



# NEW BPPA BY-LAWS PROPOSED

See pages A14 to A18

Nation's First Police Department • Established 1854 • IUPA Local 16807, AFL-CIO Volume 37, Number 5 • September/October 2007

# PAX CENTURION

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



## The PAX Rises to New Heights...



Capt. Frank Armstrong and his kids show off a copy of the "Pax Centurion" at the top of Mt. Kilimanjaro. They made this trek on behalf of "Cops for Kids with Cancer." Donations are gratefully accepted at "Cops for Kids with Cancer," P.O. Box 850956, Braintree, MA 02185.

## The myth of the "minimum wage flagman"

Massachusetts stats prove flagmen far more costly than cops, but major media denies the facts...

By Jim Carnell, Pax Editor

Despite editorials in both the *Boston Herald* and the *Boston Globe* advocating the use of alleged "minimum wage" flagmen instead of police officers, irrefutable facts have been obtained from Massachusetts' own division of Labor and Industries which clearly, unequivocally indicate that flagmen in Massachusetts, under the prevailing wage law, would be paid significantly **more** on public works projects than local police officers.

These facts are publicly available and yet brazenly ignored by the editorial writers in both papers because the facts simply don't fit their preconceived, cop-hating opinions. The **facts** are as follows:

1.) Boston police officers are currently paid at a rate of either \$33 or \$37 per hour, depending on the "redline" designation of the street where the detail is performed, **regardless**

of day or night, weekend, holiday, or any other specialty rating.

2.) Flagmen, who would be paid according to the Massachusetts prevailing wage scale covered under M.G.L. ch. 149, sec. 26-27H, would be paid (as of 5/31/2008) at a rate of \$37.50 per hour. This rate **DOES NOT** include overtime rates at time-and-one-half, (\$56.25) or specialty rates at night, weekend or holiday scales.

3.) Several years ago, Rep. **Paul Demakis** of Beacon Hill, who also disdained cops, filed legislation which would have paid flagmen at the rate paid to "laborers." The laborer's rate, as of 5/31/08 will be: \$43.40 per hour, again excluding overtime, weekend or holiday rates, even **higher** than the rate paid to flagmen!

4.) Neither flagmen or laborers have any police powers whatsoever,

including Chapter 90 (motor vehicle enforcement) powers. Additionally, flagmen and laborers would be first and foremost employees of the company who hired

Of course, in order to refute these facts, our detractors would also have to be opposed to the prevailing wage law in general, which would negatively affect virtually **ALL** of the building trades and unionized workers in Massachusetts. Therefore, it is unlikely that the facts about the rates paid to flagmen will be publicized by either the *Globe* or the *Herald*...

them, while police officers are primarily agents of the state, city or town.

Despite the fact that flagmen would cost significantly more than police detail officers and reduce the number of police officers on the street, *Herald* editorial writer **Rachelle Cohen** (an outspoken and well-known hater of police *(continued on page A11)*)

## "Peace activist/crime fighter" Isaura Mendes arrested

Media-hyped "peace activist" charged with assault and battery on police officers arresting her grandson

By Jim Carnell, Pax Editor

**I**saura Mendes, the self-proclaimed and media-hyped "peace activist/crime fighter," has been arrested following yet another confrontation with police officers who were trying to arrest her grandson on charges of witness intimidation and assaulting a person with a handgun (later found to be a BB gun).

Mendes, who has appeared *ad nauseum* with **Mayor Menino**, **Commissioner Davis**, and a host of other politicians, has somehow managed to fashion herself into a "peace activist" and led numerous candlelight marches after the untimely deaths of her two sons, **Bobby** (1995) and **Alex** (2006). Both sons had criminal records, *(continued on page A9)*

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**Boston Emergency Medical Technicians**

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- The B.P.P.A. reserves the right to edit submission and/or include Editor's notes to any submitted materials.
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- Any article printed in this issue may be reprinted in future issues.

## BOSTON POLICE PATROLMEN'S ASSOCIATION

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



# The rumors stop here

Despite the fact that there has and will always be inherent differences and competition between public safety agencies (law enforcement, fire or EMS) both internally and externally. With that being said, as I navigate my own personal thoughts and reason the opposing position, I break it down from a business perspective and typically find a remedy in at least my own mind's eye. Being able to share that remedy or finding a set of ears on the other side of the table willing to value our input or consider our opinion (even though sometimes not politically correct) is paramount to the success of this great organization, the mission of public safety and this great city. Dialogue not monologue is the key to success. Politics is not the center piece to good decision making and far too often recently, politics, both internally and externally has taken all the good will and thrown it out with the bath water. There have been far too many good people tarnished and crippled with all the back biting and other political nonsense that seems to be aired out daily

like to take this opportunity to thank Rep. Wallace for his steadfast efforts and call on our membership to do the same, his courage is a great foundation in seeing this legislation through the legislative process.

There have been many things said or inferred surrounding the tragic events that unfolded in West Roxbury *fire that killed Boston Fire Fighters Cahill and Payne*. First of all, kudos to the **President Ed Kelly** the leadership of IAFF #718 for going to court and attempting to protect the interests of his members surviving families. Sometimes the decisions and things that we have to do as union leaders are very difficult thing for people to understand or reason. Going forward the firefighters union is not in a very enviable position but we are sure they will navigate the difficult issues that they have to deal with. Personally I empathize with all involved in that being in law enforcement since 1982, and during that time period, even though many have come and many have gone, far too often certain members of the media have taken a gratu-

outside of the department. No one person in this department is closer to the fire on a daily basis than I am, and quite honestly I am frustrated by what has been going on. For many years I have seen the agendas, experienced the manipulation, bullying and intimidation that have gone on, it wasn't acceptable then, it is not acceptable now. There is no quick fix other than to suggest, stop the current course of action and rethink your positions, the greater good is far more important than the person in the bathroom mirror.

Politics is not the centerpiece to good decision making and far too often recently, politics, both internally and externally has taken all the good will and thrown it out with the bath water. There have been far too many good people tarnished and crippled with all the back biting and other political nonsense that seems to be aired out daily outside of the department.

Working in cooperation with **Mayor Menino** and his administration the BPPA has jointly filed and supported a piece of legislation on Beacon Hill that is sponsored by State Representative **Brian Wallace** (D-South Boston) that directly affects our law enforcement jurisdiction and policing in Area C-6, A-7 and potentially other areas of the City of Boston. As a matter of full disclosure I have known Brian Wallace for a very long time and over the years he and I have differed on many political issues. One thing that I have learned about him in our adult life is that when he believes in something or gives his word, regardless of the consequence, he stands tall. Recently, he has faced monumental pressure from the State Police and Massport lobby and he continues to stand tall in righting a wrong. I would

itous slaps at my membership, my family and myself sometimes ruining lives without proper facts or justification. To that end it shouldn't be hard to understand the general response is that there appears to be an apparent lack of respect for the surviving families of these men. The secondary issues that have been reported have cast a shadow over these families and caused them a great amount of pain. We as a society cannot preach civility if we are not going to practice it. Somewhere displaced in the sound bites rhetoric is the unselfish willingness of these two brave men to sacrifice their lives for people they will never get the opportunity to meet. On behalf of the BPPA membership and their families our thoughts and prayers are with these two great families as well as all of our brothers and sisters who have been taken before their time.

In closing, the words of Theodore Roosevelt, in an address at the Sorbonne, Paris, France, April 23, 1910 called "CITI-

(continued on page A3)



# BPD detective's test interviews, evaluations and rankings upcoming

**T**he interview process is currently scheduled for late October with the evaluation and ranking not far behind. As everyone is well aware the final marks will no doubt be the subject of much banter especially with the amount of discretion that is built in to the process. One can only hope that the subjective scoring is on the straight and narrow given the amount of time that individuals have committed to the test and re-test. Many have questioned the changes added to the process such as the interviews and resumé. Our contract calls for a competitive exam consisting of a (1.) written examination which shall consist of at least 60% of the total examination mark; and (2.) training, education and *experience*. The Quality of Experience section appears to be the make or break segment with the Commissioner or designee(s) having up to 25 points to use in evaluating the abilities, skills and personal characteristics of each individual.

Getting this right in providing a level playing field for all is not going to be easy if any predetermined numbers are in play. Integrity and credibility should be all important within the vetting process with objective, measured criteria trumping all else.

### Sick Bank

**T**he "Sick Bank" for the BPPA has been on the drawing board for a long time in fact the Detectives and the Federation have a sick bank. In the last couple of years there have been many settlement agreements entered into between the Department and the BPPA allowing offic-

ers to petition fellow officers to donate sick days in time of need. The term "need" has extended beyond catastrophic illness or injury and currently encompasses most officers who have exhausted individual benefits for numerous reasons. The Department has granted most if not all requests that the BPPA is aware of due to exhausted ben-

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efits. One of the reasons that the BPPA does not have a sick bank is because the BPPA is looking to take as much discretion out of the determining factors as possible. The City/Department on the other hand was looking to have continuity and conformance within all the sick banks. There appears to be a willingness of both the BPPA and the Department to address needs that will be of benefit to both parties. Deliberations will likely include certain conditions discussed in this article.

There is never going to be definitive, cover-all language that would take into account every questionable circumstance that should be included in the policy. But the BPPA would like to add some pre-requisites that have to be met to attain admission and access to the benefits. This extended

sick leave bank is meant to be inclusive as opposed to exclusive but there will be certain criteria to be met to gain entry. Individuals will have to accrue a pre-existing number of days in their personal sick bank before admittance. No firm number has been set at this time but having sick time equal to 25% to 50% of the total number of

sick days accrued by the officer since the date of first employment with the City or 30/40/50 accumulated sick days in an officer's sick leave account will certainly be discussed. The reasoning is simple in that attracting and retaining officers that have sensibly accrued 100 to 150 days is important. An officer that blows through his annual allotment by June every year would be a disincentive to join for those having accrued 10 times that. Attempting to eliminate abuse of the benefit is of great concern.

Any number of days that are required will certainly take into account the number of years an individual has on the job along with any extenuating circumstances or more recent hardships affecting the number of days in that officer's account. The Bank is meant to assist those who have a cata-

strophic illness or injury and need treatment for prolonged incapacity and rehabilitation.

Existing sick banks in the Department allow for 30 to 60 days to be granted in any given calendar year...the BPPA would be looking for more flexibility regarding the maximum number of days per year and in some cases maybe up to a calendar year.

Medical documentation from a licensed health care provider will be required. Any time donated will not adversely affect the annual buyback of sick time.

Another important issue is capping the number of days once the Bank has hit an acknowledged sum i.e. the number could be a 1,000 or 1,500 days...if on December 31<sup>st</sup> of any given year the Bank has a greater number of days than required there would be no contribution in that year and the donation

of a day would not be revisited till the following year. The reason for capping is obvious in that it would limit any surplus and allow members to keep their benefits.

A Sick Leave Bank Committee would be appointed and be equally representative of both the Department and the BPPA with the Union having final say on certain tiebreakers and agreed on issues needing a committee vote for acceptance. Many members have on more than one occasion donated time to their co-workers. In quite a few cases the individual officer was assigned to a small unit necessitating a department wide request for assistance. Some individuals may have contributed a half dozen days based on their assignment or relationships over the last few years. This Sick Leave Bank is long overdue and would allow for a more equitable way to assist our members. Be vigilant on details.

**Boston Police Department's Honor Guard at the dedication of the Roy Sergei plaque at D-4 9/23/1988**



## The rumors stop here

*(continued from page A2)*

ZENSHIP in a REPUBLIC;" "It is not the critic who counts; not the man who points out how the strong man stumbles, or where the doer of deeds could have done them better. The credit belongs to the man who is actually in the arena, whose face is marred by dust sweat and blood; who strives valiantly; who errs, and comes up short again and again, because there is no effort without error and shortcoming; but who does actually strive to do the deeds; who knows the great enthusiasms, the great devotions; who spends himself in a worthy cause; who at best knows in the end the triumph of high achievement, and who at worst, if he fails, at least fails while daring greatly, so that his place shall never be with those cold and timid souls who know neither victory or defeat."



# Jurisdiction issues: We're just asking for a little protection

To all of our members and friends, I open this article with a customary, I hope all is well. Next, I hope you all had a great summer and spent some quality time with your families or just took it easy and de-stressed for the upcoming winter.

Over the past few weeks you the membership have probably heard rumors of how the BPPA is trying to take over the jurisdiction of the Seaport property from the State Police located on District 06. These rumors are false. What the union is trying to do with the help of the Mayor (*yes, the Mayor*) and the hard work of our legislative agent is give the City of Boston's Police Department concurrent jurisdiction with the State Police down at the Seaport district.

As of right now, on Massport leased or owned land, our arrest powers are dimin-

ished and we are fair game for possible litigation, not to mention the hindrance to that community's overall personal safety. The State Police oppose this action, stating that they want to keep their jurisdiction. We are not taking anything. This in my opinion is a no brainer. All we are getting is language through the legislature protecting our members from lawsuits and protecting the public from any possible harm. It is absurd to think that a Boston Police Officer does not have jurisdiction or the right of arrest in a community that he or she may have to respond to in times of emergency. It's the City of Boston and our arm patch and badge says Boston. Our Mayor, along with members of the command staff (*yes, the command staff*) sees a potential problem, and believe it or not, that is why we have combined ef-

orts with them to resolve this headache. Massport fails to tell the citizens of Boston how it operates as an independent entity in the city, acquiring huge tracks of land for profit that have no tax burden and virtually excludes our elected officials from any input on proposed projects (sort of like the BRA). The parks and playgrounds they build are nice, but they don't pay the heating bills in our school system. The last I heard South Boston, is still located in the City of Boston. When something goes wrong in or around this property it is our Mayor and his police force, who are our members, that will respond to the emergency phone calls and answer to the community.

To our brothers and sisters in the State Police who I have the utmost respect for,

we are not trying to push you out of any work, we just want to protect the community we serve and the members we represent. God forbid a criminal or terrorist is arrested, then set free due to a technicality of law. To our astute lawmakers on Beacon Hill, the Seaport community and our membership are asking for a little protection and a thank you to State Representative **Brian Wallace** of South Boston for advocating the interests of the BPPA.

As far as acquiring a new home for the BPPA – This topic and process has changed several times over the past few weeks due to the proposed buyer of the Shetland Street property backing off his original proposal. It has been on and off. The leadership along with the building committee will give a more detailed report if or when something happens. As of right now talks and the move have stalled.

Scholarship raffle applications are now available you can get them at the union hall, the guard rooms or on line at the BPPA's web page. We will be giving away 40 one thousand dollar scholarships. Your child need not be enrolled in a private school to be a recipient. If your child wins one and they do not attend a tuition school, you will have to set up a 529 plan and I can help you with that. All applications must be submitted by November 16, 2007 by the end of the business day to the union to qualify.

A few housekeeping issues – remember be very cognizant of your appearance when you are performing a paid detail. Make sure you have your hat, duty gun belt and a reflective traffic belt if you are performing an outside traffic detail. Detail supervisors are being told to enforce this rule and regulation by headquarters. The department is adamant about this subject.

Remember when you stop a motor vehicle, group or just a person, call off on it and let operations know about the stop. Written reprimands are being handed down for this violation, also do not forget to do the F.I.O. and other related paperwork if need be.

Last but not least, if you are assisting any outside agency within the city limits, call off and let operations know about the incident and if need be take a few minutes and write a report. It appears that a few of the campus police agencies are working beyond the scope of their authority. If you see such an incident, write the incident report and then a form 26 to your captain and then fax it to the union at 617-989-2779 we the union leadership want to know.

I would like to thank State Treasurer Tim Cahill's office and Matt Tosh from Ameriprise for contributing to this issue. Finally, I say farewell for now. Remember watch each other's backs and keep your guard up.

## SMART Plan Update for BPPA



### What long-term investors know about market volatility

It was a bumpy ride in the stock market in late summer, with sudden market changes making headlines.

Some investors reacted by withdrawing investments, hoping to avoid losses by reinvesting later. But market timing doesn't work, since even the experts can't predict when, or how much, securities markets will rise and fall.

History shows that during every 10-year rolling period from 1960-2006, investors who remained in the stock market realized a gain. In fact, market timers who sat on the sidelines and missed the market's best days made a very costly mistake.

To get the facts, read "Stay Focused," a special report on [www.mass-smart.com](http://www.mass-smart.com). Then consider two strategies that long-term investors use to protect against the market's temporary declines:

1. Ignore market timing.
  2. Diversify.
1. Ignore market timing. Retirement is a long-term goal. So expect short-term changes in the market, but plan and invest for the long-term.
  2. Diversify. Make sure your portfolio includes investments in various asset classes. Since each asset class will respond differently to market volatility, diversifying your portfolio may reduce risk, smooth out volatility and increase opportunities for growth.

There are two ways to diversify with the Massachusetts Deferred Compensation SMART Plan:

- Leave it to the investment professionals at AllianceBernstein with the SMARTPath Retirement Funds<sup>SM</sup>.<sup>1</sup>
- Build and monitor your own investment portfolio. Set up a meeting with your local representative, Annmarie Crawford and take advantage of the no cost asset allocation service.

Diversification is an important tool that may help you stick to your investment strategy when markets shift. So when occasional downturns occur, don't panic. Just make sure your investment allocation is in line with your tolerance for risk and long-term retirement goal – and stay focused.<sup>2</sup>

### Take Action

If you are not a participant in the SMART Plan, set up an enrollment meeting today. If you are already enrolled in the Plan, consider increasing your contribution or fine-tuning your investment mix.

Contact your plan representative, Annmarie Crawford at 781-768-4805 or [annmarie.crawford@us.ing.com](mailto:annmarie.crawford@us.ing.com) to learn more about diversifying your investment portfolio. If appropriate, take the actions necessary to change your current investment strategy.

<sup>1</sup>AllianceBernstein is an independent investment advisor, and is not a corporate affiliate of ING Financial Advisers, LLC. Other investment companies manage the underlying investments of these structured funds. Please refer to the fund fact sheets available at [www.mass-smart.com](http://www.mass-smart.com) for additional details.

<sup>2</sup>Diversification does not ensure a profit or protection against loss.

The SMARTPath Retirement Funds are structured funds. These funds are not a registered investment company, and interests in the funds have not been registered with the Securities and Exchange Commission. They are only available to eligible participants in the Massachusetts Deferred Compensation SMART Plan, which is a qualified retirement program.

– Courtesy of Tracy Prouty



# The fiscal problems of the Commonwealth can be solved by the elimination of Paid Details Are you kidding me?!?!?

**E**very year, when the summer comes to an end and the leaves begin to turn their beautiful colors, the local newspapers never disappoint us with the annual attack on the dreaded Paid Detail System. As I'm sure you have all read, the fiscal problems of the Commonwealth of Massa-

chusetts can be solved, once and for all, on (yep, you guessed it) the elimination of Paid Details.

decrease the presence of professional uniformed Police Officer in our neighborhoods. On any given day, the City of Boston benefits from the presence of hundreds of uniformed Boston Police Officers working Paid Details. These Officers are not only a visible deterrent in preventing crime but are

Another example occurred last week as well when an Officer, performing a Paid Detail, observed a vehicle that was wanted in connection with a shooting, which had happened just moments before. The Officer was able to hold up traffic, thus eliminating any avenue of escape. The Officer's actions

led to the arrest of three individuals, who had just shot someone in the face, and the seizure of the firearm used in that assault.

Some will say that these are isolated incidents. Well, that's just not true. Two weeks ago, four Officers from Area D, from two different detail sites, were notified that there was man hanging from a roof. All four Detail Officers immediately responded to a building on Tremont St where they observed a man hanging from a broken harness. Without a moment's hesi-

the great work being done by Detail Officers at no cost to the taxpayers. The notion that the elimination of Paid Details will result in savings to the citizens is ridiculous. The major energy suppliers in this region (IE: Nstar and Keyspan) argued, successfully that de-regulating energy costs would lead to major savings for their customers. I can tell you that the only change in my monthly utility bills was a substantial increase. It seems that every month, my Comcast bill gets a little higher and I don't see Comcast hiring details like they did years ago. When are those savings going to be passed onto customers? Though the CEO's of these huge companies may not like the idea of Paid Details, you can be sure that the majority of their line employees want them.

What the newspapers don't report, either intentionally or through lack of research, is that the use of flagmen will not save the Commonwealth, nor the Cities and Towns, one red cent. Why? Because Massachusetts is a prevailing wages state. That means that any worker on a construction project who performs the job as a "Flagger and Signaler" must be paid at the prevailing wage.

The most recent analysis, submitted by Mitt Romney appointee **Steve Silveria**, is that the Commonwealth, which needs about \$20 billion to fix the infrastructure for the state's roads and bridges, should replace Police Officers and State Troopers on details with flagmen. Great idea, right? Hire lower paid people to wave an orange flag at construction sites and save the State and Cities money. Makes perfect sense.

**WRONG.** What the newspapers don't report, either intentionally or through lack of research, is that the use of flagmen will not save the Commonwealth, nor the Cities and Towns, one red cent. Why? Because Massachusetts is a prevailing wages state. That means that any worker on a construction project who performs the job as a "Flagger and Signaler" must be paid at the prevailing wage. According to MGL c.149 s27b, a flagman would have to be paid \$37 an hour. That's \$37 an hour before health care costs, before any pension or annuity obligations, and before any additional insurance requirements. Add those costs into the hourly rate and they are certainly higher than the \$37 an hour that a Police Officer *may* be eligible for. Now, if the work day exceeds eight hours or they have to work on a Saturday, that same laborer would be eligible for an overtime rate of about \$52 dollars and hour. Working on a Sunday would make them eligible for double time, about \$65 an hour. So it's clear that the use of flagmen, in the Commonwealth of Massachusetts isn't cost effective to the taxpayers and would only

many times the very Officers that are first on the scene when incidents occur. There have been hundreds of on site arrests made by our members while they were performing Paid Details. Dozens of those arrests have involved the seizures of firearms and serious crimes such as Armed Robberies and serious Assaults. Those arrests are in addition to the many medical assists that our members perform while on Details.

A perfect example of how the public benefits from the Paid Detail system occurred on September 21<sup>st</sup>, when two Boston Police Officers performing a paid detail in East Boston, monitored a description that was broadcasted over Channel 2 for an individual wanted in connection with a Sexual Assault. These Detail Officers spotted someone matching the description and were able to detain him until the victim arrived and positively identified him as the suspect. The individual was placed under arrest for that crime and is very likely the same individual who is responsible for a number of other sexual assaults that have plagued East Boston. The department has been conducting an intensive investigation and searching for this suspect for the past few weeks. How he'd get caught? Two cops doing their job while on a detail.

tation, they were able to force open a roof door and get to the roof and successfully pulled the worker to safety and saved him from serious injury.

These incidents are a small example of

On any given day, the City of Boston benefits from the presence of hundreds of uniformed Boston Police Officers working Paid Details. These Officers are not only a visible deterrent in preventing crime but are many times the very Officers that are first on the scene when incidents occur. There have been hundreds of on site arrests made by our members while they were performing Paid Details. Dozens of those arrests have involved the seizures of firearms and serious crimes such as Armed Robberies and serious Assaults. Those arrests are in addition to the many medical assists that our members perform while on Details.

These details involved NStar having to enter homes and turn off service due to lack of payment. We all know that anytime you enter someone's home for any reason, never mind to turn off their power, can be a dicey situation. The Local 369 members had serious concerns for their safety, when entering these homes, without the presence of a uniformed Police Officer. Local 369 objected to the new practice but were told that because the Deputy Sheriffs, in addition to being armed, were also constables and that they could serve two functions for the price of one. Well it wasn't long until an elderly woman called 911 to report that her home was being broken into and guys from Area B3 arrived. What they found was one of these Deputy Sheriffs inside the home and not in uniform. The situation could have turned tragic if not for the professionalism of the responding Officers due to the Deputy Sheriff's failure to make himself known to the Officers. After that incident, members of Local 369 refused to perform the work until the Boston Police were re-assigned to the detail and they were. I'm sure that a survey of workers, who are doing construction in certain neighborhoods, would clearly

*(continued on page A7)*

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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

"Flynn Insurance is like Cheers - where everybody knows your name. They treat you like you're part of the family and even answer their own phones!"  
- Bobby Murphy, EMT,  
Boston EMS

## Members to vote on a dues assessment for the National Law Enforcement Museum

**A**t the February 2006 meeting, The BPPA House of Representatives voted to pledge a total of \$100,000, over the course of four years, towards the building of the National Law Enforcement Museum (NLEM) in Washington, DC.

The NLEM was authorized by Public Law in 2000 by President William Clinton. The campaign to raise funds for the Museum is called a *Matter of Honor* has raised over \$30 million to date.

The Museum, which is scheduled to open in 2011, is located across the street from the National Law Enforcement Officers Memorial. It will be a 90,000 square foot Museum dedicated to the profession of law enforcement and will include a Hall of Remembrance, which will honor those officers who have made the ultimate sacrifice.

At the February 2006 meeting, the House of Representatives made a second motion relative to a dues assessment of \$20 a year per member. That motion, which passed with two Representatives opposed, called for the Reps to go back to their members with this information and that it would be voted on at the March 2006 meeting.

At the March 2006 meeting, the House of Representatives voted on the motion and it passed with one Representative opposed. Attached to that motion was that the Treasurer would make every effort to have the assessment come out when the uniform allowance was paid in order to minimize any potential financial hardship.

When the 2007 clothing allowance was put into the payroll the \$20 dues assessment came out and many members were upset with the deduction. Article XIII of BPPA By-Laws allows for an assessment to be made but, in this case, the proper notifications were not made. We apologized then and we apologize now for failing to make the notifications. It was not done maliciously or intentionally, it was simply a mistake and we understood why people were upset. Many members felt that they were not made aware of the assessment.

The dues assessment was returned to each member as soon as possible and no further assessments have been made, which brings me to the topic at hand.

In compliance with the Motions of the House of Representatives and the By Laws of the BPPA, I am notifying all members that on November 28<sup>th</sup>, 2007 at 1:00pm there will be an open Special Meeting of the membership. The meeting will take place at the BPPA's offices (9-11 Shetland St., Roxbury, Ma.).

On December 14<sup>th</sup>, 2007, from 7:00am to 7:00pm, there will be a vote of the membership on the issue of a \$20 yearly dues assessment that will be assessed for four years. This assessment will be used to fund the BPPA's pledge of \$100,000 to the National Law Enforcement Museum. A majority of those voting shall constitute ratification or defeat. The vote will take place at the BPPA's offices (9-11 Shetland St., Roxbury, Ma.)

Again, we apologize for the way that the assessment was originally done and we hope that now that you have the information about the Museum you will support this worthy endeavor. The National Law Enforcement Museum will be a great tribute to Police Officers everywhere.

*Fraternally,*

*Jay Broderick  
Secretary,*

*Boston Police Patrolmen's Association*

## The fiscal problems of the Commonwealth can be eliminated by the elimination of Paid Details – Are you kidding me?!?!?

*(continued from page A5)*

show that they want uniformed Boston Police Officers with them, not only for the safety of the public but for their safety as well.

This is not to say that there are not isolated incidents where Paid Details are not being performed in the manner that should be expected. Unfortunately, the nature of the beast is those rare incidents will be reported much more quickly and receive more extensive coverage. The Paid Detail system is a very important benefit. A benefit that

was achieved long before most of us got on this job. We need to protect it. We need to continue to perform these details in the most professional manner possible. The BPPA will continue to explain, at the State House and City Hall, as to why the system works. Please don't give our opponents the ammunition that they are looking for. Keep sending us the reports. The anti-detail folks can attack us with ideas but we'll defend them with facts.

Stay safe.

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SL04/122693 • 11/19/2004

# Eastman Street rioters assault cops, then claim police brutality

By Jim Carnell, Pax Editor

(BPD CC# 070458836)

In yet another example of how the world is upside down, rioters who attacked and assaulted police officers at a party on August 18<sup>th</sup> in Dorchester filed claims of police brutality against the officers who had responded to their own neighbor's repeated calls for police assistance.

The riot/party occurred at 20 Eastman Street in Dorchester. The police had responded not once, not twice, not three times, but **FOUR** times between 6 PM and 11 PM to repeated calls from angry, frustrated neighbors demanding that the loud, obnoxious gathering end. On the fourth occasion of the police responding, officers noted a crowd of approximately 200 people gathered in the driveway, the backyard and the house. Initially denied entry, **Officers Giraldo and Ragland** finally located a **Manuel Cabral** who was instructed to turn down the music and begin the process of having his guests depart. The officers were subsequently surrounded by party participants who shouted at and threatened the officers. Apparently, these ignorant people had

somehow gotten it into their heads that they don't have to obey laws or follow lawful orders of the police, because they began yelling things like "they can't shut the party down...they have to come here at least three times", etc. (*Editor's note:*

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Here at the BPPA, we're dying to see how our accommodating, appeasing Commissioner Davis handles this incident. Will he stand with the cops, or pander to "the community," the activists, and Tanya and her friends?

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*the police had already been there three times previously, idiot, but that's immaterial and irrelevant anyway. We only have to come once, you moron, but I digress...)*

One of the party participants then attacked the officers and a violent struggle began. Officer Ragland sustained injuries to her right wrist and back, and was later transported to the hospital. Additional units responded to the out-of-control mob, who were throwing bottles and debris at

the officers. The crowd repeatedly attacked the officers and engaged officers both verbally and physically. Due to the violent actions of this crowd of scumbags, **all available units from throughout the city were ordered to respond**, leaving

live at that address, and her actions (or lack thereof) are reportedly also under investigation.

Despite the numerous amount of officers assaulted, the scumbags in attendance had the absolute gall to march to police headquarters to file complaints against the police! Said **Tanya Cabral**, described as "a mother of two who was at the party" by the *Boston Herald* (9/19): "We stand by what happened until the day we die."

Tanya and her ilk seem to believe that no law applies to them, and that they can willfully disobey the orders of the police and disrupt the entire neighborhood. She and her friends don't seem to realize or care that it was her own neighbors who called police repeatedly over a span of five hours demanding that the party end. Tanya and Co. don't care that other people have a right to sleep, to peace and quiet, and to be able to use their own home and property without interruption by 200 animals who believe that they own the streets. Complaints were filed by at least five of the friends of Tanya about *how the police conducted themselves* that night, if you can believe it. Tell me Tanya, mother of two, what would you have done if you were in the cop's shoes that night?

But has anyone from headquarters come out publicly and supported the officers. **NO** - the silence has been deafening. According to our politically correct department, "the matter is under investigation." Here at the BPPA, we're dying to see how our accommodating, appeasing Commissioner Davis handles this incident. Will he stand with the cops, or pander to "the community," the activists, and Tanya and her friends? We await the results of "the investigation."

## "Peace activist/crime fighter" Isaura Mendes arrested

(continued from page A1)

both murders were linked to gang and/or drug-related shootings and both sons were well known to local police. Despite this, Isaura captured the media's attention as a "peace activist," and was often seen on TV criticizing the police for not doing enough to stop crime in her neighborhood.

But as reported in the *Boston Herald* of August 28<sup>th</sup>, 2007, Isaura was arrested for assaulting a police officer who had attempted to arrest her grandson, **Joao Vicente**, 18, who had been handcuffed and placed in the back of a police wagon. Joao was being arrested "for witness intimidation and for allegedly flashing a gun, later found to be a BB gun, at a neighbor."

Isaura (according to her own public statements) "stood in the street and said "I won't let you leave until you let me know what is happening to my grandson." "[She] then started yelling obscenities, and struck an officer with a wad of keys, kicked another, and planted herself in the middle of the street, refusing to budge unless she could talk to her grandson." Par for the course, Mendes "claimed she was roughed up during the arrest." How disgustingly typical....

Mendes is among the large contingent of local residents who on the one hand love to criticize the police for "not doing enough about crime" while simultaneously being responsible for the very problems they are publicly complaining about. Her "family" (for lack of the more appropriate term which I am prone to employ), is largely responsible for the very problems she sticks her face into the TV cameras to complain about.

They are routinely involved in the drug trade, shootings, robberies, and other criminal incidents that plague the very neighborhood she herself lives in. But somehow, somehow, politicians flock to her for the monthly hilarious candlelight vigils in which she appears dressed as a "peace activist."

Again quoting from the *Herald*: "The arrest of her grandson came just three days after the death of her nephew **Chis Carvalho**, who was paralyzed four years ago in a gang-related shooting." Geez, not that it matters, but I wonder how much in government benefits, medical expenses, free lawyer costs, immigration appeals for illegal relatives, free housing, food stamps, welfare checks, prison costs and a host of other expenses Isaura and her family have cost American taxpayers? Want to take a guess how much this phony "peace activist" and her family have drained from those of us who work for a living? Does anyone remember the name "**Claribel Ventura**", whose "family" was (thankfully) exposed by a *Boston Globe* spotlight team report in 1994, or have we all conveniently forgotten?

Hopefully, this incident will put the lie to Isaura's façade posing a peace activist. But more than likely, fraudulent politicians will continue to flock to her candlelight vigils and annual Mother's Day marches for the TV attention they invariably bring. But the street cops who work in Area B-2 and C-11 know Isaura and her family for what they truly are; and that is, the proximate cause of what they purport to complain about.

other neighborhoods unprotected and shorthanded. In addition to the injury received by Officer Ragland, **Officer Giraldo** was struck in the chest with a beer bottle, **Officer Holder** was kicked in the chest by one **Tanisha Brown** of 12 Groom Street, Dorchester, who left her foot impression on his uniform shirt, Officer Rodrigues was struck in the head by one **Catia Rodrigues** of 112 George Street, Roxbury (*no relation, I'm sure*) and **Officer Borges** was struck in the nose/face area by one **Gregory Tavares** of 78 Belden Street, Dorchester, causing profuse bleeding. Also, **Officers Wosny and Smigielski** were assaulted by **Kenroy Ramsay** of 20 Eastman Street (*party address*). Others arrested included **Nydra Martin** of 224 Seaver Street, Roxbury, **Miguel Fernandes** of 16 Langdon Street, Dorchester, **Manuel Cabral** of 20 Eastman Street, and **Nelson Miranda** of 56 Belden Street, Dorchester. There was also information that at least one guest had armed himself with a gun, and that "an off-duty Boston police officer lived at that address." It was determined that in fact an off-duty officer did

## Theodore Roosevelt Association Police Award

The Theodore Roosevelt Association (TRA) was founded in 1919 to promote the ideals of perseverance and professionalism as exemplified by President Theodore Roosevelt. In 1983, the TRA established the Police Award program in several other cities, including Boston.

After the submission deadline had passed, a meeting was convened by the Roosevelt Committee and they have decided to recognize:

**Police Officer Richard Harrington of District D-4**  
**Police Officer Terry Cotton of the Drug Control Unit.**

The Boston Police Patrolmen's Association is very proud of each of them and congratulates them on being honored with this prestigious award.

The Roosevelt Committee has scheduled the Award Ceremony to take place on Thursday, October 25<sup>th</sup> at 5:00 p.m., in the Ancient and Honorable Artillery Company of Massachusetts Room at Faneuil Hall.

# Prevailing Wage Rates

As determined by the Commissioner of the Department of Occupational Safety, Massachusetts Division of Labor, under the provisions of Massachusetts General Laws, Chapter 149, Sections 26 to 28H

Classification	Effective Dates and Total Rates							
(2 AXLE) DRIVER – EQUIPMENT	6/1/2007	\$39.860	12/1/2007	\$40.810	6/1/2008	\$41.310	12/1/2008	\$42.260
(3 AXLE) DRIVER – EQUIPMENT	6/1/2007	\$39.930	12/1/2007	\$40.880	6/1/2008	\$41.380	12/1/2008	\$42.330
(4 & 5 AXLE) DRIVER – EQUIPMENT	6/1/2007	\$40.050	12/1/2007	\$41.000	6/1/2008	\$41.500	12/1/2008	\$42.450
ADS/SUBMERSIBLE PILOT	9/1/2007	\$94.570						
A1RTRACK OPERATOR	6/1/2007	\$42.550	12/1/2007	\$43.650	5/31/2008	\$44.150		
ASBESTOS REMOVER – PIPE / MECH. EQUIPT.	6/1/2006	\$33.550	6/1/2006	\$32.550	12/1/2007	\$34.400		
ASPHALT RAKER	6/1/2007	\$42.050	12/1/2007	\$43.150	5/31/2008	\$43.650		
ASPHALT/CONCRETE/CRUSHER PLANT – ON SITE	6/1/2007	\$53.190	12/1/2007	\$54.590				
BACKHOE/FRONT-END LOADER	6/1/2007	\$53.190	12/1/2007	\$54.590				
BARCO-TYPE JUMPING TAMPER	6/1/2007	\$42.050	12/1/2007	\$43.150	5/31/2008	\$43.650		
BLOCK PAVER, RAMMER / CURB SETTER	6/1/2007	\$42.550	12/1/2007	\$43.650	5/31/2008	\$44.150		
BOILERMAKER	10/1/2006	\$51.300	10/1/2007	\$53.390	10/1/2008	\$55.740		
BRICK/STONE/ARTIFICIAL MASONRY (INCL. MASONRY WATERPROOFING)	8/1/2007	\$62.190	2/1/2008	\$62.880	8/1/2008	\$64.630	2/1/2009	\$65.320
	8/1/2009	\$67.120	2/1/2010	\$68.010	8/1/2010	\$69.910	2/1/2011	\$70.900
	8/1/2011	\$73.000	2/1/2012	\$73.990				
BULLDOZER/GRADER/SCRAPER	6/1/2007	\$52.900	12/1/2007	\$54.290				
CAISSON & UNDERPINNING BOTTOM MAN	6/1/2007	\$42.750	12/1/2007	\$43.850	5/31/2008	\$44.350		
CAISSON & UNDERPINNING LABORER	6/1/2007	\$41.800	12/1/2007	\$42.900	5/31/2008	\$43.400		
CAISSON & UNDERPINNING TOP MAN	6/1/2007	\$41.800	12/1/2007	\$42.900	5/31/2008	\$43.400		
CARBIDE CORE DRILL OPERATOR	6/1/2007	\$42.050	12/1/2007	\$43.150	5/31/2008	\$43.650		
CARPENTER	9/1/2007	\$54.720	3/1/2008	\$55.870	9/1/2008	\$57.020	3/1/2009	\$58.170
CEMENT MASONRY/PLASTERING	8/1/2007	\$61.020	1/1/2008	\$61.250	2/1/2008	\$61.780	7/1/2008	\$62.010
	8/1/2008	\$63.360	1/1/2009	\$63.580	2/1/2009	\$64.110	8/1/2009	\$65.510
	2/1/2010	\$66.200	8/1/2010	\$67.670	2/1/2011	\$68.440	8/1/2011	\$70.060
	2/1/2012	\$70.830						
CHAIN SAW OPERATOR	6/1/2007	\$42.050	12/1/2007	\$43.150	5/31/2008	\$43.650		
CLAM SHELLS/SLURRY BUCKETS/ HEADING MACHINES	6/1/2007	\$54.190	12/1/2007	\$55.590				
COMPRESSOR OPERATOR	6/1/2007	\$43.980	12/1/2007	\$45.050				
DELEADER (BRIDGE)	7/1/2007	\$57.760	1/1/2008	\$58.910	7/1/2008	\$60.060	1/1/2009	\$61.210
	7/1/2009	\$62.360	1/1/2010	\$63.510				
DEMO: ADZEMAN	6/1/2007	\$41.800	12/1/2007	\$42.900	5/31/2008	\$43.400		
DEMO: BACKHOE/LOADER/ HAMMER OPERATOR	6/1/2007	\$42.800	12/1/2007	\$43.900	5/31/2008	\$44.400		
DEMO: BURNERS	6/1/2007	\$42.550	12/1/2007	\$43.650	5/31/2008	\$44.150		
DEMO: CONCRETE CUTTER/SAWYER	6/1/2007	\$42.800	12/1/2007	\$43.900	5/31/2008	\$44.400		
DEMO: JACKHAMMER OPERATOR	6/1/2007	\$42.550	12/1/2007	\$43.650	5/31/2008	\$44.150		
DEMO: WRECKING LABORER	6/1/2007	\$41.800	12/1/2007	\$42.900	5/31/2008	\$43.400		
DIRECTIONAL DRILL MACHINE OPERATOR	6/1/2007	\$52.900	12/1/2007	\$54.290				
DIVER	9/1/2007	\$70.190						
DIVER TENDER	9/1/2007	\$56.260						
DIVER TENDER (EFFLUENT)	9/1/2007	\$73.670						
DIVER/SLURRY (EFFLUENT)	9/1/2007	\$94.570						
ELECTRICIAN	9/1/2007	\$60.570	3/1/2008	\$61.570	9/1/2008	\$62.800	3/1/2009	\$64.040
	9/1/2009	\$65.280	3/1/2010	\$66.510	9/1/2010	\$67.750	3/1/2011	\$68.990
	1/1/2007	\$58.730						
ELEVATOR CONSTRUCTOR	1/1/2007	\$44.990						
FENCE & GUARD RAIL ERECTOR	6/1/2007	\$42.050	12/1/2007	\$43.150	5/31/2008	\$43.650		
FIELD ENG. – INST. PERSON (BLDG. SITE. HVY. CONST.)	5/1/2007	\$50.740	11/1/2007	\$51.730	5/1/2008	\$53.110		
FIELD ENG. – ROD PERSON (BLDG. SITE. HVY. CONST.)	5/1/2007	\$37.890	11/1/2007	\$38.510	5/1/2008	\$39.370		
FIELD ENG. – CHIEF OF PARTY (BLDG. SITE. HVY. CONST.)	5/1/2007	\$52.050	11/1/2007	\$53.050	5/1/2008	\$54.450		
FIRE ALARM INSTALLER	9/1/2007	\$60.570	3/1/2008	\$61.570	9/1/2008	\$62.800	3/1/2009	\$64.040
	9/1/2009	\$65.280	3/1/2010	\$66.510	9/1/2010	\$67.750	3/1/2011	\$68.990
FIRE ALARM REPAIR / MAINTENANCE	9/1/2007	\$49.200						
FIREMAN (ASST. ENGINEER)	6/1/2007	\$48.190	12/1/2007	\$49.400				
<b>FLAGGER &amp; SIGNALER</b>	<b>6/1/2007</b>	<b>\$35.900</b>	<b>12/1/2007</b>	<b>\$37.000</b>	<b>5/31/2008</b>	<b>\$37.500</b>		
FLOORCOVERER	9/1/2007	\$54.960	3/1/2008	\$56.130	9/1/2008	\$57.300	3/1/2009	\$58.470
FORK LIFT/CHERRY PICKER	6/1/2007	\$53.190	12/1/2007	\$54.590				
GENERATOR/LIGHTING PLANT/HEATERS	6/1/2007	\$43.980	12/1/2007	\$45.050				
GLAZIER (GLASS PLANK/AIR BARRIER/ INTERIOR SYSTEMS)	7/1/2007	\$53.050	1/1/2008	\$54.200	7/1/2008	\$55.350	1/1/2009	\$56.500
	7/1/2009	\$57.650	1/1/2010	\$58.800				
HOISTING ENGINEER/CRANES/GRADALLS	6/1/2007	\$53.190	12/1/2007	\$54.590				
HVAC (DUCTWORK)	8/1/2007	\$58.110	2/1/2008	\$59.230	8/1/2008	\$60.360	2/1/2009	\$61.480
	8/1/2009	\$62.730	2/1/2010	\$63.980				
HVAC (ELECTRICAL CONTROLS)	9/1/2007	\$60.570	3/1/2008	\$61.570	9/1/2008	\$62.800	3/1/2009	\$64.040
	9/1/2009	\$65.280	3/1/2010	\$66.510	9/1/2010	\$67.750	3/1/2011	\$68.990
HVAC (PIPE)	9/1/2007	\$61.730	3/1/2008	\$62.980	9/1/2008	\$64.480	3/1/2009	\$65.730
	9/1/2009	\$67.230	3/1/2010	\$68.480				
HVAC (TESTING AND BALANCING – AIR)	8/1/2007	\$58.110	2/1/2008	\$59.230	8/1/2008	\$60.360	2/1/2009	\$61.480
	8/1/2009	\$62.730	2/1/2010	\$63.980				
HVAC (TESTING AND BALANCING – WATER)	9/1/2007	\$61.730	3/1/2008	\$62.980	9/1/2008	\$64.480	3/1/2009	\$65.730
	9/1/2009	\$67.230	3/1/2010	\$68.480				
HYDRAULIC DRILLS	6/1/2007	\$42.550	12/1/2007	\$43.650	5/31/2008	\$44.150		
INSULATOR (PIPES & TANKS)	9/1/2007	\$54.660	9/1/2008	\$56.860	9/1/2009	\$59.260	9/1/2010	\$61.660
IRONWORKER/WELDER	3/16/2007	\$53.040						
JACKHAMMER & PAVING BREAKER OPERATOR	6/1/2007	\$42.050	12/1/2007	\$43.150	5/31/2008	\$43.650		
<b>LABORER</b>	<b>6/1/2007</b>	<b>\$41.800</b>	<b>12/1/2007</b>	<b>\$42.900</b>	<b>5/31/2008</b>	<b>\$43.400</b>		
LABORER: CARPENTER TENDER	6/1/2007	\$41.800	12/1/2007	\$42.900	5/31/2008	\$43.400		
LABORER: CEMENT FINISHER TENDER	6/1/2007	\$41.800	12/1/2007	\$42.900	5/31/2008	\$43.400		
LABORER: HAZARDOUS WASTE/ ASBESTOS REMOVER	6/1/2007	\$41.800	12/1/2007	\$42.900	5/31/2008	\$43.400		

Classification	Effective Dates and Total Rates							
LABORER: MASON TENDER	6/1/2007	\$42.050	12/1/2007	\$43.150	5/31/2008	\$43.650		
LABORER: MULTI-TRADE TENDER	6/1/2007	\$41.800	12/1/2007	\$42.900	5/31/2008	\$43.400		
LABORER: TREE REMOVER	6/1/2007	\$41.800	12/1/2007	\$42.900	5/31/2008	\$43.400		
LASER BEAM OPERATOR	6/1/2007	\$42.050	12/1/2007	\$43.150	5/31/2008	\$43.650		
MARBLE & TILE FINISHERS	8/1/2007	\$52.300	2/1/2008	\$52.850	8/1/2008	\$54.250	2/1/2009	\$54.800
	8/1/2009	\$56.240	2/1/2010	\$56.950	8/1/2010	\$58.470	2/1/2011	\$59.270
	8/1/2011	\$60.950	2/1/2012	\$61.740				
MARBLE MASONS, TILELAYERS & TERRAZZO MECH.	8/1/2007	\$62.230	2/1/2008	\$62.920	8/1/2008	\$64.670	2/1/2009	\$65.360
	8/1/2009	\$67.160	2/1/2010	\$68.050	8/1/2010	\$69.950	2/1/2011	\$70.940
	8/1/2011	\$73.040	2/1/2012	\$74.030				
MECH. SWEEPER OPERATOR (NON-CONSTRUCTION)	7/1/2006	\$25.570						
MECH. SWEEPER OPERATOR (ON CONST. SITES)	6/1/2007	\$52.900	12/1/2007	\$54.290				
MECHANICS MAINTENANCE	6/1/2007	\$52.900	12/1/2007	\$54.290				
MILLWRIGHT (Zone 1)	9/1/2007	\$50.900	3/1/2008	\$52.050	9/1/2008	\$53.200	3/1/2009	\$54.400
MORTAR MIXER	6/1/2007	\$42.050	12/1/2007	\$43.150	5/31/2008	\$43.650		
OILER								
(OTHER THAN TRUCKS, CRANES, GRADALLS)	6/1/2007	\$38.670	12/1/2007	\$39.540				
OILER (TRUCKS, CRANES, GRADALLS)	6/1/2007	\$41.250	12/1/2007	\$42.210				
OTHER POWER DRIVEN EQUIPMENT, CLASS II	6/1/2007	\$52.900	12/1/2007	\$54.290				
PAINTER (BRIDGES/TANKS)	7/1/2007	\$57.760	1/1/2008	\$58.910	7/1/2008	\$60.060	1/1/2009	\$61.210
	7/1/2009	\$62.360	1/1/2010	\$63.510				
PAINTER (SPRAY OR SANDBLAST, NEW) *	7/1/2007	\$54.450	1/1/2008	\$55.600	7/1/2008	\$56.750	1/1/2009	\$57.900
	7/1/2009	\$59.090	1/1/2010	\$60.200				
PAINTER (SPRAY OR SANDBLAST, REPAINT)	7/1/2007	\$52.510	1/1/2008	\$53.660	7/1/2008	\$54.810	1/1/2009	\$55.960
	7/1/2009	\$57.110	1/1/2010	\$58.260				
PAINTER (TRAFFIC MARKINGS)	6/1/2007	\$41.800	12/1/2007	\$42.900	5/31/2008	\$43.400		
PAINTER / TAPER (BRUSH, NEW) *	7/1/2007	\$53.060	1/1/2008	\$54.200	7/1/2008	\$55.350	1/1/2009	\$56.500
	7/1/2009	\$57.650	1/1/2010	\$58.800				
PAINTER / TAPER (BRUSH, REPAINT)	7/1/2007	\$51.110	1/1/2008	\$52.260	7/1/2008	\$53.410	1/1/2009	\$54.560
	7/1/2009	\$55.710	1/1/2010	\$56.860				
PANEL & PICKUP TRUCKS DRIVER	6/1/2007	\$39.690	12/1/2007	\$40.640	6/1/2008	\$41.140	12/1/2008	\$42.090
PIER AND DOCK CONSTRUCTOR (UNDERPINNING AND DECK)	9/1/2007	\$56.260						
PILE DRIVER	9/1/2007	\$56.260						
PIPEFITTER & STEAMFITTER	9/1/2007	\$61.730	3/1/2008	\$62.980	9/1/2008	\$64.480	3/1/2009	\$65.730
	9/1/2009	\$67.230	3/1/2010	\$68.480				
PIPELAYER	6/1/2007	\$42.050	12/1/2007	\$43.150	5/31/2008	\$43.650		
PLUMBERS & GASFITTERS	9/1/2007	\$61.750	3/1/2008	\$63.000				

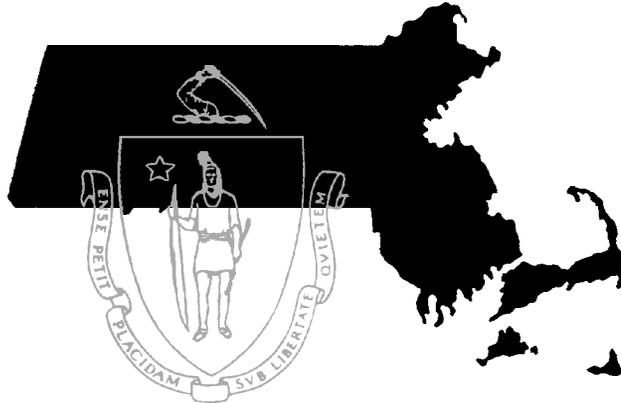
## The myth of the "minimum wage flagman"

(continued from page A1)

unions in general and Boston police officers in particular) and *Globe* editorial writer **Renne' Loth** (a screeching liberal who also hates cops) continue to perpetrate the myth that police officers could be replaced by minimum wage flagmen saving the taxpayers "\$100 million per year." The *Pax* and BPPA officers have repeatedly written to both newspapers demanding attention to the existing facts, but with only limited success (an abbreviated, dismembered letter to the editor printed in the *Herald*, and nothing in the *Globe*).

For the benefit of our members, their families, and our supporters and readers, the actual copies of the prevailing wage rates taken verbatim from the Massachusetts Department of Labor are reprinted on page A10 in this issue of the *Pax*. Of course, in order to refute these facts, our detractors would also have to be opposed to the prevailing wage law in general, which would negatively affect virtually ALL of the building trades and unionized workers in Massachusetts. Therefore, it is unlikely that the facts about the rates paid to flagmen will be publicized by either the *Globe* or the *Herald*, both of whom claim (in different forms) to represent the interests of the blue-collar workingman (although neither truly does).

But the facts are the facts: **flagmen would cost significantly more than police officers while reducing the number of police on the street.** If, when and wherever the myth of the "minimum-wage flagmen saving the taxpayers \$100 million per year" raises its false head, whether in the print or electronic media, don't be shy about calling or writing those spreading lies and confronting them with the truth.



### THE BOSTON POLICE DEPARTMENT PEER SUPPORT UNIT

We are a peer-driven support program for police officers and their families.

Our program is strictly confidential and is available to all police officers and their families.

Group or individual help with handling family and life issues, alcohol, drugs, anger and domestic issues.

Referral for specialist as needed.

**251 River Street, Mattapan, MA 02126**  
**Office: 617-598-7888 (Mon.-Fri. 9 to 5)**  
**Off-Hours, On-Call Peer Counselor:**  
**617-343-4680**

Sometimes even we need a little help from our friends!

# Will you outlive your assets?

**B**efore you retire, take the time to figure out just how much money you'll need for retirement. One of the biggest concerns for retirees is whether their retirement savings will last the rest of their lives – will they run out of money? Whether you might run out of money hinges upon several factors; how much money you've saved, how long you need your savings to last, and how quickly you spend your money, to name a few. You'll be better off if you can tackle these issues before retirement by maximizing your retirement nest egg. But, if you are entering retirement and you still have concerns about making your savings last, there are several steps you can take even at this late date. The following are tips and ideas to help make sure you don't outlive your money.

### Manage IRA distributions carefully

**Y**our investment portfolio will likely be one of your major sources of retirement income. As such, it is important to make sure that your level of risk, your choice of investment vehicles, and your asset allocation are appropriate considering your long-term objectives. While you don't want to lose your investment principal, you also don't want to lose out to inflation. A review of your investment portfolio is essential in determining whether your money will last.

If you're trying to stretch your savings, you'll want to withdraw money from your IRA as slowly as possible. Not only will this conserve the principal balance, but it will also give your IRA funds the opportunity to continue growing tax deferred during your retirement years. However, bear in mind that you must start taking required minimum distributions (RMDs) from traditional IRAs (but not Roth IRAs) after age 70-1/2.

### Use caution when spending down your investment principal

**D**on't assume you'll be able to live on the earnings from your investment portfolio and your retirement account for the rest of your life. At some point, you will probably have to start drawing on the principal. You'll want to be careful not to spend too much too soon. This can be a great temptation particularly early in your retirement, because the tendency is to travel extensively and buy the things you couldn't afford during your working years. A good guideline is to make sure you don't spend more than 5 percent of your principal during the first five years of retirement. If you whittle away your principal too

quickly, you won't be able to earn enough on the remaining principal to carry you through the later years.

### Basic rules of investment still apply during retirement

**A**lthough you will undoubtedly make changes to your investment portfolio as you reach retirement age, you should still bear in mind the basic rules of investing. Diversification and asset allocation remain important as you make the transition from accumulation to utilization.

Matthew F. Tosh,  
Chartered Retirement Planning Counselor  
Financial Advisor  
Ameriprise Financial  
(617) 580-4203

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## 2007 George L. Hanna Awards for Bravery

**T**he BPPA would like to congratulate our members who were selected to receive recognition at the 2007 George L. Hanna Memorial Awards for Bravery.

They will be honored, along with other members of the Boston Police Department and Officers from across the Commonwealth, at a ceremony to be held at the State House at a later date. The ceremony was scheduled for October 5<sup>th</sup> but was cancelled due to the death of former State Representative Kevin Fitzgerald.

PO Brian Guilfoyle  
PO Emanuel Canuto  
PO Richard Medina  
PO Andrew Miskell  
PO Joseph Lomuscio  
PO Lawrence Celester  
PO John Pyne  
PO Donald Wightman  
PO Elice Ratchell  
PO Manuel Blas  
PO James Bowden  
PO Winston DeLeon  
PO Vance Mills  
PO Gregory Brown  
PO Mark Bordley  
PO Joseph Marrero  
PO Edwin Guzman  
PO Stephen Canto  
PO Anthony Cutone

Area C6  
Area C11  
Area C11  
Drug Control Unit  
Special Operations  
Youth Violence Strike Force  
Area C6  
Area C6  
Area C6  
Youth Violence Strike Force  
Area B2  
Area B2

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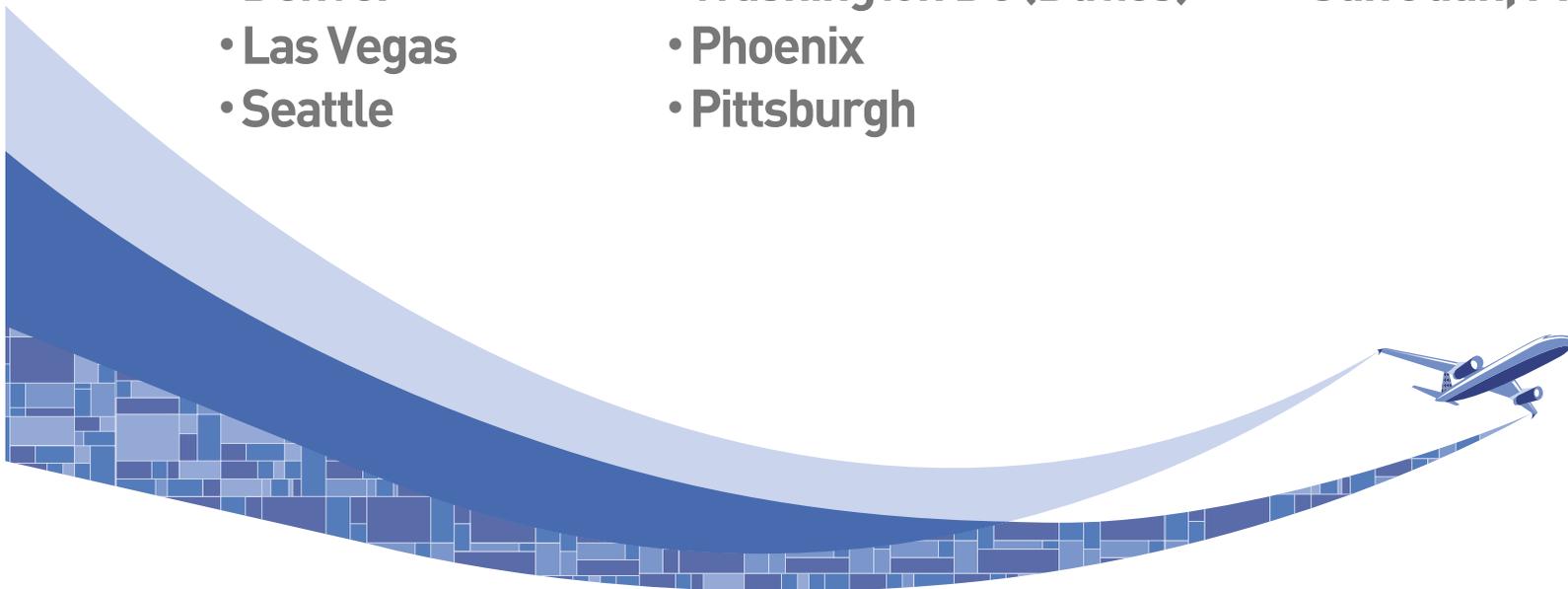
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# NEW BPPA BY-LAWS PROPOSALS

## Boston Police Patrolmen's Association Proposed By-Law Change Form Proposal # 1

Submitted by Patrick Rose (Area C-11)  
Articles and Sections proposed for change:  
Article V, Sections 3, 7, 7(c), 8

### Topic: Duration of elected terms

#### Current By-law Article V

**Section 1.** The government of the Corporation shall be vested in the members of the House of Representatives, and Executive Board chosen therefrom; a President, Vice President, Treasurer and Secretary, and such other officers and agents as may from time to time be appointed by the House of Representatives.

**Section 2.** The House of Representatives shall be no less than three (3) in number and \*no more than the House of Representatives deems, shall fit the needs of the Association. The composition of the House of Representatives may from time to time be determined by the House of Representatives.  
*\*Amended December 13, 1996*

**Section 3.** Members of the House of Representatives shall be elected for a period of two (2) years under Rules and Procedures determined by the House of Representatives.

Members of the Corporation may vote only in their own election and only for candidates for Representatives from their area or unit. No member shall vote in any election other than his or her own. The conduct of the vote in any election shall be administered by persons appointed by the Executive Board, such person to be either an officer of the Corporation or a Representative coming from a different area or unit.

Elections shall be held at least ten (10) but not more than thirty (30) days prior to the annual meeting of members of the Corporation and the results thereof shall be announced, by written report of the Executive Board, to and at such annual meeting and incorporated in and made part of the official minutes thereof.

*\*Amended December 13, 1996*

\*Any member who is in good standing and cannot be present to cast a vote in any election, special or general ratification or any contract or question, or by-law change, may at the Association expense request a ballot for that election or ratification which the Association secretary shall mail to the member with a self addressed stamped envelope to the members listed address and shall be counted and included in the time and place of such vote.

**Section 4.** To be eligible to hold office in the House of Representatives, a member must be one in continuous good standing as herein provided for all offices, and must be attached, as matter of usual employment, to the area or unit which he or she seeks to represent. Beginning with the annual meeting of the Corporation to be held in 1966, to be eligible for election to any office in the Corporation, a member must be in continuous good standing for a period of twelve (12) consecutive months prior to nomination for said office. A member shall not be considered in "continuous good standing" if he or she shall have been one months in arrears in payment of dues or assessments, or shall have undergone interruption in active membership during any such period by reason of non-compliance with these By-Laws in any part. Payment of dues or assessment after their due date shall not restore good standing status for such quarter or month or months in computing "continuous good standing" status as required herein for eligibility for office. Any member who shall be one month in arrears in his or her payment of dues shall automatically stand suspended at the end of the fourth month and shall not be entitled to any of the rights and privileges of an active member; and any member shall stand dropped from the rolls of the Corporation who shall be six (6) months in arrears in payment of dues or assessments unless he or she shall be excused from making such payment on the grounds of prolonged disablement or illness preventing performance of police duty because of personal injury, lay-off, or other like cause.

**Section 5.** Any member who holds office or other position of authority in any dual organization as determined by the Executive Board shall not be eligible either for nomination for office or to hold office in the Corporation, and he or she shall be removed from office in the Corporation by the Executive Board, without notice to him or her, and the Executive Board shall declare said office vacant.

**Section 6.** The Executive Board shall be composed of members of the House of Representatives, together with the President, Vice-President, Treasurer, and Secretary of this corporation. The composition of the

Executive Board shall from time to time be determined by the House of Representatives. \*\*\*

**Section 7.** The President, Vice President, Treasurer, and Secretary shall be elected for a term of two (2) years.\*

(a) The President, Vice President, Treasurer and Secretary shall be elected by the membership of the Corporation. The following are to be considered as the necessary criteria for individuals seeking election to the office of President and/or Vice President.

1. At the time of submitting notice of intention to be a candidate, the individual shall be a member in good standing of the House of Representatives.

2. The individual shall have maintained good standing status for a full two year term as a representative of the House of Representatives immediately prior to the election in which the individual seeks to be a candidate.

3. If an individual qualifies under either (1) or (2) above, but not under both, that individual shall have the right to petition a regularly scheduled meeting of the House of Representatives for a waiver of the requirements set forth in the section which would otherwise preclude the individual's candidacy.

4. Upon a majority vote of those members of the House of Representatives, present and voting, (1) or (2) above, but not both, may be waived and the individual may be eligible for election to the office of President and/or Vice President.

(b) No individual may hold more than one office in any given term.

(c) The Treasurer and Secretary shall be elected for a term of two years by and from the membership of the Corporation.

\*\* (d) The President, Vice President, Treasurer, and Secretary shall assume their respective office fifteen (15) working days post-facto at 12:01 p.m. the day next following their election to said office.

*\* Amended May 5, 1988*

*\*\*Amended May 5, 1988*

(e) In the event that there are more than two (2) qualified candidates for election to the office of President, Vice President, Treasurer, or Secretary, a majority of the vote (over 50%) must be received, or if not, a runoff election of the top two (2) candidates will be held.

**Section 8.** The members of the House of Representatives, the members of the Executive Board, the President, Vice President, Treasurer, and Secretary shall hold office for two years and until their successors are chosen and qualified; and if chosen to fill a vacancy, shall, unless sooner removed under the provisions of these By-Laws, hold office for the unexpired term of the office to which each vacancy was filled and until a successor shall be chosen and qualified. In the event of the resignation of the person holding the position of President, Vice President, Secretary, or Treasurer at any period of time during their term of two (2) years, but more than ninety days from the expiration of their terms, the following shall take place:

1. **President:** The Vice President while still remaining Vice President shall assume the duties, powers, and responsibilities of the President subject to the control of the House of Representatives;
2. **Vice President:** The Secretary, while still remaining Secretary shall assume the duties, powers, and responsibilities of the Vice President, subject to the control of the House of Representatives;
3. **Secretary:** The Treasurer while still remaining the Treasurer shall assume the duties, powers, and responsibilities of the Secretary, subject to the control of the House of Representatives;
4. **Treasurer:** The Secretary, while still remaining the Secretary shall assume the duties, powers, and responsibilities of the Treasurer, subject to the control of the House of Representatives.

Within fifteen (15) days of resignation, notice of a special election as per by-laws shall be promulgated to all members. The date of which shall be within forty-five (45) days of the date of resignation.

**Proposed By-Law Change**  
**Article V**

**Footnote:** The following changes, if adopted, shall become effective for the full term of each of the offices specified below.

**Section 1.** The government of the Corporation shall be vested in the members of the House of Representatives, and Executive Board chosen therefrom; a President, Vice President, Treasurer and Secretary, and such other officers and agents as may from time to time be appointed by the House of Representatives.

**Section 2.** The House of Representatives shall be no less than three (3) in number and \*no more than the House of Representatives deems, shall fit the needs of the Association. The composition of the House of Representatives may from time to time be determined by the House of Representatives.

**Section 3.** Members of the House of Representatives shall be elected for a period of three (3) years under Rules and Procedures determined by the House of Representatives.  
*\*Amended December 13, 1996*

Members of the Corporation may vote only in their own election and only for candidates for Representatives from their area or unit. No member shall vote in any election other than his or her own. The conduct of the vote in any election shall be administered by persons appointed by the Executive Board, such person to be either an officer of the Corporation or a Representative coming from a different area or unit.

Elections shall be held at least ten (10) but not more than thirty (30) days prior to the annual meeting of members of the Corporation and the results thereof shall be announced, by written report of the Executive Board, to and at such annual meeting and incorporated in and made part of the official minutes thereof.

\*Any member who is in good standing and cannot be present to cast a vote in any election, special or general ratification or any contract or question, or by-law change, may at the Association expense request a ballot for that election or ratification which the Association secretary shall mail to the member with a self addressed stamped envelope to the members listed address and shall be counted and included in the time and place of such vote.  
*\*Amended December 13, 1996*

**Section 4.** To be eligible to hold office in the House of Representatives, a member must be one in continuous good standing as herein provided for all offices, and must be attached, as matter of usual employment, to the area or unit which he or she seeks to represent. Beginning with the annual meeting of the Corporation to be held in 1966, to be eligible for election to any office in the Corporation, a member must be in continuous good standing for a period of twelve (12) consecutive months prior to nomination for said office. A member shall not be considered in "continuous good standing" if he or she shall have been one months in arrears in payment of dues or

assessments, or shall have undergone interruption in active membership during any such period by reason of non-compliance with these By-Laws in any part.

Payment of dues or assessment after their due date shall not restore good standing status for such quarter or month or months in computing "continuous good standing" status as required herein for eligibility for office. Any member who shall be one month in arrears in his or her payment of dues shall automatically stand suspended at the end of the fourth month and shall not be entitled to any of the rights and privileges of an active member; and any member shall stand dropped from the rolls of the Corporation who shall be six (6) months in arrears in payment of dues or assessments unless he or she shall be excused from making such payment on the grounds of prolonged disablement or illness preventing performance of police duty because of personal injury, lay-off, or other like cause.

**Section 5.** Any member who holds office or other position of authority in any dual organization as determined by the Executive Board shall not be eligible either for nomination for office or to hold office in the Corporation, and he or she shall be removed from office in the Corporation by the Executive Board, without notice to him or her, and the Executive Board shall declare said office vacant.

**Section 6.** The Executive Board shall be composed of members of the House of Representatives, together with the President, Vice-President, Treasurer, and Secretary of this corporation. The composition of the Executive Board shall from time to time be determined by the House of Representatives.  
\*\*\*

**Section 7.** The President, Vice President, Treasurer, and Secretary shall be elected for a term of three (3) years.\*

(a) The President, Vice President, Treasurer and Secretary shall be elected by the membership of the Corporation. The following are to be considered as the necessary criteria for individuals seeking election to the office of President and/or Vice President.

1. At the time of submitting notice of intention to be a candidate, the individual shall be a member in good standing of the House of Representatives.
2. The individual shall have maintained good standing status for a full three year term as a representative of the House of Representatives immediately prior to the election in which the individual seeks to be a candidate.
3. If an individual qualifies under either (1) or (2) above, but not under both, that individual shall have the right to petition a regularly scheduled meeting of the House of Representatives for a waiver of the requirements set forth in the section which would otherwise preclude the individual's candidacy.
4. Upon a majority vote of those members of the House of Representatives, present and voting, (1) or (2) above, but not both, may be waived and the individual may be eligible for election to the office of President and/or Vice President.

(b) No individual may hold more than one office in any given term.

(c) The Treasurer and Secretary shall be elected for a term of three (3) years by and from the membership of the Corporation.

\*\* (d) The President, Vice President, Treasurer, and Secretary shall assume their respective office fifteen (15) working days post-facto at 12:01 p.m. the day next following their election to said office.  
\* Amended May 5, 1988  
\*\* Amended May 5, 1988

(e) In the event that there are more than two (2) qualified candidates for election to the office of President, Vice President, Treasurer, or Secretary, a majority of the vote (over 50%) must be received, or if not, a run-off election of the top two (2) candidates will be held.

*(continued on page A16)*

# New BPPA By-Law Proposals

(continued from page A15)

**Section 8.** The members of the House of Representatives, the members of the Executive Board, the President, Vice President, Treasurer, and Secretary shall hold office for three (3) years and until their successors are chosen and qualified; and if chosen to fill a vacancy, shall, unless sooner removed under the provisions of these By-Laws, hold office for the unexpired term of the office to which each vacancy was filled and until a successor shall be chosen and qualified. In the event of the resignation of the person holding the position of President, Vice President, Secretary, or Treasurer at any period of time during their term of three (3) years, but more than ninety days from the expiration of their terms, the following shall take place:

- 1. President:** The Vice President while still remaining Vice President shall assume the duties, powers, and responsibilities of the President subject to the control of the House of Representatives;
- 2. Vice President:** The Secretary, while still remaining Secretary shall assume the duties, powers, and responsibilities of the Vice President, subject to the control of the House of Representatives;
- 3. Secretary:** The Treasurer while still remaining the Treasurer shall assume the duties, powers, and responsibilities of the Secretary, subject to the control of the House of Representatives;
- 4. Treasurer:** The Secretary, while still remaining the Secretary shall assume the duties, powers, and responsibilities of the Treasurer, subject to the control of the House of Representatives.

Within fifteen (15) days of resignation, notice of a special election as per by-laws shall be promulgated to all members. The date of which shall be within forty-five (45) days of the date of resignation.

## **Boston Police Patrolmen's Association Proposed By-Law Change Form Proposal # 2**

Submitted by Patrick Rose (Area C-11)

Articles and Sections proposed for change: Article XX Section 1  
**Topic: Duration of By-Law Committee term**

### Current By-law Article XX Section 1

#### **ARTICLE XX\***

These By-Laws or any of them may be altered, amended, repealed, or added to in accordance with the following procedures:

**Section 1.** There shall be established a By-Law Committee. The members of said Committee shall include the President and Vice President and five (5) additional members to be appointed by the President from among the members of the House of Representatives and Officers of the BPPA. Each member shall be appointed to a two year term, to run prospectively from the third Wednesday in January of the year of appointment. The BPPA's counsel shall also serve on the Committee as an ex-officio member but shall have no vote thereon. Upon the resignation, discharge, or loss of standing in the House of Representatives of any Committee member, the President shall fill the remainder of the term of said Committee member by appointment from the House of Representatives.

### Proposed By-Law Change Article XX Section 1

#### **ARTICLE XX\***

These By-Laws or any of them may be altered, amended, repealed, or added to in accordance with the following procedures:

**Section 1.** There shall be established a By-Law Committee. The members of said Committee shall include the President and Vice President and five (5) additional members to be appointed by the President from among the members of the House of Representatives and Officers of the BPPA. Each member shall be appointed to a three year term, to run prospectively from the third Wednesday in January of the year of appointment. The BPPA's counsel shall also serve on the Committee as an ex-officio member but shall have no vote thereon. Upon the resignation, discharge, or loss of standing in the House of Representatives of any Committee member, the President shall fill the remainder of the term of said Committee member by appointment from the House of Representatives.

## **Boston Police Patrolmen's Association Proposed By-Law Change Form Proposal # 3**

Submitted by Patrick Butler (Mounted Unit)

Article & Sections proposed for change: Article XX Sections 5 and 6  
**Topic: The manner in which By-Law Changes/ Proposal are adopted.**

### Current By-law Article XX Section 5

At its August meeting, the House of Representatives shall receive the By-Law proposals and recommendations of the By-Law Committee. At its September meeting, the House of Representatives shall by majority vote recommend to the membership whether each proposal should be approved or rejected. The House of Representatives may also direct the Secretary to record, in writing, the reasons for its recommendations for transmission to the membership.

### Proposed By-Law Change Article XX Section 5

At its August meeting, the House of Representatives shall receive the By-Law proposals and recommendations of the By-Law Committee. At its September meeting, the House of Representatives shall by a vote of two thirds (2/3) of the members voting at such meeting whether each proposal should be approved or rejected. Only those proposals which receive such two thirds (2/3) vote shall be transmitted to the membership for ratification. The House of Representatives may also direct the Secretary to record, in writing, the reasons for its recommendations for transmission to the membership. Proposed By-Laws which fail to achieve such two thirds (2/3) vote of the House of Representatives shall be considered null and void.

### Current By-law Article XX Section 6

At the annual or special meeting of the members, the Secretary shall present all By-Law proposals, along with the recommendations and explanations, if any, of the By-Law Committee and the House of Representatives. At a subsequent special meeting of the members, said meeting to be held before December 31, the members shall vote on each proposed By-Law. Said vote shall be by secret ballot, in a manner calculated to allow all members to vote within a period of no greater than twenty-four (24) hours. Any proposed By-Law receiving a majority of those casting votes shall become effective on January 1 following the vote or when approved by the Secretary of State of the Commonwealth of Massachusetts.

### Proposed By-Law Change Article XX Section 6

At the annual or special meeting of the members, the Secretary shall present all By-Law proposals which were approved by the House of Representatives in accordance with Section 5 above, along with the recommendations and explanations, if any, of the By-Law Committee and the House of Representatives. At a subsequent special meeting of the members, said meeting to be held before December 31, the members shall vote on each such By-Law. Said vote shall be by secret ballot, in a manner calculated to allow all members to vote within a period of no greater than twenty-four (24) hours. Any proposed By-Law receiving a majority of those casting votes shall become effective on January 1 following the vote or when approved by the Secretary of State of the Commonwealth of Massachusetts.

**Boston Police Patrolmen's Association  
Proposed By-Law Change Form  
Proposal #4**

Submitted by David Fitzgerald (Area B2)

Articles and Sections proposed for change: Article V Section 3

**Topic: Absentee Ballots**

**Current By-law**

**Article V Section 3**

Members of the House of Representatives shall be elected for a period of two (2) years under the Rules and Procedures determined by the House of Representatives.

Members of the Corporation may vote only in their own election and only for candidates for Representatives from their own area or unit. No member shall vote in any election other than his or her own. The conduct of the vote in any election shall be administered by persons appointed by the Executive Board, such person to be either an officer of the Corporation or a Representative coming from a different area or unit.

Elections shall be held at least ten (10) but not more than thirty (30) days prior to the annual meeting of the members of the Corporation and the results thereof shall be announced, by written report of the Executive Board, to and at such annual meeting and incorporated in and made part of the official minutes thereof.

\*Any member who is in good standing and cannot be present to cast a vote in any election, special or general ratification or any contract or question, or By-Law change, may at the Association expense request a ballot for that election or ratification which the Association Secretary shall mail to the member with a self addressed stamped envelope to the members listed address and shall be counted and included in the time and place of such vote

*\*Amended December 13, 1996*

**Proposed By-Law Change**

**Article V Section 3**

**Footnote:** If By Law Proposals #1 and #2 are adopted, then this By Law will be amended to reflect the adoption of three year terms.

Members of the House of Representatives shall be elected for a period of two (2) years under the Rules and Procedures determined by the House of Representatives.

Members of the Corporation may vote only in their own election and only for candidates for Representatives from their own area or unit. No member shall vote in any election other than his or her own. The conduct of the vote in any election shall be administered by persons appointed by the Executive Board, such person to be either an officer of the Corporation or a Representative coming from a different area or unit.

Elections shall be held at least ten (10) but not more than thirty (30) days prior to the annual meeting of the members of the Corporation and the results thereof shall be announced, by written report of the Executive Board, to and at such annual meeting and incorporated in and made part of the official minutes thereof.

\*Any member who is in good standing and cannot be present to cast a vote in any election, special or general ratification or any contract or question, or By-Law change, may request an absentee ballot under the following procedures:

- 1) A member may request that an absentee ballot be mailed, at the expense of the Association, to the members listed address. Such request shall be made in writing with the requesting member's signature and will be dated. That ballot will be mailed in a self addressed stamped envelop and must be requested no less than 5 business days prior to the election and/or vote. Any absentee ballot requested in this manner must be received, by mail and in the self addressed stamped envelope, at the BPPA offices, no later than the day of the election and/or vote. If a member, who has requested a ballot by mail does not return said ballot by mail but wishes to vote the day of the election must have the mailed ballot in their possession and surrender said mailed ballot to a member of the Election Committee. The return of the absentee ballot will be noted, made void, and will be destroyed. That member will then be allowed to vote in the usual manner.
- 2) A member may, in person and at the BPPA offices, request an absentee ballot and cast said absentee ballot while at the BPPA offices. Such request shall be made in writing with the requesting member's signature and will be dated. Said ballot will be sealed and secured in a locked election box and will be counted and included in the time and place of such vote.

**REPORT OF THE BPPA BY-LAW COMMITTEE  
TO THE HOUSE OF REPRESENTATIVES  
SEPTEMBER 19, 2007**

Established under Article XX of the BPPA By-laws, the By-law Committee received written notice from Secretary Broderick of the proposed By-law changes. The Committee met, considered the proposed changes, and, after deliberation, has reached the following recommendations and written explanations, in accordance with Article XX, Section 4.

**Proposal: DURATION OF ELECTED TERMS**

**Recommendation: ACCEPT**

**EXPLANATION:** This proposal would extend from two to three years the terms of all elected officers and members of the House of Representatives. It would become effective at the next election for full terms of office of these positions.

The By-Law Committee recommends acceptance of this proposal for the following reasons:

**1. The proposed by-law would provide greater continuity in the representation of the membership.**

Extending officers' and House members' terms by an additional year would ensure that the holders of these positions, once they have gained the expertise and experience in said positions, would be able to serve the BPPA for a longer period.

**2. Extending terms to three years is consistent with the usual length of BPPA collective bargaining agreements.**

Generally, the BPPA negotiates three-year collective bargaining agreements with the City of Boston. This is the maximum period permitted under Mass. Gen. Laws Chapter 150E (the collective bargaining statute) for the duration of collective bargaining agreements. While all officers' terms would not necessarily run concurrently with the collective bargaining agreements, the proposed By-Law would ensure that the BPPA has the necessary expertise needed to effectively run the organization for the contractual period without significant threat of disruption inherent in contested leadership elections.

**3. Extension of term duration would not impede members from recalling of officers.**

Under Article VII, § 1 (a), forty percent (40%) of the electorate can require a recall election of an officer or House member by petition. This provision remains unchanged, thereby permitting membership the option of terminating terms of elected officials.

**4. The proposed by-law complies with all applicable state and federal statutes.**

The By-law Committee has verified from BPPA counsel that this proposal is fully compliant with all applicable statutes and regulations.

For all of the foregoing reasons, the By-law Committee recommends that the proposed By-Law be **ACCEPTED**.

★ ★ ★ ★ ★

**Proposal: DURATION OF BY-LAW COMMITTEE TERM**

**Recommendation: ACCEPT**

**EXPLANATION:** This proposal would extend from two to three years the terms of members of the By-Law Committee.

The By-Law Committee recommends acceptance of this proposal for the following reason:

**1. The proposed By-Law would make the term of By-Law Committee members consistent with the terms of all other elected officials if that By-Law change is approved.**

Extending to three years the terms of By-Law Committee members would simply make their terms the same length as those of elected officers and House members under the proposed By-Law change.

For the foregoing reason, the By-Law Committee recommends that the proposed By-Law be **ACCEPTED**.

*(continued on page A18)*

## Report of the BPPA By-Law Committee to the House of Representatives

(continued from page A17)

### **Proposal: THE MANNER IN WHICH BY-LAW CHANGES ARE ADOPTED**

**Recommendation: ACCEPT**

**EXPLANATION:** This proposal would revamp the system adopted in 2004, under which any member could file a proposed change in the By-Laws and automatically have such proposal go before the membership for a ballot vote. Instead, any member could still propose a By-Law change, but that change would require a two-thirds vote of the House of Representatives before going before the full membership.

The By-Law Committee recommends acceptance of this proposal for the following reasons:

#### **1. The proposed By-Law would prevent frivolous proposals from going before the membership.**

The current structure, created in 2004, permits any member's proposal, no matter how frivolous or irrational, to go before the membership for a ballot vote. Once put to a ballot vote, such a proposal requires only a majority of votes cast to pass. Experience has shown that By-Law elections generate a low turnout of the membership. Therefore, there is very real possibility that a frivolous or irrational By-Law proposal could pass with a very small proportion of the membership actually voting for it. While the membership has rejected such By-Laws in the past, the process nevertheless wastes resources and creates the potential for such a By-Law to be passed in a situation with a very small turnout,

#### **2. The elected House of Representative should have a more than consultative role in the By-Law amendment process.**

The membership democratically elects members of the House of Representatives expecting those elected to assert their expertise in the operation of the BPPA. Leaders are elected to make decisions. Under the current structure, that leadership function is largely lost in the By-Law amendment process.

#### **3. The proposed change mirrors the process by which the United States Constitution is amended.**

Amending the United States Constitution requires a two-thirds vote of both the Senate and the House of Representatives. The framers of the Constitution understood the importance of the document they created and wanted to ensure that it could not be amended without approval by a significant majority of the people's elected representatives. The proposed amendment incorporates this same concept into amending the BPPA By-Laws. It recognizes how important and central the By-Laws are to the effective operation of this organization.

For all of the foregoing reasons, the By-Law Committee recommends that the proposed By-Law be **ACCEPTED**.

★★★★★

### **Proposal: ABSENTEE BALLOTS PROCESS**

**Recommendation: ACCEPT**

**EXPLANATION:** This proposal would add procedures to ensure that absentee ballots are processed fairly and expeditiously, while ensuring the integrity of the voting process.

The By-Law Committee recommends acceptance of this proposal for the following reasons:

#### **1. The proposed By-Law would ensure due process in absentee voting.**

While the current By-Law provision provides for absentee ballots to be mailed to and returned by members in good standing, it gives little guidance in this process. Experience has shown that this lack of guidance has created problems, including the form in which members request absentee ballots and situations where members who have requested absentee ballots then appear to vote in person. The proposed By-Law addresses these issues by clarifying the whole procedure. Members would be required to request absentee ballots in writing. The request would need to be made at least five business days before the election/vote. Members who have not returned absentee ballots may still appear and vote by returning the absentee ballot. As with general public elections, there is also an option of requesting and casting an absentee ballot in person at the BPPA offices.

For all of the foregoing reasons, the By-Law Committee recommends that the proposed By-Law be **ACCEPTED**.

The By-Law Committee has verified from BPPA counsel that each of the foregoing proposals is fully compliant with all applicable statutes and regulations.

#### *BPPA BY-LAW COMMITTEE*

*Thomas Nee, President*

*Ron MacGillivray, Vice President*

*Jay Broderick, Secretary*

*Thomas Pratt, Treasurer*

*Michael Harrington*

*Scott Yanovitch*

*David Fitzgerald*

*Patrick Rose*

*Michael Leary*

*Patrick Butler*

## **BPPA Upcoming Events**

In accordance with the By-Laws of the Boston Police Patrolmen's Association, there will be a special open meeting, for all members, held on Wednesday, November 28th, 2007 at 1:00 pm. The meeting will be held at the BPPA offices.

On **Friday, December 14th, 2007** between 7:00 am and 7:00 pm, the BPPA will hold a vote on the following matters:

- 1) Submitted By-Law Change Proposals
- 2) \$20 yearly assessment of member's dues towards the National Law Enforcement Museum.
- 3) Disaffiliation from the International Association of Police Associations (IUPA).



# Boston Police Officer John J. Gallagher

By Ray Melo

**A** warm light rain fell over the Gallagher home at 31 Hollingsworth Street in Mattapan on the evening of May 24, 1962. **Mrs. Rita Gallagher** walked up stairs to wake her sleeping husband, Boston Police Officer **John J. Gallagher** for his 12:30 A.M. to 7:45 A.M. shift. Officer Gallagher had the night off, but switched his shift so he could work with his friend and brother Officer **Anthony Cesero**.

Officer Gallagher, Jackie, as called by his wife, came downstairs and cheerfully greeted a family friend who stopped over for a visit. Officer Gallagher grabbed a coffee, sat down, and as always spit shined his shoes for work. Mrs. Gallagher remembered Jackie as a "squared away Marine." He was meticulous when wearing his police uniform and he had a lot of pride. He loved being a Boston Police Officer. Officer Gallagher was dressed and ready for work. He leaned over and lovingly kissed his seated wife and said, "Good bye honey; do you want me to bring anything home?" "Just your love," recalled Mrs. Gallagher. Unknowingly, the married couple of 10 years affectionately gazed into each other's eyes for the last time.

As Officers Gallagher and Cesero in the 1600 Wagon patrolled the streets of Division 16, rain fell and the Wagon wipers kept up with the rain as it disintegrated into the windshield. The droplets of rain on the windshield caused the headlights of the oncoming motor vehicles to magnify brightly into the wagon cab causing the officers to squint their eyes from the glare. Whoosh, whoosh, whoosh, went the wipers, working in rhythmic timing, wiped away the glare.

As these buddies policed, a reckless and meaningless slime ball was breaking into the rear basement window of the Shawmut Bank located at 542 Commonwealth Avenue in Kenmore Square. The dreadful chain of events would commence at 2:40 A.M. Friday, May 25, 1962, when a silent alarm was triggered. The event would soon change the life of an innocent loving family forever.

The felon dropped down approximately 6 feet to the floor of the ladies bathroom after snaking his way through the broken window sending a signal to the ADT center. In his quest for wealth, the scoundrel found a loaded Smith & Wesson .38 caliber revolver nestled in a black holster in an unsecured locker left by the bank guard. Within hours the burglar would be identified as **Charles E. Tracy**, a 37-year old, who lived a few doors down from

the bank. He was an inept small time crook, but a big time loser who apparently had aspirations to break into the major leagues of the criminal world.

The 1600 Wagon was two hours well into their shift. Time advanced into Friday, the 25<sup>th</sup> of May, and at approximately 2:41 A.M. the 1600 wagon, and the 16-0 car, Officers **Paul Donelan** and **Richard Stanton** were, dispatched to the Shawmut National Bank located at 542 Commonwealth Avenue for an alarm.

Upon arrival, officers searched the outside and observed a broken rear basement window. The window dropped down into the ladies room and the shadowy figure of a male was briefly observed. Officers radioed the Central Complaints Bureau for back up and Officer **John Vance** soon arrived. Typically, when a bank alarm went off, an alarm company agent would respond with the bank keys. Within minutes, officers met ADT Agent **Harold Gillette** with the keys to the bank and officers Gallagher, Vance, Donelan and Agent Gillette entered. The officers searched the lit lobby and then Officer Gallagher, Donelan and Agent Gillette headed down the stairs leading into the basement. Agent Gillette opened an alley door and entered with Officers Stanton and Madden. Officer **Madden** went upstairs and Stanton followed downstairs.

While officers searched the upper floors, Officers in the basement began their search. The lit basement was large and housed the bank vault. It was a network of corridors with several rooms, doors and separate cubicles so customers could salivate in privacy while viewing their lock box treasures. Knee high metal cash cabinets on rollers lined the walls as well as sporadic shelves and lockers. Duct vents and asbestos covered water pipes over head slithered like snakes as they followed the corridors. It was a daunting task to search for an intruder when he had the tactical advantage. The strategy of hide and seek would prove to be disastrous.

Officer Gallagher's spit-polished shoes lead him down a 43-foot cinder block corridor that turned to the left for another 15 feet. A ladies bathroom door was to the right, feet before the corridor angled to the left. The 15-foot corridor went down one step and was a dingy supply room with two white large supply cabinets against the right side of the wall. A closed wooded door was to the left and finally it ended with a locked metal rear door that exited to the rear of the building.

Officer Gallagher heard a sound originate from around the corner and with his Colt .38 caliber in his right hand, went to investigate the source of the sound. At the same time, Officers Stanton, Donelan and Agent Gillette were in various adjacent rooms



to the corridor. As Officer Gallagher ventured further into the belly of the beast towards the supply room he advanced to the end of the hallway near the supply cabinets. Charles Tracy was hiding in the supply cabinet much like a cockroach hiding from danger.

The son of a bitch ambushed Officer Gallagher at close range and fired one shot into his upper abdomen area and the bullet caused havoc with his vital organs. Officer Gallagher mortally wounded fell to the floor on his back. In his gallant effort to survive and repel the attacker, Officer Gallagher fired five rounds from his service revolver and his bullets penetrated the hide of the animal. This humble family man, Marine, and Boston Police Officer was not going without a fight! The coward under fire from Officer Gallagher turned to escape Jack's volley of bullets and managed to shoot Officer Gallagher below his right knee as he lie there. Officer Gallagher's badly damaged body took hold and he fell semi unconscious. Officer Gallagher scored three confirmed hits. The assailant was shot in the abdomen, left leg, and when the scum bag turned to escape Jackie's hail of bullets, Officer Gallagher scored a direct hit and hit the burglar in the rectum. **BULL'S EYE, WAY TO GO, JACKIE!**

Agent Gillette, Officers Donelan, and Stanton heard the battle and all ran to where the shots came from. Agent Gillette and the officers rounded the corner of the supply room and Gillette immediately saw Officer Gallagher lying on the floor motionless in the corner and Agent Gillette was quickly shot in the right thigh. Agent Gillette and Officer Donelan instinctively jumped out of Tracy's line of fire and ran back down the corridor to seek cover while Officer Stanton jumped into the ladies room closest to the supply room.

Patrolman John Vance recalled, "We were in the bank a good 15 or 20 minutes after the call first came in, and by now there were several cops in the building searching in all directions. We all had our revolvers drawn and I was on the upper floor talking with Officer Madden about bringing in a police dog when we heard a SLAT ! It sounded like you dropped a long broom handle on a cement floor. It was weird. It wasn't a bang, and it came from the basement area. We raced to the stairs that lead to the basement and we heard more shots. This time we knew it was gunfire. When we got to the bottom area, Agent Gillette came limping by saying he was shot in the leg." The word spread fast that Officer Gallagher was down.

Patrolman Vance was in a doorway at the beginning of the 43 foot passage and across from the doorway was a nook so he and Officer Madden took cover in the nook. Officer Vance cautiously peeked around his corner down the long corridor and saw a guy holding a gun and wearing a holster as he ducked around his corner. I yelled as loud as I could, "There's a guy down there with a gun wearing a holster."

Reinforcements were piling into the bank and Patrolman **John Daley** and **John Petitti** arrived and took positions in the doorway with their guns pointing down the corridor. A photographer for the *Record-American*, a **Mr. Roland Oxtan** somehow jumped into the nook with Patrolman Vance and Madden and took the famous photo of the standoff.

As Patrolman Vance peeped down the corridor, the madman struck his gun around the corner and fired a shot directly in his direction. Officer Vance recalled, "The image of seeing a flash of fire come from a gun barrel while it's pointed at you, and hearing the whiz of a bullet meant for you overhead is forever burnt into my memory." Patrolman's Vance and Petitti returned the favor hoping for a hit. Officers were frustrated because they could not acquire a clear target. Tracey would only stick his hand and gun around the corner and fire.

Sergeant **Charles Barry** and Officer Foley entered the same window that Tracy did and found themselves standing with Officer Stanton behind a closed door feet away from the assailant. Sergeant Barry attempted several times to open the bathroom door to capture the bastard but he was forced back due to gun fire.

Patrolman **John Daley** recalled, "The standoff lasted about 45 minutes. It was confusing. We didn't have walkie talkies so we couldn't communicate effectively. You could hear Sergeant Charles Barry yelling repeatedly from behind the bathroom door, 'Throw out your gun and give yourself up! We want to get our wounded officer.' The bad guy would deceive the officers by putting his weapon on the floor, and then he would grab the gun and shoot at them.

Patrolman **Joseph Griffin** came in with a tear gas gun and handed it to Officer Daley who fired the gas cannister down the corridor. The gas cannister hit the wall with a bang and immediately erupted in vengeance. The thick cloud of gas in the confined area overpowered everything almost immediately. Officers had to briefly retreat in the stairwell but raced back into the fumes to resolve the threat and rescue Officer Gallagher.

Detective **Robert Cunningham** of Vice Squad learned of a wooden door that opened into the back end of the supply room. Gripping his firearm firmly in his hand he forcefully kicked open the locked wooded door and he found to his left Officer Gallagher semi-conscious and faintly mumbling. He lay there in his white uniform shirt and tie with a spot of blood close to the center. His service revolver was in his right hand at his side. The

(continued on page A22)



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# In Memoriam

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



**Police Officer  
James J. Bell**  
August 4, 2007



**Police Officer  
Timothy J. Corcoran**  
August 14, 2007



**Police Officer  
William Lewis**  
August 15, 2007



**Police Officer  
Nathan E. Stewart**  
August 17, 2007



**Police Officer  
Herbert A. Kenney**  
September 18, 2007

**Police Officer  
James J. Pearce**  
September 29, 2007



**Police Officer  
Thomas W. St. John**  
September 18, 2007



**Police Officer  
William E. Jenness, Jr.**  
September 20, 2007

**Police Officer  
Kenneth G. Canning**  
October 9, 2007

We apologize for any errors or omissions.

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## Killed in the Line of Duty: Police Officer John J. Gallagher

*(continued from page A19)*

culprit, Tracy, bleeding, and on his stomach surrendered a few feet away from Officer Gallagher.

Patrolman Vance, Madden, Cesero, and others raced into the gas filled room and Patrolman Vance recalled that Jack mumbled, "I'm not going to make it." The officers picked up their fallen comrade and raced him upstairs to the awaiting number 300 ambulance of Patrolman **Marengi** and **O'Malley** of Division 3. Patrolman Gallagher muttered to Patrolman Marengi, "See to it that they care for my family." Officer Gallagher was placed along side of the wounded Agent Gillette who lay there stunned glancing over at Officer Gallagher. The number 300 ambulance raced to the Beth Israel Hospital.

Mrs. Rita Gallagher got the numbing news about her husband and an Officer from Division 18 raced her to the Beth Israel. Mrs. Gallagher recalled, "When I got to the hospital I was met by a priest, and I wasn't allowed to see Jackie. The doctors and staff were feverishly working on him, and at 6:00 AM he passed away. When I was told he was gone, I was in a state of shock, all I could think about is how do I tell the children their father is gone? That was the hardest part of my ordeal. There was so much to think about, so many unknowns and it was very frightening. A few days after Jackie was gone, a fellow police officer from Division 16 bent down to one knee to my 4 year old daughter **Anne** and softly said, "Daddy went to heaven", and Anne innocently said, "I know he did, but when is he coming back?" Mrs. Gallagher remembers her husband as a wonderful loving father who would take his kids to the police stables and spend his free time with his family. "I was very happy and so much in love with my husband. He was the love of my life. You never get over it, you go on. But a day doesn't go by without thinking of Jackie."

Superintendent, Night Commander, John F. Gallagher's mother, **Agnes** and Rita Gallagher worked together at New England Telephone Company. They became best friends early on and both families spent a lot of time together. Although there was no blood relationship, their bond was special and lasting.

Superintendent Gallagher recalled, "Jackie Gallagher was a super great guy. All of us kids admired him and he was always the first to initiate a game of wiffle ball with us. He always made time for us. When I was 11 years old, Jackie Gallagher helped my father and I hang a drop ceiling at our house, and one week later Jackie Gallagher was killed. Jackie Gallagher was a role model to a lot of us kids,

and he is the reason why I became a Boston Police Officer." To this day, Superintendent Gallagher keeps a picture of Patrolman Gallagher on his desk.

**Boston Police Officer John J. Gallagher was shot on Friday, May 25, 1962, and was Killed In The Line Of Duty.** Officer Gallagher was born January 16, 1929, in Boston. He was appointed May 11, 1955, and worked in Divisions 11, Traffic Division, and 16. His badge number was 1308. Patrolman Gallagher was a Corporal in the United States Marine Corps and Honorably Discharged in March 1952. He was survived by his wife Rita Gallagher and three young children: Mary, 8 years, John Jr., 7 years, and Anne, 4 years of age. Patrolman John J. Gallagher was buried in his uniform and is laid to rest at New Calvary Cemetery in Mattapan, MA.

Charles Tracy was sentenced to death and was sent to Walpole State Prison. The death penalty was later banned in this liberal state, and Tracy expired in prison in 1982 at the Bay State Correctional Center in Norfolk, MA. I hope he finishes his sentence in hell.

542 Commonwealth Avenue is now Bank of America. During the writing of this article I went there to view the basement and get a sense of the place. I was hoping the basement didn't change much after 45 years, but my common sense knew it probably did. The bank vault is still securing someone's riches. The basement is now half the size with new walls and a few modern small offices. I did walk down a cinder block corridor and walked into a room that Assistant Branch Manager **Ms. Bienvenu** called the "Supply Room" and there was a metal exit door. That was eerie. I told her a good Boston Police Officer was shot down here and later died.

It was a hellish night on that rainy evening. A total of 34 shots were fired. Two good men were shot and one is now immortalized. Patrolman Vance, Donelan, Stanton, Cesero, Petitti and Daley fired their weapons to stop a threat and to save an officer. Other officers on scene were officers: **Robert Tonsberg, Alfred Dominick, Robert Bush**, all from Division 16, as well as **Lieutenant Detective Rachalski, Detectives Bulman, Delaria, and Cunningham**.

The next time you are detailed to a Red Sox game or out and about, and you happen to pass by 542 Commonwealth Avenue, Bank of America in Kenmore Square, remember Patrolman **John J. Gallagher**, who made the ultimate sacrifice for the citizens of Boston. Remember the Gallagher family as well. They made a sacrifice too.

Stay Alert, Stay Alive!

### Thank you

I would like to thank **Mrs. Rita Gallagher** for allowing me to interview her and have her relive "a date that will live in infamy." I found Mrs. Gallagher to be lovely and energetic. I want to thank her daughter, **Ms. Anne Gallagher**, for her interview and for sharing her documents with me. I also thank retired **Boston Police Officer John Vance** and **Captain John Daley** for giving me a first hand account of what happen that horrible night. A big thanks to **Superintendent John Gallagher** for being candid and for providing me information about Patrolman Gallagher. Finally, I thank the Boston Police Department Retirees Association for helping me get in touch with the retired officers.

— Ray Melo

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## Curbing the slaughter

By Kevin Doogan

**B**oston, as best as I can tell, has lost more young men to gunfire in this city so far this year than it has in six years of warfare in Iraq and Afghanistan. Pointedly, more men woman and children have been slaughtered on the streets of Boston this year than citizens of Boston have sacrificed their lives in the service to our Country in six years of combat in the Middle East. You don't see marches on City Hall demanding the Mayor to be impeached, nor

do you see calls for the District Attorney's head or that of the Commissioner either. Nor should you, it's not their fault violence is at the level it is today. It's everybody's fault we, as a society, are at the stage we are today. "Stop Snitching", "Codes of Silence", "Turn the other cheek", "It's not my responsibility", "My kid didn't do that", and the list of excuses goes on. But at this point I'm sure you readers are thinking "anyone can find fault, how about some ideas for a solution". Funny you would say that because as

luck has it I have a few ideas.

Cigarettes and tobacco products have been polluting the environment and causing illness and death for centuries. Now in the twenty-first century there is a significant decrease in cigarette smoking in young people and old alike. Education has a big deal to do with it but what also plays a significant roll in getting folks to stop smoking is the exorbitant price of cigarettes. In the two class society that America is quickly becoming, people can't reasonably afford

to fork over a hundred bucks a week to feed a nicotine habit. Bearing this in mind all of our guilty pleasures are taxed to kingdom come. Gas, liquor and cigarettes are the top three that come to mind. Why not tax the gun manufacturers and ammunition dealers and let them bear some of the cost to combat their product just as we do with alcohol, tobacco and petroleum?

I'll go one step further, we'll never change the Constitution regarding the Right to Bear Arms, but this isn't 1776 either and nobody I know is out rustling up their own food from the woods. Nor is anyone protecting house and home, kit and kin from raiding parties or foreign invaders. So having firearms in the home is a luxury for whatever what reason. Like cigarettes and gas guzzlers lets price the stuff out. Tax ammunition and firearms as you would any luxury item, let the gun nuts, and gun manufacturers bear the cost of the crimes committed with their weapons.

*(continued on page B19)*

## Gone fishing...

By Mark A. Bruno

**R**emember the last *Pax* article when I told you that taking a little time off would be good for the soul? Well, have you? I had the pleasure of taking a fishing trip out of Hingham Harbor with a few co-workers. Our host who I'll refer to as Mike (for reasons of privacy), was gracious enough to plan this trip and to give us all an experience of a lifetime. I've been on fishing trips before, but this was on a well-equipped forty-five foot boat which had all the comforts of home, as a matter of fact it was worth more than most homes. Before I go any further, I would like to personally on behalf of my co-workers thank our host and his deck hand John for this magnificent day at sea.

Waking up early is second nature in our profession. Waking up every hour the night before would be the order of the day. Missing the boat would not be an option. Having a navigation system to guide me to the yacht club early in the morning was most helpful. A cup of coffee, a few hand shakes and greetings, and off we go. Looking at the navigational system on this vessel and you could see that any destination was possible. This system did everything short of beaming us to our desired location. As our host opened up the engines,



we quickly were cruising at about twenty-seven knots (about 30 mph). This boat appeared to be going faster than our wagon. The early morning hours were cool and the waters calm as we journeyed on our way.

Watching the sun rise in the far off horizon was a treat. It's not that I have never seen a sunrise. It's just that I have never been this far from shore with nothing around to corrupt it. With the right music being provided for by our host this made for a pic-

ture perfect moment. Jimmy Buffett, the Eagles, Jack Johnson and a host of other songs would fill the air to make the ambience complete. Taking it all in and enjoying the moment was all one needed to do. Just letting the cool sea breeze run off my face as we glided along was pleasing.

As we reached our first destination to begin tuna fishing our deck-hand John began to cast the deep-sea-reels with a bevy of different plugs and some bait. His knowledge of fishing and love of the sea was fairly obvious. He had been fishing since he was eight and currently does this for a living. He is now twenty-four-years-old and travels about extensively. He makes his way south in the winter to Florida. He explained to us that he is more at home out at sea than on land. I thought how wonderful it must be to be so free-spirited and able to just take off were ever the wind blows. This young man is living the dream most of us think about. He loves what he is doing and respects his surroundings. He is a true seaman.

Several other boats turned up at our rendezvous point and were also fishing for tuna. At one point, our host asked if we wanted to go sharking because of the lack

*(continued on page B19)*



## NEWS YOU CAN'T USE!

Compiled by Patrick Carnell, Canisius College, Buffalo, NY

NEW YORK, Fox News, 10/4/07 –

Nearly one out of every five Democrats thinks the world will be better off if America loses the war in Iraq, according to the FOX News Opinion Dynamics Poll released Thursday. The percentage of Democrats (19 percent) who believe that is nearly four times the number of Republicans (5 percent) who gave the same answer. Seven percent of independents said the world would be better off if the U.S. lost the war.

So, it's perfectly okay to accuse ReTHUGlicans of being mindless, jingoistic sheeple, but don't dare question the patriotism of the Democrats, since according to the same report, 60% – a majority! – of these would-be quislings believe winning in Iraq wouldn't be the worst thing in the world.

TEHRAN (Fars News Agency 10/2/07)

– Millions of Iranians once again held annual International Qods Day rallies on Friday, with a call by President Mahmoud Ahmadinejad for Israel to be relocated, away the Middle East and the Islamic world. "Canada and Alaska have vast lands, why don't you relocate them (Israel) over there and keep helping them over there with (aid of) 30 to 40 billion dollars per year for building a new existence over there," President Mahmoud Ahmadinejad said in a speech.

Jerusalem is a mildly important city to the peaceful Religion of Peace, so why *(continued on page B17)*



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## Off the top of my head

By Kevin Doogan

**W**hy do we find ourselves again standing in the streets and on the sidewalks of Boston holding Informational Picket signs? The answer is simple, it's because one bruised ego took a knee jerk reaction to another bruised ego's actions. Enough with the petty political bull—and the childish tantrums. We're about law enforcement and public service to the people of Boston, we're not supposed to be about sound bites and video clips.

Unfortunately the Commissioner and the Mayor make the political appointments above then rank of Captain on the Boston Police Department. Just as unfortunate in this case when a competent, well respected, seasoned leader fails to bow to particular political whims, no matter how short sighted and ridiculous they are. Alas, he falls subject to the very political machine that appointed him. My hat is off to him for taking the moral high ground and not jeopardizing a case or bowing to political pressure for the sake of a Headline or two. Because of the close working relationship needed to be effective, the District Attorney should have some voice into the qualifications and experience level the leader of the Homicide Unit should possess. To pitch a fit and throw a political tantrum is just asinine. The Boston Police is arguably the First Police Department in America and as such have been investigating crime in Boston long before buses, trains or troopers. The Suffolk County District Attorney's alleged jurisdictional changes serve as nothing more than a demeaning slap in the face to the Homicide Unit Detectives. **Daniel Conley's** actions only assist the criminal element and serve to allow crime to continue unfettered. It is asinine actions like these that have stopped the free flow of information needed to properly police cities across America and especially Boston.

The last thing the citizens of Boston need, is another police department running around adding to the confusion and withholding critical information. Daniel Conley knows first hand that the existence of numerous police agencies in a confined geographical location causes chaos and restricts the flow of information needed to investigate and stop crime. Organizations like the school police, campus police, municipal police and other private police agencies keep their own records and statistics. Colleges and universities commonly downgrade or fail to report serious crimes to keep the donations and enrollments high. Thus, there are serial robbers, burglars and sometimes even rapists that are roaming our streets because the left hand doesn't know what the right hand is doing. Conley's jurisdictional changes and his lack of respect towards us have now forced our hand. So again, internal disruption caused by political hacks will be the call of the day. Instead of spending the precious off duty time we have with our families, we'll again have to ask them to understand as we take to the Picket Line.

## The rule of thumb...

By Mark A. Bruno

**T**he recent onslaught of articles in the two local rags are very embarrassing to the Boston Police Department and to the officers that serve the department. Bad press can only lead to lack of faith in the public's trust of their police department. Making us look like a bunch of greedy, fat and overweight bunch of donut eating individuals is not going to bring a positive image. Accentuating the positive should be the order of the day.

There are so many good things that police officers do on a day-to-day basis. Why aren't these stories on the front pages of the *Herald* or *Globe*? Why do you have to turn twenty pages before you can find the positive influence of policing? The papers are so busy bashing our job, it's no wonder that all the public gets to see are negative reports. What bothers me most is why our department's media relation thinks that positives can come out of publicly humiliating officers who falter. Why supply fodder for the cannon, aren't we pretty much a constant target from most of the public?

The papers and media apply a double

standard also when it comes to police and fire. Let me first say that I do respect firefighters and their profession, and that my condolences go out to the families and co-workers for their recent loss. That being said, I cannot remember the last time the local television media covered the funeral of a fallen police officer? I cannot remember Dunkin' Donuts placing a large courtesy trailer at the staging area of the funerals for one of our fallen officers? It's obvious we are second-class heroes amongst the media outlets and the public's eye.

Do I sound a little bitter? Ask any police officer who has had the pleasure of seeing their name in print next to some negative descriptors how they feel? We are never going to be little darlings in the public's eye, so stop hoping. I've been assaulted, spat upon and called everything under the sun. Some of it I let roll off my back, while some of it stuck in my craw because of where it was coming from. Keeping a lid on our own affairs should be the order of the day. We should take a page out of the State Police Media relations when it comes to internal bleeding

due to negative press. In other words, no comment or it's under investigation.

Finally I would say to my own brothers and sisters in blue, think about the perception the media and public have for us already. While doing a detail out on a main thoroughfare do not be in your car reading a paper or on a cell-phone. Drink your coffee off to the side. Show up in a timely manner and look sharp. Be prepared to work a full shift for that which you are being paid. Do not whine because it will only fall on deaf ears if you do. People do not feel sorry for officers who in their eye's earn a very good living. Take your lumps and be bitter for the moment only, it will pass. Keep a smile on your face because this is what really ticks them off. Save what little thanks you have for those who appreciate what you do for them. That would be a small portion of the public, and your loved ones at home. Keep those individuals safe whom you have sworn to protect and serve, even thou they scorn you. Let the rock throwers not come from within our own department. This should be the **rule of thumb**.

## Cutting Edge Legal Reform

By P.O. Joe Commitment

**B**oston is descending into a maelstrom of violence and to halt its perilous plummet into the abyss of crime I have devised a comprehensive reform package.

First of all, judges will be held responsible for their decisions by means of monetary fines.

A monetary fine, of say, a month's pay, will be levied against that judge for bad judgment if that judge:

- 1) dismisses the charge(s) against a person or finds a defendant not guilty who subsequently repeats the same offense or commits other offenses
- 2) fails to impose the full sentence or punishment on a criminal who

proves to be a repeat offender after release.

Criminal defense attorneys will be re-educated so as to understand that the emphasis in the criminal justice system is on justice and not on criminal. Trials will no longer be adversarial playgrounds for them; no longer will they introduce obvious irrelevancies to confuse and befuddle the Court.

Their new tasks will be to inform their criminal clients of the repercussions which their crimes have on society to eloquently state their criminal client's guilt and subsequent contrition to seek the Court's mercy by pleading for a long sentence instead of a very long sentence (optional).

A Police Review Board will be estab-

lished, consisting of police officers and detectives, which will have subpoena powers to question and fine individuals such as editors, reporters, academicians, politicians or any other ignoramus who:

- display intolerable sympathy and inexcusable justification for criminal behavior
- publish or air misleading or skewed reports of criminal activity or police action
- disparage or impugn the professional integrity of honorable police officers.

I believe that this reform should be implemented for several decades to see if it works. After all, the hoodlums and gang bangers infesting Boston today were brought up under the decades old aegis of community policing.



Boston Police Academy Staff  
November 15, 1988

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# ***It's About Time – Reforming the state labor agencies and ending the delay of justice***

**W**e are all painfully aware that our unfair labor practices charges against the City of Boston have languished for years at the Labor Relations Commission. Instead of punishing wrongdoers for violating the law, the snail's pace of the Commission effectively punishes unions for asserting their rights by making us wait years to receive justice. For example, although we won the municipal police subcontracting case in 1996 and on appeal in 2000, the Commission has yet to assess damages against the City or even schedule a hearing on the matter despite our repeated requests. In addition, many other charges filed by the BPPA remain unresolved. This delay has only encouraged the City to keep violating our rights because it knows that it will never pay the price for several years, if at all.

The good news is that help is on the way. On September 13<sup>th</sup>, Massachusetts Secretary of Labor **Suzanne Bump** filed a bill for long overdue reform of the labor agencies that have jurisdiction over our unfair labor practices and contractual disputes. The bill merges the Commission, the Joint La-

bor Management Committee (JLMC) and the Board of Conciliation and Arbitration (BC&A) into one multifunctional agency, thereby increasing the staff available to resolve our disputes. We anticipate that the bill will expedite the processing of our unfair labor practice cases. Some of the pertinent features of the bill are:

- The Commission, BC&A and the JLMC will be consolidated into one agency known as the Division of Labor Relations.
- The Division of Labor Relations will be managed by a Director, whose role will be to establish performance standards to ensure that disputes between unions and public employers are promptly and effectively resolved.
- The Director and the Labor Relations Commissioners will be vetted by an advisory council comprised of five representatives of labor, five representative from management and three neutrals. The advisory council sends the successful nominees to the Governor who ultimately selects the candidate. [Under current law, the gov-

ernor selects whomever he chooses without any nominating process or input from the parties.]

- The Commission will have one full-time Chairperson and two per diem Commissioners, who will come in on an as needed basis to determine unfair labor practice cases. [Currently there are positions for three full-time Commissioners earning six figures each.] The legislature will take the money saved as a result of the reduction in full-time Commissioners to invest in additional hearing officers and mediators/arbitrators.
- Division Staff, while assigned primarily to one of three areas, will be re-assigned to function as hearing officers, mediators and arbitrators as needed.
- The Division will re-institute the in-person investigation procedure that existed prior to 1992. Under the current process, parties file costly and lengthy briefs of legal arguments and sworn affidavits. Under the in-person investigation procedure, the Com-

mission holds an evidentiary hearing soon after a charge is filed. The hearing officer tries to determine if the case can be solved through mediation. If the case remains unresolved after this step, the hearing officer then determines whether to issue a complaint and schedule a formal hearing.

- The legislation re-institutes the procedure of having decisions first issued by hearing officers. Currently, the Commissioners must review and decide every case, leading to an enormous backlog of decisions, including several involving the BPPA. Under the proposed legislation, the hearing officers will decide cases first, enabling decisions to be issued more quickly.

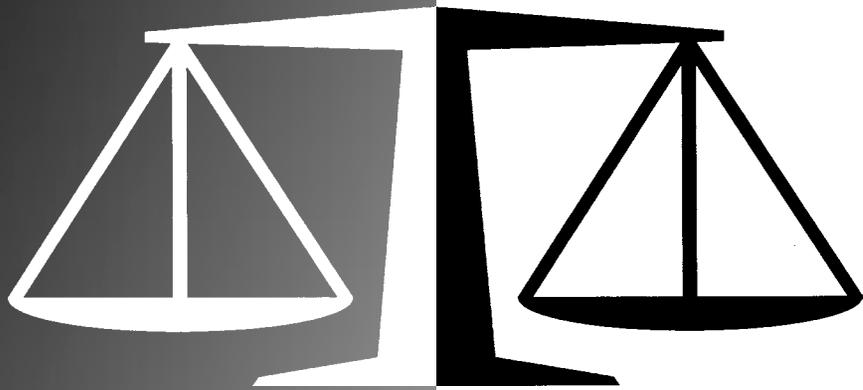
As with any reform effort, only time will tell whether this legislation ultimately results in speedier and fairer resolution of labor disputes. At least we have a new administration and a Secretary of Labor with an interest in making the labor agencies more responsive to its constituents, namely unions and public employers.



Area A-2 PO Joe Olslowy's  
Final Roll Call  
2/27/1992

Area B-2 PO Jake Megnia's  
Retirement Party after  
40 years on the job  
11/2/1989





# **Byrne & Drechsler, L.L.P.**

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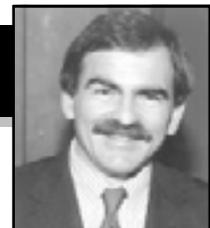
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## "LEGAL THOUGHTS"

**W**hen people are apprehended for even the most heinous crimes they are entitled to certain rights which all of us must and do accept and respect. Those accused of any crime have the right to discovery of the evidence to be presented against them and to raise legal issues regarding the admissibility of such evidence in real courtrooms before neutral judges who are employed by neither the defense nor the prosecution. The person you arrest for any crime is entitled to have his or her fate determined by a neutral judge or jury, i.e. someone not on the payroll of either the prosecution or the defense. The accused is entitled to full cross-examination and confrontation of the witnesses. The accused is entitled to the right to present favorable evidence. The accused is entitled to the presumption of innocence until proven guilty and one does not serve a sentence before a real trial is conducted. It is only after trial that a person, having had all of the procedural and substantive safeguards outlined above, may be sentenced for any wrong which he or she has been found to have committed.

Likewise, in civil suits litigated in any real court everyone has an opportunity to present their side of the case. Like it or not, issues of law and issues regarding the presentation of evidence are decided by a neutral judge who is not beholden to or compensated by either party. Civil cases in real courts are tried before a neutral trier of fact. Only jurors or judges with no vested interest in the outcome decide cases based upon the facts and the evidence. Finally, no plaintiff in a civil case gets to collect a judgment or impose a penalty upon a defendant until the matter has been fully heard and decided before a neutral judge or jury.

Your superiors at the Boston Police Department expect you to understand, accept and adhere to those principles of fairness when you are involved in a case in which the adversarial system, civil or criminal, comes into play. Let's contrast the rights that normal citizens have in real courts with the procedure imposed upon rank and file members of the Boston Police Department during internal disciplinary hearings. In those proceedings, in my view, the Boston Police Department does not bestow upon its employees the same level of fairness that the worst criminals and average citizens receive in any court in the Commonwealth. You would think that the Department would have enough respect for your rights, as police officers, to accord you the same level of due process and protection in disciplinary hearings that are accorded to those individuals who are charged with terrible crimes or to

those individuals who sue you for alleged wrongdoing. Instead, here is what you are faced with when you have a Departmental "hearing" regarding disciplinary charges which have been brought against you. A neutral judge, you say? Far from it. The "judge"

I have said this before and I'll say it again – if the Department truly wants to have a disciplinary process that is respected by the rank and file, then it should have a panel of officers serving in their Civil Service rank who do not fear retribution by demotion if they should rule in favor of the officers. Alternatively, the Department could simply agree to allow such disciplinary matters to be heard before a mutually agreed upon neutral party.

is actually a member of the command staff. He or she is appointed by the Commissioner and serves only at the discretion of the Commissioner. The Commissioner is the "plaintiff" in disciplinary cases. Is it any wonder that virtually every decision comes out in favor of the "plaintiff"? What do you suppose would happen to any Superintendent or Deputy Superintendent who began regularly returning verdicts of "not sustained" during disciplinary hearings involving rank and file patrol officers. How long do you suppose that such a Superintendent or Deputy Superintendent would remain in the position of Hearings Officer? Look at the historical statistics in that job. They do not lie.

Who presents the case at the Departmental disciplinary hearing? Lawyers from the "Legal Advisor's Office." Do not let the title "Legal Advisor" mislead you. Those lawyers are not there to advise you about police procedure or your rights. They are there to represent the Commissioner in disciplinary matters brought against rank and file officers. They are not neutral parties. They are advocates for and represent the Commissioner, the "plaintiff" in disciplinary proceedings. So now you get the picture. The lawyers representing the "plaintiff" (the Commissioner) present cases in front of a Hearings Officer who is an appointee and employee of the "plaintiff." It may look like a courtroom, but in point of fact it is far from fair or neutral. In my view as outlined by Attorney Anderson from my office last month, there is no right to full (or sometimes any) cross-examination nor is the right to present favorable evidence provided fairly to both sides in Departmental hearings. In the last issue Attorney Anderson described a "hearing" in which the Department excluded relevant evidence which was, of course, harmful to its case on what was, in my view, a legal pretext. You may rest assured that if that same evidence helped the Department it would have been offered and admitted.

As you might imagine, most rulings in Departmental hearings are in favor of the "plaintiff" (Commissioner.) Canon Six of Rule 113 of the so called public integrity

policy of the Boston Police Department says that "Employees shall avoid all conflicts of interests and appearances of impropriety." Do you think acting as a judge in a matter in which one's employer has an interest in the outcome fulfills that principle? Do you think

lawyers presenting a case in front of a judge that is an employee of their client is consistent with that principle?

I was reminded of a matter I had in another municipality a number of years ago where the hearings officer was an assistant city attorney. The disciplinary case was being prosecuted by his boss, the city attorney. I have to say they weren't shy about it. One time I made an objection to particular evidence offered by the city attorney. The city attorney himself told me that my objection was going to be overruled by the hearings officer before the hearings officer/assistant city attorney had a chance to even rule. Well you know who signs the paychecks.

The appearance of bias and partiality is inescapable in the BPD disciplinary hearings system. In my view generally the hearings are a foregone conclusion. Rather than being innocent until proven guilty, you are effectively guilty until proven innocent. As far as serving a sentence, the unfairness of the process is egregious. The Department imposes discipline upon you and you must wait months and sometimes years before you have a fair hearing in front of a neutral and detached arbitrator or Civil Service hearings officer. Because of the backlog in those systems you must serve all or most of the sentence imposed upon you by the Department until such time as you have a hearing in front of a neutral magistrate. The Department, mind you, does not have to proceed in this way. Civil Service law provides that any matter can be taken directly to Civil Service and heard by a neutral party immediately without the charade of the Departmental hearing. If the Department is so confident that its case would be ruled upon favorably by a neutral hearings officer or arbitrator, why not refrain from imposing punishment until after a real hearing is conducted before a non-appointee of the Commissioner.

The hypocrisy of the administrative hearings is best exemplified by one which I was involved in a number of years ago. It was one of the few hearings in which the outcome was favorable to the officer. Of course, the right thing happened for all of the wrong reasons. This particular officer had been involved in an altercation with a bike messenger

who was operating in a manner dangerous to the public at Downtown Crossing. The children of a lawyer known for suing police officers filed a complaint with the Police Department and a hearing was commenced. After the hearing was over, but before the

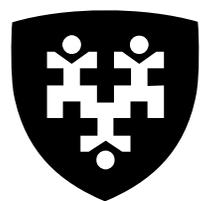
Department rendered a decision, the husband of a former prominent city official was struck and gravely injured by an out of control bike messenger. When a news reporter called me to ask whether or not the officers were going to crack down on the out of control bike messengers I responded by advising the reporter that I thought officers were reluctant to do so because a particular officer was being disciplined for trying to do just that. I guess that this prompted a call from the same reporter to the Department because in record speed my client received a rare exoneration.

I have said this before and I'll say it again – if the Department truly wants to have a disciplinary process that is respected by the rank and file then it should have a panel of officers serving in their Civil Service rank who do not fear retribution by demotion if they should rule in favor of the officers. Alternatively the Department could simply agree to allow such disciplinary matters to be heard before a mutually agreed upon neutral party. As a lawyer I cannot over emphasize the distaste I have for proceedings in which lawyers present cases in front of hearings officers employed by and appointed by their client. Imagine the indignant howl of the management operatives of the Department if complaints lodged against them were decided by the complaining party or an appointee or employee of the complaining party. No one would or should like to have their disputes adjudicated by someone who is appointed by the other side of the dispute. How does that look?

I did notice a few years ago that on one particularly controversial matter the Department brought in a retired Chief Justice of the Superior Court, a man above reproach and a man of great integrity, to hear related disciplinary matters. One matter involving a superior officer actually went to a hearing in front of the retired Chief Justice. After a full hearing the charges were not sustained. We never saw or heard from that judge in Departmental proceedings ever again. I wonder why not? Let's be honest, Commissioner. You want to set a new trend? Do you want to have universal respect? It's very simple. Set up a disciplinary hearing process that is truly fair and neutral. Everyone will respect you for it. If you want the members of the Department to treat citizens and those they arrest with fairness and respect for the law, you should start that tradition at home and set the example.

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**Christine Kociszewski, MPH, EMT-P, Boston MedFlight**

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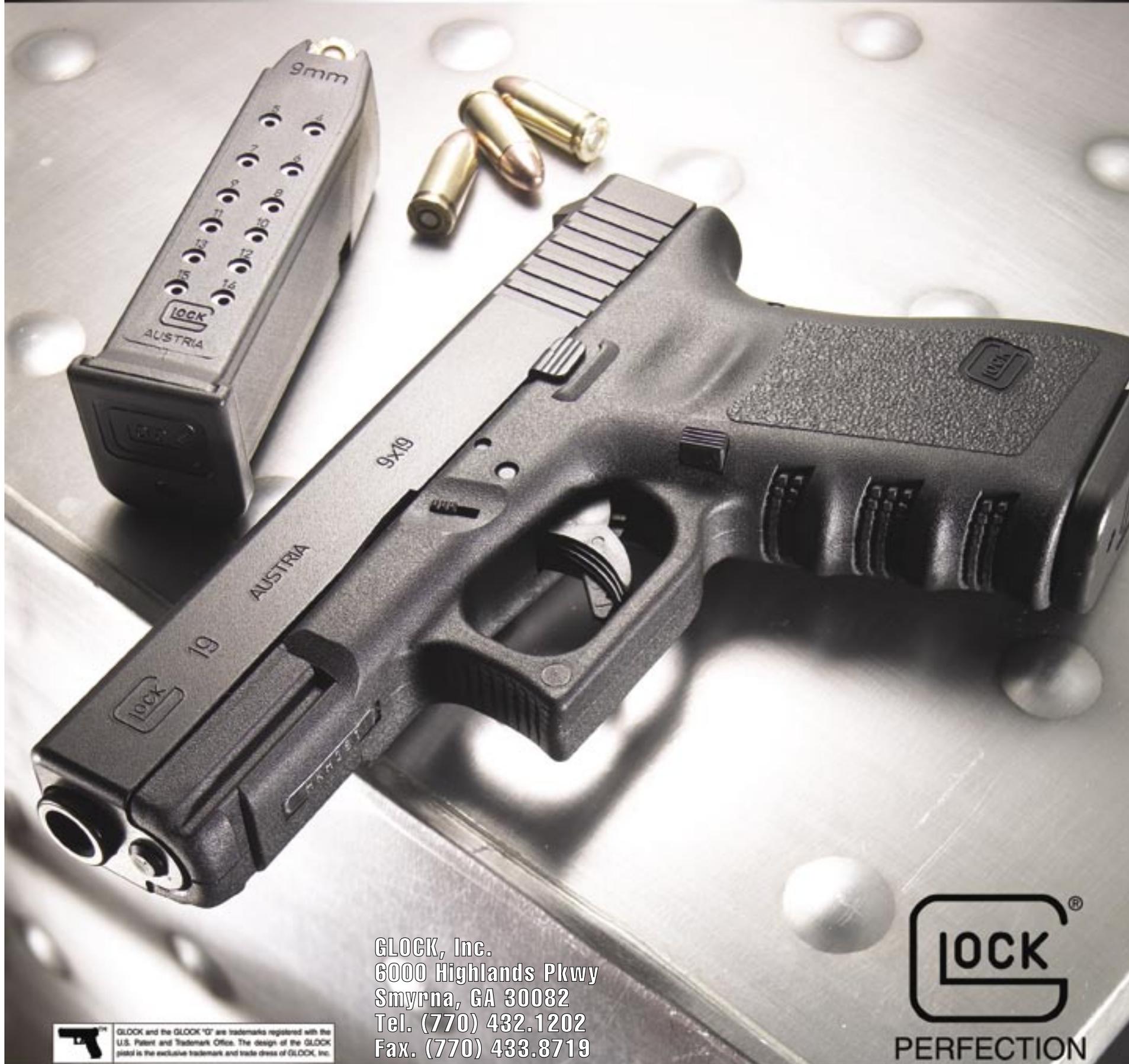
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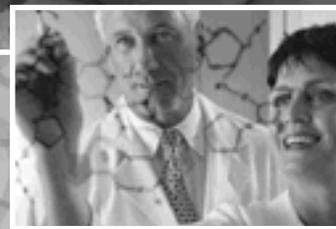
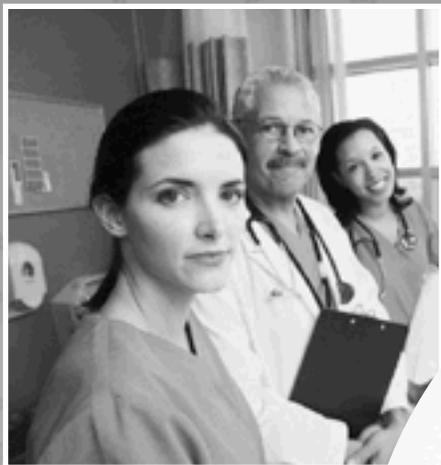
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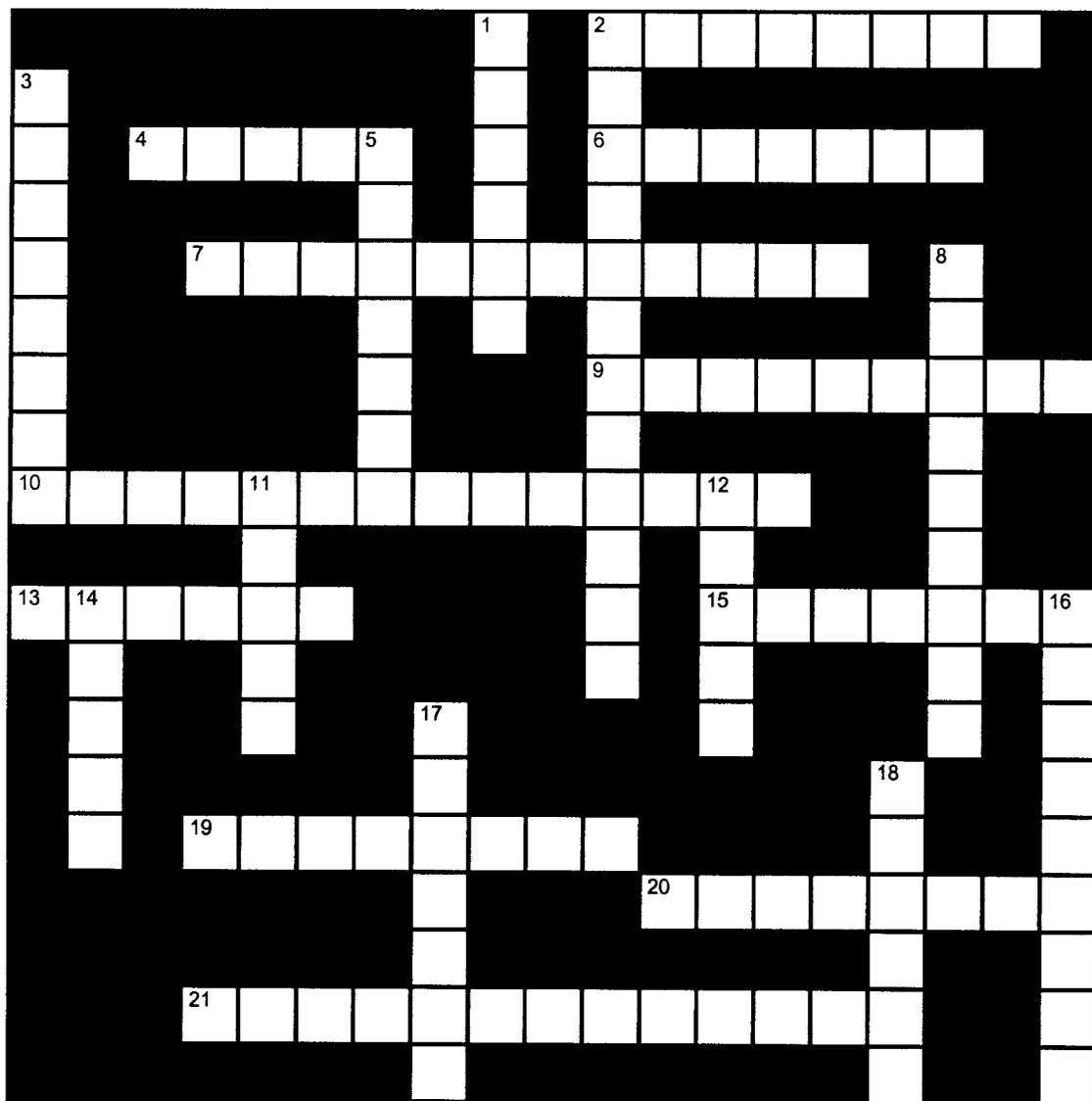
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# Crossword Puzzle: **Halloween**

Contributed by BPPA Secretaries  
Ann Parolin and Annmarie Daly



## Across

2. Which moon phase makes humans turn into werewolves
4. It was 1st celebrated by these people
6. Jack O'Lanterns were originally made from these
7. Which A1 BPPA Representative and Pax Editor is a Halloween baby? (October 31)
9. The Scots believe in this goblin who comes out on Halloween and steals children
10. The intense fear of Halloween
13. American "Treat or Treating" was originated by this board
15. In some parts of this country Halloween is called "Pooky Night"
19. a unibrow, tattoos and a long middle finger are all signs of this Halloween creator
20. These mythical beings defy death by sucking the blood of humans
21. The word Halloween originates from what phrase

## Down

1. Which country celebrates "the day of the dead" instead of Halloween
2. If you stare into a mirror at midnight on Halloween you will see this
3. Ancient Celts wore these on Halloween to avoid being recognized as humans
5. Halloween was originally celebrated, over 2,000 years ago, as the festival of \_\_\_\_\_
8. These animals were once believed to protect witches
11. The 1st official citywide Halloween was celebrated in 1921 in this Minnesota city
13. Halloween was brought to America in the 1840's by these immigrants
14. What is the name given to a group of witches
16. The name Dracula means
17. Halloween was originally intended to celebrate this
18. If you see one of these on Halloween it is said to be the spirit of a loved one watching over you

See answers on page B19



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## News you can't use

(continued from page B1)

not "relocate" the Jews to the Great Barren Wastelands of the north? Much easier to deliver the 30-40 billion dollars (or 30-40 kiloton nuke; same difference) to them.

*SYDNEY Herald, Sunday, 10/3/07* – Five people, including an army ranger, were shot dead by suspected Islamic separatists today in a spate of attacks in Thailand's Muslim-majority south, police said. The killings highlighted the almost daily violence in the troubled region where a separatist insurgency since early 2004 has left over 2600 people dead.

Clearly these young men completely misunderstand the meaning of the word "jihad." Come on, separatists, you know it really means "peaceful inner struggle!"

*SEOUL, South Korea, Associated Press 10/4/07* – South Korea's president expressed confidence North Korea will abandon its nuclear weapons after a summit with Kim Jong Il, where the two countries pledged Thursday to pursue a peace treaty and end their decades-long standoff across the world's last Cold War frontier.

Wonderful. Peace and puppies for all. Of course, this is all conditional upon North Korea doing something called "not lying," which, unfortunately, has not been part of their foreign policy for the past 58 years.

*Chronicle of Higher Education, 10/3/07* – Hugo Chávez, Venezuela's president, has threatened to nationalize any educational institution that does not adopt his socialist government's new curriculum. "All of the schools in the nation must apply this curriculum," Mr. Chávez said this week during his regular call-in show, Hello, President. "Any school which does not comply – to be nationalized! Any university which does not comply — to be nationalized!" Mr. Chávez also said that if the director of any "educational center ... is very stubborn and resists — he goes to jail, and that's it! That's the law."



Yesterday: Adolf Hitler, Joseph Stalin, Mao Zedong, Today: Kim Jon Il, Hugo Chavéz, Mahmoud Ahmadinejad. The more things change... the more things stay the same.

But don't you dare call him a dictator! He's "For the People/the Poor/the puppies!" Hugo was also efficient enough to mandate new Venezuelan school uniforms:

*BERKELEY, CALIFORNIA, Associated Press, 10/2/07* – A judge has ordered a group of tree-sitting protesters occupying a University of California oak grove to relinquish their perches or trade them for a jail cell.

If they won't go willingly, nets and tranquilizers may be used like to do for wild animals. Leftism isn't a mental disorder; it's a vegetative state.

*The Daily Mail, 10/2/07* – "Dissident groups (in Burma) say up to 200 protesters were killed and 6,000 detained in the crackdown, compared to the regime's report of 10 deaths."

And the Burmese government knows they can kill as many more as they want, since the only repercussions they suffer will be leftists and Europeans (but I repeat myself) sitting around their Manhattan suites and Swiss summer homes, muttering, "Oh dear, how awful, you mean men!" and consider themselves heroic defenders of the defenseless.



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## Curbing the slaughter

(continued from page B1)

**Y**ou'd think I stop there, but nay, nay I say, lets have regulations put in place forcing gun and ammunition manufacturers to track their product. We can track a firearm but not really the ammunition. Gun supporters rally around their quite slogans like; "Guns don't kill people, people kill people." Well, unless we're ready for a series of bludgeoning deaths and assaults without bullets, guns can't kill anyone. With the technology today some smarty pants can take this idea and make us a million. Put tracers and identifiers on every cartridge, every box and every slug. Install or attach something that can be tracked and traced by law enforcement so if Johnny Jones buys a box of ammo and one of the bullets from Johnny Jones' box finds its way into the body or property of someone else Johnny's going to have explaining to do and is civilly liable for his ammunition. Technology like that I'm sure won't be cheap and like

cigarettes, gas and alcohol it should cut down significantly the availability of ammunition. It's time to stem the flow of blood on our streets and in our neighborhoods. It is also high time those responsible for putting firearms and ammunition on the streets to pay their fair share of the policing them. Today you can buy a fifty round box of 40 caliber bullets for under twenty dollars. One bullet can easily cost a person their life. I think a single life is well worth more than 40 cents. Accountability, responsibility and cost are the keys. Make people civilly liable for their ammunition and their weapons. Force gun and ammunition manufacturers to account for every round they sell including putting identifiers on each bullet and casing. Price weapons and especially the ammunition accordingly, have those who supply the instruments of death and destruction pay for the cleanup and policing. Inventors please note author's name.

## Gone fishing...

(continued from page B1)

of activity with the tuna fishing. It was decided we would and John began to reel in the lines. Two lines were tangled and as they were taken apart a tuna hit on one of the lines. Ed Curley was called in to reel the first catch of the day. This looked much easier on television. Bending, pulling back the rod and reeling certainly wears on the legs. It took a few minutes to reel in the catch which had Eddie shaking at the knees from the fight it put up. Our host Mike and deckhand John gaffed the blue-fin tuna and brought it on board. This fish was huge (at least to me). It weighed about ninety pounds according to John. Eddie was informed of a ritual in which a person who catches a tuna for the first time must take a bite of the heart. It would take many Buds, Coronas and Jack Daniels to get Eddie to bite into

this one, and there wasn't enough on the boat. Heart in tacked, tuna in the hold.

We traveled further out to go shark fishing. John baited the hooks and we waited eagerly for a bite which never came. This still beat hanging over a hole on a detail or working overtime. While we waited our host offered up some hand-rolled cigars. I thought to myself, does it get any better than this? Our host served up some sandwiches along with a taste of the fresh tuna we had caught. Like all good things this day had to come to an end. I would like to thank my partner Eddie Curley for inviting me on this trip, and my co-worker's Pat Creaven and Freddie MacDonald for sharing this experience. To our host Mike and his deck-hand John, I wish you both nothing but safe travels on the high seas.

## Crossword Puzzle Answers

(see puzzles on page B15)



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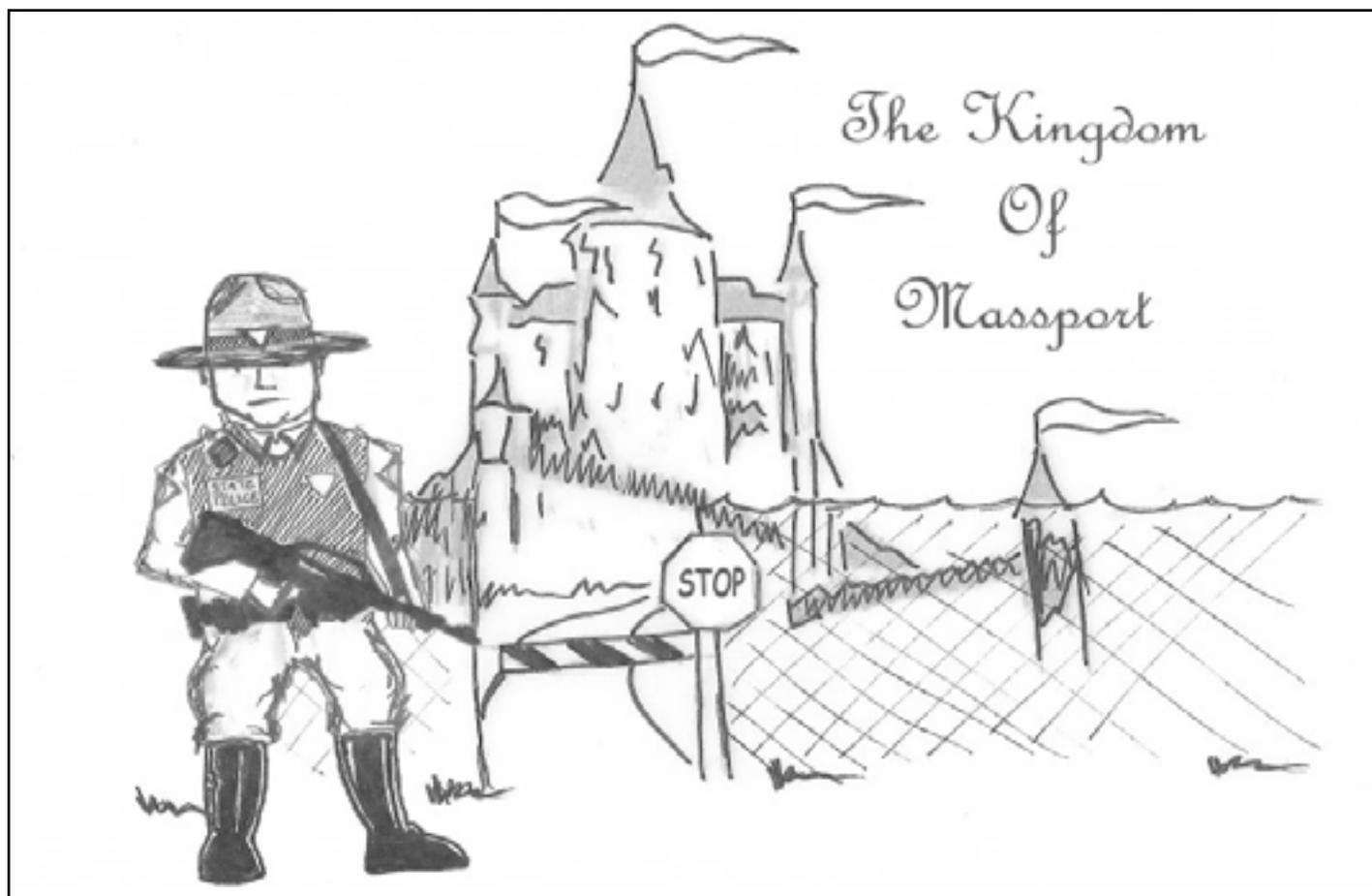
## On the Legislative Front...

### Whatever happened to the Massachusetts State Police (BC)?

By Jim Barry,  
BPPA Legislative Agent

**B**ack in 1996, then-current SPAM President **John McClain** asked to come before and speak to the BPPA House of Representatives. John told the BPPA delegates that evening, "we have no interests in doing the BPD work, the Mass. State Police have enough of our own work." That statement was true then and one would hope true today. We have seen the Mass. State Police grow unparalleled over the last 16 years. After consolidation the Mass. State Police built themselves an air force, navy and calvary. Their growth into specialized units increased beyond any kind of measure and kudos to them, I guess. They have done very well for the members over these years contractually and their growth has been nothing short of phenomenal.

The City of Boston and the BPPA have filed a joint piece of legislation to protect members of the Boston Police Department by granting concurrent jurisdiction on Massport properties inside the City of Boston. This bill is being opposed by SPAM



### The "Red Herring" of Flagmen

By Jim Barry,  
BPPA Legislative Agent

**M**r. Steve Silveria, a Governor Romney-appointed Chairman of the Transportation Finance Commission recommended last week a money-saving measure that police details be eliminated from road and bridge work and replaced by flagmen. We haven't seen the flagman issue as a money-saver in a while. *Pax* Editor **Jim Carnell** has published in this issue a copy of the official prevailing wage sheet for the Boston area showing \$37.50 per hour cost associated with hiring of a flagman. Now that is straight time, no benefits and not overtime after eight hours or Sunday/holiday work which is double time.

I'll let you folks do the numbers. Mr. Silveria states the replacement will save over \$100 million dollars over ten years. Shouldn't Romney have tested his math skills before he appointed him?

It is much too late to get him into a remedial math class.

and the Command of the Mass. State Police. The bill is not about details, it is about protecting members of the Boston Police Department from being sued after making an arrest on Massport property inside the City of Boston. As the law reads currently, that arrest could be challenged in court and a member of the Boston Police Department could be sued for false arrest. Short and simple, the bill will protect BPD police officers doing their job inside the City of Boston. In speaking against this measure, State Police Captain Resteen stated, "the Mass. State Police plan on growing as the Seaport district grows." Well Captain, the Seaport district is part of the City of Boston and Boston residents and visitors deserve to be protected, period. Nobody in this day and age of post 9-11 should have exclusive jurisdiction anywhere. Protecting the public should be our number one priority and making sure police officers are protected from unnecessary lawsuits the other. What are the State Police willing to sacrifice to continue to grow?

Sixteen plus years after consolidation, a common complaint heard from members of the Mass. State Police (BC) "before consolidation" is the original Massachusetts State Police barracks were as understaffed or worse since consolidation. One trooper assigned to 100's of square miles of high-

way. There was a provision in the consolidation bill that called for a studied re-deployment of resources and personnel after the State, Registry and MDC Police Department mergers took place. That to my knowledge never happened.

There was also a provision in consolidation that *renounced any exclusive jurisdiction* that the MDC Police used to exercise

on some properties and roadways they once controlled.

Their uncontrolled sideways growth has brought the State Police into some conflicts with local police departments. Now that conflict has come to Boston.

Just whatever did happen to the "Road" Trooper and just what is the mission of the Massachusetts State Police today?

### Mass. Truckers careening onto Beacon Hill

By Jim Barry, BPPA Legislative Agent

**T**he Massachusetts Truckers Association are returning to Beacon Hill, as a bill they have filed to handcuff police departments (including Boston) is brought before the Transportation Committee. This bill stops the efforts of the U.S. Department of Homeland Security and the U.S. Highway Department to control what is traveling on our roads, through our tunnels and over our bridges throughout the USA. Once again the truckers will give their story about how the local police, especially Boston, don't understand what it is they do. Oh and let's not forget the stories about how they are cited for next to nothing. (Remember the past issue of the *PAX* where three truckers with trailers containing thousands of gallons of 350°F molten asphalt were caught driving through Speaker DiMasi's neighborhood.) That is almost next to nothing, as far as the truckers are concerned. They (the company) were cited for driving through a Boston neighborhood with dangerous materials, which they are prohibited by Boston ordinance. Those fines totaled into the thousands of dollars.

So when after all is said and done, it is about money, not safety. This hearing is about the Truckers Association in Massachusetts not wanting to be stopped and cited for violations in the City of Boston or anywhere else for that matter.



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## Lawsuit challenges fairness of police test

Dear *Boston Globe* Editor,

I extrapolated the following comments from the article "Lawsuit challenges fairness of police test" (9/12/07, B-1). Officer **Hemenegildo Martinez**: "...we're looking for an equal playing field... which we believe we still don't have... the numbers show that, and it's the end result that counts." Officer Abel Cano: "...For me, a person whose native language is Spanish, it's a challenge. The questions are extremely complicated." And Officer **Kevin Sledge** complains that "he scored a 76, but was passed over for others who scored higher."

A few facts to interject into this litigious madness: 1.) Hemenegildo: the constitution guarantees equality of opportunity, not equality of results. I don't complain because

I'm not an NBA basketball star. Abel: the primary language (at least as of a few years ago) of America is English. If the questions are too "complicated" for you, perhaps you should seek employment in a Spanish-

speaking country. And Kevin, how awful! Passed over for promotion by people who did better than you on the exam? My God! Any chance that studying harder might be the problem?

This constitutes their specious claims of "discrimination"? God help America.

— James W. Carnell

*Boston Police Patrolmen's Association  
Area A-1 Representative*

## Response to "Highway pile-up will hit the wallet"

Dear *Boston Herald* Editor,

Par for the course, the *Herald's* editorial board never misses an opportunity to throw a rock at police officers and police details ("Highway pile-up will hit the wallet" 8/30/07, page 24). In this editorial, you advocate the use of "minimum wage flagmen" over police officers.

First, one wonders where these mini-

mum-wage wonders will come from. But more importantly, that assertion was long-ago proven utterly false. In the *Reader's Digest*, June 1993, Page 135, (quoting Debra J. Saunders in the *San Francisco Chronicle* and supported by statistics from CALTRANS – the California Department of Transportation), it was reported that California flagmen (a highly unionized state similar to Massachusetts) were then (14 years ago!) making between \$25.12 and

\$41.73 per hour, depending on weekday or weekend.

Today, in 2007, the rate for Boston police officers is either \$34 or \$37 per hour, regardless of the day of the week.

Please don't allow your obvious hatred for police officers and unions in general to obfuscate acknowledged facts.

— James W. Carnell

*Boston Police Patrolmen's Association  
Area A-1 representative*

## Police details: Response to "major hike in gas tax, fees urged"

Dear *Boston Globe* Editor,

Obviously, the *Globe* never misses an opportunity to take a gratuitous slap at police officers and police details whenever the political opportunity presents itself.

On September 16th, in a front-page article entitled "Major hikes in gas tax, fees, urged," the *Globe* prominently reported that "the elimination of police details... on public construction projects... could save up to \$100 million" and alluded to cost savings supposedly related to replacing police officers with flagmen. That information is patently false. The Massachusetts Department of Labor has issued a list of prevailing wage rates which applies to all public construction projects in Massachusetts. (Failure to pay said prevailing wage rates is a violation of MGL c.149 s. 27B.) The prevailing wage rate listed for "Flagger and Signaler" is \$37.50 per hour as of 5/31/08,

excluding weekend/holiday/night/overtime rates. The rate for a Boston police officer as of 5/31/08, regardless of the day/night of the week, will be \$33.00 or \$37.00 per hour. Unless the total elimination of union labor and the prevailing wage law is also part and parcel of the Transportation Finance Commission's recommendations, I therefore conclude that any alleged "cost savings" are simply non-existent.

As a veteran Boston police officer, I am intimately familiar with the *Globe's* editorial loathing of police officers in general and the Boston Police Patrolmen's Association in particular. But the occasional addition of factual truths might prove to an interesting, though novel, addition to your newspaper.

Not breathlessly anticipating publication,

— James W. Carnell

*Boston Police Patrolmen's Association  
Area A-1 representative*

## Response to Margery Eagan's "Stop scams before tapping taxpayers"

Dear *Boston Herald* Editor,

Par for the course, columnist **Margery Eagan** gets it wrong again in her column "Stop scams before tapping taxpayers" (9/18/07). Margery regurgitates the erroneous information spewed forth by the Romney-appointed Transportation Finance Commission when she states that police details "cost \$100 million" per year.

Margery, not that it matters, but just to interject a few facts: the Comm. of Mass. Department of Labor, prevailing wage rates, contains a category for "Flagger and Signaler" with a wage rate of "\$37.50" per hour as of 5/30/08, excluding the higher rates for overtime/weekend/holiday, etc. This rate

must be paid on all public construction projects per the prevailing wage law (MGL c.149-s.27B). The current rate for a Boston police officer, regardless of day/night/week-end is either \$33 or \$37 per hour. Clearly, there are no cost-savings to using flagmen instead of police in Massachusetts.

Of course, it is unlikely that this information will be publicized, because it's so much more fun for Margery and her elitist-Brookline crowd to denigrate cops and make us the scapegoats for years of neglect on the states roads and bridges.

— James W. Carnell

*Boston Police Patrolmen's Association  
Area A-1 representative*

## The cost of opportunity

By Tony O'Brien,

Treasurer, BPPA/EMS Division

I came to America when I was 21 years of age. The flight cost me £195 (approx. \$375 at the time) I had in my pocket £173, just over \$200. I got a job which paid very little, but was enough for me to cover rent and buy a six-pack every now and then. I was living the American Dream. Fast forward Thirteen years, I find myself married with three beautiful children living in my dream home with what

slated for January 08, with the hope of a promotional opportunity sometime in the future. My goal is to become a paramedic for the city of Boston, but I can't afford it. For the first time in thirteen years I have met an obstacle I cannot overcome. It is the economic discrimination of the Public Health Commission.

I am still enrolled in the A&P class in the hope that someone will realize this glaring inequity and do something to rec-

tify it. It is far more likely however that I will successfully complete this portion of the process and watch my classmates move on to the medic class and subsequent promotion. If that is the case it's going to really hurt. Much more than it did Five years ago when I did the exact same thing. Back then my financial situation precluded me from advancing my career, today I'm facing the same dilemma. Truth of the matter is I don't know when I'm going to have almost Nine Thousand Dollars to use for the education I need in order to be considered for a promotion at work. This is a big deal for me and, I assume, for lots of other people on the department who are unable to afford a promotion. Frustrated by the situation I ran a few numbers, what I found was interesting to say the least.

38 people are enrolled in the A&P class which is free. You do however have to pay for parking (\$5 per day) the total out of pocket cost of parking amounts to \$4,180.00. The maximum number of students allowed to take the medic class is 24, at a personal individual cost of \$7,500.00. A little math and you reach the total cost of the class being \$180,000.00. Add to that the cost of parking and you'll discover that the men and women of Boston EMS will pay \$210,100.00 out of their

(continued on page C7)





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# "Who do I call?"... An Idiot Test for John Q. Public

By Jim Carnell, *Pax Editor*

Directions: circle either A or B.

1. **If my basement is flooded, I should call...**  
A.) the police B.) a plumber
2. **If the electricity is out, I should call....**  
A.) the police B.) N-Star or an electrician
3. **If there is a bat in my attic or a raccoon in my yard, I should call...**  
A.) the police B.) animal control
4. **To find out what time a parade/concert/event starts, I should call....**  
A.) the police B.) City Hall or consult a local newspaper.
5. **I live in Andover and I want to get to Brookline. For directions, I should call ....**  
A.) the *Boston* police B.) the *Brookline* or *Andover* police
6. **My car is broken down and needs service. I should call...**  
A.) the police B.) an auto mechanic or a tow truck
7. **I am locked out of my car or home. I should call....**  
A.) the police B.) a locksmith
8. **My checkbook doesn't balance. I should call....**  
A.) the police B.) my bank
9. **I can't find a pay telephone or a public toilet. Should I....**  
A.) ask the police, because they are supposed to know the location of every goddamn pay telephone and toilet in the city, or  
B.) take my head out of my butt and look for one
10. **I can't find a parking space. Should I....**  
A.) ask the police because they can see around corners and know where all the open parking spaces are, or  
B.) again, take my head out of my butt and look for a big, blue "P" sign or a parking garage where common sense would dictate an idiot looking for a parking spot can park.
11. **I want to take the No. 54 bus to Vomitsville. Should I...**  
A.) ask the police because they know where and when all of the buses run or...  
B.) ask a freaking MBTA inspector or bus driver
12. **A meter maid assigned to the Traffic and Parking Division gave me a parking ticket yesterday. I should ...**  
A.) call the police to complain or ...  
B.) read the ticket where it says "HOW TO APPEAL" and follow the directions.
13. **My little Johnny won't do his homework and won't go to bed. I should....**  
A.) call the police  
B.) act like an adult, slap the little son-of-a-bitch's backside and assume the role of a minimally intelligent parent
14. **My street has a huge pothole and a broken streetlight. I should call...**  
A.) the police B.) public works and the street lighting department
15. **I am an idiot and want to park my car in front of two confusing signs, one of which says "No parking" and the other says "No stopping anytime." I should...**  
A.) call the police because the cop on the other end of the phone should be able to know what the hell I'm talking about and make a decision for me or ...  
B.) use my remaining brain cells to determine that I probably shouldn't park in front of EITHER a sign that says "No parking" OR a sign that says "No stopping anytime".
16. **I need to find the location of the Bolivian consulate. I should call ...**  
A.) the police  
B.) 411 for the address and phone number of the Bolivian consulate.

17. **Directly in front of me, there are blue wooden barriers marked "Boston Police" and thousands of people dressed in shorts and t-shirts running down the street. It is also April 19<sup>th</sup>, which is Patriot's Day and the day of the Boston Marathon. Because I am an idiot, I cannot understand why the mean police officer will not let me cross through the wooden barriers and the people who running down the street. I should...**  
A.) write an article in the Boston Herald under the name "Margery Eagan" and complain about the police  
B.) find another way to get to my ivory-tower, elitist-fraud hometown of Brookline
18. **500 or more drunken morons are fighting, screaming and yelling in the middle of State and Broad Sts. at 2 AM. Six or seven harried Boston cops arrive to attempt to restore order. Because I am an idiot, I should ...**  
A.) pull out my cellphone camera and begin taking pictures of the cops using "excessive force" and then call the police station to complain  
B.) get the hell out of there and leave like the cops told me to in the first place
19. **I just blew through a red light and was stopped by the police. The reason they stopped me is...**  
A.) they don't have anything better to do/racial profiling/ they don't like me, etc. etc. fill in the blank....  
B.) because I blew through a red light.
20. **The correct answer to all of the above questions is:**  
A.) "A"- because I am an idiot B.) "B" – because that would be the right answer.

## ? Civil War Trivia: Bill Carroll

### How's Your Knowledge of the War Between the States?



1. What state was the first to secede from the Union prior to the Civil War?
2. What founder of the American Red Cross treated wounded Union soldiers on the battlefield during the Civil War?
3. Who was the last American military commander to hold the rank of Lieutenant General before Ulysses S. Grant?
4. What state sent 39 regiments to fight in the siege of Vicksburg?
5. True or False, over three million Americans served in the armies that fought the Civil War?

(see answers on page C13)

## ? Sports Trivia: Bill Carroll

### How Many Can You Get Correct?

1. Who is the only Major League pitcher to have at least 200 career wins and 150 career saves?
2. Who were the last two Division 1 college football teams to lose their opening game and go on to be National Champions that same season?
3. Who was the first National League catcher to hit 40 doubles in a season?
4. What year was the Breeders Cup first held and at what racetrack?
5. What year did the New England Patriots first appear on Monday Night Football?
6. What team holds the National Hockey League record for the fewest wins in a season?
7. Who holds the NHL record for career penalty minutes?
8. Who was inducted into the Baseball Hall of Fame with Dennis Eckersley in 2004?
9. Who won the 1979 World Series?
10. What was the first NASCAR race ever shown on television?



(see answers on page C13)



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## Why is it?

- That terrorist scumbag Iranian President **Mahmoud Ahmadinejad** feels he is welcomed in this country? Thanks Columbia University!!!! Thanks United Nations! He is a supporter of terrorism and recently said he has no plans to stop Iran's development of nuclear weapons. Great... another wacko that we'll have to deal with in a few years. And I'm sure we won't get any help from any other nation. And remember this guy is one of the terrorists that invaded **OUR** Embassy in Iran in 1980 and took hostages! But of course he denies he was there...
- Anyone gets upset over Judge **Ernest Murphy** skipping out on a court date for reckless driving in North Carolina and then going to the racetrack? These judges think they can do anything they want while the rest of us have to obey all the laws. Can you imagine what would happen to a person who didn't show up for a court date in Murphy's court?
- DA **Dan Conley** just doesn't realize he looks foolish?
- The ACLU continues to defend people who make it their life mission to be critical of everything this country does? In a recent story in the *Boston Herald* the ACLU has filed suit asking a Boston Federal Court to order the government to process the visa for South African **Adam Habib**. Habib is an outspoken critic of the war in Iraq and the US involvement.

He called the war a disaster but said he opposes terrorism. Hey, Habib... what war isn't a disaster? And how many of your countrymen are presently fighting against terrorism alongside our military?

- The state of New York thinks that giving driver's licenses to illegal aliens is a good idea? (*Boston Herald* 09/24/07). New York state officials say that by giving the licenses security will be enhanced by creating records of the illegals identities. Just one small problem... soon enough the ACLU will probably ban law enforcement agencies from obtaining that information. Good move New York!
- Self-proclaimed "peace activist" **Isaura Mendes** gets so much attention in the press for her criminal activities? Mendes is the fool who laid down on the street blocking a Boston cruiser with her grandson in it. He had been arrested for witness intimidation, assault by means of a dangerous weapon, and threats. Hey Isaura...I guess you forgot to educate your grandson in what the word peace means. You're another phony in this city who wants to be "somebody." Go away!
- Some people are so clueless? In a letter to the *Herald* editorial page on 09/27/07, **Daniel Weinreb** of Lexington writes about that moron MIT student who wore a hoax device into Logan airport recently. States Weinreb, "The people who police our airports ought to be educated enough

to understand that a circuit board with some blinking lights bears no resemblance to a bomb" Really Daniel? What does a bomb look like? A cannonball with a fuse like the ones they used in Lexington? Why don't you volunteer your time and become an "expert" on bomb identification for Massport? You can be the one that decides in the matter of seconds what is real and what isn't. And you better be right! Not so easy is it Danny? Do us all a favor and stay in Lexington!

- The courts even allow a stupid lawsuit by a Jets fan to even be heard? **Carl Mayer** of New Jersey is suing for \$184.8 million in a class action suit against the Patriots and **Bill Belichick** for "deceiving customers" after the recent video taping incident.
- Sen. **Hillary Clinton** thinks it's a good idea to give every baby born in the United States a \$5,000 "baby bond"? You think they support the idea in Mexico? We better build that wall on the Mexican border a little higher!

### The cost of opportunity

(continued from page C3)

own pocket in order to be eligible for promotion. These numbers are staggering, almost a quarter of a million dollars! They force me to ask the question "where does the money go?"

It is well known that the BPHC has some questionable accounting practices, the leadership of the BPPA/EMS Division have identified several areas where revenues are lost or "not fully realized" but to charge your employees \$210,100.00 in order to be considered for a promotion is reprehensible. These people work us like dogs, deny us benefits, in fact they actively lobby against us when we try to secure benefits that we need and deserve. And now they want to add insult to injury by having us hand over a huge amount of money for the luxury of

working for them. Enough, I am calling for a boycott of the paramedic promotional process until a fair and equitable arrangement can be reached.

As I said earlier my goal is to become a paramedic. I understand fully the implications of boycotting the process. I urge everyone who is enrolled in the class to make a personal choice, do want to let the PHC continue to degrade and humiliate you? Or, do you want to show the PHC that their days of tyranny are over? I will not pay almost \$9,000.00 for the opportunity to advance in my profession, and I call on all of you to join me in putting an end to one of the more egregious inequities faced by the men and women of Boston EMS.

## Living Through Divorce



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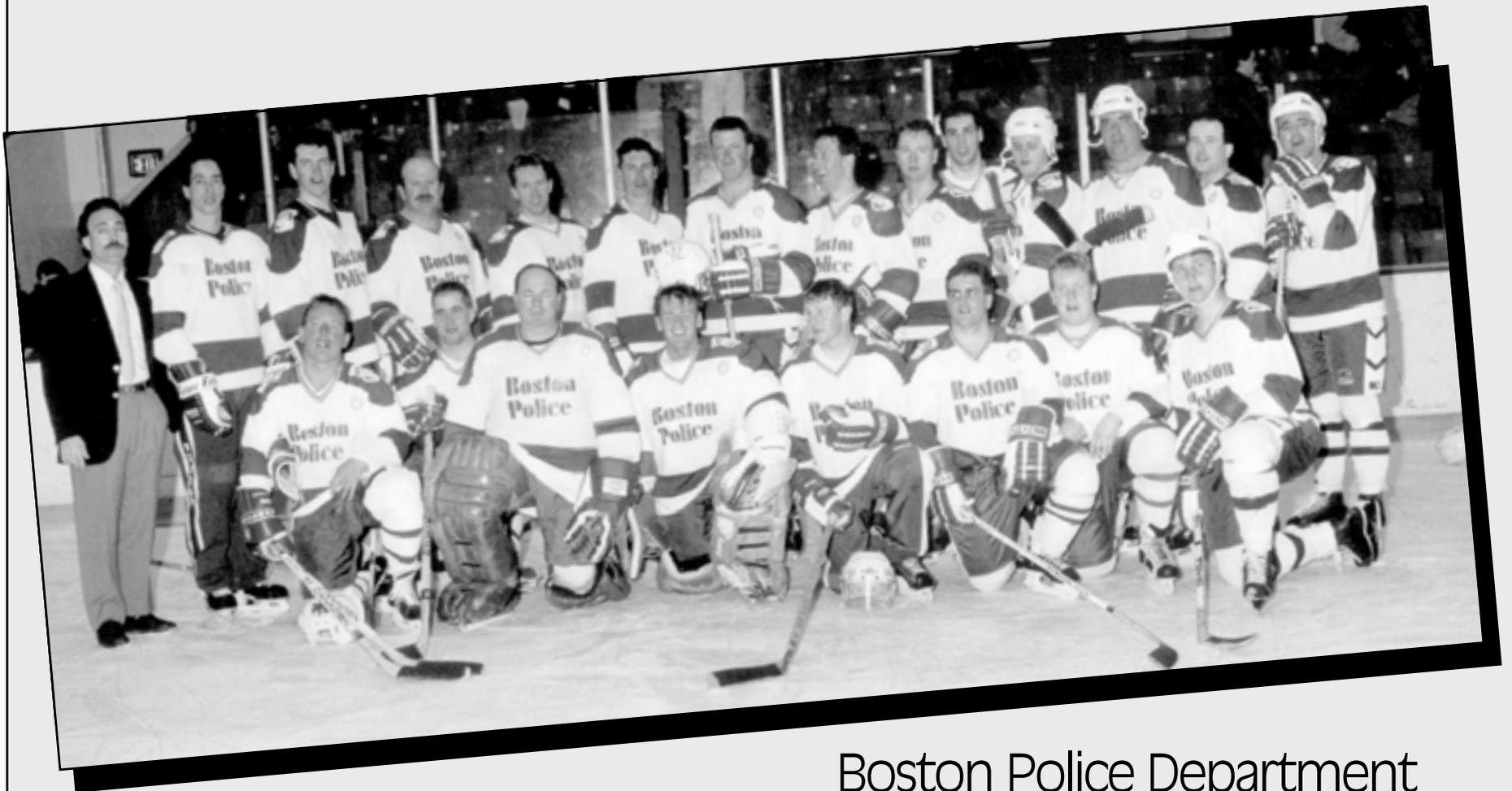
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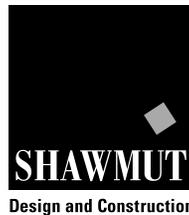
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Boston Police Department  
Hockey Team  
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## Trivia Answers



### Civil War

(see questions on page C5)

1. The first state to secede from the Union prior to the Civil War was South Carolina on December 20, 1860.
2. Massachusetts native and nurse Clara Barton treated wounded Union troops on the battlefield during the Civil War and would later go on to found the American Red Cross.
3. The last American military commander to hold the rank of Lieutenant General prior to Ulysses S. Grant was George Washington who held the rank during the American Revolution.
4. The state of Missouri sent 22 Union regiments and 17 Confederate regiments to the siege of Vicksburg for a combined total of 39. After 48 days of fighting the Confederates surrendered to Union forces on July 4, 1863 and as a result the city of Vicksburg did not celebrate the Fourth of July for the next 81 years.
5. True, 3.1 million American soldiers served their respective armies during the Civil War, with the Union side supplying 2.9 million to the total and the Confederates 1.2 million. 360,000 Union soldiers died from wounds or disease and 250,000 Confederates soldiers met the same fate.

### Sports

(see questions on page C5)

1. Braves righthander John Smoltz is the only major leaguer to have 200 career wins and 150 career saves.
2. The last two Division I college football teams to lose their opening game and go on to become National Champions that same season were Penn State in 1982 and the University of Miami Hurricanes in 1983.
3. The first National League catcher to hit 40 doubles in a season was Johnny Bench of the Cincinnati Reds who did it in the 1968 season.
4. The Breeders Cup was first held in 1984 at Hollywood Park Race Track in California.
5. The Patriots first appeared on Monday Night Football in 1972, the third year of "MNF".
6. The Washington Capitals hold the NHL record for the fewest wins in a season with eight during the 1974-75 season.
7. The NHL career record for penalty minutes is held by Dave "Tiger" Williams with 3,966.
8. Paul Molitor was inducted into the Baseball Hall of Fame with Dennis Eckersley in 2004.
9. The Pittsburgh Pirates won the 1979 World Series beating the Baltimore Orioles in seven games.
10. The first NASCAR race ever shown on television was the 1979 Daytona 500 which was won by Richard Petty.

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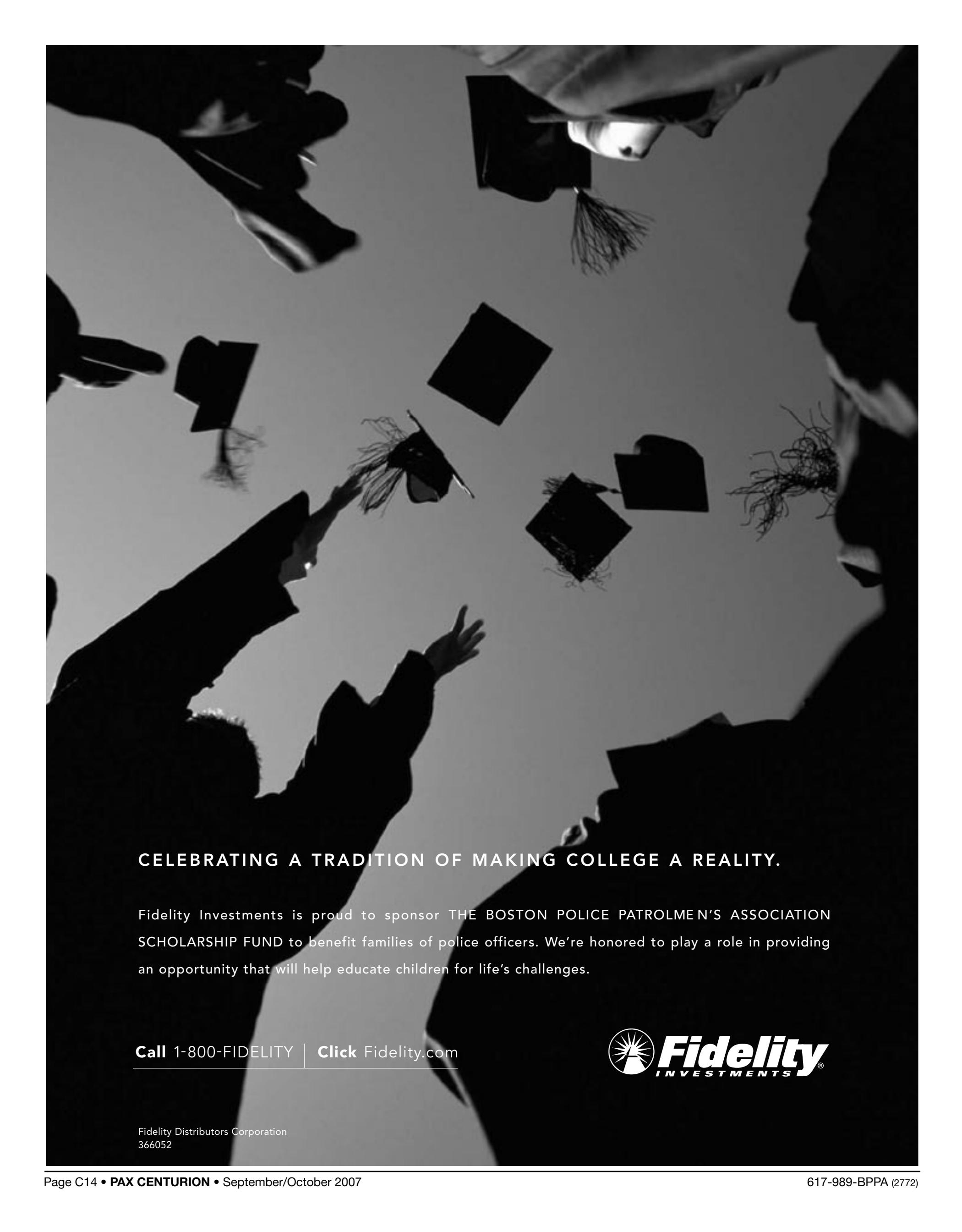
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...to keep a straight face when people complain about potholes.



...to be tolerant of people who complain about the hassle of getting ready for work.



...to be understanding when a co-worker complains about a bad night's sleep.



...to be silent when people pray to God for a new car.



...to control his panic when his wife tells him he needs to drive slower.



...to be compassionate when a businessman expresses a fear of flying.



...to keep from laughing when anxious parents say they're afraid to send their kids off to summer camp – or college!



...to keep from ridiculing someone who complains about hot weather.



...to control his frustration when a colleague gripes about his coffee being cold.



...to remain calm when his daughter complains about having to walk the dog.



...to be civil to people who complain about their jobs.



...to just walk away when someone says they only get two weeks of vacation a year.



...to be happy for a friend's new hot tub.



...to be forgiving when someone says how hard it is to have a new baby in the house.



...not to punch a wall when someone says we should pull out immediately.



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