

NOTICE OF INDEFINITE SUSPENSION

Engineer Rudy Castillo
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

APR15 '19 1:15PM

CITY OF

SAN ANTONIO HR

Commissioners and Engineer Castillo:

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 indefinitely suspend Engineer Rudy Castillo from the San Antonio Fire Department effective April 15, 2019.

Engineer Castillo 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 Engineer Castillo and which are grounds for indefinite 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 Engineer Castillo 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 Engineer Castillo has violated are as follows:

2.02 ABIDE BY LAWS AND DEPARTMENTAL ORDERS:

A. LAWS: Members shall abide by the laws of the United States and the State of Texas, and ordinances of the City of San Antonio.

3.01 CONDUCT AND BEHAVIOR: Members, whether 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.

4.07 NEGATIVE PUBLIC IMAGE: Members shall not engage in any activity tending to create a negative public perception of the Fire Department.

4.09 USE OF INTOXICANTS:

B. INTOXICATION: Members shall not at any time be intoxicated while on-duty. No Member shall report for duty exhibiting the odor of intoxicants, or any of the elements, effects, behavior or appearance of intoxication. Members shall not, under any circumstances, be intoxicated while in public to the extent that may damage the reputation of the Department.

The acts committed by Engineer Castillo which violated the aforementioned Civil Service Rules and Fire Department Rules are as follows:

On or about December 30, 2018 at approximately 10:11 p.m., while off duty, Engineer Rudy Castillo was observed ramming a parked vehicle, with a person inside, with his pickup truck. According to the individual in the parked vehicle, Engineer Castillo followed her onto private gated driveway and rammed her vehicle several times, forcing it into a parked trailer. She reported that before deputies arrived, Engineer Castillo exited his truck and urinated in front of her. Deputies with the Bexar County Sheriff's Office were dispatched to the scene. They estimated that the damage to the other vehicle was in excess of \$2,500.00. They also reported that there was a strong odor of intoxicants emitting from Engineer Castillo and there was an open bottle of liquor on the front seat of his truck. A field sobriety test was administered, which Engineer Castillo failed. A blood alcohol test performed at the time indicated his blood alcohol level to be .194. Engineer Castillo was arrested and charged with DWI-Open Container and Criminal Mischief, \$2,500 - \$30,000. His actions tended to bring reproach upon himself and the SAFD.

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Engineer Castillo's violation of the cited rules is the basis for these charges and the reason for his indefinite suspension.

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

4/15/19


Date

1245

Time

NOTICE OF RIGHT OF APPEAL

I hereby acknowledge receipt of a copy of the foregoing indefinite suspension 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.



Engineer Rudy Castillo

4-15-19
Date

12:45
Time

WITNESSED BY:

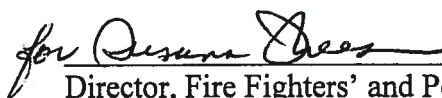


Signature

4-15-19
Date

12:47
Time

FILED on this the 15 day of April, 2019, with the Fire Fighters' and Police Officers' Civil Service Commission.



Director, Fire Fighters' and Police Officers' Civil Service Commission

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