

BEFORE THE POLICE BOARD OF THE CITY OF CHICAGO

IN THE MATTER OF CHARGES FILED AGAINST)
POLICE OFFICER GREGORY GILFILLAN, STAR)
#17540, DEPARTMENT OF POLICE, CITY OF) CASE #00-2438
CHICAGO,)
)
RESPONDENT.) C. R. #258533

FINDINGS AND DECISION

On December 18, 2000, the Superintendent of Police filed charges with the Police Board of the City of Chicago, seeking the separation of Police Officer **GREGORY GILFILLAN**, Star #17540, hereinafter sometimes referred to as "Respondent" for violation of 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."

The Police Board of the City of Chicago, caused a hearing on these charges against Police Officer **GREGORY GILFILLAN**, Star #17540, to be heard by **JACQUELINE A. WALKER**, Hearing Officer of the Police Board of the City of Chicago, on July 12 and 17, 2001. Following the Hearing, the members of the Police Board read and reviewed the certified transcription of the proceedings of the hearing.

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JACQUELINE A. WALKER, Hearing Officer made an oral report and conferred with the Police Board before it rendered a decision.

As a result of the foregoing, the Police Board of the City of Chicago finds and determines that:

- (1) The Respondent was, at all times mentioned herein, 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 on the charges was to be held, together with a copy of the original charges were served upon the Respondent more than five (5) days prior to the hearing on the charges;
- (3) Throughout the hearing, the Respondent appeared in person and was represented by legal counsel;
- (4) The Respondent, Police Officer **GREGORY GILFILLAN**, Star #17540, as charged herein, 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, in the following instances:

(A) On or about December 8, 1999, at approximately 2355 hours, inside the Housing Unit North located at 356 West Oak Street, while on duty, he verbally abused on duty Police Officer Shannon McNamee, Star # 6019, Unit 765, by stating, among other things, “fuck you, you cunt, you fat bitch”.

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(B) On or about December 8, 1999, at approximately 2355 hours, inside the Housing Unit North located at 356 West Oak Street, while on duty, he threatened on duty Police Officer Shannon McNamee, Star # 6019, Unit 765, by stating, among other things, "I'm going to fuck'en kill you."

(C) On or about December 8, 1999, at approximately 2355 hours, inside the Housing Unit North located at 356 West Oak Street, while on duty, he threatened on duty Police Officer John Stapleton, Star # 14157, Unit 765, by stating, among other things, "I'll kick your ass too."

(D) On or about December 8, 1999, at approximately 2355 hours, inside the Housing Unit North located at 356 West Oak Street, while on duty, he disrespected and maltreated on-duty Police Officer Shannon McNamee, Star #6019, Unit 765, in that he made unnecessary body contact with her by blocking her pathway and/or bumping her with his chest.

(E) On or about December 8, 1999, at approximately 2355 hours, inside the Housing Unit North located at 356 West Oak Street, while on duty, he disrespected and maltreated on-duty Police Officer Shannon McNamee, Star #6019, Unit 765, in that he grabbed her by her neck and/or by her jacket.

(F) On or about December 8, 1999, at approximately 2355 hours, inside the Housing Unit North located at 356 West Oak Street, while on duty, he disrespected and maltreated on-duty Police Officer Shannon McNamee, Star #6019, Unit 765, when he, among other things, lifted her off her feet and/or slammed her to the floor.

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(G) On or about December 8, 1999, at approximately 2355 hours, inside the Housing Unit North located at 356 West Oak Street, while on duty, he engaged in an unjustified verbal altercation with on duty officer(s), Shannon McNamee, Star # 6019, Unit 765 and/or John Stapleton, Star # 14157, Unit 765.

(5) Respondent, **GREGORY GILFILLAN**, Star #17540, as charged herein, is guilty of violating, to-wit:

RULE 8 - "Disrespect to or maltreatment of any person, while on or off duty, in the following instances:

(A) On or about December 8, 1999, at approximately 2355 hours, inside the Housing Unit North located at 356 West Oak Street, while on duty, he verbally abused on duty Police Officer Shannon McNamee, Star # 6019, Unit 765, by stating, among other things, "fuck you, you cunt, you fat bitch".

(B) On or about December 8, 1999, at approximately 2355 hours, inside the Housing Unit North located at 356 West Oak Street, while on duty, he threatened on duty Police Officer Shannon McNamee, Star # 6019, Unit 765, by stating, among other things, "I'm going to fuck'en kill you."

(C) On or about December 8, 1999, at approximately 2355 hours, inside the Housing Unit North located at 356 West Oak Street, while on duty, he threatened on duty Police Officer John Stapleton, Star # 14157, Unit 765, by stating, among other things, "I'll kick your ass too."

(D) On or about December 8, 1999, at approximately 2355 hours, inside the Housing Unit North located at 356 West Oak Street, while on duty, he

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disrespected and maltreated on-duty Police Officer Shannon McNamee, Star #6019, Unit 765, in that he made unnecessary body contact with her by blocking her pathway and/or bumping her with his chest.

(E) On or about December 8, 1999, at approximately 2355 hours, inside the Housing Unit North located at 356 West Oak Street, while on duty, he disrespected and maltreated on-duty Police Officer Shannon McNamee, Star #6019, Unit 765, in that he grabbed her by neck and/or by her jacket.

(F) On or about December 8, 1999, at approximately 2355 hours, inside the Housing Unit North located at 356 West Oak Street, while on duty, he disrespected and maltreated on duty Police Officer Shannon McNamee, Star #6019, Unit 765, when he, among other things, lifted her off her feet and/or slammed her to the floor.

(G) On or about December 8, 1999, at approximately 2355 hours, inside the Housing Unit North located at 356 West Oak Street, while on duty, he engaged in an unjustified verbal altercation with on duty officer(s), Shannon McNamee, Star # 6019, Unit 765 and/or John Stapleton, Star # 14157, Unit 765.

(6) The Respondent, **GREGORY GILFILLAN**, Star #17540, as charged herein, is guilty of violating, to-wit:

RULE 9 - "Engaging in any unjustified verbal or physical altercation with any person, while on or off duty," in the following instances:

(A) On or about December 8, 1999, at approximately 2355 hours, inside the Housing Unit North located at 356 West Oak Street, while on duty, he verbally

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abused on duty Police Officer Shannon McNamee, Star # 6019, Unit 765, by stating, among other things, "fuck you, you cunt, you fat bitch".

(B) On or about December 8, 1999, at approximately 2355 hours, inside the Public Housing Unit North located at 356 West Oak Street, while on duty, he threatened on duty Police Officer Shannon McNamee, Star # 6019, Unit 765, by stating, among other things, "I'm going to fuck'en kill you."

(C) On or about December 8, 1999, at approximately 2355 hours, inside the Public Housing Unit North located at 356 West Oak Street, while on duty, he threatened on duty Police Officer John Stapleton, Star # 14157, Unit 765, by stating, among other things, "I'll kick your ass too."

(D) On or about December 8, 1999, at approximately 2355 hours, inside the Public Housing Unit North located at 356 West Oak Street, while on duty, he disrespected and maltreated on-duty Police Officer Shannon McNamee, Star #6019, Unit 765, in that he made unnecessary body contact with her by blocking her pathway and/or bumping her with his chest.

(E) On or about December 8, 1999, at approximately 2355 hours, inside the Public Housing Unit North located at 356 West Oak Street, while on duty, he disrespected and maltreated on duty Police Officer Shannon McNamee, Star #6019, Unit 765, in that he grabbed her by her neck and/or by her jacket.


(F) On or about December 8, 1999, at approximately 2355 hours, inside the Public Housing Unit North located at 356 West Oak Street, while on duty, he

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disrespected and maltreated on duty Police Officer Shannon McNamee, Star #6019, Unit 765, when he, among other things, lifted her off her feet and/or slammed her to the floor.

(G) On or about December 8, 1999, at approximately 2355 hours, inside the Public Housing Unit North located at 356 West Oak Street, while on duty, he engaged in an unjustified verbal altercation with on duty officer(s), Shannon McNamee, Star # 6019, Unit 765 and/or John Stapleton, Star # 14157, Unit 765.

BY REASON of the findings of fact and of guilty herein, cause exists for the suspension of Respondent, Police Officer **GREGORY GILFILLAN**, Star #17540, from the Department of Police and from the services of the City of Chicago.


JACQUELINE A. WALKER
Hearing Officer

DECISION

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, **JACQUELINE A. WALKER**, and having conferred with the Hearing Officer on the credibility of the witnesses and the evidence, hereby adopt all findings herein 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 **GREGORY GILFILLAN**, Star # 17540, as a result of having been found guilty of the charges in Police Board Case No. 00-2438, is hereby suspended from his position as a Police Officer, and from the services of the City of Chicago, from December 19, 2000, to and including September 18, 2001.

DATED AT CHICAGO, COUNTY OF COOK, STATE OF ILLINOIS, THIS 6th DAY OF September, 2001.

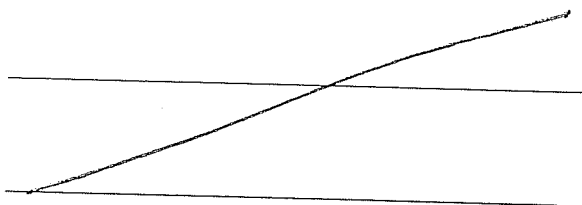
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Executive Director, Police Board

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DISSENT

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



Police Board Member Phyllis Apelbaum, while concurring in the finding of guilt, abstained from the decision as to the penalty imposed.

RECEIVED A COPY OF THE FOREGOING COMMUNICATION

THIS _____ DAY OF _____, 2001.

SUPERINTENDENT OF POLICE

11 MAY 2000

INTERNAL AFFAIRS DIVISION
RECORDS SECTION

INTERNAL AFFAIRS DIVISION
RECORDS SECTION
FOR
O.P.S.

TO: CHIEF ADMINISTRATOR O.P.S.

FROM: RECORDS SECTION
INTERNAL AFFAIRS DIVISION

SUBJECT: PREVIOUS DISCIPLINARY RECORD OF:

GILLSILLAN, GREGORY 17540 015

NAME (LAST, FIRST, M. I.) STAR UNIT

M. SEX RACE S.S.N.

REFERENCE: COMPLAINT REGISTER NUMBER(S) 258533

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

SUPV. HENRY, JAMES 104 113
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

ONLY

Exh. A

FOR: COMMANDING OFFICER
RECORDS SECTION
INTERNAL AFFAIRS DIVISION

ENTER 'N' IN FUNCTION FOR NEXT PAGE

SSN [REDACTED] NAME: LAST GILFILLAN FIRST GREGORY MI D STAR 17540
UNIT 015 EMP NO 302082 SEX M RACE X DOB 02 NOV 56 DATE APPTD 16 DEC 91
RANK 9161 POLICE OFFICER

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

C236126 16 APR 97 10 DAY SUSPENSION 05 MAR 99 - 14 MAR 99 ;
F/CAT: EXCESSIVE FORCE: ARRESTEE - DURING ARREST
LESS SER TRAN:
COMMENTS STATUS CLO

S984585 14 DEC 98 FORFEIT 1 DAY COMP T - ; 1
F/CAT:
LESS SER TRAN: FAIL TO APPEAR IN CT OR NOT. SUPVR OF INABILIT
COMMENTS FAILED TO APPEAR IN TRAFFIC COURT STATUS CLO

C252650 02 APR 99 1 DAY SUSPENSION 13 MAR 00 - 13 MAR 00 ;
F/CAT: OPERATION/PERSONNEL VIOLS.: NEGLECT OF DUTY / CONDUCT UNBECOMING
LESS SER TRAN:
COMMENTS STATUS CLO

DUPLICATE IN CR # 257533 ONLY

PREVIOUS DISCIPLINARY ACTION SUMMARY

NO MORE CLOSED - SUSTAINED CR'S (PAST 5 YEARS) OR SP'S (PAST 1 YEAR) FUNCTION
SSN [REDACTED] NAME: LAST GILFILLAN FIRST GREGORY MI D STAR 17540
UNIT 015 EMP NO 302082 SEX M RACE X DOB 02 NOV 56 DATE APPTD 16 DEC 91
RANK 9161 POLICE OFFICER

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

S993864 06 OCT 99 REPRIMAND

F/CAT: ; 0
LESS SER TRAN: FAIL TO APPEAR IN CT OR NOT. SUPVR OF INABILIT
COMMENTS FAILURE TO APPEAR BRANCH 72 STATUS CLO

F/CAT: ;
LESS SER TRAN: STATUS

F/CAT: ;
LESS SER TRAN: STATUS

COMMENTS STATUS

DUPLICATED FOR USE IN CR # 252533 ONLY

CHICAGO POLICE DEPARTMENT

COMPLIMENTARY HISTORY

DATE 25 May 2000

NAME Gilfillan, Gregory RANK PO SSN [REDACTED] STAR 17540 UNIT 015

SPECIAL AWARDS _____ 000 _____

DEPARTMENT _____ 001 _____
COMMENDATIONS: _____

HONORABLE _____
MENTIONS: _____ 055 _____

COMPLIMENTARY _____
LETTERS: _____ 000 _____

Complimentary History Requested By:

NAME Henry, James RANK Supv STAR 104 UNIT 113

C.R.# 258533

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