request. LEGAL ADVISOR'S OFFICE

FEB 07 2019

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