

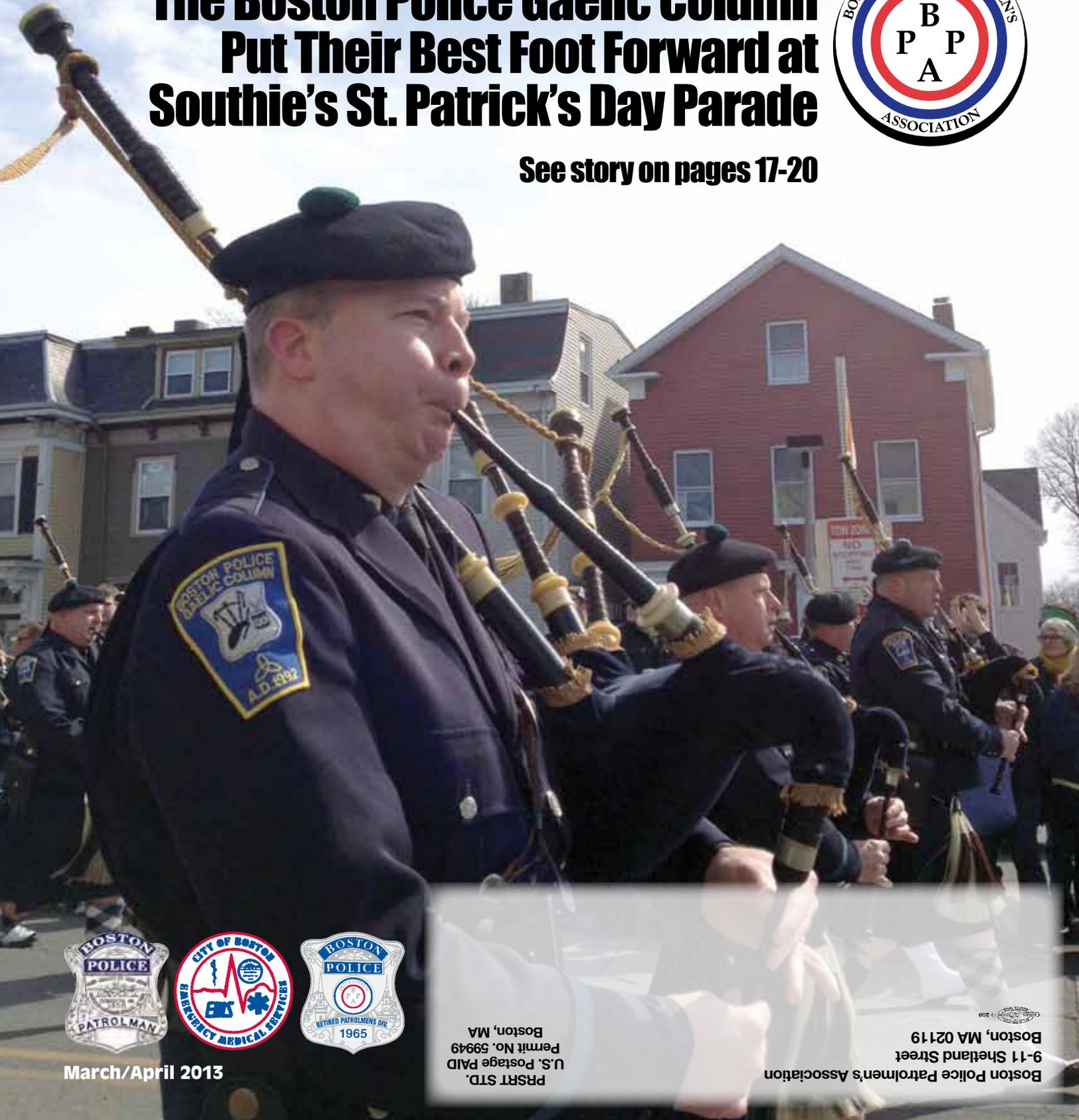
PAXCENTURION

The Newsmagazine for the Boston Police Patrolmen's Association

The Boston Police Gaelic Column Put Their Best Foot Forward at Southie's St. Patrick's Day Parade



See story on pages 17-20



March/April 2013

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Federal, State and Municipal Politics in 2013

While the BPPA has been so hyper-focused on the Interest Arbitration process, there have been so many changes in the political environment that directly affect our members and their families. With the confirmation and appointment of U.S. Senator **John Kerry** to the position of Secretary of State we are presented with an opportunity to elect a new U.S. Senator. Recently the BPPA endorsed US Congressman **Stephen Lynch**. Steve has always been held in high regard by the BPPA and after our experience with him as an elected State Representative and State Senator, always willing to take the difficult position and vote as well as advancing legislation important to our members and their families made this endorsement easy. The Democratic Party seemingly wanted to have a coronation with Congressman **Ed Markey**, we at the BPPA were happy to see that Congressman Lynch entered the fray on behalf of the working class.

On the State side of the equation, the powerful Senate seat held by **Jack Hart** was vacated midterm and will require a special election in the spring. Spring is in the air and this is an important election for the BPPA in that Senator Hart was our quarterback in the waterfront jurisdiction legislation. We can ill afford any setbacks or a candidate who can't hit the ground running with this important legislation. As of this time we have not endorsed anyone in the field of candidates.

On the city side of the slate, Boston's first Italian-American and longest-serving Mayor, **Thomas Menino**, formally announced that he won't be seeking re-election for a sixth term this fall. His decision not to run for office again has triggered a political scramble to replace him as a new generation of political figures eye the mayor's office and set the stage for Boston's most competitive mayoral race since 1993 when Menino first won the office. Throughout the years, Mayor Menino and the BPPA have had many challenges in their relationship, well documented differences. But even though we've had our differences, the City of Boston as accomplished much during his stewardship. He built his reputation by focusing on the unglamorous nuts and bolts of running a major metropolitan city and the lack of scandals during his 20 years as Mayor is unheard of in today's world. One would only have to look at the Boston skyline, the cranes in the air with all the new development. As a result of the Contract Arbitration we've seen the City of Boston's financial books and even though we've experienced and endured two recessions in the last twelve years, you wouldn't know it by looking at their books and that's not happening anywhere else in the country. A job well done Mr. Mayor, for all the issues that the BPPA seemingly fights for everyday and especially for our retirees, we wish you well in your post retirement "new chapter," enjoying the benefits and fruits of your labor, good health and happiness.

Sequestration and the Impact to Law Enforcement

In the last month I've gotten a number of calls with regards to what is sequestration and how does it affect the law enforcement community in Boston. I know many members don't have the time to look past all the ravaging of their benefits by their local elected officials these days, but there are many who understand that a lot of the decisions being made in Washington affect their lives. Let me try and articulate what I know at this point. The partisan politics and political atmosphere in Washington D.C. over the past few years has for all intents and purposes have put the brakes on the functionality of the Federal Government. Many of our members don't spend much time worrying about does the Congress and President get along, I usually don't either. But as a result of the stalemates going on down there the recent implementation of the automatic budget cuts known as the sequestration could have a long range effect in Massachusetts. The sequestration though poorly explained in most media outlets is an agreement that forces the President and Congress to either agree on Federal Deficit Reduction or automatically begin the cuts without agreement. It's all part of the Budget Control Act of 2011. It is supposed to implement \$1 trillion in cuts agreed to by the President and the Congressional leaders in an attempt to tackle the \$16 trillion national debt and as part of the agreement to increase the debt

The partisan politics and political atmosphere in Washington D.C. over the past few years has for all intents and purposes have put the brakes on the functionality of the Federal Government. Many of our members don't spend much time worrying about does the Congress and President get along, I usually don't either. But as a result of the stalemates going on down there the recent implementation of the automatic budget cuts known as the sequestration could have a long range effect in Massachusetts.

limit of the Federal Government. The deal was supposed to be done before March 1, 2013 or the automatic (\$1.2 trillion) across the board annual budget cuts would commence. It was reported at that time that the fear of such dramatic cuts would force the President and the Congressional leaders to sit down and work together. Obviously that didn't happen. Since the March deadline has come and gone I haven't met anyone who has experienced the effects of the cuts though it is reported that there will be major cuts in defense spending, furloughs for federal employees and a slowdown in services provided by the Feds. The only concern I think our profession has here in Boston with these cuts is the threat to the COPS and JAG-BYRNE grants. Boston has experienced great benefit from these grants in recent years, nearly \$40 million worth. If that money were to go away, certainly it's a large enough sum that we would experience some sort of discomfort. The safety of the citizens is the government's primary responsibility. Let's hope that they get this one right and straighten it out.

In closing, we are at the halfway point in the Interest Arbitration process and hoping to have something to report to the members soon. Stick together and stay safe out there.

In Unity there is Strength, from our Strength comes our Honor.

The Nation's First Police Department
PAX CENTURION

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



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INSIDE the PAX

**Federal, State & Municipal Politics
 in 2013**

3

Arbitration slogs forward

9

**From Civil Service fairness to
 politically correct favoritism preference**

12

**The Pax lives and the cop-hating
 Phoenix dies... and good riddance!**

14 & 15

**U.S. and State Senate candidates
 respond to BPPA questionnaires**

21 - 23

EMS Corner

34 & 35

**The BPPA: An organization of caring
 and hardworking policemen & women**

36 - 40



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 ASSOCIATION**

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Hair testing decision

The Civil Service Commission has rendered a split decision regarding hair testing. A long-awaited decision regarding positive hair tests has arrived with mixed results: six appeals have been upheld and four others denied. Attorneys **Alan Shapiro** and **Jennifer Rubin**, along with two expert witnesses **Dr. J. Michael Walsh** and **Dr. Douglas Rollins**, presented a reasoned argument as to why hair testing shouldn't be used as a "stand alone" measurement for termination. Dr. Rollins had served as the medical review officer at the 2002 Salt Lake City Winter Olympics. Dr. Walsh had served in both the Reagan and Clinton administrations and helped design the federal workplace drug program and gone on to consult with the NFL.

The scientist's testimony was the telling difference in the final decision. As opposed to talking in terms of nanograms and picograms, the scientist gave examples that a lay person could understand. In one example; relating the microscopic amounts of cocaine needed to produce a positive result, *one second was juxtaposed over a period of 27 years*. Plain and simple there has been a lack of acceptance in the scientific community for hair testing as the sole determinant of illegal drug ingestion. External exposure given the levels of cocaine found on our currency coupled with the extreme magnitude of the testing gave credence to the assertion that external contact could not be ruled out or the irrefutable reason for termination.

This judgment will be appealed on many fronts. Alan and Jennifer's decision to focus on the science of hair testing was the difference. The attorneys give a comprehensive in-depth explanation on page 27 of this issue of the *PAX*.

Screening Process

The BPPA attorneys have persistently argued before courts, arbitrators and commissions that the psychological screening process where duty status is evaluated has been unfair, being used more for punishment under the guise of an officer's perceptual shortcomings.

Recently the Supreme Judicial Court took a look at the hiring and psychological screening process that involved several attempts and rejections of an individual attempting to become a Boston Police Officer. The BPD applicant upon deferral appealed to the Civil Service Commission. In a decision written by former Commissioner **Daniel Henderson**, the Commission overturned the bypass. The Department then appealed to Superior Court, where the judge rejected the Civil Service decision siding with the Department. Upon appeal, the SJC took the case directly, indicating that the court had an interest in addressing the issues.

The Department examines two standardized tests, the Minnesota Multiphasic Personality Inventory-2 and the Personality Assessment Inventory then conducts a 30 minute clinical interview and mental status examination for suitability issues essential to the functions of a police officer. The medical standards are promulgated by HRD (Human Resource Division) of the Commonwealth. The test responses create a psychological profile where indicators can range from depression, anxiety and deviant beliefs to being defensive, guarded and interpersonally stiff. These indicators can change from screening to screening and some argue that the final determination should give greater weight to the individual's biographical

background which one might consider as being more reliable criteria to evaluate. No selection process is perfect but the BPD's deferral rate was high especially with foreseeing "depression" in many an applicant's future. Some officers that had been deferred for one class passed within months for a subsequent class. The same individuals conducted the interviews lending skepticism to the whole process.

In the decision issued this past November, the SJC rejected the bypass of a Boston Police candidate based on "arbitrary predispositions" of its psychiatrists. The applicant had been bypassed three times since 2005 based on the BPD's psychological screening process. The SJC specifically noted how the former BPD psychiatrist had included observations about the applicant's appearance in reaching conclusion that the applicant was unfit to work as a police officer. The same judgments were repeatedly made about full-duty veteran officers referred from IAD for fitness evaluations.

The Court cited approvingly the work of **Dr. James Beck**, a psychiatrist/psychologist, who has testified on behalf of other bypassed candidates. Dr. Beck currently works as a consultant to the BPPA and has assisted us in challenging the fitness for duty determinations by BPD psychiatrist(s) in past cases.

Hopefully, the Department will move forward from this case and revamp future procedures.

Disability Policies

There are representatives from a couple of insurance carriers, Alliance and Standard that have been or will be making the rounds. Many calls were received regarding our endorsement of the products. The answer is the BPPA has not endorsed either one of the products nor have we endorsed any of the existing disability products out there.

I have spoken to both brokers and will attempt to give my best understanding as to what is being offered. Alliance offers a standard policy for a year or two with a benefit of \$1,500/month or upwards of but not to exceed \$18,000/year based on supplemental income earned (details and overtime) in recent years. Day 1 policies up to Day 30 policies are offered with varying premiums. Standard's policy is more of a hybrid in that it more than doubles the benefit but the wait time varies from Day 30 to Day 90 to kick in to help keep the premium in the ballpark. The Detectives are very much involved with Standard's product because their average supplemental number far surpasses the annual \$18,000 cap and might be a better fit for members depending on one's ability to weather the wait period.

Because of direct deduction, over time it is very easy to lose track of an individual's coverage. Because of changing needs for some officers this might be a good time to sit down with a rep and get reacquainted with what you currently have by running some numbers. It costs nothing. Do your homework, if it sounds too good to be true, follow up. If current policies are up to expectation, you'll have peace of mind.

If so inclined to compare benefits make sure that the policy will pay an "on the job" injury... in the past officers have purchased "off the job" policies and to their later surprise did not pay. Do not over-insure yourself because the company is not going to pay and recouping premiums is not a gimme. Finally, hospitals and insurance companies always cross reference and will know about most of one's medical history including former injuries and claims. Good luck...

Boston's finest protects and serves this lineup.



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Around the BPD and the City of Boston

As we were going to press with this edition of the *PAX*, the breaking news of the day was about the Mayor. Mayor **Thomas M. Menino** informed the world that he would not run for re-election. After five terms as the Mayor of the City of Boston, Thomas M. Menino decided enough is enough. One of the last 'old time' *pols*, a man that still worked the neighborhoods, went to wakes and funerals and knew thousands and thousands of constituents by name. A regular guy from the city that made it to the top of his game and decided to leave it all behind, because he is still at the top of his game. Make no mistake, this man could have walked back into office for a sixth term without batting an eye, but at seventy, maybe he's decided to spend some precious time with his family. Mr. Mayor, it is well deserved. For more on the Mayor, please read my 'Veteran's Corner'.

Negotiations

Questions still arise daily about the state of contract negotiations. By the time you read this article we should be well on our way towards the last of many meetings between the City, the Arbitrator and the Bargaining Committee. Just in case the business of the day isn't finished in the allotted eleven meetings, we have secured an additional two dates in May. It is no secret we are three years without a contract and depending how many years you have been with the department, between sixteen and twenty thousand dollars a year behind the base pay of a fire fighter. With any luck we should be hearing the results by July, (*unless the City team decides we deserve what we have been fighting for and settles out with us prior to end game*). I am not going to re-hash our goals and or arguments, suffice it to say we wish our bargaining team good luck!

New Equipment

Speaking of what's going on, I am very happy to report out that the department, (specifically Superintendent Fong), has reached out to me and our union and asked us to be part of a team (made up from members of each union and grade), working towards the purchase of new body armor. The goal of the team will be to identify merchants that can supply the best product for our identified need. In addition to being an effective bullet resistant vest, we will be looking specifically for a merchant that will not only supply properly fitted equipment, but supply our female officers properly manufactured vests fitted by woman. We will be looking for a merchant that is local and we can deal with directly to ensure speedy resolutions to problems. A merchant that is going to supply inner and **OUTER AUTHORIZED** carriers to the Patrol force without any cost to the Patrol force. The team, and selected individuals will personally wear test and shoot test the products to our satisfaction. This is not going to be one of 'those' committees that goes on forever with no results. We will be time driven and sensitive to each union's specific need. Whether it be tactical carriers, under garment carriers or so called 'Dragon Skin' Uniform carriers, all will be taken into consideration and the final results will be to issue a vest that not only protects but is user friendly. Our goal is to insure that every officer of this department is outfitted with a comfortable, user friendly department issued vest and equipment for their protection. The Chief of the Department has been working hand in hand with the unions attempting to and authorizing uniform products

that will allow us to comfortably wear what is necessary to protect us, our next step is to get it issued at no cost to the individual.

BPD Peer Support

Most of you know that I believe we have the finest, most professional and motivated 'Peer Support Unit' in the entire Nation. The men and woman assigned to the Peer Support Unit are there to help. They have been **selected** and **allowed** to be a part of the unit for their knowledge, experience and expertise. This is not a unit with so called political appointees. This is not your father's old 'stress unit'. This dedicated group practices complete confidentiality and discretion. **Brian Fleming** may be a Sergeant by rank, but not by trade when it comes to being there for someone, rank has **NO PLACE** in this unit and it is staffed by men and woman of various ranks, grades, or other titles that are not used or associated with when dealing with us. These men and woman make themselves available twenty-four hours a day, seven days a week and there is no such thing as a holiday. They make themselves available to not only you, but your family as well. Why am I going on about it, well to be perfectly frank we recently suffered another tragic loss of a brother Officer, a friend to many, a son, a father and a husband. This is a very stressful job and sometimes we need someone to talk to, maybe get a little advice or help from. Brian has recently gone to great strides in supplying a little self diagnostic tool to us, for us. In complete confidentiality you can access this tool on line, just to get a small measure of where you are at a specific time, maybe point something out to you that you may or may not recognize. In this day and age, it would be a little silly of any of us to pass up a free diagnostic. Please take the time to log onto: www.bostonpeersupportquiz.org and take this completely confidential self diagnostic test that has been developed for you, the Boston Police Officer. I assure you that absolutely no one is going to contact you, call you or harass you. The test is completely confidential, just follow the prompts.

Politics

Never gets boring, just when you think politics has taken a back seat, a Mayor opens up the field or a Senator decides to step into international affairs becoming the Secretary of State and opens up a U.S. Senate seat. Congratulations to our departed Senator **John Kerry**, best of luck, you're gonna need it. Congratulations to our Congressman **Stephen Lynch** for deciding to go for the Senate seat. All but two of your Union Representatives voted on March 20th to endorse Stephen Lynch for the United States Senate. I know some people believe that Union endorsements aren't what they used to be, so I am asking that each and every Union Member follow your Union's lead and stand with Stephen Lynch and support him in his run for the U.S. Senate. Prove the pundits wrong, contact your friends, neighbors and relatives and get the vote out to make Steve our next U.S. Senator. Born and bred in Boston from working class roots, Stephen epitomizes the American dream. A moderate Democrat, who hasn't forgotten where he comes from, Stephen Lynch is the best man running and deserves our support.

As always, please be safe out there, back each other up. Don't forget, your first duty is to come home safe and sound to your family.



Court notices being rescinded

As most of us are aware of now the City and the Department are trying very hard to reduce their financial exposure and reduce their costs at any expense. This is including the reduction in court costs even if the very bad guys that we all arrest are allowed to walk away free of the crimes that they have committed.

Even in an unperfected world how are police officers expected to place their lives on the line and make arrests if they are not going to receive the support from the very department that wants them to go out every day and make those arrests?

There is a cost to make the streets safe. If this department is not careful then it may receive exactly what it seems they want, nobody will make arrests. If the

department only wants to make it appear that they are trying to protect the residents of Boston, then that needs to get out. Let the citizens know that there is no real commitment by the City to do the right thing and actually put these criminals behind bars by prosecuting them correctly and stop cutting corners just to save the almighty dollar.

The point at hand is the current practice of rescinding court notices to the police officers who are out there day in and out thinking

that they are doing the right thing. All the police officers are placing their own lives in harm's way to get these bad guys off the streets only to find out that the department doesn't really care what happens after they are arrested.

Back on point, we the police officer act on due diligence and make arrests every day that we go to work. Then it becomes the job of the district attorney's office to prosecute them. Just like the opening lines of Law & Order. The police department should allow the district attorneys to do their job and not interfere in the actual process of the prosecution.

As part of that process of prosecution of criminal's, the District Attorney's office sends out notices to appear in court to the specific police officers involved in the crime that was committed. These police officers then appear in court at the time and location that they are being ordered to do so and testify to exactly what they saw and did during said arrest. As we all know, many times multiple police

officers are needed in any one case to give testimony as to what they specifically did during that arrest. Police officer A cannot testify as to what police officer B did during the arrest. In that case both police officers need to receive a notice to appear in court. That is the process in which to get real bad guys off of our streets.

Now, if for some reason the case is plead out, the date is changed or the district attorney decides that they do not need certain officers to testify in a case, then once again there is a process in order to cancel any one or group of police officers from showing up at court. The district attorney's office simply rescinds the notice to appear. There

is nothing to it and no cost involved.

The only requirements involved is that the police officer be notified seventy two hours in advance that they are no longer needed, in writing which is the same way they were notified to appear originally, and that the notice comes from the district attorney's office.

This does not seem like it should be a very difficult process.

The reason for writing this out so slow and bland is that there seems to be or have been a plague in area

B and the Roxbury Court of not following this simple process. I want to strongly remind all of our members that the supervisor of cases cannot rescind any summons or any notice to appear. The simple explanation is the office that sends the notice must be the office that rescinds the notice. It really is that simple.

I have been fielding a number of complaints and concerns from our membership on this topic and again especially out of Roxbury court. If anyone receives a summons or a notice to appear in court that need to attend court. If they receive a notice to rescind their appearance, it cannot come from the supervisor of cases and simply C.C. the district attorney who initially notified that officer to appear. If that is the case that officer should still attend court and if the supervisor refuses to sign their slip, immediately notify your union representative and or the union hall. This is why we have a contract. So that neither party can try and get away with breaking whatever rule they want to. Just be sure to save both your notice to appear and your unsigned slip.

I apologize if this ran on to long or if you lost interest somewhere along the line. I just wanted to try and make this important issue as simple and straight forward as possible. It is very important that the membership continue to make arrests and attend court. Just know that, once again, the supervisor of cases cannot rescind your notice to appear. It must come from the district attorney's office and it must be in writing and at least seventy two hours in advance. Thank you for your time and let's be careful out there.

There is a cost to make the streets safe. If this department is not careful then it may receive exactly what it seems they want, nobody will make arrests. If the department only wants to make it appear that they are trying to protect the residents of Boston, then that needs to get out. Let the citizens know that there is no real commitment by the City to do the right thing and actually put these criminals behind bars by prosecuting them correctly and stop cutting corners just to save the almighty dollar.

**Remember to vote on
April 30, May 28
& June 25!**

Arbitration slogs forward

By James Carnell, Pax Editor

Arbitration proceedings in the long-delayed BPPA/City of Boston Contract matter have continued forward, albeit not at the pace most of us would like to see. We will soon be approaching **THREE** years without a contract or a raise. Arbitration dates have been scheduled through April and into the end of May. After that, both parties have one month for post-hearing briefs, and the arbitrator may take up to 60 days to render a decision. **After that**, the City Council has **another** 30 days to decide whether to approve funding. **And after that**, any retroactive monies (we all hope so....) will undoubtedly take several weeks or even months for the City to figure out who is owed how much. As you can see, we are talking the end of the summer or later.

The bargaining committee continues to argue for parity with the Fire Department, as well they should. Firefighters are an average \$16,000 above police officers. Additionally, many officers lost one-half of the Quinn bill educational incentive due to the Governor's failing to fund the state's portion, even as he gives illegal aliens

in-state tuition rates, free health insurance, EBT cards and a whole host of other benefits paid for by those of us remaining who work for a living. The city continues to put forth the specious argument that

because police officers can perform extra details or overtime, that money should be included as part of overall compensation. Thankfully, the arbitrator only wanted to know about **pensionable income**, not including the marvelous "perk" we enjoy by killing ourselves working 70 or 80 hours a week. (By the way, firefighters also have a slew of extra details inside buildings under construction using welding torches, gases or other flammable materials; you just

don't read about them or see them because they're generally inside the buildings.)

The bargaining committee understands the frustration, but if there were any way to move matters more quickly, that would have already been done. Hopefully, we'll finally get some good news in a few months, as arbitration has seldom been kind to us, but there was simply no other avenue to exhaust. Don't make any plans until you see a check in your hands....

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Don Green served in the United States Marine Corps from 1957 to 1961 before being honorably discharged. 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 is married to Annette Hill Green, a native of Dorchester, who is also an attorney and his law partner.

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Herald report: Police applicants have dwindled

By James Carnell, Pax Editor

A recent report in the *Boston Herald* (3/18) reveals what many of us already knew: applicants for police recruit positions have dropped considerably over the last few years. (In the interests of full disclosure and fairness, on the day following this article, in the same *Boston Herald* (3/19), the BPD reported a “stunning” increase in the number of applicants following their recruitment efforts “during the St. Patrick’s Day Parade”, in which cruisers with huge billboards on their roofs and loudspeakers blaring announcements about the upcoming test were employed by the “hard-charging police recruiters.” (And before I’m accused of anything, those were the *verbatim* words of *Herald* reporter **John Zaremba**, not mine). Although we all appreciate their efforts, I’m just not sure if recruitment efforts *during* the St. Patrick’s day parade will exactly yield fruitful results, if you catch my drift...) There are undoubtedly a number of reasons why prospective officers no longer see the police job as attractive. According to **Marsha Haberfeld** of John Jay College of Criminal Justice in New York: “Police are under fire all the time in the last couple of decades, and in the last few years, more and more. Police cannot do right. Everything they do is wrong. If the perp’s pointing the gun at them, if they kill the perp, they are still doing something wrong. People are not attracted to a profession that is constantly criticized by the media for its performance.” But in informal interviews with many a veteran police officer, a number of other reasons might be at play:

- The Quinn bill educational incentive was deep-sixed by the Governor for all officers hired after 2009. There is no longer any



educational incentive for young police officers.

- A Boston cop makes about \$16,000 less, on average, than a similarly situated Boston Firefighter.
- Working late-night shifts, weekends and holidays is not an attractive thought to many 20-somethings.
- Unlike a firefighter, the threat of lawsuits – both federal, state and civil – is ever-present and increasing in this litigious society.

Drug unit officers report multiple lawsuits at any given time, and Fred the Fed is *not* the friend of the local police officer.

• And, not to pick on firefighters, but the truth of the matter is that the public has absolutely no problem with firemen sleeping the night away in the firehouse when it’s not busy (*and neither do I!*) or having hot meals in the firehouse kitchen, but if a cop tries to catch 20 winks at 4:30 AM, a BPD Superintendent may be knocking at the cruiser window. And God forbid, if a cop is having a cup of coffee, some good citizen might poke their head in the cruiser window and snap a cellphone picture. (Don’t laugh, it’s happened.)

The truth is the truth, the facts are the facts, like it or not...

- Police officers used to arrest criminals and enforce the laws. Today, we have been forced into the roles of the baby-nanny and the social worker by police managers and politicians who have instructed the public that the police should be called about every problem in their lives, no matter how trivial. Every police officer can relate stories about being called to a citizen’s house because their nine-year old won’t do their homework, or they have a water leak, or the electricity is off, *etc., etc., ad nauseum*.
- The general public has been conditioned by police management to complain about the police. Internal Affairs complaints may be filed anonymously, via the Internet, by phone, by letter, or by third parties. Police officers are literally “guilty until proven innocent.” Officers may spend *years* waiting for the results of the complaints filed against them.
- You’re always wrong, you’re never right. Some of the public complains you were too aggressive, others complain you weren’t aggressive enough. When it’s the *other guy* who blows a red light, they demand to know why you didn’t give them a ticket. When *they* blow a red light and cop an attitude, it’s because “you were picking on them” or “didn’t have anything better to do...”
- As many a veteran officer said, “I would never encourage my child to join a police department. There’s very little camaraderie anymore, the fun is gone, and it feels like everybody is out to get you, to make you a scapegoat.” You’re constantly looking over your shoulder, even at those you work with. Anything you say, even jokingly, will be picked up by someone with a chip on their shoulder or an axe to grind and amplified into a major incident. Consequently, we no longer trust even the people we work with.” I heard this complaint time and time again.
- In Boston in particular, residency for the first 10 years. Many a young prospect with young kids going to school is instantly turned off.

There’s probably a number of others. If you think of more, send them in to the *Pax*. We’ll print them – anonymously - just like the internal affairs complaints you have to respond to....

Advertise in the Pax

Hello all, I wanted to take this opportunity to introduce myself. My name is **Mike Joyce** and I am the new Director of Advertising for the *Pax Centurion*. While I call many BPD officers personal friends already, there are many more of you that I have not had the pleasure of meeting yet. I grew up in St. Mark’s Parish in Dorchester. I took the position in January and I am determined to raise as much money as possible to allow the BPPA to hand out scholarships to deserving children of our city’s patrolmen and EMS personnel as well as neighborhood groups, youth sports programs, etc. That being said, I would like to ask each of you, as you go about your daily routine, to give some thought to a business or individual that you feel might want to advertise within the pages of the *Pax Centurion*, and give me a call.

I would also ask that you take a close look at the advertising partners in each issue of the *Pax* and try to patronize their businesses as much as possible. We need to work with those that work with us!

Again, I appreciate the opportunity given to me to represent you all in this effort. Please have prospective advertisers contact me at cell: 617-529-9288 or email: mjoyce@bppa.org

Regards, Mike Joyce

Boston's police test

Prospects get dimmer for minority officers

By Lawrence Harmon, *Boston Globe*

If researchers from MIT can craft a solution to Boston's decades-old student assignment problem, then it's time to turn the academics loose on Boston's second-thorniest problem: How to ensure adequate minority representation on the city's police force.

Perhaps the professors could convince the city to jettison the Civil Service police exam altogether. The entry level test works OK for measuring basic reading comprehension and reasoning skills. But it doesn't effectively measure judgment and communication skills.

Military veterans will fight back. They currently jump to the top of the Civil Service eligibility list. But what is the benefit to public safety when a veteran who scores a minimum passing grade of 70 is placed ahead of a community college graduate or City Year volunteer who scores 90 or 100? This symbol of respect for military service has become a symbol of futility for others.

Minorities fare especially poorly in this system. The current Boston police academy class of 57 recruits has only eight minority members – and no black women. A few more classes like this and the department will start to take on the feel of the 1960s, when residents of minority neighborhoods viewed police officers more like occupying troops than problem solvers.

It is an axiom of modern policing that urban departments should reflect the communities they serve. Deputy Superintendent **Lisa Holmes**, whose department oversees recruiting for the Boston Police, said that minority officers in urban areas often "take the anxiety out of the process of dealing with the police." That view is echoed nationally by police managers who credit the healthy presence of minority officers for progress in areas ranging from intelligence gathering to community relations.

The current Boston Police Academy class of 57 recruits has only eight minority members.

In Boston, these benefits are slipping away. In 2004, a federal judge lifted a 30-year-old consent decree requiring the city to hire one minority officer for each white officer. The judge noted then that both the percentage of minority officers and the percentage of ethnic and racial minorities in the city stood at about 40 percent. These groups now make up more than half the population of Boston. But the percentage of minority officers has fallen back to a third of the force. If the police can't fix this, then a federal judge should.

Boston Police, MBTA Police, and the state Human Resources Division have done an outstanding job in recent years at spreading the word about the police exam in minority neighborhoods. It's too early to know how many minority candidates will sit for the April exam because of the traditional rush in the week leading up to the March 18 application deadline. But it's clear there's interest. In 2011, more than a quarter of the 9,692 applicants statewide were members of minority groups. In Boston, 50 percent of those sitting for the police exam were minority applicants.

Outreach isn't the problem. Blacks and Hispanics are lining up to take the test. But too few are getting anywhere.

Boston Police Commissioner **Edward Davis** has been convinced for years that white veterans are squeezing out minority civilian candidates. He didn't make many friends at local VFW halls when he described his concerns back in 2009: "We're not trying to take a hill," said Davis. "We're trying to communicate with people." Davis is sticking to his guns. And he is focused on the right target: how best to ensure a safe and livable city.

The veterans' preference will require a lot of analysis. Veterans

make up 25 percent of the police officers hired in Boston over the past five years. Statewide figures are higher. Nearly 40 percent of officers hired from the 2009 Civil Service eligibility list are veterans. Will the percentages keep rising in Boston? And if so, will the increase come largely at the expense of minority applicants? Boston needs answers.

Some minority applicants may be hurting their own chances. The full picture requires researchers to collect and analyze data on how many minority candidates who pass the test actually undergo all of the initial screenings, get weeded out on background checks, or even miss their notices to report because their families moved without leaving a forwarding address. No one can pin those problems on veterans' preference.

The bottom line, though, is that prospects are dimming for minority officers. And that means gloomier days and nights ahead on the streets of Boston.

(Reprinted from the Boston Globe, March 9, 2013.)

See **PAX** response on page 12.

Whatever you say, say nothing

– UNOFFICIAL BOSTON POLICE DEPARTMENT SONG –

Chorus:

*Whatever you say, say nothing
When you talk about you know what
For if you know who could hear you
You know what you'd get
For they'd take you off to you know where
For you wouldn't know how long
So for you know who's sake
Don't let anyone hear you singing this song*

*And you all know what I'm speaking of
When I mention you know what
And I think it's very dangerous to even mention that
For the other ones are always near
Although you may not see
And if anyone asks who told you that
Please don't mention me*

*And you all know who I'm speaking of
When I mention you know who
And if you know who could hear me
You know what he'd do
So if you don't see me around
You'll know why I'm away
And if anyone asks you where I've gone
Here's what you must say*

*Well, that's enough about so and so
Not to mention such and such
I think I'll end my song now
Sure I've already said too much
For the less you say, the less you hear
And the less you'll go astray
And the less you think / the less you do
And the more you'll hear them say*

Hypocritical Boston Globe goes full circle

From Civil Service fairness to politically correct favoritism/preference

By James Carnell, Pax Editor

BOY, how times change! Back in the early 20th century, the *Boston Globe*, the preferred rag of the Boston Brahmin/Yankee anti-Irish bigots who ran City Hall and the State House, demanded that a new civil-service system be put in place to prevent “politically-appointed hiring by Hibernian highwaymen.” They were mightily upset because upstart Irish and Italians had begun to infiltrate the ranks of the police and fire departments, and a new system **MUST** be put in place in order to introduce “fairness and transparency” into the hiring of police officers, firefighters, and other public employees. The birth of the Civil Service System was begun, in order to introduce a testing system devoid of political influences...

Fast forward 100 years: the *Boston Globe* now editorializes (*Globe* editorialist **Larry Harmon** - 3/9/13) “*Boston’s Police test*”... for the elimination of civil service and replacing an unbiased test with a politically/ethnically biased “test”. ... “*Perhaps the professors (at MIT) could convince the city to jettison the Civil Service police exam altogether.*”... Huh????

Yup, now the residents of the ivory towers of 150 Morrissey Blvd. and their affiliated outposts in Newton and Cambridge advocate for abolishing the civil service system in the name of a “new kind of fairness” (*How Orwellian is that?*); that of racial-ethnic-gender preference, according to the arbiters of what is good and fair and proper and politically correct.

If hypocrisy and fraud have dictionary definitions, they would have pictures of the *Boston Globe* and their editorialists printed next to them. The *Globe* denigrates the service of military veterans for receiving preference before “*graduates of Community Colleges or City Year volunteers.*” Ahmmm... My Dear Mr. Harmon... the contributions of military veterans **far** outweigh the academic contributions of the graduates of our local Community Colleges, as outstanding as those contributions may be. And if wearing red windbreakers and being able to perform jumping-jacks on City Hall Plaza similar to the ceremonies performed before the Dear Leader in Pyongyang, North Korea would make good police officers, then perhaps your “*City Year volunteers*” would make excellent police recruits. We always need more 21-year old nitwits who think they know how to deal with drug-crazed criminals and gun-toting gang-bangers by singing “*We Are The World*” and clapping in unison. (By the way, Larry, veterans receive an extra two points on the promotional exam over and above your “*City-Year*” heroes, not the absolute preference you falsely inferred in your editorial.)

Unfortunately, our political and departmental leadership, being led by the nose of political correctness and deathly afraid to confront the frauds who seek only to obtain political favors for their relatives and friends, will undoubtedly cave-in to whatever the *Globe* editorialists demand. “Fairness” is a subjective term, subject to whatever the loudest mouth before the TV cameras decides it should be.

Unfortunately, our political and departmental leadership, being led by the nose of political correctness and deathly afraid to confront the frauds who seek only to obtain political favors for their relatives and friends, will undoubtedly cave-in to whatever the *Globe* editorialists demand. “Fairness” is a subjective term, subject to whatever the loudest mouth before the TV cameras decides it should be.

In point of fact, denigrating the civil service system is the ultimate insult to the many minority officers who have studied, passed and been promoted under the unbiased system of an exam administered to all officers regardless of race, ethnicity, gender or sexual preference. Many, many officers of all backgrounds have studied hard, passed the exam, and been promoted by virtue of their own efforts. To infer otherwise is nothing more than an insidious form of paternalistic, liberal racism. I, the author of this article, did not receive a mark high enough to achieve promotion because I did not study hard enough. That is my fault, and nobody else’s. I do not blame my race, my

ethnicity, my gender or anything else. If you desire promotion or appointment, study and pass the exam... It’s really that simple.

In his editorial, Mr. Harmon quotes BPD Deputy Superintendent **Lisa Holmes**, who oversees the recruit investigation unit. In the mid-1980’s, I served as Patrol Officer Lisa Holmes’ training officer in Area B. She is an excellent officer and eminently qualified for her position, and I admire her greatly. But she is now a Deputy Superintendent, and I am still a patrolman. I also served with/for/under, in various capacities and ranks, Deputy Supt. **Paul Johnson**, Deputy Supt. **William Celester**, Deputy Supt. **Rafael Ruiz**, Deputy Supt. **Willis Saunders**, Captain **James Claiborne**, Superintendent **Willie Gross**, and a host of other outstanding officers who studied hard and achieved the highest levels of the BPD command staff through their own efforts and regardless of their race or ethnicity. They did not need my assistance, nor did they need that of the *Boston Globe* editorial department.

To even infer that some minority officers “...*missed their notices to report because their families moved without leaving a forwarding address*”... (your words, Mr. Harmon, not mine...) is so condescendingly insulting as to be beyond the realm of belief. How dare you? How stupid do you believe people are?

Would you kindly run that line about discrimination and lack of opportunity by me again, Mr. Harmon?...

Points to ponder, random thoughts

By James Carnell, Pax Editor

- Got a lot of positive comments on my article “**Why we’re broke**” from the last *Pax* issue in January. Seems that a lot of cops and our families are in the same boat. And I just got a couple of more reminders of “**Why we’re broke, part 2.**” I went out injured on a torn rotator cuff on March 3rd. *Within two short weeks*, I had received medical bills - one for \$958.00 for a one-mile ambulance trip from Area A to New England Medical Center, and the other from NEMC for \$368.00 for the emergency room visit itself. Now, yeah, eventually, insurance or workman’s comp will settle the bills, but it occurred to me: Do bums get these bills at the Pine St. Inn or St. Francis House for all the trips to the hospital they create? Do the holders of “free” MassHealth” cards get billed? Do any of them ever get asked for co-payments as soon as they walk in the E.R. door, or get billed for prescriptions at the CVS or Walgreens? The answer, as we all know, is **NO**. My son needed some X-rays after a sports-related accident last year; got a \$100.00 co-payment bill for the “luxury” of going to the E.R. at NEMC. Prescription co-payments have doubled, and insurance rates keep going up and up, even though the “Affordable Health Care Act” was passed last year, that great panacea for the American taxpayer; affordable for who???? Like **Nancy Pelosi**, that fraud from California said, “Well, we’ll just have to pass the bill (2,507 pages) so we can find out what’s in it.” And boy, was she right; the stupid American public is about to find out exactly “what’s in it” over the next year or two. When health care is “free,” the taxpayers will soon find out how expensive it is...
- “Mini-me,” AKA Governor **Deval Patrick**, the democratic “friend of labor” who cut the pay of police officers many thousands of dollars by simply failing to fund the 40-year-old “Quinn bill” educational incentive, is at it again. How many times how we heard of hack jobs being doled out to unqualified, political sycophants of the Governor? It seems that every week, there’s a new story about a political rumpswab getting a job that pays well more than \$100,000. This guy’s administration says it “can’t find” over 50,000 welfare recipients who are laughing all the way to the bank with their EBT cards, but happily takes money from the pockets of working police officers. He wants to raise our taxes so he can build useless rail-lines to (*Arm*)Pittsfield and Fall River – do you know anyone who actually wants to go there? And yet, we still have some of our own members (I’ve heard them in my own station) who actually support this guy! Could any of Deval’s supporters please tell me of **ONE** reason why they would possibly support this man who has done so much damage to police officers? Please – let me know, I’ll be happy to print it in the next *Pax*...
- Speaking of EBT cards, I know Mini-me will say it’s “anecdotal,” but once again, I found myself at the Quincy Stop+Shop behind a “gimme-girl” with finely-manicured nails and her well-muscled, healthy boyfriend. They purchased pre-made chef salads, expensive Porterhouse steaks, and other top-of-the-line meats and groceries before whipping out their... you guessed it... EBT cards! The boyfriend was about 22 years old and didn’t look to be oppressed or unable to dig a ditch, but **BOTH** of them had EBT cards. Meanwhile, I’m doing a slow burn wondering if there’s enough cash left on the debit card before payday. How many times have you



seen this “anecdotal” evidence in front of you at the grocery store? Yeah, right...

- Hey, did you hear that Wegman’s foodstore is going to locate a new superstore at Park Drive and Brookline Ave. in the Fenway? I’ve been to Wegman’s in upstate New York; they are indeed a fantastic food store with a dizzying array of choices. But... Park Drive and Brookline Ave.? There’s no parking to be had there... **right now!** And imagine what traffic will be like during a Red Sox game! God bless any cop who takes that traffic detail... the line from Dante’s *Inferno* comes to mind... “*Abandon hope, all ye who enter here*”. How about the abandoned Stop+Shop warehouse out in Readville? Lots of room, lots of parking, inner-city neighborhood... but what do I know... the money-changers are already in the temple, the back-room deals and handshakes have already occurred...

- Kudos to **Alan Shapiro** and his fellow attorneys who spent ten years working on the hair-test case, and won six out of ten cases (the City appealing, no doubt funded by the hair-testing company Psychemedics). The BPPA probably spent more than \$500,000 over ten years in legal expenses, but I haven’t heard the platitudes from some of those who should be applauding the loudest. **HELLO? HELLO?** Silence speaks volumes...

- One of the best sayings I’ve ever heard... attributed to **Margaret Thatcher**, the “Iron lady” of Britain during the Reagan presidency... “*The problem with socialism is... sooner or later, you run out of other people’s money...*”

- The next time you hear one of our detractors criticizing police/EMS/firefighter’s or teacher’s pensions or pay for being part of any fiscal problem, direct them down to 157 Freeport St., Dorchester at about 8:55 AM, just before the local offices of the Social Security administration open for the day. Now, Social Security (circa 1935) was originally meant to take care of retired U.S. citizens and taxpayers who had worked their whole lives, paid into the system, and now needed a little something to live on during their golden years. Take a look at Freeport St. at 8:55 AM every weekday morning: you will be hard-pressed to find a senior citizen, period. What you will see is a whole bunch of 20 to 30-year-old layabouts claiming fake injuries and filing for SSI and SSDI benefits (“depression, anxiety, fibromyalgia, etc., etc. – illness *du jour*”) They’re high-fiving each other, laughing, having a good-ole time and waiting for their “entitlement” check. Wanna see why we’re heading the way of Greece, Spain, and Italy? Take a look yourself. And this is just one Social Security office in one community in one city in one state. Multiply times thousands. See the problem now???

- I recently heard a study that said that somebody who makes \$65,000 per year **working** will **actually** receive only about \$35,000 after deducting for taxes, health insurance, housing, utilities, insurance, gas, and other basic expenses. Meanwhile, somebody who **doesn’t** work for a living can cobble together up to \$67,000 per year in Section 8 housing benefits, free utilities, free cellphone, free medical care, free schooling, EBT cards, general relief payments, WIC vouchers, “Koo-Koo checks” for the kids diagnosed with ADHD or some other fake malady (\$752.00 per month per kid!), free food from charities, etc., etc. So why work? And you wanna know “**Why we’re broke?**” The answer is right in front of you, officers, every day of the week...

The *Pax* lives, the cop-hating *Phoenix* dies... and good riddance!

By James Carnell, *Pax* Editor

As many of you are now aware, the *Boston Phoenix*, the premier choice of literary material for those seeking dates from “Exotic Asian Escorts” (how racist and sexist!), erotic phone calls from pathetic losers at \$3.95 per minute, (I do them for free!) or bedding material for the homeless, is now out of business. Apparently, their advertising revenue was inadequate to satisfy their bloated staff and salaries, even though they appeared to have a bounty of pretentious-yuppie restaurant ads and assorted goods and services geared to the liberal elite and fraudulent phonies who comprise the “1%” that the *Phoenix* pretended to abhor.

Normally, being a union member, I would lament the loss of anyone’s job. But in this case, I can’t help but gloat, and I readily admit it. Cutting right to the chase, the editorialists and writers for the *Phoenix*, since its inception in 1970, have displayed nothing but contempt for police officers, and deserve nothing but contempt in return. No matter the issue, no matter the incident, the *Phoenix*

always aligned itself against the police officer and on the side of those who trashed law enforcement and decent, civil society. They supported violent anti-military protesters (our veteran officers from the 1970’s will attest to the treatment they received from the alleged “peaceful people with flowers in their hair”), and earned their money from depraved, sexist, racist filth in their advertising which degraded the women they allegedly supported, and they most recently supported the “Occupiers”: those marvelous “1%’s” who destroyed public property, conducted illegal protest marches during the height of rush hour to the dismay of *actual* working people, and cost millions of dollars in police overtime. (Ahhh, for that, we thank you...)

One of their writers, **Chris Faraone**, made the BPPA and Boston Police Officers his particular target. Chris never once contacted the *Pax* to see if there might be another side to his already-biased opinion; he simply wrote whatever *he* decided was the truth, the facts be damned. His mission was obviously and solely to trash police officers. Therefore, he shall be given no quarter in this publication. We readily admit that the *Pax Centurion* is 100% biased in favor of police officers, and make no bones about it. Mr. Faraone, and his like-minded comrades-in arms at the *Boston Globe*, however, still pretend that they are real journalists, arbiters of the truth and deciders of fact. I do not know whether Mr. Faraone is one of those radical-chic, anti-authoritarian journalists who “occupies” his parent’s basement or his friend’s attic in his quest to “fight the power, man.” Or perhaps he is one of those frauds who pretend to be the “champions of the working man” while retiring to his rooftop condo in Cambridge or his villa in Newton. But I do know that neither he nor his friends in the “Occupy” movement represent the “99%”. They are, in fact, the “1%’ers”, those who cause nothing but trouble for the *actual* working class. I am in possession of two marvelous photos of one of the alleged

“Occupiers”. In one of the photos, Little Miss Muffet is marching down the street, screaming about injustice and police brutality. In the next photo, she is seen in an equestrian contest jumping over barricades at some privileged, swank club in a wealthy suburb. Such utter, complete and total hypocrisy...

Mr. Faraone and his *Phoenix* phonies were fond of accusing everyone else of racism and sexism in order to cow the opposition into meek silence, and unfortunately, they were often successful. Ironically, they made their living off of racist, sexist, filth advertising which denigrated women from minority cultures (“Asian cuties”, “Latin-American Hotties”, etc.). Mr. Faraone referred to yours truly in his December 14th *Phoenix* screed (“*Still battling the BPPA*”) as a “Caucasian Asshole.” (Ahm... Mr. Faraone... I am not, nor have I ever identified myself as a “Caucasian”... I know not what that term represents... It sounds like a bad pair of shoes (*George Carlin’s line, I know*)... the Caucasus Mountains,

according to my geographical sources, lie between the Black Sea and the Caspian Sea on the ill-defined border between Europe and Asia. Neither I nor my ancestors have ever visited the region, nor do we wish to, for a variety of sanitary reasons. (It would be so much more appreciated if you would refer to me as a “*pendejo celtico*”, as that would more appropriately capture the magnanimity of my ancestral origins.) I wonder, however,

if Mr. Faraone would have so cavalierly used a similarly racist term if he knew I was black or Hispanic or Asian? Think so? Neither do I....

See, that’s the thing with phony liberals like Chris. They accuse everyone else of what they’re guilty of. They claim to want “tolerance,” but they are actually the most intolerant people you’ll ever meet. And even as the *Phoenix* railed about “injustice and support for the working man,” guess what... owner **Stephen Mindich** (wife of former Judge **Maria Lopez**, need I say more?...) according to published reports – *he laid off all his employees without even severance pay! What a hypocrite!* Oh, sure, they loved to join in a conga-line dance with those who perceive themselves to be oppressed, the self-professed members of victim-nation, the downtrodden, the tired, the poor, the huddled masses yearning to be free, the wretched refuse of our teeming shores (*Hey... wait a minute... I might have the beginnings of a good poem here, screw you Emile Lazarus, I thought of it first...*).

When it comes right down to it, the *Phoenix* was all about **\$\$\$ MONEY \$\$\$!** And I thought you people were opposed to capitalism? Good riddance, *Boston Phoenix*. The *Pax* lives, and you die. That is because your bottom line, as the “1%’s”, despite how much you deny it, is always about money, *while the Pax will continue to be printed by and for our members whether we sell an ad or not.*

Let me know if you need a job, Chris. Not that I’ll get you one, but just let me know. I always like a good laugh....

See, that’s the thing with phony liberals like Chris. They accuse everyone else of what they’re guilty of. They claim to want “tolerance,” but they are actually the most intolerant people you’ll ever meet.

Some examples of Phoenix' reporter Chris Faraone's anti-police bias...

Ex-Phoenix reporter **Chris Faraone**, did not just simply dislike police officers, he actually *hated* us. All police officers, regardless of race, ethnicity or gender/sexual identity, were guilty before proven innocent, according to Mr. Faraone. This is a copy of his last column (and I do mean *last*, Ha Ha), excoriating officers who had been found innocent of any charges brought against them, but Mr. Faraone considered them fair game anyway, just because they were cops. To say that Mr. Faraone and the *Phoenix* were detestable would indeed be a mild

understatement. Wave "hello" to Chris if you pass the open-air falafel stand in Harvard Square, or perhaps the headquarters of the Communist Worker's Party bookstore on Mass. Ave. ...



SCREAMON

THE BPD ADDS INSULT TO INJURY

BY CHRIS FARAONE
CFARAONE@PHX.COM :: @FARA1



LIKE VIRTUALLY ALL big-city police departments, the BPD has an image problem that never seems to go away. And this year is already looking pretty ugly.

Take Officer Henderson Parker, the 18-year veteran who was charged with rape in January, he'd previously served a 30-day suspension back in 2002 after a domestic spat "that resulted in injuries," according to police records obtained by the Boston Globe.

Parker was also on the scene in 2008 when the arrest of Emmanuel College student David Woodman spiraled out of control. On the night the Celtics won the NBA championship, Woodman had been partying on the street near Fenway Park, when he and some friends, some of whom were drinking in public, clashed with police. After being tackled by officers, Woodman—who had a heart condition—stopped breathing for several minutes, suffering brain damage from the oxygen deprivation. He died in the hospital 11 days later.

Although Woodman's family won a \$3 million settlement in their lawsuit against the city, none of the officers involved were disciplined for the incident. In fact, one of

It's enough to make you wonder if the BPD saves its best awards for officers who've been involved in the deaths of civilians.

them, Officer Michael McManus, wound up with a medal pinned to his chest.

According to the Woodman family, a private investigation found that McManus was the first officer to make physical contact with the Woodman during that fatal Fenway encounter. Still, McManus kept his job.

Two years later he made headlines again—this time, for a viral video showing him and at least five other officers pummeling a minor on the campus of Roxbury Community College. And once again, McManus was cleared.

You'd think that the BPD would want to sideline an officer with such a dicey record. Nope. According to a BPD memo leaked to the *Blackstonian* newspaper, last month McManus was awarded the Mayor's Medal of Excellence for assisting more than 250 arrests, and for his "continued dedication to duty and professionalism."

At times, this kind of decision makes you wonder whether the BPD is saving its best awards for officers who've been involved in the death of civilians.

That was the case this year, when the BPD announced the presentation of the

Schroeder Brothers Memorial Medal—according to a BPD memo, "the highest medal given... in recognition of bravery"—to the cops who fatally shot Mark Fernandes McMullen a year and a half ago.

All we know of that incident comes from the police: On September 7, 2011, the BPD says, two plainclothes officers approached McMullen's Hyundai Sonata near the intersection of Blue Hill Avenue and Woodcliff Street. McMullen "suddenly put the car in reverse," the police said, dragging a woman who was climbing out of the passenger seat for several feet. The plainclothes officers drew their guns. McMullen fled in his Sonata.

The BPD's report goes on to recount a 17-mile, high-speed chase down I-93 and then onto Route 3, where Boston and state police tried to barricade McMullen's car on the Rockland exit ramp. "The suspect vehicle then rammed" the cruisers, the police report says. "In fear of their lives," two officers—Christopher R. Carr and Kenneth R. Autio—drew their guns and killed McMullen. For their actions, Carr and Autio were awarded the Schroeder medal.

But McMullen's family, with the support of the ACLU, the National Lawyer's Guild, and the National Police Accountability Project, is demanding an investigation of the case.

"Evidence suggests that McMullen's vehicle had already been stopped, he had no weapon, and that the many officers at the scene were not in danger," the ACLU wrote in a press release for a September "rally for justice" in McMullen's name. "After a closed investigation by state troopers connected to the Plymouth District Attorney's office, the DA released a statement finding no wrongdoing—a finding that was contrary to the facts as reported by the press and by witnesses. To date, the family's legal representatives have not been provided key evidence including reports, photos and personal effects."

At that ACLU rally, McMullen's sister, Karen McMullen (who is currently petitioning Attorney General Martha Coakley to re-open the case) told the crowd on Beacon Hill that her "brother may have had problems, but that doesn't mean that someone had to kill him."

It doesn't mean that anyone deserves a medal for taking his life, either. ☐

02.08.13 :: THEPHOENIX.COM

Kudos to the BPD Occupational Health Unit

By James Carnell, Pax Editor

They say you can only judge people or organizations by your own personal experiences and interactions. For many years, I had never had occasion to visit the Occupational Health Unit (MIS), other than for the yearly drug test. But in Feb., 2011, I tore my lateral-collateral ligament and biceps tendon after a fall on the ice. I had heard horror stories from some officers about waiting for treatment, such as MRI's or other needed medical services following an injury. But on my very first appointment with **Dr. Chris Arnold** at OHU, I was being sent within two hours to an MRI in Brookline. Two hours later, Dr. Arnold was on the phone informing me of the damage to my knee. A week or so later, I had an appointment with **Dr. Brian McKeon**, who is also the Boston Celtics' orthopedic surgeon and can be seen behind the Celtics bench at every home game. (For those of you who don't know him, he's been voted "One of Boston's Best Doctors" many years in a row, and is an outstanding surgeon and great guy who genuinely likes police officers and lives in the city.) I had surgery at the New England Baptist (again, one of the best orthopedic hospitals in the country) in May 2011 and was back at work in November 2011.

Then this year, I was assigned to the A202F wagon trying to drag a dead-weight, 300 lb. drunk off the sidewalk on Cambridge St. when something went "rip" inside my shoulder. (I'm a delicate flower and I'm not getting younger...). The emergency room doctor at NEMC thought it might be a rotator cuff tear. In a short time, I was meeting with **PA Zelma Greenstein** of OHU, and she quickly made a few

phone calls. Within hours, I was meeting with **Dr. Alan Curtis** of Boston Sports and Shoulder in Brookline (also located in Waltham, works with Dr. McKeon), another orthopedic specialist voted "One of Boston's Best Doctors." I was authorized for an MRI, and sure enough, my rotator cuff was torn. I will be (*was...* by the time this *Pax* is printed) surgically repaired on April 1st, and hopefully be back to work on April 2nd. (NOT!)

The point is this: for all the horror stories I've heard over the years about OHU/MIS, I've experienced nothing but outstanding, prompt and professional treatment. If I dropped off a medical bill that needed to be paid, I seldom heard about it again. (If I did, it was usually the fault of the party sending the bill, who had already been paid!) If I needed an appointment changed, the secretaries (**Maria, Linda, et al...**) were pleasant and accommodating. (And as you know, I'm not exactly the most well-liked officer amongst the command staff at the other end of the third-floor hall....)

I guess the key to good service is this: cooperate/coordinate between your doctor and Occupational Health, don't set up appointments with Dr. Vinnie Boombah in Costa Rica or anyone resembling "Dr. Howard, Dr. Fine, Dr. Howard" (Three Stooges fans will know what I mean), keep your appointments as best you can and follow through with treatment suggestions and physical therapy. I had great doctors, prompt treatment and good service. That was my experience. I'm sure there are other stories and experiences. But all I can tell you is mine...

BYRNE & DRECHSLER, L.L.P. Attorneys at Law

Representing and providing counsel to members of the Boston Police Patrolmen's Association since 1993 regarding critical incidents, criminal and departmental investigations, and civil rights matters.

Many members have also sought our guidance and representation in a wide variety of matters, particularly personal injury claims on behalf of injured officers and/or their family and friends. We also provide representation in criminal and civil litigation, real estate and estate planning. We invite you to learn more about Byrne & Drechsler, LLP by visiting our website - ByrneDrechsler.com

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Boston Police Gaelic Column leads the way at Southie's St. Patrick's Day Parade

Photos by **Chris Wraight**

The Boston Police Gaelic Column of Pipes and Drums are honored to lead St. Patrick's Day Parade in South Boston every year and this year was the 19th.

The Parade is run by the Allied Veterans Council in South Boston. The Council does an incredible job. The Southie Parade is the best organized and one of the largest in the country.

The BPPA's Famous "Blue Goose" is directly behind the Band as we marched through the streets of Southie. This year the crowds were well-managed by our brothers and sisters lining the parade route. The BPD was looking very good from one end of the parade to the other.

— *Jim Barry*

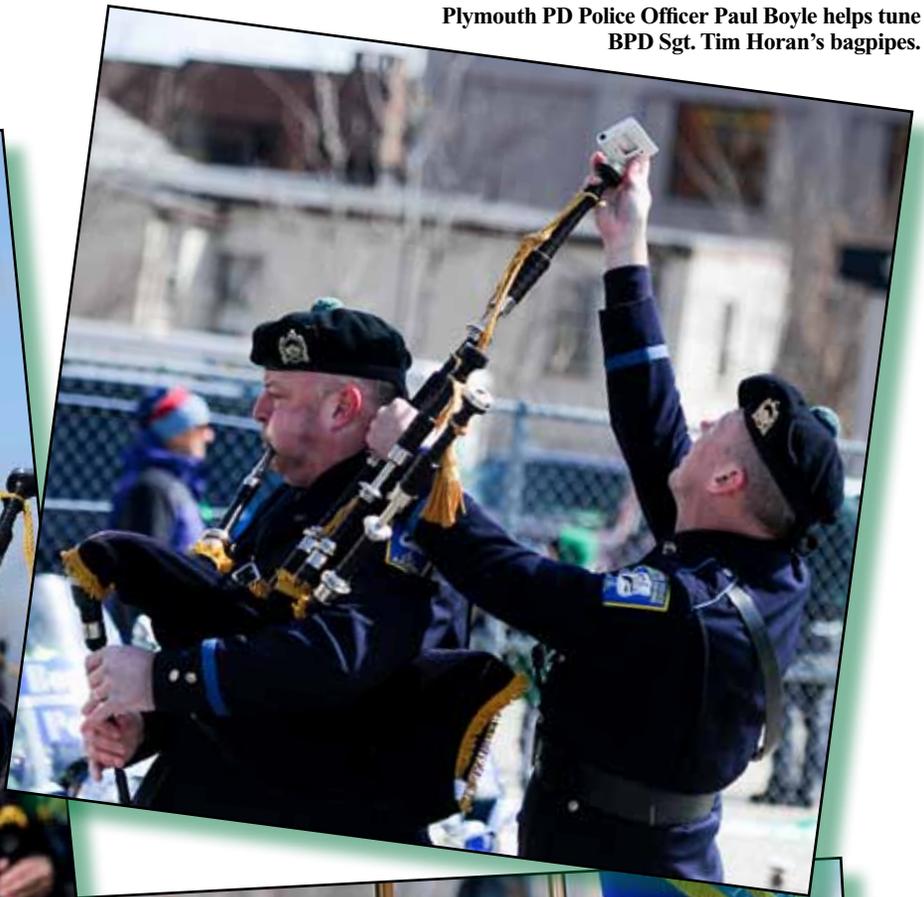
Pipe Major BPD Sgt. Joe Cheevers

Police Officer Jim Barry points the Boston Police Gaelic Column in the right direction.



Plymouth PD Police Officer Paul Boyle helps tune BPD Sgt. Tim Horan's bagpipes.

Dedham PD Police Officer John Connolly

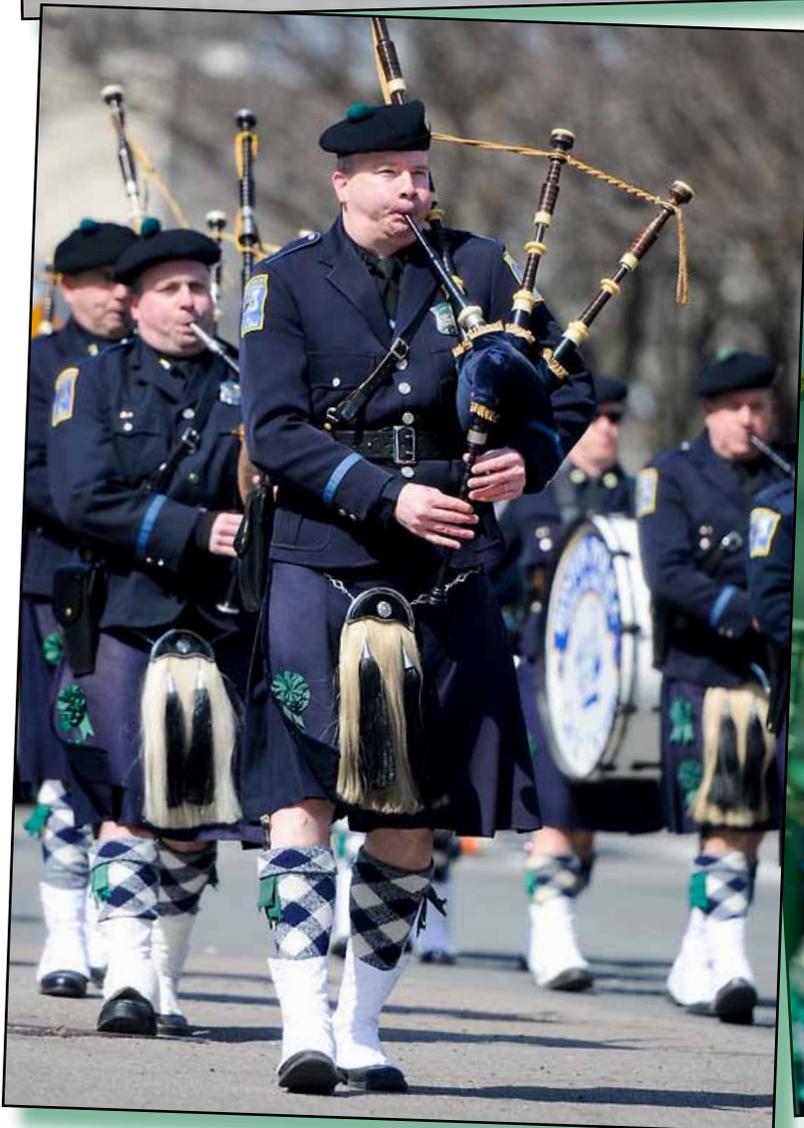


The Boston Police Department Color Guard leads the way.

Photos by **Chris Wraight**



The Boston Police Gaelic Column marches down East Broadway.



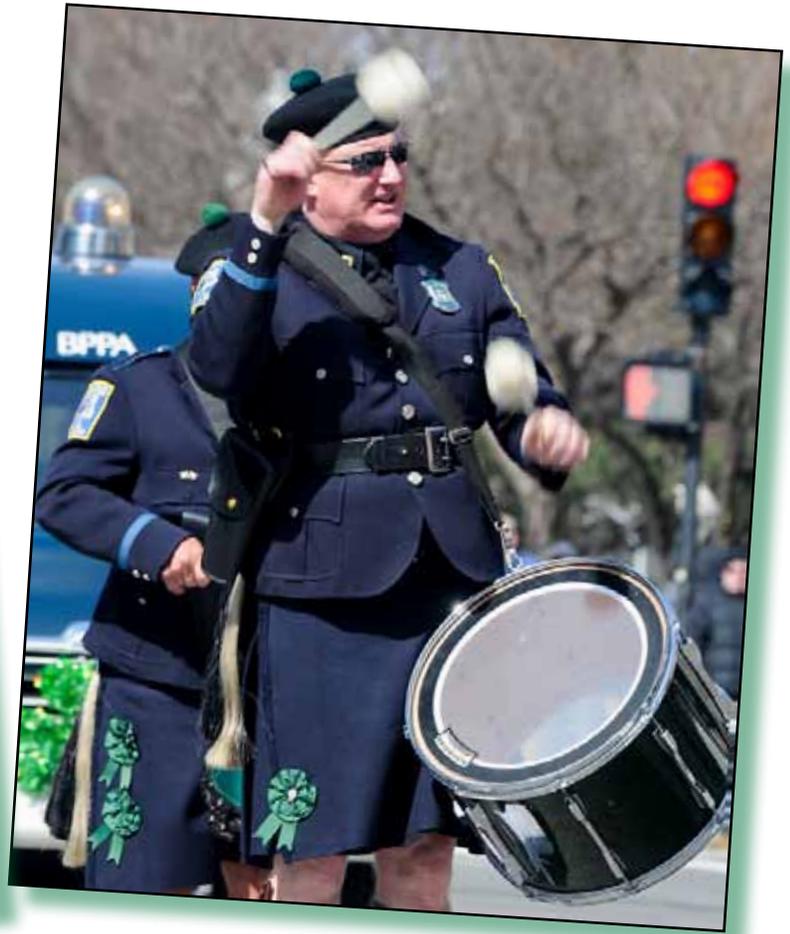
Boston Harbormaster BPD Sgt. Joe Cheevers (Pipe Major)



Captain Dennis Dowling, Newton PD



Police Officer Jim Barry



Drummer Lt. Troy, BPD



Drummer Ed Walsh, BPD (retired)



The BPPA "Blue Goose" rolls down the streets of Southie.

Photos by **Chris Wraight**

Rep. Stephen Lynch responds to BPPA U.S. Senate candidate questionnaire

In accordance with a motion of the BPPA House of Representatives please find the responses to the BPPA questionnaire sent to each candidate for U.S. Senate seat vacated by John Kerry. The statewide primary is scheduled for April 30th which is also the State Senate race primary.

The special election final for the U.S. Senate seat will be conducted on June 25th.

Questions and Answers

1. We can all agree that the members of public safety community (police, fire and emergency medical personnel) undertake extraordinary risks and sacrifices everyday to keeping the public and our families safe; they deserve the same right to discuss workplace issues with their employer that the federal government grants to most other workers. For over ten years, the Boston Police Patrolmen's Association (BPPA) has supported federal legislation that would grant public safety personnel the basic rights to collectively bargain with their employers over wages, hours and conditions of employment.

Would you support, co-sponsor and vote for legislation like the 2010 "Public Safety Employer-Employee Cooperation Act" S. 3931?

YES.

Please explain why:

I was proud to co-sponsor this important legislation when it was previously introduced as H.R. 413 in the House of Representatives by Rep. Dale Kildee (D-MI) during the 111th Congress. Legislation such as the Public Safety Employer-Employee Cooperation Act would simply affirm the basic and moral right of our dedicated public safety personnel to express their voice in their workplace. As former President of the Ironworkers Union and still a card-carrying member of Ironworkers Local 7, I appreciate that preserving the natural right of our public safety workforce to collectively bargain with their employer over the terms and conditions of their employment will not only serve to ensure a better standard of living for public safety personnel but also benefit the community at large. You should not lose your basic labor rights when you strap on your work boots and go to work.

2. National and state trucking associations have undertaken legislative efforts to limit the enforcement of Federal Motor Carrier Safety Regulations (FMCRs). This is contrary to Department of Homeland Security programs and training efforts to expand this enforcement power to more local law enforcement agencies.

Would you in anyway support, co-sponsor and vote for any efforts to limit properly trained local police officers from enforcing FMCRs?

NO.

3. In a number of jurisdictions police officers are denied their due process rights by police managers in noncriminal proceedings. The BPPA has strongly supported the "Bill of Rights" for law enforcement officers. This bill would allow a minimum level of procedural protections for officers accused of administrative violation.

Would you support, co-sponsor and vote for legislation simliar to H.R. 1789, the State and Local Law Enforcement Discipline, Accountability and Due Process Act?

YES.

4. Social Security issues have never been more important to members as the debate on Social Security takes center stage. The BPPA has worked hard opposing legislation which would mandate participation in Social Security for public employees or new hires without gaining the full benefits and preserving our present system.

Would you oppose and vote in the negative for any legislation to move non-social security (state or local pension system) participants, to pay into the regular social security system without earning social security benefits?

YES.

5. The Community Oriented Policing "COPS" Program and Edward Byrne Memorial Justice Assistance Grant programs have been reauthorized after being shelved for many years. Since being reintroduced, the programs are producing local police success stories across the nation. During the past three years, as in the past, Massachusetts has been a major recipient of both programs. Police officers are our first line of defense and the COPS program helps localities put more police on our streets to keep our families safe.



Stephen Lynch

Would you support, co-sponsor and vote for continuing the reauthorization and full funding of these proven grants distributed through the COPS and Byrne JAG programs?

YES to the COPS program, NO to the Byrne JAG program.

6a. Efforts to replace police officers at road construction sites in Massachusetts with civilian flagmen has failed to produce a safer working environment for workers or for vehicular or pedestrian traffic, nor has it resulted in any cost savings. Federal Highway Administration studies, which were authorized by the late Congressman Joe Moakley, have concluded that police officers offer the best protection for workers, pedestrian and vehicular traffic in and around a construction work zone. The study also indicate that Massachusetts had the safest road construction sites in the nation because of the practice of police details.

Would you support, co-sponsor and vote for any rule, regulation or law that would replace uniformed police presence with a civilian flagman?

NO.

6b. Would use your office to curb Governor Patrick's use of federal highway grant monies from being used to hire civilian flagmen on local roads in cities and towns with large populations?

No answer.

See Lynch on page 23

1st Suffolk State Senate candidates respond to BPPA questionnaire

In accordance with a motion of the BPPA House of Representatives please find the responses to the BPPA questionnaire sent to each candidate for 1st Suffolk Massachusetts State Senate seat vacated by **Jack Hart** of South Boston. The primary is scheduled for April 30th, the same day as a statewide primary for the U.S. Senate seat left vacant by the departure of **John Kerry**.

The special election for the State Senate seat is May 28th, well ahead of the June 25th date for the U.S. Senate special election.

Hart stepped down to take a job at a private law firm. The South Boston Democrat had been seen as a candidate to replace Senate President **Theresa Murray**, who is barred by term limits from serving as president beyond March 2015.

Among those hoping to replace Hart are two Democratic State Reps. **Nick Collins** and **Linda Dorcena Forry**, plus community organizer and online neighborhood magazine founder **Maureen Dahill**.

Nick Collins and **Maureen Dahill** answered and returned the BPPA questionnaire and Below are both the questions and their answers.

Questions and Answers

1. The Mass State Police have exclusive jurisdiction in the residential and commercial properties within the Massport section of the Seaport District. The duplication of police services is a waste of taxpayers resources. Recently EOPS has cut State Police units and other MSP resources throughout the Commonwealth. However Mass State Police has increased MSP presence in the Seaport District. Massport has created a city within the City of Boston. All other emergency services within this district are supplied by the City of Boston, except policing. This jurisdictional condition has no other comparison in the nation.

a. Do you believe that the Boston Police Department should be the primary responder to all 911 calls for police services within the residential and commercial buildings in the Seaport?

b. Do you believe Boston Police should be the primary (as normally would be) resource for police services to all residences and businesses throughout the city?

Both Collins and Dahill answered YES.

2. Massachusetts State Trucking Association has undertaken legislative/lobbying efforts to limit the enforcement of Federal Motor Carrier Safety Regulations in the City of Boston. This is contrary to Department of Homeland Security's own urban initiatives and training efforts to expand this enforcement power to more local law enforcement agencies.

Would you support, co-sponsor and vote for any efforts to limit properly trained local police officers from enforcing FMCRs or trucking related Chapter 90 violations?

Both Collins and Dahill answered NO.

3. Do you support traffic cameras for capturing pictures of traffic violations and issuing Chapter 90 citations?

Both Collins and Dahill answered NO.

4. Social Security and state/municipal retirement issues have never been more important to BPPA members. The "spin" from the anti-tax advocates is to cut pension benefits, in order to avoid the unfunded liabilities of cities and towns.

Would you support, co-sponsor and vote for any legislative efforts to further cut promised or negotiated retirement benefits?

Both Collins and Dahill answered NO.

5. Have you every crossed a BPPA or any union/labor picket line? Please explain.

Both Collins and Dahill answered NO.



Nick Collins



Maureen Dahill

6. Efforts to replace police officers at road construction sites in Massachusetts with civilians flagmen has failed to produce a safer working environment for workers, vehicular or pedestrian traffic. The practice has failed to produce the promised savings (as per hour costs of civilian flagmen are much higher than police officers). Federal Highway Administration studies have concluded that police officers offer the best protection for workers, pedestrian and vehicular traffic in a construction work zone.

Would you support, co-sponsor and vote for any rule, regulation or law that would replace uniformed police presence with a civilian flagman?

Both Collins and Dahill answered NO.

7. Governor Patrick and many members of the Massachusetts Legislature have refused to fund the state portion of the educational incentive program known as the Quinn Bill. This program as you know was collective bargained with the police unions for over 30 years. The funding for the incentive was shared with the state and city/town each paying 50% to the qualifying officer (certified by the Board of Higher Education).

Would you support, co-sponsor and vote for full funding to authorize this higher education degree incentive for local police officers ?

Both Collins and Dahill answered YES.

★ ★ ★ ★ ★

Please discuss your views with your BPPA Shift Representative for either candidate that answered the BPPA Questionnaire. If a candidate did not answer the questionnaire, they are not eligible for any consideration of endorsement.

– Jim Barry, BPPA Legislative Agent

Rep. Stephen Lynch responds to BPPA U.S. Senate candidate questionnaire

From **Lynch** on page 21

7. The Massachusetts Legislature and Governor Patrick have refused to fund the state portion of the program known as the Quinn Bill. This program as you know was collectively bargained with the police unions and accepted by the local government. The funding for the incentive was shared with the state and city/town paying 50 percent each to the qualifying officer (certified by the Board of Higher Education). The BPPA is attempting to restore the state funding to the program at every session of the legislature.

Would you support, co-sponsor and vote for federal funding grants to authorize a higher education degree incentive for local police officers?

YES.

How would you use your office to influence the Executive and Legislative branches of state government to restore the full funding of the Quinn Bill and please explain your answer?

I am committed to achieving full funding for the Quinn Bill and towards this end, I will work in partnership with state, local, and federal officials to ensure that together, we provide our dedicated police officers with the opportunity to pursue continued higher education.

8. Senate Minority Leader Mitch McConnell (R-KY) said on CNN that saving the jobs of police and firefighters was not the role of the federal government.

Do you agree with the statement that the federal government should not help with federal aid to help save the public safety jobs (police and fire) in the cities that are having fiscal troubles?

NO.

Please explain:

I strongly oppose the statement by Minority Leader McConnell. Rather, I am committed to the core principle that it is the fundamental responsibility of the federal government to ensure the security and safety of every American. In furtherance of this basic federal duty, I believe that we must make every effort at the federal level to provide assistance to our state and local governments in order to better make certain that our communities are equipped with the resources, personnel, and equipment they need to keep our citizens safe. Federal assistance is particularly vital at a time when our state and local governments are facing difficult and extended budgetary challenges.

Remember to vote on April 30, May 28 & June 25!

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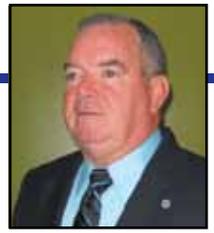
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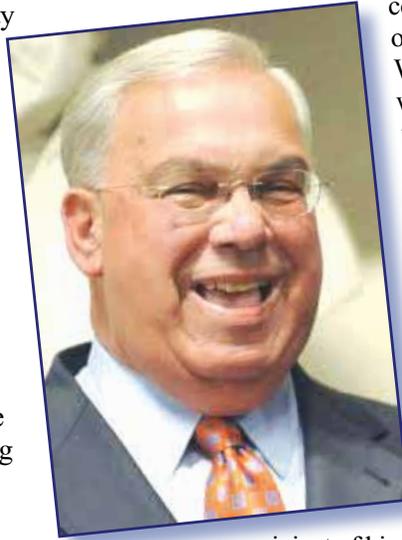
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Mr. Mayor, I salute you!

No one knows the precise origin of today's hand salute. From earliest times and in many distant armies throughout history, the right hand (or "weapon hand") has been raised as a greeting of friendship. The idea may have been to show that you weren't ready to use a rock or some other weapon. Courtesy required that the inferior make the gesture first. Certainly there is some connection between this old gesture and our present salute. One romantic legend has it that today's military salute descended from the medieval knight's gesture of raising his visor to reveal his identity as a courtesy on the approach of a superior. Another even more fantastic version is that it symbolizes a knight's shielding his eyes from the dazzling beauty of some high-born lady sitting in the bleachers of the tournament. The military salute has in fact had many different forms over the centuries. At one time it was rendered with both hands! In old prints one may see left-handed salutes. In some instances the salute was rendered by lowering the saber with one hand and touching the cap visor with the other. The following explanation of the origin of the hand salute is perhaps closest to the truth: It was a long-established military custom for juniors to remove their headgear in the presence of superiors. In the British Army as late as the American Revolution a soldier saluted by removing his hat. But with the advent of more cumbersome headgear in the 18th and 19th centuries, the act of removing one's hat was gradually converted into the simpler gesture of grasping the visor, and issuing a courteous salutation. From there it finally became conventionalized into something resembling our modern hand salute. As early as 1745 (more than two-and-a-half centuries ago) a British order book states that: *"The men are ordered not to pull off their hats when they pass an officer, or to speak to them, but only to clap up their hands to their hats and bow as they pass."*

Whatever the actual origin of today's hand salute, clearly in the tradition of the U.S. Military it has always been used to indicate a sign of **RESPECT** – further recognition that in the profession of arms military courtesy is both a right and a responsibility of every soldier. With the aforesaid and being fully aware that I usually reserve this column for Veteran's affairs and information, I would like to render a Salute; to 'Hiz Honor' **Mayor Thomas M. Menino**. I dedicate this column to the Mayor because he deserves it. Even though he is not a Military Veteran, he certainly is a Veteran of many battles. Hard fought battles waged in the name of the residents and tax paying citizens of this great City of Boston. Hard-fought battles to ensure that the City of Boston Veterans were treated with respect. Battles waged to protect the dignity of our citizens. Battles waged to feed the hungry, clothe and shelter the poor. Battles waged to keep city employees actually employed and not laid off during not one but two serious recessions during his tenure as Mayor. Battles to keep our City relevant, building and growing while



all else around us were shuttering their windows and businesses were fleeing.

Love him or hate him, his nickname said it best: 'The Urban Mechanic'. This man, this Father, Husband and Grandfather stood at the helm of this City for the past twenty years and proved everyone wrong. He steered this 'ship' through dangerous tides and foreboding waters. His foresight and dogged determination changed the course of this City and redirected it back to what was known a hundred years ago as the 'Athens of America'. Working with business and influencing many a person, Mayor Menino will always be remembered for keeping the city building and growing while other cities around the country were closing up shop. When others were laying off Teachers, Police and Fire Fighters he was hiring. When others were closing libraries and schools he was opening them. This 70 year old man kept a pace that most twenty somethings couldn't or wouldn't. Through his contacts and persuasion we currently have the single largest privately funded construction job in the entire country on Northern Ave in the South Boston waterfront. There is a crane in Dudley Square, a crane, unbelievable, Dudley Square is being rebuilt. Through his direction and under his orders the City has built or purchased buildings and land to anchor business in our neighborhoods. Downtown is in the midst of a revival and business is coming to Boston not running from it. Roslindale Square is a diner's delight. There isn't a neighborhood in this city that hasn't been the recipient of his vision and hard work.

I can hear the sarcastic comments about this article already, from people that just don't get it. Understand that I have nothing personal to gain by showing respect to Thomas Menino. I am not in the running for promotion, I'm not looking for a choice assignment (I already have what I want, I'm a Boston cop with a walking beat in the best district in the city and the prize of representing my fellow Patrolmen as your Secretary). Have we been at odds with the Mayor in the past? Yes we have. Are we currently without a contract and fighting through arbitration to get one? Yes we are. Are there many times that we disagree with the Department or City on the proper way to handle a situation or policy and procedure? Well once again the answer would be yes. However, that does not diminish the respect I have for the man, a regular guy that was born and bred in Boston, a neighborhood guy. A guy that decided to stay and fight the fight the best way he could. This is a guy that worked his way up from a political go-for to a man that represented every neighborhood and person within this city. A rare politician in this day and age that never disgraced this city or tarnish his family name by surrounding himself with corrupt people or allow corruption to flourish. I have always preached give credit where credit is due. I speak as a proud Boston resident, not because I have to be a resident, but because I choose to stay in this wonderful vibrant City, in no small part due to Mayor Thomas Menino's vision and dedicated service.

Mr. Mayor, I salute you and I thank you. You are definitely leaving this City a better place than you inherited. I wish you well and many happy and healthy years enjoying your family.



HEARD ON THE HILL

By **James Barry**, BPPA Legislative Agent

Mayor Thomas Menino will not run

Rumors rumbled across political circles the evening of March 27th as word slowly leaked out that Mayor **Tom Menino** would not be running for reelection.

The confirmation came first thing the next morning as Mayor **Thomas M. Menino** spoke with reporters outside his Hyde Park home saying he is prepared to end his run as mayor of the city, but joking he may change his mind before he formally announced his decision not to seek reelection at Faneuil Hall that afternoon. That did not happen and the end of a twenty-year run as Mayor is here. Many knowledgeable politico's were shocked at the decision. Nobody was willing to believe the rumors until they heard from the Mayor himself.

"When you have something you really loved, you lived 24/7 the last 20 years, it's tough to say no, but there's a time and place for everything," said Menino, who has decided against seeking a sixth term in office.

"I'm excited about it. It's a sad day, but it's a day that will always come in your career."



Menino's Faneuil Hall appearance was held at 4 p.m. on Thursday, March 28th.

"I might change at 4 o'clock, you never know. I may say something different and pull a Kevin White," Menino joked, referring to a famous incident where White told the *Boston Herald* he would run for re-election one day before he announced he would not run again.

Menino still has many more months of his final term to fill out. A new mayor won't take office until next January. Many things can happen between now and then. The BPPA hopes that fairness in contract negotiations is one of them, however hopes and dreams don't pay bills.

Our bargaining committee is working extremely hard and will continue that effort.

Deception in Boston Harbor by Mass. State Police and Massport

The Boston Police Harbor Unit is run by the primary jurisdictional authority in Boston Harbor for over 166 years, the Boston Harbormaster. Boston Police Department harbor Unit was recently jumped over for section by the MSP for placement of Radiation/Nuclear detection equipment on board by Homeland Security. Even though the primary requirements to pick a policing agency in Boston Harbor was they had a 24/7/365 presence patrolling in Boston Harbor. The MSP do not have 24/7/365 presence on Boston Harbor and never had.

The working group was chaired by **Joe Lawless** of Massport. Joe Lawless is a former Mass. State Police trooper. As chairman for the small working group, we had hoped he would recuse himself from the committee. He didn't. We would have then hoped certainly he would make his conflict of interests known to the folks from Homeland Security. We don't know if he did. Joe Lawless

has proven himself in the current Massport jurisdictional debacle extremely biased against the Boston Police. We find hard to believe he would have presented any objectivity in the Boston Harbor relative to the Boston Police Department.

One of the requirements in choosing the police agency for placement and operation of this Homeland Security equipment was to be operational 24/7/365. Which the Boston Police Harbor Unit has **ALWAYS** been. The choice of the MSP Marine Unit based (currently and for quite sometime operates only 16 hours per day) on this requirement alone would tell you the cards were stacked against BPD, by the MSP. Yet another duplication of a police services already provided by the Boston Police.

Paid for by taxpayers and abetting MSP unquenchable thirst to expand.



Firearms locked containers explained

Police officers and all others who are licensed to carry or possess firearms are required to “store or keep any firearm... secured in a locked container or equipped with a tamper-resistant mechanical lock or other safety device...” Mass. Gen. Law c. 140 §131L. What then is a “locked container” pursuant to the language of that statute? Our Supreme Judicial Court recently confronted and addressed that very issue in the case of *Commonwealth v. Reyes*, 464 Mass. 245, decided on January 29th of this year.

The defendant was a correctional officer at the Essex County House of Correction and had a Class A License to Carry a Firearm. When he arrived at the House of Correction for work, he parked his motor vehicle in the employee lot and proceeded to an exterior window where employees can obtain a gun locker key for the storage of firearms during work shifts. Unfortunately all of the gun lockers were full on that day, so the officer returned to his vehicle, placed the loaded firearm in a glove box, and then locked the vehicle. The defendant was then confronted by Internal Affairs investigators who proceeded to ask his permission to search the vehicle whereupon they found the firearm in the glove box without a locking device. There was a factual dispute as to whether the glove box was locked or unlocked.

The officer was charged with a violation of M.G.L. c. 140 §131C(a). The complaint alleged that he carried the firearm in a vehicle without the firearm being in his direct control. He was also charged with a violation of M.G.L. c. 140 §131L(a) for storing or keeping his firearm without it being secured in a locked container or equipped with a tamper resistant mechanical lock or other safety device. The defendant went to trial in the Salem District Court and was convicted on both charges. On appeal the defendant raised a number of arguments including the fact that the storage statute was void for vagueness.

The Supreme Judicial Court agreed with the defendant’s argument that there was insufficient evidence for him to be convicted of unlawfully carrying the firearm. While the carrying statute provides that it is unlawful for a person to carry a loaded firearm in a motor vehicle “unless such firearm while carried therein is under the direct control of such person,” the court held that “[t]here was no evidence presented at trial that the firearm was out of the defendant’s control while he was traveling in his motor vehicle” (*emphasis added*). Indeed, all of the evidence was to the contrary. The only question, then, is whether the carrying statute applies once the defendant leaves his vehicle and leaves the firearm in it. Our reading of the interrelationship between the carrying and storage statutes leads us to conclude that it does not. Once the defendant left his motor vehicle and the firearm in it, he became subject to the storage statute because he was storing or keeping his firearm in a “place” neither on his person nor “under the control of the owner or lawfully authorized user.” *Id.* at 257-258.

The court went on, however, to address the issue of the violation of the unlawful storage statute. The defendant argued that “the statute fails to make clear what qualifies as being ‘secured in a locked container’ leaving gun owners without guidance on how to store their firearms properly and law enforcement officials

without criteria for knowing when the statute has been violated.” The Court acknowledged that the term “secured in a locked container” is not really defined in the statute. *Id.* at 248. In interpreting the statute the court stated that “we discern significance in the Legislature’s use of the word ‘secured’ (rather than ‘stored’ or ‘placed’) as it relates to ‘locked container.’ That is, in order to prevent children and other unauthorized persons from gaining access to firearms and harming themselves or others, the ‘locked container’ must make the firearm ‘secure.’” *Id.* at 251. So then, what qualifies as a securely locked container? The court addressed the very same question on page 252 of its opinion.

At a minimum, to be secure, any qualifying container must be capable of being unlocked only by means of a key, combination, or other similar means... Beyond this requirement, the types of containers that might qualify are plainly varied... Statutory and regulatory references to acceptable containers include safes, weapon boxes, locked cabinets, gun cases, lock boxes, and locked trunks of vehicles... In sum, these references are sufficient to establish a common understanding and practice regarding the secure storage of firearms in locked containers, against which to measure conduct proscribed under the storage statute... This is not to say that locked containers beyond those types referenced in statutes do not qualify as secure under the storage statute... In the case before us, we have two potentially qualifying locked containers, a locked motor vehicle and a locked (or unlocked) glove compartment in a locked motor vehicle. *Id.* at 252-254.

After analyzing the statutory language and law from other jurisdictions the court concluded “that the Legislature did not consider a locked motor vehicle itself to be a secure container for the storage of firearms.” The court then moved on to the issue of the glove box stating that, “[t]his does not resolve whether a locked glove compartment might be adequate under the storage statute. We are of the view that it might, depending on the particular factual circumstances including the nature of the locking mechanism, whether the motor vehicle was also locked and alarmed, and ultimately whether in the circumstances it was adequate to ‘deter all but the most persistent from gaining access.’ This is a question of fact, properly decided by the fact finder at trial.” *Id.* at 255-256. The court went on to grant the defendant a new trial on the storage charge because the judge had not properly defined the law to the jury that was deciding the case consistent with the court’s interpretation of the statute. Since the evidence was conflicting on whether the glove compartment in which the firearm was found was locked or unlocked, and because the court determined that the storage of a firearm in a securely locked container within a motor vehicle would satisfy the requirements, the court held that it was a factual question for the jury as to whether this particular firearm was properly secured in a locked container under the circumstances.

The case is important in many respects as now several things are very clear. First, placing a firearm inside a locked motor vehicle is legally insufficient to secure that firearm. Secondly, placing the firearm inside of a locked container inside a locked motor vehicle might comply with the storage statute, but a question of

See Firearms Containers on page 33



Civil Service overturns discharges of six Boston Police Officers

Hair testing not ready for prime time

In a landmark ruling with national and even international implications, the Massachusetts Civil Service Commission upheld the appeals of six former Boston Police Officers who had been fired solely because a California drug testing company (Psychemedics Corporation) claimed their hair samples showed they had ingested cocaine. The 132-page decision, written by Commissioner **Paul Stein**, concluded that hair testing lacks the necessary reliability to be the sole basis for terminating a tenured Massachusetts civil servant:

The present state of hair testing for drugs of abuse, while potentially useful in clinical assessment settings, and in the context of child custody, criminal probation and pre-employment hiring decisions, does not meet the standard of reliability necessary to be routinely used as the sole grounds to terminate a tenured public employee under just cause standards governing civil service employees under Massachusetts law.

[page 107]

Unfortunately, four other officers' appeals were denied, although those cases stand to be appealed. All appellants were represented by Sandulli Grace Attorneys **Alan Shapiro** and **Jennifer Rubin** and with the unflinching and steadfast support of their union, the Boston Police Patrolmen's Association (BPPA).

As thoroughly laid out in this sweeping and studiously crafted decision, the BPPA and the City of Boston/Boston Police Department, both desirous of maintaining a "zero-tolerance" policy for drug use, negotiated an annual hair testing policy, starting in 1999. Because random urine testing was constitutionally impermissible under state law, the City/BPD sought an alternative testing modality. At the time, the Union and the City/BPD believed the claims of Psychemedics Corporation that its hair tests could successfully ferret out illegal drug use going back months, as opposed to the hours or days of urine tests. Urine testing was then, as it is now, the only approved testing method under the Mandatory Guidelines (covering approximately 10 million workers) of the Federal Drug-Free Workplace Program.

Under the hair testing protocol implemented by the Police Department, it collected a hair sample from every officer once a year, within 30 days of his/her birthday. The sample was flown to the Psychemedics laboratory in California, where it was subjected to various laboratory tests and analyses, and then pronounced either positive or negative for various illegal drugs, including cocaine. If deemed positive, the officer was given the opportunity to submit to Psychemedics a second hair sample, which was run through the same tests. Unbeknownst to the Union (and probably, at least initially, the BPD), the second sample was declared a positive confirmation of the original sample if it had only 40% of the cocaine levels of the first sample. Later, Psychemedics lowered the positive confirmation of the second ("safety net") test to 4% of the level found in the original sample.

If an officer could not explain to a physician hired by the Department why s/he had tested positive (for cocaine there was virtually no explanation that would be accepted, since it is rarely utilized by

physicians and other "caine" drugs, such as xylocaine or lidocaine, do not trigger cocaine positives), the officer was faced with the choice of termination or a 45-day suspension, mandatory drug counseling, and years of random urinalysis. A second positive, either in a urine test or another hair test, resulted in termination.

From 1999 through 2006, approximately 90 officers tested positive for illegal drugs, most for cocaine. Many accepted the 45-day suspensions and continued their careers. Some accepted the suspensions and were later terminated for a second positive test. Some, including seven of the 10 officers involved in this case, refused to accept the suspensions for something they insisted they did not do and were terminated.

A key problem with hair testing that had only begun to emerge when BPD began this program is that hair absorbs certain substances, in particular cocaine, not just from **internal consumption**, but also from **external exposure**. While companies such as Psychemedics have developed elaborate laboratory procedures and mathematical formulae to eliminate the effects of external exposure, because the quantities at issue are so infinitesimal, there has yet to develop a scientific verification of their efficacy. In other words, a positive hair test for cocaine can indicate external, atmospheric exposure, not necessarily ingestion. The quantities being measured are on the scale of measuring *one second over a period of 27 years*. In these quantities, scientific studies have shown measurable levels of cocaine in 92% of U.S. paper currency in five Ohio cities and on the school desks of elementary school children in both urban and suburban schools in the Washington D.C. area.

The BPPA's initial attempts at challenging these decisions were largely unsuccessful. Various arbitrators rejected challenges to the Psychemedics testing methodologies, including the use of the lowered standards for the "safety net test." But in 2003, in a decision written by former Commissioner **Daniel Henderson**, the Civil Service Commission overturned the discharge of an officer who refused to accept the 45-day suspension after Psychemedics claimed that his hair test positively confirmed that he had ingested cocaine. Although the case was reversed and remanded in 2004 by a Superior Court judge on procedural grounds, several of Commissioner Henderson's holdings proved prophetic, including the lowered safety net standard and the lack of acceptance in the scientific community for hair testing as the sole determinant of illegal drug ingestion.

In addition, many of the civil service appellants were also plaintiffs in a **federal lawsuit** contending that hair-testing is racially biased. There, they were supported by the Massachusetts Association of Minority Law Enforcement Officers (MAMLEO), and represented by attorneys from the Lawyers' Committee for Civil Rights of the Boston Bar Association, Inc., and by attorneys and staff at a large Boston law firm, Bingham McCutcheon. Although the federal case was rejected at the trial level based on statistical analysis (an appeal

Civil Service overturns discharges of six Boston Police Officers

From **Overtturn** on page 27

is pending), the work of these attorneys provided valuable discovery that we were able to utilize in the civil service appeals.

By the time the Commission began the 18 days of hearing in October 2010, additional scientific evidence and other developments further challenged the efficacy of hair testing as a “stand alone” employment test. Scientific studies done under grants by the U.S. Department of Justice caused the FBI to suspend using hair testing in all cases, except criminal cases involving children. In addition, in 2008, after four years of study, the federal agency charged with overseeing the federal workplace drug programs rejected hair testing, leaving only urine testing as the approved testing modality.

Of enormous assistance to Attorneys Shapiro and Rubin at Sandulli Grace were two expert witnesses: **Dr. Douglas Rollins** and **Dr. J. Michael Walsh**. Dr. Rollins, in addition to publishing numerous scientific papers regarding the incorporation of drugs into hair, had served as the medical review officer for drug testing in the 2002 Salt Lake City Winter Olympics. Dr. Walsh served in both the Reagan and Clinton administrations and was an important contributor to the design and implementation of the federal workplace drug program. Dr. Walsh’s company has since gone on to consult with numerous industries, including the National Football League. Both experts challenged the BPD’s use of hair testing as a “stand alone” measurement. Neither believe that hair testing has yet advanced to the level that, solely based on a hair test, an employer can conclusively state that an employee has ingested cocaine and proceed to fire him/her. The Commission gave great weight to the testimony of these two scientists.

Supporting the BPD’s hair tests were **Dr. Thomas Cairns**, an employee of Psychemedics, and **Dr. Leo Kadehjian**, “a biochemist, with no direct drug testing experience or research credentials.” [Decision at ¶131]. Although the decision did approvingly cite some of Dr. Kadehjian’s testimony, Commissioner Stein flatly rejected some of this expert’s opinions:

Where, however, the Appellants showed that the underlying source material on which Dr. Kadehjian relied did not support his opinions, I give those particular opinions no weight. For example, Dr. Kadehjian opined in his initial expert report that the SAMHSA “published” procedures for hair drug testing that, although not “formally implemented,” have “recognized the utility of hair as a suitable specimen... with the same level of confidence that has been applied to the use of urine.” The evidence showed that this opinion was hyperbole, at best, and possibly could be called misleading. Similarly, Dr. Kadehjian opined that “the United Nations has recognized the role of hair drug testing... and has provided hair testing guidelines.” In fact, the role that the UN recognized for hair drug testing was as “a complementary test for urinalysis”, not as a stand-alone test. Dr. Kadehjian’s outdated opinions about the scientific consensus CE as a distinct metabolic marker of ingestion were noted in the findings above on that subject. [¶132]

Sifting through the scientific evidence with extraordinary precision and intellectual energy, Commissioner Stein eventually concluded that while the Psychemedics hair tests could provide some evidence of illegal drug use, sole reliance on them as the basis for discharge does not meet the requisite “just cause” standard of the civil service law.

This finding has enormous consequences. To date, we are unaware of any other case where the reliability of hair testing has been challenged, examined and litigated as it was in this case. Psychemedics Corporation undoubtedly understood what was at stake, since a

mini-phalanx of its executives and attorneys faithfully attended the hearings.¹

Where the decision breaks down is in the final result. After finding that these hair tests did not suffice to establish just cause for discharge, the Commissioner parsed the extremely skimpy record to decide who should be believed and who not believed with respect to ingesting cocaine. While a penetrating investigation might have been a valid inquiry by the BPD when it fired these officers between six and eleven years ago, it had never been done. The BPD stipulated that the only reason it fired these officers, many of whom had spotless personnel records, some of which included medals for heroism, were the Psychemedics test results.

Asked on the stand to speculate why they may have tested positive, some appellants recited situations where they had come into contact with cocaine, either at work or other locations. In finding some of these explanations not credible, the Commission essentially was forcing the appellants to prove their innocence rather than insisting the BPD prove just cause. There is no reliable scientific article which has yet to study, let alone pinpoint, the specific mechanisms by which cocaine permeates human hair. Just as we know that cigarette smokers contract lung cancer in far greater percentages than non-smokers, we also know that some non-smokers also get lung cancer. So too, we do not know why some react more than others to environmental cocaine exposure. We know that darker hair, with more melanin, theoretically will bind more with cocaine, but this has received little study.

Therefore, a strong argument can be mounted that where the BPD relied solely on these hair tests, and these hair tests do not scientifically warrant such reliance, the BPD lacked just cause to terminate any of the appellants.

For the six successful appellants, there is also the limited remedy, extending back only to the beginning of the hearings. If allowed to stand, this remedy would not only deprive these officers of lost earnings but also years of pension service credit – all due to no fault of their own.

While there will undoubtedly be further litigation, it is vital to recognize what has been accomplished. Ten former officers, with the vital support of the BPPA, their union, stood up to not only their employer but also a multi-million dollar company, and six of them won. Here is an excerpt from the Psychemedics web site:

Over the years, Psychemedics has performed millions [sic] employment-related hair tests, not including tests used in research, quality assurance, or other internal purposes. At Psychemedics, hair testing is not a sideline or one of many clinical offerings. Psychemedics specializes in hair analysis. We pioneered and developed hair testing in the workplace.

For over 25 years, Psychemedics has also successfully defended hair test results in lawsuits, union arbitrations, and government agency hearings. Our test has been routinely upheld in employment cases, where the test results generally stand alone as proof of drug use, as opposed to family court and child custody situations where the test result is usually only part of a number of pieces of evidence.

Now, there is one government agency hearing where the test results were not upheld as stand alone proof of drug use.

¹ At one point, an attorney representing Psychemedics made a caustic reference to Attorney Shapiro’s eating a bagel, perhaps under-appreciating the nutritional value of this food staple and overstating its cultural significance to his heritage.



Directors of
the Retired
Patrolmen's
Division of
the BPPA:

John Murphy
David Mackin
Joe Vannelli
Joe O'Malley
Billy Flippin

Vitamins aren't always healthy

Herbs and nutritional products may come with hidden hazards

Consumer Reports recently identified hazards that might surprise the large swath of American adults – more than 50 percent – who take vitamins, herbs, or other nutritional supplements. The list of hazards was distilled from interviews with specialists, published research, and an analysis of reports of serious, adverse events submitted to the Food and Drug Administration [FDA] and obtained through a Freedom of Information Act request.

The hazards include:

Supplements are not risk-free. More than 6,300 reports to the FDA from supplement companies, consumers, health care providers, and others described an excess of 10,300 serious outcomes. Those outcomes included 115 deaths, 2,100 hospitalizations, 1,000 serious injuries or illnesses, 900 emergency room visits, and 4,000 other medical events between 2007 and 2012. The reports by themselves don't prove that supplements caused the problems, but the raw numbers are cause for concern. Current laws make it difficult for the FDA to order a problem product off the market.

To protect yourself, search the FDA's website at www.fda.gov for warnings, alerts, or voluntary recalls involving a supplement you are thinking of taking. If you suspect you are having a bad reaction to a supplement, tell your doctor.

Some supplements are really prescription drugs. According to Daniel Fabricant, director of the FDA's Division of Dietary Supplement Programs, dietary supplements spiked with prescription drugs are the "largest threat" to consumer safety. Many recalled products have the same or similar active ingredients as prescription drugs such as sildenafil (Viagra), tadalafil (Cialis), and sibutramine (Meridia, a weight-loss drug removed from the market in 2010 because of evidence that it increased the risk of heart attacks and strokes). Others contained synthetic steroids. To protect yourself, consult your doctor if you are having trouble in the bedroom.

You can overdose on vitamins and minerals. Unless your health care provider says you need more than 100 percent of the recommended daily intake of a particular nutrient, you probably don't. Megadoses of the fat-soluble vitamins A, D, E, and K can cause problems, and even some standard doses may interfere with certain prescription medicines.

You can't depend on warning labels. For one thing, the FDA doesn't require them on supplements, except for iron. In a market basket study of 233 products purchased online and in the New York metropolitan area, *Consumer Reports* found wide variations and inconsistencies in labeling. To protect yourself, make sure your doctor or pharmacist knows what supplements and prescription drugs you are taking or thinking of taking.

Heart and cancer protection: not proven. Omega-3 pills and antioxidants are widely thought to reduce the risk of heart disease and cancer, respectively, and millions of women take calcium to protect bones. But recent evidence casts doubt on whether those supplements are as safe or effective as assumed. The widely held view that fish oil pills help prevent cardiovascular disease hit a snag when a study of 12,500 diabetic or pre-diabetic people with a high risk of heart attack or stroke found no difference in the death rate from cardiovascular disease between those given a one-gram fish oil pill every day and those given a placebo. These findings were published by the *New*

England Journal of Medicine.

Consumer Reports also notes a recent blow against calcium supplements by Ger-

man and Swiss researchers who followed almost 24,000 adults for an average of 11 years. They found that regular users of calcium supplements had an 86 percent increased risk of heart attack compared with those who didn't use supplements, as reported in the June issue of the journal *Heart*. To protect yourself, lay off the antioxidant supplements and reduce your cancer risk by quitting smoking, avoiding excessive alcohol, and eating a healthy diet.

Consumer Reports writes columns, reviews, and ratings on cars, appliances, electronics, and other consumer goods. Previous stories can be found at consumerreports.org. Non-subscribers can access issues through local libraries.

(Reprinted from the *Boston Globe*, November 25, 2012.)

From the Retiree's Corner

The next meeting of the Retired Patrolmen's Division of the BPPA will be on Thursday, May 2, 2013 at 1:00 p.m. at the BPPA union hall. As of now, we do not have a guest speaker but we are pursuing one, please show up anyway. We are serving the usual bill of fare, fine dining and top shelf libation.

I have just received a copy of the Municipal Employees Association March publication. There is a very informative article on retiree's health benefits and future health benefits. This is a most crucial area for most

See **Retirees** on page 30

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

From the Retiree's Corner

From **Retirees** on page 29

retirees and future retirees. You younguns will be there soon enough. It's something to be concerned about and we all can do something about it, in as far as, voting or electing the right people to offices or boards.

The special commission on retiree health care recently released a report on their findings which was beneficial to retirees. It had the backing of Gov. **Deval Patrick** and 11 of the 12 members of the commission. Remember this is only a recommendation and has to be enacted on by the House and Senate. As it now stands this has a good chance to be enacted but don't spend the money yet. Stranger things have happened in the past.

On another note, **Billy Flippin** asked me if I had any funny stories about my Florida vacation. For the most part, the weather was not very cooperative. We had jackets on for the most of my two weeks but the one consolation was "no snow". Getting back to the real reason for our visit to Hallandale, FL was to visit the local thoroughbred track (Gulfstream) to wager on the speed of a beast. It seems "somewhere along the way" (sounds like a song title sung by Nat King Cole) I forgot one of my handicapping tools and alas I almost took a goose egg for the trip. The mutual clerk informed me he would keep my dineros in a pile for me to collect next year. Remember you horse players... you can beat a race but not the races.

In past years, I spend one week over the east coast and one week

on the west coast. This year it got a little mixed up and I did not see my west coast friends in the Naples and Fort Myers area. Speaking of which one of them is my friend and fellow BPD retiree **Eddie Kelly**. He is also an attorney in that area, should you need an attorney for any reason just give him a call.

That's all for now and a reminder to support our advertisers in the *Pax*.
Be safe,
J.T.B.

P.S. I couldn't let an article go by without mentioning Big Mike. Sorry you were not around as a result there are no tales to tell.

Mandatory Medicare

There are still approximately 550 retirees who have not responded to the city's letters regarding mandatory Medicare. Members were supposed to register with Medicare this time last year and find out whether or not they were eligible. Eligible members were to come of active plans and go into Medicare with a City subsidized supplement. Non-eligible retirees would get documentation to that effect from Medicare and stay in an active plan. **Kathy McGinnis** and her team are trying to contact those folks by whatever means. The city has been carrying these folks for almost a year in violation of the healthcare reform laws. At some point (I'd say by this time next year) the city will cancel their insurance. That means no claims get paid. All retirees at or approaching age 65 needs to establish their Medicare eligibility. Even if that person "knows" they're not eligible, they need to document it.

**Next Retired Patrolmen's Division Meeting
Thursday, May 2 at 1 pm
BPPA Union Hall**

THE LAW FIRM OF SCOTT D. GOLDBERG, P.C.

Assisting and Representing Police Officers Since 1990

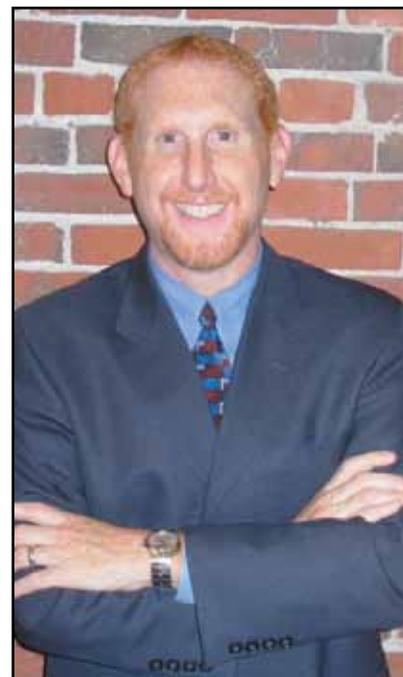
Proudly Supports the Boston Police Patrolmen's Association

Did you know that in many situations, as a Boston Police Officer, if you are injured on-duty you may still be entitled to additional money for lost wages including detail and overtime pay, disability, and for pain and suffering? Did you know that even if you were injured while in a department cruiser or unmarked vehicle, whether you are able to collect this compensation is often determined by what insurance coverage you have on *your own personal vehicle*? And did you know that this money may be available even if you were injured in a hit-and-run incident, or from a crash involving a stolen vehicle, or even as a pedestrian?

Over 20 years, Scott Goldberg has become the trusted attorney for many members of the Boston Police Patrolmen's Association. Attorney Goldberg has won and settled cases recovering compensation for police officers from all Areas and Departments. We provide free consultations and offer BPPA members and their families a 10% discount off legal fees. We don't charge by the hour or by retainer, and all of our legal fees are contingent upon recovering money for our client.

So, who's going to protect you? If you have been injured within the past few years, on-duty or off, contact Attorney Goldberg to learn what rights to recovery you may have. If, thankfully, you have not been injured, but want to find out how you can protect yourself by having the right insurance, call Attorney Goldberg for free advice.

SCOTT D. GOLDBERG, ESQ.
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If ignorance is bliss... then stupidity is Nirvana!

By P.O. Jay Moccia

In my relationship with my phone, I'm the "smart" one.

I'm proud of the fact that I cannot recognize ANY of the "Real Housewives."

Why is it, when you go to the Doctor's they always say watch how much you eat, watch how much you drink. You're never told to drink more beer and have more sex...

*Washington D.C. Mayor **Vincent Gray** has made a generous offer to the Washington Redskins. His honor has promised funds for a new stadium, on the condition the team change it's name from the "offensive" slur on Native Americans...may I suggest Bullets, Snipers, or Crooks to reflect the neighborhood??*

Speaking of football, Baltimore linebacker **Ray Lewis** went out on top, after the Ravens won the Super Bowl. The hype surrounding Lewis' retirement rivaled the big game itself. At every stop, there was the obligatory shot of Lewis crying. After football Lewis could become the first male spokesmodel for mascara – his eyeblack never ran, no matter how severe the waterworks. The only guy who cried more than Ray this past year was Speaker of the House **John Boehner**!

*President **Barack Obama** is urging changes in football to reduce injuries. He must be the only guy who enjoyed the Pro Bowl! If he institutes all the restrictions by 2016 the big game will be known as the "Safer Bowl".*

A guy I know went on break with an electric cigarette. He came back two days later when the battery wore out...

*Rapper **Rick Ross** was shot and as a result of his injuries crashed his car-I didn't even know he had turned his life around!*

The "Go Daddy-Kiss" commercial during the Super Bowl made me throw up in my mouth a little bit.

During the Physical Aptitude Testing, prior to becoming a Police Officer, applicants are required to hold a revolver at arms length and pull the trigger several times then repeat with the other hand. For a Fire Fighter, the PAT is similar, except you use a TV Remote...

At the rate we are being disarmed, soon we'll all be eating steak with plastic sporks!

When you rob Peter to pay Paul, eventually Paul will tire of being a victim.

A hidden danger to electric cars is also one of their selling points. It seems the hybrids are too quiet when running on battery power, and several pedestrians have had close calls with the near silent autos. Although considering the idiocy of some pedestrians with their texting and iPhone comas, this may just be Darwinism.

*Is the money lost on parking meters during recent snow emergencies offset by tags and tows? Speaking of the aforementioned Snow Emergencies, with no cars on the road, parked or moving, **WHY** didn't they plow curb to curb? Oh, and Gov. **Deval Patrick**, I went out for a joy ride two hours **AFTER** you overstepped your authority and ordered private citizens off the roads.*

*Boston University Professor **Pedro Laserte**, who teaches "Romance Languages" was sentenced to probation after pleading guilty to hitting a female acquaintance with brass knuckles... and I thought French was the International Language of Love!*

Well it's Lent, and I'm trying not to eat meat on Fridays. Considering some of the rotten things I've done, if I end up in Hell, it most likely won't be the result of pepperoni pizza.

Doctors, athletes, politicians, etc are always downing fast food, and sugary drinks, **BUT** that doesn't stop them from having MacDonald's

and Coca-Cola from sponsoring sporting events, and the Olympics.

Funny, we pay pro athletes millions, and don't care if they're covered with tattoos, no matter how tasteless. They provide nothing but entertainment and the occasional role model. Meanwhile, candidates for Law Enforcement and the Military are not accepted or censored for having some ink, get paid poorly, and provide the blanket of security we all prosper under-go figure!

I don't use my cell phone to report driving jerks, because sometimes it's **ME!**

When I look at the sheets of salt laid down during snowstorms, I often wonder if Car Washes and Body Shops pay for it...

I can't help but chuckle to myself when I hear the "all-out" broadcast to transport people in need of shelter during inclement or extremely cold weather, **YET** people complain if they drive by a detail and see a cop warming up.

Whenever I hear that song "Moves Like Jagger" I picture someone dancing around with a cane or a walker. Really, Sir Mick is almost 70!

Lately it seems we don't have Law & Order, we have Law, or Order.

*President Obama is using the tried and true Democratic tactic of scaring the public with dire forecasts of anarchy, and threats of cuts to local aid to pressure House Republicans to raise taxes in the face of sequestration. The across the board spending cuts will kick in March 1st, if a deal is not struck. Dear leader wants taxes raised, and cuts to military and defense spending but the House is defying him, claiming other cuts are available, and refusing to pile on the middle class any further after about 77% of working Americans' taxes were raised to avoid the Fiscal Cliff. Obama **AGREED** to the original deal, but now seems poised to heap the blame on the Republicans. If they cave-it's all over! Before the Government starts cutting jobs, maybe they should start cutting fraud and waste. How many Obama voters will get the axe, or a pay cut (**at least 47% WON'T**)? And who will get the blame in the complicit media? The Republicans, the Tea Party, and Conservatives!*

Need more proof the media is biased? Republican whiz kid **Marco Rubio** of Florida was pilloried for grabbing a drink of water before making a speech. He was even satirized on Saturday Night Live... **BUT...** Senator **Robert Menendez** of New Jersey has been implicated in a scandal involving questionable donations, sketchy junkets, and sex with underage prostitutes in the Dominican Republic, and you'll have to look hard to find it outside the Right Wing outlets. The difference between the two? With an "R" after your name, drinking water gets you national attention, and ridicule, but allegedly banging underage girls on vacation and taking money and trips from an indicted donor garners barely a ripple with a "D" following...

Attention

To all members of the Boston Police Relief Association – Active Duty or Retired

If you need to change your beneficiary or you are not sure of who your beneficiary is you can contact the relief office at 617-364-9565. If you leave a message your call will be returned and if necessary the paperwork will be sent out to you. Thank you.

William F. Carroll, Clerk,
Boston Police Relief Association

You can't microwave lasagna...

By P.O. Jay Moccia

Amazing how many handicapped guys work on construction sites. **Sean Combs**, a/k/a P. Diddy, has admitted to being a bedwetter as a child. He'll now be known as P did he?

I went outside on March 1st after hearing **Barack Obama** speak on the Sequester, but the sky was **NOT** falling.

How come "light beer" is low calorie, but light cream is not?

If North Korea nukes California will Mexico declare war?

Narcolepsy... a sleeping killer...

A 13 y.o. Illinois student was threatened with suspension if he did not remove his Marines t-shirt. The T sported a pair of crossed rifles. The child was forced to turn it inside out or face disciplinary proceedings. Only a flaming liberal would see the harm in a picture of a gun. Hopefully the shirt wasn't loaded, and the instructor has recovered from her fright. Here's the backpedaling School Administration's response from their Facebook page:

"We very much support the armed forces and were disheartened to learn of this matter through the media. The administration and school handbook agree that this shirt is not a violation of the dress code. We also take school safety very earnestly and it needs to be recognized that is a topic that we also take very seriously and support our students and staff in providing a safe environment to learn, teach and work in on a daily basis. We thank everyone for their continued support of our school and our school district."

Not too many things rile me more than out-of-state registered cars sporting "Warren for Massachusetts" bumper stickers. You like her that much – let her be YOUR senator. #carpetbagger!

When Obama said "I'm not a dictator," all I could think of was Nixon claiming "I'm not a crook!" And we all know how **THAT** turned out...

Forget "50 Shades." Real sadism is your girl asking you to go shopping with her. Real masochism is saying yes... TAKE THAT Christian Grey!

Nine year old Brockton based rapper **Lil Poopie** is being investigated by DYS after his hip hop video went viral – the vid features the precocious potty mouthed prodigy slapping a gal on her ample backside, while extolling the virtues of "coke" (the sugary soft drink). Lil Poopie – how appropriate since rap music is crap anyway...

Yoga pants are a privilege, not a right!

Twenty-one Quincy cops were placed on suspension after their firearm licenses were found to be expired. Quincy requires a valid LTC in order to be armed at work. State, City and Police officials are working together to see this doesn't occur again. Funny, the Patrick Administration managed to find the cash to send out Voter Registration info to almost 500,000 Welfare recipients, but honest, hard working citizens (who pay for these bums) can't get a simple postcard their LTC or Driver's License for that matter is about to expire – go figure!

Euro furniture chain IKEA is pulling their brand of Swedish meatballs from the shelves after they were possibly tainted with horse meat. Guess they had to do something with the leftovers after using the leather...

Is it just me or do all Mumford & Sons' songs sound the same?

Saw a guy walking in shorts on a cold snowy day. Couldn't figure out if he was tough or out of clean clothes.

If you see baked goods labeled Vegan, you can be sure they'll be tasteless.

The Boston Phoenix has closed its doors. After trashing the PAX didn't help, and revenues for call girl ads dwindled, they have gone out of business. We may have lost advertising revenue, but never had to stoop to offering our readers phone sex – unless you count hearing someone swear in the background when you phone over to the Union Hall. Long Live the PAX!!!

The death penalty was referred to as "Murder by the State" on a radio program I heard. The caller debated its effectiveness as a deterrent. I disagree, Prisoners subject to the death penalty have a 0% recidivism rate...

*Like millions of other Catholics worldwide, I was glued to the TV as a new Pope was announced. **Pope Francis I** was introduced amid much pomp and fanfare. One thing I noticed-members of the Swiss Guard, and Papal Security carried loaded weapons, complete with magazines locked in place, unlike Obama's Inaugural Parade where US Military personnel marched with empty rifles. File under: In God We Trust.*

I went to a Jamaican Restaurant and ordered the Jerk Chicken, but was upset when it was only mildly annoying.

I'm totally convinced there is no parallel parking in the Third World.

When I'm in traffic and see someone in a nearby car singing, I switch radio stations to try to find the song.

*A veteran Ohio Poll Worker; **Melowese Richardson** admitted voting twice (for Obama-shocker!) and faces charges she did it in 2008 and 2011. An eight-count indictment was handed down by Federal Authorities, after Richardson was worried her vote wouldn't count, but claimed "no intent on my part to commit voter fraud." Hmmm I'd say a poll worker who doesn't recognize voting twice and voting under other peoples' names is voter fraud is incompetent – the stupid kind not the alleged racist code word kind. If convicted she could face up to 12 years in prison... think she'll serve a day? Cue the crickets...*

Why do backup goalies in the NHL sit on the bench with their gloves on but not their mask?

Saying the stogies offered for sale in South End bodegas are cigars is like claiming the burgers at fast food joints are steak!

I think those signs at the bus stop that show endangered species with tag lines like "I am not a rug" should be in some other language. I don't know anyone who takes a prescription of rhino horn for their ailments.

I hate parking next to that \$\$\$#!@ taking up two spaces in a crowded lot. Inevitably he's ALWAYS gone when you come out and YOU look like the \$\$\$#!@!!!

ICE released a few thousand illegal alien criminals over budget issues related to the Sequester, possibly endangering citizens. The White House denied any knowledge of the matter, claiming the decision was made by "career bureaucrats" at ICE. Really? When some other career Government employees did something the White House couldn't claim credit fast enough – paging Seal Team 6!

European countries are running out of money, and restructuring debt, pensions, etc at an alarming rate. They simply cannot afford their entitlement programs and run a country. Greece, Spain, Portugal are for all intents and purposes broke and Cyprus proposed seizing assets from the savings accounts of its citizens. That being said, why does OUR Government continue to roll down this road, even though they know the bridge is out. I'll say this – if Uncle Sam tries to put his hands in our savings accounts you will see the working class riot.

Worcester Rep. **John Fresolo** is in hot water after e-mailing pictures of his junk to a female staffer. What a weiner!

Do you ever wonder what kind of deal people got when you see them driving a car that's a horrible color?

St. Paddy's Day has continued its dominance over New Year's Eve as amateur hour. Who in their right mind would drink green beer at 8 in the morning?

Don't forget the Commissioner's Cup! Come cheer on your district, grab a t-shirt, and find out who'll have bragging rights! Also please support Cops for Kids with Cancer Trivia Night on April 11 at Florian Hall. Can D-4 pull off the "Three-peat"?

★★★★★

And for more of MY nonsense (hold for shameless self-promoting plug) check out my blog: mrscribbles44.blogspot.com. Uncensored, unedited and all my own opinions!

Happy Mother's Day

By **Mark A. Bruno**

With Mother's Day approaching I thought it would be nice to acknowledge all of the Mothers out there who touch our lives. For many of us our Mothers are the glue that holds our families together. On holidays and weekends we would visit our parents just so they could see their grandchildren and share some precious moments. Often we take these moments for granted not knowing that someday our mothers will not be with us. Enjoy all the time you can with your parents and let your children be exposed to the wonderful cultures that they bring.

Like many kids I grew up in a big family. My Dad had to work many hours so my Mother was the one who would make most of the last minute decisions. My Dad only had to look and shake his head from side to side when I would make an unpopular request. It was my Mother who would speak up on my behalf and curry favor with my Dad. This is what mothers do for their kids by striking a balance between marital bliss and being good parents. Of course that didn't mean I was exempt from catching the back of her hand either. I also found out that back-talking my Mother was not wise while she was holding a broomstick in her hand. She instantly turned into something out of a Bruce Lee film, like a ninja on a mission. How do you take your lumps Grasshopper, one or two?

Mothers also tend to keep the peace among family members. Trying never to favor one child more than the other, and standing up for each and every child if the situation called for it, and always encouraging each child to do their best. The most important thing we are taught by our mothers is to always protect your family and to respect others as you would want to be respected. These are good moral values which need to be instilled in children at a young age. A mother is the first teacher a child has, and it is a bond that is second to none.

Firearms locked containers

From **Firearms Containers** on page 26

fact may be present as to whether or not the firearm was "secured in a locked container." As stated earlier, the court is going to look at the nature of the internal locking mechanism and whether the vehicle was locked and alarmed. In my view, the decision should not be interpreted as encouraging the storage of a firearm within a locked container in a motor vehicle. I would not be terribly confident in the legality of locking a firearm in the locked trunk of a vehicle although such a possibility is mentioned in the opinion. For one thing, too many vehicles today are SUVs, cross-overs, or have folding rear seats or mechanisms to unlock the trunk from inside the motor vehicle. If the motor vehicle itself does not have a locked container and the trunk is easily accessed through the motor vehicle, I would not be very confident that the trunk of that vehicle would be considered a secured container. Perhaps a gun safe secured within the vehicle might qualify.

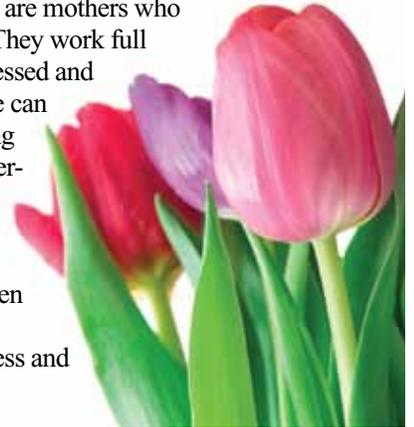
Oh, and by the way, why did the Internal Affairs people seek to follow this officer and search his vehicle after he attempted to secure his firearm within storage lockers provided for that purpose to employees of the facility and finding that the lockers were full? That must be the story behind the story that is not anywhere in the court's opinion. Better not to leave a firearm in a motor vehicle unless there is a special and secure safe or other type of locked container therein.

Stay safe out there!

Often guys joke about the triviality of pregnancy, but none of us men would want to bear the pain. We joke about how easy a stay at home mom has it when in fact their days are longer than ours. House work is no easy job and my hat is off to all the mothers that execute this task. The worst thing I believe a guy can tell his wife, the mother of his children, is; "What did you do all day?" This is the equivalent of inserting one's foot into one's mouth and will quickly earn you a night or two on the couch. That delicate precious angel you married can go from zero to, well you know, in a heartbeat. Remember that saying men; "Hell hath no fury like that of a woman scorned." Flowers, dinner and a good shopping spree will help to alleviate this type of mistake. Love truly does hurt.

Many female police officers are mothers who must toe the line at both ends. They work full time and must have the kids dressed and ready for school every day. Life can be very stressful for our working mothers, but most manage to persevere. Motherhood is a labor of love that should always be acknowledged.

From all the dads and children to all our special moms, Happy Mother's Day and may God bless and keep you safe always.



Hanover, MA

**A Proud Supporter of the
Boston Police Patrolmen's Association
Scholarship Program**



In honor of our EMS members

In honor of some of the finest individuals who have spent over half their lives protecting and saving more lives than one can ever count, The Boston EMS membership would like to say thank you to the following individuals who were able to hang up their Trauma Shears and Stethoscopes after their last tour of duty.



Paramedic Gary Safer
July 1, 1979 -
December 12, 2012



Captain Linda Kanavich
December 2, 1979 -
January 31, 2013



Captain Peter Holland
June 16, 1979 -
January 31, 2013



Lieutenant John Healey
October 20, 1976 -
March 29, 2013

In Memoriam

The BEMS family would also like to extend their condolences to the family members of **Lt. Paul Colon** (retired) who passed on February 8 2013.

Lt. Paul Colon served the citizens of the City of Boston and Beyond for over 46 years retiring in 1990. His mentoring and knowledge that he bestowed on members of this department who had the privilege of knowing him helped to develop many young EMTs character for their career here at Boston EMS and beyond. Thank you Paul. You will be missed by your family here at Boston EMS.



EMTs among us

Most EMTs and Paramedics at Boston EMS approach their jobs with a great deal of humility, and dismiss the notion that they are anything beyond the norm. To them, it's just 'work'. Nothing special, just work. It's what we do for a living. Just like everyone else in the City. Well, most everyone. While working, EMTs are a valuable resource, and take many sick and injured people to the hospital, as a matter of routine. EMTs at Boston EMS do not realize the value they represent to their communities even when off duty. One only has to look at events on the overcast afternoon of Sunday February 3rd at the Cronin Rink in Revere Mass.

EMT **Rafael Del Razo** had taken his daughter skating for the first time. While teaching his young daughter to skate, the Del Razos had to exit the ice for the Zamboni to do its circuit. As the pair exited the ice, Del Razo heard a thump noise behind him. Whirling around, he saw the young woman behind him had slipped and fallen on the icy surface, and had struck her head, causing a serious head injury. EMT Del Razo sprang into action, stopping the anxious rink's staff from standing her up, helping to keep the victim still, and carefully protecting her from hypothermia with his own jacket. As they waited for help to arrive, he stayed by her side, reassuring her, and gathered her information for the arriving EMS crew. Had Rafael not been there, the outcome of this incident could have been quite different.

Examples such as this occur with some regularity, but you wouldn't know it from reading the paper or watching the news. EMS members and their department seldom get any credit, and when they do, they typically downplay their role. To them, it's just 'work.' Nothing special, just work. Likewise, local communities probably don't realize how lucky they are to have dedicated EMTs like Del Razo in their midst. As little Miss Del Razo was reunited with her dad at the side of the rink as the injury victim was transported to the hospital, she knew, and I'm sure, was very proud of her dad.

- Ed McCarthy

THE BOSTON POLICE DEPARTMENT

PEER SUPPORT UNIT

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

*Our program is completely confidential and is available to **ALL** police officers and their families.*

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

Referral for specialist as needed.

251 River Street, Mattapan, MA 02126

Office: 617-598-7888 (M-F 9 am-5 pm)

Off-Hours, On-Call Peer Counselor:

617-343-4680

Sometimes even *WE* need a little help from our friends!

Profiles in kindness

By Eric McDevitt, C-73

Recently, it was brought to my attention an act of kindness by some of our fellow department members that makes you think that just possibly, we as a human race have a chance. A chance to just possibly turn things around. An opportunity to believe in the goodness of others and not just the evil that we see and hear in our little spot in the cosmos on a daily basis.

Recently, it was brought to my attention one of these selfless acts. One, that but if not for their partner of the day telling me about it, might have gone unnoticed.

On January 22nd, ALS and BLS along with the Boston Fire Department were dispatched to a commercial establishment for the report of a woman experiencing shortness of breath. Upon the arrival of the crews they found a woman who had become upset and anxious. While talking to the woman, the reason for her being so upset became quickly apparent. She had arrived to pick up her prescription medications. The pharmacist had her medications waiting as usual for pick up after being filled. Only one thing had changed. Her medication co-pay had gone from **FREE** to costing her **\$6.25**.

Now we all know that the economy is still in dire straits. People are either unemployed, under employed or between housing, heating bills, transportation costs etc, there is very little extra money to go around. Boston EMS crews see it on a daily basis. Some of the people who we come into contact with either cannot afford to fill their prescriptions or take them in a manner not appropriate for their medical conditions. The crews of EMS were quickly able to gain control of the situation and to calm the woman down in an attempt to resolve the issue. Now we all know that despite the name, Boston **EMERGENCY MEDICAL SERVICES**, that others call upon us to handle situations outside the scope of what we normally would be expected to do.

Unfortunately, the drugstore establishment is in the business of making a profit. They help those that they can, but corporate policy dictates exactly what they can and cannot do for customers that come in to have medications or services filled and that perhaps do not have the money for it.

Without hesitation, one of the EMS crew members took out his credit card and put it on the counter top so that the pharmacist could ring up the order and the woman could have her four prescription medications. The woman was overjoyed to say the least. She eventually went on her way after saying numerous "thank yous" to the BEMS member who took care of her co-pay.

Now we all know that members of the service experience the same issues as others in the working and nonworking world. **BILLS, BILLS AND MORE BILLS**. But this crew member was able to reach out a helping hand to someone who was in need, just not necessarily medical need. Maybe this person who was helped will remember the kindness of four people and one individual specifically, who went out of their way for her.

I had posted something on Facebook a while back and in ending this article it seems appropriate.

"Random acts of kindness are acts that typically not to many people are aware of. The person who performs the act and the receiver of it."

It's time that the members of the department get recognized for their hard work, generosity and kind spirit. Each day, folks in the service perform acts of heroism and humanity. They often go unrecognized.

Hopefully this mindset can be changed. So let us change it from within.

Power of Attorney Health Care Proxy

Protect yourself and your family by being prepared for life's surprises

Call us today to find out how these two legal documents
available for less than \$400 can work for you

Don Green

Law Office of Donald E. Green

(A full service law firm)
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Roxbury, MA 02119

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Don Green

Annette Hill Green

As we have over the past 30 years,
we offer a discounted fee to police officers

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GAIL DE COSTE
Real Estate Agent

Gail.carolelund@gmail.com

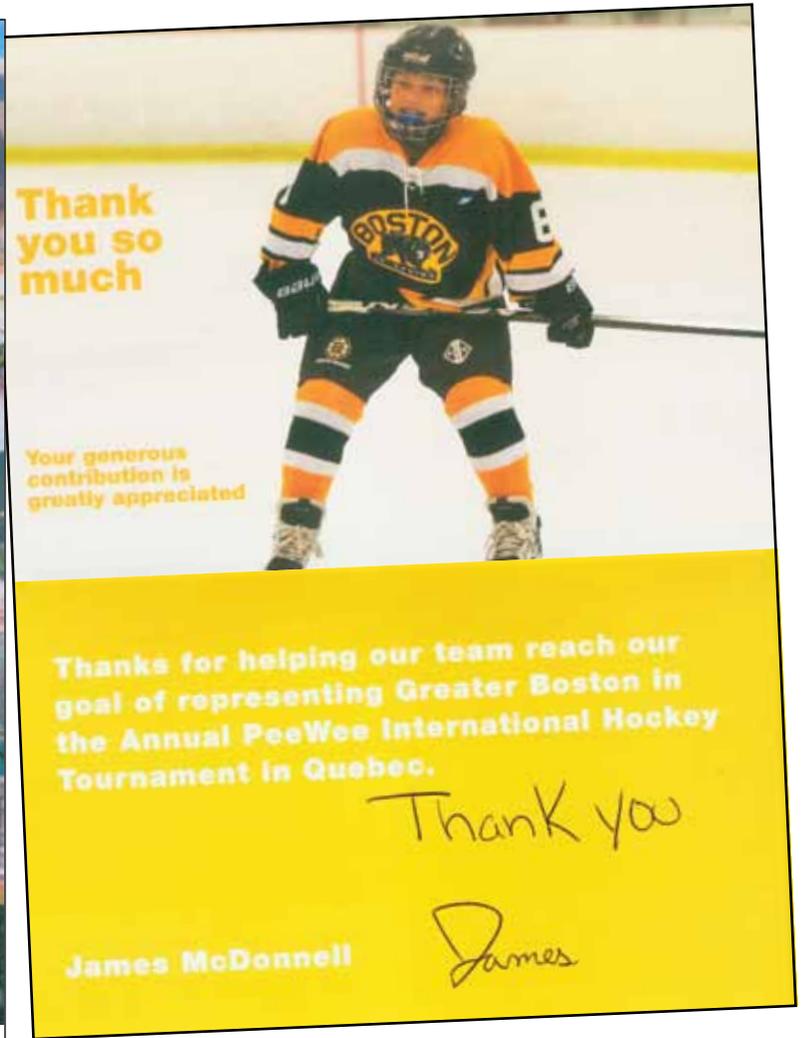
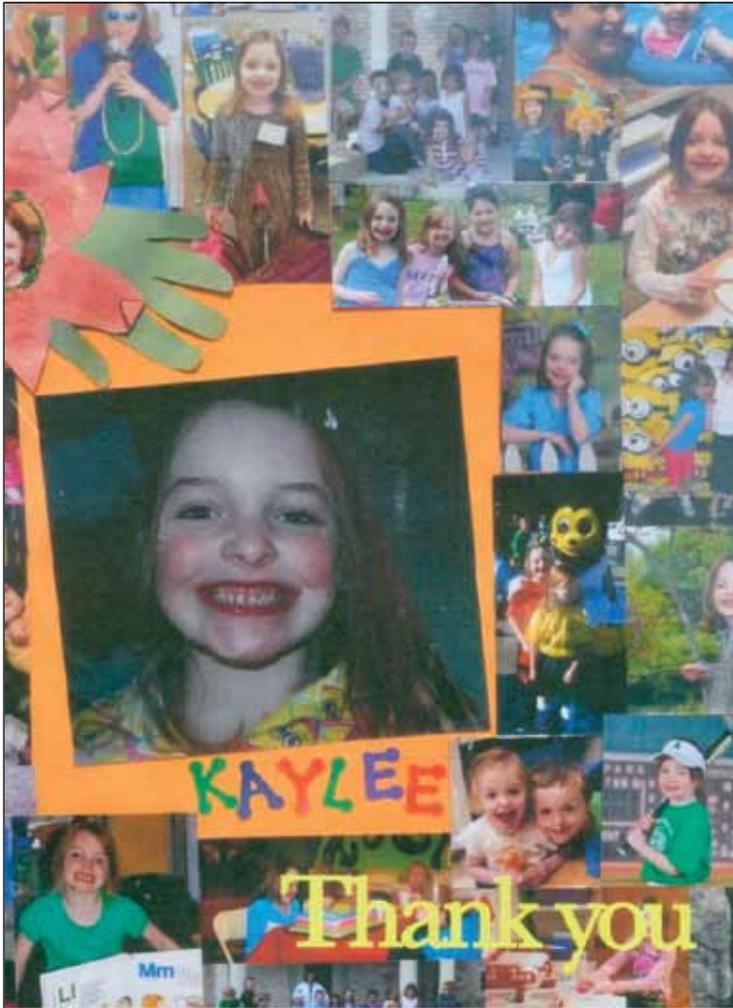
Office: (781) 769-0122

Cell: (617) 407-9217

Fax: (781) 326-3776



The BPPA: An organization of caring and hardworking policemen and policewomen



Local Boston Police Patrolmen's Association - We wish to convey our profound gratitude to you for your support of the 20th Annual Kaylee Sullivan Memorial Golf Tournament. The sponsorships and donations of friends like you have made this event a growing and successful golf tournament. This year, the tournament raised over \$9,000. This makes it possible for us to continue to support Boston Children's Hospital and the Cops for Kids with Cancer Organization. We greatly value your continued partnerships with the Kaylee Sullivan Memorial Golf Tournament, and I think you again for your support.

Warmest Regards -
L. McSullivan



Thank you



for giving from



your heart



Thank you

WORDS CANNOT EXPRESS HOW GRATEFUL WE ARE FOR YOUR KINDNESS THESE PAST FEW WEEKS. IT IS THE SUPPORT OF FAMILY AND FRIENDS LIKE YOU THAT HAVE HELPED OUR FAMILY THROUGH THIS DIFFICULT TIME.

JACK, KIM, CHRIS, PJ, JACKY AND OUR FAMILIES

2/27/2013

To: Boston Police Patrolman's Association Inc
9-11 Shetland Street
Boston, MA-02119

From: James R. Klim
18 Robins Street
East Bridgewater<MA-0233

Re: Fisher House Foundation/37th Marine Corps Marathon 10/28/2012

On behalf of team Semper Fi or Die, we would like to thank every Boston Police Patrolman for your generous donation to the Fisher House Foundation. Your donation helped untold number of Veterans families throughout the United States and over Seas, be next to their love one(s) as they reclaimed their lives. It is with much gratitude to officer Denise Schoener who presented this request for help that made the Marathon goal of fund raising possible.

Best Regards Always



Eliza Klim Dust
Stacy Jones
Donald Dust
James R. Klim
In God We Trust

Semper Fi



Jim Klim & Dr. Bob

Love BPPA
Thanks for the beautiful
flowers for our mom
Reggie Hicks.
A heartfelt thank-you
for your kind expression
of sympathy.

Sincerely,
Bruce Hicks
Reggie & Budie Roman
Kim Lucin
Brien Roman + Family



755 Dedham St
 Canton, MA 02021
 Toll Free - 866.680.Julio (5636)
 Main - 781.828.3233
 Fax - 781.828.4777

January 14, 2013

Boston Police Patrolmen's ASSN., Inc.
 Pax Centurion
 9-11 Shetland Street
 Roxbury, MA 02119

Dear Boston Police Patrolmen's ASSN., Inc.:

Thank you for your recent donation of \$75 to benefit Journey Forward in the memory of Albert Bilotas. Your donation, together with those of many other caring citizens, allows us to assist those who have suffered from a spinal cord injury. We truly appreciate your support - thank you very much!

We are a 501(C) 3 non-profit organization, whose core mission is to rebuild broken lives and restore shattered spirits by challenging our clients to hope for a future beyond that which their spinal cord injury has dealt to them by working with the most comprehensive exercise-based physical recovery program. In the pursuit of our mission, Journey Forward is working to encourage our clients and provide opportunities to them.

The program's success is based on highly skilled and trained specialists. This level of focus on the client is what makes the program unique and successful. However, depending on the individual, it can take years of proper consistent stimulation from a skilled specialist to improve. There are currently people at Journey Forward improving in a number of skills and functions and many others are learning to take steps.

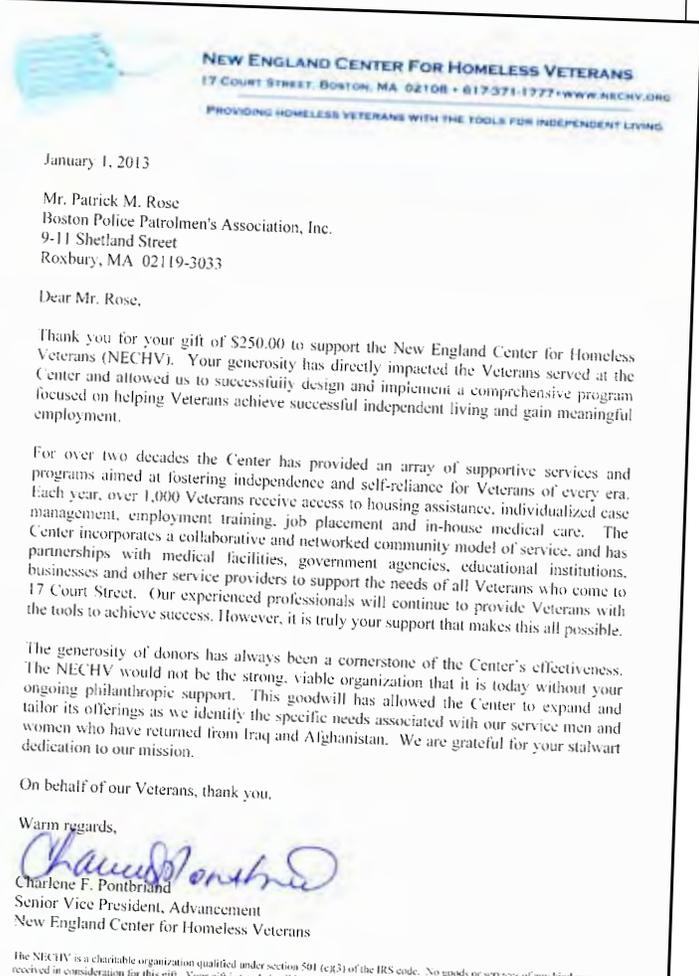
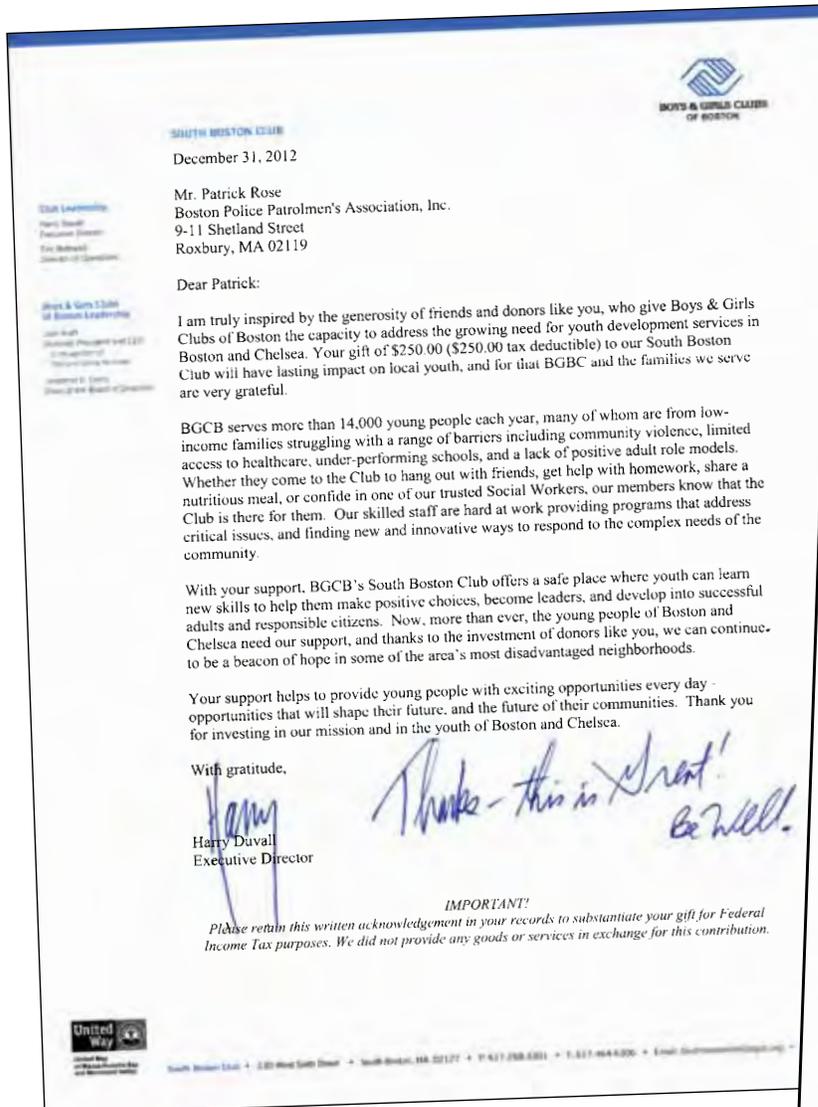
Living with a spinal cord injury is beyond devastating. Recovery should be an option for everyone, not just the wealthy. With donations like yours, Journey Forward hopes to make recovery a right instead of a privilege.

Thank you for supporting and caring about our clients who are among the most vulnerable and underserved in the medical community.

Sincerely,

Dan Cummings
 Founder

In accordance with IRS regulations, this letter may be used to confirm that no goods or services were provided to you in exchange for your contribution.
 (Tax Exempt ID #26-2367620)





New England Chapter
of
Concerns of Police Survivors, Inc.
 P.O. Box 13 • Somerville, Massachusetts 02143
 www.newenglandcps.org

21 January 2013

Boston Police Patrolmen's Association, Inc.
 PAX Centurion
 9-11 Shetland Street
 Roxbury, MA 02119

To Member of The Boston Police Patrolmen's Association:

On behalf of the New England Chapter of Concerns of Police Survivors, Inc. (New England C.O.P.S.), thank you for your generous donation in the amount of \$250.00

Your donation will directly benefit our survivors, especially the children and continue to provide services for the families of line of duty deaths.

Our mission is to improve the lives of those families affected by a line of duty death. Thank you for believing in our mission and supporting our programs. Your contribution makes a real and immediate difference in the lives of many.

Very truly yours,

 Heather E. Rossetti
 Treasurer



Local No. 2222
International Brotherhood of Electrical Workers

OFFICE (617) 929-6000
 TAPE NUMBER (617) 929-6060
 FAX (617) 929-6099
 WEB SITE: www.ibew2222.org

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TREASURER

Local Union 2222 IBEW Benevolent Fund Trust

January 25, 2013

Boston Police Patrolmen's Assn. Inc
 9-11 Shetland Street
 Roxbury, MA 02119

On behalf of the staff and trustees of Local 2222 IBEW Benevolent Fund Trust, thank you for your continued, generous support of this organization. Please use this document as a tax receipt for your last donation, which is described below.

Donation Amount	\$200.00
Date of Donation	5/2/2012

Local 2222 IBEW Benevolent Fund Trust is a 501 (c) 3 nonprofit organization. Federal Tax ID #04-3490716
No goods or services were received in consideration of this gift.

• • • 1137 WASHINGTON STREET, SUITE 2 • DORCHESTER, MASSACHUSETTS 02124-5535 • • •



CZC
COMFORT ZONE CAMP

January 24, 2013

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

Dear Sir or Madam,

Comfort Zone Camp received your donation of \$250 on 1/24/2013. On behalf of our campers, volunteers and staff, thank you for supporting our mission.

Your support allows us to provide free grief resources and resilience training to more children who have suffered the loss of a parent, sibling or primary caregiver. Through our program, children find a voice, a place and a community in which to grieve, heal and grow in healthy ways.

To date, Comfort Zone has provided more than 9,000 children with the support and tools they need after a significant loss. Thanks to your generosity, we look forward to changing the lives of thousands more.

Sincerely,

 Gail Bower
 National Development Director

Contributions to Comfort Zone may be tax-deductible to the extent they exceed the fair market value of benefits received. No benefits or privileges have been extended to the donor named from Comfort Zone for the contribution described in this letter. Comfort Zone Camp ID# 54-1916517. Please keep this receipt for your records.

7201 Glen Forest Drive, Suite 301 • Richmond, VA 23226
 Toll free 866.488.5679 • Phone 804.377.3430 • Fax 804.377.3433 • www.comfortzonecamp.org

*All of you have done so nice
 in such a thoughtful way.
 It's hard to find a way to thank
 each one of you today...*

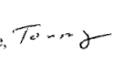
*But hopefully, this special card
 will show, at least in part,
 The many warm and grateful thoughts
 this brings straight from the heart.*

*Mr. Family and I would
 like to thank you again for
 your support!!*


DORCHESTER YOUTH HOCKEY

9 Crockett Ave, Dorchester, Ma 02124 (617-265-7454)
President: Jay Broderick Vice President: Shaun O'Sullivan Treasurer: Phil Olsen Secretary: Pat Kelly

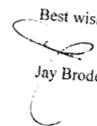
December 28, 2012

Dear President Nee, 

On behalf of the over 300 children who play for Dorchester Youth Hockey, I'd like to thank you and your membership for the continued support of the Boston Police Patrolmen's Association over the past year.

As you know, youth programs like DYH are an essential component to helping kids learn the sense of working hard and teamwork. We could not enjoy the level of success that we do without the help of organizations like the BPPA.

Thanks again for all your help and generosity.

Best wishes,

 Jay Broderick

The BPPA: In the last 24 months, over \$110,000 has been donated to community groups throughout the city!


 ANTHONY F. WIENER
 President
 RETH DUNN
 Executive Vice President
 732-438-9880
 FAX 732-636-6073
 1-800-4N2SPBA
 1-800-465-7722
 ORGANIZED 1896
 MEMBERSHIP OVER 30,000
**New Jersey State
 Policemen's Benevolent Association, Inc.**
 158 Main Street Woodbridge, New Jersey 07095

January 9, 2013

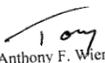
Thomas Nee, President
 BOSTON P.B.A., INC.
 9-11 Shetland Street
 Boston, MA 02119

Dear President Nee:

On behalf of the more than 33,000 members of the New Jersey State Policemen's Benevolent Association, Inc., and especially for those impacted by Hurricane Sandy, we wish to extend our sincere thanks for your association's donation of five thousand dollars (\$5,000) to the *NJSPBA Survivor & Welfare Fund - Hurricane Sandy Relief*.

Your donation is especially appreciated at this very difficult and trying time for our brothers and sisters in blue (regardless of union affiliation) who have lost everything in the wake of Hurricane Sandy. It is now our responsibility to provide assistance to those who serve so selflessly without hesitation to ensure the safety of our citizens.

Thank you again for your generosity and kindness during this difficult time for so many.

Very truly yours,

 Anthony F. Wiener
 State President

 Keith Dunn
 Executive Vice-President

111 Woodley Ave
 West Roxbury, Ma 02132

President Thomas Nee
 Boston Police Patrolmen's Association
 9-11 Shetland Street
 Boston, Ma 02119

March 1, 2013

Dear President Nee,

On behalf of the family of retired Boston Police Officer John Thomas O'Connor, we wish to extend our deepest appreciation to you and all of the members of the Boston Police Patrolmen's Association for all of the expressions of sympathy at the sudden passing of our beloved father.

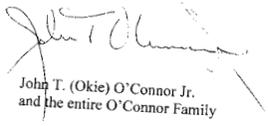
Our dad "Jack" was a Boston Police officer for over forty years and although retired for over twenty years, he maintained his association through the Boston Police Retired Officers Association.

One of Jack's pleasures was reading the Pax Centurion and when possible attending the meeting of the retired officers. Our dad Jack enjoyed attending the meetings and keeping informed with the on goings of the department and the patrolmen's association that he was truly proud to have been a past member of.

My mother, Grace, and the entire O'Connor family was extremely touched by the beautifully flower arrangement that the Boston Police Patrolmen's Association so thoughtfully provided.

The heartfelt condolences that were offered by active and retired members of the Boston Police Patrolmen's Association to the entire O'Connor family during these emotional times displayed the true professionalism, devotion to duty and the honor of the Boston Police Department and the Boston Police Patrolmen's Association.

In closing on behalf of my mother Grace, my brothers William and Michael, my sister Ann Marie and the entire extended O'Connor family, Thanks to you and the entire Boston Police Patrolmen's Association.

Respectfully and sincerely yours

 John T. (Okie) O'Connor Jr.
 and the entire O'Connor Family


 Tree of Life - Arbol de Vida
The Jamaica Plain Coalition Tree of Life/Arbol de Vida
 295 Centre St #31 • Jamaica Plain, MA 02130 • Phone: 617-522-4832 • www.jpc.org

Police District E-13/Youth Relations Initiative

Dear Boston Police Patrolman's Association,

Thank you for your donation during February vacation winter activities, supporting the Youth /Police Relations Initiative, with District E-13. Without the generosity of friends like you, we could not continue to provide the at risk youth in our community a positive relationship with the police and offer alternative programs to improve the quality of life issues affecting these youth.

Community Service Care, Inc. is a tax exempt organization under 501(c)(3) of the Internal Revenue Code. ID # 042754281. Your contribution is deductible to the full extent allowed by law.

Sincerely,

Margaret M Noce
 Coordinator
 JPC: Tree of Life

Your kindness is special—
 and so are you!

The flowers were gratefully appreciated
Thank you
The Shea Family



Cops for Kids With Cancer Spring/Summer Events

5th Annual Cops for Kids with Cancer Hockey Tournament

Saturday, April 20, 2013 • 1-8 pm
at Foxboro Sports Center,
10 East Belcher St., Foxboro

*Police Teams Represented: ATF, Boston, Braintree,
Canton, Foxboro, Foxboro Fire, Mass. State Police,
Metro-SWAT, Newton, Stoughton*

For more info, contact Helena Findlen (hfindlen@town.canton.ma.us)

30 Days of Dining Raffle June 1-30, 2013 • \$10.00 You Can Win More Than Once!

*Each morning in June, a number will be pulled and
posted on our website (www.copsforkidswithcancer.org)*

A list of prizes you could win!

\$50.00 (or more) gift certificate to:

*Bertucci's • M.J. O'Connor's • Tavolo's • Scoozi's
Legal Sea Food • British Beer Company • Giacomo's
Elephant & Castle • The Warren Tavern • Luciano's
Tony's Place • Mistral • Blasi's Cafe • Conrad's
Assagio • Doyle's Cafe • Birch Street Bistro • Gem
The Mission • The Whiskey Priest • Empire Diner
T's Pub ... and many, many more!*

*We want to THANK ALL of the participating
restaurants for their generosity.*

*A special THANK YOU to Officers Danny Adams,
Gail DeCoste, Dario Fancelli, Mike McDonagh and
Detective Jeff Cecil, for thir assistance in
helping to secure these donations.*

RAFFLE TICKETS ARE ON SALE NOW!!!

Cops for Kids with Cancer Golf Tournament

Thursday, June 6, 2013
at Stow Acres Country Club

*10:30 am Registration • 11:30 Lunch • 1:00 Shotgun Start
Cocktails, Dinner & Silent Auction, Prizes and more
immediately following play.*

\$140 per player registration paid by May 2, 2013
\$160 per player registration paid after May 2, 2013

*For more info on registration and sponsorships, check out our
website www.copswithkidsforcancer.org or contact:*

Sgt. Gerard McDonough, Burlington PD, 781-258-9046

Stacey Abato, CFKWC/RAGGS, Inc, 978-369-1100

Supt.-in-Chief Ret, Robert Faherty, CFKWC, 781-842-3904

Thank you to those that protect & serve our Community!



Boston – a walking city, huh...

By P.O. Jay Moccia

I was recently hospitalized for pneumonia, and as a result missed my yearly insult also known as drug testing. I immediately notified HQ, and rescheduled for after my release. I was told parking was available. This may join the list of other notable Urban Legends. I'd sooner find alligators in the sewers or the Atlanta Leprechaun before a mere Patrolman finds legal parking at BPD Headquarters. After circling the Crystal Palace several times, I eyed the overflow lot at Cass and Tremont warily. In my weakened condition (I would require five more sick days before returning to work) it dawned on me that I would not physically be able to cover that distance without risking a return to the Brigham Emergency Room. I finally secured a coveted MIS spot after burning a half a tank of gas and pulling out all but the required amount of hair, then proceeded to the Medical Unit for non-compensated scalping. Now I know this sounds a little whiny (or wheezy if you heard me that day), but it brings me to my point. Why is there no crosswalk in front of HQ? It is a public building visited by hundreds of citizens weekly on official business. It is more than dangerous to navigate the roadway, and although there are traffic signals at the end of the block, sometimes that distance can't be negotiated by sick/injured Officers or handicapped persons visiting the building.

I brought this up to then Commissioner **Kathleen O'Toole**, and was informed Public Works and Transportation determined the distance between the lights was too short to accommodate a crosswalk at the entrance of BPD HQ. So I measured it with a device I borrowed from a friend in the DCU that they use to measure proximity to School Zones for drug arrests. I then measured other areas that have crosswalks, namely Back Bay T Station, and Mass. Ave. T Station. Both it should be

noted have underground walkways which enable passengers/pedestrians to cross safely without being subject to weather or traffic. Both these crosswalks are controlled by pedestrian lights and both are located between intersections that have crosswalks, oh and yes both are shorter in distance than the two lights at HQ. Another example is Berkeley St. From Tremont to Chandler there are **FIVE** crosswalks, three of which are controlled by lights, in a length of roadway that is considerably shorter than that span in front of HQ. Examples are all over our so-called "Walking City". You can walk safely anywhere in the Hub except at the center of Public Safety in the city. I wouldn't disparage the temerity of another City Department, **BUT...**

Why is this travesty allowed to continue? Do we have to wait until someone (other than a Cadet) gets hit out front and is killed or seriously injured? Are the Police Officers of this city no less important than its other citizens? Is our safety taken so lightly by the powers that be? If there is one good reason, (that can be backed up with FACTS) that a crosswalk cannot be placed in front of this building, please forward to me via the *PAX*, and I will see that it is acknowledged. I have asked that the BPPA look into this, and if necessary, I'm prepared to start a petition or letter campaign, or even a grievance, in order to enhance the safety of not only my brother and sister Officers but the general public we serve who use this edifice. Stay safe – especially if you're going to Headquarters!

Author's note: I had touched on this topic before in the PAX, but without as much righteous indignation as it deserves.



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2013 BPPA Annual Golf Tournament Ponkapoag Golf Course • Canton, MA Friday, July 19th, 2013 @ 7:30 AM

If you are planning to participate at this year's tournament, please respond by July 1st, 2013. Payment in full for your team must accompany this form and be received by July 1st, 2013 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.

Proceeds to benefit the BPPA Scholarship Fund.

4 Players per team.....\$125.00 per player

Team Captain: _____

Group Address: _____

Telephone: _____

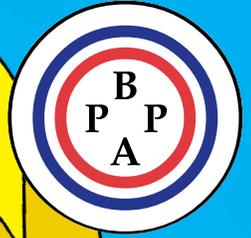
<u>Players</u>	<u>Shirt/Jacket Size</u>
(1) _____	_____
(2) _____	_____
(3) _____	_____
(4) _____	_____

Function to follow at the McKeon Post, 4 Hill Top Street, Dorchester

Mail entry and checks to: BPPA, 9-11 Shetland Street, Roxbury, MA 02119 • Attn.: Ann – Golf Tournament



In Memoriam



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



**Police Detective
Joseph Gallant**

January 4, 2013

ACTIVE



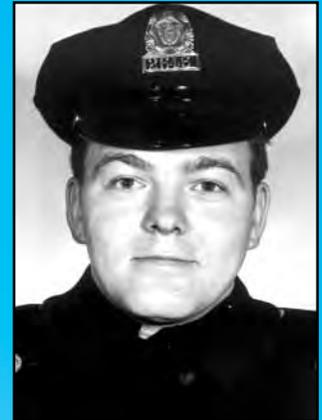
**Police Sergeant
Howard Donahue**

January 7, 2013



**Police Sergeant
William Donovan**

January 8, 2013



**Police Officer
William Battos**

January 9, 2013



**Police Lieutenant
Frederick Howe**

January 10, 2013



**Police Officer
George Ward**

January 13, 2013



**Police Officer
John Dorr**

January 17, 2013



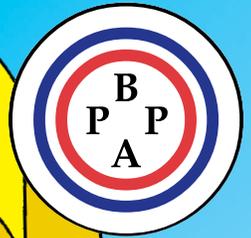
**Police Officer
James Wyse**

January 19, 2013

We apologize for any errors or omissions.



In Memoriam



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



**Police Lieutenant
Francis Graham**
January 21, 2013



**Police Officer
Richard Orlandi**
January 24, 2013



**Police Sergeant
Stanley Karol**
January 28, 2013



**Police Officer
Francis Ellard**
January 29, 2013



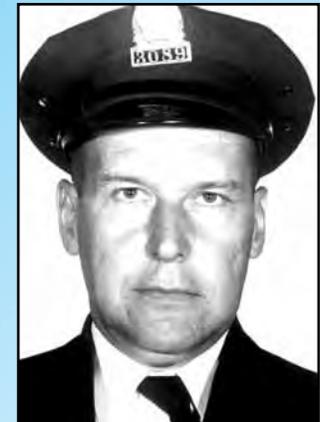
**Police Officer
James Mills**
February 16, 2013



**Police Officer
Robert Gately**
February 18, 2013



**Police Officer
John O'Connor**
February 18, 2013

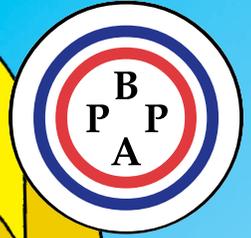


**Police Sgt. Detective
Maurice Wall**
February 22, 2013

We apologize for any errors or omissions.



In Memoriam



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



**Police Detective
Robert Maloney**
February 23, 2013



**Police Detective
Richard O'Connor**
February 24, 2013



**Police Officer
James Carty**
March 1, 2013



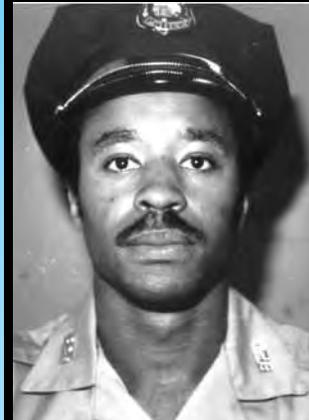
**Police Officer
Kenneth Kelly**
March 2, 2013
ACTIVE



**Police Dep. Supt.
James Feeney**
March 3, 2013



**Police Officer
Daniel Shea**
March 3, 2013



**Police Officer
David Carter**
March 4, 2013
ACTIVE



**Police Officer
Charles Sullivan**
March 8, 2013

We apologize for any errors or omissions.

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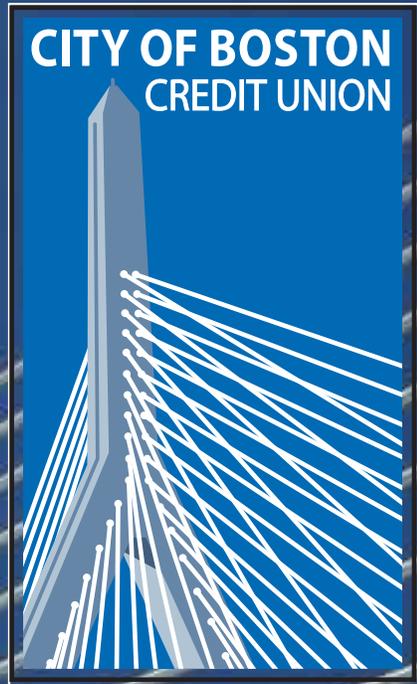
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