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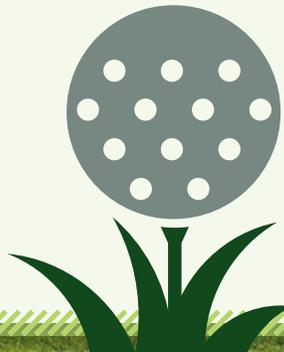


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# PHOENIX LAW ENFORCER

OFFICIAL PUBLICATION OF THE PHOENIX LAW ENFORCEMENT ASSOCIATION

Phoenix Law Enforcement Association, Inc.  
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Phone: (602) 246-7869 Email: office@azplea.com  
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## PRESIDENT'S MESSAGE



**MICHAEL "BRITT" LONDON**  
President  
mlondon@azplea.com

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*A community-benefiting plan made by one group will benefit only that group if the others have been excluded from the planning.*

//

# Benefiting Our Community

The topic of the creation of a civilian review committee for our city is something that has been at the forefront of our minds at PLEA. In an attempt to better understand a model of review that would actually work for the benefit of our membership and the community, we have been in touch with numerous cities, police departments, police labor associations and political figures. We have found that no perfect model exists. Room for argument and accusation remains in many cities and departments that implemented civilian review, the complete opposite of what I am sure was the best intention of those communities. Is there a way to satisfy everyone?

When a person attends a City Council meeting, addresses the council from the podium and speaks for their community, they are speaking for their personal definition of community, not the entire population of a locality. I believe that "community" should be recognized as being made up of the people who live in and provide service to a populated area, all working together to create optimal living conditions. Is it possible to define community as a singular group? A city the size of Phoenix is diverse in race, religion, politics and interests, and people aligned with a single aspect of this diversity can influence the people of another aspect. Of course, the confidence we have in elected leadership is recognition of all moving parts when making an unbiased decision that should be for the welfare of all. It seems to be an almost impossible task, however, to make one decision that is good for everyone.

A diverse population makes a community of varied cultures and thought, and the community is governed by law that should be fair to all, allowing for "life, liberty and the pursuit of happiness." We will never see legislation that will be absolutely void of question or conflict. I have seen the

legislative process firsthand, and I can say that influence, not intellect, is the best tool to have when pushing a bill to become law. A law can help one group of people and hurt another, and so can establishing any process based on influence and not truth.

Some people may think that Phoenix is one community in which everyone has the same needs, but that would be wrong. We are different people with different ideas of how to live our lives, as it should be. Live and let live. But, regardless of your group, everyone needs to follow some rules that apply to all. Phoenix police officers are a group within the community of Phoenix. Our esteemed role in the community is to enforce laws and provide services that enhance the quality of life for all Phoenix residents, our community. The unique thing about the cop job is that we must enforce the same law to different people and cultures within our community, which can lead to misunderstanding if there is no familiarity with a certain law. Then there are those in the community who willingly break the law and prove harmful to others. When some of those lawbreakers are caught, they want to point fingers and try to do anything to deflect and disassociate themselves from their actions. This causes another hurdle in the justice system. Many police officers feel the community should also be held responsible when a false or misleading claim is made against an individual officer. Unfortunately, the Phoenix Police Department does nothing for an officer's personal reputation, such as filing charges for a false complaint, even when the officer has been cleared of a false allegation. PLEA has tried to find a remedy for complaints of this type in the most recent and previous contracts. However, we've been told "it will have a chilling effect" on those trying to report misconduct. It should have a "chilling effect" when someone intends to file a blatantly false allegation! As it stands,

as a police labor organization, it looks like we will need to find a way to change that on our end.

Existing systems can and should be improved, but when necessary. The integration of civilians in the review and discipline system the Phoenix Police Department has had for so many years works for us. Can the process be improved? Sure. But every group making up our community, even police officers, should be involved and given equal input and consideration.

No one person or governing body can say or decide what is in the best interest of a diverse group of almost two million people without reaching out to representatives of each group. A community-benefiting plan made by one group will benefit only that group if the others have been excluded from the planning.

Being hopeful, we at PLEA are ready to see what the City Council actually thinks will benefit those members of the Phoenix community who enforce the law. This decision will last in the minds of the new generation of officers for their entire career. PLEA

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## VICE PRESIDENT'S MESSAGE



**TOBY SEXTON**  
Vice President/Grievance Chair  
tsexton@azplea.com

*Plan to come and enjoy a day of fun, good food, games, laser tag and bowling with your family and friends.*

## PLEA Family Day

**M**ark your calendars for May 3, 2020, when PLEA is hosting the second annual Family Day at the Main Event, located at 10315 West McDowell Road. Like it was last year, this will be a private event restricted to PLEA members and their families. Family Day starts at 9 a.m. and goes to 2 p.m., which will provide five hours of fun, food and good times with your family and friends. Last year, we had over 900 people register, and we have room for many more!

Once again, this should be a great event. Plan accordingly so you can come and enjoy a day of fun, good food, games, laser tag and bowling with your family and friends. This year, we will have some new merchandise available for purchase. Please call the PLEA office at (602) 246-7869 to register for the event. (Note: We must limit this to immediate family only.) Each person attending will receive a five-hour unlimited video game card, bowling, laser tag,

gravity ropes (all unlimited), unlimited soft drinks and lunch. We hope to see you there!

Also, I would like to reach out to the golfers. We have our annual Fallen Officer Memorial Golf Classic on April 25, 2020, at the Wigwam Golf Resort. This is one of our PLEA Charities events where we raise money so that we can assist officers and their families in times of need and provide assistance to community partners. Please come out and support this great event in its 30th year! You can register online at [www.pleacharities.org](http://www.pleacharities.org), or fill out and mail in the form on page 13 of this magazine. You can call PLEA Charities Director Cassandra Jarles if you have any questions about the tournament, including participation, sponsorship or volunteering to help make our long-standing premier PLEA Charities event as successful as it has been since its inception in 1991 as the #8028 Patrick O. Briggs Memorial Golf Tournament. PLEA

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### CALLING ALL RETIREES!

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## SECRETARY'S MESSAGE



**FRANKLIN R. MARINO**

Secretary

fmarino@azplea.com

//

*I don't believe we have an issue with 'police brutality' in our city. I believe we have an issue with uninformed individuals.*

//

# Who Do We Serve: Agendas or the Community?

Outside of work, I make no bones about the fact that I am a proud American, a second-generation descendant of immigrants who stands for the national anthem and places my right hand over my heart for the Pledge of Allegiance. Within a year of moving to a new city in a new state, I had a life-changing military deployment, immediately followed by a temporary duty assignment where I worked alongside and provided undercover detectives support in narcotics investigations. Those were part of a chain of events that led to my decision to leave a skilled trade in the private sector to pursue a career in law enforcement. This provided me with an opportunity to give back to and continue to serve my new home. My Army Oath of Enlistment and my police oath have similar clauses, including "protecting and defending the Constitution of the United States against all enemies, foreign and domestic," which I firmly believe in to this day.

It's no secret that PLEA has butted heads with City Councilmember Carlos Garcia, who represents District 8. You should know him by now. He's an anti-police and open borders activist and director of Puente Arizona, who was arrested during the anti-SB 1070 protests several years ago and hijacked the City Council meeting in 2017 after the Trump rally. In 2019, he campaigned, ran for and won the current City Council seat he holds.

At the City Council meeting PLEA attended on June 19, 2019, I immediately noticed that Garcia didn't place his hand over his heart for the Pledge of Allegiance and was also wearing a T-shirt with "End Police Brutality" on the front. A photo of him seated at the dais quickly went viral on social media and his history as an anti-rule-of-law activist became more evident in the weeks that followed, coming on the heels of the "shoplifting" and "Facebook" investigations. He demanded the involved

officers be immediately terminated despite their due process rights, and began pushing the issue of having an independent civilian review board with the power to subpoena witnesses and terminate officers, despite a proven current process that has had civilians integrated into it for many years.

Six months later, a #8255 body-worn camera video from a traffic stop in downtown Phoenix involving Garcia conducted by Arizona State University police surfaced on local television channels and websites. True to his colors, Garcia's arrogance and blatant disregard for the law were clearly evident. First, he tried to argue with and question the officers, who were extremely professional and polite, about whether they had jurisdiction and then made it clear that he was going to see how to "get you guys out of here." Based on these statements, he clearly doesn't understand the concept of Arizona peace officer jurisdiction or the city's mutual aid policy. He then made an issue about being asked for his Social Security number, which we as police officers normally do as part of a records check to confirm an individual's identity. He later tried to explain to a reporter that he was "concerned for other people in the community who now have another police agency to worry about." Garcia should know that safety and security of the community is one of the primary functions of government. In a city where an understaffed police department has been doing more with less for several years now, one would think a "leader" would appreciate having the extra assistance. Stats from 2018 available on ASU's website show almost 11,600 students enrolled at its Downtown Phoenix campus. That's a huge population increase, regardless of whether they commute or live on campus, and Phoenix Police Department patrol resources, including our Downtown Operations Unit, are already stretched thin in this rapidly growing part of the city.

On January 25, 2020, Garcia authored an op-ed piece that was published in the *Arizona Republic*, where he justified his reason for wearing the T-shirt. He wrote, “However, what I will not get used to or be complacent about is police brutality, regardless of being made fun of, critiqued or threatened in the form of hundreds of hate messages we receive weekly at my city council office. I will continue to demand police accountability and transparency.” He continues, “The impunity of the Phoenix Police Department has led us to become the deadliest police forces [sic] in the country,” and it “is not an opinion” but “based on empirical data of shootings, the infamous incidents caught on video and the millions of taxpayer dollars we have paid in lawsuit settlements.” After discussing the need to create an “independent investigative, community-driven civilian review board that assures the people of Phoenix that we care about fixing the problem,” he goes on to say, “It would give a clearer avenue for the survivors of police brutality to report it and an open process for how our city government will hold the police department accountable.”

Like most anti-police activists, Garcia mentions “police brutality” in his op-ed, along with “police violence,” which has been pontificated about ad nauseum at City Council meetings by Poder in Action, another activist group. “Police brutality” isn’t even listed in *Black’s Law Dictionary*, considered by most attorneys to be the Merriam-Webster of law reference books. It is largely a made-up term, used to refer to excessive force being used to effect an arrest. As a 25-year veteran of the Phoenix Police Department, I don’t believe we have an issue with “police brutality” in our city. I believe we have an issue with uninformed individuals like Garcia and the groups he is affiliated with.

U.S. constitutional case law, Arizona Revised Statutes and Phoenix Police Department policy allow force, up to and including deadly force, to be legally used by officers in the performance of their duties. Cases like *Tennessee v. Garner* and *Graham v. Connor* are the cornerstone cases used to judge police use of force. In *Graham v. Connor*, U.S. Supreme Court Justice William Rehnquist stated in the court’s ruling, “The ‘reasonableness’ of a particular use of force must be judged from the perspective of a reasonable officer on the scene, rather than with the 20/20 vision of hindsight. The calculus of reasonableness must embody allowance for the fact that police officers are often forced to make split-second judgments — in circumstances that are tense, uncertain and rapidly evolving — about the amount of force that is necessary in a particular situation. The test of reasonableness is not capable of precise definition or mechanical application.” Having said that, using force to effect an arrest of an individual, especially someone high on drugs or determined not to go back to prison who is actively resisting arrest, never looks good. When officers confront *violent, out-of-control suspects who put others at risk of serious injury or death*, we must match or exceed their force levels to gain control of them. Some of the techniques that we are trained to use could very well be perceived as violence, but they are legally justified.

Proponents of the “police brutality” myth often like to say we take advantage of and use the use-of-force laws we operate under to legitimize our actions. Garcia’s comments referring to us as the “deadliest police force in the country” are a direct reference to a

record 44 officer-involved shootings in 2018, where 22 criminal suspects died. Thirty-five shootings involved suspects with guns, including incidents where the suspect shot civilians or pointed a firearm at and/or shot at our officers, four suspects were armed with knives and one was armed with a dangerous instrument. He fails to accept the fact those shootings were all legally justified under #9889 Arizona Revised Statute 13-901, which is why none of our officers were indicted for their actions. He also fails to understand or accept that no officer ever wants or looks forward to using deadly force to resolve an incident, and for those who do, it is a decision they will live with for the rest of their lives. Sadly, a consequence of resorting to deadly force is officers who have suffered mentally and emotionally and have taken their own lives.

As a public servant, I must abide by the law and Department and City rules and regulations, including those governing what I can say and do, on and off duty. (Can you say, “Facebook investigation?”) Policy dictates what I can wear during the course of my duties, and if I were still in patrol, I would have to follow policy regarding operation of Department vehicles and what items I’m allowed to have on my uniform. While it’s bad enough that several years ago I got a talking-to from a now-retired assistant chief about the 9/11 memorial pin I had on my uniform while attending an award ceremony, I can’t place a thin blue line flag decal on any City-issued equipment, including a marked patrol vehicle, or wear one on my uniform. I’m not allowed to speak in a negative manner about the City or the Department, and I must conduct myself in a professional manner at all times. Violating any of these policies may potentially lead to a PSB investigation, followed by a trip to the Disciplinary Review Board.

While Garcia is an elected official, he is also a public servant, but he bends the rules to suit his agenda. His focus should be on serving all residents of Phoenix, which includes a number of the rank-and-file Phoenix police officers PLEA represents — not a select demographic or what I would call a special interest group, which he clearly lays out in his own words. Imagine if the men and women of the Phoenix Police Department did that?

Slow down, wear your vest, stop advising on calls and stay safe! **PLEA**

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## TREASURER'S REPORT



**DARRELL KRIPLEAN**

Treasurer

dkriplean@azplea.com



*My hope is that none of you have to navigate the workers' compensation waters. The reality is that many, if not most, of you will.*



# On-the-Job Injury? When, Not If

It is never a shock to any of us when we get hurt on the job. We know very well the hazards of our career choice. It is rare to hear of an officer who was able to navigate a 20-plus-year career without filing a workers' compensation claim. For those of us who were not as fortunate, here are some things to consider.

No matter how minor the injury, report it as soon as reasonably possible. If the injury does not require medical treatment, simply complete a memo detailing what occurred and submit it to your supervisor. It will remain in your division/bureau/precinct file for one year. During that time, if the injury progresses so that medical treatment becomes necessary, an industrial packet will be completed.

Injuries that require medical treatment, obviously, will have an associated industrial packet filled out immediately.

I want to dispel an old wives' tale that I believed to be true for most of my career — the idea that when you get injured you must go to Concentra one time. I, like most of you, heard this over and over from co-workers and supervisors. It wasn't until I began working daily with injured colleagues that I found that it was not the case. The City does reserve the right to have you evaluated by a medical professional of its choosing if it believes your doctor's assessment or treatment plan seems out of whack; otherwise, you are free to choose the doctor you trust most with your care and recovery. Remember, once you see a doctor for a second time, they become your doctor of record. If you decide later that you want a different health provider, you must first seek approval from CCMSI — the third-party administrator of the City's workers' compensation program — before seeing them.

Another thing to be keenly aware of is the timeline set forth in Arizona Revised Statutes (ARS) for reporting an injury. ARS §23-1061 states that you have one year to file a claim for an injury. "The time for filing a compensation

claim begins to run when the injury becomes manifest or when the claimant knows or in the exercise of reasonable diligence should know that the claimant has sustained a compensable injury."

In other words, if symptoms or diagnosis of an injury do not manifest or occur for many years, it would still be able to be claimed. The date of diagnosis or onset of symptoms becomes the date of the injury. This is common with PTSD injuries.

Something to be very cognizant of is your work status document. Your doctor will be required to complete this document for the City. If your doctor wants you to recuperate at home, that needs to be reflected with the words "no duty" on it. Anything other than "no duty" is confirming your ability to work a modified assignment, aka transitional duty. If your doctor prescribes narcotic painkillers, do not assume that you will be able to stay home due to the "do not drive" advisement on the prescription bottle. As ludicrous as it sounds, the City may require you to report to work, even under the influence of a prescription narcotic. The City, time and time again, has told injured employees to get a ride from a family, friend, Uber or even a city bus to get to work. Remember, "no duty" is a key phrase.

Another important aspect of an industrial injury is that each covered #9379 injury has 2,080 hours (the equivalent of one year) attached to it. What this means is that if you are unable to work because of the injury, workers' compensation pays a portion of your salary and the City will supplement the remaining portion for the duration of the injury, or up to 2,080 hours. The 2,080 hours also covers follow-up appointments and any physical therapy that is prescribed. If you exhaust that bank and continue to need time off for appointments, you will have to use BI, BV or BC time. If you can work light duty,

I would encourage you to take advantage of it, even if it is in callback, to preserve that bank of hours. You may need to tap into it later if the claim needs to be reopened.

If you receive a bill for services rendered during this process, whether it is a doctor's bill, ambulance bill or emergency room bill, it is of the utmost importance that you call your adjustor, City Safety staff or me so we can ensure that the "bill to" gets changed from your name to the City of Phoenix. We have had several instances where this has not occurred, and officers have thrown away the bill with the assumption, "It's workers' comp, I don't need to worry about this." In such cases, the bills have ended up in collections and, subsequently, on individual credit reports. Understandably, this is very frustrating for the officer. The City typically receives a discount on the bill if it is paid within 15 days, so the sooner they know about it, the better it is.

My hope is that none of you have to navigate the workers' compensation waters. The reality is that many, if not most, of you will. Issues will arise, but know that PLEA will help you any way we can.

This article is only intended to cover the highlights of the workers' compensation process. Operations Orders 3.7.3 explains the process at length. If you ever have any questions, please feel free to contact Tracy Hamilton in the city safety department at (602) 534-9530 or by email at [tracy.hamilton@phoenix.gov](mailto:tracy.hamilton@phoenix.gov). You may also contact me for assistance. I am always available at the PLEA office or by email at [dkriplean@azplea.com](mailto:dkriplean@azplea.com). PLEA

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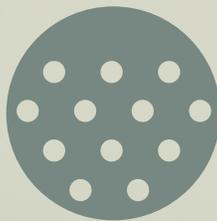
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**WIGWAM RESORT & SPA**

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We are pleased to announce the fourth annual **Fallen Officer Memorial Golf Classic**, benefiting **Phoenix Law Enforcement Association (PLEA) Charities**.

PLEA Charities is a 501(c)(3) nonprofit organization that strives to promote the positive image of law enforcement and enhance the quality of life in our communities by helping police officers in need as well as assisting organizations and individuals within the communities we serve. PLEA Charities supports various programs including Back the Blue officer support, Back to School Drive, Cadet Scholarship, Shop With a Cop and other community needs.



# EVENT DETAILS



## CHECK-IN

6:30 a.m.



## SHOTGUN START

7:30 a.m.



## COST

\$150 per player

### Format

Four-person scramble. Each team's players hit from the tee box, then the team members choose the best of the four shots for the next shot. All team members play the second shot from that location and again choose the best shot. Play continues in this manner until the hole is completed.

### Prizes

Raffle tickets will be sold at the tournament; prizes awarded during lunch

### Cost

\$150 per golfer; includes greens fees, cart for every two players, tournament hat, unlimited range balls, a catered lunch, tee bag and other goodies

### Deadline

First come, first served until March 20, 2020

### To enter

Go to [www.pleacharities.org](http://www.pleacharities.org), or use the printed form below

### Contact

For sponsorship opportunities, customized packages and tournament information, contact Cassandra Jarles at (602) 246-7869 or [cassandra@pleacharities.org](mailto:cassandra@pleacharities.org)



#### PLAYER 1

Name: \_\_\_\_\_

#### PLAYER 2

Name: \_\_\_\_\_

#### TEAM CONTACT INFORMATION

Name: \_\_\_\_\_

Phone: \_\_\_\_\_

Email: \_\_\_\_\_

#### PLAYER 3

Name: \_\_\_\_\_

#### PLAYER 4

Name: \_\_\_\_\_

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# 2020 PLEA Board Elections



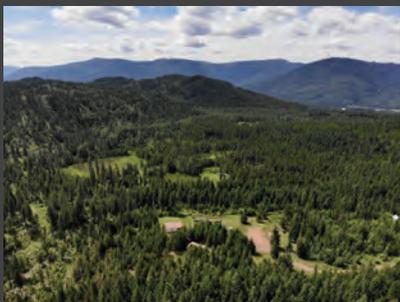
**PLEA Board election petitions are now available.**

Candidates interested in running for the four trustee positions, secretary or treasurer must meet the criteria set forth in Article IV of the PLEA Bylaws.

Election petitions will be due in the PLEA Office no later than 4:30 p.m. on Friday, May 1. By mid-May, candidates must submit to the Election Committee a photo and election statement of no more than 500 words for electronic publication. Ballots will be electronically distributed on Wednesday, July 1, and voting will end on Tuesday, July 7. On Wednesday, July 8, ballots will be counted and election results will be announced.



**The new PLEA Board members will take office on September 1.**



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## Live Where You Play



# The Memory of Officer Haze Burch Lives On

By Joyce Hubler

*Detective (ret.)*

Officer Haze Burch left his wife, Dora, and their three children, Joy, Lew and Frank, home while he patrolled downtown in his Ford Model A. It was February 4 and an otherwise quiet night in Phoenix.

Just around midnight, Burch, a tall, quiet and respected lawman, was driving east on Jefferson Street. Just past 7th Street, he observed two men who appeared to be siphoning gas from a car parked near 8th Street and Jefferson. Parked across the street from the two strangers was a red Nash Touring car with an Oklahoma license plate.

As Burch walked toward the two strangers, he asked if the car they were taking gas from was their car. They answered, “No.” He told them they were under arrest and placed one cuff on the younger man. Burch had no way of knowing the two men were brothers who were wanted for murders and robberies in several states.

With Babe Lawrence wearing one cuff, Burch reached out to place Will Lawrence in the second cuff. Will pointed a .44-caliber handgun at Burch and demanded his brother be released. Will shot Burch in the right

hand and in the mid-section. The Lawrence brothers fled on foot while Burch lay bleeding from his wounds. Phoenix was a small town in 1925, and many residents heard the shots ring out in the quiet night. Several nearby residents ran to the scene and found Burch sitting with his back against a palm tree, badly wounded but still conscious.

Another person who heard the shots was Dora, and she automatically feared for her husband. The Burch family lived in the area of 6th Street and Adams, just a few blocks north of the shooting. It is said Dora was standing on the front porch when Chief George O. Brisbois arrived to notify her that her husband had been shot.

Burch was able to identify the suspects from a bulletin the Phoenix Police Department had received the previous week. He was also able to describe the suspects and the details of what had happened. His last words to Brisbois were, “They got me pretty bad, chief. I’m a goner. Take care of my wife and babies.” A few minutes after 7 p.m. on February 5, 1925, Burch secured his place in the history of Phoenix by becoming the first Phoenix Police officer killed in the line of duty.

It is unknown exactly when the Lawrence brothers began their spree of auto thefts, murders and robberies. It is known that in 1924, the brothers



Officer Haze Burch with his children, Joy, Lew and Frank



had stolen a Muskogee, Oklahoma, Sheriff's Department car and drove to Texas, where they were apprehended. Fort Worth, Texas, Deputy Joseph Morgan, 49 years old with 12 years as a deputy, and another deputy were sent by train to Texas to bring the two brothers and the recovered car back to Oklahoma.

On June 16, 1924, in Tarrant County, Texas, Morgan was shot in the head and killed when one of the brothers leaned over the back seat and grabbed Morgan's gun from his holster. The other deputy was ordered to drive at gunpoint to a remote area where Morgan's body was dumped in a ditch. The brothers handcuffed the other deputy, robbed him and took valuables from the body of Morgan before fleeing.

Two months later, on August 20, 1924, Babe and Will were burglarizing a home in Livingston, Montana. Officer Charles Wilson, 35 years old with a wife and six children, responded to the crime in progress and gave chase, following the brothers into a railyard. A gunfight ensued and Wilson was shot and killed. The suspects fled, but they also dropped a bag that had belonged to Morgan, who had been shot and killed a few months earlier while transporting the Lawrence brothers from Texas back to Oklahoma.

Burch had no way of knowing the red Nash he saw across the street from where he encountered Will and Babe was stolen or that the handcuffs of Morgan, whom they had killed several months earlier, were in the stolen car. After shooting Burch, the suspects fled on foot. Men fanned out throughout Phoenix and the surrounding area, looking for the two cop-killers.

Two days later, on February 7, 1925, the Lawrence brothers were

located near the top of Tempe Butte, first by a civilian who noticed the cold, exhausted duo and summoned police. The two were apprehended by Temple City Marshal Ralph L. McDonald. At the time of their arrest, they were found to be in possession of a .30-30 Winchester rifle, a .44 Colt pistol and Burch's handcuffs. A second search prior to transport found a second pistol in Will's pants.

Word of the arrest spread rapidly through Phoenix, and a large crowd formed in front of the Ellis Building, where the suspects were being held and questioned at the office of County Attorney Arthur LaPrade. Fearing an outbreak of violence, LaPrade had the Lawrence brothers transported directly to the state penitentiary in Florence. It was at this same time, late in the afternoon, that Phoenix police officers and citizens gathered at Greenwood Memorial Cemetery to lay Burch to rest.

Babe was transported to Texas, where he was found guilty and sentenced to life in prison with no parole. Will was executed by hanging at the Arizona State Prison in January 1926. Burch's youngest son, Frank, became a prominent attorney in Phoenix. He served on the Phoenix Union High School Board and created a foundation to assist families of fallen law enforcement officers.

Your brothers and sisters in blue and the Foundation of Retired Phoenix Police Officers will never forget the sacrifice you made. Thank you, Haze Burch.

Blessed are the peacemakers, for they shall be called the children of God.

Haze Burch

June 14, 1884–February 5, 1925 PLEA

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# Estate Planning or Estate Guessing?

**By John Mariner**

*Founder, Generation Living Trusts*

**M**any live by the saying, “Hope for the best, but plan for the worst.” When it comes to our families, nothing could be worse than thinking that things are in order, only to find out after it’s too late that they’re not!

Estate planning should go far beyond who will receive your pension or who will be able to live in your home. If your primary beneficiaries were to pass away before you, who would be next in line to receive your hard-earned assets? What about your life insurance, annuities, 401k, stocks, bonds, mutual funds? Are your loved ones fully aware of your wishes and how best to honor them?



In our **online store**, you can shop, buy items to show your police pride, get a membership, make a donation or even request one of our vintage vehicles for your events.

Check out our website, follow us on social media, stop by to explore the museum ... and tell your friends!

Open Mon–Fri. 9 a.m. – 3 p.m.  
Located in Historic City Hall | (602) 534-PAST  
**phxpdmuseum.org**

These questions only deal with serious challenges if you die. Yet, the problem is not if you die — it’s if you don’t die! What if you were the victim of a serious injury, illness or accident during your working years? Who would be able to make decisions for you while you’re alive?

If you have a simple will, at least you’ve made some decisions concerning who will speak for you (an executor) and who will be receiving your money (a beneficiary). However, a will does not protect you while you’re alive. It’s not designed to do that, and that’s one of the serious problems associated with a traditional will. If you become incapacitated, a will alone cannot help because it does not name who you might want as your guardian.

For these reasons and more, a living trust — with all of its support documents (medical powers of attorney, living will, durable power of attorney, etc.) — is often the better choice. With a living trust, there is no probate, it allows you to select a legal guardian long before you might need one, and there’s #10708 little or no delay in transferring your assets to your loved ones at your death.

It’s always better to plan ahead. A strong estate plan takes the guesswork out of who’s going to speak for you and who’s going to receive your assets.

“We believe every officer and all support staff within the PLEA family should seriously consider moving forward with a comprehensive estate plan to protect themselves and those they love,” says Michael Napier, founder of the Napier Law Group. **PLEA**

**JOIN US** on Thursday, March 12 or April 9, at 10:30 a.m. in the PLEA Conference Room for a free on-site presentation on living trusts, wills and probate. Spouses are welcome! Seating is limited.

**RSVP** to (623) 262-0845 for more information or to arrange a free, no-obligation appointment in your home.

# Welcome, New Members!

Jason Blake	Kody King	Fernando Olivares	Andrea Saucier
Ian Briggs	Karissa Kroblen	Kenneth Osbon	Catherine Simko
Zachary Bultman	Konner Krouse	Christopher Pantin	Fernando Solis
Matthew Burns	Mason Kustaborder	Austin Peru	Japeth Taylor
Christopher Byrne	Dominic Le'Duff	Deron Quint	Melissa Tonn
Antonio Dinoisio	Andrew Mahar	Rylan Redmon	Danny Vo
Jody Fenn	Chase McCance	Matthew Richardson	Shon Washburn
Ryan Gallager	Conor McCarthy	Kyle Robbins	Danielle Wirth
Flomo Gibson	Mitchell McKenzie	Jesus Salvador	Jamie Woolsey
Richard Hawkins	Anthony McLain	Rodriguez	Nicholas Zwemke
Michael Hitzel	Noe Mitchell	Russell Roe	
Ryan Jones	David Mouten	Sean Sacro	



## AVOID the PERILS of PROBATE

WHETHER YOU HAVE A WILL OR NOT,  
YOU CAN BECOME A VICTIM OF THE  
PERILS OF PROBATE.

*A Will does NOT avoid probate. Probate is the legal process of transferring your assets to your loved ones at your death. Probate is very expensive, extremely time-consuming, and frustrating to all concerned. Remember - you're not the only one in danger. It's time to protect yourself and those you love from the perils of probate.*

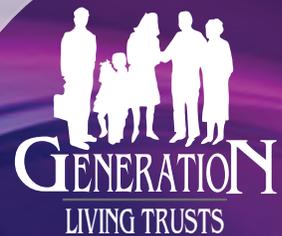
## We're Generation Living Trusts.

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## We can help. Call today.

When bad things happen to good people, families are often not prepared. We welcome the chance to help prepare you and your loved ones, and to address the estate planning needs of PLEA, its officers and support staff, and their families. We're excited to help protect those who protect us. When can we get started?

*Protecting you from generation to generation*  
[www.generationlivingtrusts.com](http://www.generationlivingtrusts.com)



**623.262.0845**



## Representation Committee

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Toby Sexton

### VICE CHAIRS

Yvette Bro  
John Maxwell

### REPRESENTATIVES

Jaclyn Anderson  
Helene Balmir  
Will Bishel  
Joseph Brown  
Brent Bundy

Frankie Contreras  
Chris Devers  
Frank Duran  
Rick Flum  
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Daniel Grant  
Eric Gunnels  
Paul Jackson Jr.  
Bertie James  
Tim Mazich

Anthony Navas  
Lawrence Rosky  
Jim Vonada  
Brandy Willingham  
Kevin Wilson

Keith Yingling  
Michael Yoho

#### If You Have a Grievance

**First:** Attempt to resolve the matter informally with your supervisor.

**Second:** If you cannot resolve this with your supervisor, contact one of the representatives above.

**Remember:** There are time limits to initiate a written grievance.

#### If You Are Being Investigated

**Record:** All interviews once you have been given an NOI.

**Copy:** All memos or paperwork related to the investigation.

**Truthfully:** Answer all questions related to the investigation.

If you are called by the Professional Standards Bureau (PSB) or any police supervisor regarding an investigatory interview or interrogation, you may have PLEA representation during that interview. Call for representation as soon as possible.

If you are contacted by the Special Investigations Detail (SID), do not speak with them until you have

contacted a PLEA Board member for referral to a criminal attorney.

For your convenience, a PLEA Board member and representative are available 24/7.

During normal business hours, please contact the PLEA Office at (602) 246-7869. During weekends, holidays and after hours, contact the Radio Supervisor.

# Now There Are 500 More Reasons Why It Pays to Read



## PHOENIX LAW ENFORCER

### This issue contains TWO ways to win your share of

# \$500 CASH!

### GIVEAWAY #1 ONE \$250 PRIZE

Members who find the hidden  in this issue of *Phoenix Law Enforcer*, go to [www.azplea.com](http://www.azplea.com), log in to the Members Only Area and register to be entered into a drawing for \$250. You must enter by April 9, 2020, to be considered eligible. Telephone entries will not be accepted. Visit our website for more details.

### GIVEAWAY #2 FIVE \$50 PRIZES

We've hidden five serial numbers within this issue of *Phoenix Law Enforcer*. If your number is among them and you call (602) 246-7869 to let us know that you found it, you'll win \$50. If you didn't find your number this time, try again in the next issue, where we'll hide five more! (Excludes serial numbers listed in Retirees section.)

## For so many reasons, it pays to read Phoenix Law Enforcer.

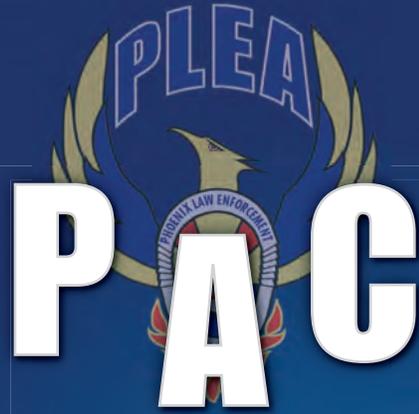
This giveaway is open to PLEA members only. You must be 18 or older to win.



## GET INVOLVED WITH YOUR ASSOCIATION!

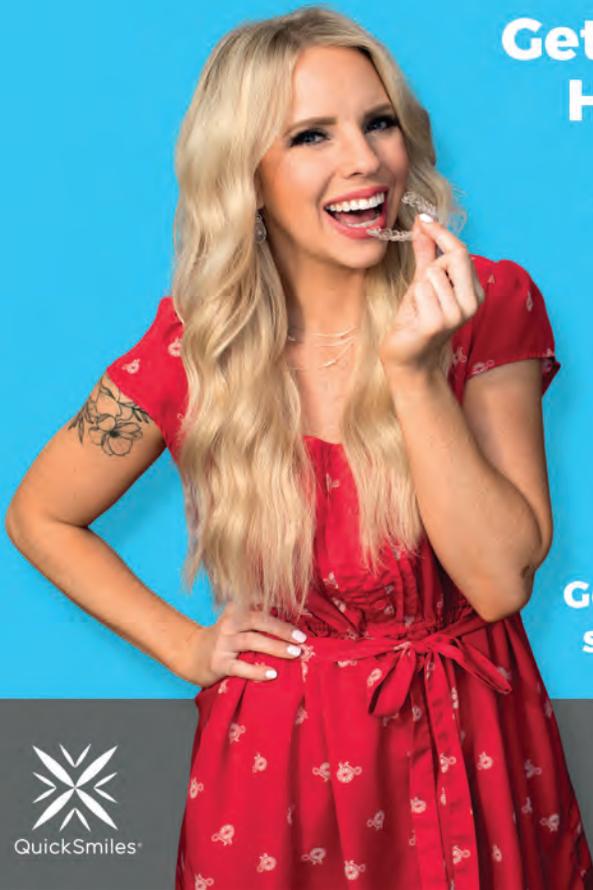
PLEA Board and membership meetings are now held on the **third Tuesday of the month**. Each Board meeting begins at **8 a.m.** and is immediately followed by the membership meeting at **11:30 a.m.**, where lunch is served.

This is a great opportunity to meet your Board members and learn what is going on with your Association, including upcoming events. If you want to attend a meeting, please contact the office at (602) 246-7869 or [office@azplea.com](mailto:office@azplea.com) so we can plan accordingly for lunch.



## POLITICAL ACTION COMMITTEE

- Providing a voice in the political arena
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- Protecting against damaging legislation
- Endorsing candidates who pledge to work with and support law enforcement



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# TRAINING & CLASSES



## CALIBRE PRESS

April 22

*Female Enforcers*  
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August 25 (NEW)

*Legally Justified – But  
Was It Avoidable?*  
Tempe, AZ

September 8–9 (NEW)

*BulletProof*  
Chandler, AZ



## JOHN REID

April 14–17 (NEW)

*Investigative  
Interviewing and  
Advanced Interrogation*  
Apache Junction, AZ

August 18–21 (NEW)

*Investigative  
Interviewing and  
Advanced Interrogation*  
Phoenix, AZ

Please check Training and Classes in the Members Only section of the PLEA website for information on upcoming seminar dates and discounts.

# CONGRATULATIONS

to the following PLEA members who won the January/February 2020 contests:

## Hidden Symbol Contest (\$250)

Shane Merwin

## Serial # Contest (\$50)

Karen Anderson  
Temica Armstrong  
Steve Binder



# PLEA Is Mobile!

The PLEA app provides important information and services in the palm of your hand, including:

- Breaking news
- Upcoming events
- One-touch dialing to call a PLEA rep
- Easy access to legal assistance, MOU and other resources
- Convenient connections to PLEA's website, online magazine and social media
- Direct links to tickets and discounts, training and classes, and contest entry



Search for “Phoenix Law Enforcement Association” in Google Play or the Apple App Store to download for free and keep up with PLEA on the go!

# FALLEN HEROES

**Detective  
John Hobbs**



**EOW:  
Monday, March 3, 2014**

Detective Hobbs was shot and killed as he and other members of the Fugitive Apprehension Team attempted to serve a felony warrant. He was a 21-year veteran of the PPD.

**Officer  
Paul Rutherford**



**EOW:  
Thursday, March 21, 2019**

Officer Rutherford died from injuries received when he was struck by a vehicle while crossing the street on foot to respond to a priority radio call after investigating an unrelated traffic collision. He was a U.S. Air Force veteran and had served the PPD for 23 years.

**Officer  
Marc Todd Atkinson**



**EOW:  
Friday, March 26, 1999**

While following a suspicious vehicle, Officer Atkinson was lured into an industrial area, ambushed by gunfire and killed instantly. He had served on the PPD for five years.

**K9  
Hunter**



**EOW:  
Wednesday, April 17, 1996**

While Officer Jeff Kozel and K9 Hunter were assisting in apprehending a suspect, Hunter was shot five times at point-blank range. In his PPD career, he was responsible for 686 searches and 94 felony arrests, saved lives, and was the first recipient of the Canine Medal of Honor.

**K9  
Bane**



**EOW:  
Tuesday, April 17, 2018**

K9 Bane was killed while attempting an apprehension of a suspect following a pursuit of a stolen vehicle. He had served with the Department for two years.

**Officer  
Tim Landers**



**EOW:  
Sunday, April 20, 1997**

Officer Landers was killed on his way home from work when a car operated by a drunk driver crossed a highway median and struck his vehicle head-on. He had been with the Department for four years.

**Officer  
Arthur Del Gaudio Jr.**



**EOW:  
Thursday, April 22, 1976**

Officer Del Gaudio was killed while in pursuit of an impaired and reckless driver. His death was instrumental in persuading the state Legislature to enact the Unlawful Flight statute.

**Officer  
Errol C. Hawkins**



**EOW:  
Tuesday, April 24, 1984**

On a nighttime undercover assignment, Officer Hawkins was killed by a passing pickup truck while attempting to cross a freeway frontage road. In his 12 years on the PPD, he helped establish a hostage/barricade negotiations unit.



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