

## C H A R G E S

Police Officer James E. Uginchus, Star Number 16739, 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 8: Disrespect to or maltreatment of any person, while on or off duty;
- Rule 15: Intoxication on or off duty;

## S P E C I F I C A T I O N S

1. Police Officer James E. Uginchus, Star Number 16739, is charged with violating Rule 1, "Violation of any law or ordinance," in one or more of the following instances:

- Count I: On or about August 11, 2001, at or near 7924 South Kildare, Chicago, Illinois, Officer Uginchus, while off duty and without lawful authority, approached 12-year-old Matthew Basile in a menacing manner and/or flicked cigarette ash and/or a lighted cigarette in Basile's direction, placing him in reasonable apprehension of receiving a battery, thus committing aggravated assault in violation of Illinois Compiled Statutes chapter 720 ILCS 5/12-2(a)(1).
- Count II: On or about August 11, 2001, at or near 7924 South Kildare, Chicago, Illinois, Officer Uginchus, while off duty and without lawful authority, approached Bridget Basile in a menacing manner and/or brandished garden shears, placing her in reasonable apprehension of receiving a battery, thus committing aggravated assault in violation of Illinois Compiled Statutes chapter 720 ILCS 5/12-2(a)(1).
- Count III: On or about September 13, 2001, at or near 7918 South Kildare, Chicago, Illinois, Officer Uginchus, knowingly transmitted to a police officer a report of an assault which he knew was groundless, thus engaging in disorderly conduct in violation of Illinois Compiled Statutes chapter 720 ILCS 5/26-1(a)(4).

Count IV: On or about September 13, 2001, at or near 7918 South Kildare, Chicago, Illinois, Officer Uginchus, knowingly transmitted to a sergeant of police a report accusing a neighbor of causing damage to his property which he knew was groundless, thus engaging in disorderly conduct in violation of Illinois Compiled Statutes chapter 720 ILCS 5/26-1(a)(4).

Count V: On or about September 21, 2001, Officer Uginchus appeared at the offices of the Internal Affairs Division to provide a formal statement to pending charges, and during that statement he admitted that he had purchased and possessed a Smith & Wesson .9 mm handgun, serial number VDL2482, which was not registered, thus violating City of Chicago Municipal Code, Chapter 8-20, Section 040.

2. Police Officer James E. Uginchus, Star Number 16739, 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 August 11, 2001, at or near 7924 South Kildare, Chicago, Illinois, Officer Uginchus approached Bridget Basile in a menacing manner and/or brandished garden shears, placing her in reasonable apprehension of receiving a battery, and was subsequently arrested thereby impeding the Department's efforts to achieve its policies and goals and/or bringing discredit upon the Department.

Count II: On or about August 11, 2001, at or near 7924 South Kildare, Chicago, Illinois, Officer Uginchus approached 12-year-old Matthew Basile in a menacing manner and flicked cigarette ash and/or a lighted cigarette in Basile's direction, placing him in reasonable apprehension of receiving a battery, and was subsequently arrested thereby impeding the Department's efforts to achieve its policies and goals and/or bringing discredit upon the Department.

Count III: On or about August 11, 2001, at or near 7924 South Kildare, Chicago, Illinois, Officer Uginchus unjustifiably yelled at and/or directed profanities toward Matthew Basile and/or Bridget Basile and/or Virginia Green thereby impeding the Department's efforts to achieve its policies and goals and/or bringing discredit upon the Department.

Count IV: On or about August 11, 2001, Officer James E. Uginchus submitted to

a Breath Alcohol Test which results revealed that he had a blood alcohol level of approximately 0.102%, thus being intoxicated while off duty, thereby impeding the Department's efforts to achieve its policies and goals and/or bringing discredit upon the Department.

Count V: On or about September 13, 2001, at or near 7918 South Kildare, Chicago, Illinois, Officer Uginchus, knowingly transmitted to a police officer a report of an assault which he knew was groundless, thereby impeding the Department's efforts to achieve its policies and goals and/or bringing discredit upon the Department.

Count VI: On or about September 13, 2001, at or near 7918 South Kildare, Chicago, Illinois, Officer Uginchus, knowingly transmitted to a sergeant of police a report accusing a neighbor of causing damage to his property which he knew was groundless, thereby impeding the Department's efforts to achieve its policies and goals and/or bringing discredit upon the Department.

Count VII: On or about September 21, 2001, Officer Uginchus appeared at the offices of the Internal Affairs Division to provide a formal statement to pending charges, and during that statement he admitted that he had purchased and possessed a Smith & Wesson .9 mm handgun, serial number VDL2482, which was not registered, thereby impeding the Department's efforts to achieve its policies and goals and/or bringing discredit upon the Department.

3. Police Officer James E. Uginchus, Star Number 16739, 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 August 11, 2001, while off duty in the vicinity of 7924 South Kildare, Officer Uginchus maltreated Bridget Basile in that he yelled at her and/or directed profanities toward Ms. Basile.

Count II: On or about August 11, 2001, while off duty in the vicinity of 7924 South Kildare, Officer Uginchus maltreated Matthew Basile in that he yelled at him and/or directed profanities toward Matthew.

Count III: On or about August 11, 2001, while off duty in the vicinity of 7924 South Kildare, Officer Uginchus maltreated Virginia Green in that he yelled at her and/or directed profanities toward Ms. Green.

4. Police Officer James E. Uginchus, Star Number 16739, is charged with violating Rule 15; "Intoxication on or off duty," in the following instance:

Count I: On or about August 11, 2001, Officer James E. Uginchus submitted to a Breath Alcohol Test which results revealed that he had a blood alcohol level of approximately 0.102%, thus being intoxicated while off duty.

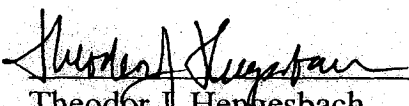
Based on the foregoing charges and specifications, the Superintendent recommends that Police Officer James E. Uginchus, Star Number 16739, be discharged from the Chicago Police Department.



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TERRY G. HILLARD  
Superintendent of Police

APPROVED AS TO FORM



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Theodor J. Hengesbach  
Assistant Corporation Counsel