# PLAINTIFF'S MOTION EXHIBIT 20

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# DOMINICK VALENTI

- could be a whole of things. So it may even have started as a sick leave abuse and then you found additional misconduct.
- Q. So if somebody sort falsifies a sick report, and ends up playing golf or not being sick at all or not being where they're supposed to be, that would not constitute an absence without leave in terms of charges or disciplinary charges?
- A. It's really dependant on the advocate, the attorneys in the department advocate's office. How they want to write up a specific charge. I may request five different charges. They would have to then figure out if there's enough to support each of those charges. Then they would look at the case law and figure out what they wanted to charge specifically.
- Q. With regard to sick leave, specifically, how does a uniformed member of the service go sick?
- A. Well, you're going to call your place of employment, your command, let's say, the guides states that it should be

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done two hours before the start of your tour of duty and then in addition at the tail end of 2010 it changed to where you'd also have to call the sick desk and also report that you had reported sick.

- Q. But in 2009, specifically --
- A. Right.
- Q. What --
- A. 2009, you would just call your command, speak to your supervisor and say I am reporting sick and then the command would be responsible to call the medical division.
- Q. So the member going sick would not be required to call the sick desk?
- A. Not at that time, not in 2009. Their only obligation was to call the command.
- Q. And what is the response of the command; does the command have like an opportunity to say no, deny sick even though somebody says I'm sick, I don't feel well; or is it almost automatic, where they say okay, then they fill out paperwork?

MR. KRETZ: Objection. You can

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answer.

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A. You can't deny someone to go sick. The desk officer has the ability to decide whether or not you would be granted administrative sick or regular sick.

Administrative sick is a one-day sick event, and you're not required to see a doctor, you don't have to provide any records. And regular sick you're required to see our police department surgeon. The desk officer has the ability to make a determination which one of those you would be granted.

- Q. Administrative sick versus regular sick?
- A. Correct. You could have line of duty sick, but that would be a workplace accident. You would already be at work for that. Then the administrative sick, you could call in for day two. So you could actually get two days out sick, day one administrative, day two administrative and that doesn't require a doctor's visit, doesn't require any medical documentation.
  - Q. What is the -- so if the member