

BEFORE THE POLICE BOARD OF THE CITY OF CHICAGO

IN THE MATTER OF CHARGES FILED AGAINST)
POLICE OFFICER, CHARLES PEARSON, STAR #) No.00-2418
#7391, DEPARTMENT OF POLICE, CITY OF) Cr #253897
CHICAGO,)

FINDINGS & DECISION (REVISED)

On April 24, 2000, the Superintendent of Police filed charges with the Police Board of the City of Chicago against Police Officer Charles Pearson, Star #7391, (hereinafter sometimes referred to as "Respondent") for violating the following Rules:

- Rule 2: Any action or conduct which impedes the Department's efforts to achieve its policy and goals or brings discredit upon the Department.
- Rule 8: Disrespect to or maltreatment of any person, while on or off duty.
- Rule 9: Engaging in any unjustified verbal or physical altercation with any person, while on or off duty.
- Rule 14: Making a false report, whether written or oral.

The Police Board of the City of Chicago caused a hearing on these charges against Police Officer Charles Pearson to be held before Michael G. Berland, Hearing Officer of the Police Board of the City of Chicago on February 7, 2001 and April 10, 2001.

Following the hearing, the members of the Police Board read and reviewed the certified transcription of the proceedings of the hearing. Michael G. Berland, Hearing Officer, made an oral report and conferred with the Police Board before it rendered a decision.

The Police Board of the City of Chicago, as a result of its

investigation of the charges, finds and determines that:

1. The Respondent was at all times a Police Officer employed by the Department of Police of the City of Chicago.

2. The charges were filed in writing and a Notice, stating the time, date and place, when and where a hearing of the charges was to be held, together with a copy of the original charges, was served upon the Respondent more than five (5) days prior to the hearing on the charges.

3. The hearing was conducted before Michael G. Berland, hearing officer of the Police Board of the City of Chicago, on February 7, 2001 and April 10, 2001.

4. Throughout the hearing the Respondent did appear in person and was represented by counsel.

5. Respondent Police Officer Charles Burton, #7391, charged herein, contrary to the Rules and Regulations, is guilty of violating, to wit:

Rule 2: Any action or conduct which impedes the Department's efforts to achieve its policy and goals or brings discredit upon the Department.

A. On or about May 22, 1999, Police Officer Pearson, while off duty, in the vicinity of 8220 S. Maryland Avenue, entered the apartment of Tina Bradley-Junior without a warrant or her permission, thereby impeding the Department's efforts to achieve its policy and goals and/or bringing discredit upon the Department.

B. On or about May 22, 1999, Police Officer Pearson, while

off duty, in the vicinity of 8220 S. Maryland Avenue, engaged in an unjustified physical altercation with Tina Bradley-Junior, who was pregnant at the time, in that he pushed her, thereby impeding the Department's efforts to achieve its policy and goals and/or bringing discredit upon the Department.

C. On or about May 22, 1999, Police Officer Pearson, while off duty, in the vicinity of 8220 S. Maryland Avenue, called Patricia Martin "stupid," thereby impeding the Department's efforts to achieve its policy and goals and/or bringing discredit upon the Department.

D. On or about September 29, 1999, Officer Pearson provided a false statement to the Office of Professional Standards when he stated that he was not at 8220 S. Maryland Avenue on May 22, 1999, thereby impeding the Department's efforts to achieve its policy and goals and/or bringing discredit upon the Department..

6. Respondent Police Officer Charles Pearson, Star # 7391, charged herein, ~~contrary to the Rules and Regulations, is guilty~~ of violating, to wit:

Rule 8: Disrespect to or maltreatment of any person, while on or off duty.

A. On or about May 22, 1999, Police Officer Pearson, while off duty, while in the vicinity of 8220 S. Maryland Avenue, entered the apartment of Tina Bradley-Junior without a warrant or her permission, thereby failing to respect and/or maltreating Ms. Bradley-Junior.

B. On or about May 22, 1999, Police Officer Pearson, while off duty, while in the vicinity of 8220 S. Maryland Avenue,

engaged in an unjustified physical altercation with Tina Bradley-Junior, who was pregnant at the time, in that he pushed her, thereby failing to respect and/or maltreating Ms. Bradley-Junior.

C. On or about May 22, 1999, Police Officer Pearson, while off duty, while in the vicinity of 8220 S. Maryland Avenue, called Patricia Martin "stupid," thereby failing to respect and/or maltreating Ms. Bradley-Junior.

7. Respondent Police Officer Charles Pearson, Star # 7391, charged herein, contrary to the Rules and Regulations, is guilty of violating, to wit:

Rule 9: Engaging in any unjustified verbal or physical altercation with any person, while on or off duty.

A. On or about May 22, 1999, Police Officer Pearson, while off duty, while in the vicinity of 8220 S. Maryland Avenue, engaged in an unjustified physical altercation with Tina Bradley-Junior, who was pregnant at the time, in that he pushed her, ~~thereby engaging in an unjustified physical altercation with Ms. Bradley-Junior.~~

8. Respondent Police Officer Charles Pearson, Star # 7391, charged herein, contrary to the Rules and Regulations, is guilty of violating, to wit:

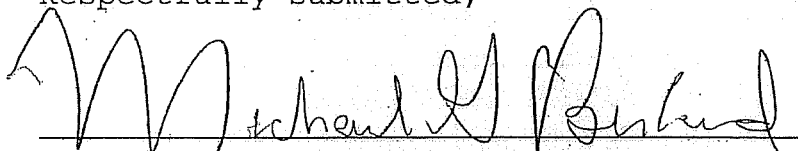
Rule 14: Making a false report, whether written or oral.

A. On or about September 29, 1999, Police Officer Pearson provided a false statement to the Office of Professional Standards when he stated that he was not at 8220 S. Maryland Avenue on May 22, 1999, thereby making a false report, written or

oral.

By reason of the findings of fact that the Respondent Police Officer Charles Pearson, Star # 7391, is guilty of violations of Rules 2, 8, 9 and 14 cause exists for the suspension of Officer Charles Pearson, from his position as a Police Officer with the Department of Police and from the services of the City of Chicago from May 4, 2000 to and including May __ 2001 with restoration of all rights and benefits thereafter.

Respectfully submitted,

A handwritten signature in cursive script, reading "Michael G. Berland", written over a horizontal line.

Michael G. Berland, Hearing Officer

D E C I S I O N

The members of the Police Board, having read and reviewed the certified copy of the transcription of the hearing, having received the oral report of the Hearing Officer, Michael G. Berland, and having conferred with the Hearing Officer on the credibility of the witnesses and the evidence; and, in reaching its decision as to the penalty imposed, the Board has taken into account not only the facts of this case but also the respondent's complimentary and disciplinary history, which is attached hereto as Exhibit A; and;

IT IS HEREBY ORDERED that the respondent, Police Officer Charles L. Pearson, Star # 7391, as a result of having been found guilty of the charges in Police Board Case 00-2418, is hereby suspended from his position as a Police Officer and from the services of the City of Chicago, from May 4, 2000 to and including July 3, 2001.

DATED AT CHICAGO, COUNTY OF COOK, STATE OF ILLINOIS, THIS 28th
DAY OF June, 2001.

Samuel E. Conroy **

Scott Davis **

Victor Lopez

Res. Johnny L. Miller

John W. Gorman

Paul D.

Executive Director of the Police Board

D I S S E N T

The following members of the Police Board hereby dissent from the decision of the majority of the Board.

Patricia Boll
[Signature]
[Signature]
Walter [Signature]

** Board President Demetrius Carney and Vice-President Scott Davis, while concurring with the Board's Decision, would support a penalty of discharge as the appropriate sanction in this case.

RECEIVED A COPY OF THIS COMMUNICATION

THIS _____ DAY OF _____, 2001.

SUPERINTENDENT OF POLICE

29 NOVEMBER 1999

INTERNAL AFFAIRS DIVISION
RECORDS SECTION

TO: CHIEF ADMINISTRATOR O.P.S.

FROM: RECORDS SECTION
INTERNAL AFFAIRS DIVISION

SUBJECT: PREVIOUS DISCIPLINARY RECORD OF:

PEARSON, CHARLES 7391 765
NAME (LAST, FIRST, M.I.) STAR UNIT

M B [REDACTED]
SEX RACE S.S.N.

REFERENCE: COMPLAINT REGISTER NUMBER(S) 253897

THE PREVIOUS DISCIPLINARY RECORD OF THE SUBJECT ACCUSED HAS BEEN REQUESTED IN YOUR NAME BY:

INV. III THORNTON SMITH 250 [REDACTED] 113
RANK NAME STAR S.S.N. UNIT

RELATIVE TO A SUSTAINED FINDING IN THE INVESTIGATION OF THE ABOVE REFERENCED COMPLAINT REGISTER NUMBER.

THE RECORDS SECTION, INTERNAL AFFAIRS DIVISION, DISCLOSES THE FOLLOWING DISCIPLINARY ACTION(S) ADMINISTERED TO THE SUBJECT ACCUSED, FOR THE PAST FIVE (5) YEARS.

SEE ATTACHED COPIES

VERIFIED/PREPARED BY:

JERELENE PORTE

FOR: COMMANDING OFFICER
RECORDS SECTION
INTERNAL AFFAIRS DIVISION

Exh A

253897
OCT 29 1999

NO MORE CLOSED - SUSTAINED CR'S (PAST 5 YEARS) OR SP'S (PAST 1 YEAR)
SSN [REDACTED] NAME: LAST PEARSON FIRST CHARLES MI L STAR 07391
UNIT 765 EMP NO 637072 SEX M RACE N DOB 29 JAN 43 DATE APPTD 19 JAN 70
RANK 9161 POLICE OFFICER

INCIDENT DISCIPLINARY DATES SUSPENDED OR WORKED OPTN/TE
CASE NO DATE ACTION TAKEN (FROM - TO) GRNT'D

91192 05 APR 99 1 DAY OFF W/O PAY 28 APR 99 - ; 0

F/CAT:
LESS SER TRAN: ABSENT W/O AUTHORIZATION FROM DUTY ASSIGNMENT
COMMENTS ABSENT W/O AUTHORIZATION FROM DUTY ASSIGNMENT STATUS CLO

F/CAT:
LESS SER TRAN:
COMMENTS STATUS

F/CAT:
LESS SER TRAN:
COMMENTS STATUS

U3E
U3E
253897

ENTER 'N' IN FUNCTION FOR NEXT PAGE

SSN [REDACTED] NAME: LAST PEARSON

UNIT 765 EMP NO 637072 SEX M RACE N

FIRST CHARLES MI L STAR 07391
DOB 29 JAN 43 DATE APPTD 19 JAN 70

RANK 9161 POLICE OFFICER

INCIDENT DISCIPLINARY

CASE NO DATE ACTION TAKEN

DATES SUSPENDED OR WORKED
(FROM - TO)

OPTN/TI
GRNT'I

17075 17 APR 95 15 DAY SUSPENSION 16 OCT 96 - 30 OCT 96 ;
F/CAT: COMMISSION OF CRIME: MISCELLANEOUS
LESS SER TRAN:
COMMENTS 30 DAY SUPENSION REDUCED TO 15 DAY GR 765-96-011 STATUS CLO

C241153 19 OCT 97 **PENALTY NOT SERVED
F/CAT: OPERATION/PERSONNEL VIOLATION: WEAPON/AMMUN./UNIFORM DEVIATION
LESS SER TRAN:
COMMENTS SUSPENDED ON CR 238726 P O 97-153 19 DEC97 STATUS CLO

C242998 27 JAN 98 **PENALTY NOT SERVED
F/CAT: INDEBTEDNESS TO CITY
LESS SER TRAN:
COMMENTS STATUS CLO

RECEIVED
MAY 19 1998

253892

ONLY

CHICAGO POLICE DEPARTMENT

COMPLIMENTARY HISTORY

DATE 26 NOV 1999

NAME Pearson, Charles RANK PO SSN [REDACTED] STAR 7391 UNIT 765

SPECIAL AWARDS 000

DEPARTMENT COMMENDATIONS: 000

HONORABLE MENTIONS: 010

COMPLIMENTARY LETTERS: 006

Complimentary History Requested By:

NAME Smith, Thornton RANK Inv STAR 250 UNIT 113

C.R.# 253897

Completed By: Demetra Berry
Personnel Division
Records Section-Room 803
Pax 0-342 or Bell 7-5549

PERSONNEL SERVICES



24 1999



CHICAGO POLICE DEPARTMENT