

CHARGES

Police Officer Michael W. Simpson, Star Number 15457, 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(s) 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 14: Making a false report, written or oral.
 - Rule 21: Failure to report promptly to the Department any information concerning any crime or other unlawful action.
 - Rule 22: Failure to report to the Department any violation of Rules and Regulations or any other improper conduct which is contrary to the policy, orders or directives of the Department.
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SPECIFICATIONS

Police Officer Michael W. Simpson, Star Number 15457, 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 9, 2000, at or near 5129 W. Belmont Avenue, Chicago Illinois, Police Officer Simpson, acting in concert with Police Officer William Tortoriello, committed the offense of Theft in that they knowingly obtained or exerted unauthorized control over United States Currency, the property of the Federal Bureau of Investigations, from the person of Special Agent Milan Momcilovic, intending to deprive him permanently of the use and benefit of said property, in violation of Chapter 720, Act 5, Section 16-1-A(1) of the Illinois Compiled Statutes, 1992, as amended; and/or
- Count II: On or about April 9, 2000, at or near 5129 W. Belmont Avenue, Chicago Illinois, Police Officer Simpson, acting in concert with Police Officer William Tortoriello, committed the offense of Theft in that they

knowingly obtained by deception, control over United States Currency, the property of the Federal Bureau of Investigations, from the person of Special Agent Milan Momcilovic, intending to deprive him permanently of the use and benefit of said property, in violation of Chapter 720, Act 5, Section 16-1-A(2) of the Illinois Compiled Statutes 1992 as amended; and/or

Count III: On or about April 9, 2000, at or near 5129 W. Belmont Avenue, Chicago, Illinois, Police Officer Simpson, acting in concert with Police Officer William Tortoriello, committed the offense of Official Misconduct in that they, public employees, acting in their official capacity as Chicago Police Officers, knowingly performed an act which they knew they were forbidden to perform by law, to wit: Police Officers Simpson and Tortoriello, while on duty and in uniform, knowingly obtained or exerted unauthorized control and/or knowingly obtained by deception, control over United States Currency, the property of the Federal Bureau of Investigations, from the person of Special Agent Milan Momcilovic, intending to deprive him permanently of the use and benefit of said property, in violation of Chapter 720, Act 5, Section 33-3(b) of the Illinois Compiled Statutes, 1992, as amended; and/or

Count IV: On or about April 9, 2000, at or near 5129 W. Belmont Avenue, Chicago, Illinois, Police Officer Simpson, acting in concert with Police Officer William Tortoriello, committed the offense of Official Misconduct, in that they, public employees, acting in their official capacity as Chicago Police Officers, with intent to obtain a personal advantage for themselves or others, performed an act in excess of their lawful authority, to wit: Police Officers Simpson and Tortoriello, while on duty and in uniform, knowingly obtained or exerted unauthorized control and/or knowingly obtained by deception, control over United States Currency, the property of the Federal Bureau of Investigations from the person of Special Agent Milan Momcilovic, intending to deprive him permanently of the use and benefit of said property, in violation of Chapter 720, Act 5, Section 33-3(c) of the Illinois Compiled Statutes 1992, as amended; and/or

Count V: On or about February 5, 2000, Police Officer Simpson, acting in concert with Police Officer James Petruzzi, committed the offense of Official Misconduct in that they, public employees acting in their official capacity as Chicago Police Officers, knowingly performed an act which they knew they were forbidden by law to perform, to wit:

Police Officers Simpson and Petruzzi committed the offense of Disorderly Conduct in that while on duty Officer Simpson and Officer Petruzzi were involved in an automobile accident with their Chicago Police Department patrol vehicle unit 8172 at or near 3008 North New Castle Avenue, Chicago, Illinois and then knowingly transmitted or caused to be transmitted to Chicago Police Department Sergeant Silvia Lopez, a false report indicating that an offense had been committed, to wit: that Chicago Police Department patrol vehicle unit 8172 was struck and damaged by an unknown vehicle at approximately 6:30 a.m. at or near the location of 5949 West Irving Park Road, Chicago, Illinois, knowing at the time the report was transmitted that there was no reasonable ground for believing that such offense had been committed in violation of 720 ILCS 5/26-1(A)(4), in violation of 720 ILCS 5/33-3(b)

Count VI: On or about February 5, Police Officer Simpson, acting in concert with Police Officer James Petruzzi, committed the offense of Official Misconduct, in that they, public employees, acting in their official capacity as Chicago Police Officers, with intent to obtain a personal advantage for themselves or others, performed an act in excess of their lawful authority, to wit: Police Officers Simpson and Petruzzi committed the offense of Disorderly Conduct in that while on duty Officer Simpson and Officer Petruzzi were involved in an automobile accident with Chicago Police Department patrol vehicle unit 8172 at or near 3008 North new Castle Avenue, Chicago, Illinois and then knowingly transmitted or caused to be transmitted to Chicago Police Department Sergeant Silvia Lopez, a false report indicating that an offense had been committed, to wit: that Chicago Police Department patrol vehicle unit 8172 was struck and damaged by an unknown vehicle at approximately 6:30 a.m. at or near the location of 5949 West Irving Park Road, Chicago, Illinois, knowing at the time the report was transmitted that there was no reasonable ground for believing that such offense had been committed in violation of 720 ILCS 5/26-1(A)(4), in violation of 720 ILSCS 5/33-3(c)

Count VII: On or about February 5, 2000, Police Officer Simpson committed the offense of Disorderly Conduct in that while on duty, Officer Simpson and Officer Petruzzi were involved in an automobile accident with Chicago Police Department patrol vehicle unit 8172, at or near 3008 North New Castle Avenue and then knowingly transmitted or caused to be transmitted to Chicago Police Department Sergeant Silvia Lopez, a false report indicating that an offense had been committed, to wit:

that Chicago Police Department patrol vehicle unit 8172 was struck and damaged by an unknown vehicle at approximately 6:30 a.m. at or near the location of 5949 West Irving Park Road, knowing at the time the report was transmitted, that there was no reasonable ground for believing that such offense had been committed, in violation of Chapter 720, Act 5, Section 26-1(A)(4)

Police Officer Michael W. Simpson, Star Number 15457, 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 9, 2000, at or near 5129 W. Belmont Avenue, Chicago, Illinois Police Officer Simpson, acting in concert with Police Officer Tortoriello, knowingly obtained or exerted unauthorized control over and/or knowingly obtained by deception, control over United States Currency, the property of the Federal Bureau of Investigations, from the person of Special Agent Milan Momcilovic, intending to deprive him permanently of the use and benefit of said property.

Count II: On or about February 5, 2000, Police Officer Simpson, acting in concert with Police Officer James Petruzzi, was involved in an automobile accident with Chicago Police Department patrol vehicle unit 8172 at or near 3008 North New Castle Avenue, Chicago, Illinois and then knowingly transmitted or caused to be transmitted to Chicago Police Department Sergeant Silvia Lopez, a false report indicating that an offense had been committed, to wit: that Chicago Police Department patrol vehicle unit 8172 was struck and damaged by an unknown vehicle at approximately 6:30 a.m. at or near the location of 5949 West Irving Park Road, Chicago, Illinois.

Police Office Michael W. Simpson, Star Number 15457, is charged with violating Rule 14, "Making a false report, written or oral," in the following instance:

Police Officer Simpson, acting in concert with Police Officer James Petruzzi, knowingly transmitted or caused to be transmitted a false report indicating that Chicago Police Department patrol vehicle unit 8172, assigned to Officers Simpson and Petruzzi, was struck and damaged by an unknown vehicle at approximately 6:30 a.m. at or near the location of 5949 West Irving Park Road, Chicago, Illinois.

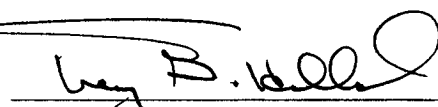
Police Officer Michael W. Simpson, Star Number 15451, is charged with violating Rule 21, "Failure to report promptly to the Department any information concerning any crime or other unlawful action," in the following instance:

Police Officer Simpson failed to report that he and Officer James Petruzzi were involved in a traffic accident on February 5, 2000 at 3008 N. New Castle Avenue, Chicago, Illinois and/or failed to report that Officer Petruzzi made a false report regarding the circumstances and/or location of the accident.

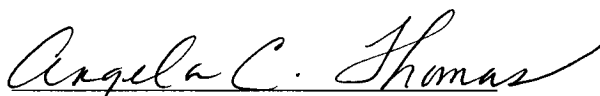
Police Officer Michael W. Simpson, Star Number 15451, is charged with violating Rule 22, "Failure to report promptly to the Department any violation of the Rules and Regulations or any other improper conduct which is contrary to the policy, orders or directives of the Department," in the following instance:

Police Officer Simpson failed to report that he and Officer James Petruzzi were involved in a traffic accident on February 5, 2000 at 3008 N. New Castle Avenue, Chicago, Illinois and/or failed to report that Officer Petruzzi made a false report regarding the circumstances and/or location of the accident.

Based on the foregoing charges and specifications, the Superintendent of Police recommends that Police Officer Michael W. Simpson, Star Number 15457, be discharged from the Chicago Police Department.


TERRY G. HILLARD
Superintendent of Police

Approved As To Form:


ANGELA C. THOMAS
Deputy Corporation Counsel