

BEFORE THE POLICE BOARD OF THE CITY OF CHICAGO

IN THE MATTER OF CHARGES FILED AGAINST )  
POLICE OFFICER THOMAS NASH ) Case No. 03-2524  
STAR NO. 7353 )

FINDINGS AND DECISION

On September 8, 2003, the Superintendent of Police filed charges with the Police Board of the City of Chicago against Police Officer Thomas Nash, Star No. 7353 (hereinafter sometimes referred to as "Respondent"), for violating the following rules:

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.

The Police Board of the City of Chicago investigated these charges and caused a hearing on these charges against Police Officer Thomas Nash, Star No. 7353, to be had before Thomas E. Johnson, Hearing Officer of the Police Board of the City of Chicago, on March 29, 2004, March 31, 2004, and May 13, 2004.

Following the hearing, the members of the Police Board read and reviewed the certified transcription of the proceedings of the hearing and viewed the videotape of the hearing. Thomas E. Johnson, 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, found and determined that:

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

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Police Officer Thomas Nash  
Star No. 7353

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 Thomas E. Johnson, Hearing Officer of the Police Board of the City of Chicago, on March 29, 2004, March 31, 2004, and May 13, 2004.

4. Throughout the hearing, Police Officer Thomas Nash, Star No. 7353, was present and represented by counsel.

5. The Respondent Police Officer Thomas Nash, Star No. 7353, charged herein, contrary to the Rules and Regulations, is **guilty** of violating to wit:

Rule 1: Violation of any law or ordinance, which charged that:

Count I: From about August 31, 2000 to May 31, 2001, Police Officer Thomas Nash committed the offense of Theft, in that he knowingly obtained unauthorized control over property (in excess of \$10,000, but less than \$100,000), intending to deprive the owner permanently of the use and benefit of said property, in violation of 720 ILCS 5/16-1(a)(2)(A).

Count II: From about August 31, 2000 to May 31, 2001, Police Officer Thomas Nash committed the offense of Theft by Deception, in that he knowingly obtained by deception control over property (in excess of \$10,000, but less than \$100,000), intending to deprive the owner permanently of the use and benefit of said property, in violation of 720 ILCS 5/16-1(a)(2)(A).

- Count III: From about May 2000 through March 2001, Police Officer Thomas Nash committed the offense of Perjury, in that under oath or affirmation he made false statements including, but not limited to, that he was unemployed from July 2000 until March 2001, in violation of 720 ILCS 5/32-2.
- Count IV: On or about May 24, 2001, in Chicago, Illinois, Police Officer Thomas Nash committed the offense of Perjury, in that under oath or affirmation he falsely stated that he was unemployed, and that he had been unemployed from October 1995 until May 24, 2001, in violation of 720 ILCS 5/32-2.
- Count V: On or about May 24, 2001, in Chicago, Illinois, Police Officer Thomas Nash committed the offense of Perjury, in that under oath or affirmation he made additional false statements including, but not limited to, that he did not work full time; that he was a civilian employee; that he did not conduct investigations in the field; and that he was not required to carry a weapon, in violation of 720 ILCS 5/32-2.

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

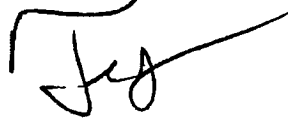
- Count I: From about May 2000 through March 2001, Police Officer Thomas Nash knowingly obtained disability benefits while employed by the Cook County Sheriff's Office, thereby impeding the Department's efforts to achieve its policy and goals and bringing discredit upon the Department.
- Count II: From about May 2000 through March 2001, Police Officer Thomas Nash made false statements in order to obtain disability benefits, thereby impeding the Department's efforts to achieve its policy and goals and bringing discredit upon the Department.

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Count III: From about May 2000 through March 2001, and on or about May 24, 2001, in Chicago, Illinois, Police Officer Thomas Nash made false statements under oath or affirmation including, but not limited to, that he was unemployed; that he did not work full time; that he did not conduct investigations in the field while working as an Investigator for the Cook County Sheriff's Office; that he was not deputized; that he was not required to carry a weapon, thereby impeding the Department's efforts to achieve its policy and goals and bringing discredit upon the Department.

By reason of the findings of fact, the Respondent is **guilty** of violating Rules 1 and 2.

Respectfully submitted,



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THOMAS E. JOHNSON  
Hearing Officer

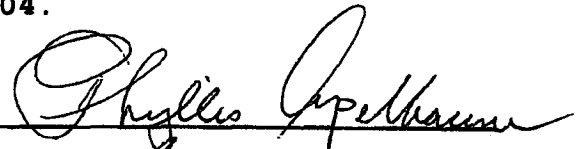
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Star # 7353

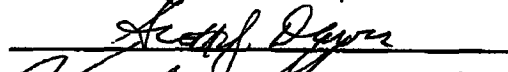
D E C I S I O N


The members of the Police Board, having read and reviewed the certified copy of the transcription of the hearing, having viewed the videotapes of the hearing, having received the oral report of the Hearing Officer, Thomas E. Johnson, 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, a copy of which is attached hereto as Exhibit A; and,

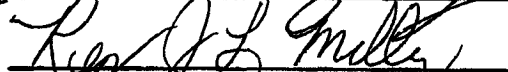
**IT IS HEREBY ORDERED** that the Respondent, Police Officer Thomas P. Nash, Star # 7353, as a result of having been found guilty of the charges in Police Board Case No. 03-2524, is hereby suspended from his position as a Police Officer, and from the services of the City of Chicago, from September 10, 2003, to and including July 11, 2004.

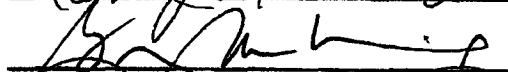
DATED AT CHICAGO, COUNTY OF COOK, STATE OF ILLINOIS, THIS  
29<sup>th</sup> DAY OF June, 2004.



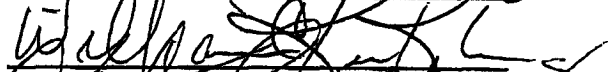














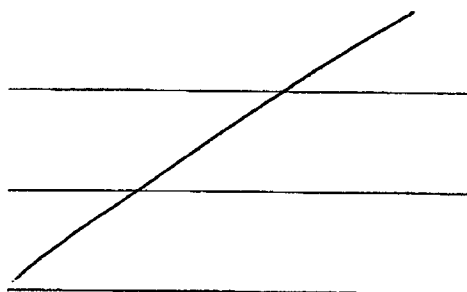


Interim Executive Director,  
Police Board

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Star # 7353

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.



RECEIVED A COPY OF THIS COMMUNICATION

THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 2004

\_\_\_\_\_  
SUPERINTENDENT OF POLICE

Chicago Police Department  
Personnel Division

2/7/02

COMPLIMENTARY HISTORY

<u>Name</u>	<u>Title</u>	<u>SSN</u>	<u>Star</u>	<u>Unit</u>	<u>Detail Unit</u>
NASH THOMAS	9161		07353	045	376

DEPT. COMMENDATIONS

0

HONORABLE MENTIONS

20

COMPLIMENTARY LETTERS

4

AWARD NUMBER:

OTHER AWARDS:

SPECIAL AWARDS:

<u>Jr. Chamber . of Comm =</u>	0	<u>Honored Police Star =</u>	0
<u>Rich. J Daley Award =</u>	0	<u>Life Saving Awd=</u>	0
<u>Police Medal =</u>	0	<u>Hnd Cld Med. of Val =</u>	0
<u>Supt. Awd of Valor =</u>	0	<u>Fitness Award=</u>	0
<u>Supt. Awd of Merit =</u>	0	<u>Appearance Award =</u>	0
<u>Police Blue Star =</u>	0	<u>Special Commendation =</u>	0
<u>Officer of The Month =</u>	0	<u>Partnership Award =</u>	0
<u>Unit Meritorious =</u>	0	<u>Special Serv. Award =</u>	0
<u>Lambert Tree =</u>	0	<u>Problem Solving Awd=</u>	0
<u>Carter Harrison =</u>	0	<u>Blue Shield Awd =</u>	0
<u>WGN Award =</u>	0		

Complimentary History Requested By:

NAME:	BIALAS MARYANN	TITLE	9174	STAR:	17345	UNIT:	121
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CR #: 272374

Completed by:

Annette Steptore  
Personnel Division  
Records Section -2089-2092  
Pax 0-342 or Bell 5-5390

CR# 272374  
ATTACHMENT # 32