

1 (2) Patrol Special Officers are defined as "A private patrol person, appointed by
2 the Police Commission, who contracts to perform security duties of a private nature for
3 private persons or businesses within the geographical boundaries set forth by the
4 Police Commission. A Patrol Special is the owner of a beat. A Patrol Special is
5 responsible for knowing and obeying the rules and procedures of the Patrol Special
6 Officers and Assistant Patrol Special Officers." (See *Interim Rules and Procedures for*
7 *Patrol Special Officers and Their Assistants, Adopted by the San Francisco Police*
8 *Commission December 10, 2008*).

9 SPECIFICATION NO. 1:

10 (3) On Friday, August 14, 2009, Mr. Gregory Love, Chief of Police of the
11 Broadmoor Police Department (hereinafter "Chief Love") contacted Lieutenant Curtis
12 Lum #2128 of the San Francisco Police Department and informed him that the accused
13 had posted a photo of himself, in uniform, on a political website.

14 (4) The website, www.voteforhanleychan.com is a political website being used to
15 support the accused's candidacy for Commissioner on the City of Broadmoor's Police
16 Commission.

17 (5) On August 14, 2009, the website clearly showed the accused wearing his
18 San Francisco Patrol Special Uniform, including his patch and six-point star. The color
19 photograph extends across the entire top portion of the website. Next to the color
20 photograph it reads, "Hanley Chan for Broadmoor Police Commission."

21 (6) The website provides a brief biography of the accused's personal history and
22 work experience. The words, "Patrol Special Hanley Chan" appear at the bottom of the
23 website.

24 (7) On September 2, 2009, the accused was interviewed by the Management
25 Control Division.

26 (8) During his interview, the accused admitted he was the person depicted in the
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1 photograph. The accused stated that the photograph was taken approximately six
2 years ago while he was off-duty.

3 (9) According to the accused, the picture was "photo shopped" to make it appear
4 as if he was standing above the skyline of Daly City.

5 (10) During his interview, the accused said the photograph referenced above
6 was one of several photographs he provided to his brother in order to create a website
7 for him.

8 (11) The accused authorized his brother to create the website but did not
9 authorize him to use a picture of him in his Patrol Special uniform on the website.

10 (12) The accused admitted during his Management Control Division interview,
11 that when he saw the photo of himself in uniform on his political website, he knew it was
12 a violation of the Rules and Procedures for Patrol Special Officers and their Assistants.
13 According to the accused, he requested that his webmaster remove the photograph
14 from the website.

15 (13) On September 2, 2009, a review of the website revealed the same
16 photograph of the accused in his uniform. However, the San Francisco patch and star
17 are now blurred out.

18 (14) The accused, by displaying a personal photograph on a political website,
19 which depicts him in uniform and clearly shows his San Francisco Patch and star,
20 engaged in conduct which violates Rule 5.06 of the Rules and Procedures for Patrol
21 Special Officers and Their Assistants. Any reasonable Patrol Special Officer must
22 know that such conduct is cause for discipline or revocation of his appointment. Rule
23 5.06 of the Rules and Procedures for Patrol Special Officers and their Assistants states:

24 *UNIFORM AND EQUIPMENT ITEMS DISPLAY OFF DUTY.*
25 *Patrol Specials and Assistant Patrol Specials shall not wear or use any*
26 *uniform or equipment item, including weapons, except en route to and*
27 *from their beats, and while on-duty as a Patrol Special Officer or*
28 *Assistant Patrol Special Officer in the City and County of San Francisco.*

1 PENALTIES:

2 (15) The accused currently has five separate Police Commission charges
3 pending before the Police Commission. The Department requests that all of the
4 accused's matters be consolidated in one proceeding. If found guilty after trial and
5 hearing by the Police Commission, the recommended penalty is revocation of the
6 accused's appointment.
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8 VERIFICATION

9 I, GEORGE GASCÓN, declare under penalty of perjury that I am the complainant
10 preferring the within charges, that I have read said charges, and that the matters alleged
11 therein are stated on my information and belief, and that I believe them to be true.

12 Executed at San Francisco, California this 11 day of September, 2009.

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16 GEORGE GASCÓN
17 Chief of Police
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2009 SEP 18 P 4 CITY AND COUNTY OF SAN FRANCISCO 2009 SEP 18 P 4: 02

STATE OF CALIFORNIA

In the Matter of
HANLEY CHAN,
A Patrol Special Officer,
Star Number 2683,
Accused.

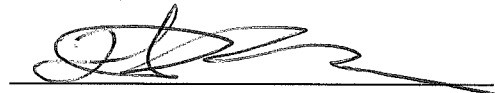
File Number ALW C09-192
PROOF OF SERVICE
of
CHARGES

I, SGT. DARYL FONG #1552, declare as follows:

I personally served the attached charges in the above entitled matter on
Patrol Special Officer HANLEY CHAN, Star Number 2683, on the 18 day of September,
2009, by showing the original to and delivering a copy to said patrol special officer at
MANAGEMENT CONTROL DIVISION I declare under penalty of perjury that the foregoing is true and
correct and this declaration is executed on the 18 day of September, 2009, at San
Francisco, California.

SGT. DARYL FONG #1552

(Print the Name of the Officer
Serving the Charges)



(Signature)
A Patrol Special Officer of the City
and County of San Francisco
Star Number 2683.

Filed in the Office of the Police Commission, City and County of San Francisco
this 18th day of September ____, 2009.


Secretary to the Police Commission.