

14PB2847

CHARGES

Detective John Killackey III, Star Number 20163, 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 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.
- Rule 38: Unlawful or unnecessary use or display of a weapon.

SPECIFICATIONS

1. Detective John Killackey III, Star Number 20163, 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 April 23, 2009, in the vicinity of 1945 N. Winchester in Chicago, Illinois, while off duty, Detective Killackey committed aggravated assault in that he pointed a firearm at Karl Clermont and stated, "Either I don't owe you shit or you get out of the car and see what's gonna happen," or words to that effect, in violation of 720 ILCS 5/12-2(a)(1).
 - Count II: On or about April 23, 2009, in the vicinity of 1945 N. Winchester, in Chicago, Illinois, while off duty, Detective Killackey committed theft of services in that he refused to pay the taxi fare he owed to taxi driver Karl Clermont, in violation of 720 ILCS 5/16-3(a).
2. Detective John Killackey III, Star Number 20163, 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 23, 2009, in the vicinity of 1945 N. Winchester in Chicago, Illinois, while off duty, Detective Killackey pointed a firearm at Karl Clermont and/or stated to Karl Clermont, "Either I don't owe you shit or you get out of the car and see what's gonna

happen,” or words to that effect, thereby impeding the Department’s efforts to achieve its policy and/or goals or bringing discredit upon the Department.

Count II: On or about April 23, 2009, in the vicinity of 1945 N. Winchester, in Chicago, Illinois, while off duty, Detective Killackey refused to pay the taxi fare he owed to taxi driver Karl Clermont, thereby impeding the Department’s efforts to achieve its policy and/or goals or bringing discredit upon the Department.

Count III: On or about April 23, 2009, while off duty, Detective Killackey carried a firearm knowing there was a likelihood that he would be consuming alcoholic beverages and/or consumed one or more alcoholic beverages while carrying his firearm, thereby impeding the Department’s efforts to achieve its policy and/or goals or bringing discredit upon the Department.

Count IV: On or about April 23, 2009, in the vicinity of 1945 N. Winchester, in Chicago, Illinois, while off duty, Detective Killackey pointed a firearm at Karl Clermont without justification, thereby impeding the Department’s efforts to achieve its policy and/or goals or bringing discredit upon the Department.

Count V: On or about May 27, 2010, Detective Killackey was found guilty in the Circuit Court of Cook County, Illinois, County Department, Municipal Division, of violating 720 ILCS 5/12-2(a)(1) and/or 720 ILCS 5/16-3(a), thereby impeding the Department’s efforts to achieve its policy and/or goals or bringing discredit upon the Department.

3. Detective John Killackey III, Star Number 20163, is charged with violating Rule 6, “Disobedience of an order or directive, whether written or oral,” in the following instance:

On or about April 23, 2009, while off duty, Detective Killackey carried a firearm knowing there was a likelihood that he would be consuming alcoholic beverages, in violation of General Order 07-01(III)(C) (now known as Uniform and Property 04-02), thereby disobeying an order or directive, whether written or oral.

4. Detective John Killackey III, Star Number 20163, is charged with violating Rule 8, “Disrespect or maltreatment of any person, while on or off duty,” in the following instance:

On or about April 23, 2009, in the vicinity of 1945 N. Winchester in Chicago, Illinois, while off duty, Detective Killackey pointed a firearm at Karl Clermont and/or stated, “Either I don’t owe you shit or you get out of the car and see what’s

gonna happen," or words to that effect, thereby disrespecting or maltreating any person, while on or off duty.

5. Detective John Killackey III, Star Number 20163, is charged with violating Rule 9, "Engaging in any unjustified verbal or physical altercation with any person, while on or off duty," in the following instance:

On or about April 23, 2009, in the vicinity of 1945 N. Winchester in Chicago, Illinois, while off duty, Detective Killackey pointed a firearm at Karl Clermont and/or stated, "Either I don't owe you shit or you get out of the car and see what's gonna happen," or words to that effect, thereby engaging in any unjustified verbal or physical altercation with any person, while on or off duty.

6. Detective John Killackey III, Star Number 20163, is charged with violating Rule 38, "Unlawful or unnecessary use or display of a weapon," in the following instance:

On or about April 23, 2009, in the vicinity of 1945 N. Winchester in Chicago, Illinois, while off duty, Detective Killackey pointed a firearm at Karl Clermont without justification, thereby unlawfully using or displaying a weapon.

Based on the foregoing charges and specifications, the Superintendent recommends that Detective John Killackey III, be discharged from the Chicago Police Department.


GARRY F. MCCARTHY
Superintendent of Police

APPROVED AS TO FORM


KATHLEEN FLAHERTY
Senior Counsel

P. B. CASE # FILED

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CHICAGO POLICE DEPARTMENT