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Where's the Globe photographer?
See the back and forth with the Globe's Scot Lehigh.
See pages A10 & A11

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PAX CENTURION

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



A DISGRACE!!! **City gives Woodman family, attorney \$3 million settlement**

By Jim Carnell, *Pax Editor*

In yet another discouraging, insulting slap at working police officers, the city recently gave the family of **David Woodman** and cop-hating Attorney **Howard Friedman** \$3 million dollars, despite the fact that a formal lawsuit had not even been filed.

Woodman died at the Beth Israel Hospital eleven days after his initial encounter with police following the Celtics' 2008 victory. Woodman had a pre-existing heart condition (an arrhythmia), which could be triggered by any form of physical exertion with potentially fatal results. This fact could not have been known by the officers who were unlucky enough to have encountered the privileged college student. Despite having this condition, Woodman first taunted the police officers, then tossed a cup full of beer towards one of the officers, and then wrestled/resisted the officer's attempts to handcuff him, reportedly grabbing onto a fence. The officers requested medical assistance immediately after realizing that Woodman, who was initially suspected of merely being drunk, had stopped breathing. Woodman was taken to nearby Beth Israel Hospital, where he later revived but eleven days later, while under the care of some of the finest doctors and nurses in the world, he suffered a second arrhythmia and died.

It is important to reiterate the find-

(continued on page A3)

Police Picket Patrick *Thousands attend two-day picket, Gov. Patrick jeered, AZ Gov. Brewer cheered*

By Jim Carnell, *Pax Editor*

Thousands of Massachusetts municipal police officers showed up to demonstrate at the National Governor's Association meeting held recently in Boston, hosted by our own little Lord Fauntleroy, Governor **Deval Patrick**.

On Friday, July 9th, about three thousand officers appeared outside of Fenway Park to greet the Governors and their staffs at an event featuring our diminutive Governor. Governor Patrick has focused his (and his allies in the bought-and-sold local media) attention upon police officers in particular, attacking police officer's pay, benefits and other contractually guaranteed items as somehow being a cause of the state's fiscal woes. He has not, naturally, focused any attention upon the billions of dollars in entitlement and welfare benefits lavished upon the non-working residents, legal and illegal, who soak up the lion's share of the state's tax resources.

On Saturday, an estimated 1,200 officers also appeared at Castle Island in South Boston, where Governor Patrick was holding another soiree for his friends and acquaintances. While Patrick was jeered resoundingly, Arizona Governor **Jan Brewer**, who has taken a strong stance against illegal immigration and in favor of law enforcement, received a 2-3 minute ovation from the assembled police officers and supporters. Governor Brewer acknowledged the ovation by waving and sending her thanks through her State Police escort. (The State Police, through their President Rick Brown, did not join the protest because none of *their* pay, benefits, Quinn bill monies or details have been affected by Lord Fauntleroy/



3,000 police officers from across the Commonwealth march down Yawkey Way to protest Gov. Patrick's attacks on police pay, benefits and other contractually guaranteed items.

Governor Patrick.)

Not unexpectedly, the local newspapers and media outlets completely ignored the event at Castle Island and the ovation pro-

vided to Governor Brewer, choosing instead to focus their cameras on a few hundred professional protesters from Cambridge,

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The Boston Police Patrolmen's Association Retirement & Awards Banquet 2010

See photos on pages A14 - A16

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Some thoughts on the right to bear arms and the second amendment



- "Those who hammer their guns into plows will plow for those who do not." – Thomas Jefferson
- "Those who trade liberty for security have neither." – John Adams
- Free men do not ask permission to bear arms.
- An armed man is a citizen. An unarmed man is a subject.
- Only a government that is afraid of its citizens tries to control them.
- Gun control is not about guns; it's about control.
- You only have the rights you are willing to fight for.
- Know guns, know peace, know safety. No guns, no peace, no safety.
- You don't shoot to kill; you shoot to stay alive.
- Assault is a behavior, not a device.
- 64,999,987 firearms owners killed no one yesterday.
- The United States Constitution © 1791. All Rights Reserved.
- The Second Amendment is in place in case the politicians ignore the others.
- What part of 'shall not be infringed' do you NOT understand?
- Guns have only two enemies; rust and politicians.
- When you remove the people's right to bear arms, you create slaves.
- The American Revolution would never have happened with gun control.



Taking stock around the BPPA

Sergeant Jay Broderick

Congratulations are in order, I'm sure Jay struggled with the decision to leave our rank and join the Federation but that choice will prove over time to be the right decision. Jay's leadership and willing involvement in all day to day endeavors will be hard to replace at the union but knowing that Jay will be out there helping our members is a welcomed alternative. Those under his command will be in good hands in the best and worst of times. Though we will miss his "stand up" routine, Jay will never be more than a phone call away.

Tom Lyons

During the first week in May the U.S. Marine Corp celebrated "Marine Week" in Boston with assorted helicopters, and artillery on display on the Boston Com-

mon highlighted by an amphibious assault on the beaches of South Boston. Tom Lyons did a fantastic job in coordinating the occasion as he does with all related veteran's events in the City of Boston. The up close, military experience was appreciated by both the young and old. One can only hope that the marines enjoyed our city as much as we enjoyed their visit.

During the week, on the Beacon Hill side of the common where the military equipment was on exhibit, a couple of local residents felt the need to voice some concerns regarding the military display. The first commented that the helicopter's machine gun (no ammunition) was pointed directly at him requesting the removal. Another concerned citizen requested that the helicopter be moved so he and his son could play soccer that evening in the particular spot where the helicopter was situated. These clueless individuals are a sad commentary on the

total lack of respect for both the present and past history of those who dedicate themselves to defending our country. Both refused the officer's insistence on summoning H and H for a psych eval.

Between the Medal of Honor recipients visits to Boston and Marine Week, if you happen to see Tom Lyons in your travels give him a "special thanks" for his service and his commitment to veterans' well being.

FLSA

1,765 officers received \$1,781,091 in damages plus \$449,628 in statutory interest, for a total damages payment of \$2,230,719. Attorney Bryan Decker handled the case and has an article in this edition further explaining the breakdown. Bryan made a nice presentation and has back to back wins with FLSA cases including the 1998 through 2001 case. Many calls

were received concerning eligibility for the money. The Quinn educational incentive and night differential were the two essentials needed to qualify.

Bargaining

Should a police officer be paid an annual salary equivalent to that of a firefighter? One would hope that the city's future offer will reflect that undeniable answer. One could argue that the city smartly positioned itself in opting for that additional year with the hope of righting the ship because of the disparity between similarly situated police and firefighters. Tacking on the fifth year (fiscal year 2011) enabled the fire and the city to get what both needed. The fire receives 4% plus the TCAP over the course of this fiscal year. With the contract opening up twice in both January and June that provides an additional 2% to members at the rank of firefighter with 5 years of service in this fiscal year.

The city gets a window of opportunity in fiscal year 2011 to put both parties back on a level playing field. Fiscal 2011 would be an ideal and arguably the only time to reconcile all police contracts and get us back on the proper wage parallel with the firefighters without fear of the recurring "new money" argument at the subsequent firefighter arbitration. It will be an expensive up-front package for the city but it will bring fiscal sanity going forward. Similarly situated members of police and fire are \$15,000 plus in "reality dollars" apart in general wages despite the fire arbitrator's assessment that there is a "sensible relationship between earnings."

Any voluntary contract between the city and the patrol force will need the TCAP. The TCAP would provide an additional 1 percent for approximately 1,150 of our members that have reached their 5th year but more importantly keep future contracts in the same ballpark. An explanation of the TCAP and its introduction follows:

TCAP (Transitional Career Awards Program)

The TCAP was a side letter of agreement that was incorporated into the FY 88-FY 90 Local 718 collective bargaining agreement. This was a weekly entitlement for every employee in the rank of Firefighter commencing with 5, 10, 15, 20, and 25 years of service. Effective July 1, 1987, one percent (1%) of the total firefighter rank maximum weekly salary, night differential and hazardous duty pay with the product of such one percent (1%) calculation was added to the weekly TCAP benefit level in effect as of the last pay period of the immediately prior fiscal year. The TCAP is paid on a weekly basis and considered for the **overtime rate**, holiday rate, sick, injured, vacation and computation of pension.

This is a benefit that needs to be secured
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A DISGRACE!!! City gives Woodman family, attorney \$3 million settlement...

(continued from page A1)

ings of the independent investigator, former US Attorney **Robert Stern**, who is by no means a friend of the Boston Police: "...an independent cardiovascular specialist said that both of the arrhythmias resulted from Woodman's heart abnormality, and that the second would have killed him, even if the first never occurred". Please re-read that important quote: "...the second would have killed him even if the first had never occurred...". David Woodman was literally a patient at Beth Israel Hospital under the care of outstanding medical professionals who were steps away when he died. They could not save him. But the police were somehow responsible? That is simply outrageous. Did the Woodman family and Attorney Friedman sue Beth Israel Hospital or the doctors who were attending to him? The answer is NO.

Despite this fact, the city still chose to give the Woodman family \$3 million dollars, of which we can assume Attorney Friedman will probably get a cut of one-third, or a cool one million dollars. Trying to put a shine on a sneaker, the city's attorneys said that "no officer was required to admit to any liability." But the Woodman family and Attorney Friedman clearly view it as an admission that the police were responsible for Woodman's death. "The city has properly accepted responsibility for David Woodman's tragic death, the family's lawyer, Howard Friedman, said..." to his friends at the *Boston Globe*.

Let's get something straight, Howie: David Woodman – and David Woodman alone – was responsible for his own demise. David knew about his heart condition, the cops had no way of knowing. It goes without saying that struggling with police officers while resisting arrest could probably be

considered a form of physical exertion (I know, I'm going out on a limb here, but it does seem to qualify as a form of "physical exertion"...) which Woodman's doctors had always cautioned him against, according to published reports. If Woodman had not acted like a petulant, entitled college student (which he was) and had not tossed his beer toward an officer, he would probably never have even caught the officer's attention. It should also be mentioned that David had an outstanding warrant from Roxbury Court (although that wasn't the reason for his initial arrest) for an incident which occurred a few years previously when he decided to dance on top of other people's cars following a Red Sox victory. Naturally, Woodman's parent's would simply describe this as "youthful exuberance". (Yeah, unless you're the owner of the car he was dancing on top of...). As police officers, we tend to perceive this conduct as typical of privileged, entitled college children who come to Boston from the suburbs (in Woodman's case, Southwick, MA via San Jose, California) and think they can do whatever they want because Mommy and Daddy have lots of money and blame everybody else – especially the police – for the problems they get themselves into because of their own juvenile, immature conduct.

The question begs an answer: what, then, are the police supposed to do when confronted with open and flagrant disregard for the law and for authority, such as that displayed by Master Woodman?

Apparently, the answer, in light of this and other recent legal decisions, is do nothing. Many of the officers whose names and reputations were sullied by Attorney Friedman and his friends at the *Globe's* editorial board were personally devastated by this

incident. These officers were guilty of nothing more than doing their jobs, but apparently, in this day and age, that's enough to warrant the city handing \$3 million over to a family and their attorney looking to blame somebody else for their son's demise. Many officers have (*rightfully and understandably!*) become gun-shy about performing any law enforcement activities related to so-called "quality of life issues"; after all, they tend to get kicked out of court and then result in internal affairs complaints and/or lawsuits. Each and every encounter with the general public brings with it the serious threat of not only physical harm, but also the financial and emotional distress caused by the ever-present threat of lawsuits, investigations and internal affairs complaints. Although the city is paying the settlement in this case, future officers might not be so "lucky". Any lawsuit entails having a lien slapped on one's assets, home, property, etc. as well as the possibility of having to shell out money from one's own bank account.

Since Woodman's family and his attorney have been rewarded with three million dollars for his own juvenile, irresponsible conduct which directly resulted in his unfortunate death, officers should probably be aware that making arrests for disorderly conduct and other so-called "minor" offenses in the future are likely to result in similar lawsuits and related media scrutiny. After all, if the city is going to hand out money to make attorneys and their clients simply "go away", then why not file a lawsuit, regardless of the merits?

Horseblinders and ear plugs are, apparently, required equipment for today's police officers....



Congratulations to our recent retirees and award recipients

I will cut to the chase with this article and start right into a topic. First thing I would like bring up is the retirement and awards banquet the BPPA held at the Seaport hotel on June 18, 2010. I would like to thank **Annie Parolin** and **Annmarie Daly** who helped organize the event.

I would then like to thank, recently promoted Sergeant **Jay Broderick** for putting together all of the narratives of the award recipients. It was nice to see the pride in the faces of the retirees and award recipient family members when their loved one received a plaque of recognition.

Also I'd like to thank Attorney General **Martha Coakley**, who was our master of ceremonies. Attorney General Coakley has always stepped up to the plate when the BPPA has asked her. We sometimes forget the sacrifices and support our family members give us and have given us over the many years. To sum this evening up in a nutshell, it was a very classy event! And thanks to those of you who attended.

Honoring Horatio Homer

The prior paragraph leads me into the next topic of **Horatio Homer** and who he was. Horatio Homer was the first African American to be appointed to the Boston Police Department and rose to the rank of Sergeant. A rededication of his memory was held on June 26, 2010, at the Evergreen Cemetery.

The Mayor, Police Commissioner and a majority of the command staff were present as well as Sergeant Homer's descendants. I was proud to see how many of our members and members of the other police associations showed up to recognize this mans life and death. There had to be hundreds of patrolmen, detectives and superior officers in the coalition that marched to his gravesite.

The reason this event happened was because over the years, Sergeant Homer was forgotten. His gravesite did not have a head stone and his memory some how slipped through the cracks of time. Our profession prides itself on not forgetting its own. And now this man's contribution to the citizens of Boston will not be forgotten. A policeman is a policeman regardless of time or affiliation. I would like to think and hope some one's memory would not be forgotten. If you see a plague or memorial of a police officer in need of repair, give me a call. I will make the appropriate phone calls to get the ball rolling on the rehab. A special recognition to Police Officer **Bob Anthony** of District 7. He was the driving force behind this event.

Tim for Governor

On June 25, 2010, your Association sponsored a political function at Doyle's Cafe located on Washington Street in Jamaica Plain. It was held for Independent Candidate for Governor, **Tim Cahill**. The BPPA has endorsed Tim for this office.

Since this function, some of our members have asked me why are we getting involved? My answer is simple. What I hope we all get is the ability to keep what we have and not lose anymore. Under the Patrick Administration, we have been attacked on numerous occasions and fronts. The attacks have been on details, Quinn Bill, taking health care out of the collective bargaining agreement and putting us in the group insurance commission and not to

mention the attacks on our pensions.

Tim Cahill has stated that he will listen to our concerns and do his homework before changing current policies and practices, if he has to. He understands that we have made concessions during collective bargaining over the years for what we have. That is more than **Deval Patrick** has done since being elected as Governor of the Commonwealth.

Tim Cahill is in this race to win it and he needs your help. The membership has to get the word out and toss a couple of rubles in the collection box. This task can be done, an independent can win!

The first time, Congressman **Joe Moakley** won was as an independent and not as a Democrat. As far as **Charlie Baker** goes, if you do not have at least ten years

on the job, you are going into a 401k style plan, your contributions will be transferred into a defined contribution. And he too wants to ginsu your health care. Charlie Baker has been on the negative attack ad campaign for weeks. A group of rich "out-of-staters" who could care less about our concerns or the woes of the Commonwealth have paid for the TV commercials we have seen.

Next on the political agenda

The job of the Auditor. The two candidates, who I feel have a shot at it are, **Guy Glodis** and **Suzanne Bump**. Guy Glodis is the current Sheriff of Worcester County and a past Senator. As Senator, he

(continued on page A5)

Random thoughts on different critical issues that should concern you

Having published several articles in the past publications, I thought I would take the opportunity to thank the BPPA for allowing me this opportunity, as well as briefly write about three critical subjects.

Life insurance and annuity review

The Life Insurance Review is an essential resource created by Managed Insurance Solutions.

In today's severe economic downturn, in-force life insurance policies are lapsing, or are prepared to lapse, and insurance companies are passing along their losses in the form of skyrocketing premiums.

Our mission is one that focuses 100% on the client. The objectives of utilizing the life insurance review is to review policy performance, avoid lapses, determine if it is necessary to continue paying premium, and review the policy as compared to the entire marketplace to look for substantial savings.

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Have you retired or considering retiring? Tired of worrying about your deferred compensation balance and what is going on in the stock market?

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Long Term Care Insurance

As seen in the last *Pax Centurion*, the BPPA has endorsed a Long Term Care product.

Because of the endorsement, members and employees are eligible for a 10% association discount, as well as 40% spousal discount. What does this mean? Let me give you an example of a couple, both age 55, both applying for \$250 of daily benefit, that will pay this benefit for three years when they need it. This daily benefit will also increase with age. I apologize for the following spreadsheet approach, but I thought it the best way to show this.

	Association program		Other companies			
	Client	Spouse	Client	Spouse	Company A Client	Company B Spouse
Daily benefit at 55	\$250	\$250	\$250	\$250	\$250	\$250
Benefit period	3 yrs	3 yrs	3 yrs	3 yrs	3 yrs	3 yrs
Elimination period	90 days	90 days	90 days	90 days	90 days	90 days
Premium	\$1,134	\$1,088	\$2,322	\$2,322	\$2,284	\$2,284

Because they bought this at their current age of 55, the daily benefit grows. After ten years, if they should have to use this insurance, the daily benefit has grown to \$408.00, and after 15 years has grown to \$520.00. Life insurance companies like to express this info in a term call maximum benefit – which is simply the daily benefit multiplied by three years.

The maximum daily benefit at age 55 is \$273,750.00, after ten years this number is \$445,910.00 and at 15 years is \$569,107.00, and it continues to grow.

For those that would prefer to wait until they were 65 to purchase this coverage, the annual premium for \$400.00 of daily benefit would be approximately \$2,700.00 in this program. But consider, what will be your health at that age? Will this program still be available? If not, you may be looking at paying more premium from another insurance company that did not offer an association program.

Contact Jim Boyle, brother of Officers Tom and Bob Boyle at 508-333-4336 or by e-mail at James.Boyle@managedinsurance.com for a free consultation and LTC illustration to show your how this key protection would work for you and your family.



I take my leave with mixed emotions... thank you for allowing me to serve you!

It is with incredible mixed emotions that I write this article. As most of you know, I have accepted a promotion to Sergeant. Though I'm very grateful to have been promoted, I'm saddened that I will have to leave the ranks of the Boston Police Patrolmen's Association and give up my seat as Secretary.

For over 15 of my 17 years on the job I have served as Shift Rep. for the BPPA and for the last five years I have had the privilege of serving as one of the four elected officers. I remain humbled by the show of faith that the membership extended me when I was elected as Secretary in 2005.

For the first 12 years that I was a Shift Rep., I was fairly confident that I understood how the BPPA worked. When I was elected as Secretary, I quickly learned that I had no real idea of what goes on day to

day and the myriad of issues that have to be dealt with. Grievances, Unfair Labor Practices, Discipline Issues, and On-Duty Shootings are just a snapshot of the behind the scenes issues that must be handled with

I want to express my thanks and appreciation for the trust and faith that you shown me throughout the past five years. I hope that I can earn that same trust in my new position.

great urgency and with extreme discretion. I was fortunate to have experienced people around from whom I learned a great deal. I will always be grateful for the help of **Tom Nee** and **Ron MacGillivray**. Their job is often thankless because most of us will never see the fires that are put out

before they go public. I have had the great opportunity to work with **Tom Pratt** for the past three years and he has proved to be a vital part of the BPPA leadership. The members of the Houses of Reps are

crucial to the success of the BPPA because it's those Reps that keep the leadership up to date with the many changes affecting the members and it's those Reps who have to deal with the immediate effects of critical incidents such as injured officers or 303's. They are dedicated and

the utmost professionals and I want to thank them for all that they do.

The membership of the BPPA, and all sworn personnel, are facing critical times now. The uncertainty of the economy and the continuing attacks on unions in general but police unions specifically, are among the reasons that the membership has to stand together. Challenge your Reps and elected Officers as much as you want. It's what a strong membership should do. But when they ask you to stand together and help send a message, trust them and back them.

In closing, I want to, once again, express my thanks and appreciation for the trust and faith that you shown me throughout the past five years. I hope that I can earn that same trust in my new position.

*Stay safe,
Jay Broderick*

Hundreds honor first African-American BPD Officer Unmarked gravesite found by BPD archivist, BPPA representative

By **Jim Carnell**, Pax Editor

On Saturday, June 26th, hundreds of police officers, city officials and others appeared at Evergreen Cemetery in Brighton to re-dedicate and mark with a headstone the gravesite of the first-known African-American Boston Police Officer, **Horatio Julius Homer**.

The unmarked, forgotten gravesite was located through painstaking research by BPD archivist **Margaret Sullivan** and a physical search conducted by BPPA representative **Bob Anthony** (A-7). Homer's unmarked gravesite had lain hidden in plot #1001 in Evergreen cemetery for 87 years, identified only by a numbered stone marker.

Horatio Homer, who retired from the BPD in January, 1919 (long before the infamous Boston Police strike of Sept., 1919), was hired by the BPD on Christmas Eve, 1878. He had been born in Farmington, Connecticut in 1848, when slavery was still legal in many states. In 1895, he was promoted to Sergeant. When he retired in 1919, he was 71 years old and had served for 41

years, outlasting 12 police commissioners. His pension at the time was said to be about \$800.00 per year, which expired upon his death a few years later.

Homer's relatives had long wondered what became of their grandfather, but because his grave was unmarked, time had taken its toll. BPD archivist Margaret Sullivan, who painstakingly pores through old BPD records and files, happened to locate the records one day and sent BPPA representative Bob Anthony on a mission: locate the grave of Horatio Homer. Anthony, after a long, careful search of Evergreen Cemetery, was able to locate a numbered stone which marked the gravesite of Sergeant Homer.

The BPPA, the Superior Officers Federation, the Detectives Benevolent Society, the Police Relief and MAMLEO all contributed to the purchase of a new headstone for Homer's grave. In a fitting tribute, his gravesite was re-dedicated, and the ceremony was attended by his granddaughters, who were located in Cambridge. Homer's wife **Lydia** is also buried with him.



Boston Mayor Thomas M. Menino, left, and Commissioner Ed Davis unveil the gravestone of Sgt. Horatio J. Homer, the first black police officer in the BPD, yesterday at a memorial ceremony at Evergreen Cemetery in Brighton.

- Photo by Brooks Canaday, Boston Herald

Congratulations to our recent retirees and award recipients...

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was a friend to this organization as well as the blue-collar worker. FYI, Suzanne Bump

was Deval Patrick's Secretary of Labor. She held a cabinet position in the same Patrick

Administration that has attacked us over the past several years. Though the BPPA has not officially endorsed any one for this office, as of yet, due to the questionnaire process. I would like to state that I am voting for Guy Glodis.

Broderick who has just been promoted to Sergeant. Jay, you will be missed! Your enthusiasm and tenacity was definitely an asset to this organization. Over the past 23 years, you have worn many hats. You have been a police cadet, police officer, secretary of this organization and now sergeant. But the one thing I have called you and it has not changed, is a friend. Good luck and I would not mind working with you again in the future.

Congratulations to Pat Rose and Jay Broderick

I would also like to congratulate our Association's new Secretary, **Pat Rose** of District 11, aka "the Colonel." Now in saying that, I'd also like to recognize **Jay**

In closing, I would like to say keep your guard up and watch each other's back. The name of the game is to go home safe at the end of a tour of duty.

Forever Grateful

On behalf of myself and my family we would like to extend our heartfelt thank you to all the men and women of the BPPA for their overwhelming outpouring of kindness, sympathy and support during this tragic loss of our son, Tom. No words can begin to express our sincere gratitude and appreciation which my extended family of brothers and sisters has demonstrated during this painful and difficult time. Your thoughtful presence and prayers have touched our family deeply and will always be remembered with love.

*Fraternally,
Tom Alfieri, BPPA/EMS*

Police Picket Patrick...

(continued from page A1)

Jamaica Plain, Newton and other liberal environs who showed up at the Sheraton Hotel to protest the good Governor Brewer. Thankfully, the good Lord, in his infinite wisdom, chose that very moment to pour a deluge of rainfall and thunderstorms upon their filthy heads, while mercifully opening the skies and the sunshine upon the police officers, His chosen ones, during the event at Castle Island. Some also noted a faint rainbow in the western sky, signaling His blessing being bestowed upon the police protest and the Good Governor Brewer, while the disdain and disgust He has for the anti-American communists at the Sheraton Hotel was plainly evident.



Police Officers from across the Commonwealth picket Gov. Patrick at the National Governor's Association events at Castle Island and Fenway Park.





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Firefighters' arbitration award based on false figures

Do YOU make "\$60.00 per hour"? Neither do I...

By Jim Carnell, Pax Editor

Anticipating the expected phone calls from irate firefighters (some of my own relations included), let me first say: Congratulations! Now that your arbitration award has been passed by the City Council, it will give our own bargaining committee a goal of achieving parity with the firefighter's pay scale in our next round of negotiations (which will undoubtedly be contentious and lengthy in the current fiscal atmosphere.) Slainté! Bravo! Saluté! The firefighters rolled the dice, and apparently won a 19% (with their TCAP automatic compounder, it's probably closer to 21%, but why quibble...) raise which will put them **THOUSANDS** of dollars ahead of similarly-situated patrolmen.

But much like the illegal-immigration law controversy in Arizona, I always advise **ACTUALLY READING** the documents involved in the matter at hand before buying into the BS surrounding the issue. Actual, black-and-white facts speak much louder than advocates on either side of the issue. And after reading those documents, I can honestly say that the firefighters award (of which, once again, I am jealous), was based on false, contrived, manufactured, and artificially inflated figures, largely employing our own pay rates in the comparison.

The arbitrator's (**Dana E. Eischen** of New York) award is 23-pages long (not including the voluminous presentations, exhibits, documents, etc. etc.) submitted by both sides. Cutting right to the chase, let's drag our attention to pages 18-19 of the award. The arbitrator has somehow decided (based on the firefighters union argument) that firemen work an estimated 231 hours **MORE** per year than the average patrolman. Our morning watch officers driving past the firehouses at night might tend to differ with this analysis, but the question is: how did the arbitrator reach this conclusion? Apparently, he decided that our 4-day rota-

tion, night-shift schedule of 7-3/4 hours (totally excluding consideration of the day-shift's 8-1/2 hour schedule) was somehow less than the firefighters ability to squeeze his weekly work-shift into two days. (Of course, if we work four days on, then have two days off, what is it that police officers

am now looking at my black-and-white copy of my payroll stub, which the city provides for me every week. Next to the line item of "regular pay" is the figure of \$29.036500" per hour. (Let's round it off to \$29.04 per hour for those of us who aren't math majors.) That's after 28 years on the

To further highlight the difference, a patrolman with 20 years on the job – no educational incentive – will make about \$73,500 per year, while a similarly situated firefighter will be making an estimated \$87,000 per year, almost \$13,500 per year **MORE!**

do on the seventh day of the week? That's right, we work! That's 5 – **FIVE** – days a week, Mr. Eischen. *Newsnote: There are SEVEN days in a week, and policemen work FIVE of them!*

Mr. Eischen notes that (page 10) "...Firefighters work a two-shift 42 hour per week schedule; a day tour of 8 AM to 6 PM and a night tour of 6 PM to 8 AM. **Firefighters are permitted to swap shifts with virtually unlimited discretion and most firefighters arrange to work 24 hour shifts.**"

Police officers, of course, are precluded from working more than 18 hours in a row, and can only arrange a "swap" with the approval of the commanding officer. The ability to work one's entire weekly shift in two days is virtually impossible according to current BPD rules and regulations. Apparently, there must be some sort of magic bullet which firefighters possess to remain awake and alert for 42 straight hours which is unavailable to the average cop.

From this convoluted logic, Mr. Eischen then goes on (page 18-19) to reach the conclusion (again, from data submitted by the firefighters themselves) that patrolmen make an average of "\$60.00" per hour. I

job. Where Arbitrator Eischen arrived at "\$60.00 per hour" is beyond me, but I'm going to guess – from the documents submitted by the firefighters manufactured by something called "The Labor Bureau, Inc." – that Arbitrator Eischen fell hook, line and sinker for this BS.

Two old sayings are "Figures lie and liars figure" and "There are three kinds of lies: lies, damned lies, and statistics". Apparently, a lot of money was funneled to "The Labor Bureau, Inc." because this half-inch thick, union exhibit 32U is full of more shit than I've ever heard slung at the average Irish bar. It makes apples-and-oranges comparisons of cops with earned Master's degrees to firemen with High School diplomas. It lumps in differentials, health insurance benefits, pension payments, uniform allowances, vacation, personal leave, sick leave and bereavement pay and then somehow, twists and convolutes this into an hourly pay scale for patrolmen of "\$60.00" per hour. Then, incredibly, the firemen still assert that they're paid **LESS** than patrolmen at a paltry "\$59.34" per hour, even **after** this arbitration award.

As all of us know, this is nothing short of a lie. The **ONLY** comparison that matters is a week-to-week, patrolman and firefighter side-by-side payroll comparison with both being equal in terms of seniority. You simply cannot throw into the mix a comparison between a patrolman who paid thousands of dollars in tuition, attended school, and earned a Master's degree with

a firefighter who graduated from High School. That dog don't hunt, to paraphrase the arbitrator's own words. And by the way, the Quinn bill, which **WAS** an educational incentive, has been cut by Governor **Deval Patrick** almost virtually in half, making a patrolman with a Master's degree thousands of dollars **LESS** than the firefighter with a high school diploma.

To further highlight the difference, a patrolman with 20 years on the job – no educational incentive – will make about \$73,500 per year, while a similarly situated firefighter will be making an estimated \$87,000 per year, almost \$13,500 per year **MORE!**

The only comparison that matters is a black-and-white examination of paystubs between a police officer and a firefighter similarly situated across the board. I've been waiting for weeks, ever since the arbitration award passed through the City Council, to see the black and white pay charts, side-by-side, so that somebody from the firefighters union can then explain to me that what I'm seeing directly in front of me isn't really there. They will, naturally, attempt to convince us that even though conservative estimates put a firefighter's pay at around \$13K-\$15K above a cop's pay, that that's not really true because _____

(fill in the blank with the BS of the day). Even the *Boston Globe* (no friend of ours!), in a comparison chart printed shortly before the arbitration award passed, estimated that in fiscal year 2011, a firefighter would be paid \$87, 335 per year while a police officer would be receiving \$76,035 – **and that was including** (direct quote) "**Police salaries include Quinn bill funding**" – at the Master's degree level!

Therefore, perhaps our best course of action in bargaining is to give back the Quinn bill in its entirety and simply ask for parity with the firefighters. Higher education clearly is not worth it anymore. Parity with the firemen is now a simple matter of basic fairness. When you drive by the firehouse late at night, think of the firefighters inside who are being paid thousands of dollars more than you are. If you can find a good reason for that disparity, let our bargaining committee know....

Thank You from the Parolin Family

There are few words to express our appreciation for the tremendous show of support we received during the wake and funeral services for our mother, Ann. Our family was overwhelmed with the expressions of sympathy and friendship shown to us by the Boston Police Department and the Emergency Medical Services. There wasn't a moment without someone offering words of condolences, comfort and friendship to us.

We are honored and proud to be members of the Boston Police Department and the Emergency Medical Services families.

A special thanks to EMS/Special Operations Division and MOP. The respect shown to our mother, and the astounding work of the motorcycle officers who escorted Mom's hearse to the cemetery, was simply remarkable. There are many people we would like to thank individually through this announcement, but we are afraid we might miss one, so thank you everyone. You know who you are, and so do we. Thank you from the bottom of our hearts.

– John, Annie, Mark, Barbara and Maureen Parolin



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- Danny Rice, Detective,
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- Chris Boyle,
Patrolman, Drug Unit

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- Bobby Murphy, EMT,
Boston EMS



Back and forth with the *Globe's* Scot Lehigh

Dear Scott, Matt,

Just thought you might like a photo of your \$53.00 per hour, four-hour-minimum flaggirl as she "rested" last week in South Boston (see photo above), the subject of a recent front-page story about civilian flaggers vs. \$33-\$37, police details. Yeah, Governor **Deval Patrick** is "saving taxpayer money".

Wonder where the *Globe* photographer was when this scene occurred? I think I know..

James W. Carnell
Boston Police Patrolmen's Association
★★★★★

James,

Hey, I double checked on the four hour mandatory minimum for flaggers.

Here's what I'm told: No, positively no minimum hours.

Although it's possible a contractor could agree to that, the state will only reimburse for the actual hours worked. And the state is making the decision about when and where flaggers are needed, and for how long.

Scot

★★★★★

Dear Scot,

AHMMM - I'm certain that's what you've been **TOLD** by Little Lord Fauntleroy's hacks (**Lisa Paiewonsky, et al, et al, et al**). But if you talk to the laborers and the real people who actually work on the construction projects, they will laugh at you.... **NOBODY**, Scot - repeat - **NOBODY** - in their right mental or financial mind would drive into work for a possible

hour or two of pay in the morning and then wait around till the end of the day for another possible hour or two of pay, etc. etc. If that's what you *Globies* think of us blue-collar dopes, then indeed; I am correct in my assessment of the practical and intellectual knowledge of the fourth estate. If you remember correctly, you and your fellow denizens of the Ivory-Towers-on-Morrissey put forth the myth of the "\$10-\$15 per hour" flaggers several years ago. Now, you know that is simply not true. Ergo, your State "sources" must now invent a new myth to create the illusory "cost savings" which in reality don't exist. If you happen to see **Lisa P.**, Scot, please tell her I said she's full of shit, as his her boss. You can quote me...

James Carnell
Boston Police Patrolmen's Association
★★★★★

James,

So do you have someone who will say the contrary. If so, I'd be interested, even if it's on an off-the-record basis. That said, I very much doubt the administration is lying. It doesn't really make sense that they would. As to the real world, one of the reasons I've been such a skeptic for so long on details is that I've been around a fair amount in the real world, and most places I've lived or visited have used flaggers. Not necessarily on an interstate in the middle of the night, but certainly on state highways and secondary roads and streets.

I'm not in the business of calling names or conveying insults between people, so I'll

(continued on page A11)

Back and forth with the Globe's Scot Lehigh...

(continued from page A10)

leave it to you to express your sentiments to the various folks in the administration. A bit of advice, however: Slinging insults, good though it may feel, isn't an effective rhetorical technique. It just makes one easier to dismiss.

Scot

★★★★★

Dear Scot,

You immediately reveal yourself by saying ... "I very much doubt the administration is lying".... Scot, as a journalist, one is almost required to be skeptical of those who say "...It wouldn't make sense for them to lie...". AHMMM... Scot – **YES IT DOES:** They have to protect an enormous lie they've told the public for two years ("Flaggers will save taxpayer money over police details") and produce phony evidence related to back up their phony claims. You don't seem willing to even entertain that remote possibility, not that that surprises me! If the Governor and his cronies say "don't pay attention to that man behind the curtain"... ahhh... you probably should. And never mind the need for the "off-the-record" bullshit, Scott. I, myself, President **Tom Nee**, Vice President **Ron MacGillivray**, Secretary **Jay Broderick**, Treasurer **Tom Pratt**, Legislative Aide **Jim Barry** and our entire membership would be more than willing to say "**ON-THE-RECORD**" that your Governor is full of shit – (again – Scot, please quote me and tell Little Lord Fauntleroy and his courtiers of our sentiments.)

And unfortunately, Scot, sometimes "the rhetoric" is indeed necessary, because our repeated attempts to seek some measure of balance or fairness from your employer has received nothing more than the typical, *Boston Globe*-elitist "let them eat cake" attitude. It is one reason why so few of us bother to purchase or subscribe to your obscenely, left-wing, biased journal anymore. As I e-mailed *Globe* Editor **Matt Bernstein** last week, you're the only ones who don't seem to realize what the rest of us who actually work for a living do. (Naturally, I didn't receive an answer. Really didn't expect to.)

But I do want to thank you for responding. Say hello to the wine-and-brie crowd in the upscale part of Charlestown at your next par-tay. I and my fellow blue-collar scumbags will be down below patrolling the streets, attempting to keep the local riff-raff from breaking into the "beemers" and Mercedes. Just one favor?... Try to keep the guests on the roof-decks from dropping their crumbs down on top of our cruisers, s'il vous plait...?

James W. Carnell

Boston Police Patrolmen's Association

★★★★★

James,

I realize you and the BPPA guys will claim that the administration is lying, but an assertion doesn't make it so. I'm looking for facts. I've gone back and double-checked with them and am asking you for any proof you have. But it doesn't make sense for public sector administrators to lie, for this reason: If they are found out, they

will lose all credibility. And if they really aren't saving any money, why wouldn't they just say, hey, we tried that and you know what? The cops were right. They cost less, so we're going back to that system. Then you guys would be happy and they'd have covered their butts on at least trying to reform things. But if cops really were cheaper, don't you think other states would have an all-paid-detail system?

As I said previously, I have a lot of respect for what the police do. But let's be honest: Why should anyone support a practice like details? You are asking ratepayers and taxpayers to pay millions extra to guys who already make a good deal more than the average private-sector guy. (A great deal more, as far as the officers we featured in today's story are concerned.) I just don't think it's realistic to expect that. I know public employees have largely been insulated from real world realities, but given the current fiscal and economic climate, I don't think you can expect to be immune from all the cost-cutting pressures the rest of us feel.

Here's what I'd do if I were you. Rather than feeling sorry for myself or playing the victim, I'd say look, times are tough, so we need to be a little more entrepreneurial. If we really want the detail work, let's put together a proposal to do it as cheaply as the flaggers. That would mean without the over-staffing you often see and without the four-hour mandatory minimum. Say to the public sector leaders: Look, this is what you say a flagger costs you. We'll do the details for that. I bet you'd get a lot of public support.

As for your note to the *Globe*, **Marty Baron** is the editor, so maybe you sent it to the wrong address. He usually replies to people.

Scot

★★★★★

Dear Scot,

The alleged "story" in today's *Globe* was nothing more than another hatchet piece directed against Boston Police Superior Officers (ALL of those mentioned in the "story" were Sergeants, Lieutenants, Captains or Deputies – NONE were patrolmen, whom we represent, although the intentionally-deceiving headline was designed with that purpose in mind, obviously...). Of course, the majority of the general public is apparently of the belief that our supervisors should volunteer to attend community meetings on their off-duty time, go to court, respond to crime scenes, supervise protests, rallies, road races, etc. etc. I anticipate that, with the namby-pamby, spineless responses of our Comm. Davis to the Cramer story, that our supervisors will respond accordingly. Of course, they will then be criticized for NOT attending meetings on their own time, NOT going to court, NOT providing supervision at crime scenes, rallies, protests, etc. etc., but it is... what it is. That's what John Q. Public wants, that's what they'll eventually get...

And Scot, we've actually already discussed providing detail services at the same rate as flagmen. \$53.00 per hour would be about \$20.00 more per hour than we cur-

rently get. And since we wouldn't be in a police uniform, we could avoid other issues such as traffic violations, crimes-in-progress, people in need of assistance, etc. etc.. Additionally, flagmen, who are covered by the laborer's contract, get overtime after eight hours and specialty rates on nights, weekends, holidays, etc.. Boston police officers get the same \$33-\$37 per hour regardless of night, weekend, or holiday, and the rate stays the same whether we work 4 hours, 8 hours, or 16 hours. So actually, it would be most advantageous for us to take off the uniform, assume the anonymity of a construction worker's blue jeans, don a little paper "STOP" sign which the public could (and would!) ignore at-will, and make more money than we are now. (And again, contrary to what little Lord Fauntleroy's handmaidens are telling you, I've talked to numerous construction workers: every one of them said to a man they wouldn't even come to work unless they were getting at least four's pay at a minimum. They had a good laugh at the fact that you were led to believe otherwise...)

The only problem is that currently, by Boston Police rules and regulations, we are precluded from having any other job unless we have personal permission from the Police Commissioner himself. That permission is seldom granted and highly politicized (some get it, most do not...). But perhaps, in our next contract, whenever that might come, we may petition for the right to be allowed to work in outside jobs. There is nothing more that I or my fellow officers would enjoy than being able to make **MORE** money while **NOT** being in uniform and **NOT** having to put up with the crap we have to take from John Q. Public

every day. What a luxury that would be!

Also Scot, please hold the B.S. about "having a lot of respect for what the police do". If any police officer had to live off of the public's "respect" and "appreciation", we'd be living at homeless shelters. I can't pay my bills or send my kids to college off of your respect or appreciation.

So thanks, but no thanks. Like I told Little Lord Fauntleroy in the last edition of the *Pax Centurion*, take that and stick it where the sun don't shine...

And by the way, I'm well aware that **Marty Baron** is the *Globe's* editor. I was specifically referring to **Matt Bernstein**, who is in charge of the *Globe's* "letters to the editor" section. I have **ZERO** chance of getting through to Editor Baron. Like most of the *Globe's* elitists, his nose is far too high in the air – and too politically ingratiated – to entertain the possibility that his own paper might have their facts wrong.

James W. Carnell

Boston Police Patrolmen's Association

★★★★★

James,

I meant as detail officers, not as second-job civilian flaggers. That said, I don't expect we're going to agree on many reform issues, but I've enjoyed our back and forth. Don't hesitate to weigh in, in the future. And if you should see me walking – excusing me, strolling – around hardscrabble Chucktown in my dinner jacket and black tie, a glass of fine champagne in my hand, peering disapproving through my monocle at the police details there while my valet trails discretely behind, tending to Pelf, my Tibetan Mastiff, please stop and introduce yourself.

Scot



A flagger in a cruiser, what a beautiful sight.

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Casino Jurisdiction Win

As we go to print, the Gaming bill is in conference committee. The conferees are working out the differences between the House and Senate versions. Senate language was very strong for local police control inside the casinos. It now appears in both versions, there is **NO EXCLUSIVE** jurisdiction.

A State Police Recruit Class?

As local police departments struggle with huge cuts and police personnel are being laid-off around the state. Tucked away inside the House of Representatives budget was a proposed a "new" state police recruit class. Talk about a slap in the face to local cops? What in God's name is the House leadership thinking? Local police are facing pink slips, no Quinn Bill and collective bargaining attacks! Why not buy the State Police a new helicopter while you're at it?

As you meet your State Representative during the next few months on the campaign trail, ask them to support their local police. Support the rehiring of laid-off cops, restore our Quinn benefit and stop the attacks on collective bargaining. The class was defeated and to be fair not all of state representatives knew about the proposed class or ever would even supported it.

Health Insurance Win

Last minute attempts by the MMA and Mayors to force municipal workers into the GIC and control health plan design was turned back again. The unwillingness of management to acknowledge collective bargaining rights to these proposed changes were again met with opposition. The House of Representatives stood with worker's collectively bargained rights on health insurance changes. Representatives Donato and Walsh were fighting for the unions on this issue and would back down.



HEARD ON THE HILL

By James Barry, *BPPA Legislative Agent*

Taking stock around the BPPA...

(continued from page A3)

for the **entire** police force to parallel (once made equal) the firefighter's wages. Since the last year of the firefighter contract has blown by a Masters Degree, regardless of comparable rank i.e. Police Sergeant/ Fire Lieutenant etc., acquiring the TCAP is mandatory. For anyone to come off the table without securing the TCAP benefit is a mistake...just look at this current year of the fire contract where the contract opened up twice for an additional 2% for a firefighter with 5 years of service. It doesn't take much to realize that without it, all ranks of police will be 10 or 20 **additional** percent behind a firefighter of comparable rank 10 or 20 years from now.

Governor's Weekend

Nice turnout on both dates. Solidarity amongst the masses with a clear message of "one and done" was delivered. Arizona's Governor Brewer, an obvious favorite of our profession was well received as she chose to walk up to the Fort Independence entrance to the applause of all. Going forward the coalition will attempt to identify future high profile events. Troopers handled their assignments without incident as did Boston. Hopefully, the troopers will be able to join us if there happens to be an event that doesn't fall within their jurisdiction.



The BPPA wishes Congratulations to Boston Police Sergeant John "Jay" Broderick on his recent promotion.

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RECENT CASE SUMMARY

FACTS: Officer injured on-duty when police vehicle struck by suspect avoiding arrest. Officer was disabled and collected IOD pay and medical bills were paid under c.41 s.111F. Officer recovered and returned to full duty.

CASE: Officer sought free legal consultation and pursued claims against the vehicle operator and owner - and under his personal auto policy - for lost detail and overtime pay, and compensation for pain and suffering.

OUTCOME: Officer received gross recovery of: \$8,000 in Personal Injury Protection and \$10,000 in additional medical payment benefits, \$20,000 insurance policy limits for the defendant operator and owner, and \$80,000 in Underinsured Motorist benefits.

ATTORNEY: Scott Goldberg

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The Boston Police Patrolmen's Association Retirement & Awards Banquet 2010





Best wishes to our recent retirees!

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 Robert Butler, D4
 George Thomas, E13
 John Connors, B2
 Monica Brown Rogers, C11
 Catherine Crowley, Range
 Robert Cappucci, C6
 Cheryl Frazier, EMS

George Higgins, E5
 Robert Minton, E5
 Mario Simons, A1
 Sheila O'Shea, C6
 Albert Montgomery, B2
 Mark Corbett, E13
 Raymond Withrow, E13
 Danny Chau, A1
 Gary Roy, EMS

David Walter, EMD
 Robert Saitta, D4
 William Kennedy, Court Unit
 Charles Bagues, C11
 Patricia Skeen, A1
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*Nordblom Company
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Patrolmen's Association for
their continued dedication to
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the best of luck with this year's
Scholarship Fund.*

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Letter to the *Boston Globe*

Woodman settlement a disgrace

Dear Editor,

The settlement of \$3 million dollars paid to the family of **David Woodman** is nothing short of a disgrace. ("City to pay \$3m in 2008 celebration death," 6-18-10, page 1). A pampered, privileged college student who knowingly had a serious, pre-existing heart condition taunts the police, spills his beer towards an officer, then wrestles with them during his arrest and suffers an initial heart arrhythmia. Eleven days later, while still in Beth Israel Hospital under the care of some of the best doctors in the world, he suffers a second arrhythmia and dies.

But in the twisted logic of today's litigious society, somehow the police were responsible for his death? Even though the

police could have absolutely no way of knowing about Woodman's prior medical history, and even though the independent investigator (former US Attorney **Robert Stern**) said that "both of the arrhythmias resulted from Woodman's heart abnormality, and the second would have killed him, even if the first never occurred", the city still agreed to a \$3 million shakedown. Amazing.

It should be no mystery to anyone why today's police officers have become averse to making arrests or enforcing the law. Lawyers and the ever-present threat of lawsuits have taken care of that antiquated notion.

— James W. Carnell

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

Letter to the *Boston Globe*

Re: "Police turn up heat on civilian flaggers"

Dear Editor,

Once again, the *Globe's* editorial/political agenda substitutes for what is presented as the reporting of an alleged "news" story. In the front-page article by **Maria Cramer** of Thursday, April 22, the facts are thoroughly ignored while a demeaning photograph appears with the sole purpose of highlighting your own well-documented, anti-police editorial position. Suffice it to say that if we were able to follow your reporters around for a day, we would undoubtedly catch you — at some point in time — in the act of sipping a cup of coffee or talking on your cellphone. To present a photograph taken in a millisecond as illustrative of a police detail is thoroughly unfair and highlights your own bias.

Furthermore, Cramer's article makes no

mention whatsoever of the fact that flaggers hired under the state's prevailing wage law earn an average of \$53.00 per hour — with a four-hour minimum; which is \$16-\$19 MORE per hour than a professional Boston police officer. Governor **Deval Patrick** and his appointed crony, State Highway Administrator **Lisa Paiewonsky**, are deceiving the public about "cost savings" for the taxpayer as they dole out jobs to higher-paid flaggers who have no actual authority to stop or re-route traffic, respond to emergencies, issue citations or do anything except (ironically) call the police. But once again, never let the facts get in the way of a good story....

Thomas Nee, President

Ron MacGillivray, Vice President

Boston Police Patrolmen's Association

Letter to the *Boston Globe*

Re: "Baker's aim misses on police reforms"

Mr. Scot Lehigh,

It is obvious to the few of us remaining who actually read the *Globe* (notice I said "read", as opposed to "subscribe" or "purchase") that your columns exist for no other purpose than to shill for your fellow-liberal, cop-hating friend, **Deval** "Little Lord Fauntleroy" **Patrick**. Your column ("Baker's aim misses on police reforms", 4/28/10) knocking Republican gubernatorial candidate **Charlie Baker** for having the audacity to actually consider another point of view regarding police benefits was typical of the new-Charlestown, urban-professional, cop-hating, nose-in-the air, "do-you-know-who-I-am" demographic you represent. You, Mr. Lehigh, have long perpetrated the myth of "\$10-12 per hour flagmen". Of course, you now must admit that isn't true, because the documented facts are that flagmen are paid an average of \$53.00 per hour and in fact they do have a four-hour minimum. (I'll drop off the contracts/documents at the *Globe* today, even though I doubt you'll read them because they don't comport with your own prejudiced opinion.) Therefore, you and your fellow elit-

ists at the *Globe* will attempt to put another spin on the story to claim illusory "cost savings" which don't exist except in the cooked books of **Luisa Paiewonsky**. ("\$10.9 million", now, is it? Where? Where are those supposed "taxpayer savings"? Any of you "journalists" care to follow up on what you've been spoon-fed by your benefactors at the State House? Yeah, right...). Then again, Scot, never let the facts — or your own incredibly biased hatred of police officers — get in the way of good story. I'm sure Lord Fauntleroy, though, will approve of your column....

— James W. Carnell

Boston Police Patrolmen's Association

To the Boston Globe

WHO WOULD YOU RATHER HAVE?

FLAGGER

at \$53.00 per hour (avg.)

(Mass. prevailing wage law for state contracts)

- EXCLUDING NIGHT, WEEKEND, HOLIDAY RATES -

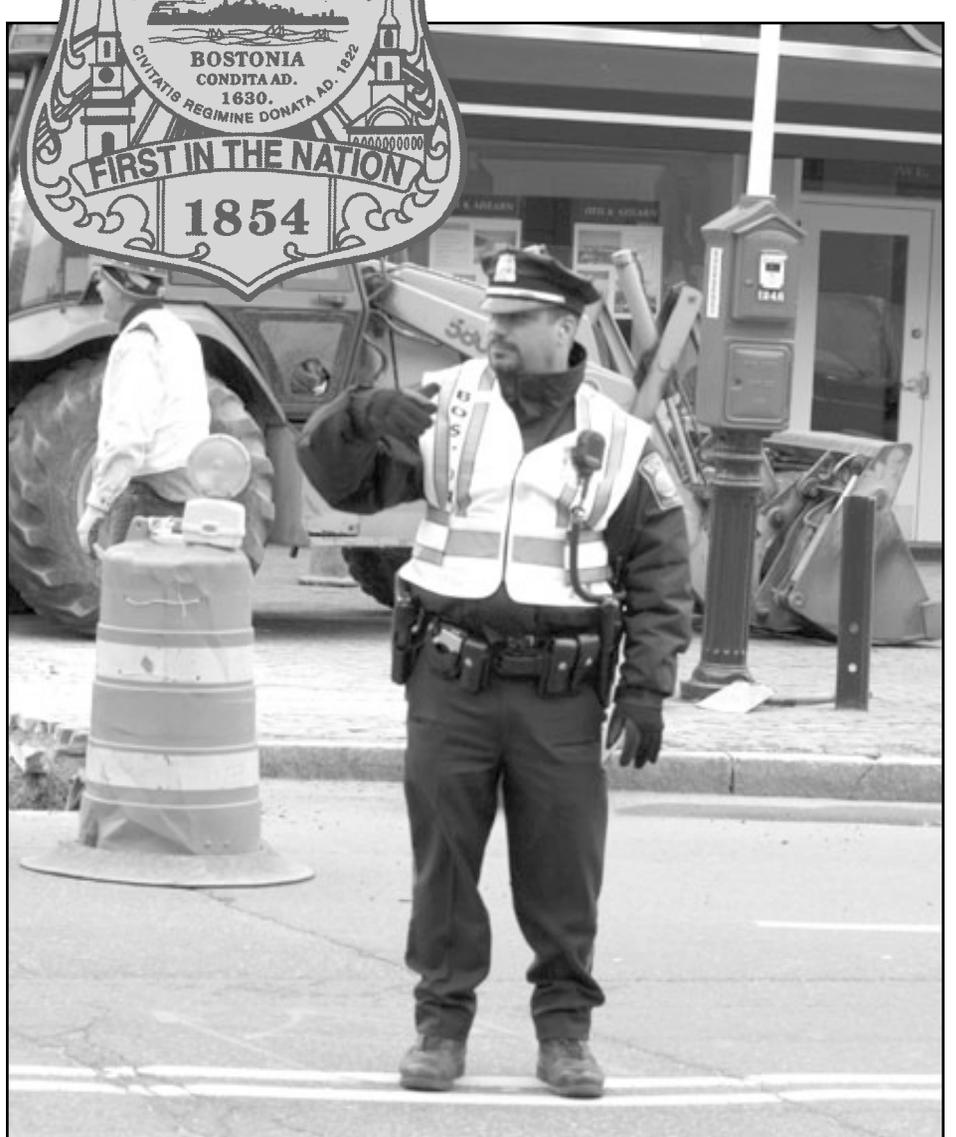


or

BOSTON POLICE OFFICER

at \$33.00 or 37.00 per hour

Maximum pay regardless of NIGHT, WEEKEND, HOLIDAYS



ADMINISTRATIVE ENGINEERING
 BID AVERAGE REPORT
 AE ID : 48126
 Description : SCHEDULED AND EMERGENCY BRIDGE SUBSTRUCTURE REPAIRS ALONG THE ROUTE 24 CORRIDOR - ACCELERATED BRIDGE PROGRAM

Date: 01/29/2009 09:19 AM
 IBM File Number:
 Bids Open Date : 27 Jan 2009

Description	Office Estimate	Low Bid	Average 2 thru 5
ENGINEERS FIELD OFFICE AND EQUIPMENT (TYPE B)	\$1,600.000	\$2,000.00	\$2,900.00
EMERGENCY RESPONSE	\$1,000.000	\$750.00	\$1,050.00
ROADWAY FLAGGER	\$34.800	\$50.00	\$53.25
SAFETY CONTROLS FOR CONSTRUCTION OPERATIONS	\$200.000	\$195.00	\$961.25
SAFETY SIGNING FOR CONSTRUCTION OPERATIONS	\$18.000	\$1.00	\$17.75



Rate Schedule 2009

A. Flaggers: \$52.47 per hour. (Rate is based on CBA for prevailing wage of \$35.10).
 Quote is specific for Zone 1 Suffolk county, Boston, MA.

- B. Show up time: 4 hours billable, unless a 4 hour cancellation notice is given.
- C. Sign Packages: Call for pricing 1-888-400-AFTC (2382)
- D. Traffic Cones:
 - 28" 10 LB. WIDE BODY RECESSED TRAFFIC CONE - 6 & 4 INCH 3M REFLECTIVE COLLAR
 - 28" 10 LB. SLIM LINE TRAFFIC CONE - 6 & 4 INCH 3M REFLECTIVE COLLAR

And Governor Patrick says he's saving taxpayer money?



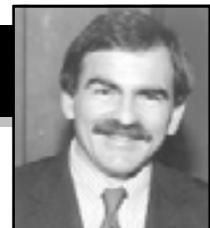
This is a photo of a reunion of members and families of the Boston Police Social Club from 1938. The last man standing on the far right (with arrow) is the father of Rich Carey, a *Pax Centurion* contributor. The Boston Police Social Club represented the officers who went on strike in 1919 and their families.

Tishman Speyer Properties recognizes the contributions and efforts the Boston Police Officers provide to ensure public safety.



TISHMAN SPEYER

We thank you for making Boston a better place.



Legal thoughts

I am going to lay out for you three scenarios from three separate cases decided recently by our Supreme Judicial Court regarding the legality of pat frisks, stops, and searches by police. The factual scenarios are based upon the findings of fact entered by trial judges in each case.

Scenario #1. Four Officers were patrolling in a high crime area of Mattapan in an unmarked police vehicle at 6:30 p.m. in the dark. As the police car approached, two young men unknown to any of the officers looked at the police car, stopped talking, and began "looking around." As the police car stopped, the defendant "took off running" down Harmon Street away from the police car. Two officers ran after the defendant while observing him holding his hand to his waist. They concluded that he had "contraband, probably a weapon, in his waistband." When the defendant reached a six foot tall stockade fence, the officers observed him throw an item over the fence and then heard a metallic sound when the item hit the cement or asphalt. The defendant was stopped by the officers as he attempted to climb over the fence and brought to the ground and handcuffed. A handgun was found on the asphalt on the other side of the fence.

Scenario #2. On January 30, 2005 three Officers were patrolling in a section of Dorchester considered a "hot spot" with nightly gun fire and drug activity. At 7:00 p.m. that evening there had been shots fired in the area. The officers were also aware that one of the "impact players" who lived in the area had been killed in Randolph the previous night and the officers were concerned about the possibility of retaliatory attacks. The officers in their unmarked cruiser observed two individuals, whom they did not recognize, walking in the area. They decided to conduct a field interrogation. They asked the men who they were and whether they lived in the area. The individuals provided their names to the officers and the defendant told the officers he was from Randolph and that he was coming from a nearby store. One officer found the defendant's response implausible. The officer asked the men if they could step over to the sidewalk for further discussion and the men complied. The officers advised the individuals that there had been "activity" in the area and that they were going to pat frisk them. When they did so the officers recovered a .22 caliber firearm from the front pocket of the defendant's jacket. It was determined that the defendant had no license to carry a firearm and he was arrested.

Scenario #3. Two Officers were patrolling at 10:30 a.m. in a high crime area of Dorchester where there had been numerous previous drug arrests and shootings. The Boston Officers were in plain clothes driving an unmarked vehicle looking for a particular juvenile for whom they had an arrest warrant. The officers observed the de-

fendant wearing a hooded sweatshirt in the opposite direction from which the police were traveling. The officers could not see the youth's face, but thought he might be the suspect for whom they had the warrant. The officers drove along side the defendant who ignored them and continued walking with his head down. They identified themselves as police officers and asked the defendant his name. The defendant answered and the name was not the name of the person for whom the officers had a warrant. The officers further observed that the defendant was taller and stockier than the juvenile they were seeking. When the officers asked the defendant about his date of birth and age they believed that he was lying about one or the other. One officer approached the defendant and observed that he was nervous and took a few steps back. At that point the officer observed conclusively that the defendant was not the person they were seeking. The defendant was asked if he had any weapons and he did not answer. The officer pat frisked the defendant for his own safety and the defendant pushed the officer's hands away saying, you can't touch me. The officer proceeded with the pat frisk which revealed a loaded gun. The defendant was handcuffed and arrested.

★★★★★

The constitutionality of the stop and pat frisk in each of the three above referenced scenarios was determined by our Supreme Judicial Court within ten days last May. Which of the searches was found to be legal and which were not?

Scenario #1 (incident at stockade fence) constituted the factual recitation in the decision in the case of *Commonwealth v. Messiah Franklin*, 456 Mass. 818, 926 N.E.2d 199 (2010) that was decided on May 17, 2010. In that case the trial court judge had concluded that the defendant, who began running when a police car approached him and stopped, was seized by the police when the officers got out of the vehicle and chased him. The trial judge found no justification for the stop and allowed the defendant's motion to suppress. The Supreme Judicial Court began by reaffirming the proposition that under the state constitution a person may be "seized" when the police pursue an individual under circumstances which sufficiently indicate that the person pursued is not free to leave. This contrasts with the federal constitutional standard, under *California v. Hodari D.*, 499 U.S. 621, 624 (1991), which dictates that a fleeing suspect is only seized for the purposes of the Fourth Amendment "when the police actually lay hands on and detain him." The Court noted that under the Massachusetts constitution the analysis is fact specific.

In *Franklin*, the Court noted that the defendant's flight was not prompted by anything that the police did and began before the officers emerged from their vehicle without any show of authority or command by

the police and without the police blocking or impeding his path in any way. The Court therefore concluded that the defendant was not in fact seized until the police grabbed the defendant as he was climbing the fence. By that time the Court held that the defendant's conduct had given the officers reason to suspect that he had committed, was committing, or was about to commit a crime and that therefore they had reasonable suspicion for the stop based on specific articulable facts and inferences based on their experience and training. The police had observed the defendant holding his hand to his waist in a manner generally designed to conceal a weapon in his waist band and saw him throw something over the fence which hit with a metallic sound. At that point the Court held that the police had reasonable suspicion if not probable cause to seize the defendant and ultimately arrest him when the gun was found.

The Court in **Scenario #2** (questioning two men after Randolph shooting) in the case of *Commonwealth v. Mark Narcisse*, 457 Mass. 1, 927 N.E.2d 439 (2010), decided on May 27, 2010, came to a different conclusion. In that instance, the Court ruled that the stop and pat frisk search was illegal and that the defendant's motion to suppress should have been allowed. The Court held that there was no reasonable suspicion to believe that "the defendant was engaged in criminal activity or that he was armed and dangerous" although the police officers had a right to approach individuals in the street and ask them questions without reasonable suspicion for a seizure.

The Court re-examined its holding in *Commonwealth v. Fraser*, 410 Mass. 541 (1991) and readdressed that case and the impact of that decision on the factual scenario presented in *Narcisse*. The Court specifically limited its earlier decision in *Commonwealth v. Fraser* by stating:

"Today we mark the end of *Fraser's* rule as an exception, and we state expressly that police officers may not escalate a consensual encounter into a protective frisk absent a reasonable suspicion that an individual has committed, is committing, or is about to commit a criminal offense and is armed and dangerous. **However, this is not to say that such suspicions must arise sequentially; it is clear that they may occur simultaneously.** In such cases a reasonable belief that an individual has a weapon and appears inclined to use it acts to satisfy both prongs of the *Terry* analysis. When an individual appears to be ready to commit violence, either against police officers or bystanders, it is reasonable to believe that he is 'about to commit a crime,' thus satisfying *Terry's* first prong . . . moreover, the individual's conduct simultaneously gives rise to a reasonable belief that he is armed and dangerous, satisfying the second."

Acknowledging that police officers are free to approach any citizen and ask ques-

tions, the Court held that unless such an encounter produces a reasonable suspicion of criminal activity, a pat down frisk cannot be justified.

In factual **Scenario #2**, the Court found that the defendant had not manifested behavior that indicated he was engaged in criminal activity or that he was armed and dangerous. The Court ruled that neither the defendant nor his companion had done anything that would arouse suspicion that criminal activity was afoot or posed a present threat. The Court held that there was no objective evidence that the men were armed. (It ultimately turned out that one was.) Furthermore, the mere presence of the defendants in a high crime area and the heightened concern about retaliatory violence were, in the Court's view, not enough to suggest that the defendant was engaged in criminal activity or was armed and dangerous. While the Court found that the officers had ample reason to approach the defendant, it did not find that the circumstances justified an escalation to a pat frisk. Therefore, the Court concluded that the search and thus the seizure of the gun was illegal.

Finally, in *Commonwealth v. Jamal Martin*, 457 Mass. 14, 927 N.E.2d 432 (2010), decided the same day as *Narcisse* on May 27, 2010, the Court addressed **Scenario #3** (incident with hooded warrant suspect). In that case the Court agreed with the Appeals Court that the defendant was seized when the officer first attempted to pat frisk him. Up until that time the officers were engaged in a consensual interaction with the defendant which required no constitutional justification. The Court held, however, that the seizure of the defendant was unjustified and again distinguished an interpretation of *Commonwealth v. Fraser, supra*, to the contrary. The Court found that in **Scenario #3** nothing the defendant said or did justified an escalation of the consensual encounter to a pat frisk. The Court held the defendant made no gestures which indicated that he possessed a weapon nor did he appear to be concealing one. (It ultimately turned out that he did.) The officers had no information regarding this particular defendant and although the defendant appeared nervous, "he made no furtive gestures." While the defendant did not respond to the officer's inquiry concerning weapons, the Court held that he was under no obligation to do so and contrasted this factual scenario with that in *Commonwealth v. Fraser, Id.* at 542-543, 545 at Note 2, where the defendant had kept his hands concealed in his pockets after the officer asked the defendant to remove his hands from his pocket. The Court held that it was within the defendant's right to ignore the questions posed by the officers concerning whether or not he had a weapon. Once again the Court found that the gun was illegally found and seized.

(continued on page A21)

MY PURPOSE: TO MAKE A WORLD OF DIFFERENCE



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Department's failure to bargain over FLSA pay period results in \$2.23 million payout to BPPA members – But how did they figure out what i got?

How we got here

After a seven year battle, the City has finally paid BPPA members damages relating to its unlawful unilateral implementation of a 28 day/171 hour Fair Labor Standards Act pay period in 2002. In total, 1,765 officers received \$1,781,091.11 in damages plus \$449,628.44 in statutory interest, for a **total damages payment of \$2,230,719.55**. In addition, the City is continuing to calculate FLSA overtime (which is separate and distinct from overtime under the collective bargaining agreement) based on a 7 day /40 hour FLSA pay period, resulting in 200-300 officers receiving payments each week. Because the BPPA refused to bow to the City's change in 2002, BPPA members are the only BPD sworn personnel benefitting from the shorter pay period.

This case had its origins in the 2000 lawsuit brought by over 800 patrol officers (with the support of the BPPA) alleging violations of the FLSA due to the City's failure to include Quinn Bill and night shift differential in the calculation of FLSA overtime. In fact, it turned out that the City wasn't even calculating FLSA overtime, and in 2004, the officers were awarded over \$750,000 in damages and attorney fees. Attempting to cut its losses, in spring 2002 the City announced that it wanted to implement a longer FLSA pay period. A longer pay period allows the employer to stretch its overtime liability, resulting in lower payments to officers. Because the issue implicated officers' pay, the BPPA demanded to bargain. The City refused, and unilaterally implemented the change at the start of July, 2002.

The BPPA challenged that unilateral change by filing an unfair labor practice charge with the Massachusetts Labor Relations Commission. The City contended that it did not need to bargain the change with the union, and the BPPA was the only union to challenge the change. The LRC ruled in the union's favor in 2006, finding that the decision to change the FLSA pay period was a mandatory subject of bargaining, and ordered the City to restore the traditional 7 day/40 hour pay period. Following the LRC decision, the BPPA again demanded to bargain with the City. The City held one meeting with the BPPA, refused to restore the 7 day/40 hour period, and appealed the decision of the LRC. The City's outside attorney (the same attorney who represented the City in the BFD JLMC arbitration) told the BPPA that he had "never been surer his client would win an appeal in his entire career." He was proved very wrong in 2009 when the state's Supreme Judicial Court upheld the finding in the Union's favor.

Following the SJC decision, the City finally agreed to implement the 7 day / 40 hour work period. BPPA members have been receiving FLSA overtime on a weekly basis since late last summer. The City then undertook to calculate damages for the period from 2002 until 2009.

How damages were calculated

Under the ruling, the City must pay all impacted employees the difference between what they were paid in FLSA overtime according to a 28 day / 171 hour period and what they *should have been paid* if the City had not unilaterally implemented the longer period. This meant that the City had to recreate each and every payroll for that nine year period. To their credit, Mary Ryan from the Department and the City's Auditor worked diligently to calculate the damages to the penny. However, because amount of damages for each officer is based on a number of factors, damages vary a great deal from member to member.

Briefly, damages vary from member to member due to the fact that member's have different rates of pay, have different Quinn degrees, work different shifts, and work varying amounts of overtime while taking varying amounts of paid leave. Here's the main complicating factor – under the FLSA, overtime only needs to be paid if you *actually worked* over 40 hours in a week. Under the CBA, *all* hours outside of your regular shift are overtime, regardless of whether your work your regular shifts. Thus, if you take a sick day during a week, then you haven't worked 40 hours, and will need to work extra shifts to get to 40 – shifts that are not overtime under the FLSA. And, just to complicate things further, the City gets a "credit" towards FLSA liability for any hour it pays you overtime when the FLSA does not require it. So, if you take a sick day, then work an overtime shift, not only is that shift not overtime under the FLSA, it also gives the City a "credit" for the week to be applied to any other overtime you might work. This "credit" also applies to any time you are paid overtime for hours that you don't actually work, such as when you get paid a 4 hour minimum for court, even though you are out in an hour (meaning 3 hours of "credit"). As a topper, the "FLSA overtime rate" changes *every week* depending on how much you work. Thus, calculations must be done on a weekly basis.

So, how is it calculated? First, you need to calculate how many hours are actually worked in the week. You add all shifts worked, overtime worked, court, etc. Then you subtract any sick leave, vacation leave, union leave, court

time not worked, etc. Next you need to calculate what elements of your pay are not included in contractual overtime but must be included in FLSA overtime. This is primarily night shift differential and Quinn bill. Thus, if you don't work nights and don't have a degree, you're un-

Briefly, damages vary from member to member due to the fact that member's have different rates of pay, have different Quinn degrees, work different shifts, and work varying amounts of overtime while taking varying amounts of paid leave.

likely to ever have FLSA overtime. You then add these elements to your base pay, and, together with how many hours you worked, you determine your FLSA overtime rate is for that week. You then calculate what you should be paid in Overtime under the FLSA based on that rate. You then have to subtract what you actually were paid in overtime by the City. If the resulting number is a positive, then you have FLSA overtime for that week. Again, unlike most things, it actually is quite complicated.

The good news is that the Department and City's payroll folks "get it," and have devised payroll systems that properly calculate FLSA pay. The BPPA hired outside auditors in 2004 (after the Federal suit), and again this summer to confirm that the department's calculations (and methodology for reaching those calculations) are correct. They are.

So, after paying \$750,000 in 2004 and \$2.23 million last month, the City is finally properly calculating FLSA overtime using a 7 day/40 hour pay period, and BPPA members will continue to see those payments in their weekly checks. And the BPPA will continue to make sure that the City follows the FLSA, the collective bargaining agreement, and its duty to bargain.

Legal thoughts...

(continued from page A19)

The issue of whether or not a pat frisk is legal is illustrative of probably one of the most difficult split second decisions that a police officer is called upon to make every day. Two of the above decisions were decisions in which our Supreme Judicial Court reversed the Appeals Court. The fact that learned judges offer divergent opinions on a case, even after reflecting upon the same set of facts in the confines of the courtroom and their chambers, only emphasizes the challenges officers face when having to make these decisions in the field and, often times,

in pursuit of a suspect. It is fortunate that 3 guns were taken off the streets before they might be the source of further violence. It is comforting that no officer, or anyone else, was harmed in these difficult and dangerous encounters. Ultimately two suspects escaped legal consequences. It is, as always, vital to be informed by these important cases. One only hopes that hesitation as to the right to pat frisk never results in tragic injury or loss of life.

Boston Police Officers Killed in the Line of Duty



Watchman
Jonathan Houghton



Watchman
David Estes



Patrolman
Ezekiel Hodsdon



Patrolman
Alfred Sturdivant



Patrolman
John Lynch



Sergeant
Frederick Schlehber



Patrolman
Joseph Reiser



Patrolman
Charles Deininger



Patrolman
Adolph Buttermann



Patrolman
William Clancy



Patrolman
Ward Bray



Patrolman
Andrew Cuneo



Patrolman
Harris McInnes



Patrolman
Herbert Allen



Sergeant
Edward Butters



Patrolman
John Jackson



Patrolman
James Troy



Patrolman
James Malloy



Patrolman
James Brickley



Patrolman
Daniel McCallum



Patrolman
James Hughes



Patrolman
James Roche



Patrolman
Laurence Sheridan



Patrolman
Frank Callahan



Sergeant
William Healey



Patrolman
Michael Crowley



Patrolman
John Gallagher



Patrolman
James O'Leary



Patrolman
Charles McNabb



Detective
Francis Creamer



Sergeant
Richard Halloran



Patrolman
William Beckman



Detective
Roy Sergei



Detective
Thomas Gill

There is no greater love than this, that a man lay down his life for another.



Patrolman
Richard Gallivan



Patrolman
Albert Peterson



Inspector
Thomas Norton



Patrolman
Patrick Carr



Patrolman
John Earle



Patrolman
Daniel McShane



Patrolman
Peter Oginskis



Patrolman
Joseph Gonya



Patrolman
Albert Motroni



Lieutenant
Benjamin Alexander



Patrolman
Frank Comeau



Patrolman
Franklin Dreyer



Patrolman
Frederick Bartlett



Lieutenant
Joseph Cavagnaro



Patrolman
William Abbott



Sergeant
John Wolfe



Patrolman
George Hanley



Patrolman
Walter Baxter



Patrolman
John Manning



Patrolman
Paul Murnane



Patrolman
Thomas Davis



Patrolman
Patrick Gannon



Detective
George Holmes



Patrolman
Francis Johnson



Patrolman
Walter Schroeder



Patrolman
Joseph Mullen



Detective
John Schroeder



Patrolman
Donald Brown



Detective
Sherman Griffiths



Patrolman
Louis Metaxas



Patrolman
Jeremiah Hurley, Jr.



Patrolman
Thomas Rose



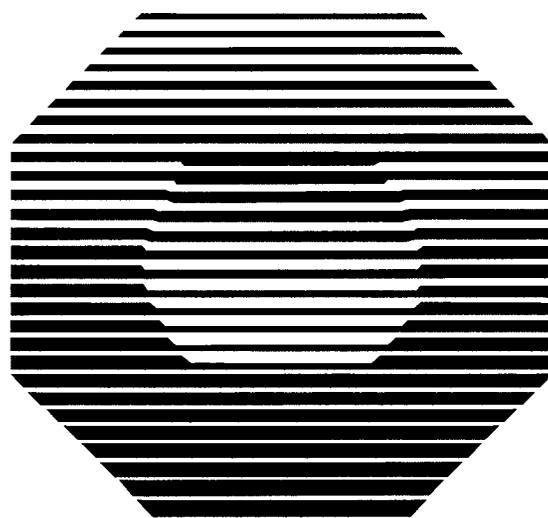
Patrolman
John Mulligan



Patrolman
Berisford Anderson

Compiled by Ray Melo

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SIMON™

In Memoriam

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



**Police Officer
Russell Tillson**
April 11, 2010



**Police Officer
John F. Gribos**
April 15, 2010



**Police Officer
James A. Hamilton**
April 17, 2010



**Police Officer
William P. Burns**
April 25, 2010



**Police Sergeant
Thomas J.P. Gavin**
April 26, 2010



**Police Officer
Frank F. Previte, Jr.**
May 2, 2010



**Police Officer
Roy Gagnon**
May 6, 2010



**Police Officer
Richard A. Milan**
May 19, 2010



**Police Detective
William A. Powers**
June 5, 2010



**Police Captain Detective
Maurice C. Flaherty**
June 9, 2010



**Police Officer
Ermes Cametti**
June 28, 2010

We apologize for any errors or omissions.

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Directors of the Retired Patrolmen's Division of the BPPA:
 John Murphy
 David Mackin
 Joe Vannelli
 Joe O'Malley
 Billy Flippin

Asset Protection Strategy for the Pensioner

By Attorney Richard L. Rubino

Asset protection strategies are not one-size fits all. Depending on what you have, your age, health and marital status, there are different strategies available. I've been invited to write about how to protect assets and this article will focus on protecting a pension.

At one time, American workers stayed at the same company all their lives. When they retired, many of them received a pension. Those days are gone for most people. These days, pensions are given to select groups such as retired teachers, state workers, and policeman to name a few.

The pension that you receive is very valuable. When we put together a retirement

to draw on.

As you can see, the value of your pension is enormous, especially when you take into account survivor benefits. Many of our clients who had pension choices decided to have a surviving spouse continuation pension. This gives even greater value to the worth of that payout because it will come out over two people's lives. With people living longer, the total value can exceed the 4% withdrawal rate comparison described above.

So, What's the Problem?

The problem is a pension can be lost if the pensioner goes into a nursing home. Most have read that nursing home costs can



BPPA Retired Patrolmen's Division Director John Murphy with the refurbished 1955 "Blue Goose" in his vintage 1955 Boston Police Uniform.

study, we establish ways for a retiree to get income. There is an old adage in retirement planning and it is called The Three-Legged Stool.

The Three-Legged Stool

When planning for income, we take into account age, health, spending rate, longevity, inflation and current interest yields. We put all the information together and create a strategy. In the old days, we could rely on the Three-Legged Stool concept. Money would come from three different sources: 1) Social Security, 2) Pension and 3) Savings.

These days, for most people one of the legs is missing – the pension. As a retired police officer, you are fortunate to still have your pension. The value of a pension is enormous.

In retirement planning, there is something called a "withdrawal rate." A withdrawal rate is what percentage you can take out of money and have that money last the rest of your life. An acceptable withdrawal rate is 4% per year

For example, let's say you have \$1,000,000 and use a withdrawal rate of 4%. That would mean you can take out \$40,000 per year (increased with inflation) and never run out of money. A pension of \$40,000 per year is the equivalent of having \$1,000,000

be as high as \$100,000 a year. If you are getting a pension of \$50,000 per year, and you go into a nursing home, your pension goes with you, with some exceptions.

For example, John is 72 years old and receives a pension of approximately \$50,000 per year. His wife, Jane, is also 72

and she receives a smaller pension and social security of approximately \$24,000 per year. They have a residence worth about \$450,000 and a cottage in New Hampshire worth \$200,000. They have three children and six grandchildren.

They live comfortably on their total income. Both pensions have survivor options so that if John predeceases Jane, she will get a portion of his pension for the rest of her life. If Jane predeceases John, he will get only her social security and, of course, he will continue to receive his own pension. They also have about \$500,000 in joint bank accounts and Jane has a small IRA. Their problem is not outliving their money. **Their problem arises if one of them has to go into a nursing home.**

If John went into nursing home, and the cost of care is \$100,000 per year, his pension goes with him. He has a nursing home bill of \$100,000 and his income (pension) of \$50,000. He has to pay his bill. So, he gives his \$50,000 to the nursing home and the other \$50,000 comes out of their joint savings account to pay for his care. Jane can keep all of her income (pension and social security) and \$109,000 in liquid assets. There are monthly maintenance needs allowances that might let Jane keep part of John's pension, but most of John's pension goes with him to pay for the nursing home.

If John passes away after five years, they would have spent \$250,000 of their \$500,000 on John's care and Jane would probably have to spend some of her savings to live on. After John's death, Jane will then receive the survivor benefit of the pension.

For Medicaid purposes, if you have a bill and you have enough income to pay the bill, then you have to pay the bill. So in this case, the pension is not protected.

The Solution

Because both John and Jane are currently healthy and they live primarily on their pensions, they could transfer \$400,000 of their bank money into a specially designed trust, or bullet proof box, for Jane's benefit. The trust will protect those funds, for Jane, if John had to go into a nursing home.

(The strategy for protecting the assets in the trust would be different depending if John went into a nursing home now or after a five year period, because of the five-year look back rules).

The asset protection trust, or bullet proof box, would allow Jane to turn the funds into income for her alone. So, if John went into a nursing home, they would not be able to take Jane's income to pay John's bill.

Sound simple? Well, not yet. You have to pick a trustee **you trust**. Your son, daughter, or both, can act as trustees.

There are a lot of moving parts to this strategy so make sure you explore it with someone who has done this before.

Conclusion

Pensions are great vehicles to provide income for the rest of your life. But pensions follow you to a nursing home. The whole pension may be required to pay the bill, leaving your spouse without enough income to live on. The solution is a specially designed Income Only Trust, or bullet proof box, for the benefit of the spouse.

In retirement planning and asset protection, one size does not fit all.

And the most important thing, remember those Two Rules: **Rule #1 – Just don't lose the money and Rule #2 – Don't forget Rule #1.**

Attorney Richard Rubino will be speaking at our September meeting.

For a free monthly newsletter please contact 1-877-630-8787 or on the web at www.justdontlosethemoney.com. Protecting Your Wealth Radio is heard on the following days and stations: Saturdays on WBOQ from 6 – 7am, WXKS from 8 – 9 am and WCRN from 11 am to 12 noon, Sundays on WRKO from 9 to 10 am, WCRN from 2 to 3 pm and WBZ from 8 to 9 pm. Rubino & Liang is located at 189 Wells Avenue, Newton, MA 02459. Call today for your free consultation!

Next Retired Patrolmen's Division Meeting Scheduled for September 16th

Our next meeting will be Thursday, September 16, 2010 at 1:00 PM at the BPPA Office, 9-11 Shetland Street, Boston.

A member from the Law Firm of Rubino & Lang will be attending this meeting to speak to the members. BPPA President Tom Nee will also update us on union activity.

The BPPA also has passes to the Children's Museum, Aquarium and the Franklin Park Zoo (available upon request). To be placed on the mailing lists for the *Pax Centurion* please contact the BPPA. Retirement and health updates from our Legislative Aide James Barry.

– BPPA Retired Patrolmen's Division

BPPA RETIRED PATROLMEN'S DIVISION MEMBERSHIP APPLICATION

Date: _____
 Name: _____
 Address: _____
 City, State, Zip: _____
 Home Phone: _____ Cell Phone: _____
 Date of Appointment: _____ Date of Retirement: _____
 Email: _____

Annual Dues are \$24.00. The year runs from March to March.

Please mail this application and \$24.00 annual dues to the:
BPPA Retired Patrolmen's Division
 9-11 Shetland Street, Boston, MA 02119



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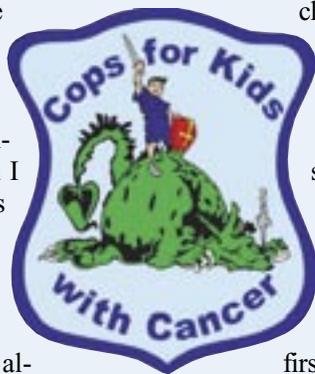
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A SALUTE AND A PRAYER TO OUR LITTLE HEROES!

By Mark A. Bruno

Throughout my career I have met some very interesting people. Some famous, some infamous and some touched by God. Everyone knows of my love of music because you have seen me at many events. Helping people in need has always been a creed which I have lived by. My parents taught me always to be grateful to God for a healthy life, food on the table and a roof over my head. My mother asked always that I be charitable toward others in need, and that is why I would never say no to those asking for my help. With that being said I would like to acknowledge Cops For Kids With Cancer, and its Chairman, former Boston Police Superintendent-in-Chief **Robert Faherty**.



I have had the pleasure in the past several years of helping out this worthwhile cause. When you go to the website of this cause and see how many families and pediatric oncology wings of hospitals have been helped by this charity, you quickly realize that it is a noble one. The charity was started by Boston Police Captain **John Dow** and Garda Detective **Pat Hanlon** of the Immigration Unit at Cork Airport, Ireland. In 2002 about twenty-six officers took part in a charity golf tournament at the Lee Valley Golf Club in Cork, Ireland. The entire proceeds of this event went to the Pediatric Cancer Ward of Mercy Hospital in Cork, Ireland. When Captain John Dow passed away, Robert Faherty picked up the torch and ran with it. His dedication, as Captains Dow's, was selfless. It is and will always be about the children who suffer from cancer and the families who face financial hardships as a result. Every penny raised through this organization goes directly to these families. Every member who sits on this board, from Robert Faherty on down, are all there as volunteers.

I'd like to tell you about the most recent event at Florian Hall in May which I attended and helped out with. I brought my daughter **Kristine** with me. She, also like her dad has an ear for music. I told her that this one is for charity and that our time here is meant to give back to those less fortunate. Every parent should teach their children humility and compassion. I actually expected a bigger crowd, which is why I am writing this article. Bob Faherty spoke of where the funds were going and talked about a family who was living in a shelter and had a child who was going through cancer

treatments. He presented them with a check for \$5,000.00 to assist them with housing. This is what the organization does for individual families who have children with cancer and are suffering financial hardships as a result. You know when a person is being sincere and compassionate in what they are speaking about when they get choked up with tears and emotion. This was our hardened former Superintendent-in-Chief telling us first-hand of the hardships he had witnessed. If he could have grabbed every one of these kids and hugged him with the emotion he was feeling at that moment, I swear the miracle of love would have cured half of them. Unfortunately all these stories do not have a happy ending. Some of these monies help to provide for burial expenses for some of these children who lose their battle with cancer. I will get back to this special evening later in this article.

What would be nice is to see our younger officers getting involved in this worthwhile cause. Start through COBEC (City of Boston Employees Campaign), and help by donating at least a dollar a week to this charity. The number is 3528. Next we have a couple of events on August 29, 2010, and September 19, 2010. The first is called "Flight of the Angels," which is a motorcycle run from Florian Hall down to Kingston, MA, boots up all the way. The second event is a 5K road race being put on by the Emerald Society which goes through the Arboretum. All of the proceeds go to support this charity. Please, when you see officers selling raffles for this charity, kindly dig deep to help out. I know times are tough, but remember there are those who struggle worse than you. Please find it in your hearts to get involved and help support this charity which has helped many. One need only go over to a pediatric oncology wing and see first-hand how these young children are in the fight of their lives. It makes every problem you have ever had seem small. Helping these young children will always make a person feel better. It literally is good for the soul. Getting back to the evening in May...

During the evening I had the pleasure of meeting a young girl named **Maeve**. She is known as "Maeve the Brave" because of her heroic fight with cancer. If you go to the website, you will see the logo of a young child slaying a dragon (which symbolizes cancer), this is Maeve

(continued on page B3)

Forget Arizona law... Let's adopt Mexico's!

By Jim Carnell, Pax Editor

For all of you idiot, hand-wringing, politically-correct, utterly suicidal liberal morons who are currently fretting about the so-called "racist" law that Arizona recently enacted in a feeble attempt to stop the onslaught of criminal foreigners from seeking to join our welfare rolls, please; stop and take a breather. I, the ultimate conservative, agree with you: Yes, that's right: Arizona's new law is **WRONG, WRONG, WRONG!**

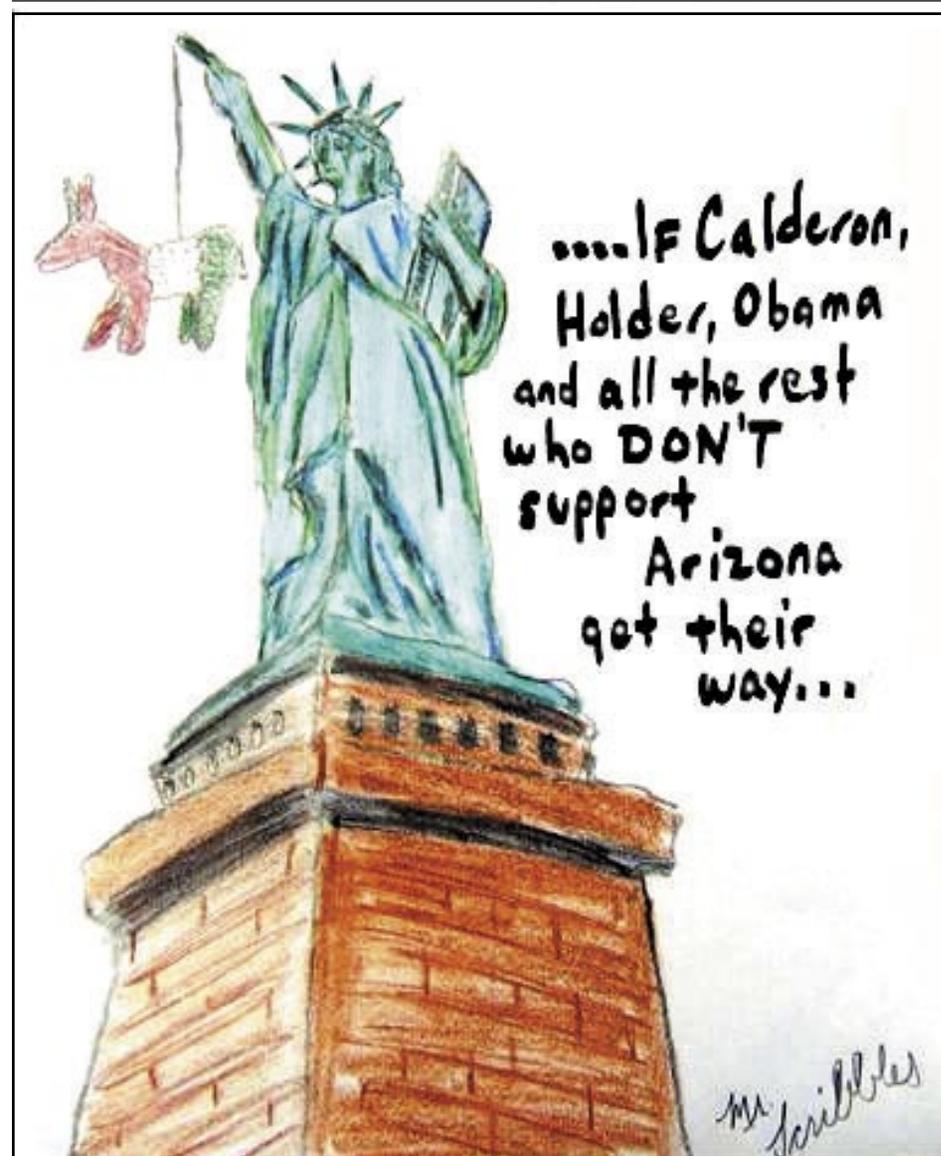
After observing the pathetic, infuriating spectacle of Mexico's President **Felipe Calderon** berating the United States of America from the bully-pulpit of a joint session of the United States Congress, with the full blessing of President **Barack Obama** and a standing ovation from all Democrats, I am of the considered opinion that indeed, Mexico's own immigration laws are far superior to our own, and we should adopt theirs.

Now, fully anticipating the expected apoplectic response of spineless liberals to this article, let me try a unique method: **FACTS:** (I know, they're never appreciated, but sometimes, we must use them... even in the Boston Police Department!) First and foremost, it is almost exclusively our 2,000 mile-long Southern border with Mexico that

represents the cause of the illegal immigration problem. We are **NOT** being invaded from the East by Catholic nuns from Ireland, from the North by Canadians, or by Pacific Islanders from the West.. That is a **FACT**. As the idiot **Al Gore** might say, "an inconvenient fact", but a **FACT** nonetheless. If anyone out there has knowledge of Sister Mary O'Leary and a gaggle of Irish nuns sailing into Boston Harbor looking to take over President Obama's **Aunt Zetuini's** federally-subsidized apartment in senior citizen housing in South Boston, let me know: I'll be the first to rat them out and have them deported. But until then, simply shut up and listen. . . .

The federal government (and in total fairness, under the watch of President Obama, Bush, Clinton, Bush #1, Reagan, and all before them) has totally dropped the ball. Democrats want indentured, mindless nit-wits who vote for them at election time, and Republicans want cheap, exploitable, non-union labor for their friends in big business. One cannot blame these desperate people for wanting to get out of their third-world hell-holes, but the **FACT** remains that a country that does not control its borders is doomed. Generations ago, immigrants from

(continued on page B15)



News Brieflets...

Compiled and commented upon by Patrick Carnell,
Canisius College graduate, Buffalo, NY

Iran is one of the world's most earthquake-prone countries and the cleric's unusual explanation for the tremors follows a prediction by President Mahmoud Ahmadinejad that a quake is certain to hit Tehran and that many of its 12 million inhabitants should relocate. "Many women who do not dress modestly... lead young men astray, corrupt their chastity and spread adultery in society, which (consequently) increases earthquakes," Hojatolislam Kazem Sedighi was quoted as saying by Iranian media."

— Metro UK, 4/22/10

Remarkably, this statement holds the same amount of sound, unimpeachable logic and science as the "theories" that global warming causes earthquakes and volcanoes. In a contest between stupid explanations for natural phenomena, it's a pretty close call, but considering Sedighi's primary topic of research is the buoyancy of witches and ducks, he narrowly wins.

★ ★ ★ ★ ★ ★ ★ ★ ★ ★

"Tired of spinning that steering wheel? Try this: German researchers have developed a new technology that lets drivers steer cars using only their eyes. Raul Rojas, an artificial intelligence researcher at Berlin's Free University, said Friday that the technology tracks a driver's eye movement and, in turn, steers the car in whatever direction they're looking."

— Product Design and Development, 4/26/10

Hmmm. Sneezing? Looking at attractive joggers on the street? Having stupid, distracting people in the car? Nope, can't think of a single situation where this could possibly go wrong.

★ ★ ★ ★ ★ ★ ★ ★ ★ ★

"In an interview published by Spanish language newspaper *La Vanguardia* (that we translated), Woody Allen says "I am pleased with Obama. I think he's brilliant. The Republican Party should get out of his way and stop trying to hurt him"... The director said "it would be good... if he could be a dictator for a few years because he could do a lot of good things quickly."

— Fox News, 5/17/10

And this, America, is why you have a Constitution. Didn't the whiny, "me-so-angry" version of Anakin in the *Star Wars* prequels say something similar about Chancellor Palpatine? Someone should inform Woody that Jews historically haven't fared well under authoritarian governments, dating all the way back to the ancient Egyptians, Babylonians, Greeks, and Romans.

★ ★ ★ ★ ★ ★ ★ ★ ★ ★

"Faisal Shahzad, the suspect in the failed car bombing in New York's Times Square, was frustrated with the state of the Muslim world and sought a way to "fight back." Two e-mails obtained by CNN help piece together a portrait of the Pakistani-born naturalized U.S. citizen. They also may shed some light on what propelled his failed terror plot... The e-mail continues: "It is with no doubt that we today Muslim, followers of Islam are attacked and

occupied by foreign infidel forces. The crusade has already started against Islam and Muslims with cartoons of our beloved Prophet PBUH (peace be upon him) as War drums."

— CNN, 5/17/10

Only a journalist would describe an Islamist terrorist as merely "frustrated," and only a journalist could read what is essentially a textbook example of a terrorist rant and say it only gives the slightest insight into his otherwise mysterious, inscrutable, labyrinthine motives. And perhaps it isn't nice to pick on someone who feels oppressed by cartoons (I mean, I hated *Thundercats* re-runs as kid, though not quite enough to kill anyone over it), but if you think he's "frustrated" now, just wait until he finds out that the 7th century is over.

★ ★ ★ ★ ★ ★ ★ ★ ★ ★

"Greek transportation workers in Athens went on a 24-hour strike today to protest government austerity measures, stranding commuters in the country's biggest city... Greece agreed last month to cut wages and pensions, raise sales, fuel and alcohol taxes and overhaul the state-run pension system in return for 110 billion euros (\$136 billion) in emergency loans from the European Union and the International Monetary Fund."

— Bloomberg, 6/3/10

Step 1. Go on strike

Step 2. ?????

Step 3. Profit!

Actually, that's not fair; I get the feeling the Greeks know that these strikes will achieve nothing, it's just that they think the government has all the solutions and is just being mean to them, and striking and setting fire to payroll buildings is the only thing they know how to do in these situations.

★ ★ ★ ★ ★ ★ ★ ★ ★ ★

"The Obama administration succeeded in securing support for sanctions from the [UN Security] council's major powers, including China and Russia, by ensuring that the measure would not impair their ability to trade with Iran... The resolution falls short of the "crippling sanctions" Secretary of State Hillary Rodham Clinton pledged to impose on Iran a year ago. But U.S. officials hailed Wednesday's vote as a show of international resolve in the face of Iran's continued defiance of Security Council resolutions demanding it suspend its uranium-enrichment program and fully cooperate."

— Washington Post, 6/9/10

You can practically hear the UN saying, "No, really, guys, we're serious!" in this "message" to Iran, in which they essentially threaten to get very, very unhappy if Iran persists in their pursuit of nukes. Serbia must be mad. They were involved in a civil war and were bombed into the Stone Age (or further back into the Stone Age, depending on how you look at it) by NATO. Iran is threatening a nuclear holocaust and we can't even impose effective sanctions on them, but convince ourselves we've somehow struck a mighty blow against them.

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Honor thy father

By Mark A. Bruno

First, I would like to wish a belated Happy Mother's Day to all of our wives and co-workers. Never underestimate the importance of a mother in a child's life. With that being said, I would like to wish all my co-workers who are dads a Happy Father's Day. This special day lights up every loving dad who beams with pride when they look at their children. They are a work in progress, and with a little loving from mom, and support and encouragement from dad, these children will hopefully turn out fine. Parenthood is a challenge that we all hope to persevere as our children grow older. No one is more proud on this day than a first time dad. Holding that little bundle of joy in your hands and looking into their eyes makes everything else in the world go away. I have some fond memories of my Dad, and with Memorial Day and Father's Day just past us I would like to share some of those with you.

In May, at Marine week in South Boston, I along with many other officers had the honor and privilege of talking to some

and asked again, and when he stated the same name I explained to him that this was my Father's nickname, and that this very day on May 8 twenty-two years ago he had passed away. I explained to this Marine that my Father was a WWII veteran and that he had been out in the Pacific on two destroyers, the USS Caperton and USS Bullard. These destroyers would run serpentine in front of the bigger ships in case a torpedo came at them. They would also pick up jettisoned pilots. My Dad received several medals and stars (bronze and silver) for the action he faced with his crew. One of his ships, the USS Caperton, was dubbed the most "fightingest" destroyers in the Pacific theater. In August of 1944 the destroyer was involved in screening duty for the strikes intended to deny the Japanese the use of their air bases on Okinawa and Formosa in the forthcoming Leyte invasion. During the three-day Formosa air battle the ship had to rescue sailors and escort two other ships which were torpedoed from the air. The Caperton did all this while providing air support from

fices they have made to keep our country free. I will not talk of those who dishonor the flag, for they are the ones who enjoy the very freedom and liberty for which these soldiers fight for. I will in honor of Memorial Day tip my hat and salute the soldiers who have made the ultimate sacrifice. These are the heroes we look up to and should never forget as we move forward.

I hope this history lesson has not bored you too much. I thought it was important to mention why I honor my Father's memory during these two days (Memorial Day and Father's Day). He is probably much like your father and you can understand how proud I am to speak of his bravery. When he came back from WWII, he married my Mother and they had eleven children together (one died five days after birth). He was a humble man who worked two jobs to support his family. We were not rich by any means. We lived in an apartment on Hanover Street in the North End. My Dad's other nickname was "the Father." He was well respected by his peers and family. I had one of my uncles put it all into perspec-

tive for me one night. He stated if he had his life to do all over again he would not want the money. He felt the money was a curse. Instead he said he would rather be like my Father who was not wealthy but was the richest man in the world because he had ten children who love and respect him. This is the man I honor here today. A man called "Raz" and "the Father" by his friends. A man I am proud to call Dad.



very brave individuals. One of these Marines flew an Osprey helicopter and I believe was a Major or a Colonel. He talked about how he loved Boston and would move here in a heartbeat with his family if given the opportunity. He asked if there were a local place locally for him to rent a small function room so he and his battalion (about thirty men) could get together that night. He wanted to thank them for a job well done during the week's activities. He was their leader and felt obligated, so with that being said a couple of our officers made some calls to provide a room and some food, of which our officers were going to pitch in for to say thank you for keeping our country safe. Because of the bad weather plans were made for these soldiers to exit early and they would not get to enjoy the evening we had planned for them.

What struck me odd when I was helping to make these plans was that when I asked the leader his name he stated everyone just calls me "Raz." I got a lump in my throat and nearly cried. I thought he was kidding

her ship along with anti-aircraft artillery. The Caperton would eventually inflict the final losses on the Japanese Center Force which retreated and headed north as a result.

My Dad kept a diary in which he spoke of a kamikaze attack while he was on the USS Bullard on April 11, 1945. The ship was slightly damaged and after repairs she joined in the 3rd Fleet raids against Japan from July 10 to August 15, 1945. My Dad like many servicemen had lost a good friend during his stay in the Pacific. I could always remember his eyes swelling up with tears whenever he heard the song "My Buddy" by Connie Francis. These were some of the bravest people in this country that stepped up to the plate when Pearl Harbor was attacked. Much like 9/11 in which we have our current military involved in several conflicts in the War on Terrorism, these are our modern day heroes. We owe our servicemen and women both past and present a tremendous debt of gratitude for the sacri-

A salute and a prayer to our little heroes!...

(continued from page B1)

and many children like her, fighting just to stay alive. She handed me a CD with some background music she would sing to. I handed Maeve the microphone and passed the CD over to my daughter **Kristine**. As the music started, young Maeve began to sing "Somewhere Over the Rainbow." My eyes welled up with tears as did many who sat in this room and watched this brave little girl sing her heart out. I looked over at my daughter, who was also choked up with emotion, and realized that the torch of compassion had been passed on. When she was done, you could have heard a pin drop. Please, if you have your health and your children's health in order count your bless-

ings, but never forget those in need who do not. It is our actions through compassion and empathy that make us better people. Our world and the problems we may face get much smaller when we stand beside these children who fight cancer daily. I salute Robert Faherty and this organization and ask that all our young cops get involved so that the torch may be passed on to the next generation. My heart and prayers go out to "Maeve the Brave," and all the little children like her. These children battle daily for life and it breaks our hearts to watch, but you can make a difference. Please be charitable and help these little children whom I call heroes.



"Maeve the Brave" was "knighted" by Cops for Kids with Cancer at a special ceremony in 2005.



Once more into the breach

By Jay Moccia

Ah, Springtime... Robins, Little League, Flood Claims, Opening Day, pasty white legs, and the Boston Marathon. After the drama in Times Square (more later) Officers at roll call were reminded to be vigilant for abandoned packages or suspicious persons. Terrorists could be anywhere among us ready to strike! Then they put all of us on buses.

How soon before Interstate Rentals has a "Flag Man Division"?

Remember, the foreigners who actually win the Boston marathon are only winning the races Americans don't want to!

Forget Starbucks or Dunkin' Donuts. The best coffee in the world especially in a hockey rink at 6:30 am is Tim Horton's.

It's not the 30 year worker who does his time, then retires to collect his pension who's ruining the system. It's the greedy two-term Politicians!

When I'm behind a bus sporting that PETA ad with the cute little puppies and piggies, asking "Why love one and eat the other?" I must struggle with the urge to jump out and write: "cuz bacon tastes better than dog!"

Have you ever noticed you never see a bald (American) Indian?

Funny, the Home Rule Petition filed by the Mayor to keep flagmen off our streets has been stalled in Committee, but the one to raise taxes on meals and hotels breezed right through. The rumor is a "Gentlemen's Agreement" was made to allow the Governor to save face pending his possible re-election. Four Republican Governors never took a dime from us and we didn't support any of them. This clown cuts our pay and threatens to take more (details) from us and

we give him a pass? Just because the Mayor may want to kiss and make up doesn't mean we have. We're cops and we should be kicking @\$\$ not kissing @\$\$!

If a guy dressed in camouflage runs out into the street and you hit him, would you get away with claiming you couldn't see him?

The Tea Party movement has only been around for about three or four years, but the current Administration warns of their Right Wing Extremist beliefs, and wants them watched. Obama hung around with Bill Ayres and Rev. Wright and their Anti-American ideals for over twenty years and that doesn't bear watching?

If "Don't ask, Don't tell" is no longer good enough for our military, why is it good enough for Illegal Aliens?

I was hospitalized for a couple of days last month. Whenever a nurse or doctor left my room, they would tell me to "try to get some rest", then they'd come back in once an hour and wake me up to check my vitals!

Connecticut Attorney General **Richard Blumenthal** claims he "misspoke" when he claimed he served in Viet Nam. If someone else said it you can claim they misspoke, but if you say it about yourself, it's just a plain old LIE!

In a delicious case of irony, Rep. **Mike Moron** (sic) (D(ope)-Brighton), was involved in a motor vehicle accident. He was rear-ended by a Mexican national illegally in the Country. You may remember, Rep. Moran fought hard against a bill sponsored by Rep. **Jeffrey Perry** that would limit benefits for illegal aliens (IA) in Massachusetts. While the Rep. only suffered a bruised ego and M/V damage, a passenger in the IA's car had to be hospitalized with serious in-

juries. When questioned by Police at the scene, the Mexican replied, "nothing's going to happen to me, I'll just go back to Mexico" Too bad he didn't hit Rep. Moran hard enough to make him a Conservative. By the way, if you want to know who's paying for the injured passenger, look in the mirror.

I don't see what the big deal is about the BP spill off the Gulf Coast. Think about how much easier it will be to fry the shrimp, fish and oysters if they're already covered in oil. **YUM!**

*So the Globe thinks the Fire Contract is too much. Ditto the Beacon Hill Institute and several City Councilors. Also, judging from the comments on most of the stories, John Q. Public isn't happy with it either. Too bad. After reaching an impasse, the City and Fire Union went to **BINDING ARBITRATION**. The panel found in favor of the jakes, and the crying started. Kudos to Fire Union Prez Ed Kelly who managed to shut up pesky critics with some snappy retorts. When asked to take a concession, he replied "would the city have granted us (Fire Union) a concession if the contract came out in their favor" and when references were made to large retro payments to top Fire Brass, he claimed "if the contract was settled and signed in 2006, there'd be no retro." That's leadership! This Contract should be funded, because if it isn't then the Arbitration process becomes moot, and the City wouldn't have to Bargain or settle ANY contracts. They'd just expire, and without a way to force their hand, the Unions would be powerless. And our contract is up soon....*

With reference to the previous item, the *Globe*, never letting an opportunity to slam us ran articles citing our (lucrative) detail and overtime pay. Railing that the Department **MUST** cut OT, the paper trotted out their usual claptrap. How many of their reporters or columnists work for free?

Who do bums call on their cell phones? (Hint: they're not checking on their house or a job)

A Harvard "student" is facing charges of fraud for lying his way in to the school then getting grants and scholarships to pay his tuition. The way I see it there's no crime here, he used the money for his tuition, he didn't pocket it. This is more about Harvard being embarrassed for not catching him after two years. HMMM... Caught cheating at Harvard, this guy could be a U.S. Senator.

The NBA Finals and Stanley Cup are hands down the best sports to watch on TV. World Cup? ZZZZZZ!

How can the Muslims working at Dunkin' Donuts justify making a sausage egg and cheese sandwich?

Failed Senatorial candidate and Attorney General **Martha Coakley** claims: "Illegal isn't Illegal in Massachusetts" **Diane Wilkerson** should have trotted out that one before she pled guilty to corruption charges.

The Boston City Council recently voted to "boycott" Arizona after that state passed a strict immigration law (though it is less

strict than the unenforced Federal Statute) How dare they criticize another State for it's laws, and call for a boycott. Could legislators in Arizona claim Boston gun laws are too strict and call for a boycott on shipping ammo and hi-capacity magazines to us?

I have just two words for anyone who thinks we don't need Immigration Reform: Auntie Zeituni! The aunt of President Barack Obama was ordered out of the U.S. in 2004 but defied the Judge, and remained here (collecting housing and other benefits) until her case was overturned last month. Let any one of you defy a Court order for six days let alone six years and see where you end up. It will certainly be subsidized housing but at Club Fed not Southie.

Need more? The Times Square bomber **Faisal Shahzad** was a Pakistani (not some 40-year-old white right wing extremist like Mayor **Michael Bloomberg** opined) who was aided by not one, but two Illegal Aliens residing in Massachusetts who drove a taxi and owned a gas station. How did this happen? These guys got licenses and loans and weren't even citizens! When are our officials going to **WAKE UP?**

In an effort to curb handgun violence, Governor **Deval Patrick** wants stricter gun laws. Why? Massachusetts already ranks among the strictest in gun laws in the nation. Gun owners are being blamed even though FBI stats don't bear this out. According to the Feds (from a sensitive document I secured) interviews with convicted inmates who were involved in Police Officer-related shootings, showed all but one used an **ILLEGAL** gun! What we need to do is enforce the laws we have on the books and hammer anyone caught with an illegal gun. Stop punishing law-abiding citizens for the actions of the lawless.

I have done something that (as of this writing) the President and Attorney General of the United States have not done. I read the Arizona Immigration Law. Quite bland, and frankly only a baby step in the right direction. The law stops any benefits for illegals, provides for punishment to anyone who knowingly employees or hires IA's, bans racial profiling, calls for Federal verification of Immigration status pending state action and only allows Police to act if there are any other violations. In an interesting sideline, Supporters of the Arizona Law held a peaceful gathering with no problems, but as soon as rabid race-baiter **Al Sharpton** got involved, Anti-Arizona Law protesters threw rocks and bottles at Police, and several arrests were made. Even President Obama in a recent speech said the United States provides rights and protection for **LAW ABIDING CITIZENS**. If you come here without documentation, you are not **LAW ABIDING!**

I have a HUGE bone to pick with Mexican President Felipe Calderon. He's greeted with a standing ovation from Democrats (and some Republicans) when he shows up to address a joint session of Congress. Then our "honored" guest proceeded to complain about Arizona's strict new Im-

(continued on page B21)

Off the top of my head

By Kevin Doogan

It is a Holy War, it is a Holy War, it is a Holy War! How long must we dance around the truth so as to not offend those committed to killing us or converting us to Islam?

They attack America and they attack Israel because we are a predominantly Christian nation and Israel is a Jewish nation. We are not "at war with terror"; terror is an emotion. This country is at war with Muslim extremists being funded and supplied by Muslim moderates and covert Middle-Eastern Muslim sympathizers.

Islam is far-reaching; they derive a great deal of their wealth from the oil trade and in as much, they need American dollars, considering we are a huge oil-consuming nation. These are the facts and the truth and anyone spinning their drivel about a "small minority" or "a few bad apples" is just trivializing the ongoing slaughter.

Shame on this government, the UN and the world community for allowing this endless slaughter to continue! Drastic times call for drastic action; these Muslim extremists have no problem sacrificing their lives for their cause, but how do these fanatics feel

about what they do hold sacred? They bomb and fly planes into what they perceive as our "holy grounds". They attacked the World Trade Center, the holy grail of capitalism. They attacked the Pentagon, the holy grail of our military. And if intelligence is correct, they had planned to fly into the White House, the holy grail of the Free World.

I think it's time to consider hitting them where it hurts, an eye for an eye if you will. Should we consider sending a handful of drone missiles to Mecca or some, if not all, of their holy cities?

They apparently care not for their own lives and their fanaticism apparently knows no boundaries. Either we start wrapping the remains of their suicide bombers in bacon fat (an alleged tactic successfully used during WWI to quell attacks in the Philippines) or we come up with some medieval way to get them to voluntarily stop attacking us and let us live in peace.

Talking, negotiating and pacifying them only seems to empower them, again enough is enough. One warning, no negotiations! Cease and desist or suffer the consequence, (we certainly have).

God Bless America!

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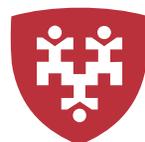
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Quotes of the Damned

Compiled and commented upon
by Patrick Carnell,
Canisius College graduate,
Buffalo, NY

Politicians, journalists, and celebrities have a tendency to say extremely stupid and/or false things at the most inopportune moments, and recently they've been vomiting up soundbite gems at an unusually high rate. The poor dears, they have so many thoughts floating around in their heads which they try to expel all at once, and they get all smooshed up like a Play-Doh Fun Factory.

★★★★★

"I want to know whose ass to kick."
— President Obama, on the continuing BP Oil Spill

Barack Obama is never more awkward-sounding than when he's hilariously trying to make himself out to be a tough guy, offering retribution instead of a solution. Is it possible for him to kick his own?

★★★★★

"Yet, today, liberal Democrats who regard Martin Luther King as a moral hero for championing nonviolent civil disobedience to protest injustice are cheering not the **unarmed passengers** trying to break the Gaza blockade, but the Israelis enforcing the blockade."

— Pat Buchanan, on the Israeli Flotilla Raid

Of course, everyone knows about the time Martin Luther King had his supporters attack a bunch of cops with knives and metal clubs to secure shipping routes for terrorist supplies hidden amongst humanitarian aid. I'd also like to know who these "liberal Democrats" supporting Israel are; they seem to be figments of Buchanan's already incurably sick imagination.

★★★★★

"After the last eight years, it's good to have a president who knows what a library is."

— Classless has-been Paul McCartney, accepting an award from the Library of Congress

It would also be good to have a Beatle who's informed enough to know that the last president's wife, Laura, has a Master's degree in library science and worked as a library. And for that matter, a president who has the good taste not to sing a round of "Hey Jude," acting as if there wasn't an underwater oil spill belching ungodly amounts of oil in the Gulf of Mexico each day.

★★★★★

"Tell them to get the hell out of Palestine... go home... to Germany or Poland."

— Former White House press staff member Helen Thomas, on Israeli Jews

Someone old enough to have served on Jefferson's White House Press Corps should know enough about history to realize that a



certain event has somewhat damaged the images of Germany and Poland in the eyes of many Jews. Unfortunate, since she had some real hard-hitting questions for Robert Gibbs prepared, such as: Why is the White House still in the pocket of the international Jew conspiracy? Why are Jews so stubborn about survival? Why don't they get with the pogrom?

★★★★★

"I mean the thing is that- and I get frustrated and there was part of me that was hoping this was not going to be anybody with ties to any kind of Islamic country because there are a lot of people who want to use this terrorist intent to justify writing off people who believe in a certain way or come from certain countries or whose skin color is a certain way. I mean they use it as justification for really outdated bigotry."

— MSNBC anchor Contessa Brewer, regretting the fact that the would-be Times Square Bomber was a Muslim

It says a lot about people like Contessa Brewer that they fret more over these potential "backlashes" that never seem to happen than the original attempted (or successful) terror attack. Oh, won't some evil, racist Tea Partier kill someone so that Contessa won't feel guilty and bigoted by mentioning his name and ideology in public?

★★★★★

"We got a raghead in Washington; we don't need one in South Carolina. She's a raghead that's ashamed of her religion trying to hide it behind being Methodist for political reasons." "We need a good Christian to be our governor. She's hiding her

religion. She ought to be proud of it. I'm proud of my god." "We're at war over there [India]."

— South Carolina State Senator Jackie Knotts, on Republican gubernatorial candidate Nikki Haley

Dear God. If this is what passes for a Re-



Looks the same inside as she does on the outside.

wearing turbans and fezzes in the cartoonland of his mind. Ah, but at least he wants a good Christian to lead his state... just as long as he ain't one of them Roman Cat'licks, son.

★★★★★

"I think Israel has an absolute right to deal with its security interest. I put all this back on two things: one, Hamas, and, two,

publican in South Carolina (which is far and away the most politically insane state in the nation this year), I can see why people are liberals. It's not just his blatant stupidity, racism, Bible-thumping, and narrow-mindedness. It's how shameless and proud he is about it. And he's such an incredibly patriotic American (in his mind) that he can't be bothered to learn what countries we're fighting in and which ones are our allies; they're apparently all "those people"

Israel's need to be more generous relative to the Palestinian people who are in trouble in Gaza."

— Vice President Joe Biden, on the Israeli Flotilla Raid

Finally, someone that makes sen... wait, Joe Biden? Saying something reasonable and even-handed about this crisis? Poor man, he'll be ripped to pieces by the left for suggesting that the Jews are actually allowed to protect their interests.



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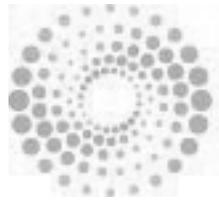
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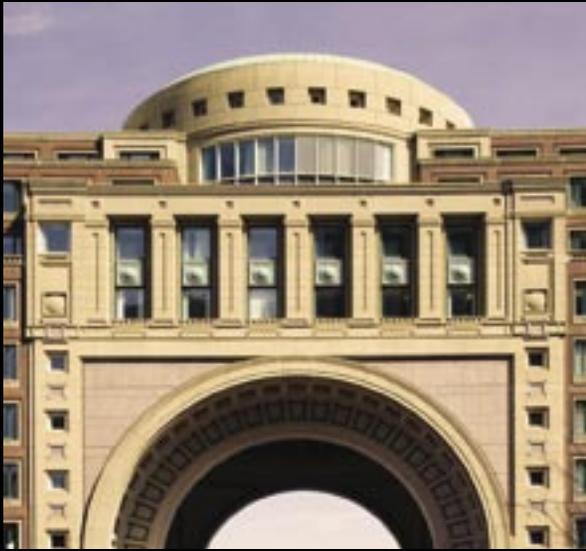
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Forget Arizona law... Let's adopt Mexico's!...

(continued from page B1)

foreign shores arrived here with the full expectation that, **AFTER** they passed rigorous physical and mental tests at Ellis Island and **AFTER** they proved they would not be a burden to the general society and **AFTER** they proved they had legitimate sponsors who would provide for them in the U.S., then and only then would they be allowed entry. Many would-be immigrants with minor medical ailments ("pink-eye", suspicion of tuberculosis or other diseases, were immediately sent back to their native country). That is a documented **FACT**. That is why many people are now able to research their family histories on-line from actual, documented immigration records.

But today, hordes – **millions in FACT** – of **ILLEGAL CRIMINALS** (definition of criminal: one who does not obey the laws, rules and regulations of the host country) have invaded our borders, jumped on the welfare rolls, stolen social security numbers, falsified identifications, and cost US taxpayers billions of dollars in welfare payments, housing subsidies, schools for their illegal children, medicine and hospital care for their illegal relatives and "anchor babies" and prisons for their criminal conduct.

In no other country on earth would such conduct be tolerated.

Arizona's "new" law, which would simply allow local and state police to inquire of a person's legal status **AFTER** an initial, legal contact between police and per-

son, is almost a verbatim copy of the federal law. (But, ironically, the federal law allows federal officials to inquire about a person's status without any reason whatsoever.) Why Arizona's law has caused apoplexy amongst screeching liberals is, therefore, perplexing. Regardless, since this law has caused such angst among the Cambridge-Newton-Brookline-Jamaica Plain wine-and-brie crowd, let us simply abandon it and adopt the law that our

moral superiors in Mexico have had in place for many years. The Mexican immigration law – *Ley General de Poblacion* – (General Law on Population) stipulates that:

- Immigrants to Mexico must prove they have the means to sustain themselves economically and would not become a public burden. Immigrants to Mexico **MAY NOT – EVER** – access **ANY** social-welfare benefits, such as housing, medical care or welfare benefits.
- Immigrants to Mexico must be of good moral character and have no criminal record. They must contribute to "the general well-being of the nation". Visitors and immigrants to Mexico may buy property but they may never actually "own" the property: the Mexican

government reserves the right to seize foreigner's property when it is "in the national interest".

- Mexican police agencies are **REQUIRED** to cooperate with federal immigration officials. A national population registry keeps track of every individual and visitor to Mexico. A national "Catalog of Foreigners"



tracks foreign tourists (article 87) and assigns each visitor a u n i q u e

tracking number (article 91). Foreigners with fake immigration papers may be fined and imprisoned for up to two years. Foreigners who attempt to re-enter the country may be imprisoned for up to ten years.

- Those who aid in illegal immigration will be sent to prison. (And by the way, that would be a **MEXICAN** prison, not an American one. We have recently learned that our own federal authorities (ICE) have produced a policy which advocates having bingo, dance classes, cooking classes, and vegetarian salad bars available for our criminal visitors while they are held in detention, to make them "more humane". It is somewhat doubtful that carrot

sticks and celery with blue cheese dip would be available to gringos apprehended in Jalisco.)

These are just a few aspects of benevolent Mexico's way of dealing with illegal immigrants. Here's another **FACT**: Mexico deports more illegal immigrants **THAN ANY OTHER COUNTRY ON EARTH**. Ironically, they are largely illegal immigrants from Guatemala, Honduras, Brazil and other countries traveling through Mexico to attempt to enter the US illegally, but it's true nonetheless. And before they're deported, illegal immigrants are routinely subjected to robbery, rape and beatings by Mexican police. Foreign visitors who overstay their visa by even one day are often "fined" hefty amounts of money (AKA "extortion payments") by Mexican police before being "allowed" to leave the country.

If there was a more disgraceful national embarrassment than watching our Democratic congressmen give a standing ovation to Mexican President **Felipe Calderon** while he accused Arizona of racism and brutality, I don't what it might have been. But we can learn a lesson from that little tinhorn dictator: let's adopt his country's immigration law; word-for-word.

And wouldn't that prove ironic: the best thing that Mexico can give us, is her very own immigration law. The bottom line is: if you're here legally and willing to work, welcome! If not, **SCREW!**

Best Wishes to the Boston Police Patrolmen's Association



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United States Trivia: **Bill Carroll**

What do you know about your country?



1. What state has the most acres of farmland?
2. In 2006, a company called Morgan Quitno developed a Smartest State Award based on twenty-one educational factors, which state came out on top?
3. What state has the lowest population?
4. Can you name the five states that do not have a sales tax?
5. Can you name the five states that do not have a minimum wage law?

(see answers on page B21)



Sports Trivia: **Bill Carroll**

How many can you get correct?



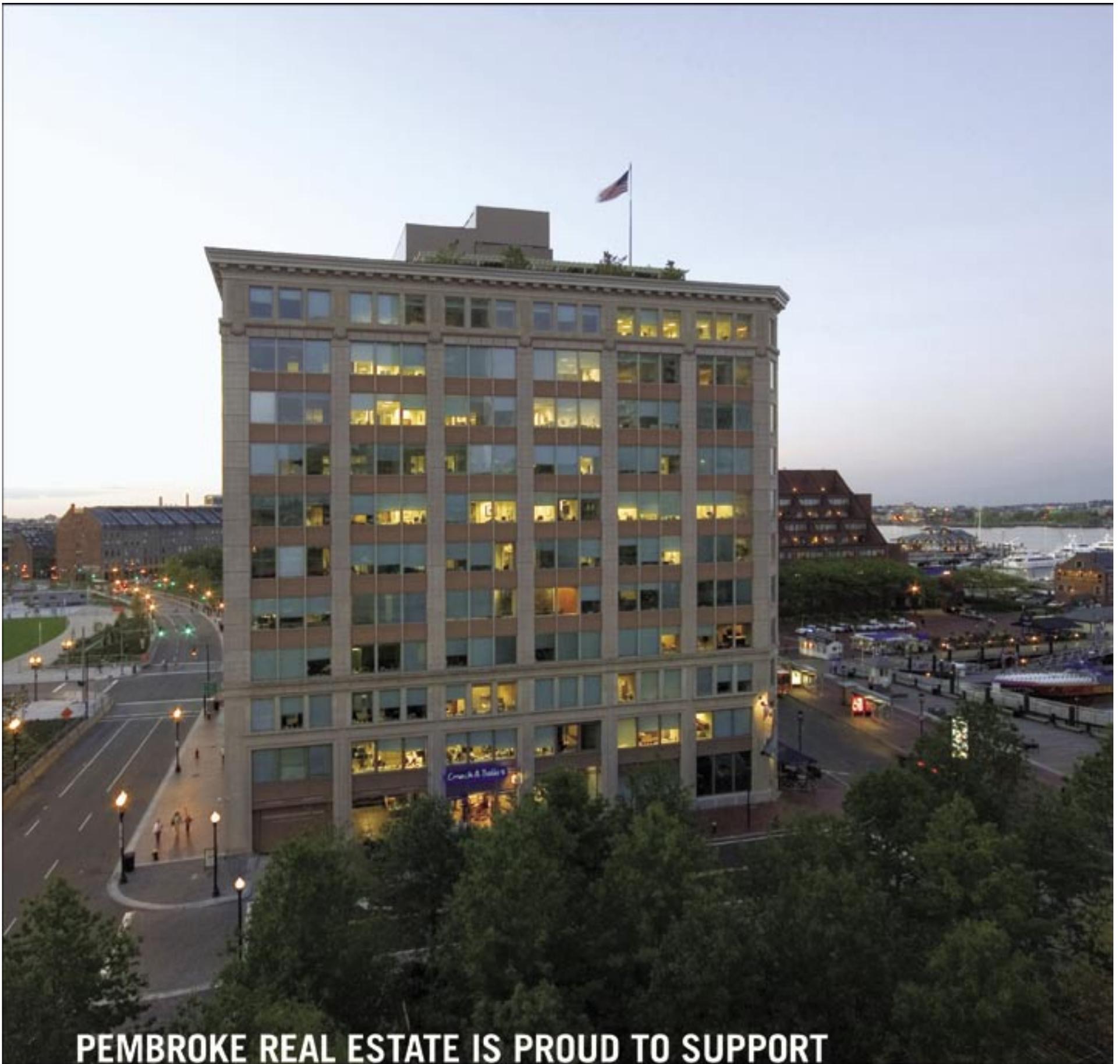
1. Who is the only Red Sox number one draft pick to be inducted into the Baseball Hall of Fame?
2. Who is the first player the Red Sox ever drafted?
3. Who was the last major league pitcher to hit two home runs in one game?
4. Who are the only major league pitchers in the Hall of Fame to have 300 wins, 3,000 strike outs and an ERA under 3.00?
5. What member of the PGA has played the most tournaments between the regular tour and Champions Tour combined?
6. Who is the only major leaguer to have fifty doubles and twenty triples in the same season?
7. Who was the last major league pitcher to pitch at least twenty complete games in a season?
8. Between 2000 and 2009, who hit the most home runs in Major League Baseball?
9. Between 2000 and 2009, what pitcher had the most victories in the Major Leagues?
10. Between 2000 and 2009, who pitched the most shutouts in the Major Leagues?

(see answers on page B21)



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The honorable travels and legacy of a Boston Police Patrolman's belt buckle

The following is the continuing tradition of a belt buckle begun by Boston Police Patrolman **John Dame** and which continues to this day.

This is a letter written by Boston Police Patrolman **Robert P. Whooley** to the granddaughter of Patrolman John Dame (**Joyce Shea**) on November 29, 1994.

★★★★★

Dear Mrs. Shea,

John Dame was appointed to the Boston Police Department on November 29, 1929 and served as a Patrolman for 29 years retiring May 31, 1958.

Upon my appointment to the Boston Police Department on October 21, 1963, I was given your grandfather's belt buckle with the understanding that upon my retirement it would be passed on to another Patrolman within the Department. After serving for thirty years. I retired on May 31,

1993.

It is my intention to pass the buckle on to **Adrian Troy**, who was appointed to the Boston Police Department on November 27, 1989, who upon his retirement, promotion, or in the event he leaves the Department he will pass it along to another Patrolman.

Sincerely,

Robert P. Whooley

★★★★★

And true to his and subsequent recipients of this belt buckle, the tradition has continued.

Adrian Troy was appointed to the Boston Police Department on November 27, 1989 and was promoted to Sergeant on November 17, 1997. In keeping with tradition, Patrolman Troy passed the buckle to **Kenneth Conley**.

Kenneth Conley was appointed to the

Boston Police Department on January 14, 1991 and was promoted to detective on December 17, 2007. At that point Detective Conley passed the buckle onto Police Officer **Michael Sullivan**.

Michael Sullivan was appointed to the Boston Police Department on October 31,

2005 and will, upon his promotion or retirement, pass the buckle along to another Boston Police Officer.

What a wonderful and honorable gesture that continues to promote the legacy and respect our officers have to their fellow patrolmen.

Local 1445 says thanks for BPPA support during Stop & Shop strike

Dear Supporters,

On behalf of the Stop & Shop members of UFCW Local 1445, and all of the Local 1445 staff. I would like to thank you for your support during our difficult negotiations with Stop & Shop. With your help and support, we were able to negotiate an agreement that continues to provide our members with great health and pension benefits,

along with wage increases for the span of our new three-year deal with the company.

To come to this agreement was no easy task in this difficult time that our country faces, where many of our brothers and sisters struggle with economic uncertainty.

I am not only proud of the incredible solidarity showed by our members, but also that of the labor movement in all of New England.

Thank you again for your help leafletting our customers, and the countless faxes, phone calls and e-mails sent to the company during negotiations. The show of support from our friends in the community was not only uplifting to our members, but also demonstrated to Stop & Shop that its employees did not stand atone in this battle. Once again, from myself and my members, thank you for all of your support!

In Solidarity,
Rick Charette

President, UFCW Local 1445

stitutional Rights are not yours to deny Señor Calderon.

Although I like to end on an amusing note, I close with a sad item. **Al and Tipper Gore**, the couple that supposedly inspired the book "Love Story" are divorcing after nearly forty years of marriage, I guess in real life, she didn't die fast enough.

Stay safe and have a great summer!

Once more into the breach

(continued from page B4)

migrations Law, and blamed the U.S. Second Amendment for Drug Violence in his country. With friends like this, who needs enemies? Someone should have thrown a shoe at him or at least turned their back in protest. Clean up your own problems before you complain about ours you hypocrite! During a CNN interview President Calderon was asked about illegal immigrants in his country "We send back them"

was his reply. So why can't we, Felipe? Planning the reconquista? And as far as legal U.S. gun owners arming South of the Border banditos, most of the weapons seized are not available in your local gun shop like Rocket launchers, grenades, anti-tank weapons, and full auto assault rifles. The ATF offered to trace the weapons to find any possible U.S. connections, but Mexican Officials refused access to them. My Con-

Trivia Answers



United States

(see questions on page B15)

1. Texas has the most acres of farmland in the United States with 129,800,000.
2. In 2006, the state considered the smartest based on twenty-one educational factors developed by the Morgan Quitno company was Vermont.
3. The state of Wyoming has the smallest population in the United States with 522,830 residents.
4. The five states in the United States that do not have a sales tax are, New Hampshire, Oregon, Montana, Delaware, and Alaska.
5. The five states in the United States that do not have a minimum wage law are Alabama, Louisiana, Mississippi, South Carolina, and Tennessee.

Sports

(see questions on page B15)

1. Hall of Famer Jim Rice was the Red Sox number one draft pick in 1971 and is their only number one draft pick to be enshrined in Cooperstown.
2. The first player ever drafted by the Red Sox was outfield prospect Billy Conigliaro who was drafted sixth overall in 1965.
3. The last major league pitcher to hit two home runs in a game was Diamondbacks right-hander Micah Owings who hit two on August 18, 2007 against the Braves.
4. The only two pitchers in the Hall of Fame to have 300 career wins, 3000 strikeouts, and an ERA under 3.00 are Walter Johnson and Tom Seaver.
5. The PGA Tour veteran who has played in the most tournament between the regular tour and the Senior tour is Miller Barber with 1,293.
6. The only major league pitcher to hit 50 doubles and 20 triples in the same season is Cardinals Hall of Famer Stan Musial who did it in 1946.
7. The last major league pitcher to throw at least 20 complete games in a season was Dodgers southpaw Fernando Valenzuela who did it in 1986.
8. Between 2000 and 2009 Alex Rodriguez hit 435 homers to lead all major league players.
9. Between 2000 and 2009 Andy Pettitte won 148 games to top all major league pitchers?
10. Between 2000 and 2009 Roy Halladay pitched 14 shutouts to lead all major league pitchers?

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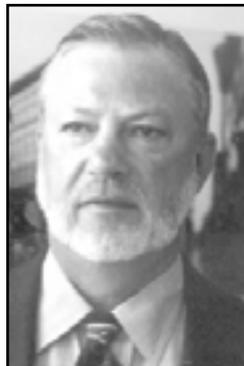
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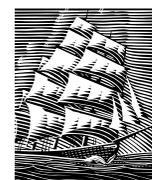
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(Left) John McInnes, first President of the Boston Police Union (Boston Social Club), terminated during the 1919 police strike.

(Right) John McInnes' grave, in poor condition, located in Old Calvary Cemetery. The BPPA is considering ways to restore the grave and honor this brave man.



EMS Division

Unity & Strength

VOX POPULI

So here we are, myself writing, and you reading the first article I am writing for the *Pax Centurion*. I think it's appropriate that my first short article be some thing of an introduction.

First things first though, my predecessor, Paramedic **Greg Bond**, deserves a special thank you for the years he put into this job, the articles he wrote, and the headaches he faced in the name of BEMS having a presence here in the *Pax*. If you see him out on the street please thank him for what he did, and in my freshman explorations continues to do, for the membership. Thank you Greg.

My name is **James Sullivan**, I am an EMT that works with you. I am currently bid to Ambulance 10 on the day tour. I have been here at BEMS just shy of four years as of the date of print for this article. I also serve as a BPPA EMS Division Representative at large. I make no pretense at speaking for, or representing any official body, or group of persons here in the *Pax*, the opinions in my articles are my own, or the person credited herein.

I decided to take up the mantle of editor because I have always enjoyed reading the articles in the *Pax*, and would deplore it if we as a body stopped having a presence here. I also see it as a way to serve the membership in another capacity, a membership that has done me and my family an immeasurable service in the past year.

I intend to write two articles a month. This one, "Vox Populi," will be a catch-all editorial article. I will gladly take suggestions, but reserve the right to only use some of them for subject matter here. "Vox Populi" is a Latin phrase meaning "the voice of the people." Thusly, I look forward to taking the ideas I garner from the membership, and develop on my own, and approaching them here in print. The other two articles will appear in later issues. The first will be a profile on a member of Boston EMS, provided one will submit for an interview. I will also take article submissions, with the caveat that, it is subject to editing (I am after all the editor), in accordance with the content guidelines we have set forward. Content guidelines are easy. Rule number one, no anonymous articles. Rule number two, you must have it to me a week before my deadline. The deadline is the last week of every odd numbered month. I look forward to hearing from any of you who wish to contribute.

Happenings...



EMT Gary Roy, Lieutenant Richard Forrest, and Lieutenant Cheryl Frazier at the BPPA Retirement Dinner.



EMT Recruit Tyson Perreault and a citizen at a Community Outreach Day.

Photo Credit:
EMT LFTO Lisa Hines

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Stop the violence = Stop the silence!

By Kevin Doogan

Again we find our civic leaders, our local media and our politicians rattling their swords and crying for action.

Unfortunately, another child is senselessly gunned down on the streets of Boston. This time it's not a toddler on a porch, or a pregnant teen sitting on a mailbox; today's victim is a 14-year-old child riding a scooter.

Thank God, in this instance, police officers were close enough and alert enough to witness this tragedy and assist in apprehending these cold-blooded killers. Unfortunately, the high-profile police presence in this area apparently wasn't any deterrent at all for these killers.

Although police were close to this intersection, and have saturated this area for years with extra personnel, apparently it wasn't enough to deter this brazen killing committed in broad daylight on a busy city street.

These criminal youth groups have absolutely no fear of police, no fear of the courts,

and no fear of prosecution. This is especially true and proven time and again in the Juvenile Court System, where the recidivism rate is through the roof. It shouldn't be called Juvenile Hall; it should be called the Juvenile Revolving Door; it is here where we breed our self-righteous, entitled, fearless criminals.

Make no mistake, it is my heartfelt belief, that had it not been for the officer on-sighting this murder, his quick actions and the response of uniformed officers in the area, this 14 year old child's killers would be still at large and most probably never be held accountable for their actions.

The public cries for action, yet they refuse to assist police. It has been my experience that no one wants to get involved unless they themselves are the victim or it's their own family member who is the victim. It is my experience that in far too many cases, being a victim isn't even a motivating factor.

For God's sake, the Department has had

to install a Shot Spotter system as an early warning device because the public in these high crime areas refuse to call police when gunfire erupts! More often than not police are directed by this acoustical system to the scene of gunfire, and not from neighbors or residents.

People want action but refuse to get involved, people want convictions and arrests but they refuse to assist in the investigations or prosecutions. The only true answer to the question of "stopping the violence" is for

people to stop the silence! Silence only fosters violence, nurtures violence and enables these murders, thieves, drug dealers and robbers to victimize us at will, without fear of justice.

People need to step up or as far as I'm concerned, **SHUT UP**. You're either going to be part of the solution or part of the problem, make a choice, enough with the rhetoric. Our battle cry should read exactly the same as the title of this article, *Stop the Violence = Stop the Silence!*

Death of a hero

By Det. Mike Kane, RIU

A few months ago a man by the name of **Lester Shubin** died of a heart attack at his home in Virginia. He was 84 years old and pretty much unknown to the police officers of this country. But he is very popular to a select group of officers (approximately 3000 of them) who owe their life to this quiet and unassuming scientist and World War two veteran.

Mr. Shubin was working for the National Institute for Justice in the early 1970's when he applied for and was given a five million dollar grant to research a new substance called Kevlar.

Using this amazing material Shubin and another scientist **Nicolas Montanarelli** went on to create a light and flexible vest designed especially for the military and police officers. They saw the potential of this new material to protect police officers from fatal and non fatal gunshot wounds.

Initially many police departments did not want the vests and the ones that did had trouble persuading their officers to wear them. That all changed in 1975 when a Seattle police officer was the first to be saved by wearing this new vest on Christmas Eve. The officer sustained only bruises and baffled doctors couldn't believe he had been shot and lived to tell about it.

Every police agency in this country owes a Mr. Shubin a debt of gratitude for his hard work behind the scenes. His dedication, intelligence, and can do attitude has saved many of our brother and sister officers from certain death and severe injury.

Several Boston Police Officers are here today because of this man and his "funny yellow fabric" Mr. Shubin you are a true hero and will not be forgotten by the members of the law enforcement community especially the officers who are still with their families because of you. The Boston Police department salutes you.

Rest in peace.



Lester Shubin

Crossed the Rio Grande*

* to the tune of Willie Nelson's "On the Road Again"

By Wolfgang Amajayus Moshezart

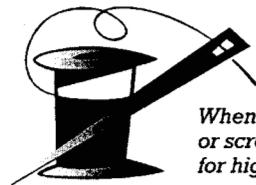
Crossed the Rio Grande
I just came across the Rio Grande
I'll get Welfare put a check into my hand
I'm so glad I crossed the Rio Grande

Crossed the Rio Grande
Getting freebies from my brand new land
Had a baby they can't send me home again
I'm so glad I crossed the Rio Grande

Crossed the Rio Grande
Like a swarm of Locusts we grab jobs and housing
We're just staying here
Insisting that you stock up on our own beer
And our beer's cerver-sa

Just crossed the Rio Grande
The cops in A-Z, will send us back my friend
And we'll just cross the Rio Grande again

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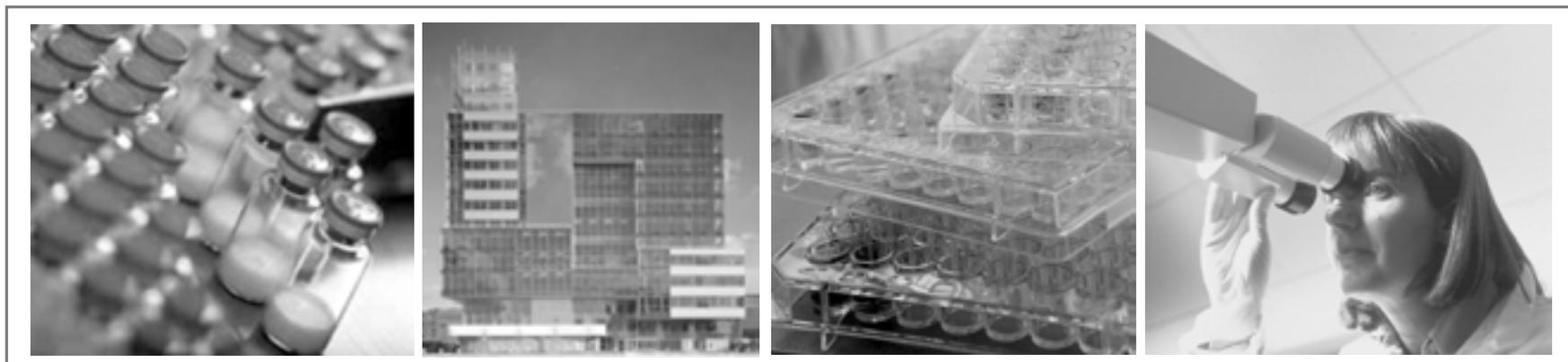
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Please share a moment of remembrance for our fallen heroes and a prayer for their families left behind

Well, Memorial Day has come and gone, the cookouts are over, the barbeque pits have cooled down, and we're all back to work.

However the memories linger; it was quite a weekend, families got together, shared laughs and traded stories. We even compared our kids with each others, subtly implying that **OUR** kids are much better, smarter and better looking than your kids, but would never admit it. The elders in the group managed to keep the party atmosphere going, so it never really denigrated into one of *those* visits! Everyone ate their favorite grilled chicken and steak tips, the hotdogs and burgers seemed extra good this year. We managed to eat those *'special'* treats or meals that were brought by Aunt 'Susan' or Uncle 'Bob', (without the 'kids' telling them how gross they really were). The beer was really cold and the drinks were delicious. We all noticed how the families have grown, more cousins, nephews, nieces and grandchildren. Playing ball in the yard was fun, and in some spots it was actually warm enough to take a dip in the pool. Overall it was a great day, a great weekend on the *Cape* or up *North*, visiting at Nana's or Papa's house, or at Auntie's or Uncle's place. It's great just to get away from it all once and while. Let the world whisk on by, no cares, and no worries.

I really wish that we lived in a time that it was possible, I really do want for all of us to be able to have a Memorial Day free of conflict and war. A day where we could make a visit to the cemetery with fond memories of our loved ones and their service without fear of having another family member, another friend or even another stranger being placed into the hallowed ground of this once beautiful estate called Arlington National Cemetery, due to a current war or conflict. A day when the only people being buried there have died from old age and not a current conflict or war.

A few of us, far too few, actually started the day visiting cemeteries on Memorial Day, some of us spent the weekend paying homage to those that gave their all, by placing flags or participating in parades and ceremonies.

Sadly, some of us, far too many, spent the weekend at the graves of our recently departed loved ones. Watching mothers kissing tombstones, fathers gently placing a hand on his child's name, brothers and sisters with tears in their eyes wondering why, why it was their sibling that was ripped from their life. The saddest sight of all, is the young woman and men, kneeling at the grave of their husband, wife or fiancée.

Again, wondering why, why do we send those that we love out to battle. Young men and woman cut down in the prime of their life by animals that espouse hatred and the murder of anyone that doesn't follow their teachings. Animals that through some mix

up in the DNA chain were born to and as; supposed human beings.

The sad fact of life is that these maggots are still in existence, and are being supported by governments around the world. These animals are financed through illicit drug sales, weapon sales and hired assignation teams. These same animals take their cue from the world wide media, which promotes their insane agenda by printing stories and articles supporting and justifying the actions of these maggots and their respective causes.

Anytime someone or some government stands up for themselves and strikes a blow against these animals, the world media strikes up the same ole' cry of inappropriate response or somehow manages to turn and twist the facts to represent to the world that the good guy is actually bad and the maggot terrorist organization is in the right. Once again, terrorists masquerading as *'Peace Activists'*, attempted to provoke violence and turn the world media and left wing cronies of the world against the Sovereign Nation of Israel. This time they got what they wished for, nine *'civilians'* dead. It is an undisputed fact that the terrorist organization known as 'Hamas', took control of the governing body of Palestine three years ago. This terrorist group murdered any and all individuals that represented the legitimate Palestinian Government. Hamas then started a campaign of terror and murder against Israel, under the guise of *'Freeing'* Palestine and the creation of a Palestinian Nation. This couldn't be further from the truth.

The real reason is that Hamas has sworn to uphold the idea of extinction of every living Israeli and Jew on the face of the earth. Israel, rightfully so, started a sea blockade, to protect its' sovereign land from the import of weapons and more terrorists. This blockade, (similar to our own U.S. blockade of Cuba in 1962), was established for the sole reason to protect their Nation.

Israel has accepted and allowed humanitarian support and aid for Palestinians and ensured all of those supplies were delivered over the past three years. A while back, a flotilla of ships made its way to the Gaza strip after being warned not to by Israel.

After these ships landed, the bombardment or Israeli villages and murdering of Israeli civilians increased ten fold, (it doesn't



take a rocket scientist to figure out where the weaponry came from). The current flotilla, (where the nine *'civilians'* ended up being shot), sailed on Israel planning to land on the holiday that we in this country celebrate as Memorial Day, (I believe that this date was planned and no accident by the organizers).

The Nation of Israel asked time and time again for the organizers to not test the blockade again, the Israeli Government promised to deliver any and all supplies that the flotilla had, directly to the Palestinian people after inspection, naturally the organizers refused the Israeli Government. The organizers of this flotilla, heading to the Gaza, managed to suck in some notable big name civilians and European Politicians, (just to ensure they had maximum media coverage).

The organizers also managed to load up approximately 50 IHH, (foundation for humanitarian relief), members from Turkey. It is no secret in the international community that the IHH from Turkey not only supports Hamas, but it is known and recognized that this group raises money and purchases arms for the terrorist group Hamas and others. So, under the *'Flag of Peace'*, these terrorist took position in the leadership of the flotilla, armed with handguns, steel pipes and knives. This terrorist group refused to stop as ordered by the Sovereign Nation of Israel, ignored all warnings, were told that they would be boarded, (in the same manner as every other Nation that feels threatened would board a suspected hostile ship), and were met with violence.

Two Israeli soldiers were immediately stabbed and beaten with iron pipes, two soldiers were shot by handguns, and others were beaten and thrown from deck to deck causing life threatening injuries. After repeated warnings to cease and desist, (as documented on film for the world to see), other soldiers were forced to open fire on these terrorist, killing nine.

This is exactly what the terrorist bastards wanted! Their entire exercise was to provoke a response to create international condemnation of Israel. So, where are we today?

The mainstream media immediately condemns and attacks the actions of the Israeli Government and its soldiers. The world at large is lead to believe that the Israelis have been the aggressor and should be condemned. Once again the terrorists win, even with their nine dead. The world is left to believe that a Sovereign Nation has no right to protect itself and its citizens.

We as a society cannot be naïve enough to believe that these groups of fundamentalists, Islamic extremist and outright terrorists want anything other than the death of any and all that oppose their warped way of thought!

Until we stand together as a Nation and support the just Governments of the world in fighting this terrorist threat at every level, we will be, by omission, supporting these thugs and murderers masquerading as *'Peace Activists'*. Today these are Israeli Soldiers, tomorrow it will be our own. Unless we stand and make a change they will continue to be supported by left wing radicals and fundamentalists within our own borders, these terrorist will continue to put our sons and daughters into National Cemeteries. We will be left to shed our tears once again on Memorial Day for our Heroes.

This article is not intended to bring you down or depress you, it is just a reminder of what Memorial Day is about, Honoring our fallen Heroes. Who the day is intended for and who is the cause of our shared grief today.

Let's all work towards the day when we are burying our Heroes due to old age! As you go about your day, whatever day that might be, please share a moment of remembrance for our fallen Heroes and a prayer for their families left behind.



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Only Massachusetts folks will completely understand!!!

1. The Red Sox World Series win was, and will always be, one of the greatest moments in your life.
2. The guy driving in front of you is going 70 mph and you're swearing at him for going too slow.
3. When ordering a tonic, you mean a Coke.
4. You went to Canobie Lake Park or Whalom Park as a kid.
5. You actually enjoy driving around rotaries.
6. You do not recognize the letter 'R' as a part of the English language.
7. Your social security number starts with a zero.
8. You can actually find your way around the streets of Boston.
9. You know what a 'regular' coffee is.
10. You keep an ice scraper in your car year-round.
11. You can tell the difference between a Revere accent and a Dorchester accent.
12. Springfield is located 'way out west'.
13. You almost feel disappointed if someone doesn't flip you the bird when you cut them off or steal their parking space.
14. You know how to pronounce the names of towns like Billerica, Gloucester, Haverhill, Leominster, Peabody and Worcester.
15. Anyone you don't know is a potential idiot until proven otherwise.
16. Paranoia sets in if you can't see a Dunkin' Donuts or CVS Pharmacy within eyeshot at all times.
17. You have driven to New Hampshire on a Sunday just to buy alcohol.
18. You know how to pronounce Yastrzemski.
19. You know there's a trophy at the end of the Beanpot.
20. You order iced coffee in January.
21. You know that the MBTA Purple Line will take you anywhere.
22. You love scorpion bowls.
23. You know what they sell at a Packie.
24. Sorry Manny, but number 24 means 'Dewey Evans.'
25. You know what First Night is.
26. You know at least one guy named Sean, Pat, Whitey, Red, Bud or Seamus. Bonus: You know how to pronounce Seamus.
27. McLobster = McCrap
28. You know at least two cops in your town because they were your high school drinking buddies.
29. You know there are six New England states, but that Connecticut really doesn't count.
30. You give incomprehensible directions to tourists, feel bad when they drive off, but then say to yourself, 'Ah, screw them.'
31. You know at least one bar where you can get something to drink after last call.
32. You hate the Kennedys, but you vote for them anyway.
33. You know holding onto the railing when riding the Green Line is not optional.
34. The numbers '78 and '86 make you cringe.
35. You've been to Good Time Charlie's.
36. You think the rest of the country owes you for Thanksgiving and Independence Day. (... and they DO).
37. You have never actually been to 'Cheers.'
38. The words 'WICKED' and 'GOOD' go together.
39. You've been to Fenway Park.
40. You've gone to at least one party at UMass.
41. You own a 'Yankees Suck' shirt or hat.
42. You know what a Frappe is.
43. You've been to Hempfest.
44. You know who Frank Avruch is.
45. ADVANCED: You know Frank Avruch was once Bozo the Clown
46. You can complete the following: 'Lynn, Lynn
47. You get pissed off when a restaurant serves clam chowder, and it turns out to be Snow's.
48. You actually know how to merge from six lanes of traffic down to one.
49. The TV weatherman is damn good if he's right 25% of the time.
50. You never go to Cape Cod, you go 'down the Cape.'
51. You think that Roger Clemens and Johnny Damon are more evil than Whitey Bulger.
52. You know who Whitey Bulger is.
53. You went to the Swan Boats, House of Seven Gables, or Plimoth Plantation on a field trip in elementary school.
54. Bobby Orr is loved as much as Larry Bird, Tom Brady, and Ted Williams.
55. You remember Major Mudd (IBBY).
56. You know what candlepin bowling is.
57. You can drive from the mountains to the ocean all in one day.
58. You know Scollay Square once stood where the Government Center is.
59. When you were a kid, Rex Trailer was the coolest guy around. Speaking of which... Can you still hum the song from the end of 'Boomtown'?
61. Calling Carrabba's an 'Italian' restaurant is sacrilege.
62. You still have your old Flexible Flyer somewhere in your attic or basement.
63. You know that the Mass Pike is some sort of strange weather dividing line.
64. The only time you've been on the Freedom Trail is when relatives are in town.
65. The Big Dig tunnel disaster wasn't a surprise.
66. You call guys you've just met 'Chief' or 'Boss.'
67. 4:15 pm and pitch black out means only three more shopping days until Christmas.
68. You know more than one person with the last name Murphy.
69. You refer to Savin Hill as 'Stab 'n Kill.'
70. You've never eaten at Durgin Park, but recommend it to tourists.
71. You can't look at the zip code 02134 without singing it.
72. You voted for a Republican Mormon as Governor just to screw with the rest of the country.
73. 11 pm? Drunk? It means one thing: Kowloon's!
74. 2 am? Drunk? It means one thing: Kelly's Roast Beef! The one on Revere Beach, not the one on Route 1.
75. 5 am? Drunk? It means one thing: You wish you had a blanket in your back seat.
76. You know that P-Town isn't the name of a new rap group.
77. People you don't like are all 'Bastids.'
78. You took off school or work for the Patriots' first Super Bowl Victory Parade.
79. You've called something 'wicked pissa.'
80. You'll always get razzed for Dukakis.
81. Saturday afternoons meant Creature Double Feature with Dale Dorman.
82. Sunday mornings meant the Three Stooges on Channel 38.
83. You've slammed on your brakes to deter a tailgater.
84. No, you don't trust the Gorton's Fisherman.
85. You know that Papa Gino's usually has a jukebox.
86. You think Aerosmith is the greatest rock band of all time.
87. Your town has at least six pizza and roast beef shops.
88. You know at least three Tony's, one Vinnie and a Frankie.
89. 20 degrees is downright balmy as long as there's no wind... then it gets wicked cold.
90. You were very sad when saying goodbye to the Boston Garden.
91. Thanksgiving means family, turkey, High School football, and the long version of Alice's Restaurant.
92. You know the guy who founded the Boston Pops was named Athah Feedlah.
93. You know what the Combat Zone is.
94. You actually drive 45 minutes to New Hampshire to save \$5 in sales tax.
95. You've pulled out of a side street and used your car to block oncoming traffic so you can make a left turn.
96. You've bragged about the money you've saved at The Christmas Tree Shop.
97. You've been to Hampton Beach on a Saturday night.
98. Playing street hockey was a daily after school ritual.
99. Hearing an old lady shout 'Numbah 96 for Sioux City' means it's time for steak.
100. You remember Jordan Marsh, Filene's, Grant's, Bradlee's, Caldor, Zayre's, and Ann & Hope.



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The reason why we're against "illegal" immigrants

This is a very good letter to the editor. This woman made some good points. For some reason, people have difficulty structuring their arguments when arguing against supporting the currently proposed immigration revisions.

This lady made the argument pretty simple. **NOT** printed in the Orange County California newspaper...

Newspapers simply won't publish letters to the editor which they either deem politically incorrect (read below) or which does not agree with the philosophy they're pushing on the public. This woman wrote a great letter to the editor that should have been published; and now it is.

★★★★★

Dear Editor:

So many letter writers have based their arguments on how this land is made up of immigrants. Ernie Lujan for one, suggests we should tear down the Statue of Liberty because the people now in question aren't been treated the same as those who passed

through Ellis Island and other ports of entry.

Maybe we should turn to our history books and point out to people like Mr. Lujan why today's American is not willing to accept this new kind of immigrant any longer. Back in 1900 when there was a rush from all areas of Europe to come to the United States, people had to get off a ship and stand in a long line in New York and be documented. Some would even get down on their hands and knees and kiss the ground. They made a pledge to uphold the laws and support their new country in good and bad times. They made learning English a primary rule in their new American households and some even changed their names to blend in with their new home.

They had waved goodbye to their birth place to give their children a new life and did everything in their power to help their children assimilate into one culture. Nothing was handed to them. No free lunches, no welfare, no labor laws to protect them. All they had were the skills and craftsman-

ship they had brought with them to trade for a future of prosperity.

Most of their children came of age when World War II broke out. My father fought along side men whose parents had come straight over from Germany, Italy, France and Japan. None of these first generation Americans ever gave any thought about what country their parents had come from. They were Americans fighting Hitler, Mussolini and the Emperor of Japan. They were defending the United States of America as one people.

When we liberated France, no one in those villages were looking for the French-American or the German-American or the Irish-American. The people of France saw only Americans. And we carried one flag that represented one country. Not one of those immigrant sons would have thought about picking up another country's flag and waving it to represent who they were. It would have been a disgrace to their parents who had sacrificed so much to be here. These immigrants truly knew what it meant to be an American. They stirred the melting pot into one red, white and blue bowl.

And here we are with a new kind of im-

migrant who wants the same rights and privileges. Only they want to achieve it by playing with a different set of rules, one that includes the entitlement card and a guarantee of being faithful to their mother country. I'm sorry, that's not what being an American is all about. I believe that the immigrants who landed on Ellis Island in the early 1900's deserve better than that for all the toil, hard work and sacrifice in raising future generations to create a land that has become a beacon for those legally searching for a better life. I think they would be appalled that they are being used as an example by those waving foreign country flags.

And for that suggestion about taking down the Statue of Liberty, it happens to mean a lot to the citizens who are voting on the immigration bill. I wouldn't start talking about dismantling the United States just yet.

— Rosemary LaBonte

KEEP THIS LETTER MOVING. FOR THE WRONG THINGS TO PREVAIL THE RIGHTFUL MAJORITY NEEDS TO REMAIN COMPLACENT AND QUIET!! LET THIS NEVER HAPPEN!

Why is it?

By Det. Michael Kane,
Recruit Investigations Unit

- Vice President **Joe Biden** continues to say moronic things? His latest? He called a shop owner a "smartass" after the guy asked him to lower taxes. Can you imagine if he said that to an **ILLEGAL** alien who asked for increased "freebies"?
- Mothers say their young kids are just "overtired"? Isn't that just being really, really tired? I've never said "Wow, its been a long day and am I overtired"?
- I just know the United States is going to be **EXPECTED** to deal militarily with Iran and its nuclear program? All this because the United Nations couldn't enforce a no parking ban if they had to.
- I feel the need to drive a new Camaro or Challenger?
- Some high school students in California were sent home on May 5th for wearing shirts with the **AMERICAN FLAG** on them? Huh? I don't get it. When are we going to stop this madness?
- There's nothing like enjoying the day fishing for blues or bass? Gotta love it!
- Any of us are complaining about how hot it is? We could be enjoying ourselves by shoveling snow in freezing sleet.
- The **WHO** is best when played loud... real loud!
- Some antique shops sell nothing but candles, incense and soap? I do a lot of "ant-teek-king" with my wife and we

both know it's not really an antique shop when the oldest thing in the shop is the owner!

- Woman don't understand true comedy? Three Stooges, Caddyshack, Animal House and Austin Powers will never win any awards in Cosmo, but guys know hundreds of quotes from these movies.
- That the *Herald* feels the need to tell all public employees that the new ethics training test is a farce? (*Herald* May 20th front page). We all took it and realized that not one question pertained to our jobs. Thanks for pointing that out to us *Herald*. No wonder your readership continues to fall.
- Something tells me that President Obama's **Aunt Zeituni** is never going to be looking for a job? Oh that's right she's just one of the millions of "leeches" that the rest of us must support. But now... well now she's legal. Yippee!!!
- Does Mexican President **Felipe Calderon** think anyone cares what he thinks about the new Arizona immigration law? (*Boston Globe*, 5/21). His own country doesn't allow for any illegals to simply cross their southern border and stay as long as they want. But he wants us to take all his people in and provide for their every need. Hey stupid, improve the living conditions in **YOUR** country and keep **YOUR** criminals there. We

(continued on page C15)



2010 BPPA ANNUAL GOLF TOURNAMENT Pembroke Country Club Thursday, September 9, 2010 @ 7:30 AM

If you are planning to participate at this year's tournament, please respond by August 2nd.

Payment in full for your team must accompany this form and be received by August 2nd, 2010 to hold your team spot. Team applications will not be accepted and will be returned without payment in full for all team members. Payment will not be accepted at the course.



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Dept./Area/Unit _____ Telephone # _____

Group Address _____

Players: _____ Shirt/Jacket Size: _____
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(2) _____
(3) _____
(4) _____

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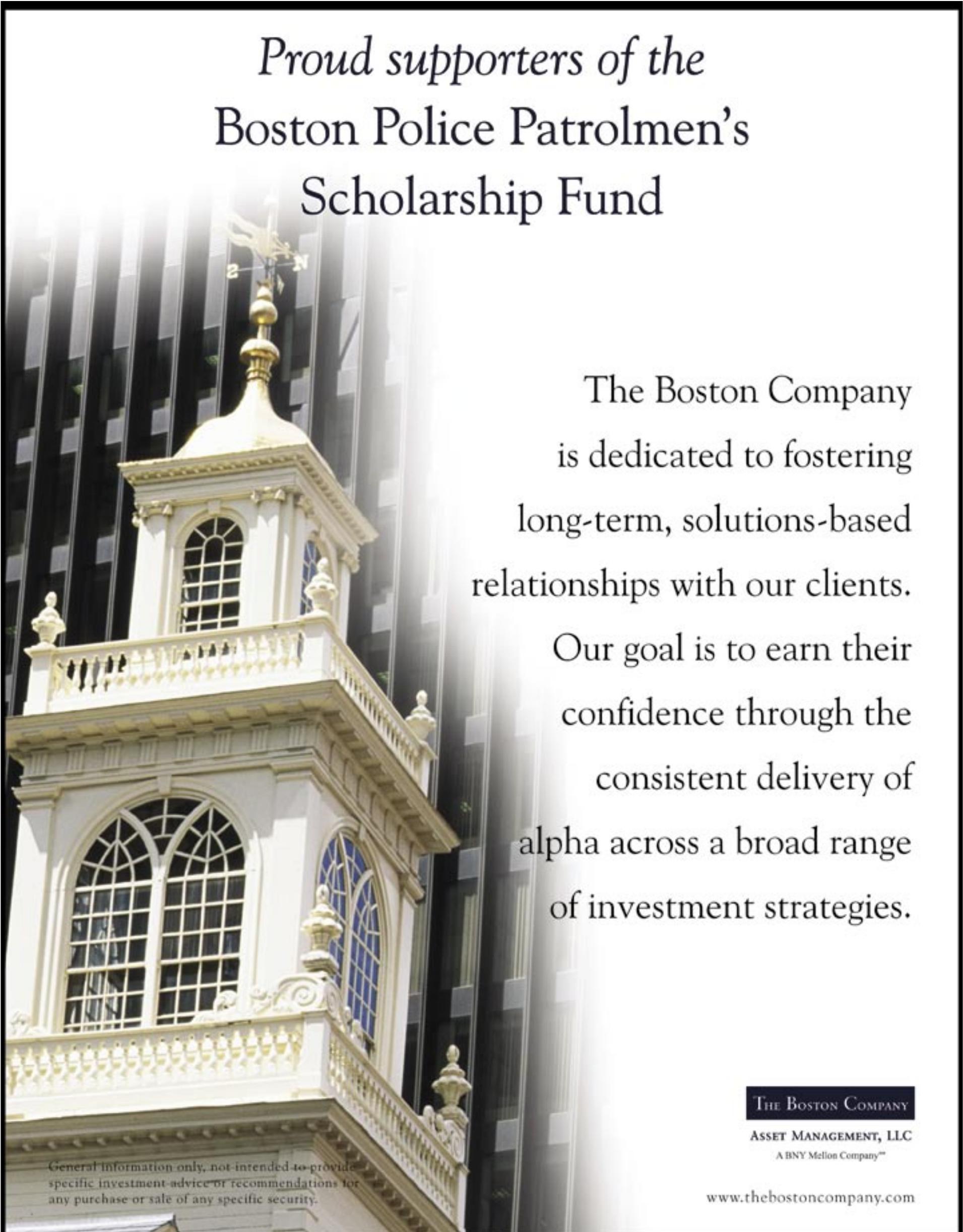
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Tell me this won't happen to us!!!!

An elderly Floridian called 911 on her cell phone to report that her car has been broken into. She is hysterical as she explains her situation to the dispatcher: 'They've stolen the stereo, the steering wheel, the brake pedal and even the accelerator!' she cried. The dispatcher said, 'Stay calm. An officer is on the way.' A few minutes later, the officer radios in 'Disregard.' He says, 'She got in the back-seat by mistake.'

★★★★★

Three sisters, ages 92, 94 and 96, live in a house together. One night the 96-year-old draws a bath. She puts her foot in and pauses. She yells to the other sisters, 'Was I getting in or out of the bath?' The 94-year-old yells back, 'I don't know. I'll come up and see.' She starts up the stairs and pauses 'Was I going up the stairs or down?' The 92-year-old is sitting at the kitchen table having tea listening to her sisters, she shakes her head and says, 'I sure hope I never get that forgetful, knock on wood...' She then yells, 'I'll come up and help both of you as soon as I see who's at the door.'

★★★★★

'I can hear just fine'

Three retirees, each with a hearing loss, were playing golf one fine March day. One remarked to the other, 'Windy, isn't it?' 'No,' the second man replied, 'it's Thursday.' And the third man chimed in, 'So am I. Let's have a beer.'

★★★★★

A little old lady was running up and down the halls in a nursing home. As she walked, she would flip up the hem of her nightgown and say 'Supersex...' She walked up to an elderly man in a wheelchair. Flipping her gown at him, she said, 'Supersex.' He sat silently for a moment or two and finally answered, 'I'll take the soup.'

★★★★★

Two elderly ladies had been friends for many decades. Over the years, they had shared all kinds of activities and adventures. Lately, their activities had been limited to meeting a few times a week to play cards.

Why is it?...

(continued from page C9)

- don't want them here. And Felipe the majority of Americans support the law even though your buddy Obama doesn't.
- Provincetown school officials thought it was a good idea to hand out condoms to grade school kids? They didn't care if parents objected either. The good thing is the media got a hold of it and these whackos changed their minds. This is government out of control and not listening to the people.
- The use of the confederate flag in the Walpole sports program caused such an uproar? Let's not forget that Americans in the south died fighting for that flag and it should be honored.
- Some people want to legalize fireworks? So that little kids can be severely burned

One day, they were playing cards when one looked at the other and said, 'Now don't get mad at me ... I know we've been friends for a long time, but I just can't think of your name! I've thought and thought, but I can't remember it. Please tell me what your name is.'

Her friend glared at her for at least three minutes she just stared and glared at her. Finally she said, 'How soon do you need to know?'

★★★★★

Senior driving

As a senior citizen was driving down the freeway, his car phone rang. Answering, he heard his wife's voice urgently warning him, 'Herman, I just heard on the news that there's a car going the wrong way on Interstate 77. Please be careful!' 'Heck,' said Herman, 'It's not just one car. It's hundreds of them!'

★★★★★

Driving

Two elderly women were out driving in a large car – both could barely see over the dashboard. As they were cruising along, they came to an intersection. The stoplight was red, but they just went on through. The woman in the passenger seat thought to herself, 'I must be losing it. I could have sworn we just went through a red light.'

After a few more minutes, they came to another intersection and the light was red. Again, they went right through. The woman in the passenger seat was almost sure that the light had been red but was really concerned that she was losing it. She was getting nervous.

At the next intersection, sure enough, the light was red and they went on through. So, She turned to the other woman and said, 'Mildred, did you know that we just ran through three red lights in a row? You could have killed us both!'

Mildred turned to her and said, 'Oh, crap, am I driving?'

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The Washington Report from NAPO

Health Care Reform and the Excise Tax

On March 23, 2010, the President signed into law the Patient Protection and Affordable Care Act. On March 25, Congress passed the Reconciliation Act of 2010, H.R. 4872, which amends certain provisions, including the excise tax, of the Patient Protection and Affordable Care Act to reflect compromises made between House and Senate leadership and the Administration.

Despite NAPO's best efforts, an amended version of the excise tax was passed into law as part of the health care reform. Here is how the excise tax will affect you and your health care plan:

- 1) The enactment date of the tax is January 1, 2018.
- 2) For the purpose of the excise tax, the total cost of a plan includes everything except for the value of vision and dental benefits.
- 3) For health care plans that cover mainly high-risk professions and retirees, the thresholds for the excise tax would be \$11,850 for individuals and \$30,950 for families (these levels are higher than the thresholds for non-exempt plans).
- 4) The excise tax is only applied to the amount that is over the thresholds. For example, if your family plan costs \$33,000, the 40 percent tax would be levied on the \$2,050 that was over the threshold. Your plan sponsor would pay that tax; however, there is a distinct possibility that you will be paying for that tax in other ways, such as lower benefits or higher premiums.
- 5) The thresholds are indexed to the consumer price index plus one percentage point, but the indexing does not begin until 2019. This will increase the number of health care plans subject to the excise tax as the years advance.



From its inception, NAPO fought the inclusion of the 40 percent excise tax on health insurance companies, administrators, and self-insured employers that offer and administer high-cost health plans. NAPO continues to be deeply concerned that public safety employees will be forced to pay the excise tax in the form of wage cuts, higher premiums, increased out-of-

pocket costs, and lower benefits, which will have serious implications on their livelihoods.

In addition to the excise tax, the Patient Protection and Affordable Care Act places new limitations on all individuals, including:

- 1) A new \$2,500 limit on tax-free contributions to health care flexible spending accounts.
- 2) An increase in the penalty for nonqualified withdrawals from health savings accounts to 20 percent.
- 3) A new prohibition to use Flexible Spending Account funds to purchase nonprescription medication.
- 4) An increase in the threshold for claiming deductions for medical expenses to 10 percent of a taxpayer's adjusted gross income for those under 65 years of age, up from 7.5 percent.

In three months' time, the Patient Protection and Affordable Health Care Act will start being implemented and will continue to be phased in until the last provision, the excise tax, is enacted in 2018. NAPO will push for the repeal of the excise tax.

If you have any questions regarding the Patient Protection and Affordable Health Care Act, or the excise tax in particular, please contact the NAPO office at 703-549-0775.

House Holds Hearing on National Collective Bargaining

In a victory for NAPO, the House Education and Labor Subcommittee on Health, Education, Labor and Pensions held a hearing on H.R. 413, the "Public Safety Employer-Employee Cooperation Act (National Public Safety Collective Bargaining)," on March 10, 2010. NAPO was instrumental in securing the hearing and submitted testimony to ensure lawmakers fully recognize the importance of giving public safety officers the right to discuss workplace issues with their employers.

In June 2007, NAPO was the sole rank-and-file organization to testify on behalf of law enforcement at the Subcommittee hearing on H.R. 980, the Public Safety Employer-Employee Cooperation Act of 2007. Within a month, the House overwhelmingly passed the bill for the first time in the 12 years NAPO had been fighting for its passage. NAPO is working to with Committee and House leadership to ensure that we use the momentum gained by this hearing to pass H.R. 413 and ensure that all public safety officers have the basic American right to collectively bargain.

House leadership has H.R. 413 in its sights and we hope to secure a floor vote for this important legislation soon. NAPO is currently soliciting for more cosponsors for the legislation in order that when we bring it to a vote, we have a show of overwhelming bipartisan support. H.R. 413 currently has 214 cosponsors. Please join NAPO's efforts and urge your Congressional representatives to sign on in support of this bill. If you need assistance in determining whether your representative is already a cosponsor, please contact NAPO's Director of Governmental Affairs, Andy Mournighan, at 703-549-0775.



NAPO Calls on the FCC to Give D Block Spectrum to Public Safety

On April 20, 2010, NAPO sent a letter to Federal Communications Commission (FCC) Chairman Julius Genachowski urging the FCC to amend its recommendation in the National Broadband Plan (NBP) so that the 700 MHz D Block is reallocated to public safety. This reallocation is necessary to ensure that our local, state and federal first responders have unrestricted access to a nationwide broadband network that will allow them to effectively respond to critical events.

NAPO believes that the NBP falls short of making certain that public safety has an interoperable mobile broadband network to support not only everyday first responder activities, but also emergency prevention and response. In these tough economic times, it is not practical to believe that there will be a consistent funding source to build out the nationwide network if the D Block is auctioned off for commercial purposes. Additionally, NAPO is unaware of any Congressional support for the FCC's recommendation to establish a funding stream for a national first responder broadband network. Allocating the D Block to public safety is the only way to ensure a reliable, robust broadband network that meets the needs of a modern first responder community.

The 9/11 Commission specifically recognized the importance of allotting designated spectrum for first responders to use for interoperable communications. The September 11, 2001 terrorist attacks on the Pentagon and the World Trade Center, and later the natural disaster of Hurricane Katrina, demonstrated how critical it is for first responders to be able to communicate with each other in order to protect our nation's communities and themselves.

NAPO will continue to urge the FCC, the Administration and Congress to recognize that this is the time to develop a nationwide interoperable network and to support the reallocation of the D Block to public safety.

Senate Narrows Crack-Cocaine Sentencing Ratio

On March 17, 2010, the Senate passed by unanimous consent the "Fair Sentencing Act of 2009," S.1789, which will create an 18:1 sentencing ratio for crack and powder cocaine offenses. It will establish a 5-year mandatory minimum for simple possession of 28 grams of crack cocaine, while possession of 280 grams of crack will trigger a 10-year mandatory minimum. Importantly, this legislation will mandate that the United States Sentencing Commission significantly increase sentencing enhancements for drug offenses – both crack and powder cocaine – involving aggravating factors. These sentencing enhancements will target and punish those who bring the most destruction to our neighborhoods: dealers or sellers who use violence or weapons, or cause injury to or threaten others, regardless of the form of cocaine.

When it was first introduced in October 2009, the "Fair Sentencing Act of 2009" would have eliminated the present 100:1 sentencing ratio for crack and powder cocaine offenses and instead create a 5-year mandatory minimum for simple possession of 500 grams of either crack or powder cocaine. However, after five months of negotiations with lawmakers, particularly Senators Richard Durbin (D-IL) and Lindsey Graham (R-SC), NAPO was able to get our concerns regarding the elimination of the sentencing disparity recognized in new legislative language, which became the final legislation that passed the Senate.

(continued on page C18)

The Washington Report from NAPO...

(continued from page C17)

NAPO understands that crack cocaine has proved to be more closely linked to violence and despair on the streets and thus presents a greater danger to our nation's communities and law enforcement. Furthermore, as crack is usually sold in much smaller quantities than powder cocaine, NAPO believes that completely eliminating the sentencing disparity would have negatively affected the work law enforcement has done to protect our nation's communities from the crime and violence associated with crack cocaine.

While NAPO was able to reach a compromise on the crack cocaine sentencing disparity in the Senate, passing the "Fair Sentencing Act," as passed by the Senate, will be an uphill battle in the House. John Conyers (D-MI), Chairman of the House Judiciary Committee, and Bobby Scott (D-VA), Chairman of the Judiciary Subcommittee on Crime, Terrorism and Homeland Security are determined to eliminate the sentencing disparity. NAPO believes it will only be through bipartisanship and strong Republican support that we will be able to pass S. 1789 in the House.

Update: Status of NAPO's Legislative Status

National Public Safety Collective Bargaining (H.R. 413 / S. 1611 / S. 3194): As mentioned in the previous article, NAPO is

making progress on moving the Public Safety Employer-Employee Cooperation Act forward. On April 13, 2010, NAPO took another step towards final passage of this important bill when Senate Majority Leader Harry Reid reintroduced the legislation in the Senate as S. 3194. By reintroducing the bill on the Senate floor, S. 3194 can bypass committee action and go straight to the Senate floor for a vote. We are working with the Majority Leader on timing and procedures for taking up the bill on the floor.

Law Enforcement Officer Bill of Rights (H.R. 1972): The Law Enforcement Officer's Procedural Bill of Rights Act currently has the support of 3 cosponsors and is sitting in the House Judiciary Committee awaiting action. In the Senate, Senator Mitch McConnell (R-KY), our primary Republican sponsor of the bill, is currently seeking, with NAPO's help, a Democrat co-sponsor to champion the legislation with him. It has been a long process with several candidates and, unfortunately, it seems that Senator McConnell is in no rush to introduce this legislation, despite pressure from NAPO. We continue to work with Senator McConnell to introduce this important legislation.

With no bill in the Senate, NAPO is focusing our efforts on getting cosponsors for

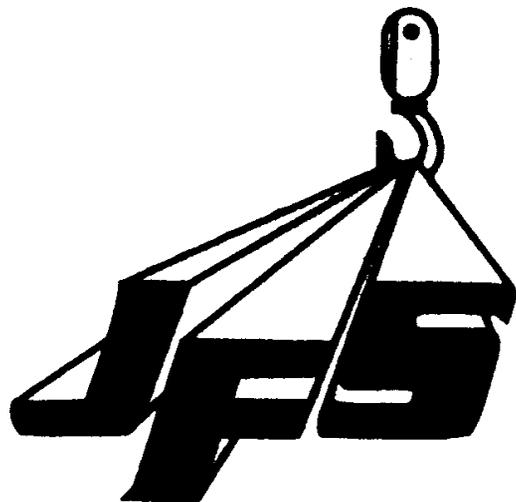
H.R. 1972. In the 110th Congress, this legislation had the support of 61 cosponsors and we need to match that level of cosponsors for H.R. 1972 in order to give the Judiciary Committee incentive to move the legislation. Last Congress, Judiciary Committee Chairman John Conyers made it clear he had little desire to move this legislation for us, so we need all the support we can get. Please contact your Congressional representatives and urge them to sign on as a cosponsor of H.R. 1972.

Repealing the GPO and WEP (H.R. 235 / S. 484): The House and Senate versions of the Social Security Fairness Act have strong support. H.R. 235 has 323 cosponsors and S. 484 has 31. This legislation is very popular with members of Congress; however, as we have learned from previous Congresses, when it comes to moving the legislation forward, lawmakers who have cosponsored the bill become unreliable and often unwilling to act. The biggest obstacle in the way of passing the Social Security Fairness Act is the cost. Last Congress, the Congressional Budget Office estimated that eliminating the GPO and WEP would cost the federal government \$80 billion dollars over ten years. NAPO believes that \$80 billion is not a cost, but rather money that has been unfairly taken from public employees and their fami-

lies and should be returned to give back retirement security to public sector employees. NAPO continues to push for action and we hope to get some movement on this important legislation in Committee.

COPS Hiring Funding: In addition to the \$1 billion NAPO helped secure for the program in the American Recovery and Reinvestment Act in February 2009, the COPS hiring program received \$298 million for fiscal 2010. As mentioned in NAPO's March edition of the *Washington Report*, the President's budget calls for \$600 million for the COPS hiring program for fiscal 2011. As Congress begins the appropriations process for the next fiscal year, NAPO is working with lawmakers to ensure that the hiring program receives at least the President's requested funding level for fiscal 2011.

For fiscal 2010 grant funds, the COPS Office is not taking new applications, but is selecting hiring program grantees from the existing pool of approximately 6,000 2009 COPS Hiring Recovery Program (CHRP) applications. These are the 6,000 applications that did not receive any funding under CHRP. The COPS Office expects to make fewer than 500 awards with the amount of funding available. Additionally, the COPS Office will continue to waive the 25% local match and the \$75,000 per officer salary cap, allowing the program to provide 100% funding on approved salaries and benefits for three years.



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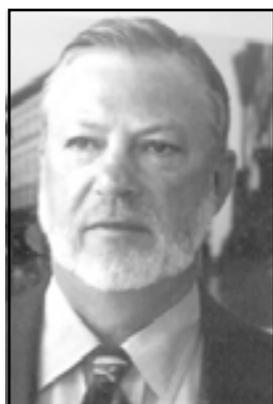
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Why Nashville had no looters during the recent floods

Look at the guy on the left side of the sign. Damn! Is that an anti-tank pistol? My kind of neighborhood. This is the reason no foreign country could ever successfully occupy the USA. That is unless Obama is able to take our guns away... and you know he's going to try.



Don Green

Don Green is a Quincy native and 1957 graduate of Quincy High School. After high school, he enlisted in the United States Marine Corps and returned to Quincy after being honorably discharged.

In 1966, working out of the Quincy Police Boy's Club, he became the light-heavyweight Golden Gloves Champion in Lowell. He boxed in the Amateurs for three years.

In 1968, he joined the Boston Police Department and retired in 1990 after serving the city for nearly 22 years, the last 15 years as a Sergeant in the Roxbury district. He graduated from both Northeastern University and Northeastern University School of Law.

The first Law Offices of Donald E. Green was opened in Boston in 1982 and the second in Dudley Square in Roxbury in 1988. The most recent office was opened in Braintree in 2001 and is located at 222 Forbes Road, Suite 200, which is located across from the South Shore Plaza and behind the Sheraton Tara Hotel. This office offers a convenient location for Quincy and other South Shore residents. There is free parking and the office is handicapped accessible.

Don's law partner is his wife, Annette Hill Green, who grew up in Dorchester and is also a graduate of Northeastern School of Law. They married in 1997, have two young children and reside in Milton.

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Annette Hill Green

If you have any legal questions or concerns, please call Don or Annette toll free at **1-877-DON-GREEN** or you may email Don directly at dgreen@donaldegreen.com.

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Jerks at Montebello High School in California

You will not see this heart-stopping photo on the front page of the *New York Times*, nor on the lead story of the major news networks.

The protestors at Montebello High School took the American flag off the school's flag pole and hung it upside down while putting up the Mexican flag over it.

I predict this stunt will be the nail in the coffin of any guest-worker/amnesty plan on the table in Washington. The image of the American flag subsumed to another and turned upside down on American soil is already spreading on Internet forums and via e-mail.

Pass this along to every American citizen in your address books and to every representative in the state and federal government.. If you choose to remain uninvolved, do not be amazed when you no longer have a nation to call your own nor anything you have worked for left since it will be 'redistributed' to the activists while you are so peacefully staying out of the 'fray'. Check history, it is full of nations/empires that disappeared when its citizens no longer held their core beliefs and values. One person CAN make a difference.

One plus one plus one plus one plus one plus one...

The battle for our secure borders and immigration laws that actually mean something, however, hasn't even begun.

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