

BEFORE THE POLICE BOARD OF THE CITY OF CHICAGO

IN THE MATTER OF CHARGES FILED AGAINST)
POLICE OFFICER MICHAEL R. SANCHEZ,) **No. 17 PB 2927**
STAR No. 17414, DEPARTMENT OF POLICE,)
CITY OF CHICAGO,)
RESPONDENT.) **(CR No. 1075057)**

ORDER

On January 30, 2017, the Superintendent of Police filed with the Police Board of the City of Chicago Charges against Police Officer Michael R. Sanchez, Star No. 17414 (hereinafter referred to as "Respondent"), recommending that the Respondent be discharged from the Chicago Police Department for violating several Rules of Conduct (a copy of the Charges is attached as Exhibit A).

On May 2, 2017, the Superintendent moved to withdraw the Charges against the Respondent without prejudice because the Respondent resigned his position with the Chicago Police Department. The Police Board has considered the Superintendent's motion, to which the Respondent did not object.

IT IS HEREBY ORDERED that the Superintendent's motion is **granted**, and the proceedings before the Police Board are terminated.

This Order is adopted and entered by a majority of the members of the Police Board: Lori E. Lightfoot, Ghian Foreman, Eva-Dina Delgado, Michael Eaddy, Steve Flores, Rita A. Fry, John P. O'Malley Jr., John H. Simpson, and Rhoda D. Sweeney.

DATED AT CHICAGO, COUNTY OF COOK, STATE OF ILLINOIS, THIS 18th DAY OF MAY, 2017.

Police Board Case No. 17 PB 2927
Police Officer Michael R. Sanchez

Attested by:

/s/ LORI E. LIGHTFOOT
President

/s/ MAX A. CAPRONI
Executive Director

CHARGES

Police Officer Michael R. Sanchez, Star Number 17414, 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:

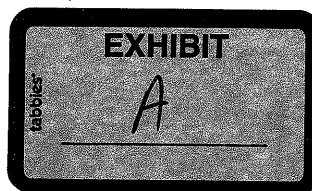
- Rule 1: Violation of any law or ordinance.
- Rule 2: Any action or conduct which impedes the Department's efforts to achieve its policy and goals or brings discredit upon the Department.
- Rule 6: Disobedience of an order or directive, whether written or oral.
- Rule 8: Disrespect to or maltreatment 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 14: Making a false report, written or oral.

SPECIFICATIONS

1. Police Officer Michael R. Sanchez, Star Number 17414, is charged with violating Rule 1, which prohibits the "[v]iolation of any law or ordinance," in one or more of the following instances:

Count I: From about March 2012 through about January 2015, or on one or more dates therein, Officer Sanchez violated section 26.5-3(a)(1) of the Illinois Criminal Code of 2012, (720 ILCS 5/26.5-3(a)(1) (West 2012)), entitled "Harassment through electronic communications," when he used electronic communication in the form of text and/or instant messages to make one or more comments to [REDACTED] that were obscene with an intent to offend, including, but not limited to, [REDACTED] and/or [REDACTED] and/or [REDACTED] and/or [REDACTED] and/or [REDACTED] and/or [REDACTED] and/or [REDACTED] and/or [REDACTED] or words to that effect.¹

¹ Quoted text and/or instant messages are reproduced here as originally written.



Count II: From about March 2012 through about January 2015, or on one or more dates therein, Officer Sanchez violated section 26.5-3(a)(5) of the Illinois Criminal Code of 2012, (720 ILCS 5/26.5-3(a)(5) (West 2012)), entitled "Harassment through electronic communications," when he used electronic communication in the form of text and/or instant messages, including, but not limited to, [REDACTED] and/or [REDACTED] and/or [REDACTED] and/or [REDACTED] and/or [REDACTED] or words to that effect, and/or a digital photograph of Officer Sanchez's palm and fingers in the shape of a gun with the residential building of an individual associated and/or previously associated with [REDACTED] in the background, to threaten injury to [REDACTED] and/or to any of her family and/or household members.

Count III: From about March 2012 through about January 2015, or on one or more dates therein, Officer Sanchez violated section 12-7.5(a)(1) and/or section 12-7.5(a)(2) of the Illinois Criminal Code of 2012, (720 ILCS 5/12-7.5(a)(1)-(2) (West 2012)), entitled "Cyberstalking," when he engaged in a course of conduct using electronic communication directed at [REDACTED] in the form of text and/or instant messages, including, but not limited to, [REDACTED] and/or [REDACTED] and/or [REDACTED] and/or [REDACTED] and/or [REDACTED] or words to that effect, and/or a digital photograph of Officer Sanchez's palm and fingers in the shape of a gun with the residential building of an individual associated and/or previously associated with [REDACTED] in the background, that he knew or should have known would cause a reasonable person to fear for her safety and/or the safety of a third person and/or suffer other emotional distress.

Count IV: From about March 2012 through about January 2015, or on one or more dates therein, Officer Sanchez violated section 12-7.5(a-3)(1) of the Illinois Criminal Code of 2012, (720 ILCS 5/12-7.5(a-3)(1) (West 2012)), entitled "Cyberstalking," when he knowingly and without lawful justification harassed [REDACTED] on at least two separate occasions through the use of electronic communication in the form of text and/or instant messages that included threats of immediate or future bodily harm directed towards [REDACTED] including, but not limited to, [REDACTED] and/or [REDACTED] and/or [REDACTED]

[REDACTED] and/or [REDACTED] and/or [REDACTED]
[REDACTED] or words to that effect.

Count V: On or about May 21, 2015, Officer Sanchez violated section 1-109 of the Illinois Code of Civil Procedure, (735 ILCS 5/1-109 (West 2012)), entitled "Verification by certification," a Class 3 felony, when he filed with the Circuit Court of Cook County his Response to Amended Petition for Order of Protection and Motion to Strike and Dismiss in In re the Parentage of [REDACTED] a Minor Child, by Sanchez v. [REDACTED], No. 2015 D [REDACTED], in which he averred that he "has never threatened [REDACTED] nor her family," a false statement material to an issue or point in question that he did not believe to be true but that he certified as true and correct pursuant to section 1-109 of the Illinois Code of Civil Procedure.

Count VI: On or about May 21, 2015, Officer Sanchez violated section 1-109 of the Illinois Code of Civil Procedure, (735 ILCS 5/1-109 (West 2012)), entitled "Verification by certification," a Class 3 felony, when he filed with the Circuit Court of Cook County his Response to Amended Petition for Order of Protection and Motion to Strike and Dismiss in In re the Parentage of [REDACTED] a Minor Child, by Sanchez v. [REDACTED], No. 2015 D [REDACTED] in which he averred that "[REDACTED] has never been harassed, stalked, abused in any shape or form by MICHAEL [Sanchez]," a false statement material to an issue or point in question that he did not believe to be true but that he certified as true and correct pursuant to section 1-109 of the Illinois Code of Civil Procedure.

Count VII: On or about September 16, 2013, Officer Sanchez violated section 1240.80(a) of the Illinois Administrative Code, (20 Ill. Adm. Code 1240.80(a) (1999)), entitled "Dissemination of Data Obtained Through LEADS," when he conducted one or more Law Enforcement Agencies Data System ("LEADS") inquiries on the names and/or personal information of one or more individuals associated with and/or previously associated with [REDACTED] without an official police purpose and/or for personal purposes.

Count VIII: On or about September 16, 2013, Officer Sanchez violated section 2721 and/or section 2722 of the Driver's Privacy Protection Act of 1994, (18 U.S.C. §§ 2721-2722 (2012)), when he knowingly obtained personal information from the motor vehicle records of one or more individuals associated with and/or previously associated with [REDACTED] by conducting one or more LEADS inquiries on the names and/or personal information of said

individuals without an official police purpose and/or for personal purposes and/or for an unpermitted use.

2. Police Officer Michael R. Sanchez, Star Number 17414, is charged with violating Rule 2, which prohibits “[a]ny 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: From about March 2012 through about January 2015, or on one or more dates therein, Officer Sanchez engaged in conduct which impeded the Department’s efforts to achieve its policy and goals and/or brought discredit upon the Department when he sent [REDACTED] text and/or instant messages containing obscene and/or racially derogatory terms or statements, including, but not limited to, [REDACTED] and/or [REDACTED] and/or [REDACTED] and/or [REDACTED] and/or [REDACTED] and/or [REDACTED] and/or [REDACTED] or words to that effect.

Count II: From about March 2012 through about January 2015, or on one or more dates therein, Officer Sanchez engaged in conduct which impeded the Department’s efforts to achieve its policy and goals and/or brought discredit upon the Department when he sent [REDACTED] text and/or instant messages containing threats of physical injury or violence, including, but not limited to, [REDACTED] and/or [REDACTED] and/or [REDACTED] and/or [REDACTED] and/or [REDACTED] or words to that effect, and/or a digital photograph of Officer Sanchez’s palm and fingers in the shape of a gun with the residential building of an individual associated and/or previously associated with [REDACTED] in the background.

Count III: On or about May 21, 2015, Officer Sanchez engaged in conduct which impeded the Department’s efforts to achieve its policy and goals and/or brought discredit upon the Department when he filed with the Circuit Court of Cook County his Response to Amended Petition for Order of Protection and Motion to Strike and Dismiss in In re the Parentage of [REDACTED] a Minor Child, by Sanchez v.

██████████ No. 2015 D ██████████ in which he falsely averred that he "has never threatened ██████████ nor her family."

Count IV: On or about May 21, 2015, Officer Sanchez engaged in conduct which impeded the Department's efforts to achieve its policy and goals and/or brought discredit upon the Department when he filed with the Circuit Court of Cook County his Response to Amended Petition for Order of Protection and Motion to Strike and Dismiss in In re the Parentage of ██████████ a Minor Child, by Sanchez v.

██████████ No. 2015 D ██████████ in which he falsely averred that ██████████ has never been harassed, stalked, abused in any shape or form by MICHAEL [Sanchez]."

Count V: On or about September 16, 2013, Officer Sanchez engaged in conduct which impeded the Department's efforts to achieve its policy and goals and/or brought discredit upon the Department when he conducted one or more LEADS inquiries on the names and/or personal information of one or more individuals associated with and/or previously associated with ██████████ without an official police purpose and/or for personal purposes.

Count VI: On or about January 14, 2014, while in a motor vehicle located at 2331 West Iowa Street, Chicago, Illinois and/or at or near the intersection of Chicago and Western Avenues in Chicago, Illinois, Officer Sanchez engaged in conduct which impeded the Department's efforts to achieve its policy and goals and/or brought discredit upon the Department when he grabbed ██████████ and/or the collar of a jacket worn by ██████████ without justification.

3. Police Officer Michael R. Sanchez, Star Number 17414, is charged with violating Rule 6, which prohibits "[d]isobedience of an order or directive, whether written or oral," in one or more of the following instances:

Count I: On or about September 16, 2013, Officer Sanchez disobeyed Chicago Police Department General Order 09-01-01 ("Access to Computerized Data, Dissemination and Retention of Computer Data"), section VI(A)(2), when he conducted one or more LEADS inquiries on the names and/or personal information of one or more individuals associated with and/or previously associated with ██████████ ██████████ for personal reasons and/or outside of official police business.

Count II: On or about September 16, 2013, Officer Sanchez disobeyed Chicago Police Department General Order 09-01-03 ("Use of the Internet"), sections IV(A)(1), V(B)(1)(e), V(B)(1)(f), and/or

V(B)(2), when he used Chicago Police Department ("CPD") resources to access the Internet to conduct one or more LEADS inquiries on the names and/or personal information of one or more individuals associated with and/or previously associated with [REDACTED] [REDACTED] for personal reasons and/or outside of official CPD business and/or in violation of Illinois state regulations regarding LEADS, (20 Ill. Adm. Code 1240.80(a) (1999)), and/or the Driver's Privacy Protection Act of 1994, (18 U.S.C. §§ 2721-2722 (2012)), and/or CPD departmental policies and procedures.

4. Police Officer Michael R. Sanchez, Star Number 17414, is charged with violating Rule 8, which prohibits "[d]isrespect to or maltreatment of any person, while on or off duty," in one or more of the following instances:

Count I: From about March 2012 through about January 2015, or on one or more dates therein, Officer Sanchez disrespected and/or maltreated [REDACTED] when he sent [REDACTED] text and/or instant messages containing obscene and/or racially derogatory terms or statements, including, but not limited to, [REDACTED] and/or [REDACTED] and/or [REDACTED] and/or [REDACTED] and/or [REDACTED] and/or [REDACTED] and/or [REDACTED] and/or [REDACTED] and/or [REDACTED] or words to that effect.

Count II: From about March 2012 through about January 2015, or on one or more dates therein, Officer Sanchez disrespected and/or maltreated [REDACTED] when he sent [REDACTED] text and/or instant messages containing threats of physical injury or violence, including, but not limited to, [REDACTED] and/or [REDACTED] and/or [REDACTED] and/or [REDACTED] and/or [REDACTED] and/or [REDACTED] or words to that effect, and/or a digital photograph of Officer Sanchez's palm and fingers in the shape of a gun with the residential building of an individual associated and/or previously associated with [REDACTED] in the background.

Count III: On or about January 14, 2014, while in a motor vehicle located at 2331 West Iowa Street, Chicago, Illinois and/or at or near the intersection of Chicago and Western Avenues in Chicago, Illinois,

Officer Sanchez disrespected and/or maltreated [REDACTED] when he grabbed [REDACTED] and/or the collar of a jacket worn by [REDACTED] without justification.

5. Police Officer Michael R. Sanchez, Star Number 17414, is charged with violating Rule 9, which prohibits “[e]ngaging in any unjustified verbal or physical altercation with any person, while on or off duty,” in the following instance:

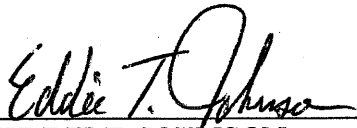
Count I: On or about January 14, 2014, while in a motor vehicle located at 2331 West Iowa Street, Chicago, Illinois and/or at or near the intersection of Chicago and Western Avenues in Chicago, Illinois, Officer Sanchez engaged in an unjustified physical altercation with [REDACTED] when he grabbed [REDACTED] and/or the collar of a jacket worn by [REDACTED].

6. Police Officer Michael R. Sanchez, Star Number 17414, is charged with violating Rule 14, which prohibits “[m]aking a false report, written or oral,” in one or more of the following instances:

Count I: On or about May 21, 2015, Officer Sanchez made a false written report when he filed with the Circuit Court of Cook County his Response to Amended Petition for Order of Protection and Motion to Strike and Dismiss in In re the Parentage of [REDACTED] a Minor Child, by Sanchez v. [REDACTED], No. 2015 D [REDACTED] in which he averred that he “has never threatened [REDACTED] nor her family.”

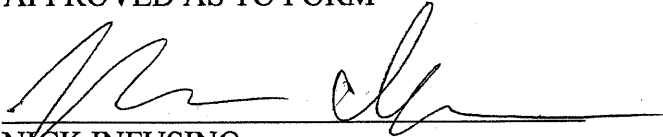
Count II: On or about May 21, 2015, Officer Sanchez made a false written report when he filed with the Circuit Court of Cook County his Response to Amended Petition for Order of Protection and Motion to Strike and Dismiss in In re the Parentage of [REDACTED] a Minor Child, by Sanchez v. [REDACTED], No. 2015 D [REDACTED] in which he averred that [REDACTED] has never been harassed, stalked, abused in any shape or form by MICHAEL [Sanchez].”

Based on the foregoing charges and specifications, the Superintendent recommends that Police Officer Michael R. Sanchez, Star Number 17414, be discharged from the Chicago Police Department.



EDDIE T. JOHNSON
Superintendent of Police

APPROVED AS TO FORM



NICK INFUSINO
Assistant Corporation Counsel

P.B. CASE # FILED

17-2927 JAN 30 2017

CHICAGO POLICE BOARD