



Eddie T. Johnson
Superintendent
Chicago Police Department
3510 S. Michigan Avenue
Chicago, Illinois

September 6, 2017

**Re: Log#1072664
Officer Timothy Neylon #14722
Disciplinary Recommendations**

Dear Superintendent Johnson:

This outlines disciplinary recommendations arising from the above-captioned investigation:

I. BACKGROUND

On 23 November 2014 at approximately 16:20 hours, an off-duty Merrionette Park Police Officer, [REDACTED] and his friend, [REDACTED] observed Police Officer John Gorman, driving recklessly on 111th St. [REDACTED] and [REDACTED] also observed Police Officer Timothy Neylon, riding in the passenger seat of PO Gorman's vehicle. [REDACTED] and [REDACTED] observed PO Gorman speeding, swerving in and out of traffic, and almost striking a pedestrian with his vehicle. While PO Gorman was stopped at a red light, [REDACTED] exited the vehicle of [REDACTED] who was the driver, and walked to PO Gorman's driver side window. [REDACTED] displayed his police badge and yelled at PO Gorman regarding his reckless driving. [REDACTED] observed beer containers in PO Gorman's vehicle (as did [REDACTED] while in the driver's seat of his vehicle that was alongside PO Gorman's vehicle). Neither PO Gorman, nor PO Neylon, announced that they were police officers and PO Gorman accelerated through the traffic light. [REDACTED] and [REDACTED] continued to follow the police officers while calling 911 to report PO Gorman's reckless driving. PO Gorman stopped at 1901 W. Pryor Avenue. [REDACTED] stopped his vehicle approximately six to eight car-lengths behind PO Gorman's vehicle.

PO Gorman and PO Neylon exited PO Gorman's 2006 Buick Lacrosse, at which time PO Gorman un-holstered his firearm. PO Gorman aimed the gun at the windshield of [REDACTED] car. [REDACTED] accelerated past PO Gorman in order to avoid being shot. After they had driven past PO Gorman, [REDACTED] and [REDACTED] heard approximately five gunshots. [REDACTED] and [REDACTED] did not know the direction in which PO Gorman's firearm was pointed when it was discharged.

According to PO Gorman, he un-holstered his gun because he was in fear of the two individuals who had been following him, but that he never pointed his gun at them. PO Gorman stated that, as he exited his vehicle, the individuals accelerated towards him in their large truck nearly striking PO Gorman. PO Gorman discharged his firearm five times.

[REDACTED] truck was inspected by CPD Evidence Technicians on the night of the incident. A hole, consistent with that of a bullet strike, was found on the rear passenger bumper. The defect was photographed by the evidence technicians.

II. INVESTIGATIVE ALLEGATIONS AND FINDINGS

Accused: **Officer Timothy Neylon, #14722**

Allegation #1: **Not Sustained.** It was alleged that on 23 November 2014, between approximately 16:25 and 16:40 hours, while at or near 1901 W. Pryor Ave., and/or while on 111th St., between Cicero Ave. and 1901 W. Pryor Ave., the accused was impaired due to his consumption of alcohol. The preponderance burden of proof has not been met as to this allegation because there was no breathalyzer or blood alcohol content test performed on the accused and the witness statements do not prove by a preponderance of the evidence that the accused was intoxicated.

Allegation #2 **Sustained.** Violation of Rule 2, in that the accused failed to intervene and/or take police action at any time during the actions described herein involving PO Gorman on 23 November 2014, between approximately 16:25 and 16:40 hours, while at or near 1901 W. Pryor Ave., and/or while on 111th St., between Cicero Ave. and 1901 W. Pryor Ave.

Allegation #3 **Sustained.** Violation of General Order 03-02-06, V-D, "Firearms Discharge Incidents Involving Sworn Members" in that the accused failed to provide an oral report to the supervisor responsible for the investigation, without delay, related to PO Gorman's discharge of a firearm near 1901 W. Pryor Ave. on 23 November 2014, at approximately 16:40 hours.

