

GENERAL ORDER 26.3.3

Court Appearance

GENERAL ORDER CROSS-REFERENCE: 26.3.1

SUMMARY

To establish procedures for attending court proceedings.

DISCUSSION

None.

POLICY

I

Upon being subpoenaed or otherwise directed, Department personnel shall attend court or related judicial hearings. Only the District or Prosecuting Attorney handling the case, or other authorized court officials may excuse a member from this responsibility.

Attire for any court attendance or hearing is the official uniform or business attire as provided in G.O. 26.3.1. All personnel shall display a clean appearance and manner and refrain from any actions which might imply disrespect to the court.

II

TESTIFYING FOR THE DEFENDANT

Members subpoenaed to testify for the defense in any trial or hearing, or against the City or Department in any hearing or trial, shall promptly notify their supervisor upon receipt of the subpoena.

III

CIVIL ACTION

Members shall testify in a civil action only upon being legally subpoenaed. If the subpoena arises out of Departmental employment or if members are informed that they are a party to a civil action arising out of Departmental employment, they shall promptly notify their supervisor and the City Attorney of the service or notification and of the testimony they are prepared to give.

IV
CIVIL DEPOSITIONS AND AFFIDAVITS

Members shall confer with the Professional Standards supervisor before giving depositions or affidavits in a civil case. If the supervisor determines that the case is of importance to the City, he shall inform the Chief of Police before the deposition or affidavit is given.

Richard L. Lewis
Chief of Police