

14PB2874

CHARGES

Officer Eugene Posey, Star Number 18709, is charged with violating the following rules contained in Article V of the Rules and Regulations of the Chicago Police Department, which were in full force and effect on the date of the alleged violations:

- 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 6: Disobedience of an order or directive, whether written or oral.
- Rule 14: Making a false report, written or oral.
- Rule 20: Failure to submit immediately a written report that any member, including self, is under investigation by any law enforcement agency other than the Chicago Police Department.
- Rule 38: Unlawful or unnecessary use or display of a weapon.

SPECIFICATIONS

1. Officer Eugene Posey, Star Number 18709, is charged with violating 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 one or more of the following instances:

Count I: On or about April 22, 2010 during a statement with the Independent Police Review Authority, Police Officer Eugene Posey made a false statement regarding an incident that occurred on or about December 16, 2009 at approximately 0910 hours in a parking lot behind the Blockbuster Video Store located at approximately 3045 East New York Street, Aurora, Illinois, when he stated that he displayed his badge to and/or denied pointing his gun at Rachelle Bridget Crile, or words to that effect, when he, in fact, displayed and/or pointed a gun at Rachelle Bridget Crile, thereby impeding the Department's efforts to achieve its policy and goals and/or bringing discredit upon the Department.

Count II: On or about December 16, 2009, Police Officer Eugene Posey failed to submit immediately a written report to the Chicago Police Department to inform the Department that he, Police Officer Eugene Posey, was under investigation by an outside law enforcement agency (the Aurora Police Department) regarding an incident that occurred on or about December 16, 2009 at approximately 0910 hours in a parking lot behind the Blockbuster Video Store located at approximately 3045 East New York Street, Aurora, Illinois, thereby impeding the Department's efforts to achieve its policy and goals and/or bringing discredit upon the Department.

Count III: On or about December 16, 2009 at approximately 0910 hours in a parking lot behind the Blockbuster Video Store at approximately 3045 East New York Street in Aurora, Illinois, Police Officer Eugene Posey, while off duty, displayed and/or pointed a handgun at Rachelle Bridget Crile without lawful justification, thereby impeding the Department's efforts to achieve its policy and goals and/or bringing discredit upon the Department.

2. Officer Eugene Posey, Star Number 18709, is charged with violating Rule 6, "Disobedience of an order or directive, whether written or oral," in the following instance:

On or about December 16, 2009, Police Officer Eugene Posey failed to submit immediately a To-From-Subject report, in triplicate, to his unit commanding officer, informing him that he, Police Officer Eugene Posey, was under investigation by an outside law enforcement agency (the Aurora Police Department) regarding an incident that occurred on or about December 16, 2009 at approximately 0910 hours in a parking lot behind the Blockbuster Video Store located at approximately 3045 East New York Street, Aurora, Illinois, and/or by failing to provide information about the investigation, in violation of General Order 93-3-5B, Item IV-A ("Special Situations").

3. Officer Eugene Posey, Star Number 18709, is charged with violating Rule 14, "Making a false report, written or oral," in the following instance:

On or about April 22, 2010 during a statement with the Independent Police Review Authority, Police Officer Eugene Posey made a false statement regarding an incident that occurred on or about December 16, 2009 at approximately 0910 hours in a parking lot behind the Blockbuster Video Store located at approximately 3045 East New York Street, Aurora, Illinois, when he stated that he displayed his badge to and/or denied pointing his gun at Rachelle Bridget Crile, or words to that effect, when he, in fact, displayed and/or pointed a gun at Rachelle Bridget Crile, thereby making a false report, written or oral.

4. Officer Eugene Posey, Star Number 18709, is charged with violating Rule 20, "Failure to submit immediately a written report that any member, including self, is under investigation by any law enforcement agency other than the Chicago Police Department," in the following instance:

On or about December 16, 2009, Police Officer Eugene Posey failed to submit immediately a written report to the Chicago Police Department to inform the Department that he, Police Officer Eugene Posey, was under investigation by an outside law enforcement agency (the Aurora Police Department) regarding an incident that occurred on or about December 16,

2009 at approximately 0910 hours in a parking lot behind the Blockbuster Video Store located at approximately 3045 East New York Street, Aurora, Illinois, thereby failing to submit immediately a written report that he was under investigation by any law enforcement agency other than the Chicago Police Department.

5. Officer Eugene Posey, Star Number 18709, is charged with violating Rule 38, "Unlawful or unnecessary use or display of a weapon," in the following instance:

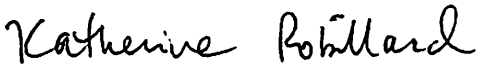
On or about December 16, 2009 at approximately 0910 hours in a parking lot behind the Blockbuster Video Store at approximately 3045 East New York Street in Aurora, Illinois, Police Officer Eugene Posey, while off duty, displayed and/or pointed a handgun at Rachelle Bridget Crile without lawful justification, thereby engaging in the unlawful or unnecessary use or display of a weapon.

Based on the foregoing charges and specifications, the Superintendent recommends that Officer Eugene Posey, Star Number 18709, be suspended from the Chicago Police Department for a period of 60 days.



GARRY F. MCCARTHY
Superintendent of Police

APPROVED AS TO FORM



KATHERINE ROBILLARD
Assistant Corporation Counsel

P. B. CASE # FILED
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CHICAGO POLICE BOARD