

Charges Filed with the Police Board

The following charges have been filed with the Police Board by the Superintendent of Police. The public is reminded that the filing of charges is not evidence of guilt. The accused officer is presumed innocent and is entitled to a fair hearing at which the Superintendent has the burden of proving guilt by a preponderance of the evidence.

CHARGES AGAINST OFFICER EULALIO RODRIGUEZ

Officer Eulalio Rodriguez, Star Number 12828, 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 3: Any failure to promote the Department's efforts to implement its policy or accomplish its goals.
- Rule 4: Any conduct or action taken to use the official position for personal gain or influence.
- Rule 8: Disrespect 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 26: Failure to provide the Department with a current address and telephone number.

SPECIFICATIONS

1. On or about October 30, 2017, Officer Rodriguez knowingly and without legal justification caused bodily harm to his wife, [REDACTED], and/or made physical contact of an insulting or provoking nature with her in that he punched her in the face one or more times, resulting in an acute zygomatic arch fracture and/or lip laceration. Officer Rodriguez thereby violated
 - a. Rule 1, violation of any law or ordinance, 720 ILCS 5/12-3.2(a) *Domestic Battery*;
 - b. Rule 2, any action or conduct which impedes the Department's efforts to achieve its policy and goals or brings discredit upon the Department;
 - c. Rule 3, any failure to promote the Department's efforts to implement its policy or accomplish its goals;
 - d. Rule 8, disrespect or maltreatment of any person, while on or off duty; and/or,

- e. Rule 9, engaging in any unjustified verbal or physical altercation with any person, while on or off duty.
2. On or about October 30, 2017, Officer Rodriguez threatened [REDACTED] through the use of an electronic device when he stated, via text message, "Keep playin with me nigga I will do a search warrant on your fuckin cribs and rams crib..call the law on me and watch. I'll make sure you guys lose he [sic] house" or stated words to that effect. Officer Rodriguez thereby violated
 - a. Rule 2, any action or conduct which impedes the Department's efforts to achieve its policy and goals or brings discredit upon the Department;
 - b. Rule 3, any failure to promote the Department's efforts to implement its policy or accomplish its goals;
 - c. Rule 8, disrespect or maltreatment of any person, while on or off duty; and/or,
 - d. Rule 9, engaging in any unjustified verbal or physical altercation with any person, while on or off duty.
3. On or about October 30, 2017, Officer Rodriguez harassed or threatened [REDACTED] using an electronic device when he stated, via text message, "I wanna hear your lame ass excuse while I'm beating the fuck outta you" or stated words to that effect. Officer Rodriguez thereby violated
 - a. Rule 1, violation of any law or ordinance, 725 ILCS 5/26.5-3(a)(5) *Harassment through electronic communications*;
 - b. Rule 2, any action or conduct which impedes the Department's efforts to achieve its policy and goals or brings discredit upon the Department; and/or;
 - c. Rule 3, any failure to promote the Department's efforts to implement its policy or accomplish its goals; and/or;
 - d. Rule 8, disrespect or maltreatment of any person, while on or off duty; and/or,
 - e. Rule 9, engaging in any unjustified verbal or physical altercation with any person, while on or off duty.
4. On or about November 5, 2017, Officer Rodriguez conducted one or more Law Enforcement Agencies Data System ("LEADS") inquiries of the name and/or personal information of [REDACTED] without an official police purpose and/or for personal purposes. Officer Rodriguez thereby violated
 - a. Rule 1, violation of any law or ordinance, Section 1240.80(a) of the Illinois Administrative Code;

- b. Rule 2, any action or conduct which impedes the Department's efforts to achieve its policy and goals or brings discredit upon the Department;
 - c. Rule 3, any failure to promote the Department's efforts to implement its policy or accomplish its goals;
 - d. Rule 4, any conduct or action taken to use the official position for personal gain or influence; and/or,
 - e. Rule 6, disobedience of an order or directive, whether written or oral, Section VI(A)(2) of General Order G09-01-10, and/or Section IV(A)(1) and/or V(B)(1)(f) and/or V(B)(2) of CPD Order G 09-01-03.
5. On or about December 2, 2017, at approximately 4:09 p.m., at or near the intersection of South Cicero Avenue and West 55th Street in Chicago, Illinois, Officer Rodriguez exited his vehicle and, unjustifiably and without official police purpose, approached the vehicle of [REDACTED] and/or banged on the window of [REDACTED]'s vehicle and/or demanded [REDACTED] to exit his vehicle, and/or unjustifiably displayed a handgun without an official police purpose. Officer Rodriguez thereby violated
- a. Rule 2, any action or conduct which impedes the Department's efforts to achieve its policy and goals or brings discredit upon the Department;
 - b. Rule 3, any failure to promote the Department's efforts to implement its policy or accomplish its goals;
 - c. Rule 8, disrespect or maltreatment of any person, while on or off duty; and/or,
 - d. Rule 9, engaging in any unjustified verbal or physical altercation with any person, while on or off duty.
6. Officer Rodriguez failed to provide the Chicago Police Department ("CPD") with a current address, to wit: Officer Rodriguez resided at [REDACTED] Avenue in Chicago, Illinois since approximately 2014 without informing CPD that he did so. Officer Rodriguez thereby violated
- a. Rule 26, failure to provide the Department with a current address and telephone number.

Based on the foregoing charges and specifications, the Superintendent recommends that Officer Eulalio Rodriguez, Star Number 12828, be separated from the Chicago Police Department.



DAVID O. BROWN
Superintendent of Police

APPROVED AS TO FORM

/s/ Hillina Taddesse Tamrat

HILLINA T. TAMRAT
Deputy Corporation Counsel

FILED: January 17, 2023 POLICE BOARD Case No. 23 PB 3013
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