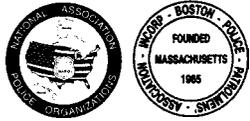


PAX CENTURION

**Boston Police Patrolmen's Association, Inc.
Boston Emergency Medical Technicians**



Police Detail foes livid about BPPA-sponsored cost analysis study... But why?

By Jim Carnell, Pax Editor

The Pax has learned through our sources at the State House that anti-police/anti-union critics of police details are absolutely livid that BPPA-sponsored language requiring a cost-comparison study of police vs. flagmen was inserted into proposed legislation.

The obvious question is, of course, why would foes of police details, whose arguments for replacing police officers with flagmen are based almost totally on alleged cost savings, be opposed to a cost-comparison analysis? And the obvious answer is that, as the BPPA has said all along, **there are no cost savings.** Under the prevailing wage law, flagmen are already **above** the rate for a Boston police officer: a flagger/signaler under Mass. prevailing wage law is currently \$37.50 per hour – **excluding overtime, night, weekend, specialty add-ons,** while a BPD officer is \$34.00-\$37.00 per hour which never changes or increases regardless of time, day, etc. etc.

The anti-police, anti-union big mouths, represented by the likes of the Beacon Hill Institute's/Suffolk University Prof. **David Tuerck**, Massachusetts Taxpayers Foundation's **Michael Widmer**, the *Boston Herald's* **Rachelle Cohen** and the hag from Marblehead, **Barbara Anderson**, do not want facts interjected into their tirades against police details. They continue to perpetuate the myth of "\$12.00-\$15.00 per hour flagmen," despite glaring evidence and published reports that jobs at \$15.00-\$20.00 per hour aren't being filled on Cape Cod and other resort locations because they simply don't pay enough to survive in this area and this economy.

In fact, it has been reported that Prof. Tuerck and Mr. Widmer were almost apoplectic when they found out about the requirement for a cost-benefit analysis. Their intent, as we recently discovered, was to eliminate not only police details but the entire prevailing wage law and collective bargaining laws for public employees. Such is the level of hatred that these elitist frauds have for working people. Quoting our sources: "Why even bother with this [proposal for police detail reform] if you're not going to eliminate the prevailing wage law, too"!, said the cop-hating "reformers."

For those unfamiliar with Prof. Tuerck and the Beacon Hill Institute, which presents itself as some sort of benevolent organization that conducts public-interest studies and surveys, it is instructive to recall an editorial

(continued on page A5)

SJC: Lie detector tests OK... but only for cops

Inadmissible test OK for terminating police officers

By James Carnell, Pax Editor

IN YET ANOTHER STUNNING EXAMPLE of the upside-down, double-standard world police officers are subjected to, the Massachusetts Supreme Judicial Court recently ruled that lie detector tests, are "OK" for one profession – police officers.

Quoting from the *Boston Globe* (5/29/08): "*Saying public confidence in law enforcement must be protected, the state's highest court ruled... that police officers can be forced to take lie detector tests during internal investigations into possible criminal activity. [The court] ruled against Plymouth police officer Kevin Furtado, who was forced to take a lie detector test by the Plymouth police department. The demand came after he was accused in 1999 of sexually abusing two children, an allegation the parents of the boys later said were unfounded, according to court records.*"

Plymouth Police Chief **Robert Pomeroy** then subjected Furtado to the lie-detector test before allowing him to return to work, apparently even though the parents of the boys had already admitted that the charges were unfounded. (Ed.: Furtado took the test and returned to work in 2000, then sued the Plymouth PD.) "*We have little hesitation* (emphasis added) *in concluding that, when the functions of a Police Department are disrupted by allegations of criminal conduct by police officers* (emphasis added) *the ...decision to subject officers to lie detector tests furthers law enforcement objectives.*" Justice **Robert Cordy**

wrote for the court...."

As any fair-minded individual can plainly see, this decision opens the door for absolute, total and complete

States of America. We are expected to assiduously and vigorously protect the rights of others, but we apparently have none of our own. The SJC **did not** OK

That "criminal investigation" rubric now opens the door for unbridled and unscientifically-proven use of the lie detector test by police chiefs on a witch-hunt expedition against their own officers. Or, a suspect could allege that a police officer used "excessive force" during an arrest. A police manager could now use the excuse of "an investigation into an allegation of criminal assault and battery by a police officer" to justify the use – and misuse – of the lie detector test.

disregard of any rights that police officers may have previously believed they enjoyed as citizens of the United

States of America. We are expected to assiduously and vigorously protect the rights of others, but we apparently have none of our own. The SJC **did not** OK the use of the lie detector test for judges or lawyers – despite their ballyhooed (continued on page A11)

BPPA receives donation from PAL

By Jay Broderick, BPPA Secretary

Just this week, the BPPA received a very generous donation from Boston Police Athletic League Director **Gerry Ridge**. As many of you know, Gerry is a former Boston Police Officer and has been the key component for the PAL program for many years. Boston PAL is an organization that is geared towards creating and supporting activities for the kids of the city. They have been incredibly successful in their endeavors under Gerry's guidance and direction. Gerry, knowing the BPPA's commitment to the community, graciously secured a \$25,000 donation for the BPPA to use towards helping different organizations within the city.

(continued on page A11)

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Volume 38, No. 3 • Readership 125,000 • May/June 2008

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From the President: **Thomas J. Nee**



The voter's wrath?

Summer vacation squads haven't even begun and already the BPPA has been focusing on its fall work schedule and the November 4th election season.

Certainly picking a new President is very important and the greatest nation on the earth will make that decision on that date. But there will also be another crucial decision made on that date by the voting public of Massachusetts. A decision that could significantly alter the way we all live and work today.

The BPPA leadership has and is deeply concerned with the current trends in the economy and believes that it could have a significant impact on the voting public's mindset and thought process in November.

So to our membership I ask, let the conversation begin here. On the November ballot, every citizen in the Commonwealth will be asked to vote on a ballot proposal that comes from the Coalition for Small Government, led by one-time Libertarian Party candidate for Governor, **Carla Howell**.

The ballot question would phase out the state income tax by cutting it from 5.3 percent to 2.65 percent in 2009 and subsequently eliminating the income tax altogether in the year 2010. The question begs to be asked; should you vote for or against the ballot initiative? Should you vote to keep the Massachusetts Income Tax or end it? You probably want to make an informed decision.

As the economy continues to go south more and more people are worried about losing their jobs, their homes. The price of gas just topped four bucks and foreclosures are seemingly outpacing the war spending.

The silence from Washington is deafening and the voting public is sick and tired of the helpless feeling and they want some feeling of power. They're sick and tired of paying taxes, hell so are we. All you have to do is look to the many recent override votes to understand my point. They are sick of broken promises and they're looking for someone to blame.

Back in 2002 we were in a similar situation; the nation was in the grips of a recession in the post 9/11 world. An identical question was proposed in Massachusetts and it got 45 percent of the vote. During that campaign and if I might add during an emotionally different time period, proponents of the measure promised as I am sure they will again that if you vote to repeal the income tax, the average taxpayer (3,000,000 of us) will save about \$3,600.00 per year. They will promise that it will shrink government and Massachusetts will be all the better for it. I say that these people have been hugging trees to long. This proposal is so bad that even **Barbara Anderson** is reluctant to support it. If this tax roll back is successful it would require the Commonwealth of Massachusetts to operate on the same level a budget signed into law in 1995 (about 17 plus billion). Could you pay your

bills or do your business if you were to lose 40 percent of your income? Could you pay your bills and have the same quality of life that you have today on the same budget that you had in 1995. Of course you couldn't. Let me give you another visual of what this tax roll back would do to the state revenues. First of all, **14 BILLION dollars** will immediately disappear from the state revenues. **Sam Huff**, a private policy consultant who studies the state budget recently reported that if the Commonwealth of Massachusetts recently reported that if **EVERY** state worker were laid off that would represent

Your quality of life and work opportunities are at stake in this conversation. **VOTE NO** on the income tax roll back initiative. Don't live in the moment, vote your future. The decision is yours and here in Massachusetts it is as important as picking a President, enough said.

about 5 billion dollars. What do you think happens next, where do you think that they will find the other 9 billion dollars? Local aid, Quinn bill, pensions, health care, paid details; I could go on and on about the things that affect you. How about a page right out of the Kevin White playbook, police, fire and teacher layoffs. Don't think it won't happen, there are still plenty of people around and still on the job that experienced his political lies and nonsense, just ask them how serious an impact it had on them and their families. Think that it is worth \$3,600 per year, I don't. If this initiative is successful, we will all be looking at a serious new way of living and frankly not for the better. Do we want to pay fewer taxes, absolutely, but at the expense of every thing else, no way. So please, speak to your family, friends and loved ones during the couple of months, and have a factual conversation about this ill-conceived initiative.

Your quality of life and work opportunities are at stake in this conversation. **VOTE NO** on the income tax roll back initiative. Don't live in the moment, vote your future. The decision is yours and here in Massachusetts it is as important as picking a President, enough said.

In closing and as always, please be safe out there.



Polygraph test

The Massachusetts Supreme Judicial Court ruled that police officers suspected of criminal activity can be subject to a polygraph test during the administrative investigation so long as there is "an alleged crime in the picture (not a mere violation of a Department regulation)." The Court said it was irrelevant if criminal prosecution was impossible. In the case before the Court the officer had been granted immunity.

BPPA attorneys **Bryan Decker, John Becker and Patrick Bryant** filed a friend-of-

the-court brief and pointed out many inconsistencies in the decision, the obvious being "that the SJC itself has deemed polygraphs to be inadmissible in court against criminals. In addition, Bryan presented cases from other jurisdictions that have struck down polygraph statutes as unconstitutional where the statute treats police officers differently than all other public employees."

Our attorneys made a sound presentation that any neutral, impartial body should have reasoned. The Supreme Court's conflicted motivation in singling out our profession is disturbing given the total disregard for existing principles in making their determination. Just more of the same...

Bankruptcy

The BPPA subscribes to a publication that keeps us up to date with current events both locally and around the country. The service is called Labor Relations Information System. Recent periodicals have consistently made mention of the fiscal instability of cities and states across the country. Like most reporting...you hear about the extremes. Declining revenues have been the cause of layoffs and salary reduction with the word recession being mentioned in most accounts. The City of Boston is in good shape but will have to deal with level funding and some cutbacks in State aid.

Speaking of extreme...In California, it is reported in the San Francisco Chronicle, that the City of Vallejo's City Council has voted unanimously to declare bankruptcy after all attempts failed in reconciling their large deficit for fiscal 2009. "The city of 117,000 will owe its police, fire and other union members \$79.4 million in 2008-09, but will have \$77.9 million in its general fund according to the bankruptcy filing." Odd that the school system is not mentioned but it must come under a different funding source. These numbers did not get like this overnight because of a weak housing

market...and to no one's surprise, the city claims they can not rebalance the general fund without restructuring its labor costs.

Former Bankruptcy Judge **Lisa Fenning** states there has not been much litigation in

this area...and does not know whether the judge will allow the city to rewrite its union contracts or impose terms for salaries and benefits. This will be closely watched after what happened in the private sector to both the airline and auto

industry's pensions and benefits.

Defining Medicare Parts A, B, C and D and Section 18

Taken from an earlier article...Medicare is the federal health care system that covers about 36 million people age 65 and older, plus 7 million disabled. It has 4 parts:

Part A. Covers inpatient hospital care as well as nursing home and hospice care. Most elderly and disabled Americans qualify for Part A coverage which is financed by a 2.9% payroll tax divided equally by employers and employees.

Part B. Covers outpatient care, doctor's services, durable medical equipment, home health visits and preventive care. Part B coverage is voluntary...roughly 40 million people are enrolled. Financed by beneficiary premiums and federal general revenue. Current monthly premiums are \$96.40. In 2000, premiums were \$45.50. Individuals whose taxable income is more than \$80,000, will pay a higher premium.

Part C. Medicare Advantage managed health care plans provide health care normally provided by Medicare Parts A and B. They may also provide some other benefits, including prescription drugs, not covered by traditional Medicare. Part C is voluntary; about 7 million beneficiaries are enrolled. Financed by Medicare and beneficiary premiums, which vary among plans.

Part D. Medicare prescription drug plans come in 2 types; those that just cover prescription drugs and those that cover drugs as a broader managed care benefit. Part D is voluntary. The plans are private and financed by Medicare and beneficiary premiums, which vary among plans.

Section 18. In the last negotiations, the City bargained what is referred to as Section 18 prospectively...though still not implemented, this legislation shifts Medicare covered costs from the City to the Federal Medicare program requiring Medicare-

eligible retirees, spouses and dependents ("retirees") to enroll in a Medicare supplemental plan. The City recently gave a draft analysis on how it would arrive at prospective costs for the retirees as compared to the actives.

Retirees would be covered by Medicare Parts A and B, plus a City-sponsored Medicare supplemental plan. Medicare and the City-sponsored plan must together offer benefits that are of "comparable actuarial value" to the existing plan as per our agreement. The City is targeting no more than a 2% to 3% variance from the active plans. The Comparable Actuarial Value will not require identical benefits and will look at average per person payout, not the impact

on each individual enrollee.

The BPPA suggested that the City ask insurance providers to design supplemental plans for retirees that will provide identical coverage to the active employee plans negating the need for an actuarial comparison...use assumptions of actual utilization figures from the City as opposed to the North East...and compare all as opposed to specific types of service provided in determining the value of the plan(s).

Health insurance is going to be a huge issue for both the actives and the retirees in the future. Any definitive information will be passed along.

Stay vigilant on the details.

The Marching Season, part 7 Q: Who gets blamed for traffic delays and aggravation for "Good Cause" marches? A: The cops...

By Jim Carnell, Pax Editor
MARCH, march, march, march, walk, walk, walk, walk, run, run, run, run...

Yes, it's "THE MARCHING SEASON" again, that wonderful time of year when hundreds - perhaps thousands - of "good causes" decide that God himself came down from Heaven and conferred upon their benevolent organization the unfettered right to clog Boston's streets and cause untold aggravation, delay and frustration for residents, motorists and the most forgotten of all... the police.

Yes, it's never the precocious little children in duck costumes and their obnoxious yuppie parents participating in the annual Beacon Hill "Make Way for Ducklings" march who get blamed by fuming motorists who have to drive six miles out of their way to get around the block. And it's not the nitwits from Newton or the boobs from Brookline walking in the annual Boston Common "Walk against Hunger" who have to feel the wrath of aggravated residents who simply want to enjoy a quiet weekend. Neither is it the waddling pig clad in spandex who occupies the public streets for 3-plus hours to complete a five-mile "run" in the annual "Race to Remember" who has to explain to lost motorists why it's taken an hour to proceed 100 yards on a Sunday morning. No, the poor S.O.B. who gets blamed for all of these conundrums is the maligned, beleaguered street-level patrol officer.

There must be a good reason why the Walk against Flatulence or the March of Morons can't be relocated to Route 9 in Wellesley, but I haven't heard it yet. And I'm still waiting to hear why every year in early June, on a weekday during high-noon and extending throughout the afternoon and into the evening rush-hour, those suburban froot-loops and "eccentric" (*trans.: crazy*) Beacon Hill Yankees dressed in revolution-

ary war costumes who comprise the "Ancient and Honorable Military Company" ("*first at the bar, last at the battle*") get to bring traffic to a standstill why they perform their pansy-girl routine in the middle of Tremont St.

Soon, there will again appear the "Corporate Challenge Road Race," in which man-girls from Boston banks and boardrooms dressed in their underwear trying to impress their bosses with their athletic prowess will expropriate downtown streets during rush-hour while harried patrolmen try to explain to angry residents why they're stuck in traffic on their own street. Naturally, the organizers of these marches and the people who issued the permits are never around when frustrated motorists are venting their spleens at the officer having the misfortune to be assigned to traffic duty in the intersection. And of course, each and every motorist wants- nay, *demand*s- a personalized explanation of *what* is going on, *who* is marching, *how long* it's going to last, *when* it's going to be over, etc. etc. *ad nauseum*.

My all-time favorite remains the annual "March against Hunger," in which thousands of well-meaning, starry-eyed participants adorn themselves with the mantle of martyrdom and descend upon our fair city for the express purpose of feeling good about themselves while deluding themselves into believing they are helping to feed the poor and downtrodden. (Of course, at the end of the day, the vast majority will return home to privileged, lily-white suburbs where they have moved to get away from the poor and downtrodden.) Busloads of impressionable school children singing "Michael, row your boat ashore" and gray-haired hippies with anti-war slogans pasted on their backpacks gather to raise money to feed the alleged hungry and starving poor folk. Of course, about 100 yards away, roll-

(continued on page A4)



Dental plan, deferred compensation and other pertinent matters

To the membership I open up with the customary... "I hope you're all doing well?" The first order of business that I will talk about is the dental program. After negotiating with Delta Dental over the last several weeks, our insurance broker, myself and the other members of the leadership team secured a 0% increase in the dental premium for the upcoming year. We also secured a 5% cap for the following year. What does this mean? It means your dental premiums will not increase this year and the highest it will go up next year is 5%. It was a tough negotiation but Delta Dental valued the BPPA's business and did not want to see us leave and go to another dental insurer and a common ground was agreed upon.

The next order of business I would like to touch upon is the 457 deferred compensation plan. The BPPA, after the last round of contract negotiations secured language that will allow our members the ability to have money taken from their supplemental wages (i.e. detail and overtime pay) and have it deposited into their deferred compensation plan. To do this you have to first be enrolled in the deferred compensation program. The new carrier for the program is Great West, which replaces ING. The name of our representative for Great West is **Ali Sackett**. She can be reached at telephone number 1-781-801-0922. If you are not enrolled in the program but would like to be, Ali is the person you do this with. The way to have your supplemental money

deducted and then deposited into your 457 plan is easy. If you have a user ID, you can download an authorization form from the BPPA's web page. If you do not have access to a computer, the forms can be ob-

repaired and then was misplaced. It was found by an employee of the Turnpike Authority, **John O'Connor**, who found it in the basement of the building he worked in and returned it to the BPPA by way of P.O.

Now that the summer months are upon us, you will probably be forced to work overtime and have some of your days off cancelled. So the time you do have off enjoy it with either family or friends. Remember we cannot go back in time and recapture it, take a minute and enjoy the fruits of your labor.

tained at the BPPA. The directions on the form are easy to follow. After you complete it, all you have to do is either fax it or mail it to City Hall. The number and address are on the form. This is a good way of saving for your retirement without having to commit a dollar or percentage of your weekly pay. Remember the money you put into this account is tax deferred until you retire and it does not interfere with other retirement programs or accounts you may already have. The next date that **Ali Sackett** will be at the BPPA Hall is June 25, 2008. The hours will be from 9am to 4pm all appointments will be conducted in private.

The next thing on the agenda is a thank you to **Tommy Tinlin**, the Commissioner of Traffic and Parking. Tommy helped get the memorial plaque of **Police Officer James O'Leary** re-hung on the Boylston Street Bridge. The plaque was taken down a few years ago when the bridge was being

Jack Bates (A1 rep). Also on this topic I would like to thank **Scott Yanovich**, **Adam Mazzolla** and **Rick Moriarty** from District 4, for not letting me forget about the sacrifice Officer O'Leary made in 1963 while protecting the citizens of Boston. If anyone happens to see a damaged or missing memorial plaque of one our fallen members let the BPPA know we will try and have it restored or repaired. We are now going to repair the memorial plaque of **Patrolman Francis Johnson** who was murdered on March 17, 1969. His plaque was hung on the Transportation Building near the intersection of Kneeland and Stuart Streets and was vandalized. The plaque for Officer O'Leary is located at the beginning of the Boylston Street Bridge where Division 16 used to be located, next to the stairs adjacent to the MBTA station.

Remember the media is still out there, criticizing your ability to supplement your

income. Unlike most professions we are regulated on what we can and cannot do for employment outside of the police department and the amount of hours you can work. So remember wear your traffic belts or new bright yellow vest if you have been issued one, be visible. The person who takes your picture while you are sipping a cold drink on a hot day does not care that you have been directing traffic for hours and you are dehydrated. All they care about is the shock and awe value of that particular photograph at that specific time. Also remember to fax your 1.1s and Form 26's to the BPPA if you get involved in an incident while you are performing a paid detail, the number is 617-989-2779, we are keeping a record of such incidents. The attack on your supplemental earnings will never end, it is something that will always cause debate and sell newspapers when it is a slow news day or week, remember try not to be that person and be cognizant of who is watching you.

I would just like to congratulate newly ordained **Deputy Superintendent William Gross** on his appointment as the Zone Commander of Districts 2, 3, 6 and 11. Deputy, good luck in your new position.

Now that the summer months are upon us, you will probably be forced to work overtime and have some of your days off cancelled. So the time you do have off enjoy it with either family or friends. Remember we cannot go back in time and recapture it, take a minute and enjoy the fruits of your labor. Now in closing be safe, watch each other's backs and keep your guard up and remember enjoy your time off, you have earned it and if anyone has a problem or concern call me and keep me honest.

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The Marching Season

(continued from page A3)

ing around on the Boston Common on their bloated bellies, belching and burping after having consumed breakfast, lunch and a second-helping helping of vittles from nearby St. Francis House, are the aforementioned hungry and starving poor folk. They will not be walking against hunger, because they are too tired to walk. Working people often skip meals and get to eat only once or twice a day, but the alleged "hungry" people get fed three, free meals a day? America has starving fat people who could easily feed a family of cannibals in Darfur for a year. Besides, their "disability/SSI/cuckoo checks" are awaiting pickup once dessert is over, and then the afternoon will be spent dealing drugs on the Common or pestering motorists snarled in traffic (because of the Walk against Hunger) shaking coffee cups in their windows and demanding alms for the poor so they can get themselves a gallon of premium Mohawk-brand vodka.

But of course, (altogether now...) "it's for a good cause....."



Sub-contracting opens up a different can of worms

I recently attended an investigatory hearing at the Labor Relations Court concerning the Department's practice of bringing in outside police agencies during events where larger than normal crowds are expected, such as the World Series and Super Bowl.

The BPPA has filed a number of grievances concerning this practice and the cases are pending. This hearing centered on bringing in these outside agencies before everyone from this department was ordered to work. The department contends that there is a special need for the outside agencies because of the training and equipment that they possess. That may very well be the case but that doesn't mean that they can bring these agencies into our city without offering and/or ordering our entire department to work before these folks come in. I also realize that, if we were to win this case, we will subject our members to being ordered for some events that they just don't want to work, but at the end of the day the BPPA must protect the jobs and work for our members. The case is about sub-contracting and we have to toe the line even if it means some members may not like the results. The BPPA has suggested to the department that they train all their officers for this duty and equip them accordingly. The Department's reply is that it will cost too much money. That may be true but what will be next? Will they eliminate the Harbor Unit or the Bomb Unit and try to use the State Police or Coast Guard to do their work? Will they attempt to create a Central Booking Unit with the work done by the Suffolk County Sheriff's Department and do away with the Booking Officer positions? Will they eliminate the Tango 55 cars and have that work done by the Troopers? Sounds farfetched but allowing them to continue this practice can open up an entirely different can of worms in the future.

As I am writing this, the BPPA has learned that if the Boston Celtics are in a position to clinch the World Championship, then all Boston Police Officers will be ordered into work, even if on a day off. I applaud the department for ensuring that our members work is protected and appreciate their attempts to come to reasonable solution to this problem.

A disappointing side is the DBS' leadership's decision to not force the de-

partment to order their members to work such events while allowing other agencies to come in and do the work. The leadership of the DBS does not want their members ordered but wants the overtime offered to them on a voluntary basis. How the DBS thinks that their members are not subject to the same standards of low man availability when it comes to overtime is amazing. The CBA's of both unions call for overtime to

tail or an overtime tour in a rapid car. Tough to have it both ways!

I find the DBS' response, or lack thereof, ironic in light of the article printed back in December of 2007 when DBS President **Jack Parlon** wrote a piece directed at **Tom Nee** and **Joe Gillespie** stating, in part, "...I say come on home my union brothers! The labor movement misses you! And for me, I'm proud to say we have **NEVER** missed

The leadership of the DBS does not want their members ordered but wants the overtime offered to them on a voluntary basis. How the DBS thinks that their members are not subject to the same standards of low-man availability when it comes to overtime is amazing.

be distributed and/or ordered on the principle of low-man availability. In the most simple of terms that means if patrolmen (members of the BPPA) are going to be ordered then detectives (members of the DBS) must be ordered as well. I'm pretty confident that the DBS, rightfully so, would be up in arms if their members were by-passed for regular overtime in a district or by-passed for a detail. But when it comes to taking a bite out of the "shit sandwich," the leadership of the DBS takes the easy way out.

Do you think that the International Brotherhood of Teamsters would allow a non-union driver to work because it was inconvenient for a union member to work or the Laborers Union would let the carpenters work because no laborers wanted to work on a Saturday? Not a chance because eventually they'd concede that work to the other group.

Maybe the solution would be to remove the members of the DBS from the overtime/details list and let them concentrate on investigative work.

In the early 80's when the detectives left the BPPA, legislation was filed saying that detectives were "professionals" and should not be part of an organization of "non-professionals" (I assume that they meant Patrolmen and the BPPA). That legislation passed back then and thus the DBS was founded. I'm pretty sure that the DBS doesn't mind their members co-mingling with "non-professionals" on a redline de-

tail or an overtime tour in a rapid car. Tough to have it both ways!

Well Jack, with all due respect, you missed this one. It's no secret that the BPPA and the DBS do not always see eye to eye on every issue. Our primary goal is to protect our members work as is the goal of the DBS. Sometimes each group's efforts are detrimental to the other side. It's not personal, it's business. If the DBS' failure to join in this fight is because of what they perceive as the past sins of the BPPA then I think that they're making a huge mistake. Their concerns about their work being done by BPPA members are understandable but there are also jobs, which have always been the work of BPPA members, which are being done by DBS members. The BPPA has filed the appropriate charges and is waiting for decisions.

My point is that neither group is free from allegations of taking the others work. But this isn't a case of doing each others work within the Boston Police Department. This is a case of the BPD bringing in police officers and correction officers from other cities and towns to perform work that our members can do and should do. This is the same point that the DBS raised when the State Police were brought in to investigate homicides and shootings on State Property. But now, faced with the issue of bringing in outside agencies to perform basic police functions in our city, the DBS is silent. I have a huge amount of respect for the DBS and their members. They do an outstanding job on a daily basis but if this is some sort of "payback" for past issues then so be it. The BPPA will continue to fight for our members' work and job conditions. It just looks like we'll fight this one alone. Sometimes being a member of leadership means making the right decision not just the popular one.

At the same time that we are fighting these cases, the BPPA is working tirelessly to get legislation passed that will give Bos-

ton Police Officers jurisdiction around the Seaport area of the city. It's amazing to think that Boston Police Officers have no jurisdiction in their own city but that's the case around the Seaport. Because the land is controlled by Massport, the State Police contend that they have exclusive jurisdiction in the area. They state that they should be doing all the police work and that we should have no role. Are you kidding me?

A recent story in the *Herald* reported that there will be 5,000 people moving into the area in the next few years. There are also plans to build a pair of schools in the new neighborhood that would have 2000 students. The restaurants and bars are licensed by the City of Boston. The residents pay property and excise taxes to the City of Boston. If their homes catch fire the Boston Fire Department responds along with Boston EMS. Why doesn't the Boston Police provide the police service? It's our work. Those people deserve to have the same level of police service as all the city's residents have but if this bill doesn't pass, they won't.

This is just one example of why it's so important to protect our work and assure that we continue to provide the professional policing in *our city*.

On a lighter note, the BPPA has planned a Family Day on July 20th. The event will be held at the Brockton Rox and will begin at 4:00 pm. For those of you who may not be familiar with the Brockton Rox, they are a minor league baseball team owned by comedian **Bill Murray**. They play at Campanelli Stadium next to Brockton High. We have secured exclusive use of the picnic area for the game. The kids can play catch in the outfield from 4:00 pm to 4:30 pm and can run the bases after the game. There will be an all you can eat cook-out (hot dogs, burgers, chicken, etc) from 4:30 pm to 6:00 pm. There is a beer garden in the picnic area (not that anyone would want to have a beer while watching the game). The BPPA is picking up half the tab so tickets are just \$10 per person and we will be having t-shirts made for the kids. This is a great chance to spend an afternoon with friends and family. There is no limit on how many tickets you can purchase but space is limited (300 people max) so come down to the BPPA and secure a spot. If you plan on bringing your kids, please get us the shirt size.

As we did last year, the BPPA has entered into an agreement with Six Flags New England and been able to secure discounted tickets at a cost of \$25. To get these tickets just come down to the BPPA and see Ann Marie or Annie. We also have passes available for the Roger Williams Zoo, Zoo New England, and the Boston Children's Museum.

Enjoy your summer and stay safe.

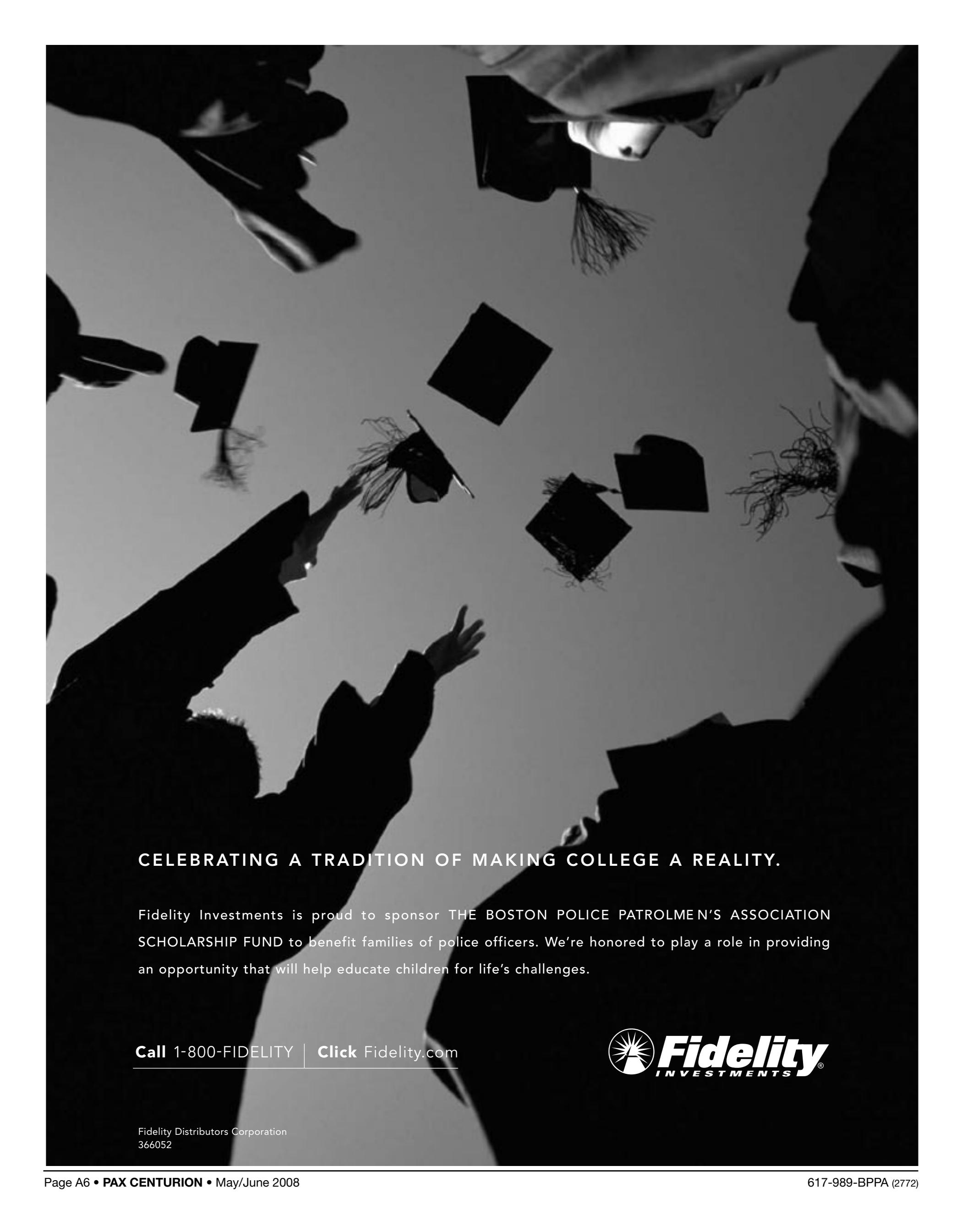
Police Detail foes livid about cost analysis study

(continued from page A1)

written several years ago by the *Boston Globe's* **Joan Vennoch**. She reported then that BHI had produced a "study" which was opposed to the proposal for wind turbines in Nantucket Sound. It was then learned that the Egan family foundation, a wealthy clan which opposed the Cape Wind proposal from the start (along with the Kennedy's and other rich, elitist frauds who own prop-

erty in the area) had paid BHI \$100,000.00 for the anti-wind farm "study."

So much for the "benevolent public watchdogs." This proves that, indeed, you do "get what you pay for," including the desired results of your requested "study" (wink-wink, nod-nod). The facts and the truth, as we have stated all along, are on our side...



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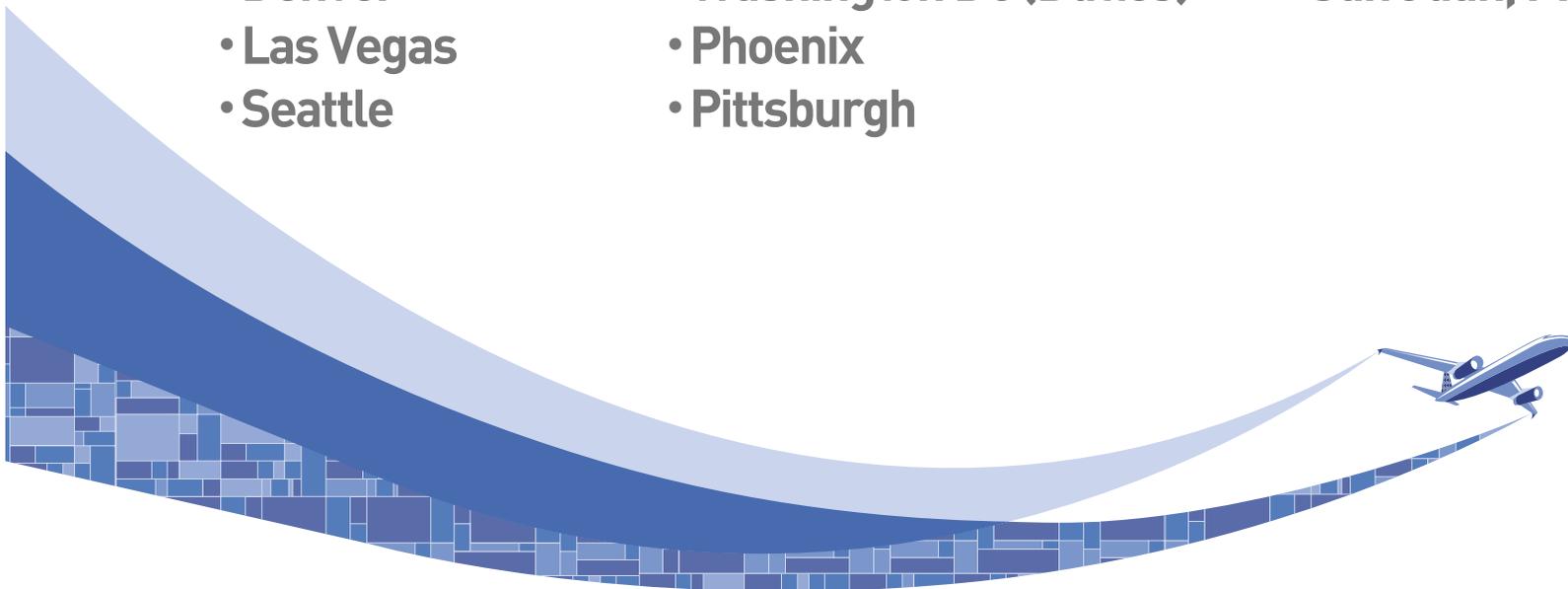
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BPPA receives donation from PAL

(continued from page A1)

The BPPA has always supported the many community organizations throughout the city such as youth sports and neighborhood groups. The money that we have donated, tens of thousands of dollars, has always come from our general accounts. Thanks to Gerry, this donation will allow the BPPA to continue to help these deserving groups on an even larger scale.

The leadership and the House of Representatives of the BPPA, with the help of our members, will continue to identify deserving organizations in need of financial assistance.

The BPPA looks forward to working with Gerry Ridge and the PAL board in continuing to have a positive impact in the communities that we work.

SJC: Lie detector tests OK... but only for cops

(continued from page A1)

pronouncements about the "importance of protecting public confidence in law enforcement." Only for police officers, the people who actually do something about crime day-in and day-out.

Judges, who are appointed by virtue of how much they donate to the politicians – Oh, I'm sorry, I meant to say – "by virtue of their integrity and hard work as lawyers" – their cronies and their lawyer friends will NOT be subject to lie detector tests in order "to protect public confidence in law enforcement."

The lie detector test remains inadmissible in criminal court for prosecution. But the SJC ruling allows police chiefs, who naturally applauded this decision, to use the inexact and subjective test for firing officers based on *their* interpretation of the results. "Obviously, municipalities have a public policy obligation to ensure that our employees,

especially police, are not involved in crime," said **A. Wayne Sampson**, executive director of the Massachusetts Association of Police Chiefs.

The guise under which management could use this test are obvious and simple—they need only allege that they are "conducting an investigation into criminal activity." This broad, supercilious umbrella can, as we all know, be used to justify almost anything. Under this ruling, if I were a police chief, I could allege that I'm "conducting an investigation into a ten-dollar bill allegedly missing from the locker room." That "criminal investigation" rubric now opens the door for unbridled and unscientifically-proven use of the lie detector test by police chiefs on a witch-hunt expedition against their own officers. Or, a suspect could allege that a police officer used "excessive force" during an arrest. A police manager could now use the excuse of "an investigation into an allegation of criminal

assault and battery by a police officer" to justify the use – and misuse – of the lie detector test. Personally, I won't be surprised if officers who are subjected to future lie detector tests just happen to be those who are among the most outspoken and active in the police unions. "**Patrick Bryant**, (a lawyer with the BPPA's firm of *Sandulli Grace*, but representing *MASSCOP* in this case) said the SJC has banned the use of lie detectors in the courts and then singled out police officers to be targeted. "So why would you subject police officers and only police officers, to a technology that is essentially bogus?" he asked.

Amazingly, Plymouth's town lawyer, **Leonard Kesten**, said "the court set out different rules for police because they have unique jobs. You can't arrest people," he said. "We are not allowed to use deadly force on people; they are." Huh? What's that, Attorney Kesten? The lie detector test, like psychiatry and hypnosis, are subjective, unproven investigative tools. So why not use "trial by fire," "dunk & drown," or some other medieval method to test an officer's veracity, Attorney Kesten? The results would be about the same. It appears that Attorney Kesten thinks it's "fun" to arrest people and shoot people, therefore police officers shouldn't have the same rights as lawyers and judges. Apparently, because of the tremendous responsibility placed on our shoulders by virtue of our jobs, any rights which we previously thought we had are now gone, courtesy of the elitists at your Supreme Judicial Court. What applies to us, does not apply to them. One standard for the blue collar police officer – in order to "protect public confidence in law enforcement," don'tcha know, and another for the white collar judges and lawyers. How typically Massachusetts is that?

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DISTRICT 4 HOLDS INAUGURAL JOHN "BUDMAN" CURLEY BASKETBALL TOURNNEY

On Saturday, April 5th, 2007, the men and women of District 4 gathered together in the Cathedral Gymnasium in the South End for some good old-fashioned camaraderie, in celebration of one of the great characters in the history of the Boston Police Department, **John "Budman" Curley**. The man of the hour, who is also a recent retiree of the B.P.D., was present and participated in a 3 on 3-basketball tournament named in his honor. The tourney featured spirited sportsmanship by all those who played as well as moves not scene since the DVD re-release of the classic sports movie, "*Hoosiers*." The championship game proved once and for all that "white men can jump" as the threesome of **Hinds, Lenane** and **O'Donnell** left the mouths of those watching from the stands agape with their pure athleticism. The Runners up team of **Bill Haley, Daran Brown** and **Jeff Carrio** were left picking up the pieces, as well as the tab from the first round of libations at J.J. Foley's afterwards. The hours of sweat in the gym followed by the classic tales of **John Curley** in the tavern proved to be a winning combination for the brothers and sisters of D4 and have jump-started a pattern for future events. So do stay tuned...

– Jason "Zeke" Ezekiel (Area D-4)



Old School: teammates Brian "The Hammer" Lydon, Arthur "Fletch" Whitkens and "Showtime" Jorge Dias.



Area D4 Legends John "Budman" Curley and Jack "Sinatra" Burke sharing stories about the good old days when "cashies were cashies."

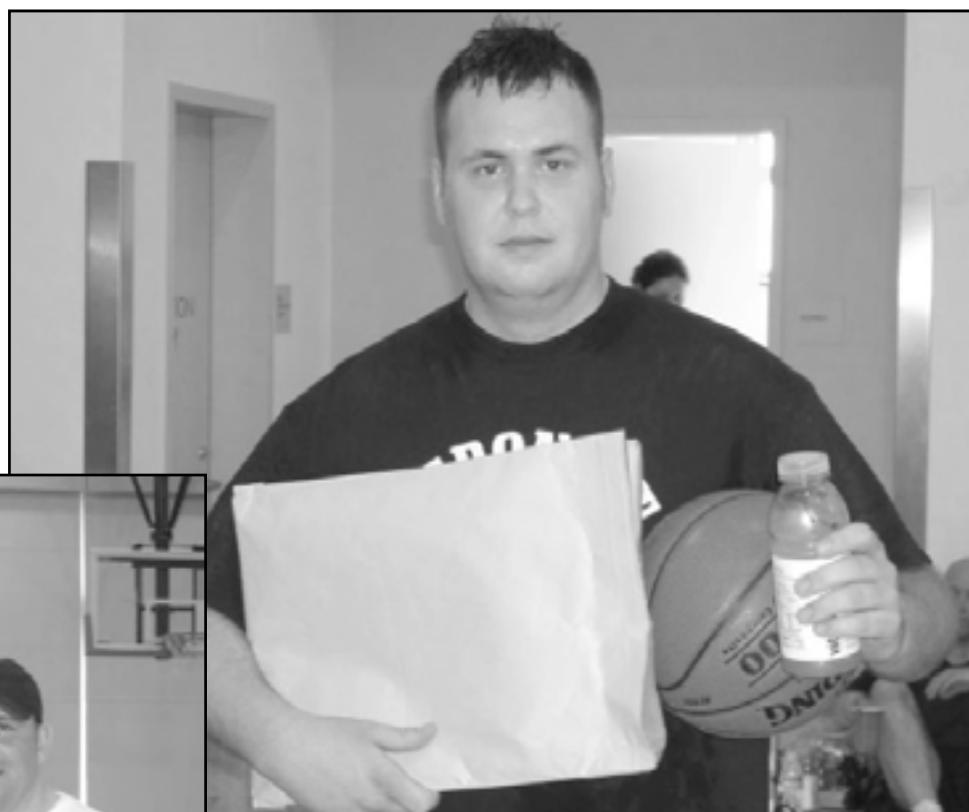


The Doyle boys (Jojo and Mikey), getting taken to the hole by a couple of D4's Finest.

The Final Four teams in a group mugshot.



Lil' Ronin Zeke showing the ladies his moves at the inaugural "Budman" Tourney.



Representing the runner-ups and left holding the bag was none other than the soon to be former bachelor and 2001 B.P.D. Cadet of the year Bill Haley.



The Champions of the tourney with the Legend himself, Jack "Vanilla Ice" Hinds, Tim "Hotdog" Lenane and Dan "the Worm" O'Donnell.

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Some people call me old glory, others call me the Star Spangled Banner, But whatever they call me, I am your Flag, the Flag of the United States of AmericaSomething has been bothering me, so I thought I might talk it over with youbecause it is about you and me.



I remember some time ago people lined up on both sides of the street to watch the parade and naturally I was waving in the breeze, when your daddy saw me coming, he immediately removed his hat and placed it against his left shoulder so that the hand was directly over his heartremember?

And you, I remember you. Standing there straight as a soldier. You didn't have a hat, but you were giving the right salute. Remember little sister? Not to be outdone, she was saluting the same as you with her right hand over her heart.....remember?



What happened? I'm still the same old flag. Oh, I have a few more Stars since you were a boy. A lot more blood has been shed since those parades of long ago.

But now I don't feel as proud as I used to. When I come down your street you just stand there with your hands in your pockets and I may get a small glance and then you look away. Then I see the children running around and shouting....they don't seem to know who I am.... I saw one man take his hat off then look around, he didn't see anybody else with their hat off so he quickly put his back on.



Is it a sin to be patriotic anymore? Have you forgotten what I stand for and where I've been?.... Anzio, Guadalcanal, Korea and now Vietnam Afghanistan Iraq. Take a look at the Memorial Honor Rolls sometimes, of those who never came back to keep this republic free

One Nation Under God
When you salute me, you are actually saluting them.

Well, it won't be long until I'll be coming down your street again
So when you see me, stand straight,
place your right hand over your heart
And I'll salute you, by waving back and I'll know that



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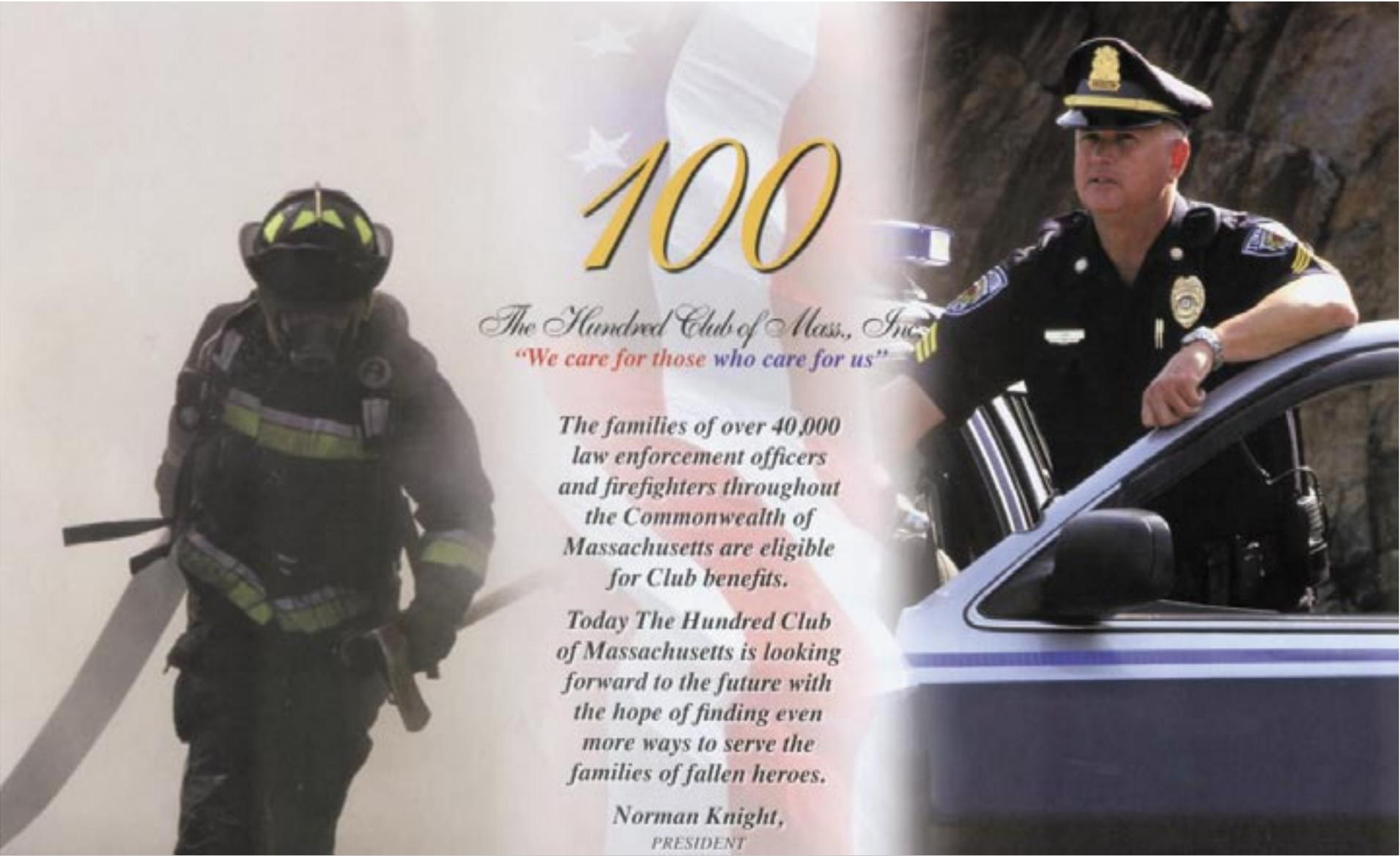


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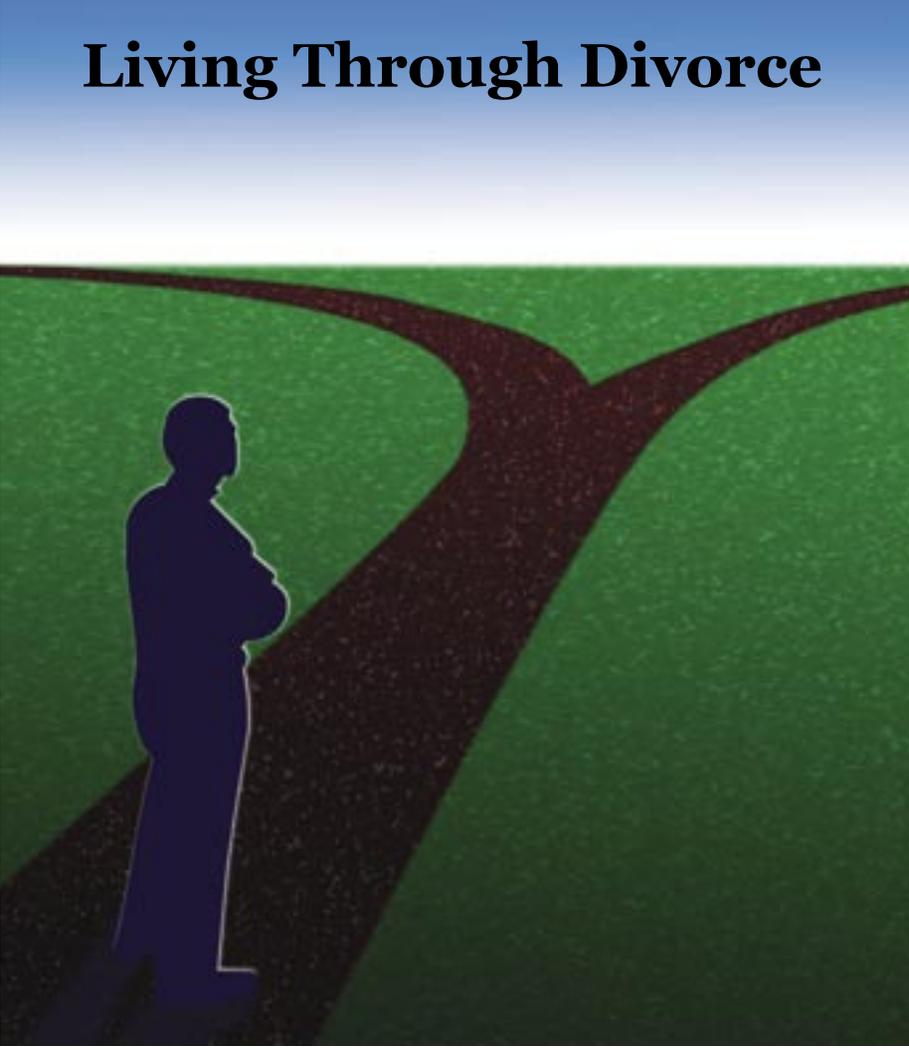
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The Anniversary

Boston Police Patrolman John J. Gallagher (1929-1962)

By Anne E. Gallagher, May 6, 2008

"I teach only suffering and the transformation of suffering."
— Gautama Buddha

I am reflective this time of year, April through May, as I approach the anniversary of my dad's (John J. Gallagher) death on May 25, 1962.

He was shot and killed by Charles Tracy in the basement of the Shawmut Bank in Boston. Tracy was hiding between two wooden cabinets in a supply room, waiting to shoot who-



Boston Police Officer John J. Gallagher lies mortally wounded after being shot by Charles Tracy in the basement of the Shawmut Bank in Kenmore Square (exterior shown below) on May 25, 1962.

— Photo by Roland Oxtan, *Boston Record-American*

ever came through the door. That early Friday morning, it was my dad.

After Tracy and my dad shot at each other, dad fell to the cement floor on his back, gun in hand, and his right leg bent

in at a 90 degree angle. The bullet hit his chest, perforated the aorta, and pancreas, and then lodged in his spine. Tracy then stood over my dad and shot once more into his right thigh. Dad died at Beth Israel Hospital around 6:00 AM.

In memory of my dad and other slain officers, I am writing a series of articles with the hope that it will help family members of police officers who were killed in the line of duty. I am writing too because ours is a unique situation.

It is not unique in the sense of facing death and its aftermath. The death of a loved one leaves everyone with the ache of absence at the nightly supper table with the empty chair, and at bedtime without the good night hugs. And, as the years pass, family members continue to live with the heartfelt absences at the sports games, graduations, and weddings of the children, and grandchildren.

Though such an absence makes death, at time unbearable, for anyone who faces the loss of a loved one, the violent death of a police officer adds another dimension of pain.

Violence is inexplicable, unpredictable, unjust, intense, severe. When a family member leaves for work and does not return because of a sudden, aggressive exchange with a criminal, this type of loss creates a black hole. It is pointed and jagged like stucco. Within its gravitational force, we are pulled back with no escape from the haunting question ... "What happened?"

This is the acute pain that is unlike any other. It is the pain that makes our confrontation with death unlike anyone else's.

And so, I am writing this piece to let you know that I understand. You are not alone. It is possible to metamorphose the shattered, jagged pieces, and live again.

"I know, God," wrote Ety Hillesum, a Jewish prisoner in a Nazi concentration camp, "that you cannot help us, [we will not escape], but you can though, help me to help others while we are here."



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Commitment Number: W29377	Name: TRACY, CHARLES	Today: 2000 1023	Last Changed: 1993 0326 BAH
Orig. Source: 110 NEW COURT COMMITMENT	Orig. Court: SSC SUFFOLK SUPERIOR COURT	Effective Date: 1962 0622	Date Sentenced: 1963 0529
Date Committed: 1963 0529	Type of Sent: 4 FORTHWITH - DOC SE	Parole Elig. Date:	Parole Viol. Date:
Min Sent: 888888	Max Sent: 888888	Days of Jail Credits: 341	Date of Off: 6
Loc. of Off: 99 UNKNOWN WEAPON	Weapon Used: 110 MURDER 1ST DEGREE	# of Off: 6	# of Victims: 9
1st Off: 130 ASSLT W/INT MURDER/MAIM (s 15)	2nd Off: 172 ASSAULT D.W. (Ch 265, s 15B)	# of Codes: 0	
3rd Off: 171 ASSLT/A&B D.W.			
4th Off:			
Prior Comm.#: 00000			

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The perpetrator Charles Tracy and the charges which were filed against him.



Articles in the series, "Yellowed News Clippings":

The Anniversary

My introduction to the series of articles with a statement of my intentions for my readers.

The Scrapbook

My account of my early years of looking for information about what happened to my dad.

The Silent Pain (Adolescence, Young Adulthood)

My account of dealing with the loss through high school and young adulthood.

The Tip of the Iceberg

My first realizations that dad's death had affected me more deeply over the years than I had acknowledged.

The Realization

Explains how getting the details of what happened helped me in my recovery.

The Peace, Freedom, and Resolution

Where I am now as a result of my looking for and finding what I needed to know.



The photos which appear on this page were submitted, approved and requested by Anne Gallagher, daughter of slain Boston P.O. John Gallagher.



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Boston Police VFW Post #1018 Elects Brendan McCarthy New Commander

Let's start this article with congratulations to the newly-elected Commander of Boston Police VFW Post #1018, **Brendan McCarthy** of the BPD Identification/Photography, Crime Scene Response Unit. Brendan is a 14+ year veteran of the Boston Police Department and a Veteran of Foreign Wars due to his tour of duty in Korea, (which after 55 plus years is still considered a Combat/Hazardous Duty Assignment). Outgoing Commander **Christopher Colby**, who had a very successful two years as Commander will take up the reigns of Post Quartermaster. Congratulations are also in order for **George Murray**, (Past Commander), who has been elected as the State of Massachusetts VFW Junior Vice Commander, on the road to running the whole show, A Job Well Done!

Many of our Police Family brothers and sisters have been activated and have since returned over the past seven years, and I'm sure many will follow. *Unlike some individuals (both civilian and uniformed alike) within the Boston Police Department, who have actively been researching every possible way to Harass and Screw with Veterans in time of War, or deny employment to Combat Veterans!*, we, the Veterans representing the Patrol Force of the BPD, continue to pray for the safe return of all. We continue to pledge our allegiance to these individuals and will never waiver from our commitment and promise to be there for you and your families. I would like to remind all; of the BPPA commitment to provide a \$500.00 a month stipend to each and every union member activated over a 90 day period. That stipend will be issued up to 5 months per activation and has been very beneficial to members in the past. The union has also agreed to waive all union dues and dental payments for those same members for their entire activation. Please forward any questions concerning your union benefits to your respective representatives. Don't forget that the State of Massachusetts MAP (*military assistance program*) chairman **Jorge Castro**, is a member and former Commander of Post #1018, Jorge is available through the Post to assist any and all. As always, I am available to any and all Veterans (regardless of rank or position) seeking assistance in righting the current bias and discrimination being directed at Combat Veterans. Be assured that I am in contact with both State and Federal Veterans organizations and Attorneys to develop strategies and if necessary, law suits, to end the harassment and force the compliance with current laws. (*Shame on those; who would prey on the defenders of your freedom and liberty!*)

Award Update: The U.S ARMY has recently begun issuing an ARMY Sea Duty Ribbon. This retroactive award is for soldiers who log sea duty and now includes National Guard and ARMY Reserve troops.

The ARMY Sea Duty Ribbon was originally approved in 2006 to include soldiers who have served aboard ARMY vessels, this award is retroactive to August 1st, 1952. The ARMY Transportation Corps recently updated the award's qualification to include the National Guard and ARMY Reserve. To be eligible, active duty soldiers must complete two years of cumulative sea duty on a Class A or Class B vessel. Guardsmen and reservists must have two creditable years in a U.S. watercraft unit, which must include at least 25 days underway during each year and two annual training exercises underway on a Class A or Class B vessel or a 90 day deployment aboard an ARMY vessel underway. This ARMY Sea Duty Ribbon is the first non-campaign ribbon approved by the U.S. ARMY in more than twenty years. If Qualified; send your request to: e-mail: armyseapay@conus.army.mil.

Upcoming Events: We are pleased to once again host the Annual Boston Police Patrolman's Golf Tournament at the post on July 18th, if interested in playing this year, please contact the BPPA @ 617-989-2772. Our annual Toys for Tots motorcycle run will be held on Sunday, September 14th, commencing at 12:00 sharp, \$15.00 per person plus \$10.00 per passenger or 2nd guest, \$5.00 for kids, this includes the cook-out and afternoon of festivities. Sign up/line up for the run will begin at 11:00 that morning. The Military Ball will be hosted on Saturday, September 6th from 7:00 pm –

midnight, I'm sure the food and entertainment will be worth the trip to the post.

Recent Events: Recently the Boston Police VFW Post #1018, sponsored a 'Care Package Drive' to Support Our Troops. The Police Post, in conjunction with the J.D. O'Bryant ROTC and the 723rd Transportation Company (U.S. Army Reserve) of Roslindale, have been collecting items to build care packages for our troops serving overseas. A true community effort culminated with personnel representing these fine organizations along with members of the 'Boston Football Bandits' volunteering there time in building these 'Care Packages'. On March 16th, all of these groups got together at the 'Post' and made a day of it, collecting items, picking up donations and ultimately packaging up the donations and forwarding them to our troops. The troops have already received them and have been in contact with the 'Post' thanking all for their support and caring!

I would like to thank the Boston Police Honor Guard for their outstanding dedication and professionalism shown on Memorial Day. As always these officers showed up early and ready to perform. Under the direction of **Sgt. James Neal**, they assisted in the annual Memorial Day tribute and dedication to our fallen comrades. While others consumed their burgers and dogs, drank cold beer and soda, frolicked at cook-outs and reunions around town, these gentlemen arrived at the Boston Police VFW Post #1018 in uniform and standing tall, the

creases in the uniforms sharp enough to shave with and shined boots & brass that required sunglasses to look at. The BPD Honor Guard, (most of whom are also on the Post #1018 Honor Guard), assisted in conducting our ceremony with dignity befitting the day. With no fanfare, and missing family gatherings and cookouts, some of these same individuals spent the rest of their weekend assisting at local cemeteries in honoring our departed comrades. I would also like to thank all who attended.

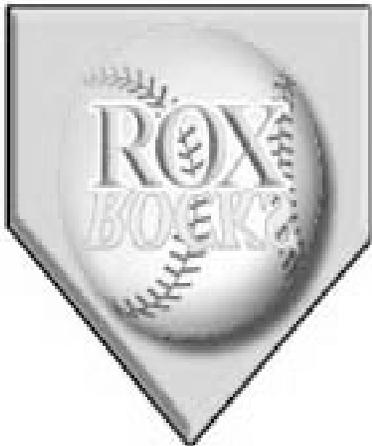
Honorable mention also for the outstanding job done by the BPD Honor Guard representing the Police Post and the Boston Police Department at the Annual Massachusetts VFW Convention. This year's parade had a *Special Guest 'LVUS'* aka retired Police Officer and Post Adjutant **Marty Columbo**. Marty not only entertained the public and the Troops along the parade route, he put on a spectacular show Saturday night. (You never know what your gonna get, when Marty shows up!)

Just a reminder that the post hours are: 3:00 pm – 2:00 am seven days a week. Dues are only \$30.00 per year. Monthly VFW meetings are held in the upper hall on the third Monday of each month at 7:30 pm, (only exception is July and August). The executive board meets the third Monday each month at 6:00 pm. The annual meeting will be conducted in accordance with the published by-laws on the second Tuesday in July 2008 at 6:00 pm.



The Boston Police Honor Guard with "LVUS" Marty Columbo (in back) proudly represented the the VFW Post and Boston Police Department at the annual Massachusetts VFW Convention in Burlington.

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Tickets can be purchased at the BPPA and let us know what size shirt you need for your child. Space is limited and we need time to order the T shirts, so reserve your spot early.

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 - Jim Wyse,
 Sergeant-Detective, A -1

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 - Matt Machera, Attorney at Law,
 Formerly of the Suffolk County DA's Office

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 - Mike Coppinger,
 Patrolman, District 14

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 - Maura Flynn,
 Commander of the Paid Detail Unit (no relation)

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 - Tom Richardson,
 Patrolman, E-5, (retired)

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 - Danny Rice, Detective,
 Domestic Violence Unit

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 - Chris Boyle,
 Patrolman, Drug Unit

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 - Bobby Murphy, EMT,
 Boston EMS

Boston Police
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Boston Police Sergeant William F. Healey

By Ray Melo

It was a warm Wednesday evening on October 2, 1946. America had recently emerged from World War II with bloodied knuckles, but was now the global super power. Thousands of GI's returned home to start their new lives to a thankful nation while thousands of soldiers did not. God bless them! The Nuremberg Trials were under way and some of the Nazi bastard's were sentenced to death or imprisoned. America was settling down to heal its wounds and reap the benefits of a global economy and military might.

Sergeant William Healey's tour of duty started at 5:45 P.M. He's happy tonight is his short night. He gets off at 12:15 A.M. but has to return tomorrow night at 12:15 A.M. and work until 7:45 A.M. He is the Patrol Supervisor, and he drives around in his squad car checking on the walking beats. Fate had it and he stopped at Tremont and Church Street to chat with a citizen a little after 9:00 P.M.

Fritz Swenson, 23, of Roxbury, is a small time thug with a taste for criminal activity. He was recently advised by his brother, Russell Swenson, that he moved several items of silverware and other valuables into a 2-1/2 story apartment building at 24 Fayette Street in the South End of Boston. Russell Swenson worked for a moving company and took special note of the items.

Fritz Swenson developed a plan to welcome the new occupants to the neighborhood by robbing them of their belongings. Days later Fritz Swenson meets William Gouda, 20, of Roxbury in a local club. Swenson asks Gouda if he would like to make some fast, easy money? Gouda, an aspiring thief himself, says yes. Swenson adds Joseph MacEachern, 39, another thug of Roxbury into the mix.

The plan of the assembled blockheads is that Swenson and Gouda would knock on the apartment door with a fake telegram, barge their way in at gun point and tie the occupants up. They would grab all the valuables and MacEachern would drive up with the getaway car and then they'll drive off

into the sunset.

It's about 9:00 P.M. and Swenson's plan is set into motion. Gouda and Swenson walk up and knock on the door of 24 Fayette street with the fake telegram. No one answers the front door so the two armed villains creep into the rear and force their way into the back door.

The newly moved-in occupants, college roommates Eugene Metz, 24, Walter Fulton, 23, and his girlfriend, Theresa Zazzos, 23, enjoyed a late dinner at a nearby restaurant. After dessert, the threesome casually strolled back to their apartment located at 24 Fayette Street at about 9:25 P.M. Mr. Metz recalled, "As we walked back to our apartment we observed a Police Officer making conversation with another man as we rounded the corner to our apartment."

It's dark out and Mr. Metz flicks on the vestibule light. The three lumber up the squeaking wooden steps to their first floor apartment. Their night is coming to an end and they finish their chuckles and conversations for the day as they make their way into their apartment. Metz observes his silverware and other personal belonging piled on the floor next to a opened suitcase. The hallway light partially shining into the apartment alerts him. He turns into another room and finds it ransacked with a frightening silhouette of a figure standing motionless in the dark. Metz heads for the light switch and the intruder, Gouda, demands, "Don't turn on the light!" Metz disregards the warning and then Gouda attacks.

A tussle ensues and Gouda pulls out his pistol and fires one shot wildly into the darkness. The darkness is briefly interrupted by the mussel flash. The fight turns into a struggle for life and another shot rings out. Ms. Zazza screams in horror and she and Walter Fulton race down stairs screaming for help in the deserted street.

Meanwhile, Swenson, who is on the second floor ransacking the rooms hears the commotion. In his haste to escape he breaks through a rear window and jumps down on top of a flimsy shed and falls through the roof. When he crashes to the floor he drops

his fully loaded 32 caliber Colt pistol, now strained with his blood. Swenson injures himself as he made his egress.

Gouda throws Metz to the floor and Metz is kicked in the face and is disabled. Gouda says, "If you try to stop me I'll kill you." Gouda grabs the stuffed suitcase and quickly limps out downstairs. The limp that Gouda now sports is due to a gun shot wound to his left foot. The idiot shoots himself during the scuffle.

Sergeant Healey, standing at Church and Tremont Street, a mere 50 yards away hears the gunfire and races towards the source. He is met by the roommate, Walter Fulton, who frantically cries out, "Over there, it's a burglar and he has a gun" Sergeant Healey intuitively removes his department issued revolver and dashes towards the front entrance of 24 Fayette Street.

Within seconds two different worldly attitudes will collide with terrifying consequences.

Simultaneously, from the top step Gouda burst opens the front door to run with the loot while Sergeant Healey steps onto the first bottom step. The coward immediately fires two .32 caliber bullets into the sergeant at point blank range. One life-ending bullet pierces the heart of the rescuing officer while the other bullet dug into his right thigh. A numbing pain races through the stricken officer and he stumbles back and falls to the city sidewalk on his back. His cold revolver, hammer back lies beside him. Life immediately starts to leave his injured body. Sergeant Healey sees his assailant and he hears the stolen silverware bounce about from within the suitcase as the sound and figure fade into the night.

A neighbor, Mrs. Louisa Graves, from across the street quickly dials the emergency number for police at D-E-8-1212. She then

runs outside to aid Sergeant Healey. The three roommates stand close by shaken and stunned.

At about 9:30 P.M. Patrolman Maddock, of the Turret, radios Patrolman Stahler and Farrell in radio car 4-R to respond for a man shot on the sidewalk in front of 24 Fayette Street. The turret then calls the Division 4 station and the station alerts the police call boxes in that area. Route Officer, Patrolman Ball, receives the call and responds. Patrolmen Mosher, Coffey, McDonald, McGrath, Morgan, and Spitz with Divisions 3 and 4 ambulance are en route.

Officers find Sergeant Healey bleeding and unconscious. He is raced to Boston City Hospital by an ambulance of Division 3. Upon arrival, Dr. James Jessup pronounces Sergeant Healey deceased. Boston Police Sergeant William Francis Healey was killed in the line of duty protecting life and property for the citizens of Boston.

Officers from around the city converge on the crime scene. Officers find the stolen suitcase the murderer was carrying abandoned in a parking space at Tremont and Church Street. Officers and detectives were ordered to check rooming houses, hospitals, taxis, and buses. "Find any lead you can!" Police Superintendent Edward Fallon declared, "The entire force is working on this case, and everything possible will be done to apprehend the murderer." Police Commissioner Thomas Sullivan personally questioned witnesses at the Division 4 Station.

Mrs. Margaret Healey was attending an engagement shower with close friends in Charlestown. A friend and neighbor, Mary Ahern, called the celebrating party and broke the news that Mr. Healey had been shot by a burglar. Special Officer Doherty, whose daughter the shower was for, was on his way to take Mrs. Healey to Boston City Hospital. Once there she learns of her husband's death.

The murderer and his accomplices make it back to their homes. The next day the trio learn of Sergeant Healey's death and MacEachern flees the state while Gouda and Swenson elude police. Two days after the murder, Gouda knows he can't seek professional medical attention for his wounded foot, so he decided to go to a friend, George Larson, living on Vine Street. Larson works at Boston City Hospital as a medical assistant and Gouda tells him what happened and Larson pledges secrecy. Larson cleans and dresses the wound and Gouda returns home.

Boston Police get a big break in the case. George Larson calls the Boston Police soon after because he is fearful that he would be implicated in the murder. Officers stormed the Gouda home at 118 Cedar street in Roxbury and he was arrested. Hours later, police storm Swenson's residence at 102 Winthrop street and he was arrested.

After six hours of interrogation, Gouda
(continued on page A31)



In Memoriam

**They Served With
Dignity and Honor
We Shall Not Forget Them**



**Police Officer
James L. Cavanaugh**
March 13, 2008



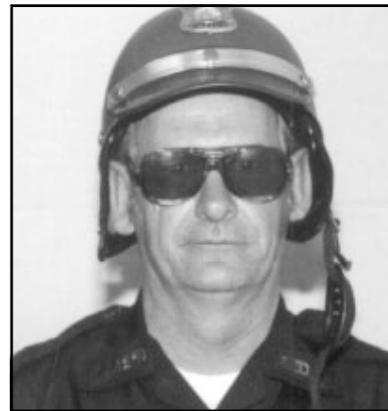
**Police Officer
James A. Donadini**
March 29, 2008



**Police Officer
Salvatore F. Morteo**
April 1, 2008



**Police Officer
Frederick L. Palmer**
April 1, 2008



**Police Officer
Lawrence E. Murphy**
April 14, 2008

**Lieutenant Detective
Samuel K. Abany**
April 9, 2008



**Detective
Lawrence J. Connelly**
April 23, 2008



**Police Officer
Phillip J. Pennellatore**
May 5, 2008

**Police Officer
Paul J. Welsch**
May 13, 2008

We apologize for any errors or omissions.

In Memoriam

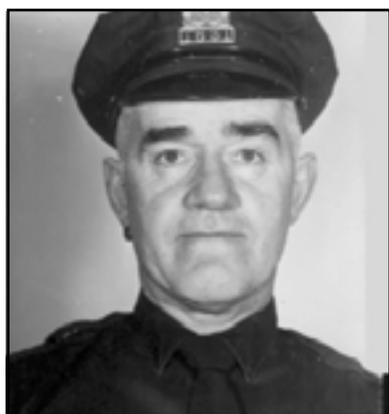
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Dignity and Honor
We Shall Not Forget Them**



**Police Officer
Daniel J. Duran**
May 16, 2008



**Detective
John J. Greene, Jr.**
May 21, 2008



**Police Officer
James J. Foley**
May 22, 2008



**Police Officer
Anthony E. Lagana**
May 27, 2008



**Police Officer
William J. Brown**
May 28, 2008



**Police Officer
Thomas F. Foley**
June 3, 2008



**Sergeant
Matthew J. Cotugno**
June 7, 2008

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Cops for Kids with Cancer
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Parkway Little League
Trooper Cilia Scholarship Fund
Concerns of Police Survivors
Goodwill Games
John P. McKeon Boxing Program
Joseph P. McLean Memorial Fund
Anthony Perkins Community Center
Boston Bruins Jr. Hockey Program
POW/MIA Awareness Committee
Cedar Grove Baseball
Children's Hospital
Richard Pacitti Scholarship Fund
Dorchester Youth Hockey
District 7 Youth Fund
St. Ann's Color Guard
Parkway Youth Flag Football
Savin Hill Baseball
Boston Sharks Girls Basketball
Chinatown Main Streets Festival
Prince Hall Grand Lodge Scholarship Program

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Killed in the Line of Duty: Boston Police Sergeant William F. Healey

(continued from page A27)

confesses that he shot Sergeant Healey. Gouda went on to tell detectives the whole scheme. Soon after the bullet was removed from Gouda's foot and the ballistics unit confirmed the bullet removed from Gouda's foot, and the bullet removed from Sergeant Healey were fired from the same pistol.

As the two villains were being processed, the American flag-draped coffin of Sergeant Healey sits in front of the alter of Saint Theresa's Church in West Roxbury like a monument. The draped American flag is testament that Sergeant Healey served his country, and now his coffin is testament that Sergeant Healey served the City of Boston.



The church is crowded leaving no chance for an echo. White tissue paper throughout is constantly wiping away tears. It's difficult to fathom that just a few days ago a wonderful husband, father, and friend shared the same air we all breath, but now denies it. Sergeant Healey's two young daughters, **Barbara**, 13, and **Patricia**, 12, walk out of St. Theresa's Church ahead of their mother. The fatherless girls walk out into a different world, both beautifully dressed and sobbing. A grief-stricken Mrs. Healey wearing black is escorted out of the church while being held by family members.

Over two thousand police officers stand in formation. Dignitaries and well wishers line up for the somber walk to Saint Joseph Cemetery. An army detachment gives a military 21 gun salute and the thunder echoes through the cemetery. The bugler plays Taps to a final salute. Flags on all police department buildings were kept at half-mast for thirty days as a tribute of respect for the fallen officer.

Patricia Healey King recalled, "My father was very funny! He always made us laugh. He had a great sense of humor. My father was always busy. On his day off he was always doing something either in the house or helping out a neighbor. He was a wonderful, loving man. When my father was killed, my mother had to learn how to drive. Dad did all the driving."

Joseph MacEachern was eventually caught in California and extradited back to Boston. On April 26, 1947, **William Gouda** and **Fritz Swenson** were found guilty of 2nd degree murder and sentenced to life in prison at MCI Walpole, MA. **Joseph**

MacEachern was found not guilty in the murder of Sergeant Healey, but was held for the indictments charging burglary and robbery. In 1972, **William Gouda** was released from prison. The filthy scumbag only served 25 years for killing a police officer. Didn't he get a life sentence? It is unknown what happen to Swenson.

Boston Police Sergeant William Francis Healey was shot on October 2, 1946, and was Killed In The Line Of Duty. Sergeant Healey was born October 14, 1897, in Boston, MA. He was appointed July 27, 1928. He worked in Divisions: 1, 8, 2, 19 and 4. In June of 1940, Officer Healey was awarded the Department Metal of Honor for help saving nine men during the hurricane of 1938. In May of 1945, he was promoted to sergeant. Sergeant Healey served in the U.S. Army as a machine gunner in

the infantry during World War I. He was honorably discharged in 1919. He was survived by his wife, Margaret Healey and two daughters, Patricia, 12, and Barbara, 13. Sergeant Healey was buried in his uniform

and is laid to rest at St. Joseph Cemetery, West Roxbury, MA. Sergeant William Healey, you may be gone, but you are not forgotten.

Stay Alert, Stay Alive.

Thank you

I want to thank **Mrs. Mary Norton** of W. Roxbury for allowing me to get in touch with **Mrs. Kathy Libin**. Kathy is the daughter of the late **Barbara Healey Gorman**. Kathy, thank you very much for your time and for allowing me to ask sensitive questions. It was a pleasure to talk with you and thank you for allowing me to get in touch with your Aunt **Patricia Healey King**. Thank you, Mrs. King, for giving me the opportunity to ask you questions about a very sad time in your life. Thank you for your candidness and I'm so very sorry to the Healey family that you lost your father.

Please send your comments to Raymelo@silvershield.org

—Ray Melo

My End of Tour

By Ray Melo

I'm sorry, my dear, for not coming home; my job got the best of me now you're alone.

It started with a 911 call and what will it bring, flowers and sympathy cards and the choir will sing.

I lie there in pain the fog of war; what hurt the most I'll hold you no more.

I was rushed to the hospital while the siren sang; an officer down spread through the town.

My seat at the dinner table is vacant and still; some will say it was his Holy will.

My wife and children we were one; we joked and played until the day was done. With the passing of the clouds and the setting of the sun, we had some much fun.

My family's been cheated, it hurts to say; the husband and daddy was taken away.

I look down upon you as you touch my stone; I'll love you forever and you're never alone.

My pain has ended and yours just started; you'll feel weak and broken hearted. Time has the power to heal all things; you must be strong to carry on.

It would have been wonderful to say goodbye, to touch and hold you please don't cry. I will say with my very last breath, I'll always love and be with you even through death.

We are proud to salute the
Boston Police Patrolmen's Association, Inc.!

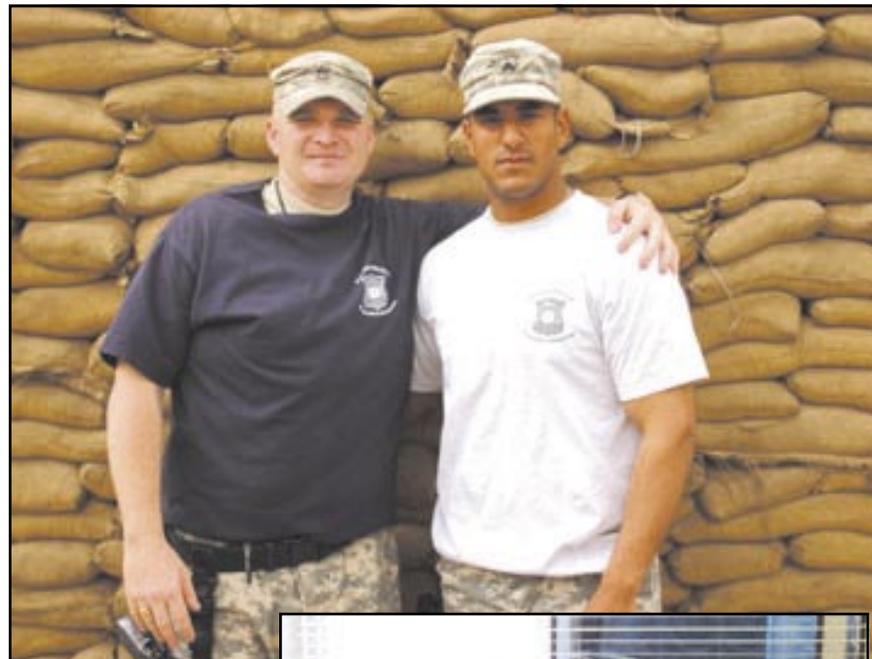
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John Quinn and Frank Recupero stationed in Iraq by one of their "Duck and Cover" bunkers.



BPPA member John Quinn with some of the Iraqi children.



A new recruit?????

There is a tax cut question on the ballot this November...
Fact: Eliminating Massachusetts' Income Tax will cut our state's budget by \$12 Billion or almost 40%

How does that affect the members and families of the Boston Police Patrolmen's Association?

It would lead to drastic cuts in services for all our cities and towns. That means layoffs and fewer personnel to answer emergency 911 calls. Fewer cops, firefighters and EMS personnel. Many other services would be cut or outright eliminated.

The City of Boston's total operating budget is \$2.7 billion dollars. Out of that Boston receives over \$580 million dollars from the state in local aid.

Boston Police Department receives a total budget of \$281 million dollars (FY09). That is almost 1/8 of the total City budget and/or almost 1/2 of the total local aid we receive from the Commonwealth. You do the math...

Do you know a bad idea when you see it?

For yourself and your families sake... vote **NO** to eliminating the income tax this November.

— Jim Barry, BPPA Legislative Agent

My pipe-dream college commencement speech: "WHY YOU'RE HERE"

(with Veteran's and Memorial Days in mind...)

By Jim Carnell, Pax Centurion Editor

(Editor's note: As I recently attended a college graduation and listened to speakers drone on ad nauseum about their visions and accomplishments and ideas, etc. etc., my mind drifted to what I'd really like to hear for a truly inspiring commencement address. Of course, that speech will never be heard or seen except for here on the illustrious pages of the Pax Centurion, but I thought I'd give it a shot anyway...)



Dear College graduates,

Congratulations on your accomplishment in earning a degree. Your parents are thankful for the photo-op you have given them today, although they will undoubtedly remain in indentured servitude to the student loan companies who will soon be calling to collect the debt which you, college graduates, will be "temporarily unable to pay" because you are either finding yourself or traveling the world looking for the meaning of life before you succumb to that thing called "work" which your parents will continue to perform long past their planned retirement dates. And that concludes my focus on you, college graduates.

Because **you** are not responsible for your being here. Stop congratulating yourself. Neither are the pointy-headed, overwhelmingly liberal academics sitting behind me. And neither are your parents, believe it or not, although they are far more deserving of acknowledgment than either yourself or these idiot professors.

No, graduates, the people responsible for you being here, for the luxury of attending college and getting drunk and/or educated, were 19 and 20-year old kids who died a long time ago on a beach named Utah or Omaha in Normandy (that's in a place called France where people don't bathe regularly, women have hairy armpits, and they eat cheese that smells like feet). Other young adults perished in places called Hue, Okinawa, Guadalcanal, Bastone, Fallujah, Beirut, and a lot of other places that only a few of you would be able to find on a world map (if you could find a world map, that is).

(continued on page B17)

News Brieflets...

Compiled by Patrick Carnell, Canisius College, Buffalo, New York

PORTLAND, OR – Police officers in Portland, Oregon, are still waiting for an apology from Barack Obama after campaign staffers of his recent rally in Portland, Oregon, setup porta potties directly on top of the Portland Police Memorial, which honors the agency's 25 fallen police officers...Officer Thomas Brennan, who was working overtime at the rally, took a picture of the offending toilets, with the American flag still at half mast because of Police Officers Memorial Day, directly behind them. The local law enforcement memorial service had been held at the site only five days earlier...The Obama campaign has not responded to requests for an apology"

– Policelink.com, 5/30/08

It's debatable whether Obama or his staffers were aware of this, but the Portland leftists who organized the rally? Oh, you can bet they were. Words like "decency" and "good taste" can never be used in the same sentence as "leftist," except in an ironic, sarcastic manner.

"Khalid Sheikh Mohammed, appearing for the first time since his capture five years ago, said he would welcome becoming a "martyr" after a judge warned Thursday that he faces the death penalty for his confessed role as mastermind of the Sept. 11 terrorist attacks."

– Associated Press, 6/6/08

I, for one, welcome his martyrdom as well. Although according to the rest of the article, for a man so devoted to Allah, Khalid doesn't actually seem too eager to meet him very soon, exercising every option available – refusing counsel, feigning insanity, fake suicidal impulses – to avoid execution...which will actually make his inevitable descent into hell all the more satisfying.

"Pakistan will ask the European Union countries to amend laws regarding freedom of expression in order to prevent offensive incidents such as the printing of blasphemous caricatures of Prophet Muhammad (Peace Be Upon Him) and the production of an anti-Islam film by a Dutch legislator, sources in the Interior Ministry told Daily Times on Saturday."

– The Daily Times (Pakistan), 6/8/08

Sounds sort of like, "Nice continent you have. Would be a shame if something, you know, happened to it." It gets better, too:

"...the delegation would also tell the EU that if such acts against Islam are not controlled, more attacks on the EU diplomatic missions abroad could not be ruled out. Sources said that the delegation would also hold discussions on inter-religious harmony during its meetings with the EU leaders."

Basically, they're saying, "Limit your free speech...or else"...followed by discussions of "harmony," the word being defined in this case as, "Getting along fine on our unconditional, nonnegotiable, imposed-by-threat-of-violence terms."

SKOWHEGAN, Maine - People for the Ethical Treatment of Animals has sent a proposal to the Somerset County commissioners to lease their jail for the world's first Lobster Empathy Center. "A prison is the perfect setting to demonstrate how lobsters suffer when they are caught in traps or confined to cramped, filthy supermarket tanks," PETA wrote in a June 2 letter to the commissioners. "The center will teach visitors to have compassion for these interesting, sensitive animals while also commemorating the millions of lobsters who are ripped from their homes in the ocean off the coast of Maine each year before being boiled alive."

– Bangor News, 6/3/08

"Interesting, sensitive animals?" They're razor-clawed sea-insects that feed on waste and God-knows what at the bottom of the ocean. They do not feel pain, they do not feel emotions, and they do think. No lobster that has ever been caught in a net has ever thought to itself as it was being dragged up, "Damn, things were just starting to turn around for me, too." Oh, and one of the stated featured exhibits at this place would be to tightly lock visitors into a small, hot room for a certain amount of time, so that they "know what it feels like," in effect, to be lobsters kept in a tank in a supermarket. PETA people know how to party.

"But Seattle Parks and Recreation might do what even this week's chilly weather couldn't — douse the long tradition of beach bonfires at Alki and at Golden Gardens. Park department staff is recommending reducing bonfires at the two beaches this summer and possibly banning them altogether next year. The park board will hear the recommendation Thursday, and the city plans to run public-service announcements and hand out brochures later this month about the effects of bonfires on global warming."

– Seattle Post-Intelligencer, 6/5/08

Another example of environmentalists seeking to stamp out even the slightest bit of fun other people might have to do penance for the horrors we commit against Mother Gaia. They will never outlaw private Learjets, however...Al Gore needs them to fly around the world to berate commoners for the crimes against the earth.

S.W.A.T. Party

By Patrick Carnell,
Canisius College, Buffalo, NY

On the first Friday of May each year, Canisius College students celebrate "Quad Party," a campus-wide celebration of the last day of classes before finals week.

This particular year, Buffalo mayor **Byron Brown**, also known as "Urkel," felt that Quad Party posed a severe, imminent danger to Hamlin Park, where the Canisius campus is situated. The mayor nobly announced that it was his duty to protect the neighborhood from the vague, unspecified "reckless," "out of control" behavior that plagued the previous year's Quad Party, in which a student fell off a low porch, and a scandalizing seven people were ticketed for open container



Buffalo taxpayer money, shrewdly spent.

laws...and also that the fact that he happened to live in the neighborhood had absolutely no bearing on his plans. The local gangbangers and crack dealers were put on hold for the day – as they have been every day since Brown took office, feeling that the Praetorian Guard of two police cruisers he keeps outside his house 24/7 are adequate protection for the entire neighborhood – drunken students might toss empty cans onto his lawn!

And so Byron made good on his personal crusade, eh, "promise to the people," and somewhat successfully managed to bring 5,000+ college students under control...at the low, low cost of \$15,000 an hour for 16 hours for 50 Buffalo police officers, 30 from departments from surrounding sub-



Can't ticket open containers without the bomb squad

urbs, the S.W.A.T. team, K-9 Unit, Erie County Sheriff department officers with guns strapped to their thighs, armored CBRNE vehicles, and a mobile command post set up outside the freshman dorms, in addition to the already present Canisius Public Safety (which also provide free security for Byron's neighborhood) . And although not a single arrest was made, or any injuries sustained, let it not be said that this was "overkill": the threat

of open containers was effectively stamped out by the issuing of 17 tickets throughout the day! What's more, the absolutely necessary law enforcement presence gave 13 people something to think about when their cars

were ticketed. Never mind the schools, the MS-13 and other gangs, the lack of jobs and dwindling population, or any of the other problems that put Buffalo behind only Detroit as the most directionless city in the country...if the mayor's house is surrounded by drunk college students for a day, then the entire city may as well be suffering its own 9/11, and every last taxpayer dollar must be spent to combat this menace just short of military action.

Once the threat to the lives of the women and children of Buffalo posed by drunk Pre-med students was crushed, however, the public outcry and drop in his approval ratings forced Byron to explain himself, with weak excuses about unspecified "past incidents" and the

"unacceptability" of underage drinking. For one thing, Byron has no problem with underage drinking, as he made clear in December 2006, when he (literally) begged Canisius' Public Safety not to release surveillance footage of his (trashed) 16-year old son side-swiping five parked cars with the

family SUV outside the dorms, after the Buffalo Police video was mysteriously "misplaced." Nor does he have a problem with "incidents" occurring in his neighborhood, as evidenced by his total indifference to crime there (which he expects the school to provide a solution to, among other services), or at the yearly "Blaine Block Club Block Party," which, based on its history, would require the presence

(continued on page B13)

MAMLEO complains, Pax Editor responds

MAMLEO President Angela M. Williams-Mitchell's
Letter to the PAX

Pax Editor James
Carnell's response



M.A.M.L.E.O.

Massachusetts Association of Minority Law Enforcement Officers, Inc.
61 Columbia Road, Dorchester, MA 02121
Phone: 617-436-6868 Fax: 617-825-5961
mamleoinc@aol.com



May 2, 2008

Tom Nee, President
Boston Police Patrolmen's Association
9-11 Shetland St
Roxbury, MA 02119

Dear Tom;

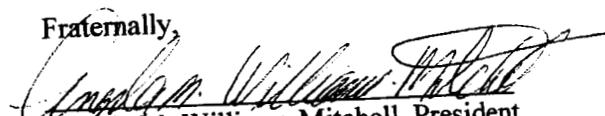
It is of no surprise to read yet another misinformed article in the PAX authored by James Carnell who hides behind the PAX as he editorializes his sole voice on issues that he knows very little if anything about. There is a deliberate and routine willingness on the part of the PAX not to be in contact with a strong and viable segment of the BPPA membership, as well as, the larger community of color before memorializing his views in the PAX. When Carnell writes about person(s) or matters taking place in the community of color, it is never done in a fair and objective manner. He is always critical and one-sided. MAMLEO was not contacted and afforded equal time, or opportunity to express our position regarding the Safe Homes Community Town meeting held at MAMLEO. Unlike Sarah Wunsch, attorney at the ACLU, who was afforded the opportunity to convey her point of view prior to his article "Boston Banner article, 'Police Safe Homes Plan leads to heated debate'" March/April 2008; just as we were not contacted when he attacked MAMLEO for providing our membership, and anyone else who wished to attend, preparatory classes and mock practice exam for the Detective exam offered in 2007.

As a Law Enforcement Civic Organization, part of MAMLEO's mission is to improve the relationships between law enforcement officers and the community at large; to offer career development workshops for those in the field of law enforcement, or with the desire to enter the field; to address issues of concern that affect the good and welfare of our membership and the community at large. This is accomplished via many forums, including providing a venue for a town meeting for members of the community to get together to be informed and share their views on matters that directly impact their everyday lives.

The role of the BPPA is recognized as that of a collective bargaining unit that represents a **Brotherhood of officers: ALL members of the Boston Police Department Patrol Force!** However, under the umbrella of this Brotherhood, we are perplexed as to why the leadership of the BPPA continues to endorse the numerous denigrating articles written and published at the hands of James Carnell. We are all dues paying members of the BPPA. It is time for the BPPA to move from under the guise of freedom of speech, and address the explosive, denigrating, racial, sexist overtones of Carnell's writings in a publication that is financially supported by the contributions of the entire membership.

The PAX, our paper, should not be used as his "Right of passage" to spread propaganda. We welcome members of the BPPA and the PAX to join us in an objective and open-minded discussion on this and any issue.

Fraternally,


Angela M. Williams-Mitchell, President
MAMLEO

Angela M. Williams-Mitchell, President
Mass. Assoc. of Minority Law Enforcement
Officers
61 Columbia Rd.
Dorchester, Ma. 02121

Tuesday, May 27, 2008

Dear Madame President,

I am in receipt of a letter addressed by you to **BPPA President Tom Nee**. As expected, your letter avoids the issue, omits any mention of **Mr. Jamarhl Crawford**, and attacks the messenger with baseless accusations of racism. Unfortunately, many members of the Boston Police Department have been cowed into silence by your casual and frequent use of this scurrilous allegation. Unfortunately for *you*, I'm not one of them.

The issue is simple and straightforward: why did you, **Angela Williams-Mitchell**, President of MAMLEO, allow an avowed racist and well-known cop-hater named Jamarhl Crawford, National Information Minister for the New Black Panther Party to use your facilities under the pretense of a "community meeting". **That is the issue.**

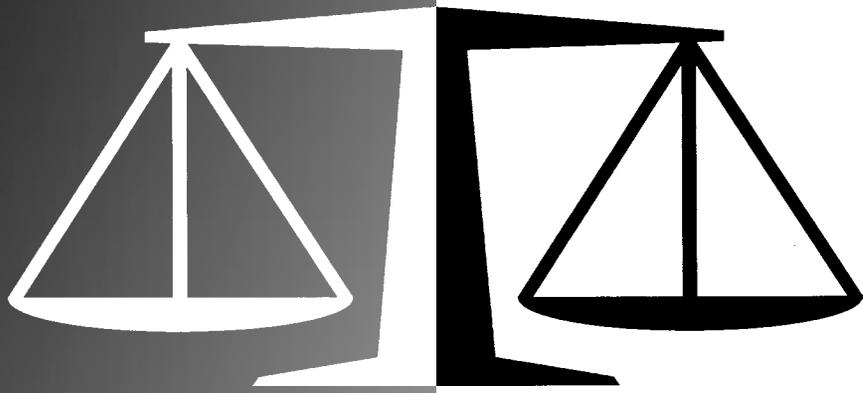
Jamarhl's racist crap can be easily located on-line at www.newblackpanther.com, where he lists himself as "AKA Nat Turner Devil Burner" (Guess who "the devils" are?) The website's accompanying assortment of "F—the police" rap songs, racist books, articles and newsletters are an extra-special treat, but you probably know that already.

I assume, Angela, since you are President of MAMLEO and were present at the meeting organized by the racist Crawford, that you authorized the use of MAMLEO's function hall which provided the all-important façade of credibility for Jamarhl's "bash-the-police" freakshow. As I stated in the *Pax* article, if the Emerald Society had allowed **David Duke** to use their hall in Roslindale Square or if the BPPA had allowed Aryan Nations skinheads to use our facilities, there would be hell to pay, and rightfully so. But you allow this racist cop-hater the use of your hall to host a meeting, and the silence is deafening. What a glaring example of the double-standard in action.

It should concern you, Angela, that Jamarhl is the "National Information Minister" for a group which Attorney **Morris Dees** of the Southern Poverty Law Center (www.splcenter.org) identifies as "an anti-white / anti-Semitic hate group". Additionally, as a police officer, I would certainly hope you are disgusted by Jamarhl's overtly anti-police rantings. As I'm sure you're aware, Jamarhl makes a point of showing up at high-profile incidents involving our officers, such as shootings or car chases, where he attempts to incite anti-police sen-

(continued on page B9)

Reprint of the original response
to the *Boston Banner* article appears on page B9.



Byrne & Drechsler, L.L.P.

Attorneys at Law

**JAMES E. BYRNE
THOMAS DRECHSLER**

KENNETH H. ANDERSON

SUSAN E. DEVLIN

ERIC S. GOLDMAN

RICHARD P. MAZZOCCA

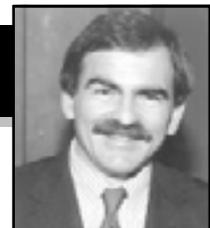
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Legal Thoughts

Some of you may have read about recent decisions from our state Supreme Judicial Court involving allegations of racial profiling and selective enforcement of traffic laws. These cases arose out of State Police traffic stops resulting in vehicle searches which revealed evidence of drugs or other contraband. On May 20, 2008 the SJC published the decision of *Commonwealth vs. Lora*, 451 Mass. 425, as well as two companion cases. In *Lora* defense counsel claimed that racial profiling and selective enforcement regarding a traffic stop violated the equal protection guarantees of the Massachusetts Declaration of Rights and that the evidence seized in the course of that stop should be suppressed.

According to the opinion the defendant *Lora*, on December 20, 2001, was traveling within the speed limit, without swerving or other erratic movements, in the left lane of Interstate Route 290 in Auburn. A State trooper followed the vehicle operating in that manner for three quarters of a mile observing two dark skinned occupants. He stopped the vehicle for traveling in the left lane while the center and right lanes were unoccupied. The driver had a suspended license but Mr. Lora, the owner of and passenger in the vehicle, had a valid license and registration. Mr. Lora got out of the vehicle while talking on his cell phone and then re-entered the vehicle. The trooper approached the vehicle and observed a small glassine bag containing white powder which appeared to be cocaine. Troopers then searched the trunk finding a substantial amount of cocaine at which time Mr. Lora and the driver were arrested.

Defense counsel contended that the traffic stop was a result of racial profiling and thus violated the defendant's right to equal protection under the law. Defense counsel filed an affidavit with the Court indicating that he had reviewed 256 citations written by the same trooper between August 22, 2001 and February 18, 2002. That review indicated that the trooper had cited the operators of 51 vehicles on the same stretch of Route 290 during that period. 31.37 percent of those operators were Hispanic and 11.76 percent were African-American. Defense counsel then compared the percentage of citations with the racial composition of the Town of Auburn which is 97.5 percent white, 1 percent Hispanic, and 6/10ths of a percent African-American. *Id.* at 429. During that same period of time evidence showed that the same trooper had cited 89 motorists on Interstate 290 as it passed through the City of Worcester. 83.15 percent of the motorists cited in Worcester were white, 7.87 percent Hispanic, and 6.74 percent African-American. In the population of Worcester white residents account for

77.1 percent of the population, Hispanic residents 15.1 percent, and African-American residents 8.0 percent, according to the opinion. *Id.* at 430. The trooper testified that the stop of *Lora* was motivated solely by the operator's failure to keep right.

Each side called an expert during the evidentiary hearing on the motion to sup-

press. The defense called a research scientist from the Harvard School of Public Health. On cross-examination this expert admitted that his conclusion that racial profiling was a factor in the trooper's disparate traffic stop rates was based upon an assumption that the demographics of the Town of Auburn reflected the demographics of motorists on Interstate 290. *Id.* at 433-434. The Commonwealth's expert, a Ph.D. in criminal justice from Northeastern University, concluded that the statistical method utilized by *Lora* and his expert was "highly likely to yield misleading and erroneous conclusions." She particularly criticized the assumption that the demographic profile of the community is identical to the demographic profile of the drivers on the interstate highway system in that community. She pointed to the fact that 90 percent of the motorists cited by the trooper on that stretch of I-290 were in fact not from the town of Auburn, "conclusive evidence that a residential or census benchmark coming from Auburn is totally inappropriate [as a point of comparison]." *Id.* at 434.

The opinion concludes that equal protection principles of the Fourteenth Amendment and Articles 1 and 10 of the Massachusetts Declaration of Rights prohibit discriminatory application of impartial laws. However, because arrest and prosecution based on probable cause are "ordinarily cloaked with a presumption of regularity," the Court held that the defendant bears the burden of demonstrating selective enforcement. *Id.* at 437. In order to sustain that burden the defendant must present evidence raising "'at least a reasonable inference of impermissible discrimination,' including evidence that 'a broader class of persons than those prosecuted had violated the law . . . that failure to prosecute was either consistent or deliberate . . . and that the decision not to prosecute was based on an impermissible classification such as race, religion or sex.'" *Id.* at 437 and cases cited. The Court held that once the defendant sustains that burden then the Commonwealth has the burden of rebutting that inference. (The defendant *Lora* did not contend that

he was charged with trafficking in cocaine because of his race, rather he contended that the traffic stop that led to the discovery of the cocaine was unconstitutional.) The Court held that the application of the exclusionary rule, i.e. suppression, to evidence obtained in violation of the Constitutional right to equal protection is legally appropriate. *Id.* at 438-439.

The Court went on to examine the statistical evidence presented in the *Lora* case. In examining this issue the Court compared that evidence to the statistical evidence presented in a New Jersey case in which evidence was presented of "rigorously prepared surveys" which were conducted on a stretch of the New Jersey Turnpike in which both the racial makeup of motorists simply traveling on the road as well as the racial makeup of motorists observed committing traffic violations were observed. According to that study 13.5 percent of the motorists traveling on that section of the New Jersey Turnpike were black, while observed violators of traffic laws were approximately 15 percent black. The stop data in that case showed that 46.2 percent of the stops were of black motorists. *Id.* at 441-442. The SJC cited to the "far-ranging effects within New Jersey" of the decision in that case.

The SJC held that "statistical evidence may be used to meet a defendant's initial burden of producing evidence to raise a reasonable inference of impermissible discrimination." However, the Court said that, "At a minimum, that evidence must establish that the racial composition of motorists stopped for motor vehicle violations varied significantly from the racial composition of the population of motorists making use of the relevant roadways, and who therefore could have encountered the officer or officers whose actions have been called into question." *Id.* at 442.

The Court then went on to hold that the evidence presented by the defendant in *Lora* was insufficient to rebut the presumption of good faith in the probable cause based stop. The Court ruled that the use of "census benchmarking" comparing the "demographics of a small community with citation ratios on a major interstate highway, which happens to pass through it is unreliable and not accepted in the scientific community." *Id.* at 443. When the Court combined the citations issued by the trooper in both Worcester and Auburn and compared them to the combined demographics, a much more balanced picture was presented.

A review of the 140 motorists cited in both Worcester and Auburn reflect that 72.9 percent of the motorists cited were white, 16.4 percent Hispanic, and 8.6 percent African-American, a rate very close to the combined demographics of both Auburn and Worcester. While emphasizing its grave concerns about any practice of racial profiling the

Court concluded that in order to present such a case a defendant must produce evidence that similarly situated persons were treated differently because of their race, a conclusion not supported by the evidence outlined above with regard to this particular stretch of I-290 as contrasted with the New Jersey statistical data. The Court reversed the motion judge's order suppressing the evidence.

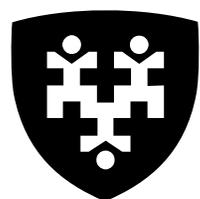
In two companion cases decided the same day, the Court addressed the practical issues of discovery regarding allegations of selective enforcement or racial profiling. In *Commonwealth vs. Thomas, et al*, 451 Mass. 451, the Court vacated the order of a district court judge which directed the Commonwealth to produce to the defendants statistical data derived by the Commonwealth from uniform motor vehicle citations issued by a particular State Trooper. The Supreme Judicial Court held that the defendant's discovery motion should have been denied as it sought statistical evidence which was not in the possession of the "prosecution team" such as the Colonel of the State Police and the Registry of Motor Vehicles. The defendant had sought all of the particular trooper's citation books, audit sheets and "any other information" concerning whether the trooper had engaged in "profiling, stereotypical thinking and hunches, or [had] used dubious investigative techniques." *Id.* at 453. The Supreme Judicial Court held the motions were defective in that they were vague and overbroad and "sought to compel the Commonwealth . . . to engage in legal and judgmental evaluations" to ascertain whether or not the trooper had engaged in racial profiling. *Id.* at 455. The Court ruled that the "Commonwealth cannot be ordered to respond to discovery motions by the defendants to conduct statistical analysis of information that is not in its possession, custody, or control or to make legal evaluations about unspecified 'other information' that may or may not be relevant." *Commonwealth vs. Thomas, Id.* at 455-456.

In *Commonwealth vs. Betances*, 451 Mass. 457, defense counsel filed a motion for police reports of all motor vehicle stops conducted by a particular trooper for a seven month period in 2006. The trial judge ordered the production of those records. The SJC vacated the trial court's order stating that, "A categorical, and unsupported, re-

(continued on page B21)

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The New Division of Labor Relations How are they doing?

Last year, Sandulli Grace, P.C. Attorney **Amy Davidson** wrote an article for the *Pax* describing a much anticipated, and sorely needed, revolution in the way the Massachusetts Labor Relations Commission handles unfair labor practice cases. Now that the agency has begun implementing the requirements of the September 2007 legislation, we would like to update you on what to expect.

The former "Labor Relations Commission" is now one-third of the "Division of Labor Relations." All three state labor agencies (the Labor Relations Commission, the Board of Conciliation and Arbitration, and the Joint Labor-Management Committee) have been consolidated into one agency known as the DLR. The three-member decision-making body formerly known as the "Commissioners" of the Labor Relations Commission is now known as the "Commonwealth Employee Relations Board," or the CERB.

The DLR plays a vital role in the day to day business of police unions. When the employer makes a unilateral change in working conditions; repeatedly refuses to comply with your contract; or retaliates against employees for protected activity or speech, your union's sole avenue of legal redress is to file a charge at the DLR. If the DLR does not function properly, the employer can effectively violate your rights unchallenged for years.

For example, the collective bargaining law, G.L. c. 150E, would prohibit a city or town from changing paid detail procedures unless the city first proposed the policy to the union at the bargaining table and bargained in good faith. For the employer to implement such a change without bargaining would be a clear violation of the law, and subject the employer to penalties. However, under the old rules, the probable cause determination did not issue until at least six months after the union filed its written submission, and in many cases the delay was much longer than six months — sometimes up to two or three years. If the LRC found probable cause and issued a complaint of prohibited practice, the hearing would sometimes take place within a few months, but the decision could take two or three more years to issue. With such significant delays, an employer that unilaterally changed paid detail procedures would have free rein to impose those changes for years while the union's unfair labor practice charge languished at the LRC. In effect, the unfair labor practice would turn into the *status quo*. Obviously, the system had to be fixed.

New Probable Cause Procedure

A significant cause for delay under the old system was the requirement of lengthy legal briefs and detailed affidavits just to get to the probable cause stage. The new administration has taken an important step toward eliminating this delay by implementing an in-person investigation procedure. Under this system, the union only has to file a charge identifying the facts giving rise to the charge, and the DLR will schedule an in-person investigation conference before a single Hearing Officer, who will take the probable cause process from beginning to end. (Under the old system, a Hearing Officer would review the brief and affidavits, and summarize them for the three Commissioners, who would have to deliberate and vote on whether to issue a complaint — a far more cumbersome and time-consuming process.)

At the in-person investigation conference, the Hearing Officer will ask the questions necessary to determine if there is probable cause. Each party has one hour to make its presentation. The parties may submit written arguments or exhibits, but are not required to do so. Neither affidavits nor sworn testimony are required. Again, without the required "written submission," preparing for the presentation will be simpler and less time-consuming. Once the Hearing Officer has gathered the available evidence at the investigation conference, he or she will make the probable cause determination and either issue a complaint or dismiss the charge. The DLR has set a goal of having Hearing Officers issue probable cause determinations within two weeks after the close of the investigation.

There have not been many in-person investigation conferences since the new rules were implemented, but based on the ones we have attended so far, we are hopeful that the new procedure will have the desired result of streamlining the probable cause process. An important benefit to the in-person investigation is that it brings the parties' representatives together for at least one meeting so that settlement may be discussed. Often the reason for filing a charge is that the union learns of a change in working conditions, files a demand to bargain or an information request, and is ignored. Requiring the employer to attend a conference at the DLR forces the employer to answer for its actions and explain its refusal to respond to the union's inquiries. In contrast, the old "written submission" procedure allowed employers to hide behind their legal representatives' briefs and affidavits. We are already impressed with the Hearing Officers' efforts to settle cases at the in-person investigation conferences, and we are hopeful that such efforts will continue.

Hearing Officer Decisions

Another reason for the old agency's delay in resolving cases was the requirement that every decision issue straight from the three-person Commission. A Hearing Officer held the hearing, but the three Commissioners — none of whom presided over the hearing — were in charge of *deciding* every case. The Commissioners even reserved for themselves the right to rule on smaller issues, such as motions and subpoenas. For obvious reasons, a huge backlog built up over the years.

The new DLR is dealing with this problem by empowering Hearing Officers to make binding decisions in the first instance. The parties to the dispute will have the right to appeal the Hearing Officers' decisions to the CERB, but if there is no appeal, the Hearing Officer's decision is binding. This is a return to the procedure in place prior to 1996, when the LRC started requiring every dispute to be decided by the full three-person Commission. Hearing Officer decisions have historically been well-researched and carefully reasoned, and the Hearing Officers have always made an effort to resolve the parties' dispute as completely as possible. As a result, many Hearing Officer decisions were not appealed. The DLR's present complement of Hearing Officers, some of whom have worked for the DLR for many years, are experienced and thoughtful labor attorneys. We hope that, like their predecessors, they will continue to issue decisions that answer all of the parties' questions and eliminate the need for appeals to the full CERB.

Board of Conciliation and Mediation

Under the old procedures, only the three Commissioners were available to help the parties engage in settlement negotiations, and if those negotiations failed, the process could be slowed even further because the mediating Commissioner would then be unable to take part in the decision in that case. However, the new labor agency legislation combined the LRC with the Board of Conciliation and Arbitration, a state agency whose primary purpose has been to assist parties in mediating their disputes. As a result, seasoned mediators from the BC&A are now available to mediate unfair labor practice charges without depleting the number of DLR Hearing Officers and Commissioners available to decide the cases should they not settle.

Staff Shortage

One of the most insurmountable problems facing the Labor Relations Commission over the years has been chronic underfunding and, consequently, understaffing. As I mentioned above, the addition of the BC&A's mediators should help. Another attempt at increasing staffing is the reduction from three full-time Commissioners to one full-time Commissioner and two who work on a per-diem, case-by-case basis, with the Commissioners' only function being to decide appeals of Hearing Officer decisions. This should free up some of the Commission's personnel budget to hire more Hearing Officers.

Backlog

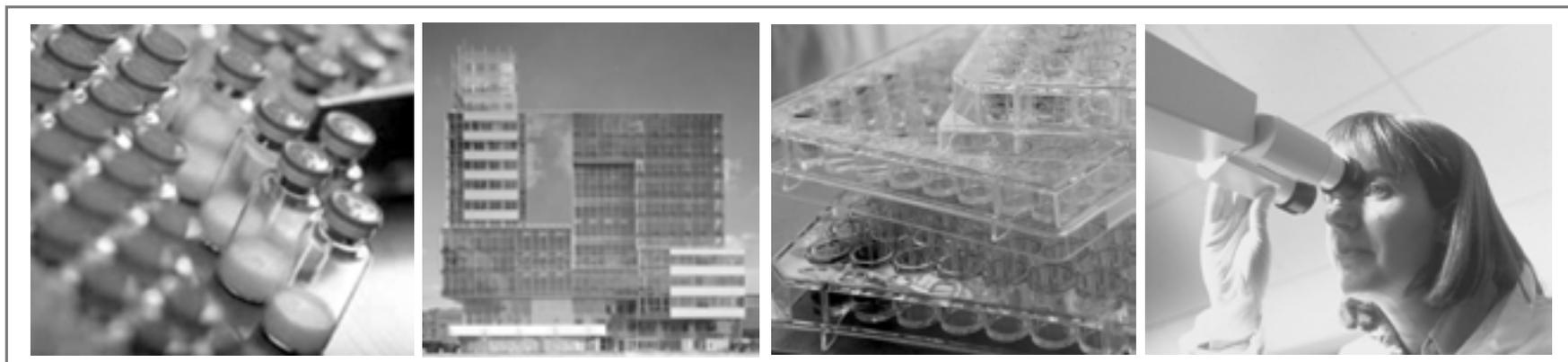
Unfortunately, there is still a huge backlog of cases leftover from the prior administrations' efforts to slow labor relations by clinging to the old time-wasting procedures. The new DLR is saddled with the unenviable task of clearing up this backlog with limited staff. However, some money has apparently been made available to the DLR to deal with this problem, because the DLR has hired some new attorneys, on a temporary basis, to review the leftover written submissions and issue probable cause determinations.

The DLR appears to be focusing on issuing probable cause determinations and decisions in new cases, rather than trying to clear up the backlog of cases filed under the old administration. For example, the BPPA filed a charge in 2004 challenging the City of Boston's decision to bypass its own officers in favor of officers in NEMLEC and METROLEC to provide security at the 2004 World Series at Fenway Park. Three and one-half years later, we have not received a probable cause determination in that case. The City committed the exact same violation at the 2007 World Series, and the BPPA filed a charge challenging that violation as well. The Commission has already held an in-person investigation conference on the 2007 charge.

★★★★★

In summary, the new version of the Labor Relations Commission will have to be an improvement over the old version — it would be hard for it to get much worse. The new procedures appear likely to remedy the old problems. However, you can still expect delays and confusion as this vital state agency works out the kinks in its new system. We will keep you informed.

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Re: Boston Banner article, "Police Safe Homes Plan leads to heated debate"

Dear Boston Banner Editor Howard Manly,

As editor of the Boston Police Patrolmen's Association's *Pax Centurion* newspaper, I often read local newspapers to keep abreast of matters of relevant interest to my members. But I must say I was shocked and outraged while reading your page-one headline (Feb. 28, 2008) in the *Boston Banner* entitled "Police Safe Homes plan leads to heated debate." The story contains the following information: "...the meeting was held... at the Dorchester offices of the Massachusetts Association of Minority Law Enforcement Officials (MAMLEO) organized by **Jamarhl Crawford**, a member of the New Black Panther Party and editor of the website www.blackstonian.com

Mr. Manly, a quick, publicly-available search of the internet reveals the following missive taken verbatim from the winter, 2008 edition of *The New Black Panther Party's newsletter*, of which "**Jamarhl Crawford**" is listed as "National Information Minister and Boston Chapter Chairman" (page 14 - "Who polices the police?"

by "The honorable Dr. Khalid Abdul Muhammad")

"...The white man is not a devil but *THE* devil. He's the number one murderer, the number one robber, the number one raper, the number one lyncher, the number one enslaver, the number one colonizer. ...his very existence is owed to the shedding of blood of the Black man and the Black woman. There would be no white race if it were not for the genetic engineering, the grafting, the birth control, and the special process by which the white man came into existence..."

That is but a small sample of the gross, disgusting racism espoused in the newsletter printed by "*National Information Minister Jamarhl Crawford*" who "organized" the meeting which was reportedly attended by yourself, **State Senator Dianne Wilkerson**, **City Councilor Chuck Turner**, **MAMLEO President Angela Williams-Mitchell**, **ACLU Attorney Sarah Wunsch**, and a host of other dignitaries. As you must surely be aware, the Southern Poverty Law Center lists the "New

Black Panther Party" as a hate group and identifies it as a "separatist group...which advocates an anti-Semitic/anti-white philosophy." Mr. Manly, if I were ever in attendance at a meeting organized by, for example, **David Duke** of the KKK or **Richard Butler** of Aryan Nations/Church of the New World Order, I would and should be condemned, and I am fairly sure that the Boston Police Department would want to know what I was doing in the presence of such despicable, overtly racist individuals. And if my union, the Boston Police Patrolmen's Association, were ever to allow our facilities to be used by detestable hate groups such as the aforementioned, I imagine that the local media would have front-page field day, as well they should.

But New Black Panther Party National Information Minister **Jamarhl Crawford** hosts and organizes a "bash-the-police" meeting at the offices of MAMLEO and the silence is deafening. Why any person would allow themselves to be in close company with a virulent racist such as Crawford is quite simply astounding and disturbing. A vile individual such as Crawford who espouses racist claptrap should be condemned and banished from the midst of all decent citizens. But clearly, the typical liberal double-standard is at play here. As I spoke

with the ACLU's **Sarah Wunsch**, I got the distinct impression that she felt Mr. Crawford had made a "significant contribution...despite his group's affiliation" (her words, not mine) to the community by organizing the meeting. Employing the same logic, one could say the Ku Klux Klan contributes to the community by providing illumination and warmth at their cross burnings.

I sincerely hope, Mr. Manly, that you and others present at the meeting would make an effort to publicly condemn **Mr. Jamarhl Crawford** and his racist philosophy, even as he uses the façade of MAMLEO to hold his "community meeting." This glaring example of duplicitous standards does nothing towards building trust between the community and the police. As the community must trust the police, so must the police trust the community. The presence of a vile racist such as **Jamarhl Crawford** as an organizing force behind the meeting destroys any good intentions it might have had. Racism, in any form and espoused by anyone, is still racism. I hope you feel the same, and trust that you are as repelled by Crawford's sick and demented rantings as I am.

Sincerely,
James W. Carnell
Editor, *Pax Centurion*

BPPA urges rejection of parole to a still-dangerous prisoner in New York

April 28, 2008

Chairman George Alexander
New York State Division of Parole
Woodbourne Correctional Facility
Woodbourne, NY 12788

Re: People vs. John Mackenzie

Dear Chairman Alexander,

We are writing on behalf of the Boston Police Patrolmen's Association. The BPPA represents the almost 1,600 men and women who serve as Police Officers in the city of Boston, Massachusetts.

The Boston Police Patrolmen's Association urges the New York Division of Parole to reject any consideration of parole for **John Mackenzie**.

As you know, Mackenzie was convicted of the murder of Nassua County Police Officer **Matthew Giglio**. Though every murder is senseless and impacts many, no murder does as much to erode the fabric of society as does the cold blooded murder of a Police Officer who is performing his duties for the community that he serves. Granting parole, to an individual such as Mackenzie, will only send a message to the citizens of New York that they are not safe and remove any fear that a criminal may have when confronted by law enforcement. If John Mackenzie was convicted of this crime today, the possibility of parole would not be an issue.

The Boston Police Patrolmen's Association urges you to reject the privilege of parole to John Mackenzie and send a message to those individuals, who bring violence to our neighborhoods, that society will not stand for it.

If you have any questions please don't hesitate to contact us.

Respectfully,

Thomas J. Nee
President

Ronald T. MacGillivray
Vice President

John D. Broderick Jr.
Secretary

Thomas N. Pratt
Treasurer

Boston Police Patrolmen's Association, Inc.

The above article, reprinted from the *Pax Centurion*, March/April, 2008 issue led to the MAMLEO reaction and the response by *Pax* Editor James Carnell on page B3.

Pax Editor James Carnell's response to MAMLEO charges

(continued from page B3)

timent and hurl inflammatory accusations, which places our members in jeopardy.

I surmise that your boiler-plate excuse for associating with this racist/cop-hater might be "Crawford is still a member of the community" and/or "He has a right to his opinion." You accuse me of "hiding behind the first amendment" and attempt to silence me with your cavalier accusations of racism, but I assume you'd quickly jump to the defense of Mr. Crawford's right to express *his* opinion. You speak of engaging in "objective and open-minded discussions". How does somebody do that when you're associating with an out-and-out racist cop-hater? We represent one color here at the BPPA: *blue*. Our job is to protect police officers, without regard to race, color or creed. You, unfortunately, separate everything into issues of black and white. Jamarhl Crawford specializes in undermining police-community relations with his inflammatory rhetoric. Personally, I wouldn't be within a mile of Crawford or his racist ilk, but that's for you to explain, not me. In my experience, those who most often point the fickle finger of racism at others are usually

closet practitioners themselves.

In closing, Angela, it might interest you to know that the *Pax* is **not** "financially supported by the contributions of the entire membership," as you allege. The *Pax* is self-sustaining through advertising revenue, is free of charge to our entire membership, and provides the \$40,000.00 in scholarship money which is distributed to our member's children each year, by random drawing and without concern for any member's race, ethnicity or religion. Please write again when you decide to repudiate your association with the racist, cop-hating **Jamarhl Crawford**. Per your request, I will gladly print your letter of May 2, along with this reply, in the upcoming May/June issue of *Pax Centurion*. The original article, addressed to *Boston Banner* Editor **Howard Manly** ("Police Safe Homes plan leads to heated debates") will also be reprinted in the May-June 2008 *Pax Centurion* for those who may have missed it.

Sincerely,
James W. Carnell
Editor, *Pax Centurion*

Do we take a hit on details?... Of course we do!

By James Barry,
BPPA Legislative Agent

I was amazed to find that police details warranted a front page story in Sunday's *Boston Globe*. The headline, "Officials punt on police details." A slap at the legislature and the Governor for not outright killing of police details.

Do we take the hit on details... of course we do. The outright lies of **David Tuerck** of Suffolk University, **Michael Widmer** of Mass. Taxpayers, **Steve Silveira**, a connected Republican lobbyist, **John Porboux** of Construction Industries of Massachusetts, (close friend of Big Dig Fiasco leader **Jim Kerasiotes** and some low flying politicians... keep on a chant that never stops. They appear to have friends in both the newsroom and editorial board of the *Globe*. No big surprise there either. The *Globe* has always leaped at the chance to whack a cop.

In accordance to the law that passed regarding the use of police details; the Secretaries of Transportation and Public Safety are now in the midst of promogating rules and regulations for the use of police details on Mass. Highway projects. Fact: There was no law against using flaggers before this effort began.

The agendas of all the above men was evident when they all showed up during the first public hearing held at the transportation building where the regulations are being developed. **David Tuerck** of Suffolk University was angered that "the law didn't go far enough" and stated that "this was all a waste of time." **Michael Widmer** echoed the very same statement. This is before any other testimony, evidence or exhibits were offered. Neither man is willing to even hear any facts contrary to their own opinion. Yet neither Michael Widmer or David Tuerck hold any credentials, have any background

or have even plausible working knowledge of traffic mangement, workzone design or public safety.

Both Tuerck and Widmer have such high opinions of themselves to believe that they and they alone have the right the answer for the use of police details. **Steve Silveira** is carrying water for some client or potencial client down the road and **John Porboux** of CIM has been wanting to increase profits for his companies since Big Fiasco **Jim Kerasiotes** was in power. The *Globe's* own bias against police details has lead to this front page demagoguery. Both Tuerck,

Widmer and Porboux have used the false claims of huge savings by the use of flaggers and some have called for repeal of the prevailing wage laws and undercutting of the collective bargaining laws in order to do so. This is their real agenda.

The facts are straight forward; there is no law in Massachusetts preventing the use of flaggers, there is little to no cost savings for replacing a police officer with a civilian flagger and the public's safety is lessened by the use of a civilian flagger versus a uniformed police officer on road construction projects.

Rep. Martin Walsh offers his support to the BPPA position on police details

March 28, 2008

Boston Police Patrolmen's Association
9-11 Shetland Street
Boston, MA 02119

Dear Union Brothers and Sisters:

I am writing to pledge my full support to the police officers of the Commonwealth by stating my wholehearted opposition to the proposal put forth by the Governor and the legislative leadership of both the House and Senate to reassign the supervision of public construction work sites in Massachusetts.

This proposal, as well intentioned as it may be, will jeopardize the safety of the workers and put the general public at great risk on a daily basis. To propose that civilian flag-wavers are a solution to the financial shortcomings of the Massachusetts transportation system is to minimize the value and importance of having a well-trained police officer on-site. Public construction sites are dangerous. The machinery used on these sites, even on small projects, is dangerous. At a moment's notice a tragedy can strike. The police officers on duty at public construction sites are trained and prepared to act immediately in situations of life and death when literally seconds matter most.

As State Representative and as President of Laborers Local 223, I would not want to have to explain to the family of one of my members or my constituents that their loved one could have been saved or helped but the Commonwealth couldn't find the money and instead decided to have a civilian flag waver present instead of a trained public safety professional.

I would implore that the Governor, Senate President, and Speaker of the House look ahead to the potential dangers that await workers and the public if this proposal is put into place.

Sincerely,

MARTIN J. WALSH, State Representative

Request for used police equipment

The BPPA has received a request from **Sgt. Bill Heard** of the LAPD. Sgt. Heard is an Army Medic who is about to deploy back to Iraq for his third tour.

Sgt. Heard is looking for used police equipment that he can give to Iraq Police Officers. He is specifically looking for used body armor, collapsible batons, handcuffs and keys, and rechargeable flashlights. He is also in need of classroom type items for training these Police Officers.

If you want to donate any items, Sgt Heard can be reached at:

SFC Bill Heard
C/O B Company 1-185th Combined Arms Battalion
2501 Fairmount B1
Riverside, CA 92501
or at... peeler@aol.com

Letter from the Pax Editor

Re: Boston Herald article, "Officials punt on police details"

Dear Editor,

Once again, in your thoroughly biased, front-page article entitled "Officials punt on police details", (*Boston Herald*, May 25th) you ignore facts related to the use of civilian flagmen and simply regurgitate the anti-police rhetoric of the Beacon Hill Institute's **David Tuerck** and **Michael Widmer** of the Massachusetts Taxpayers Foundation. The fact is that under Massachusetts' prevailing wage law, the rate for a flagman/signaler is \$37.50 per hour, not including even higher rates when factoring in overtime, night,

weekend or other specialty rates. The rate for a Boston Police Officer is \$34 or \$37, depending on location, and does not change regardless of any other factor. So much for the alleged "cost savings."

But still, the myth of the minimum-wage flagman persists, mainly because the anti-police lobby wants to perpetuate it. Never let the truth get in the way of a good story....

—James W. Carnell

Boston Police Patrolmen's Association
Area A-1 representative

Dad's medals

By James Moccia

I recently lost my father, George, and would first like to express my appreciation to all for their condolences and prayers. My Dad was a WWII vet, and as part of my legacy, I inherited his medals. They were prominently displayed in his home in Florida, and will take a place of honor in my home. My own sons asked what they were for, and for some of them I was at a loss. I could easily explain the significance of his Purple Heart and Combat Infantry Badge, but had to do a little research on the others. Like so many of his peers, my father didn't tell many "war stories," for whatever reasons.

It turns out many were just for showing up, such as the Soldier's medal, Army of Occupation, and Volunteer (he entered the Service in September of 1941). Now, I don't mean this in a disrespectful way, because it got me thinking, "where would we be if these guys didn't just show up?" No doubt many of us would be prisoners or lampshades. We certainly wouldn't be enjoying these freedoms so many of us take for granted. They were just regular guys, like us, who showed up, although some may have done a little more, and some made the ultimate sacrifice, all for us.

Now looking at these medals, I realize just how important showing up can be. Maybe our society would be in better shape if more guys showed up, to be a father, or coach, or teacher, or voter. We know about showing up, nights, weekends, holidays, parades, playoffs, Super bowl, and the rest. Sacrificing time with our families and friends, but I digress.

My point is this; many of us (cops, EMS, et al) have been awarded medals during our careers. Some of them were issued for showing up (DNC, 20 years) and some were for showing up and doing something (Hannah, Schroeder). We have co-workers who **EARNED** the medals, and what do we do? We bust their chops;" Hey is that the Legend starter kit?" or "What's that one for, a hot dog eating contest?" There are a million wisecracks we've all heard. Instead of ridiculing each other, we should celebrate our accomplishments. We should display these medals on our uniforms with the honor and dignity they deserve. Maybe next time a defense attorney, protester or bookworm decides you need a dressing down, they may pause and reconsider. So, go to property and get them, wear them, and be proud of them. YOU earned them. Happy Father's Day to all.



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S.W.A.T. Party

(continued from page B2)

of the National Guard. Brown has yet to respond to the request for an apology from the Canisius administration, nor is he expected to. It's also doubtful that he'll realize that the facts that the S.W.A.T. guys were standing around in the parking lots and socializing with students in their own apartments, smiling and taking pictures, or that German Shepherds were barely restrained from mauling students 10 feet from a dorm entrance, or that men with assault rifles were

freely walking across the (private) campus property indicates that he may have gone a little bit overboard in his desire to protect his property – it's not a coincidence that five cruisers alone were present at his house, barricading his half of the street. The only thing he's likely sorry about is that he couldn't have snipers on the dorm roofs, ready to gun down anyone seen holding a red plastic cup.



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Letter to the Boston Herald

Re: Hub coughs up big bucks in sick time

I found the article "Hub coughs up big bucks in sick time" (*Boston Herald*, May 28) both appalling and insulting to the thousands of dedicated Boston employees who serve the public on a daily basis.

I have worked for the city for nearly 20 years in one of its three public safety entities and, like so many others, learned early on in my career that 911 responses never take a holiday. Serving the public in our great city requires a 24/7 commitment year-round, which we all have willingly accepted.

Sick time is precious and is accrued on a monthly basis in accordance with each entity's collective bargaining agreements. There are thousands of employees who throughout their double-digit careers have made that extra effort to come to work. These are the people who repair a broken water main at 3 a.m. in subzero temperatures or the firefighter who climbs an icy

ladder to reach the outstretched arms of a trapped person. These include the police officer who without hesitation becomes involved in a foot pursuit down a darkened alley or our EMTs and paramedics who treat and comfort the sick and injured regardless of where and when.

Yes these are the same people who at the end of long dedicated careers end up with hundreds and sometimes thousands of unused earned sick time hours which the city will only buy back a portion of. For me personally it's 35 percent of nearly 2,200 hours, which means that I will be forced to forfeit nearly 65 percent of a year's pay. I wonder how the bureaucratic bean counters who never work beyond 5 p.m. or on weekends and holidays would feel if they were forced to forfeit 65 percent of their money.

— Tom Alfieri, Wakefield

My pipe-dream college graduation speech: "Why you're here"

(continued from page B1)

For you see, college graduates and anti-war idiots who know everything, freedom is not free. Oh, I know, it sounds cliché, but it's true. Your freedom to do and say as you want does not come from your idiot college professors ... who were until now seated behind me but have now left the stage. And it does not come from lawyers or politicians or activists or from your stupid, self-aggrandizing protest marches in the quad. Freedom and liberty and democracy and justice and all of the other marvelous ideals which you college students frequently demand and pay lip service to are derived from the armed might, the bravery and the courage of the soldiers, sailors and airmen who currently serve and previously served in our armed forces, many of whom never came home and never attended college. Whether you want to believe it or not, there are people in North Korea, in Iran, in Syria and a lot of other places who absolutely, positively hate you. They want to kill you, because you are an American and they are intensely, violently jealous of what you have and the opportunities that are before you. Trapped in a religion that would propel us back to the twelfth century or adhering to an ideology that glorifies death over life, they don't care about your commitment to peace and equality and justice and jobs and health care for all and puppies and trees and eco-friendly policies which embrace the Kyoto accord and all of that other crap. They HATE YOU. And they want to KILL YOU. Do you understand that, Muffy, Biff, Chipper? Can you wrap your mind around that one?

Your idiot college professors- the people who say they believe in diversity and tolerance and freedom of speech but are now demanding that I get off the stage- have filled your heads with mush. They have convinced you that America is always to blame, that we are the source of evil in the world, and that we must feel guilty because of our success. (Notice, however, that they choose to live here in leafy, tony, safe suburbs and not with the poor and downtrodden whom they profess to adore and support.) By all means, in order to get a good grade, nod your heads and pretend to agree with them while sitting in their class, for as you know by now, college is not a democracy, and tolerance is only afforded for different shades of liberalism. But when you leave this horrid place and enter the world, which includes but is not limited to working for a living, remember to stand at attention when your flag passes by and to put your hand over your heart when the anthem is played. Remember that your country, our country, is, with all of its faults, still the most marvelous country on earth where the sky remains the limit. And above all, remember to thank our armed forces and revere and respect their uniform, even if you don't necessarily agree with the mission they've been assigned.

And in closing, please tell your idiot college professors to stop throwing things at me. Thank you....

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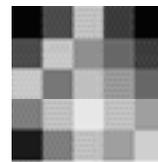
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Joe the Boss returns

Hi everyone, I'm back after a little hiatus. First of all I'd like to report on the annual Florida trip. Almost all of the usual suspects showed up except the big guy (Big Mike). He had family health issues that he could not leave behind.

Over on the Gulfstream track side we did the usual things, going to the track, having a few brewskies, making a few wagers, which translates into increasing the bank roll (ha ha), and playing a little golf. In my case I did three of the four. I'll let you figure out which one I skipped. All in all that part turned out okay.

After a week I wandered a little north to Palm Beach with a couple of buddies. We were on a little mission. We cruised the intercoastal to make sure very thing was okay. After all Tiger and some of the other big time golfers were off some place hitting that little ball on the ground that doesn't move,

so somebody had to make sure all the big boats and properties were okay. Hey but what are friends for.

Then it was off to Fort Myers. The weather was great and we relaxed on the beach. A few times we got very relaxed. There was one thing missing. The Big Guy wasn't around to kind of stir up the action, if you know what I mean. Hopefully next time around things will be different.

Then it was time to come home. Shortly thereafter the Triple Crown of horseracing was upon us. This is a great time of year for horseracing fans. They have the so called Kentucky Derby trials to see who is going to qualify to get in "the race" on the first Saturday in May.

As it turned out twenty horses were picked to start in the Derby. Then the post positions were drawn a few days before the race. A horse by the name of Big Brown

drew the 20 hole, the last of the post positions. Big Brown went off as the favorite. I was a little skeptical of his chances. Here was a lightly-raced horse (3 races), although he won them convincingly and also drawing the most-outside post position. For those of you who watched the race you remembered how easily he won the race. Then the raves started to pour in. The next super horse, the savior of racing and soon.

The next leg of the Triple Crown was the Preakness. He was again a huge favorite and once again did not disappoint. Then more accolades started to pour in. Horse people, owners, trainers, jockey and fans started to call him "super horse", a lock for the Triple Crown, the first Triple Crown winner in 30 years.

His trainer compared him to the great Secretariat who in 1973 won the Belmont by 31 lengths. The trainer also said if it was his last race he would tell his jockey, Kent Desormeaux, to open him up and he thinks he would come very close to the 31 length victory. After listening to everybody I was even convinced of this greatness.

On Saturday myself and a few friends went to Suffolk Downs to watch the coronation. But alas it did not happen. People were rooting for him even if they didn't wager on him. The Belmont is a grueling

1-1/2 mile race. Everything has to go right to win at this demanding distance. While the race was unfolding Big Brown was in a good position and on his cruise control but when it was time to call on him for more he came up empty and wisely Kent Desormeaux eased him. Prior to the race he developed a quarter inch crack in his hoof. The trainer, owners, and medical people assured everyone that he was fine. I think he was okay or they wouldn't risk injuring him or worse because they risked losing a lucrative breeder. The run for the Triple Crown is a demanding 3 race schedule in five weeks maybe that was all it took to do him in. We'll see down the line when he takes to the track again. Well as the Red Sox used to say wait till next year. That's all for now.

Thanks,
Joe "The Boss"

P.S. While poking around the BPPA union hall I came upon some old Pax's and in them were articles that almost every station used to submit. They were mostly about arrests but they could be about anything. Perhaps each station could submit an article and let the rest of the city in on "what's going on." Sounds like a song title. Just a thought. I think only Station 11 does one presently.

Firing for effect...

By James Moccia

While doing Traffic Details, I like to read the various bumper stickers on the cars as they go by. I would have to say my two all-time favorites are; "This Country was Founded by Men with Guns" (NRA) and "If you can't feed 'em don't breed 'em" (MSPCA).

I would like to change a few of the current Anti-War stickers to read; "Attack my Wallet - NO" and "Get out of my Pocket NOW" to show how I feel.

Gas is now about \$4 a gallon and the Global Warming folks are worried about the Polar Bears. Guess what, when they've taken your gun away and your car runs out of gas, you will become that bear's snack. Let's save the Polar Bears by feeding them these wackos, it is all organic after all.

Have you ever been giving someone directions and in the middle of it they start telling you how to get there. Here are a few zingers you can try...

Q: "How do I get to Harvard?"

A: Study

Q: "How do I get to Symphony Hall?"

A: Practice

Q: "How do I get to City Hall?"

A: Get Elected

Q: "How do I get to Fenway Park?"

A: Be a good Baseball player

Q: "How do I get to Mass General Hospital?"

A: Keep stopping in the middle of the street

Q: "How do I become a cop?"

A: Read a medical book on Proctology, because all you deal with are (you get it)

Q: "How do I get to the Police Station?"

A: Keep bothering me with stupid questions

Can anyone recall the last time a cop got hit with a rock at a conservative Pro-War rally?

Here's another good one; at Pro-Choice rally ask one of the supporters if they're for the Death Penalty. Usually they respond with a sneer and rant about "State sponsored murder." Then ask them if they would change their mind if we called it a "retro-active abortion." Gets 'em every time!

I have decided, in my dotage, that all politicians want from us is our money, and the only difference between the parties is how they get it. Republicans are like Pick-pockets. They finesse it out and you don't know it's gone until you open your wallet. Democrats are straight-up robbers, who just grab your pocketbook.

Speaking about Politicians, anybody else upset about them using tax money to bail out foreclosures? I already pay a mortgage-MINE!

Why is it, if you own more than one gun, as is your Constitutional Right, you are a "Gun Nut," But, if you vote in every election, as is also your Constitutional Right, you are "Civic Minded."

I was in the gym last week and the news program that was on was airing a Hillary speech to Florida voters. (I know you can't really believe I was in the gym AND watching Hillary but I swear it's true) She was assuring the voters that they would all be counted at the Convention. She pumped up the crowd with "every vote counts", and "the will of the people", Blah Blah Blah...If your vote really counted around here, we'd have a 5% tax, a Death Penalty, and Casinos. I guess your vote only counts when THEY need it.

Legal Thoughts

(continued from page B5)

quest for all of an arresting officer's police reports, even for a reasonable period of time (here, six months), cannot be sufficient by itself, in this area of the law, to justify an automatic production order under rule 14(a)(1)(A). Were it otherwise, an arresting officer's motor vehicle citations, or traffic stop reports, would routinely be demanded in every case involving the traffic stop of a minority driver. We decline to approve the use of the discovery rules to impose such an onerous burden on the Commonwealth, in the absence of a preliminary showing by the defendant that a reasonable basis exists to require the information sought." *Id.* at 461. In order obtain such information the Court ruled that a defendant would have to make a preliminary showing

"demonstrating a reasonable basis to infer that profiling, and not a traffic violation alone, may have been the basis for the vehicle stop. It is not sufficient, as is the case here, to aver speculation that profiling may be occurring..." *Id.* at 462.

On one hand the above outlined decisions recognize the legal validity of statistical analysis as a basis for equal protection based contentions regarding traffic stops. On the other hand the Court seemed to set a very high and rigorous legal and factual bar which would have to be reached before racial profiling might serve as a basis for suppression. Discovery was likewise somewhat restricted. The only thing that seems certain is that the controversy will continue.

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EMS Division

Unity & Strength

Flip card triage: The dumbing down of dispatch

By Gregory Bond, Paramedic 216

To begin with, this article is not directed towards those members who may work in dispatch operations.

I, like most people, fully understand that the problems which exist in the turret are not the doing of the rank-and-file who are forced to work under certain conditions, but those who may impose such conditions onto them.

Many years ago, all 9-1-1 calls coming into our system were answered by EMT's who, not unlike today, were fully trained in the ability to triage and provide over-the-phone instructions to those citizens in need.

Based on their extensive experience and knowledge base, dispatch personnel were extremely adept at handling the large volume of calls coupled with finite resources to enable the system to run as smoothly as it did.

Unfortunately, as it is with any system (including the current one), a number of mistakes were inevitably made leading to some high profile deaths as a result. In the aftermath, one of the more notable changes instituted was the implementation of a new "standardized" version of dispatch protocols.

In the years since the switchover there have been a number of small revisions but the basic premise has remained the same.

Instead of utilizing the skill and exper-

tise of the call takers, members were forced to strictly adhere to a series of flip-cards when answering a 9-1-1 call. Regardless of the nature or extenuating circumstances of a given situation. If a minimum basic criteria is met then it must be triaged and entered into the system as a specific type code, thereby generating a response based on that type code.

This has led to inappropriate triage and type coding of calls on a wide scale, and inevitably placing increased and undue strain on a system that is already stretched to the limit.

The ironic thing is that the "flip-card triage" system was developed through certain national standards as set forth by the NFPA and other similar organizations. For starters, these are fire department-based committees who have failed to account for a number of factors. The first are resources, which as we all know has never been a problem for fire services in any major metropolitan areas. For EMS providers, scarce resources are generally the norm, thus requiring a different approach towards utilization of those precious few.

If you have trucks and personnel coming out of your ears then there probably is little harm in "over sending" resources to calls. However, if you are like us, juggling 300 plus calls a day between 20 ambulances,

then it is better for all if you are more discriminating in how you use those ambulances.

The definition of the French word "triage" means to do "the most good for the most people." The basic premise behind it recognizes that prioritizing medical patients for treatment is essential in order to save as many as is humanly possible. It also realizes that not all can be saved and inevitably that lives will be lost as a result.

Triaging is a common and broadly accepted practice that is used in all medical facilities, hospitals, and 9-1-1 call taking centers around the country and the world.

When faced with "flip-card" dispatch however, the concepts of appropriate triage and dispatch have been the first casualties, and have contributed to the further breaking down of our system.

Because of our limited resources and high call volume, the system is usually stretched thin in short order, thereby quickly degenerating into a system more akin to "first come-first served" ambulance service. Based on the time of day and place where you may calling from, it is quite probable that you will not receive the appropriate level of response and care based on the nature of your emergency. This is not the fault of the call-takers or dispatchers, it is the result of the conditions under which they are

forced to work.

Unfortunately, it has become quite apparent that the focus of this system is based solely on quantitative measures as opposed to actual quality control. Members are constantly under watch and receive ongoing performance review surrounding the time in which they enter a call and send it out to the trucks. This of course is the easiest method of tracking, as everything is time stamped and logged into the computer system. Other factors, such as the accuracy of triage and diagnoses of the problems are harder to perform and as a result, just not done.

It is a sad state of affairs when my part-
(continued on page C2)

Training?!? We don't need no stinkin' training!

By Gregory Bond,
Paramedic 216

When I first started writing this article it was with the intention of discussing the poor state of monthly training sessions and then hopefully developing a strategy of improving them.

Having only the knowledge of an outsider who has no real insight into the inner workings of the fourth floor I decided to interview others who knew more about the subject than I.

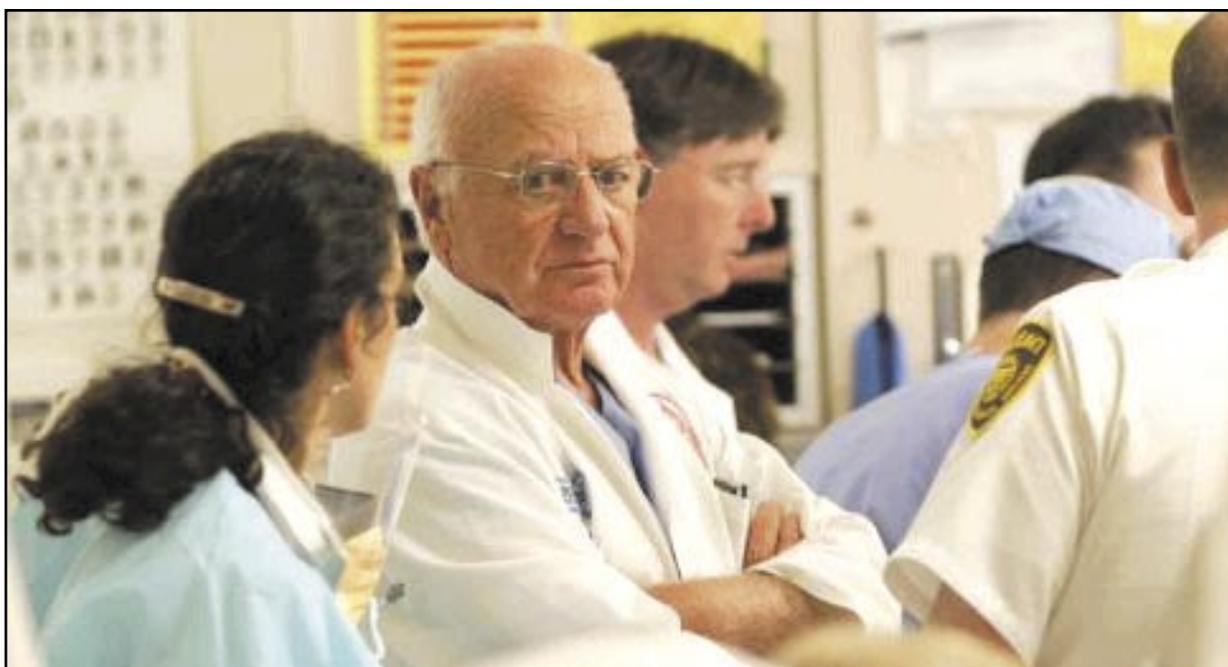
What I did find out is that the subject of RTQI is a very complicated and delicate topic indeed. While I won't bore you with all of the intricacies and details of my research, I will tell you some of the basic conclusions that I was able to reach.

To begin with, no matter who I talked to we were all in agreement that training is truly broken. The idea of fixing it however, revealed many differing opinions when one takes into account all of the factors at play. As one of my esteemed coworkers put it, this was a "Pandora's Box" that frankly I should probably not be opening.

The more I thought of it, the more I realized that this particular problem, like so many others in life, had but a simple solution.

Burn the box down. Abolish training altogether. It's relatively apparent to me that nobody possesses the leadership or

(continued on page C2)



In Memoriam

Erwin F. Hirsch MD, FACS 8/1/35-5/23/08

Flip card triage: The dumbing down of dispatch

(continued from page C1)

ner and I, sitting in the front seat of our truck, can recognize a call with greater accuracy than the priority to which it has been assigned by the system.

When quality is sacrificed over quantity, regardless of what it may be, then something is definitely wrong.

The other problem lies in the fact that the administration believes, truly or not, that all calls, regardless of their nature, must be dispatched to within a five minute period of their being received.

When you apply this approach to a system with limited resources, then inherent problems become very apparent. Within a short period of time, all available ambulances are exhausted and all incoming 9-1-1 calls are forced to wait as a result of the fact that there are simply no more ambulances left to send. The result, as you may imagine, is the fact that people are now forced to wait for help until trucks can clear up from their previous calls or have extended responses from the fact that they have to drive halfway across the city.

Instead of improving the system, it has made it much worse. Citizens are waiting sometimes for upwards of an hour for an ambulance because there is nobody to send. People are still dying or suffering unnecessarily due to extended responses. However,

the big difference now is that whenever this occurs, probably more than anyone would care to admit, is that now the administration can defend itself by pointing to the "national standards" which they have modeled the system upon. These same "standards" also call for general response times for 9-1-

1 calls, none of which we even come close too, but that's another article for another time.

The reality is that no one system is perfect.

Even in the best of circumstances, when you work in the life-and-death business, eventually mistakes are going to be made and people will die as a result. That is just a fact of life, whether you want to admit it or not.

Instead of trying to adhere to a national system that does not apply to us at all, we should instead focus our efforts on creating and/or customizing our own set of standards which revisits the tried-and-true method of "doing the most good for the most people."

The only benefit I see under the current system is enjoyed by the administration who, when the proverbial shit eventually does hit the fan, have the ability to defend their negligence by pointing to a national standard and washing their hands of responsibility; a kind of CYA clause. At least we know that when things go bad the politicians will be covered, and thank god for that.

Let the dispatchers do their jobs.

Recognize and acknowledge their expertise by allowing them to practice their trade

with the same quality and professionalism to which they are entitled.

Training? We dont need no stinkin' training!

(continued from page C1)

even the motivation to rectify this longstanding issue. So why not get rid of it?

As it stands now, you have any number of different factions working in separate in the same office anyway, let's just call it what it is and be done with it.

The captains can still provide recertification training as is required by the state. The doctors and their ilk will still do research and statistics. There's no effective quality assurance and sure as hell no improvement mechanisms in place now so at the very least we can stop pretending that there is. And the academy staff and FTO's will still continue to precept potential recruits on the BLS/ALS levels.

We could do away with the increasingly inane monthly assignment days which nobody cares for and provides no educational value or challenges whatsoever.

Instead we leave the burden of responsibility on the individuals themselves to keep up with their own licensure and minimum basic requirements. Anything beyond that, those motivated souls who feel compelled to enhance their education will be forced to do so on their own time, much as it is now.

If the department feels obligated to assist those in search of higher education, they

might be able to provide some financial aid in order to attend outside conferences and seminars.

When new equipment and/or medical procedures are implemented, it again will be the sole responsibility of the individual to acquire that knowledge.

If those basic requirements are not met, then one cannot perform their job. It's no different than my failing to submit paperwork to OEMS as is required by the state.

The big difference here is that instead of requiring certain training, you merely offer it.

Those who would prefer to work down to the lowest possible level are happy, and the money you save on monthly training days could be used to help send people off to further their own training as they see fit.

Forget about rounds, case review, quality, etc. Everyone here is an adult, if only in years, and should be capable of maintaining their proficiency and livelihood. Everyone still has a job. Nobody is forced to do anything that they don't want to, and those who want to learn may actually benefit from the increased opportunities afforded to them.

Everyone's happy.



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Off the top of my head

By Kevin Doogan

If you had to point a finger at one person and give credit or thanks for Boston's comparatively low murder rate, the smart pointers would be aimed at **Dr. Erwin Hirsch**. Tragically, with Dr. Hirsch's recent accidental drowning, the citizens and police of Boston have suffered a tremendous

loss. Dr. Hirsch was always a good friend to police and a savoir to his patients. If there was a breath left in your body, no matter how bleak, with Dr. Hirsch on the job you always had a fighting chance and the odds were in your favor. Dr. Hirsch has taught hundreds of interns and they have done him proud but with the loss of "the ole master",

Boston Medical Center will be left with an irreplaceable void. We extend our deepest sympathies and condolences to Dr. Hirsch's family and to his trauma staff at Boston Medical Center; rest assured we feel and mourn your loss as does all of Boston.

Never a big fan, to say the least, but finally, I agree entirely with something **Senator Ted Kennedy** did. When the news of his illness was made public, there was an outpouring of sympathy and speculation. Of course, being human, many of us thought out loud how we would react if faced with such devastating news. Ted Kennedy, some would say, displayed the class and grace befitting his station in life. Once released from the hospital there were no big speeches, very little fanfare and he retreated to the Cape to regroup and assess his options. The very next video of Ted showed him surrounded by family and friends strolling towards his yacht. With his wife on his arm and family aboard Ted struck the main sail and it was out to sea he went. I can only hope he's got a healthy stock pile of Chivas Regal onboard. Sail on Ted and enjoy.

Now switching gears, can someone explain why at the height of the information age we remain uninformed? Why is it that Boston Police Incident reports, the BRIC and booking information is readily available to outside police departments like Quincy, Transit and the State Police but we are either denied or spoon fed reciprocal

information? Why is there a rumor that the Boston Police are planning to share sensitive intelligence about targets and locations with the Feds when they wouldn't tell you if your coat was on fire? Are individuals in our leadership greasing the skids for their next political appointment? Haven't we learned anything from the Whitey debacle? Why is it that civilian clerks on this department have more information and resources at their finger tips than those sworn personnel assigned to solve these crimes? Are our leaders that short-sighted or are people just protecting and securing their soft-touch positions? Why isn't it that every data-entry point on a computer booking form or incident report is not searchable? Why can't we search phone numbers called or given? In today's society with women giving birth to numerous children by different fathers why can't we search by parents names to get a handle on a family unit? What the hell is a "fuzzy search" and why haven't we been taught how to make one? Why is it that anything this department buys comes from the lowest bidder, so when your life is on the line you can rest easy knowing that the lowest bidder supplied you? Why do they pull investigators away from investigations to have incessant meetings about the status of investigations?

The short answer is that the investigation was put on hold so we can write reports about the status of the investigations. What's next, a game of "Mother may I?"

PAIN IN THE GA\$

By Mark A. Bruno

The recent spike in gas prices has everyone unsettled. By the Fourth of July we will see prices as high as four dollars a gallon. Most everything we buy involves the price of oil and gas. If you have been listening to some of the leading economists, they have been saying this country is in a mini recession. How do you

stop these runaway prices that have hit families hard? As police officers who earn a modest income even we are feeling the pinch. It is costing some of us well over one-hundred-dollars a week in gas to get back and forth to work. Whatever little pocket money we managed to sock away for a rainy day seems to have been in vain. I've seen some of our officers at the bank feeding the coin machine. Usually I wait till the end of the year to cash in my change, but like my fellow officers I have had to dip into this cash coin reservoir.



The gas prices are making me as well as other officers decide where to do a detail. The shortest distance to a detail and back usually works for me. I went to gas up in the morning near my home and had to wait because I needed to cash a check first. The price was \$3.68 a gallon in the morning. By the time I made it back in the afternoon it had jumped up a nickel to \$3.73. Can someone tell me why the greatest country in the world is paying outrageous prices for gas? In Saudi Arabia the price of gas is about sixty-four-cents a gallon. Why are the greatest protectors in the world being held literally over a barrel? We are spending billions of dollars overseas to protect the rights of those who cannot protect themselves. We are spreading democracy and paying a heavy price, the heaviest being the almost now five-thousand soldiers who have died in Iraq.

Planning a vacation is a joke. Booking an airline flight is like playing the stock market, if you wait too long to book the price goes up. For some families these vacations are back-breakers on the budget. Families will be less inclined to travel far given the high cost of gas. I imagine New Hampshire or Cape Cod will be the destination for many during the upcoming summer months. Weekend trips into Boston may be all people can afford to do. Whatever little funds people have, they will not be able to afford tickets for the Red Sox or any other event. Trips to the mall are becoming less as people are feeling the pinch at the pump. People are less inclined to go out to dinner. Maybe you can buy one of those virtual reality headsets and go on a virtual vacation to the Bahamas?

This is a very serious problem all around. Budgets for every department will be affected as a result of services delivered via automobile, vans and school buses. The spike in fuel and oil prices are eating up municipal budgets. Snow removal next winter will really put a crimp in local budgets. If you have oil delivered to your home, an additional charge is being tacked on for fuel being used to deliver the product. It appears this bubble is not going to burst anytime soon. Economists are predicting oil may reach two-hundred-dollars a barrel by the year 2011. Gas could go up as high as seven plus dollars a gallon. The price of building a home has gone up, unless you buy one already built that is about to be foreclosed on as a result of the mortgage crisis.

Make no mistake, the next couple of years are going to drive many families into bankruptcy and ruin. I'm not sure the government has a quick fix answer to this problem. Our mutual funds are beginning to dwindle down. Paying off college tuition and weddings will keep some of us working past our targeted retirement age. An optimist will tell you the tank is half-full, but unfortunately filling either half has become a **pain in the ga\$**.

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Why is it???

By P.O. Mike Kane,
Boston Police Academy



- * *The Boston Herald* apologizes (front page 05-14-08) to the New England Patriots for their “mistake” about the walkthrough of the Rams practice prior to their first Super Bowl victory, but would **NEVER** say they maliciously printed hundreds of stories to hurt the reputations of many fine people? Or what about the gruesome pictures the editors love to splatter all over their pages? Pictures of people who have been killed in tragic accidents or killings? The editors were forced to say “sorry” back in 1989 when **Charles Stuart** killed his pregnant wife and they thought it would make a nice front page picture. They never did say anything about their lack of sensitivity to the families of two State Troopers and two workers who were killed when the State Police helicopter crashed many years ago. They had no problem lowering themselves by publishing a front page picture of these dead men next to the crumpled aircraft. Nothing but frauds!
- * Commuter trains travel so fast through the center of some cities and towns? A little boy is dead because of it.
- * A 300 lb. inmate is allowed to sue the State of Arkansas because he doesn't like the menu? In a recent AP story in the *Boston Herald*, **Broderick Lloyd**, who is serving time for murder, complained that

the state does not provide the inmates with enough food thus causing him to lose more than 100 pounds. “On several occasions I have started to do some exercising and my vision went blurry and I felt like I was going to pass out.” ...Stop, stop, stop right there Lloyd. Exercising? Enough said.

- * A “rally” was held on the Boston Common protesting the immigration raids that round up “**ILLEGAL IMMIGRANTS?**” Says **Dorotea Manuela** of Dorchester, “We won't allow another New Bedford to happen.” This is in reference to the federal raid on a factory in that city in which 361 people were detained because they were illegal. I agree with you Dorotea... we, the law abiding citizens of this state, **WON'T** let more illegals into our state so they can commit crimes and cost us more money!
- * **Judge Edward Redd** feels the need to tell off-duty police officers how to spend

their time? Recently he questioned why so many Boston Police Officers were in court to watch the proceedings involving scumbag **Thomas Shay**. Shay was the maggot that conspired to kill his own father with a remote controlled bomb. That bomb killed **BPD Bomb Technician Jeremiah Hurley** in 1991 and injured his partner **Frank Foley**. But Redd took issue with the heavy police presence in “**HIS**” courtroom. “I would prefer to have you out on the street so you can do your work for the community,” Redd stated. Really Judge Redd? I would prefer you start putting the criminals in jail instead of playing Mr. Rogers. And by the way Judge, it's not your courtroom... or any other Judges. The citizens bought and paid for it.

- * **Former Deputy Bob Hayden** takes such a cheap shot at the Boston Police Academy and the men and women who work there? Speaking with a reporter from

Boston Magazine (April 2008) about corruption on the police department Hayden states, “Traditionally, police departments do not train their people about the temptations... people are trying to give them alcohol, money, drugs. There are some women who are cop groupies, who will be attracted to them because of the badge. But they don't talk about that at the academy. Add that to the stress of police work, the highs and lows of adrenaline rushes and long dull shifts, and you have an atmosphere that makes young cops ripe to be corrupted, ready to be corrupted. By not preparing them in the academy, we almost create the situation where corruption can fester.” With all due respect to former Deputy Hayden and his career in law enforcement, it's a shame he didn't pick up the phone, call the academy, and ask what is taught here. We do teach ethics here. We do talk about “cop groupies” and the many temptations young officers will be faced with. We talk about many things that you don't know about. It's bad enough the BPD gets treated badly by the media... it's worse that someone who once walked in our shoes tramples all over our reputations and blames us for the situation.

- * *The Boston Herald* continues to demean police officers even when they think they're showing us support? In an editorial on May 16, 2008 titled “Judge's Poor
(continued on page C7)

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Society's selfish indifference to life

By Kevin Doogan

Working in law enforcement, no matter the position, it's hard *not* to get jaded. Morning, noon and night we bear witness to the extreme lengths of savagery one alleged human being can inflict upon another. But here I stand to exclaim, some twenty-two years into a career, just when you think you've seen it all, a group of incidents occur that leaves you almost speechless.

Most officers have become accustomed to the blood, the gore, the chaos and carnage but society, to some level or another, had always seemed to be on our side. Neighborhoods, no matter the income level or ethnic makeup, would stick together and neigh-

bors looked out for one another. But at an alarming speed, society has apparently become so indifferent to any lives except their own, that victims of vicious, violent crimes are abandoned by their neighbors and left to live or die on a whim. The reluctance to dial 911 and save a life has reached epic proportions.

It has become so difficult to police in today's society that government officials are forced to install an elaborate "echo-cam" ("shot-spotter") system to pin-point gunfire. When did it become acceptable for hoodlums and savages to victimize the public unchallenged? How can anyone justify hearing gunshots or screams for help and not call the police? When did it become tol-

erable to allow a murdered victim to lay face down in a yard for days because people don't want to get involved?

Victim's bodies are being treated as if they are litter, hoping someone else will call them in or pick them up.

Recently a college student is executed, gunned-down in an apartment building and no one calls. This victim's life, her screams and chances for survival were ignored and dismissed. Victims bleeding, being beaten and butchered routinely before the public, yet people can't be bothered to make a simple 911 call. This behavior is intolerable!

Sure there will be marches and speeches, news flashes, meetings and calls to arms, but in reality nothing of substance will hap-

pen. After a day or two, society will have moved on.

People crow about freedom and keeping the government out of our day-to-day lives but we are on a fast-track to a police state.

Maybe it's high time the government starts taking Europe's lead and has video surveillance mandatory for businesses and new construction. Maybe an eye in the sky or cameras positioned on every fourth telephone pole will help.

If the public refuses to help their neighbors and themselves by calling police, at least through video the police may have a chance to enact justice for a victim abandoned by their neighbors.

Shooting in Butte, Montana: Shotgun Pre-teen vs. illegal alien invaders

Two illegal aliens, **Raphel Resindez**, 23, and **Enrico Garza**, 26, probably believed they would easily overpower home-alone 11-year-old **Patricia Harrington** after her father had left their two-story home. It seems the two crooks never learned

two things: they were in Montana and Patricia had been a clay shooting champion since she was nine.

Patricia was in her upstairs room when the two men broke through the front door of the house. She quickly ran to her father's

room and grabbed his 12-gauge Mossberg 500 shotgun.

Resindez was the first to get up to the second floor only to be the first to catch a near point blank blast of buckshot from the 11-year-old's knee crouch aim. He suffered fatal wounds to his abdomen.

When Garza ran to the foot of the stairs, he took a blast to the left shoulder and staggered out into the street where he bled to death before medical help could arrive.

It was found out later that Resindez was armed with a stolen .45 caliber handgun he took from another home invasion robbery.

That victim, 50-year-old **David Burien**, was not so lucky. He died from stab wounds to the chest.

Ever wonder why good stuff never makes NBC, CBS, PBS, MSNBC, CNN, or ABC News... an 11-year-old girl, properly trained, defended her home, and herself... against two murderous, illegal immigrants... and she wins, she is still alive.

Now that is Gun Control!

Thought for the day:

Calling an illegal alien an 'undocumented immigrant' is like calling a drug dealer an 'unlicensed pharmacist'

GOD is Busy

If you don't know GOD, don't make stupid remarks!!!!!!

A United States Marine was attending some college courses between assignments. He had completed missions in Iraq and Afghanistan. One of the courses had a professor who was an avowed atheist and a member of the ACLU.

One day the professor shocked the class when he came in. He looked to the ceiling and flatly stated, 'God, if you are real, then I want you to knock me off this platform. I'll give you exactly 15 minutes.' The lecture room fell silent. You could hear a pin drop.

Ten minutes went by and the professor proclaimed, 'Here I am God. I'm still waiting.' It got down to the last couple of minutes when the Marine got out of his chair, went up to the professor, and cold-cocked him; knocking him off the platform. The professor was out cold.

The Marine went back to his seat and sat there, silently. The other students were shocked and stunned and sat there looking on in silence. The professor eventually came to, noticeably shaken, looked at the Marine and asked, 'What the heck is the matter with you? Why did you do that?' The Marine calmly replied, 'God was too busy today protecting America's soldiers who are protecting your right to say stupid stuff and act like an idiot. So, He sent me.'

Why is it???

(continued from page C5)

Judgement," the *Herald* criticizes Judge Redd and his foolish comments. OK, we appreciate the support. But the last paragraph in part states, "Yes, occasionally the cops can get a bit carried away with the 'all for one' routine." Oh really? Carried away how? When we all gather in a hospital lobby when one of our friends is shot in the line of duty and we don't know if they will survive? Or what about when

we seek a new contract after going years without one? Or maybe when we dress up in white gloves and put black bands on our badges and salute as a friend is placed in the ground after being shot? Is that it? Is that how we get carried away with that 'all for one' routine? I hope we don't have to do that routine anytime soon.

Stay Safe.



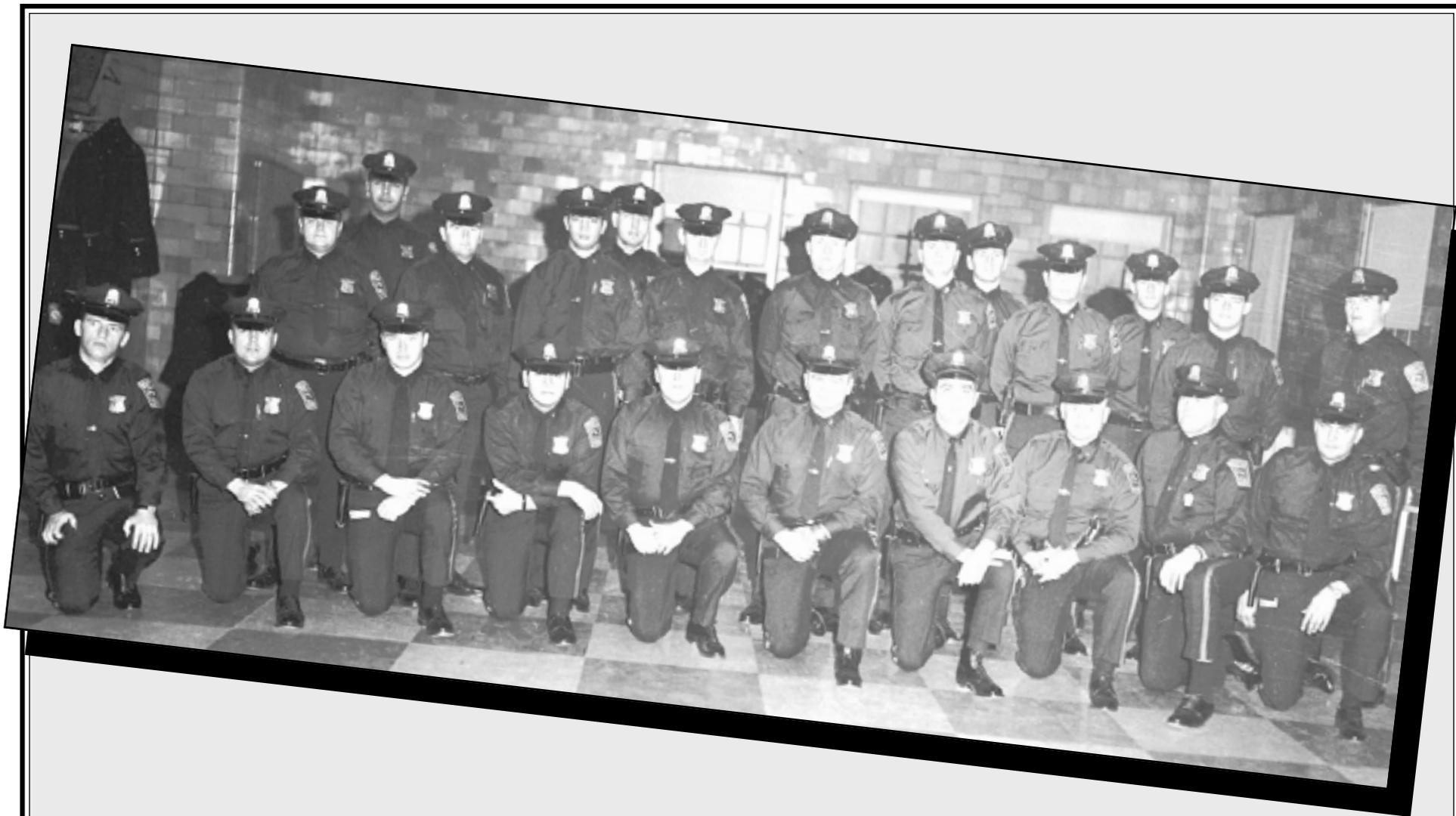
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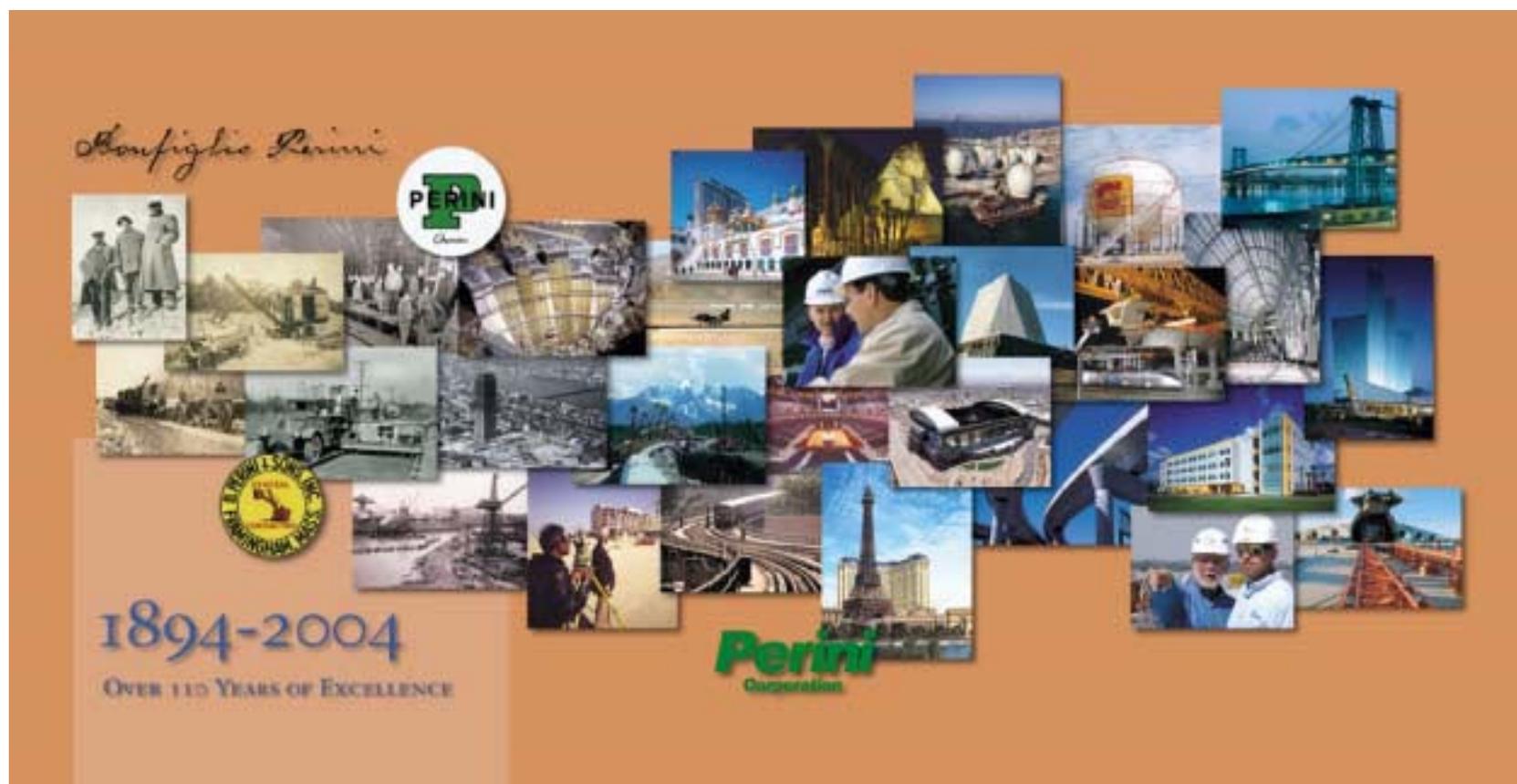
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Indiana Jones and the Kingdom of the Crystal Skull

A Review by James F. Lydon, Jr.
Boston Police Academy

Life is busy. Especially for blue-collar, middle class people like police officers and EMTs. When you finally manage to go out with your family, and you want to sit through a good movie and relax, you should not have to waste your time. Or your money. Hopefully, this review will help you make your decision wisely.

Indiana Jones and the Kingdom of the Crystal Skull is the fourth installment in the Indiana Jones movies series. This series, which started back in 1981 with *Raiders of the Lost Ark*, has been a fan favorite for over a quarter of a century. The series, which has spawned a television show, fiction, comic books, video games, and many copycat stories, revolves around a history and archaeology professor named Indiana Jones who travels the world and gets involved in hair-raising adventures. Indiana Jones was the creation of director and writer **George Lucas**, who made the character in homage to the pulp heroes of the 1920s and 1930s.

Raiders of the Lost Ark has always been considered the best of the Indiana Jones series, with most people agreeing that the third movie, *Indiana Jones and the Last Crusade*, was a close second, followed by the second movie, *Indiana Jones and the Temple of Doom*. All three movies contained the same elements that made the original a success: great casting, great humor, great stunts, great music, and references to a great time in history.

Harrison Ford has played the lead role since the beginning, and he has done a stellar job. He has brought humanity to a role involving superhuman acts of heroism. As the straight man to the quips of fate, **Harrison Ford's** Indiana Jones makes us laugh as the most horrible things happen to him while he is trying to do the right thing.

The stunts were so amazing in all the movies that there have been amusement theme park attractions and shows styled off of them. The music, a series of legendary scores by the master of the epic film composition, John Williams, is stirring and unforgettable. And the history involves eras that were both simpler and much more difficult, in many different ways.

But the question is this: Does *Indiana Jones and the Kingdom of the Crystal Skull* stand up to its predecessors?

I believe that it does.

I greatly respected the decision by **George Lucas** to place the film in 1957, almost twenty years after *Indiana Jones and the Last Crusade* was set. This decision showed confidence in an already created work that goes against the current trend in Hollywood of "restarting" all the old movie series. (See the new James Bond movies.) The 50s was an era that America heavily influenced culture, and **George Lucas** shows that in this film by including such things as atomic bomb testing, McCarthyism, soda fountains, and greasers versus college jocks. He also introduces the Soviets as the replacements for the com-

mon Indiana Jones bad guys, the Nazis. The head Soviet soldier, Colonel-Doctor Irina Spalko, is played wonderfully by Academy Award-winning actress **Cate Blanchett**. The time period and the new villains worked well, supplying the required amount of history and opposing evil for the story.

The movie introduces several new characters, including the spirited Mutt Williams, played by **Shia LaBeouf**. Mutt brings freshness to the movie as soon as he appears on camera. His character, a greaser who rides a motorcycle and uses a switchblade, immediately draws the viewer's memory back to a young Marlon Brando in *The Wild Ones* (1953). Mutt brings humor with him due to the constant ribbing he gives the much older Indiana Jones. At one point, Mutt compliments Indy on his fighting skills: "You know, for an old man you ain't bad in a fight. What are you, like 80?" Harrison Ford will, in fact, be 66 this July.

Should you spend your hard-earned cash on *Indiana Jones and the Kingdom of the Crystal Skull*? I think so. It is fun. It is funny. It is exciting. It brings back memories of the old Indiana Jones movies without ruining them.

Is *Indiana Jones and the Kingdom of the Crystal Skull* a kids' movie? Not sure, but I will say that this movie earned its PG-13 rating due to the violence and the frightening images. Many people get killed, on and off camera. This is not a "soft" PG-13. Let's put it this way: several people get eaten by army ants ... and director **Steven Spielberg** does not skimp on the horror.

Is it a date movie? Sure. But make sure that your date is a fan of the Indiana Jones movies, or it may be very quiet in the seat next to you. There is nothing embarrassing about this movie, so new dates will not be uncomfortable. There are a lot of laughs, so it might actually be good to break the ice.

What about the sci-fi spin? It was rumored that **George Lucas** was bent on stuffing this movie full of good old 1950s sci-fi, including Martians and flying saucers. Well, someone, possibly Spielberg, must have pulled the reins a little tight, because the sci-fi element, while there, does not ruin the movie. It is rather subdued for perhaps 90 minutes of this 124 minute movie. And when the sci-fi does



arrive, it does so in a way that does not ruin your Indiana Jones experience.

Treat yourself to an old fashioned adventure movie. Go see *Indiana Jones and*

the Kingdom of the Crystal Skull.

I give this movie a rating of 10 out of 13 crystal skulls (you'll get it when you watch the movie.)



United States Trivia: Bill Carroll

How Much Do You Know About Your Country?

1. In what state do the elk, deer, and antelope populations outnumber human beings?
2. In what state was the American Federation of Labor (AFL) organized?
3. What is the only state whose east and west borders are formed by 100% water?
4. What two states are bordered by the most states?
5. What state has the most toxic waste dumps?



(see answers on page C19)



Sports Trivia: Bill Carroll

How Many Can You Get Correct?

1. Late in the 1975 season, what team was the first to have four pitchers combine on a no-hitter?
2. What Major League expansion team finished first or second 14 times in its first twenty seasons?
3. What was the last National League team to score in every inning of a nine inning game?
4. What shortstop won the Most Valuable Player Award in consecutive seasons?
5. What team had to forfeit its last home game before moving to another city with two outs in the ninth inning because the fans stormed the field?
6. Who is the only pitcher to have won the Rookie of the Year, Cy Young, and MVP awards in his career?
7. Who are the only brothers to win the League Championship Series Most Valuable award?
8. What shortstop won thirteen consecutive Gold Glove Awards?
9. Who set an unbreakable record with four saves in the 1996 World Series?
10. What team was the first wild-card team to reach the League Championship Series?



(see answers on page C19)

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Civilian Friends vs. Police Friends

- CIVILIAN FRIENDS: Get upset if you're too busy to talk to them for a week.
 POLICE FRIENDS: Are glad to see you after years, and will happily carry on the same conversation you were having the last time you met.
 CIVILIAN FRIENDS: Call your parents Mr. And Mrs.
 POLICE FRIENDS: Call your parents mom and dad.
 CIVILIAN FRIENDS: Have never seen you cry.
 POLICE FRIENDS: Have cried with you.
 CIVILIAN FRIENDS: Borrow your stuff for a few days then give it back.
 POLICE FRIENDS: Keep your stuff so long they forget it's yours.
 CIVILIAN FRIENDS: Know a few things about you.
 POLICE FRIENDS: Could write a book with direct quotes from you.
 CIVILIAN FRIENDS: Will leave you behind if that's what the crowd is doing.
 POLICE FRIENDS: Will kick the crowds' ass that left you behind.
 CIVILIAN FRIENDS: Would knock on your door.
 POLICE FRIENDS: Walk right in and say, "I'm home!"
 CIVILIAN FRIENDS: Are for a while.
 POLICE FRIENDS: Are for life.
 CIVILIAN FRIENDS: Have shared a few experiences...
 POLICE FRIENDS: Have shared a lifetime of experiences no citizen could ever dream of...
 CIVILIAN FRIENDS: Will take your drink away when they think you've had enough.
 POLICE FRIENDS: Will look at you stumbling all over the place and say, "You better drink the rest of that before you spill it!!" Then carry you home safely and put you to bed...
 CIVILIAN FRIENDS: Will talk crap to the person who talks crap about you.
 POLICE FRIENDS: Will knock them the hell out for using your name in vain.
 CIVILIAN FRIENDS: Will ignore this.
 POLICE FRIENDS: Will forward this.

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Trivia Answers



United States

(see questions on page C15)

1. The state of Montana has a larger population of elk, deer, and antelope than people.
2. The American Federation of Labor was organized in Terre Haute Indiana in 1881.
3. The state of Iowa has east and west borders made up of 100% water, with their eastern border being the Mississippi River and their western border being the Missouri River.
4. Both Missouri and Tennessee are bordered by eight other states, Missouri: Iowa, Arkansas, Illinois, Kansas, Kentucky, Nebraska, Oklahoma and Tennessee. Tennessee: Mississippi, Arkansas, Alabama, Georgia, Kentucky, Virginia North Carolina and Mississippi.
5. The state of New Jersey has the most toxic waste dumps with 108.

Sports

(see questions on page C15)

1. Late in the 1975 season the Oakland Athletics had four pitchers combine on a no-hitter.
2. The Kansas City Royals who joined the American League in 1969 finished first or second in their division fourteen times in their first twenty seasons of play.
3. The last National League team to score a run in every inning of a nine inning game was the Colorado Rockies in 1999.
4. Cubs shortstop Ernie Banks won back MVP Awards during the 1950's.
5. The 1971 Washington Senators had to forfeit their last home game before moving to Texas because the fans stormed the field with two outs in the top of the ninth inning. The Senators were leading 7-5 at the time but the final score was 9-0.
6. The only pitcher to win the Rookie of the Year, Cy Young, and Most Valuable Player awards during his career was Dodgers right-hander Don Newcombe.
7. The only brothers to win the League Championship Series MVP award are right-handers Livian and Orlando Hernandez.
8. Cardinals Hall of Fame shortstop Ozzie Smith won thirteen consecutive Gold Gloves during his playing career.
9. Yankees closer John Wetteland earned a save in all four of his teams World Series wins in 1996, which is a record that can be matched but never broken.
10. The first wild-card team to reach the League Championship Series was the 1996 Orioles.

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in the law enforcement life there is a fellowship which lasts long after the uniforms are hung up in the back of the closet. We know even if he throws them away, they will be on him with every step and breath that remains in his life. We also know how the very bearing of the man speaks of what he was and in his heart still is.

These are the burdens of the job. You will

still look at people suspiciously, still see what others do not see or choose to ignore and always will look at the rest of the law enforcement world with a respect for what they do; only grown in a lifetime of knowing. Never think for one moment you are escaping from that life. You are only escaping the “job” and we are merely allowing you to leave “active” duty.

So what I wish for you is that whenever you ease into retirement, in your heart you never forget for one moment that “Blessed are the Peacemakers for they shall be called children of God,” and you are still a member of the greatest fraternity the world has ever known.

LOTS of truth here in this.

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