

Regular Meeting Addendum September 29, 2008

12:30 p.m.

The Commissioners adjourned their regular meeting at 1:34 p.m. to conduct a police officer disciplinary hearing which began at 2:00 p.m.

RE: Hearing on the merits of the appeal of Garrett Bernard, from the action of the Department of Public Safety, Division of Police, suspending him for 240 hours from the position of Police Officer – Appeal No. 08-CA-0004.

The Commission proceeded on the following charges and specifications:

CHARGE I: You are hereby charged with violating **Rule of Conduct 1.09 "Aid to Fellow Officer,"** which stated "Sworn personnel, except when actually incapacitated, shall aid, assist and protect fellow officers in time of danger or under circumstances where danger might reasonably be impending."

SPECIFICATION I: On September 29th, 2007, you failed to aid or assist a fellow officer in a time of danger, and under circumstances where danger might reasonably be impending.

Appearances and preliminary matters were handled. A separation of witnesses was requested. Ms Susan Thompson and Mr. Ron Snyder gave their opening statements.

Officer James Ingles – Ms. Thompson called Officer Ingles as the City's first witness. Officer Ingles was sworn in by Commission President Pettigrew, examined on direct by Ms. Thompson, examined on cross by Mr. Snyder, examined on redirect by Ms. Thompson, recross by Mr. Snyder, answered questions from the Commissioners, cross by Mr. Snyder based on questions by the Commissioners, and was excused.

Sergeant John Blubaugh – Ms. Thompson called Sergeant Blubaugh as the City's next witness. Sergeant Blubaugh was sworn in by Commission President Pettigrew, examined on direct by Ms. Thompson, examined on cross by Mr. Snyder, examined on redirect by Ms. Thompson, recross by Mr. Snyder, answered questions from the Commissioners, direct by Ms. Thompson based on questions by the Commissioners, cross by Mr. Snyder, and was excused.

Commission President Pettigrew advised this hearing would be recessed until the next available date, which was Tuesday, November 18, 2008 at 9:00 a.m.

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Grady L. Pettigrew, Jr., President

Date