

## AMENDED CHARGES

Police Officer Gerald W. Callahan, Star Number 12796, 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 1: Violation of any law or ordinance;
  - 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 7: Insubordination or disrespect toward a supervisory member on or off duty;
  - 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.
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## SPECIFICATIONS

1. Police Officer Gerald W. Callahan, Star Number 12796, is charged with violating Rule 1, "Violation of any law or ordinance," in the following instance;

On or about March 25, 2006, at approximately 2000 hours, while on duty at the Alternate Response Section, 2111 West Lexington, Police Officer Gerald W. Callahan threatened Sgt. Ray Young, Star Number 2013, with physical harm and/or lunged at Sgt. Young, thereby violating Chapter 720 ILCS 5/12-2( a), by committing the act of Aggravated Assault..

2. Police Officer Gerald W. Callahan, Star Number 12796, is charged with violating Rule 2, "Any action or conduct which impedes the Department's efforts to achieve its policy and goals or bring discredit upon the Department," in one or more of the following instances:

Count I: On or about March 7, 2004, at approximately 2315 hours, at 1718 South State Street, Chicago, Illinois, Police Officer Gerald Callahan threatened Police Officer Grant McGrane by stating, "I'm gonna dump your ass in the garbage can. I swear to God I will. I'll kill your ass," or words to that effect, thereby impeding the Department's efforts to achieve its policy and goals or bringing discredit upon the Department..

Count II: On or about March 7, 2004, at approximately 2315 hours, at 1718 South State Street, Chicago, Illinois, Police Officer Gerald

Callahan threatened Police Officer Christopher Krol by stating, "I'll kick your ass anytime and throw you in the garbage can," or words to that effect, thereby impeding the Department's efforts to achieve its policy and goals or bringing discredit upon the Department.

Count III: On or about March 7, 2004, at approximately 2315 hours at 1718 South State Street, Chicago, Illinois, Police Officer Gerald Callahan, while in the presence of Police Officer Grant McGrane and/or Police Officer Christopher Krol, made threatening statements referring to Police Officer Timothy Fundarek by stating, "You can tell that rat motherfucker Fundarek that I swear on Ireland I will rip his fucking head off and piss down his fucking throat. I swear to God I'll kill the son of a bitch," or words to that effect, thereby impeding that Department's efforts to achieve its policy and goals or bringing discredit upon the Department.

Count IV: On or about March 7, 2004, at approximately 2315 hours at 1718 South State Street, Chicago, Illinois, Police Officer Gerald Callahan, while in the presence of Police Officer Grant McGrane and/or Police Officer Christopher Krol, made threatening statements referring to Police Officer Mark Harmon by stating, "I'm gonna kill his ass and dump him in the garbage can," or words to that effect, thereby impeding the Department's efforts to achieve its policy and goals or bringing discredit upon the Department.

Count V: On or about March 25, 2006, at approximately 2000 hours, while on duty at the Alternate Response Section, 2111 West Lexington, Police Officer Gerald W. Callahan threatened Sgt. Ray Young, Star Number 2013, with physical harm and/or lunged at Sgt. Young, thereby impeding the Department's efforts to achieve its policy and goals or bringing discredit upon the Department.

Count VI: On or about March 25, 2006, at approximately 2000 hours, while on duty at the Alternate Response Section, 2111 West Lexington, Police Officer Gerald W. Callahan threatened Sergeant Ray Young, Star Number 2013, by stating, "You are lucky he's here, or I would hurt you more," or words to that effect, thereby impeding the Department's efforts to achieve its policy and goals or bringing discredit upon the Department.

Count VII: On or about March 25, 2006, at approximately 2000 hours, while on duty at the Alternate Response Section, 2111 West Lexington, Police Officer Gerald Callahan repeatedly swore at and/or made derogatory statements to Sergeant Ray Young, Star Number 2013,

thereby impeding the Department's efforts to achieve its policy and goals or bringing discredit upon the Department..

Count VIII: On or about March 25,2006, at approximately 2000 hours, while on duty at the Alternate Response Section, 2111 West Lexington, Police Officer Gerald Callahan repeatedly swore at and/or made derogatory statements to Lieutenant David Naleway, Star Number 367, thereby impeding the Department's efforts to achieve its policy and goals or bringing discredit upon the Department..

Count IX: On or about March 25,2006, at approximately 2000 hours, while on duty, at the Alternate Response Section, 2111 West Lexington, Police Officer Gerald Callahan refused to obey one or more direct orders given to him by Sergeant Terrance Cochran, Star Number 894, to submit to a breathalyzer exam, thereby impeding the Department's efforts to achieve its policy and goals or bringing discredit upon the Department..

3. Police Officer Gerald Callahan, Star Number 12796, is charged with violating Rule 6, "Disobedience of an order or directive, whether written or oral," in one or more of the following instances:

Count I: On or before March 7, 2004, Police Officer Gerald Callahan observed misconduct by Department members and failed to immediately notify a supervisor and/or prepare a written report, thereby violating General Order 93-03-02B.

Count II: On or about March 25,2006, at approximately 2000 hours, while on duty, at the Alternate Response Section, 2111 West Lexington, Police Officer Gerald Callahan refused to obey one or more direct orders given to him by Sergeant Terrance Cochran, Star Number 894, to submit to a breathalyzer exam, thereby violating General Order 93-03-05B..

4. Police Officer Gerald Callahan, Star Number 12796, is charged with violating Rule 7, "Insubordination or disrespect toward a supervisory member on or off duty," in one or more of the following instances:

Count I: On or about March 25,2006, at approximately 2000 hours, while on duty at the Alternate Response Section, 2111 West Lexington, Police Officer Gerald W. Callahan was insubordinate and/or disrespectful towards Sergeant Ray Young, Star Number 2013, when he threatened Sgt. Young with physical harm and/or lunged at Sgt. Young.

Count II: On or about March 25, 2006, at approximately 2000 hours, while on duty at the Alternate Response Section, 2111 West Lexington, Police Officer Gerald W. Callahan was insubordinate and/or disrespectful towards Sergeant Ray Young, Star Number 201J, by stating, "You are lucky he's here, or I would hurt you more," or words to that effect.

Count III: On or about March 25, 2006, at approximately 2000 hours, while on duty at the Alternate Response Section, 2111 West Lexington, Police Officer Gerald W. Callahan was insubordinate and/or disrespectful towards Sergeant Ray Young, Star Number 2013, by repeatedly swearing at and/or making derogatory statements to Sgt. Young.

Count IV: On or about March 25, 2006, at approximately 2000 hours, while on duty at the Alternate Response Section, 2111 West Lexington, Police Officer Gerald W. Callahan was insubordinate and/or disrespectful towards Lieutenant David Naleway, Star Number 367, by repeatedly swearing at and/or making derogatory statements to Lt. Naleway.

Count V: On or about March 25, 2006, at approximately 2000 hours, while on duty at the Alternate Response Section, 2111 West Lexington, Police Officer Gerald W. Callahan was insubordinate and/or disrespectful towards Sergeant Terrance Cochran, Star Number 894, in that he refused to obey one or more direct orders given to him by Sgt. Cochran to submit to a breathalyzer exam.

5. Police Officer Gerald Callahan, Star Number 12796, is charged with violating Rule 8, "Disrespect to or maltreatment of any person, while on or off duty," in one or more of the following instances:

Count I: On or about March 7, 2004, at approximately 2315 hours, at 1718 South State Street, Chicago, Illinois, Police Officer Gerald Callahan disrespected and/or maltreated Police Officer Grant McGrane by stating, "You're a rat motherfucker," or words to that effect.

Count II: On or about March 7, 2004, at approximately 2315 hours, at 1718 South State Street, Chicago, Illinois, Police Officer Gerald Callahan disrespected and/or maltreated Police Officer Grant McGrane by stating, "I'm gonna dump your ass in the garbage can. I swear to God I will. I'll kill your ass," or words to that effect.

Count III: On or about March 7, 2004, at approximately 2315 hours, at 1718 South State Street, Chicago, Illinois, Police Officer Gerald

Callahan disrespected and/or maltreated Police Officer Christopher Krol by stating, "You're a rat motherfucker," or words to that effect.

Count IV: On or about March 7, 2004, at approximately 2315 hours, at 1718 South State Street, Chicago, Illinois, Police Officer Gerald Callahan disrespected and/or maltreated Police Officer Christopher Krol by stating, "I'll kick your ass anytime and throw you in the garbage can," or words to that effect.

Count V: On or about March 25, 2006, at approximately 2000 hours, while on duty at the Alternate Response Section, 2111 West Lexington, Police Officer Gerald W. Callahan disrespected and/or maltreated Sergeant Ray Young, Star Number 2013, when he threatened Sgt. Young with physical harm and/or lunged at Sgt. Young.

Count VI: On or about March 25, 2006, at approximately 2000 hours, while on duty at the Alternate Response Section, 2111 West Lexington, Police Officer Gerald W. Callahan disrespected and/or maltreated Sergeant Ray Young, Star Number 2013, by stating, "You are lucky he's here, or I would hurt you more," or words to that effect.

Count VII: On or about March 25, 2006, at approximately 2000 hours, while on duty at the Alternate Response Section, 2111 West Lexington, Police Officer Gerald W. Callahan disrespected and/or maltreated Sergeant Ray Young, Star Number 2013, by repeatedly swearing at and/or making derogatory statements to Sgt. Young.

Count VIII: On or about March 25, 2006, at approximately 2000 hours, while on duty at the Alternate Response Section, 2111 West Lexington, Police Officer Gerald W. Callahan disrespected and/or maltreated Lieutenant David Naleway, Star Number 367, by repeatedly swearing at and/or making derogatory statements to Lt. Naleway.

6. Police Officer Gerald Callahan, Star Number 12796, is charged with violating Rule 9, "Engaging in any unjustified verbal or physical altercation with any person, while on or off duty," in one or more of the following instances:

Count I: On or about March 7, 2004, at approximately 2315 hours, at 1718 South State Street, Chicago, Illinois, Police Officer Gerald Callahan stated to Police Officer Grant McGrane, "I'm gonna dump your ass in the garbage can. I swear to God I will. I'll kill your ass," or words to that effect, thereby engaging in an unjustified verbal altercation.

Count II: On or about March 7, 2004, at approximately 2315 hours, at 718 South State Street, Chicago, Illinois, Police Officer Gerald Callahan stated to Police Officer Christopher Krol, "I'll kick your ass anytime and throw you in the garbage can," or words to that effect, thereby engaging in an unjustified verbal altercation.

Count III: On or about March 25, 2006, at approximately 2000 hours, while on duty at the Alternate Response Section, 2111 West Lexington, Police Officer Gerald W. Callahan stated to Sergeant Ray Young, Star Number 2013, "You are lucky he's here, or I would hurt you more," or words to that effect, thereby engaging in an unjustified verbal altercation.

Based on the foregoing charges and specifications, the Superintendent recommends that Police Officer Gerald Callahan, Star Number 12796, be discharged from the Chicago Police Department.

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Philip J. Clire  
Superintendent of Police

APPROVED AS TO FORM:

  
Jennifer M. Sampson  
Assistant Corporation Counsel  
Labor Division

P.B.CASE # FfLED

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