

Statement for Lieutenants ordered to watch video for ID purposes - who **cannot** make a positive identification -

I have been ordered to review a video of subjects that are alleged to be police officers for the purpose of identifying the subjects. I am making this statement because I have been ordered to do so and know I could lose my job if I refused to do so.

I understand that making an incorrect identification may result in the wrong person being accused and in my being charged with a Rule 14 violation. I have viewed the video as directed and, while it is possible I have seen the subjects previously, I do not have any independent recollection of who the subjects are. Accordingly, I am not able to make a positive identification of the subjects in the video.

If during the course of this video you recognize the subjects and can identify any of them you must do so. If you deliberately deny knowing the subject you could open yourself to a Rule 14 violation. Remember under the terms of our contract you are entitled to representation as a witness.

SECTION 6.2E - A Lieutenant being interviewed pursuant to this Section shall, upon his/her request, have the right to be represented by counsel of his/her own choice and to have that counsel present at all times during the interview, or, at the request of the Lieutenant being interviewed, the Lieutenant shall have the right to be represented by a representative of Unit 156-Lieutenants and to have that representative present at all times during the interview. The Unit 156-Lieutenants representative shall be a Lieutenant covered by Article 17 or an off-duty Lieutenant designated by Unit 156-Lieutenants. For purposes of this subsection, "represented" shall mean that the Lieutenant's counsel and/or representative shall only advise the Lieutenant, but shall not in any way interfere with the interview. The interview shall be postponed for a reasonable time, but in no case for more than forty-eight (48) hours from the time the Lieutenant is informed of the request for an interview and the general subject matter thereof and his/her counsel or representative can be present, provided that, in any event, interviews in shooting cases may be postponed for no more than two (2) hours.

Please feel free to call the union if you have any questions on this issue.