

JUSTICE FOR ALL



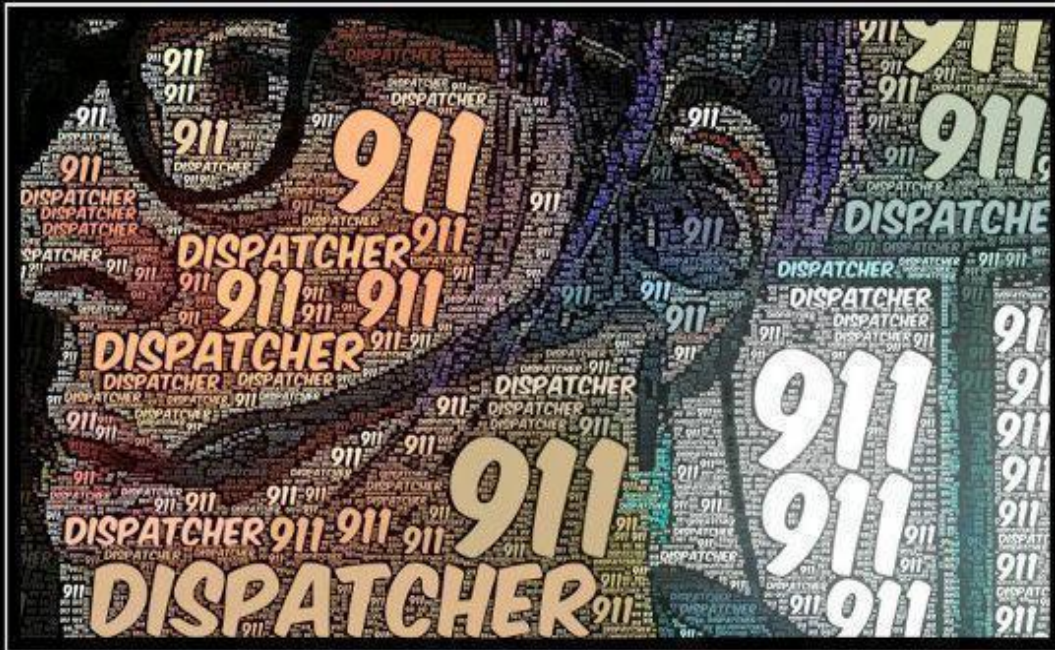
THE OFFICIAL PUBLICATION OF THE HUNTINGTON BEACH POLICE OFFICERS' ASSOCIATION - A NON-PROFIT ORGANIZATION DEDICATED TO SERVE AND PROTECT ITS MEMBERS

VOLUME 28 - ISSUE 2 iP

HBPOA.org

APRIL - JUNE 2017

SUBMISSIONS TO THIS PUBLICATION DO NOT NECESSARILY REPRESENT THE APPROVED VIEWS OF THE HBPOA & FOUNDATION OR ITS DIRECTORS.



911 DISPATCHERS

The most important people you will never see



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*The voice behind
the thin blue line*



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THE OFFICIAL PUBLICATION OF THE HUNTINGTON BEACH POLICE OFFICERS' ASSOCIATION

Post Office Box 896
Huntington Beach, CA 92648

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April - June 2017**

JUSTICE FOR ALL

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HBPOA is affiliated with the following groups:
PORAC - Peace Officers' Research Association of California

California Peace Officers' Memorial Foundation
Member of Huntington Beach Chamber of Commerce
Huntington Beach Police Officers' Foundation

PRESIDENT'S MESSAGE

DAVE HUMPHREYS
HBPOA President

Late last year, there were a series of debates held for the 2016 United States presidential general election. The Commission on Presidential Debates (CPD), a bipartisan organization, organized three debates among the presidential candidates. The first debate took place on September 26, 2016, and set a record for the most-watched debate in American history with 84 million viewers. Some would say the debates fashioned tremendous entertainment or unsullied reality TV.

The commentators and analysts hurled their opinions and often articulated that Hillary Clinton crushed Donald Trump by traditional debate standards. Moreover, many felt Trump was not being evaluated by traditional values. Trump supporters, for many years, have heard established politicians over-promise and under-deliver. The American people were craving something different – not a politician.

As the doors of the debates were closing, national polls were essentially tied and battleground states were tightening. With expectations set historically low, what Trump needed to do was perform well enough to convince undecided voters he was in fact fit to hold the highest office. In order to win the White House, Trump needed more moderates, minorities and women to support him.

Trump essentially reshaped the election map of the United States. He had large gains across rural America defeating Clinton's urban supporters. Trump's most significant support came from the counties in the industrial Midwest where the white population, many without a college education, were the majority. Clinton had gains in the larger metropolitan areas but was rejected in smaller cities, especially the industrial heartland. Trump surpassed 270 electoral votes by flipping several states President Obama won in 2008 and 2012, including Iowa, Florida, Ohio, Pennsylvania and Wisconsin.

Peace Officers' Research Association Of California



LDF - I & B Trust - RMT

Orange County Chapter
Dennis Hashin
Treasurer 2017

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President Donald J. Trump took the oath of office as our 45th president of the United States. The official White House website quickly published top priorities of the Trump's administration, including one titled, "*Standing Up For Our Law Enforcement Community.*" Trump stated his administration will be a law and order administration committed to ending the dangerous anti-police atmosphere in America.

President Trump offers a stark difference from his predecessor, Barack Obama, who routinely investigated police departments while championing anti-police groups such as Black Lives Matter. Throughout the presidential campaign, Trump promised to restore "*law and order,*" and portrayed the country's inner cities as tormented with crime. Trump criticized what he described as a "*war on police.*"

Trump advocated a return to police practices such as stop-and-frisk in New York City, which was deemed unconstitutional by a federal judge in 2013. The Trump administration is committed to reducing violent crime. In 2015, homicides increased by 17% in America's fifty largest cities. That's the largest increase in 25 years. In our nation's capital, killings have risen by 50 percent. There were thousands of shootings in Chicago last year alone.

Police associations are probing the future of policing and national perspectives on the current issues that impact policing. Some of these areas include police-involved shootings and adjourning the growing racial divide between law enforcement and the public. Law enforcement is also dealing with the multifarious issues concerning body worn cameras. This will continue to be an endless concern and dynamic topic in so many areas for law enforcement.

We must as a society understand the law enforcement profession has never been as difficult as it is today. Our country is in dire need of more law enforcement personnel, ongoing community engagement and much more effective policing. The Obama administration, often did more to undermine the confidence in law enforcement than uphold them; an underlying sense of skepticism toward any and all

Continued on the page 4.



**Huntington Beach Police Officers' Association
Huntington Beach Police Officers' Foundation**

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Terms are from September to September

Justice For All is produced as a service of the Huntington Beach Police Officers' Association & Foundation. This newsletter is designed to keep members and friends informed of current activities and events affecting the membership.

Letters to the editor are welcome, as are suggestions for articles. Submissions to this publication are always welcomed by the membership as well as outside sources and they do not necessarily represent the approved views of the HBPOA & Foundation or its directors.

Correspondence and/or Submissions – Contact:

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HBPOA & Foundation Office Location:

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President's Message - Continued from page 3.

actions on the part of law enforcement throughout the United States, as the social norm.

A perceived social norm is such a powerful force and the prior administration continued to fan the fire against law enforcement. The ongoing pomposity through the media created people to follow what they believed to be a prejudicial norm, strikingly well. There is no shortage of research demonstrating that people are highly responsive to unleashed societal prejudices and accepted displays, or suppression, of prejudice. People do express the prejudices that are socially acceptable and cautiously hide the ones that are not.



The police shooting in Ferguson spawned Black Lives Matter and the media's love affair with race riots. Brown was confronted by Officer Darren Wilson after Brown assaulted and robbed a local store. The confrontation became physical, and at the end Brown was shot and killed. Officer Wilson was cleared of any wrongdoing by both a grand jury and Eric Holder's Justice Department.

The Ferguson incident was followed by protests and riots that were heavily covered by activists, meddlesome members of the media who propagated the symbolic myth of "Hands up, don't shoot," a reference to Brown's supposed posture at the time of the fatal shooting that even the Washington Post deemed the biggest lie of 2015.

After the Brown findings came to light, none of this dissuaded the Obama administration from sending an official White House delegation to Brown's funeral.

Continued on the page 5.

POLICE OFFICERS

Here is a comparison of where we are today to where we were:

This Year

2017	Jan	Feb	March
Recruit	3	6	7
Officers	171	172	166
Total	174	178	173

Last Year

2016	Jan	Feb	March
Recruit	4	4	4
Officers	172	171	173
Total	176	175	177

10 Years Ago

2007	Jan	Feb	March
Recruit	2	2	2
Officers	178	181	181
Total	180	183	183

15 Years Ago

2002	Jan	Feb	March
Recruit	6	6	9
Officers	175	174	173
Total	181	180	182



President's Message - Continued from page 4.

Obama had admiration for Al Sharpton who frequented the White House and was dubbed as an advisor. Sharpton happens to be one of the most notorious race-mongering police haters in modern American history, whether calling for the murder of police at Keen College or leading police protests.

Before facts were known in many police shootings, the Obama administration outwardly hailed the demonizing of law enforcement professionals; unanswered questions and open investigations did not stop them from sparking mass social outrage and declaring institutionalized racism in our country. Organized protests frequently started across our nation causing even more discord and the killing of law enforcement personnel.

The continual deception through the media created many attacks on the police throughout our nation. This prejudicial staging truly caused the public to believe, react and engage in many different ways, and weigh in on the alleged inequities with law enforcement across the United States. The "trials by media" was a direct attack on the police and roiled a public opinion that police can only shoot at suspects who were actively shooting.

Through this election, there is a palpable sense that things are going to change. The law enforcement communities have hopelessly been anticipating a transformation and renewed direction with this administration. Police across the nation are looking forward to Trump ushering in a new era of respect and support for law enforcement – a time to eliminate the characterized villains and targets of social hostility. Rather, a time for the pendulum to change its course and the bully pulpit to improve the perception of police officers across our great nation.

Whether you are gratified with the recent election results or not, it is evident President Trump's belief is that every American has a fundamental right to live in a safe community. A Trump administration will empower our law enforcement officers to do their job and keep our streets free of crime and violence. It has been said President Trump will end the anti-police atmosphere in America. I am convinced President Trump will honor our men and women in uniform and support their mission of protecting the public. ♥

NOTICE

HBPOA General Membership Meeting

Wednesday, May 10
5:30 PM
HB Elks Lodge

Food & Beverages Provided

TOPICS:

- CalPERS
- Negotiations
- 3/12 Plan
- COIN Lawsuit

A society which chooses war
against the police
better learn
to make peace
with its
criminals!



Celebrating
K9
45-Years Strong
1972 - 2017



KIM

TRIBUTE on REAR COVER

HBPD Canine Unit

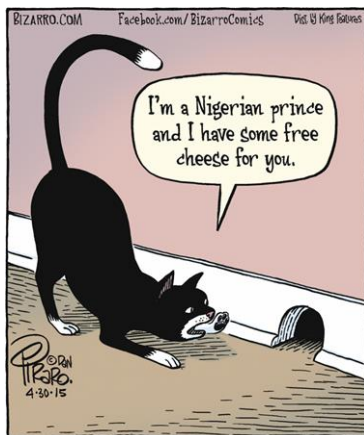
Police Service Dogs: A Law Enforcement Tool Since 1972

HBPD police service dogs since the unit began...

- | | | |
|----------|---------|--------|
| BARRIE | MAX | RUDY |
| ULI | CANTO | RICO |
| NICK | BRENT | REMO |
| WOLFGANG | BLUX | ROBBY |
| HERO | FOX | DJINGO |
| PASHA | RAMBO | YAGER |
| ATLAS | BORK | XAVI |
| CAESAR | ASLAN | BODHY |
| REX | SHEKY | MARCO |
| BARRON | JOEP | DINGO |
| ILK | JOERI | |
| LARS | JANSE | |
| KIM* | CAJTE** | |

* *Killed in the Line-of-Duty*

** *Police Narcotic Detection Dog*



HBCA.org

Huntington Beach Police Canine Association



National Public Safety Telecommunicators Week

April 9-15, 2017

BETH BACKSTROM

HBPOA Member & Communications Manager

This year, the Huntington Beach Police Department's Communications Bureau will celebrate **National Public Safety Telecommunications Week from Sunday, April 9 through Saturday, April 15, 2017**. In 1991, Congress officially proclaimed the second full week in April as a national week of recognition dedicated to those professionals who serve as Public Safety Telecommunicators (Dispatchers) throughout the United States.

The Communications Bureau currently consists of one communications manager, six communications supervisors, 12 communications operators and six part-time communications operators. They are the vital link between the officers in the field and the community we serve. These highly trained and dedicated professionals are called upon 24/7 to answer incoming 9-1-1 and non-emergency calls, and to dispatch officers and other emergency responders to render lifesaving aid to the City's residents and visitors. They are required to make split-second sound decisions under extreme levels of stress and must be able to speak to each caller with professionalism and calming reassurance. When a police officer or other field personnel request emergency assistance over the radio, communication personnel must remain calm, transmit the information, and coordinate the necessary assistance.

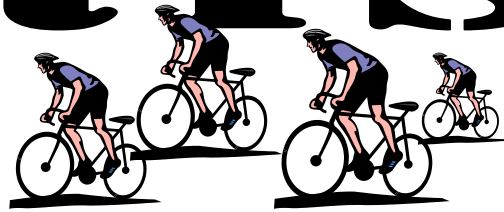
In addition to their normal dispatching duties and responsibilities, communication personnel also assisted the Police Department with several major events such as the Surf-City USA Marathon, the "Every 15 Minutes" Program, the Fourth of July Parade and Fireworks Celebration, the week-long US of Open Surfing Contest and the Breitling Air Show.

As of January 2017, the United States has 5,874 primary and secondary Public Safety Answering Points (PSAPs). An estimated 240 million calls are made to 9-1-1 Centers throughout the United States each year. In many areas, more than 70% of the calls are from wireless devices. During 2016, the Huntington Beach Communications Bureau, a primary PSAP, received and processed over 68,000 9-1-1 calls, 135,000 non-emergency calls and 58,000 out-going calls.



This special week of recognition offers an opportunity to recognize and honor the integral role the communication personnel play in the success of our organization. They are the "**unseen**" heroes of this community. Please take a moment to thank these dedicated professionals for their never-ending service and commitment. ♥

SPORTS



2017 POLICE UNITY TOUR

"WE RIDE FOR THOSE WHO DIED"

The Police Unity Tour is a four day bicycle journey over 300+ miles and takes place each year from New York to Washington D.C. The primary purpose of the Police Unity Tour is to raise awareness of Law Enforcement Officers who have died in the line of duty. The secondary purpose is to raise funds for the National Law Enforcement Officers Memorial and Museum.

Members of the Huntington Beach Police Department that are participating in the Police Unity Tour this year are: Chief R. Handy, Police Officers R. Chen, R. Frahm and J. Paholski.

They are riding from New York City WTC Memorial with the Port Authority PD (Chapter 37) to the National Law Enforcement Officers' Memorial in Washington, DC.

In May 1997 the Police Unity Tour was organized with the hope of bringing public awareness of Police Officers who have died in the line of duty and to honor their sacrifices. For more detailed information on the Police Unity Tour, please visit: www.policeunitytour.com.

We salute them for the dedication to this cause and the men and women they honor.

Thank you...

HUNTINGTON BEACH
RUNNING TEAM



Congratulations HBPD Runners!



**2017 Baker to Vegas
Challenge Cup Relay Race – Results**

**Fifth Place in the
300 Invitational Division**

38th Overall – 15 hrs 45 mins 37 secs
1st Place Overall Time – 12:52:38 – LAPD

2016 Finish-In 300 or Less Division - #59
6th Place – 16 hrs 22 mins 46 secs

Complete Results:
www.BakerVegas.com

2017 HUNTINGTON BEACH POLICE DEPARTMENT ANNUAL EMPLOYEE AWARDS & RECOGNITION

*These employees were recognized for their
commitment to their community and dedication to duty.*

Officer of the Year
Officer Steven Tennant

Civilian Employee of the Year
Administrative Assistant Ingrid Ono

Supervisor of the Year
Communication Supervisor Courtney Urbany

Crime Fighter Award
Detective Kevin Kessler

Medal of Valor
Sergeant Julio Mendez
Officer Michael Dexter
Officer Sean McDonough
Officer Frankie Choyeski

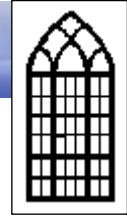
Lifesaving Award
Officer Zach Pricer
Officer Eric Hill
Officer Daniel Subia
Officer Anthony Guillian

Unit/Team Award
Mounted Enforcement Unit

Distinguished Service Award
Captain Dave Bunetta

Award of Merit
Officer Angie Bennett
Officer Derek Young
Officer Joel Petersen
Officer John Elser
Sergeant John Van Holt
Sergeant Tom Weizoerick

Congratulations to all of these employees and their proud families!



“Let every soul be subject to the governing authorities. For there is no authority except from God and the authorities that exist are appointed by God. Therefore whoever resists the authority resists the ordinance of God, and those who resist will bring judgement on themselves. For rulers are not a terror to good works, but to evil. Do you want to be unafraid of the authority? Do what is good, and you will have praise from the same.”

(Romans 13:1-3)

MINISTERS OF GOD

ROGER WING
HBPD Police Chaplain

God hates evil! That should be no surprise to us but many people just view God as being all loving, which He is, and they ignore His other attributes, including His justice. God shows His love to us by protecting us. Sometimes this means some very strong actions need to be taken. We see this throughout the Old Testament as God orchestrated events to wipe out groups of evil to preserve His righteousness and to protect His people from evil.

I believe there is a strong comparison here with the role of police officers and that this is clearly presented in the above passage from Romans. Here are four key points from the above passage:

First, “*governing authorities*” are appointed by God and that’s what a police officer is. It’s a bit sobering to recognize that you are representing God as you fulfill your roles as police officers. That’s a great blessing, but it’s also a great responsibility.

Secondly, when people commit wrongful and evil acts they are not only resisting the laws of the land but resisting God’s law and will. So each of you are also, in essence, ministers of the Lord preserving and carrying out His will of resisting evil and maintaining peace.

Third, when people commit wrong and you need to intervene to fulfill your mission to serve and protect, the person who commits the wrong is bringing “*judgement on themselves*”. The Bible says you “*reap what you sow*” and we can see that played out in all aspects of life. When someone does wrong and gets apprehended, they have no one to blame but themselves. And most criminals recognize that. Your role is being the vehicle that accomplishes upholding the law, protecting the innocent and maintaining the peace.

Fourthly, verse 3 tells us that police officers are friends to those who do good. You don’t need to fear authorities when you’re doing the right and lawful thing. If we’re doing something wrong and unlawful, we should be afraid. So this is a simple remedy for peace, just do the right thing.

As police officers you are sometimes called to do some unpleasant but needful things to protect others and maintain safety. That just comes with the job. If a rabid dog was attacking children, no one would think twice of eliminating the dog to protect the children, even if you’re a dog lover. It’s obviously more intense when it’s a person threatening others, but sometimes the officer has no choice. The greater good is preserved by eliminating the evil.

I attended the grief counseling session at the library a few days after the shooting and had the opportunity to speak to the girls on the youth soccer team, some of their parents and a few others who were at the Sports Complex at the time of the incident. Each person had nothing but praise and thanks for the actions and protection provided by the HBPD. They even presented the PD with two autographed soccer balls expressing their thanks and appreciation.

These are never win-win situations. But when you look at what could have happened if the HBPD was not present or if they hesitated in acting, this may be as close to a win as possible. The HBPD protected our children and citizens which should be an encouragement to each of you and to our community. “*Well done good and faithful servant*”.

Be blessed and be safe. ♥

...you have the right to remain silent...

With a local escalation in the use of force, including deadly force your Board of Directors will obtain you legal counsel as soon as possible after your involvement in a critical incident. This benefit is available to you through the fees you pay to the PORAC Legal Defense Fund through your additional dues deduction.

You have rights that have been legislatively afforded you by the California Government Code Section 3300, more commonly know as the Public Officers' Procedural Bill of Rights Act (POBR). As a law enforcement officer you do not surrender you rights provided by the US Constitution or other protections.

Together with your legal counsel advice we hope the best decision will be made to protect you, your family and your future. ♥

JFA NOTE: All members of the department have protection afforded them equally for representation by Department Policy 340.

H.B. police has fifth shooting this year

A man suffers injuries that are not life-threatening in the incident, while an officer is treated at a hospital and released.

BY HANNAH FRY

A man was hospitalized with non-life-threatening injuries after being shot by Huntington Beach police officers Sunday night near Beacon Hill Lane and Lawn Haven Drive, authorities said.

Critical Incident YELLOW CARDS Available @ POA Office

IN CASE OF A SHOOTING OR INCIDENT INVOLVING DEATH OR SERIOUS BODILY INJURY OR CALLED IN FOR AN INTERNAL AFFAIRS INVESTIGATION: DO THE FOLLOWING:



1. CALL AN H.B.P.O.A. REPRESENTATIVE OR A L.D.F. ATTORNEY. AVAILABLE 24 HRS. 888-556-5631
2. DO NOT voluntarily make a statement or written report without advice of counsel. MAKE SURE YOU OBTAIN A DIRECT ORDER BEFORE MAKING ANY STATEMENT. Begin statement or report with the following: "I AM MAKING THIS STATEMENT OR REPORT PURSUANT TO A DIRECT ORDER FROM (indicate name and rank of person giving order), TO AVOID DISCIPLINE FOR INSUBORDINATION."
3. IF MIRANDIZED – Do not voluntarily waive ANY of your rights.

GRIEVANCES, DISCIPLINARY MATTERS, AND WORKING CONDITION PROBLEM CALL (714) 842-8851 FOR REFERRAL.

<http://www.HBPOA.org>

PORAC LDF I.A. RULES

Always consult with an association representative/lawyer before responding to any report, letter, memo and/or questions concerning an investigation which could possibly lead to punitive action. If ordered to do so ask to have it recorded and read the following:

NON WAIVER STATEMENT

"I have been refused the right to have a representative of my choice."

"I understand that I am being ordered to make a report or answer questions and that if I do not comply with the order, I may be disciplined for insubordination, therefore, I have no alternative but to abide by the order. However, by so doing, I do not waive my Constitutional rights to remain silent under the Fifth and Fourteenth Amendments of the United States Constitution, under the protections of the California Constitution, and the protections afford me under case law."

CALENDAR OF EVENTS

APRIL FOOLS' DAY

APRIL 1

NATIONAL PAID HOLIDAY! - NO JOKE!



NATIONAL TELECOMMUNICATIONS WEEK

APRIL 9 - 15

BE NICE TO A DISPATCHER...



CA PEACE OFFICERS' MEMORIAL

MAY 7 - 8

SACRAMENTO

www.camemorial.org



NATIONAL POLICE WEEK

MAY 14 - 20

WASHINGTON, DC

www.nationalcops.org



NATIONAL DONUT DAY

JUNE 2

SHARE ONE WITH A FRIEND...



LAW ENFORCEMENT TORCH RUN

JUNE 9

SOCAL SPECIAL OLYMPICS

www.sosc.org



HB ELKS STREET COPS AWARDS

JUNE 25

SUPPORT YOUR CO-WORKERS



WORLD POLICE & FIRE GAMES

AUGUST 7-16

LOS ANGELES AREA

www.wpfwg.org



ACTIVE, RETIRED & ALUMNI MEMBERS

If you want to be updated on events

*Make sure the POA has your current email

EMAIL: HBPOA42@gmail.com

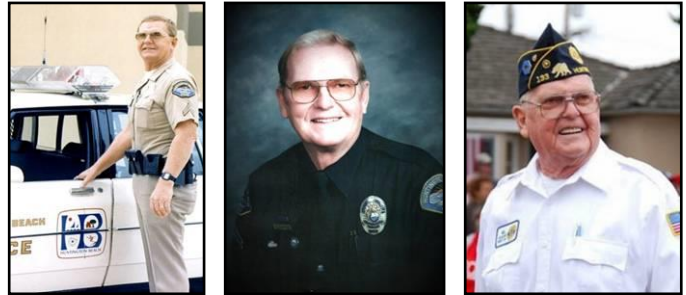


Got Event?

JFNEWSLETTER@AOL.COM

SENIOR OFFICER GIL

April 22, 1934 - February 25, 2017



Our legendary community statesman, peacekeeper, patriot and mentor has passed on. For many of us who knew Gil, knew him as a giant of a man, for only a giant could hold a heart as big as his for all that he loved.

Gil was born and raised in Kenosha, Wisconsin before moving to California. He was a Korean War Navy veteran and served in the California State Military Reserve where he rose to the rank of lieutenant colonel.

Long active in the Boy Scouts of America, Gil organized Orange County's first military explorer post of the Boy Scouts of America, Post 558 Infantry Explorers. This Post helped more than 300 teens explore careers in the military and through this program many of these explorers got into military academies, becoming not only graduates and military officers, but doctors, police officers and firefighters. With his military background Gil was the go-to source for many young adults seeking entry into the military academies. He was West Point's admissions coordinator for the Los Angeles and Orange Counties and served on the military academy appointments committee for two local congressmen. Because of his efforts with Post 558 the Boy Scouts of America honored Gil with the Exploring Division's Award of Merit and the prestigious Silver Beaver Award.

Gil served as a police officer with the Huntington Beach Police Department with a career that spanned over 39 years of dedicated service to the community. He also served as the Huntington Beach Police Officers' Association president for over a decade and was active with the Peace Officers Research Association of California (PORAC), both locally and statewide.

Continued on the next page.

COERPER (RETIRED)

With his involvement with the PORAC organization, Gil became dedicated to ensuring that California's fallen peace officers, law enforcement heroes who made the ultimate sacrifice in the line of duty and their families left behind would never be forgotten. This dedication resulted in his appointment as one of the original nine commissioners tasked in 1985 by Governor Deukmejian with creating what is now the California Peace Officers' Memorial Monument on the State Capitol grounds in Sacramento.

However, his community service did not end there. In post-retirement he continued to serve the community being elected to the city council twice from 2002 to 2010 and was the 55th Mayor of Huntington Beach in 2006. While serving on the city council he was a key force to the city's adoption of Camp Pendleton's Third Battalion, First Marine Regiment, which the city offers support to the families of these Marines.

HBPOA President, Detective Dave Humphreys summed up Gil best when he said, *"We have lost a friend, a legendary protector, a warrior and one who never gave up what he loved, his law enforcement profession and the Huntington Beach community. Gil always had passion for those he served for so many decades. His passion was the fruit of his character. Gil built bridges in the political arena and with many others."*

Gil is survived by his wife of 44 years Louann; sons Scott and Michael.

In 2016, the Huntington Beach Police and Community Foundation established the 'Gil Coerper Educational Scholarship Award' and in lieu of flowers, the family has asked that donations be made to the scholarship fund or the California Peace Officers' Memorial Foundation, 1700 I Street, Suite 100, Sacramento, CA 95811. www.camemorial.org

A public memorial to pay tribute to Gil and celebrate his life is set for **Saturday, April 29 at First Christian Church of Huntington Beach between 10:00 am – 2:00 pm.** ♥

PORAC & HBPOA

📍 Benefit Contact Information

City of Huntington Beach

Human Resources – Employee Benefits

Tel: 714-375-8456

Verify your benefits:

http://www.huntingtonbeachca.gov/government/departments/human_resources/employee_benefits/

CalPERS Medical & CalPERS Retirement

www.calpers.ca.gov

Tel: 888-225-7377 or 888-CAL-PERS

PORAC Retiree Medical Trust (RMT)

Benefit Solutions Inc. BSI

Suzan Kolb – Plan Administrative Agent

Tel: 877-808-5994

Email: porac@bsitpa.com

Dennis Hashin – PORAC Region IV Trustee

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www.AFLAC.com/PORAC

Adams, Ferrone & Ferrone

LDF | Workers Comp Cases

www.adamsferrone.com

Westlake Village

Tel: 866-373-5900

PORAC Legal Defense Fund

www.PORAC.org

Tel: 209-955-5700

Tel: 888-556-5631

California Casualty Auto | Home

Robert Stiehl | Field Marketing Manager

www.calcas.com/rstiehl or C: 949-244-3026

CALIFORNIA SUPREME COURT SUBJECTS

PRIVATE ELECTRONIC ACCOUNTS TO THE PUBLIC RECORDS ACT

Brian ROSS

RAINS LUCIA STERN ST. PHALLE & SILVER, PC

On March 2, 2017, the California Supreme Court issued its decision in *City of San Jose v. Superior Court* (2017) S218066, in which it held that city officials were required to publicly disclose work-related electronic communications over their personal electronic accounts and devices. The case involved a private citizen who formally requested numerous records, including emails and text messages ***“sent or received on private electronic devices used by”*** the mayor, city council members, and their staff. The City disclosed only communications made using official city telephone numbers and email accounts but did not disclose communications using the individuals’ personal accounts and devices.

The Supreme Court overruled the appellate court’s determination that electronic communications relating to the conduct of public business on private accounts were not ***“prepared, owned...or retained”*** by the governmental agency and hence subject to disclosure under the California Public Records Act (“CPRA”). In so doing, the Court looked at the language and intent of the CPRA and concluded (at p. 10) that the CPRA includes not only the governmental entity, but also its individual officers and employees. Moreover, the Supreme Court found that a document is retained by the agency within the meaning of the CPRA, ***“even if the writing is retained in the employee’s personal account.”*** (at p. 13.)

THE IMPACT OF THE DECISION ON PUBLIC EMPLOYEES

This decision will have a significant impact on all public employees in the State of California, and most assuredly, peace officers. Pursuant to the CPRA, the public agency now has an obligation to search, collect, and disclose material located in an employee’s personal account or on a personal device (e.g., cell phone). Although the CPRA does not prescribe specific methods of searching for documents, the California Supreme Court explored several. For instance, the Court indicated that agencies could develop internal policies for conducting such searches, or could rely on employees to search their own personal files and devices for responsive materials. Alternatively, the Court also suggested that public agencies could develop policies that would reduce the likelihood of public records being held in employees’ private accounts. The Court cautioned, however, that any personal information not related to the conduct of public business or falling under a

statutory exemption under the Act could be redacted, (Gov. Code, § 6253(a)) but that such privacy concerns would need to be addressed on a case-by-case basis.

CONCLUSION

This decision should cause every public employee to seriously consider when, how and whether to use their personal cell phones for work related communications. Public agencies will likely examine their policies and practices regarding electronic communications, which may impact the reasonable expectation of privacy a public employee has in a personal device that is used for official business. In turn, labor organizations and individual employees should closely monitor any new or revised policies and be vigilant to exercise all applicable meet and confer rights under collective bargaining statutes to ensure privacy rights established by the United States and California Constitutions are protected. ♥

JFA NOTE: Brian Ross, the author, is an attorney in the Litigation and Collective Bargaining practice groups of the Santa Monica office of Rains Lucia Stern St. Phalle & Silver, PC. Editing contributions were made by firm partners Rockne Lucia (Pleasant Hill), Robert Wexler (Santa Monica) & Richard Levine (Santa Monica).



Correspondence...

COMMENTS, KUDOS, COMPLAINTS



Email Kudo

The article "It's a Calling" was absolutely great. It touched people's hearts [and as] always an articulate and right to the point article.

No one can miss what was said. It's a shame the politicians, who are trying to civilianize the police, can't understand that the public does not want what is happening.

We don't need more outreach programs... we need experienced cops aggressively investigating crimes!

J. Barry Case
HBPD Sergeant (Retired)

Text Another Kudo

Just wanted to say that your articles in the JFA were great, (which is expected from an award winning editor)!! Really enjoyed reading them – Well done my friend.

'Wild Bill' Martin
HBPD Sergeant (Retired)

Text Farewell to Heroes

An absolute great article in the last issue of the JFA... Thank you, Brandon!

Chuck Wright
HBPD Officer (Retired)

HB ELKS STREET COPS AWARDS SUNDAY, JUNE 25, 2017

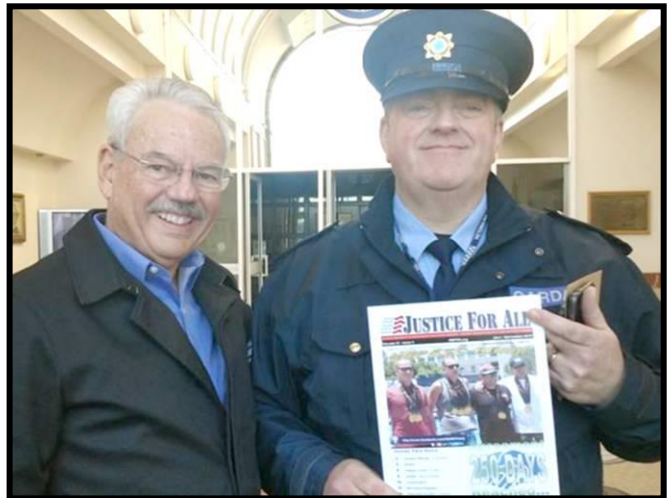
RSVP TO THE POA OFFICE
714-842-8851

SIMPLE AS ONE, TWO, THREE...

1. NOMINATE
2. ATTEND
3. SUPPORT



Has the JFA traveled with you recently? Submit your photo holding a recent issue of the JFA with another law enforcement officer or at a related law enforcement site. Printed submission will receive a cup of java on us.



IRISH LUCK – Sgt. John Reynolds of An Garda Siochana (Irish National Police) hosted J. Dowling for an incredible tour of the Garda College (their training academy) in Templemore, Ireland.

Text Farewell to Heroes

An absolute great article in the last issue of the JFA... Thank you, Brandon!

Chuck Wright
HBPD Officer (Retired)

Classified Non-Ad

By Frits Ahlefeldt

Viking Landscaping & Tree Service

FREE ESTIMATES – PUBLIC SAFETY SPECIALS
WE KNOW TREES – ALL TREES

Mourning the Loss of a Rational Soul: Sergeant Bill Meers

MICHAEL KELLY

HBPOA Member (Retired)

The word “hero” gets used a lot. Most of the time it is both accurate and appropriate. But when I hear it I’m often reminded of something my dad told me. He was a military veteran who had seen action during WWII and the Korean War. He said many of the most heroic deeds were accomplished by people who received no recognition at all. He also said if medals were somehow awarded consistently and fairly, they would be filling unmarked graves in the most remote corners and in the deepest seas of the world; where windblown sands, tangled jungles, and deep ocean currents obscure memories of true bravery.

In a world undeniably influenced by cowardice and irrational behavior, we lost a true clear-eyed hero this last week. Simultaneously, I suffered the loss of one of my closest friends...to cancer. To say again that it is a hideous disease is an understatement, especially this time. Not only did it take one of the few intimate buddies I have been blessed with over the years, but it did so in a dreadful manner. And it happened quietly to one of the finest men I have ever known.

Bill Meers and I had a lot of things in common. We shared a fanatical love of our families, pride in our children, and looked forward to a future spent with our grandchildren. We each retired from a police agency we honored and shared camaraderie with people we mutually respected...and trusted. We looked back on our careers with a sense of satisfaction that we did the best we could and upheld a commitment to professionalism that we inherited from those who served before us. We shared concerns for the future of law enforcement and committed a significant amount of our careers to training personnel. We were a part of something bigger and better than we were by ourselves, something that empowered us to pragmatically serve our society for the greater good. Although it took a toll on us, and took precious time away from our loved ones, it was work that paid dividends in gratification that our time wasn’t wasted or lost in futility—not all the time, anyway.



William ‘Billy’ Meers

Bill was a man’s man and a cop’s cop. He wasn’t perfect and had his detractors, just like the rest of us. But he was a true man of principle who lived by his beliefs and used them to guide everything he did—both in his personal and professional life. He originally drew on the ethics he had been raised with from a father who was a career Marine officer and a mother who was a veteran hospital nurse. But his worldview was experiential. In other words, he based it on what he saw and knew first hand. He didn’t rely on what others told him or what he could pull out of a book. That and his unmitigated independence were things we had in common and helped sustain a friendship over many years. Thomas Merton, the famous Trappist monk who was an American Catholic writer, theologian and mystic, said one of his greatest fears was the power of groupthink and

Continued on the next page.

Meers - Continued from page 16.

loss of independent rational thought that he felt had led civilization to the brink of nuclear annihilation. I'm quite sure he would have been a fan of Sergeant Meers. To his friends and coworkers, "Billy" served as a credible example of integrity, loyalty and honesty. He did it right, and I'm sure God was watching.

Among so many other things, Bill and I spent hours sharing the ebb and flow in our religious faith. We laughed at ourselves often when we got into theological discussions based on our humble understandings of the Bible, our experiences, and our suspicions. It was those suspicions, and the natural irreverent pessimism from working with the darker side of humanity, that caused the "ebbs," while the "flows" were suckled by our undeterred belief in God's existence from the ample evidence of what occurred in his absence. Just before he received the diagnosis that would change his life profoundly, and ultimately end it, I saw Bill go through a conversion that revitalized his relationship with Jesus Christ. It was the most sincere and deep reconnection with our Savior that I ever witnessed. It was spontaneous. It was organic. It was genuine. And just like everything else in his life, it was legitimately solid. It inspired his family and friends. And it sustained him through the misery, fear, and suffering of his final months. I have little doubt that it serves him unshakably still.

"Do not let your hearts be troubled. You believe in God; believe also in me. My Father's house has many rooms; if that were not so, would I have told you that I am going there to prepare a place for you? And if I go and prepare a place for you, I will come back and take you to be with me that you also may be where I am." - John 14:1-3

<http://theologymix.com/blue-lines/mourning-the-loss-of-a-rational-soul/> ♥



In our hearts, thoughts and prayers...

*Police Investigative Specialist (Retired)
Huntington Beach PD*

Dawnelle 'Dawn' Morrise

1946 - 2017

*Family of our Department Family
Irma Lamas*

Alicia Briones Lamas

1944 - 2017

*Family of our Department Family
Tyler Hanson*

Joseph Russell Carrow

1927 - 2017



*RSVP (Retired)
Huntington Beach PD*

Shirley Spiegel

1922 - 2017



*Sergeant (Retired)
Huntington Beach PD*

William 'Billy' Meers

1952 - 2017

*Family of our Department Family
Dale Hitzeman*

Donald Albert Hitzeman

1933 - 2017



*Senior Police Officer (Retired)
Huntington Beach PD*

Gilbert 'Gil' Coerper

1934 - 2017

*Family of our Department Family
Steve Overcast*

Shelia Lynn Overcast-Osburn

1953 - 2017

CALIFORNIA PEACE OFFICERS' MEMORIAL CEREMONIES

MAY 7-8, 2017
SACRAMENTO, CALIFORNIA

Honoring the law enforcement heroes of our great State who have made the ultimate sacrifice

IN THE LINE OF DUTY

DEPUTY SCOTT BALLANTYNE

TULARE COUNTY SHERIFF'S DEPARTMENT
EOW: FEBRUARY 10, 2016

OFFICER NATHAN TAYLOR

CHP - GOLD RUN AREA
EOW: MARCH 13, 2016

OFFICER MICHAEL J. KATHERMAN

SAN JOSE POLICE DEPARTMENT
EOW: JUNE 14, 2016

OFFICER JONATHAN "JD" DE GUZMAN

SAN DIEGO POLICE DEPARTMENT
EOW: JULY 28, 2016

SERGEANT STEVEN C. OWEN

LOS ANGELES COUNTY SHERIFF'S DEPARTMENT
EOW: OCTOBER 5, 2016

OFFICER JOSE GILBERT "GIL" VEGA

PALM SPRINGS POLICE DEPARTMENT
EOW: OCTOBER 8, 2016

OFFICER LESLEY ZEREBNY

PALM SPRINGS POLICE DEPARTMENT
EOW: OCTOBER 8, 2016

DEPUTY JACK LANCESON HOPKINS

MODOC COUNTY SHERIFF'S OFFICE
EOW: OCTOBER 19, 2016

SERGEANT ALFONSO "AL" LOPEZ

LOS ANGELES COUNTY SHERIFF'S DEPARTMENT
EOW: OCTOBER 24, 2016

DEPUTY DENNIS R. WALLACE

STANISLAUS COUNTY SHERIFF'S DEPARTMENT
EOW: NOVEMBER 13, 2016

ENROLLED FROM PRIOR YEARS

OFFICER PAUL M. CARLISLE - OAKLAND POLICE DEPARTMENT - EOW: DECEMBER 1, 2015

SERGEANT THOMAS J. FONTE - LOS ANGELES COUNTY SHERIFF'S DEPT - EOW: OCTOBER 2, 1990

DEPUTY MARSHAL FREDERICK F. MOORE - LOS ANGELES COUNTY SHERIFF'S DEPT - EOW: JANUARY 16, 1947

CONSTABLE CHARLES W. WINSTON - LOS ANGELES COUNTY SHERIFF'S DEPT - EOW: APRIL 3, 1926

DEPUTY ARTHUR J. SOLOMON - LOS ANGELES COUNTY SHERIFF'S DEPT - EOW: AUGUST 7, 1917

Candlelight Vigil - Sunday, May 7, 2017 at 8:00pm
Enrollment Ceremony - Monday, May 8, 2017 at 10:30am

CALIFORNIA PEACE OFFICERS MEMORIAL MONUMENT // 10TH STREET & CAPITOL MALL, SACRAMENTO

Ceremony events sponsored by the California Peace Officers' Memorial Foundation // 1740 J Street, Suite 100, Sacramento, CA 95811 // www.camemorial.org

CPOMF is a 502(c)(3) non-profit charitable organization, ID# 95-4350983



California's Fallen...

Source: www.camemorial.org | www.ODMP.org



Line-of-Duty Deaths – 2017

♥ **Officer Keith Boyer**

Whittier PD

♥ **Officer Lucas Chellew**

CHP – South Sacramento

♥ **Deputy Michael Foley**

Alameda County SD

2017

California Peace Officers' Memorial Ceremony

Candlelight Service – Sunday, May 7, 2017 | Enrollment Ceremony – Monday, May 8, 2017
Sacramento, CA

National Candlelight Vigil Service

Capitol Mall - Saturday, May 13 2017
Washington, DC

National Peace Officers' Memorial Ceremony

West US Capitol Lawn - Monday, May 15, 2017
Washington, DC

2017 National Police Week

May 14 – 20, 2017

Nationally...

Source: www.odmp.org



2017 Firefighters

Source: usfa.dhs.gov

Nationally:	25	89
CALIFORNIA -	1	4

2017 Line of Duty

Deaths: 29
CALIFORNIA – 3

2016 Line of Duty

Deaths: 140
CALIFORNIA – 11

2015 Line of Duty

Deaths: 130
CALIFORNIA – 6

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Police Service Dog

KIM

Huntington Beach Police Department

On Sunday, May 26, 1991, shortly after 5:00 PM, Police Officer/Canine Handler Jim Weaver and his Police Service Dog partner, KIM, had made a traffic stop on a vehicle westbound on Pacific Coast Highway. Shortly after contacting the driver of the vehicle and sole occupant, it drove off and they were involved in a high-speed pursuit into Seal Beach. The chase ended in the area of Seal Beach Boulevard and Westminster Avenue.

At the end of the chase, the suspect tried to escape on foot and ignored repeated demands to surrender. Officer Weaver released his partner KIM, and he chased the suspect down overtaking him in a nearby parking lot. The dog bit the suspect and took him to the ground. Once on the ground, the suspect stabbed KIM several times causing major injuries to the dog. The suspect finally surrendered to officers and was charged with multiple crimes. KIM was flown by the department's helicopter to an emergency veterinarian hospital, however, due to his extensive injuries, KIM died a short time later. KIM was 5 1/2 years old and had served the Huntington Beach Police Department and community for two years.

Since the department's canine inception in 1972, KIM was the first police service dog to have been killed in the line of duty. Police Officer/Canine Handler Jim Weaver remained in the department's canine program and was reassigned another dog, BLUX, until their retirement in May 1994.

Dedicated. Faithful. Loyal.

Since 1972... 45-years of service.