

INTERVIEW

[REDACTED]
01/12/86

PRESENT: [REDACTED]

TIME: 3:55

REGARDING: COMPLAINT OF PATROLMAN [REDACTED] AGAINST SGT FINA

RVD. [REDACTED] I'D LIKE TO TAKE YOU BACK TO NOVEMBER 19, 1986 AND ASK YOU WHAT YOUR DUTY STATUS WAS WITH THE VILLAGE OF SARANAC LAKE POLICE DEPARTMENT

MV..MY DUTY WAS THAT OF A POLICE PATROLMAN AND I WAS WORKING THE C TOUR FROM 3-11 WITH [REDACTED] SGT FINA

RVD..NOW LETS GO THROUGH THE SHIFT UNTIL SOMETIME AFTER 10 O'CLOCK, DID ANYTHING UNUSUAL OCCUR AT THAT INVOLVING YOU AND SGT FINA

MV..THE INCIDENT HAPPENED ABOUT 10:40PM, I WAS AT THE STATION WITH SGT FINA AND OFFICER BOON AT THAT TIME

RVD..YOU HAD COME IN FROM PATROL

MV..RIGHT

RVD..WHAT ARE THE REGULATIONS AT THE SARANAC LAKE POLICE DEPARTMENT IN WRITING IN REGARD TO YOUR COMING AND GOING FROM PATROL WHEN YOU CHECK OUT OF SERVICE, IS THERE ANY REGULATION SAYS THAT YOU DO CERTAIN THINGS AT THAT TIME

MV..NO REGULATIONS PERTAINING TO THE STATION ITSELF

RVD..NOTHING IN WRITING

MV..NO

RVD..YOU CAME IN TO THE STATION NEAR THE END OF YOUR SHIFT AND WHAT DID YOU DO

MV..STARTED FILLING OUT MY TIME CARD

RVD..WHERE WERE YOU SITTING

MV..AT THE BACK DESK, IN THE SECOND OFFICE, WHERE THE RADIOS ARE KEPT

RVD..THAT WOULD BE THE DESK THAT IS NORMALLY USED BY SGT FINA

MV..CORRECT

RVD. AND WHERE WERE THE OTHER PEOPLE WHO WORKED, SGT FINA AND

MV..WHEN I FIRST CAME IN, SGT FINA WAS AT THE FRONT DESK IN THE COMMUNICATIONS AREA ALONG WITH [REDACTED] I WAS IN THE BACK OFFICE BY MYSELF

RVD..WAS THERE ANYBODY ELSE IN THE STATION

MV..NO

RVD..THEN WHAT HAPPENED

MV..SGT FINA CAME BACK TO WHERE I WAS AND MADE A STATEMENT YOU IN HERE AGAIN, YOU DIDN'T CALL IN OUT OF SERVICE AND I EXPLAINED I USUALLY DON'T WHEN I COME IN TO THE STATION, I EXPLAINED THAT I DON'T WANT THE PUBLIC TO KNOW THAT THE PATROL IS OFF THE ROAD, WITH THE SCANNERS, I ALSO POINTED OUT AT THAT TIME, THAT OFFICER BOON, WHEN HE CAME OFF THE ROAD THAT NIGHT, NEVER CALLED OUT OF SERVICE ALSO, SO IT'S EASY TO SEE IT WASN'T POLICY

RVD..WHAT HAPPENED THEN, DID SGT FINA SAY ANYTHING TO YOU

MV..SGT FINA BECAME UPSET AND SAID THERE YOU GO FLIPPING PEOPLE IN AGAIN, AND I FINISHED MY TIME CARD AND THERE WAS NO MORE CONVERSATION FOR THE NEXT FEW MINUTES, UNTIL THE NEXT SHIFT PERSONNEL STARTED TO SHOW UP.

RVD..WHO WAS THAT, WHO CAME IN TO RELIEVE

MV.. [REDACTED]

RVD..ABOUT WHAT TIME WAS THIS

MV..ABOUT 10:45 PM

RVD..WHAT HAPPENED NEXT

MV..MY NEXT RECOLLECTION, SGT FINA WAS IN THE AREA OF THE BACK DESK AND I WAS IN THE DOORWAY AREA OF THE BACK DOOR

RVD..THE DOOR THAT GOES OUTSIDE

MV..YES, SGT FINA BEGAN TO CALL ME FLIP, FLIP, FLIP OVER AND OVER AGAIN

RVD..WHO ELSE WAS PRESENT

MV..OFFICER BOON WAS IN THE STATION, [REDACTED] THAT I RECALL RIGHT IN THE BACK ENTRANCE WAY TO THE STATION AND SGT FINA, THE

1 STATE OF NEW YORK
2 VILLAGE OF SARANAC LAKE

COUNTY OF FRANKLIN

3
4
5 DEPOSITION OF DONALD FINA
6
7

8
9 PROCEEDINGS: Held in the above entitled matter at the
10 Saranac Lake Village Office, Saranac Lake,
11 New York, on the 13 day of February, 1986.

12
13
14 APPEARANCES: Donald Fina in person.

15 [REDACTED] Business Representative for
16 Service Employees International Union
17 LOCAL 200, AFL-CIO
18 [REDACTED]
19

20
21 THIS IS A CERTIFIED COPY, CERTIFIED BY THE COURT REPORTER
22 AS TO ITS ACCURACY AND SHALL NOT BE COPIED IN ANY MANNER
23 UNLESS SPECIFIC CONSENT IS GIVEN BY THE COURT REPORTER.
24
25 [REDACTED]

November 24, 1985

To: Chief of Police, Saranac Lake Police Department
From: Sergeant D. K. Fina *DKF*
Subject: COMPLAINT OF [REDACTED]

This memorandum is submitted in response to a request from [REDACTED] regarding an incident that took place on 20 November, 1985 at approximately 2300 hours in the police station.

I worked the "C" tour on that date as the shift supervisor with Patrolmen Boon and Van Ness.

On two occasions during the shift I had to counsel Patrolman Van Ness about his failure to call out of service on the radio as is the routine and accepted practice of the Department.

Further, during the shift I attempted to assist Patrolman Van Ness with test questions about the Breathalyzer as he was attending BTO school and had previously failed the course.

All of the above efforts were rebuffed by Patrolman [REDACTED]

At change of shift, Patrolman [REDACTED] in the presence of myself and Patrolman [REDACTED] and [REDACTED] "I can't wait to get out of this fucking Village and this fucking Department."

I immediately directed Patrolman Van Ness to the Detective's office at the rear of the station to counsel him on his conduct and attitude. While counseling Patrolman Van Ness in the Detective's office which has an open floorspace of only four (4) by five (5) feet, he charged into me and I repulsed him with my hands. Patrolman Van Ness ran out of the office, knocking the trays from the desk, shouting, "He pushed me! He pushed me!"

I went into the hallway and directed Patrolman [REDACTED] to return. He complied and I concluded the counseling and instruction. I dismissed Patrolman [REDACTED] and he left the station.