

ELECTRA POLICE DEPARTMENT
111 EAST CLEVELAND
ELECTRA, TEXAS 76360
TELEPHONE 817 495-2131

DATE: 08-16-89

TO:

DEPARTMENT:

FROM:

DEPARTMENT:

SUBJECT: *Misconduct of Officer*

On the above date and time I was called to the P.D. by Officer R Jeffries, In ref. to Jack Dudley and Mark Miser.

I was advised by R Jeffries that Donis Armentrout told and showed, this officer the written and signed Statement, that Jack Dudley had given to the Electna Police Dept. The Statement was locked up in the C.I.D., office at the E.P.D.

The morning before I was advised by Barbara Prather Dispatcher, that Mark Miser came to P.D., to get his tools that were in the C.I.D., being held for Investigation believed to be stolen.

Dispatcher Prather advised me Chief Scott Bunton that Capt. J Fuller came in and unlocked the door to C.I.D, and advised Barbara that he had to go back to Henbier Texaco. Barbara asked Capt. J Fuller when Mark Miser arrived if he needed to watch him when he got his tools. Capt. Fuller advised her no. Mark Miser came in E.P.D. and took his tools and left, with no supervision while in C.I.D. After Mark Miser left the P.D. the original statement of Jack Dudley's was missing, it was lying on the desk in C.I.D.

Also two baggies of Marijuana that was part of what was taken from Mark Miser after a Warrant was served, to him and Donis Armentrout. Jack Dudley then has been threatened over the incident.

I feel this was a unjust and nonprofessional act of Capt. J Fuller to have not stayed present to over see the Evidence that was locked up in the C.I.D office, while Mark Miser was in the C.I.D., office.



SIGNATURE/TITLE/LOCATION/PHONE/DATE

UNITED - DEPARTMENT MEMO

ELECTRA POLICE DEPARTMENT
111 EAST CLEVELAND
ELECTRA, TEXAS 76360
TELEPHONE 817 495-2131

DATE: Monday August 16, 1989

TO: DEPARTMENT:

FROM: DEPARTMENT:

SUBJECT:

On this date I Chief Scott Burton was advised by Chief Dispatchen Seglan, that citizen have come into the PD and request to see and speak to an Officer.

Dispatchen Seglan advised me that Capt. J Fuller being the Officer on Duty to take calls was requested to come to PD, and he advised he was busy at Henbies Texaco, and could you put them on the telephone.

The citizen has to then go into the Dispatch office and use the telephone to speak to an Officer, in which they requested to see. This is unbecoming to a Public Servant and against our purpose of being there.

Chief Scott L. Burton

SIGNATURE/TITLE/LOCATION/PHONE/DATE

INTER - DEPARTMENT MEMO

ELECTRA POLICE DEPARTMENT

111 EAST CLEVELAND
ELECTRA, TEXAS 76360

TELEPHONE 817 495-2131

DATE: August 16, 89 5:30 PM

TO:

DEPARTMENT:

FROM:

DEPARTMENT:

SUBJECT:

On this date I Scott Burton met with Donis Dunesmore in ref. to property taken from E.P.D. After making contact with Donis i advised her that I wanted the property taken from the C.I.D office being 1 Voluntary Statement, and 2 baggies of Maniauna. This property along with the tools that were being held for investigation, were in the office.

The statement was on the desk, and the Manijauna was on the typewriter table. Saturday Mark Misen was told he could pick up the tools that were being held, no Offense was found to tie the tools in a theft. Mark Misen was allowed to go in the P.D. to C.I.D unsupervised by the on duty officer while he was in the P.D. the Officer was Capt J Fuller. While I was talking to Donis Dunesmore, she advised me that the statement was rolled up in the two papers being the affidavit for wannant, and the Search Warrant. I then advised her that the statement was on the Desk in C.I.D. when myself and 3 officers were in there at 4:00 AM Saturday morning.

Saturday afternoon was when Mark Misen came and got his tools. Donis Armentrout then commented that she really didn't know where it came from but she threw the statement away at Dead Dog Road. Donis also advised me that Mark Misen told her I gave the Manijauna and the statement to him. I was not present at the P.D. when the property came up missing. Capt J Fuller came by my residence, and got my Keys to open the door for Mark Misen to get his tools. Capt. J Fuller left the P.D. after opening the door, and did not stand by while the property was recovered, and also left an oppertunity for the other property to be taken.

on the 16~~th~~ AUG. I OBTAINED A WRITTEN STATEMENT FROM MARK MISEN, IN REF. TO THE ENTREE AND TAKEN OF SAID PROPERTY.

Chief Scott L. Burton

SIGNATURE/TITLE/LOCATION/PHONE/DATE

INTER - DEPARTMENT MEMO

ELECTRA POLICE DEPARTMENT

111 EAST CLEVELAND
ELECTRA, TEXAS 76360

TELEPHONE 817 495-2131

DATE: August 16, 1989.

TO:

DEPARTMENT:

FROM:

DEPARTMENT:

SUBJECT: Capt. Fullen Comp. time.

Capt Fullen comp time 7-8-89 to 7-29-89, all comp time taken, also Capt. Fullen has not worked at E.P.D. 1 Year therefore not in titled to vacation.

Further Invest, Found That Capt J. Fullen will have 39 hrs. Comp Time Comping.

Chief Scott L. Burt

Chief Scott L. Burt

SIGNATURE/TITLE/LOCATION/PHONE/DATE

INTER - DEPARTMENT MEMO

ELECTRA POLICE DEPARTMENT

111 EAST CLEVELAND
ELECTRA, TEXAS 76360

TELEPHONE 817 495-2131

DATE: August 16, 1989

9:12 PM

TO:

DEPARTMENT:

FROM:

DEPARTMENT:

SUBJECT: Termination

On this date and time I Chief Bunton req dispatcher Tracy Cissell to call Capt. J Fullen and have him come down to PD. Capt. Fullen adv. could not come down to PD at this time req. Chief Bunton come by his residence. Chief Bunton adv. this is third time for this request. I Chief Bunton advised on this date 8-16-89 and time 9:12 PM Capt. Jimmy Fullen is hereby terminated. Commissioner Jim Bentley was present to witness this action.

SIGNED Chief Scott S. Bunton

WITNESS Jim Bentley

Jimmy Fullen you owe City of Electra \$172.09.

You owe \$39.00 Phone bill.

SIGNATURE/TITLE/LOCATION/PHONE/DATE

AUGUST 17, 1989 1200 NOON

On this date, Captain J. Fullen came in to the Police Dept and discussed the termination. I, Officer Scott Bunton handed down to the Captain, after I made three (3) requests for him to come down and explain the allegations brought against him. He advised me that he was busy, if I wanted to talk to him I could come to his residence. Captain Fullen was TERMINATED for Insubordination.

During our talk he admitted that he was insubordinate, and deserved what happens. I told him all I wanted was to give him a chance to speak for himself, and to explain his side. I advised him that the insubordinate offense was what I terminated him.

Captain Fullen then advised that the City of Electra owed him one hundred sixty seven (167) hours of comp time. I then asked "how". He said he worked all his days off until he left the 8th of July, 1989.

Captain Fullen, being a supervisor, and a single officer, of Electra Police Department, had been advised by myself, and other officers to go home, and take a rest. He advised many times, that he had nothing to go home to and would rather be busy, to pass the time. Captain Fullen was aware that he was on his own time. He was aware that he was scheduled two (2) days off, just like us all, and he chose to be out on the street riding his motorcycle.

Only on search warrants, and offenses was he requested to come to locations on for back up. I never requested him to work any of his days off. I and all of my officers donate lots of time to the City of Electra Police Department, because that is what it takes to be a Police officer in any city.

I do have comp time request forms, and Captain Fullen has not filled one out.

Captain Fullen came to me around the end of June to the 1st of July, 1989 and asked to have some time off to go to Galveston, Texas where his family lives. Knowing that Captain had put in a lot of time, I gave him permission to take off. Captain Fullen had approximately 37 logged comp hours that were kept up with me, as all officers. Captain Fullen reminded me of his schedule and that he worked on his days off. I gave him off July 8th, 1989 thru July 29th, 1989 as comp time. Captain Fullen also had a week to go to Oklahoma. Let this report show that Captain Fullen was treated more than fair on his comp time.

Captain Fullen at this time has spent almost all of his eight (8) hour scheduled shift not patrolling, but staying at a local Texaco Mart. (Henbie's) This began after he returned from Galveston, Texas and then advised he had acquired employment at Sugarland Police Department in Sugarland, Texas. He was to be working by November, 1989. At this stage he lost his direction, not taking care of calls, not patrolling, being inate and physical with prisoners and have disputes with other officers. His responsibility as a supervisor, fell far below of what is expected. He failed to carry out training processing for the new officers.

This action led to this outcome.
FOR MORE INFORMATION: SEE ATTACHED COPIES

Officer Scott L. Bunton

THURSDAY AUGUST 17, 1989

On this date, just before noon, after being terminated for insubordination, came into the Police Department to turn in his equipment.

He was inate and advised me that all of the letters I showed him was a bunch of shit. He advised me that it was not no big deal. He then said that "terminating him for not coming down to talk to me & Commissione Bentley, was a bunch of shit.

After talking to the subject, he then admitted he was wrong and deserved what happened.

At this point Captain Fullen advised me that he had one hundred sixty seven (167) of comp time coming and eighty (80) hours vacation coming, and his personal holiday pay coming also.

I then advised him he was on a year probation, just like the other employees. He said then that our Rules & Regulations Manual said six months probation. I then advised then "Why is all the other employees on one year probation, just, and that I was on a year probation period.

I then advised Captain Fullen that he ask me, back in February or March, if I was going to be on a year probation period, in front of other officers, and Dispatchers.

I then advised him that it was not my Rule, but the City. It was one year when he worked for the Electna Police Department. The first time, and it's still that way.

I then made comment to Captain Fullen that I did not like the one year probation, and neither did anyone else, but thats the way it is, and no other mention of this came up until now. I then went to dispatch and got the Employee Handbook. I then read in the Handbook of the one year handbook of the one year probation period. I then showed it to Captain Fullen. He made no comment.

Captain Fullen then admitted he was insubordinate, and all he wants is to keep his commission active until July 28, 1989, in which he will be then going to work for Sugarland Police Department.

Captain Fullen then requested that he be able to turn in an resignation instead of a termination.

Captain Fullen then asked to let him resign as Captain, to part time patrolman until the 28th of July, 1989. He advised he did not want a termination on his record, but would rather resign.

I then advised Captain Fullen that I faithfully within Regulation terminated him, and that I would let Commissione Don Brewen, if he chooses accept this request, but I could not without his approval. I then advised Captain Fullen he was still relieved of his duties until Commissione Brewen accepted his request or denied his request. Captain Fullen agreed and went home.

