

Officer Brandon S. Pratt, #0932
San Antonio Police Department
San Antonio, Texas

JUL 2 19 2019 PM
CITY OF
SAN ANTONIO, TX

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

AGREED SUSPENSION

Commissioners and Officer Brandon S. Pratt:

WHEREAS, Officer Brandon S. Pratt, 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 June 6, 2019, with a one-day contemplated suspension; and

WHEREAS, Officer Pratt and his captain, Randall Smith, 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 Officer Pratt shall be suspended without pay from the San Antonio Police Department for a period of one day, commencing on July 11, 2019, and ending on July 11, 2019. Officer Pratt 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.

Officer Pratt 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 Officer Pratt 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 Officer Pratt has violated are as follows:

PROCEDURE 917 - FIESTA AND SPECIAL EVENT ASSIGNMENTS (.04) FIESTA EVENTS (C) Attendance Requirements (1) Officers committing to Fiesta event assignment(s) and failing to report for duty are carried as "unauthorized absence from duty".

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

Officer Brandon S. Pratt signed up for Fiesta in the Police Officer Fiesta Scheduling (POFS) system and the computer assigned him to a carnival assignment on April 24, 2019 at 4:45 p.m. Officer Pratt failed to show for his assignment and did not make notification to the

LEGAL ADVISOR'S OFFICE

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SAN ANTONIO POLICE DEPARTMENT

standby room or carnival staff that he would not make the assignment.

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

AGREED TO BY: W.P. McManus JUN 21 2019
 WILLIAM P. MCMANUS DATE
 CHIEF OF POLICE
 SAN ANTONIO POLICE DEPARTMENT

Brandon S. Pratt 6/27/19 1740
 OFFICER BRANDON S. PRATT, #0932 DATE TIME
 SAN ANTONIO POLICE DEPARTMENT

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.

Brandon S. Pratt #932
 OFFICER BRANDON S. PRATT, #0932
 SAN ANTONIO POLICE DEPARTMENT

WITNESSED BY:

[Signature] #3388 TIME: 1740 DATE: 6.27.19
[Signature] #4012 TIME: 1740 DATE: 6-27-19

FILED on this the 2 day of July, 2019, with the Fire Fighters' and Police Officers' Civil Service Commission.

JUL 2 '19 3:15PM
 CITY OF
 SAN ANTONIO, TX

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