

BEFORE THE POLICE BOARD OF THE CITY OF CHICAGO

IN THE MATTER OF CHARGES FILED AGAINST)
DETECTIVE CECIL MURRAY) Case No. 02-2497
STAR NO. 20679, CR #267316)

FINDINGS AND DECISION

On September 6, 2002, the Superintendent of Police filed charges with the Police Board of the City of Chicago against Detective Cecil Murray, Star No. 20679 (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.

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 37: Failure of a member, whether on or off duty, to correctly identify himself by giving his name, rank and star number when so requested by other members of the Department or by a private citizen.

The Police Board of the City of Chicago investigated these charges and caused a hearing on these charges against Detective Cecil Murray, Star No. 20679, to be had before Thomas E. Johnson, Hearing Officer of the Police Board of the City of Chicago, on April 23, 2003, July 17, 2003, and July 30, 2003.

Following the hearing, the members of the Police Board read and reviewed the certified transcription of the proceedings 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 detective by the Department of Police of the City of Chicago.

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 April 23, 2003, July 17, 2003, and July 30, 2003.

4. Throughout the hearing, Detective Cecil Murray, Star No. 232, was represented by counsel.

5. The Respondent Detective Cecil Murray, Star No. 20679, charged herein, contrary to the Rules and Regulations, is **guilty** of violating to wit:

Rule 1: **Violation of any law or ordinance**, in that:

- A. On or about 19 November 2000, at approximately 0330 hours, at or near 214 W. Institute, Chicago, Illinois, Detective Cecil Murray, while off duty, committed the offense of Battery, in that he struck, grabbed, pushed, and threw Officer Tracy Moseley, in violation of 720 ILCS § 5/12-3(a)(1) (Count I).
- B. On or about 19 November 2000, at approximately 0330 hours, at or near 214 W. Institute, Chicago, Illinois, Detective Cecil Murray, while off duty,

committed the offense of Resisting Arrest, in violation of 720 ILCS § 5/31-1 (Count II).

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 that:**

- A. On or about 19 November 2000, at approximately 0330 hours, at or near 214 W. Institute, Chicago, Illinois, Detective Cecil Murray, while off duty, struck, grabbed, pushed, and threw Officer Tracy Moseley, thereby impeding the Department's efforts to achieve its policy and goals and bringing discredit upon the Department (Count I).
- B. On or about 19 November 2000, at approximately 0330 hours, at or near 214 W. Institute, Chicago, Illinois, Detective Cecil Murray, while off duty, resisted attempts to be placed into custody, thereby impeding the Department's efforts to achieve its policy and goals and bringing discredit upon the Department (Count II).
- C. On or about 19 November 2000, at approximately 0330 hours, at or near 214 W. Institute, Chicago, Illinois, Detective Cecil Murray, while off duty, was verbally and physically abusive to members of the Chicago Police Department, including Officers Tracy Moseley, and Timothy Bridges, and Dominic Crescente, and other police officers on the scene, thereby impeding the Department's efforts to achieve its policy and goals and bringing discredit upon the Department (Count III).
- D. On or about 12 July 2001, Detective Cecil Murray was found guilty of the offense of Battery, 720 ILCS § 5/12-3(a)(1), thereby impeding the Department's efforts to achieve its policy and goals and bringing discredit upon the Department (Count IV).

Rule 8: **Disrespect to or maltreatment of any person, while on or off duty, in that:**

- A. On or about 19 November 2000, at approximately 0330 hours, at or near 214 W. Institute, Chicago, Illinois, Detective Cecil Murray, while off duty, did disrespect and maltreat any person, in that he struck, grabbed, pushed, and threw Officer Tracy Moseley (Count I).
- B. On or about 19 November 2000, at approximately 0330 hours, at or near 214 W. Institute, Chicago, Illinois, Detective Cecil Murray, while off duty, did disrespect and maltreat any person, in that he was physically and verbally abusive to Department members, including Lawrence Aiken, and Timothy Bridges, and Petar Brkovic, and Thomas Carroll, and Dominic Crescente, and Richard Daly, and Randolph Stevens, and William Minogue, and Robert Woznicki (Count II).

Rule 9: **Engaging in any unjustified verbal or physical altercation with any person, while on or off duty, in that:**

- A. On or about 19 November 2000, at approximately 0330 hours, at or near 214 W. Institute, Chicago, Illinois, Detective Cecil Murray, while off duty, engaged in any unjustified verbal and physical altercation with any person, in that he struck, grabbed, pushed, and threw Officer Tracy Moseley (Count I).
- B. On or about 19 November 2000, at approximately 0330 hours, at or near 214 W. Institute, Chicago, Illinois, Detective Cecil Murray, while off duty, engaged in any unjustified verbal and physical altercation with any person, including Lawrence Aiken, and Timothy Bridges, and Petar Brkovic, and Thomas Carroll, and Dominic Crescente, and Richard Daly, and Randolph Stevens, and William Minogue, and Robert Woznicki (Count II).

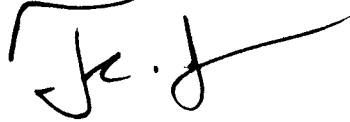
Rule 37: **Failure of a member, whether on or off duty, to correctly identify himself by giving his name, rank and star number when so requested by other members of the Department or by a private citizen, in that on or about 19 November 2000, at**

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Star No. 20679

approximately 0330 hours, at or near 214 W. Institute, Chicago, Illinois, Detective Cecil Murray, while off duty, failed to correctly identify himself as a Department member, upon request of other members of the Chicago Police Department.

By reason of the findings of fact, the Respondent is **guilty** of violating Rules 1, 2, 8, 9 and 37.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'T.E. Johnson', written over a horizontal line.

THOMAS E. JOHNSON
Hearing Officer

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, and having received the oral report of the Hearing Officer, Thomas A. 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, which is attached hereto as Exhibit A; and

IT IS HEREBY ORDERED that the respondent, Detective Cecil Murray, Star No. 20679, as a result of having been found guilty of the charges in Police Board Case 02-2497, is hereby suspended from his position as a Detective, and from the services of the City of Chicago, from September 7, 2002, to and including March 6, 2003.

DATED AT CHICAGO, COUNTY OF COOK, STATE OF ILLINOIS, THIS 6th
DAY OF November, 2003.

Samuel J. Conner
Vito Longo
Scott Davis
Randy L. Miller
Greg M. White

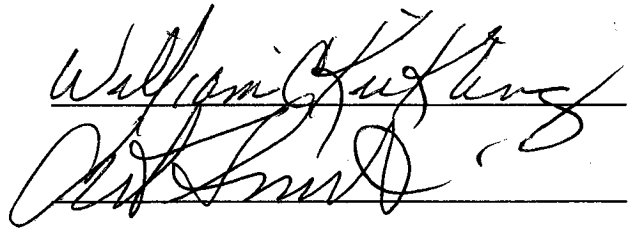
Paul Lee

Executive Director, Police Board

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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.


Two handwritten signatures are present, each written over a horizontal line. The top signature is 'William G. King' and the bottom signature is 'Rick Smith'.

RECEIVED A COPY OF THE FOREGOING
COMMUNICATION THIS _____ DAY
OF _____, 2003

SUPERINTENDENT OF POLICE

Wednesday, January 2, 2002

INTERNAL AFFAIRS DIVISION
RECORDS SECTION

COMMANDING OFFICER OF UNIT 113

TO:

FROM:

RECORDS SECTION
INTERNAL AFFAIRS DIVISION

SUBJECT:

PREVIOUS DISCIPLINARY RECORD OF:

MURRAY CECIL 20679 630/376

NAME (LAST, FIRST, M.I.) STAR UNIT
MALHE BLACK [REDACTED]

SEX RACE S.S.N.
267316

REFERENCE:

COMPLAINT REGISTER NUMBER(S)

THE PREVIOUS DISCIPLINARY RECORD OF THE SUBJECT ACCUSED HAS BEEN REQUESTED IN YOUR NAME BY:

SUPV. LINN 113 [REDACTED] 113

RANK NAME STAR S.S.N. UNIT

RELATIVE TO A SUSTAINED FINDING IN THE INVESTIGATION OF THE ABOVE REFERENCED COMPLAINT REGISTER NUMBER.

THE RECORDS SECTION, INTERNAL AFFAIRS DIVISION, DISCLOSES THE FOLLOWING DISCIPLINARY ACTION(S) ADMINISTERED TO THE SUBJECT ACCUSED, FOR THE PAST FIVE (5) YEARS.

NONE

VERIFIED/PREPARED BY:

NIYA SCOTT

FOR: COMMANDING OFFICER
RECORDS SECTION
INTERNAL AFFAIRS DIVISION

Ex A

Chicago Police Department
Personnel Division

1/3/02

COMPLIMENTARY HISTORY

<u>Name</u>	<u>Title</u>	<u>SSN</u>	<u>Star</u>	<u>Unit</u>	<u>Detail Unit</u>
MURRAY CECIL	9165		20679	630	376

DEPT. COMMENDATIONS

0

HONORABLE MENTIONS

48

COMPLIMENTARY LETTERS

1

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: LINN LESLEY	TITLE OPS SUPERVISOR	STAR: 00112	UNIT: 113
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CR #: 267316

Completed by:

PERSONNEL SERVICES



JAN 03 2002



CHICAGO POLICE DEPARTMENT

DEMETRA BERRY
Personnel Division
Records Section -2089-2092
Pax 0-342 or Bell 5-5390