



# FOP OHIO E-Focus

MARCH 2010

## US Supreme Court Issues Two Miranda Rulings

**Please keep in mind that the information for the article regarding Miranda warnings was prepared using press reports. Please consult your agency's legal advisor for more complete details on how these cases affect you and your agency.**

The United States Supreme Court issued two rulings dealing with Miranda warnings given to people subject to a custodial interrogation.

The first ruling from Florida vs. Powell clarified what needs to be said when advising suspects of their Miranda Rights. The Supreme Court ruled 7-2 that you do not need to use the "FBI" version of the Miranda warning stating "You have the right to talk to a lawyer for advice before we ask you any questions. You have the right

to have a lawyer with you during questioning." The majority ruled that the following version of the warning was sufficient: "You have the right to talk to a lawyer before answering any of our questions. If you cannot afford to hire a lawyer, one will be appointed for you without cost and before any questioning. You have the right to use any of these rights at any time you want during this interview."

The second ruling in the last month was from

Maryland vs. Shatzer. It said that the police can re-approach a suspect who had previously requested a lawyer after 14 days have passed. In this case, police re-interviewed a child molestation suspect over two years after the first interview and obtained a confession. The Supreme Court arbitrarily choose a 14 day test for re-approaching suspects who requested a lawyer when first approached.

## FOP Members Raise Thousands of Dollars

The last weekend in February has showcased the charitable spirit of our membership. Between the Polar Bear Plunge to benefit Special Olympics and the Climb for a Cure to benefit the Cystic Fibrosis Foundation, our members have raised thousands of dollars for the betterment of the communities that we serve. You often hear about this labor dispute or that controversial issue our members have undertaken but we need to do a better job of promoting the charitable works our members and lodges do each and every year. The members of this organization donate or raise hundreds of thousands of dollars for various charities, including our own Critical Incident Response Foundation and our outside charities of choice, Special Olympics and Easter Seals. Great job to all of you who participated!

## Members Announce Candidacy for Positions

During the Winter Board meeting held at the Capitol City Lodge, many members announced their intentions to run for State Lodge Office at the upcoming Conference in Independence. Vice President Scott Tipton (Lodge 9) and Secretary Jay McDonald (Lodge 24) announced they were running for President.

8th District Trustee Gary Wolske (Lodge 67) announced he was running for Vice President.

Treasurer Mark Drum (Lodge 56) stated his intention to run for the position of Secretary.

No members announced they were

running for Treasurer.

2nd Vice President Wes Elson (Lodge 5) and Sergeant At Arms Derric McDonald (Lodge 44) announced they would be seeking re-election.

Any delegate may seek office during the annual state conference. There is no obligation to announce his/her candidacy before the time of nominations from the floor of the conference on Monday, July 20.

These candidates would appreciate the opportunity to speak to your lodge or district, please contact them to do so.

**The annual Day on the Hill program sponsored by the Grand Lodge was cancelled by President Canterbury due to the weather. We request that you write and/or call your Congressional representatives and ask them to support the National Collective Bargaining Legislation (HR 413), our top priority legislation. This bill would mandate collective bargaining for police and fire nationwide.**

**Write those letters and make those calls today!**

## *SAVE THE DATE*

The 4th Annual Critical Incident Response Foundation Golf Outing will be held on Monday, August 2nd, 2010 at the Foxfire Golf Club in suburban Columbus. Please join us as we have a great time and raise money for a great cause. This 18 hole scramble features dinner, golf, cart and prizes.

Keep the date open and keep looking in the E-Focus for the registration forms, we hope to see you there!

# Ohio Attorney General Fights For You



Ohio's strength is in its people. I am always inspired by hardworking Ohioans who are trying to hold things together in difficult economic times. My office will always look for ways to protect Ohio workers, our greatest resource.

So I am greatly distressed that some Wall Street corporations and executives seem to act with total disregard for the life's work of regular Ohioans. Wrongdoing on Wall Street has hurt the economy, and those who have particularly been harmed are the workers and retirees who have paid their fair share to the Ohio Police & Fire Pension Fund and Ohio's four other public pension funds.

About 10,000 retired police officers, 16,000 active police officers and 4,100 beneficiaries and survivors depend or will depend on the Police & Fire Pension Fund to fund their retirements. The Attorney General's Office represents that pension fund and Ohio's other public pension and investment funds, which have more than \$130 billion in investments. Together, these funds provide retirement, disability and survivor coverage to more than 1.5 million people.

The future of these funds is vital to many Ohioans, ranging from the police officers and firefighters who keep our communities safe to the teachers who educate our children. Accordingly, my office is entrusted with protecting these assets and seeking compensation from those who have harmed them by violating the law.

My office has been pursuing eight major cases against wrongdoing on Wall Street. In these cases, our immediate clients are the Ohio pension funds, but in many of them we have pursued relief also on behalf of all other investors and retirees who have been harmed by the alleged misconduct, both in Ohio and nationwide. To date, we have succeeded in recovering more than \$2 billion in compensation, which will help Ohioans and others across the country.

Our securities lawsuits include actions against AIG, Bank of America, Fannie Mae, Freddie Mac, Marsh, Merrill Lynch and UnitedHealth. Many of these are names you will recognize from the controversy over the federal bailout of Wall Street firms. When appropriate, we also have pursued recovery against certain current and former executives and officers of those companies who participated in violations of the law.

Additionally, my office recently filed a lawsuit against the three largest credit rating agencies, Moody's, Standard & Poor's and Fitch. The rating agencies have an important duty to offer objective information about the relative security of investments so that investors can make informed decisions. Yet we believe it is now clear that the rating agencies gave inaccurate ratings of financial products known as mortgage-backed securities. Furthermore, significant conflicts of interest, such as improper compensation practices, existed between the rating agencies and those they rated. As a *New York Times* writer put it recently, what was going on was "a bit like a restaurant paying a critic to review its food, and only if the verdict is highly favorable."

If we are to have a healthy financial system that offers a level playing field for all of us, everyone has to play by the same set of rules. When my office takes action against those who break the rules, it is because we need to hold those people accountable. Only then will we have confidence that by investing in the nation's capital markets, we can be sure that we are getting a fair shake rather than playing a game rigged by others to their special benefit.

Most importantly, Ohioans who have invested their life's savings to provide for their retirement years and for their children and grandchildren should not see their futures harmed by some bad actors on Wall Street who think they play by a different set of rules than everyone else does. I see it as my duty to fight for Ohio investors and retirees, and you can be certain that I will do everything in my power to fulfill that duty.

*Richard Cordray is Ohio's Attorney General. Sign up at [www.OhioAttorneyGeneral.gov/SignUp](http://www.OhioAttorneyGeneral.gov/SignUp) for updates about the office's work to protect public pension and investment funds and for information about other ways the office is working to protect Ohioans.*

# FOP Travel Service Works!

The travel service offered through the [www.fopohio.org](http://www.fopohio.org) web site has saved members money and has generated no complaints. Several couples are booked through the travel service on their second cruise that sets sail on April 18, many others have booked air fare and hotel through the service. It is not the answer to all of your travel needs but it does provide a very good service at a very reasonable rate, so give it a try.

A check on February 25th showed that Expedia and the FOP Travel Service had flights and hotel in Washington DC for May 12-16, using the same hotel (Embassy Suites—Convention Center) and the same flights to BWI. FOP Travel had a lower price. If it costs the same or less, please consider using this service to make your flight reservations for your vacations, your lodge business or any other travel need that you may have.

## All Ohio Police Fishing Tournament

The **2010 All Ohio Police Fishing Tournament** will be at Indian Lake on **Friday April 30, 2010**. All police officers, fire-fighters, both active and retired, plus any of their family members are eligible to fish in this tournament. This is the 33rd year that this tournament has been held.

If you love to fish and compete, go to the Events Calendar of the website [www.fopohio.org](http://www.fopohio.org) to download the entry form and to see times, fees and details.

## Cincinnati is gearing up for 2013

The Queen City Lodge is already working on hosting the National Conference in 2013. They have about 2500 hotel rooms already under contract and are forming committees to handle the various tasks needed for hosting such a huge event.

They did ask that if anyone has any contacts with major corporations that may make donations to help offset the costs of the event, please let them or the State Lodge know.

# Grand Lodge Hosts Labor Seminars in Vegas!

## **“Collective Bargaining I”**

March 27, 2010 - March 30, 2010.

Las Vegas, NV

This seminar offers tools for those who are new to Collective Bargaining and is also a great refresher for experienced bargainers. The seminar includes hands-on training that combines role-playing activities with classroom instruction. You will be engaged in using actual bargaining techniques and strategies in a classroom environment.

This seminar is designed for all law enforcement bargaining teams and those who desire to be on a law enforcement bargaining team and all individuals who need to learn the bargaining process in an environment that promotes and teaches good bargaining strategies and tactics.

The seminar will be held at Harrah's Las Vegas. Please make sure you secure your hotel rooms by **March 7, 2009** to ensure our room rate of \$109. Please call **800-901-5188** and refer to the Seminar's group code: **SHFRP0**

## **“Collective Bargaining II”**

March 31, 2010 - April 2, 2010

Las Vegas, NV

The Collective Bargaining II seminar will enhance the ability of law enforcement labor leaders to provide the highest quality of representation to their members. This seminar will provide a comprehensive view of the strategies and techniques needed to achieve and maintain a successful Bargaining Unit, including the economics of negotiations, the challenges of healthcare, how to be effective in political action, using the media to your advantage, as well as the other challenges of representation faced by labor today. The labor relations environment is ever changing; you need to change with it. This seminar will help you stay on top of your game.

The seminar will be held at Harrah's Las Vegas. Please make sure you secure your hotel rooms by **March 7, 2009** to ensure our room rate of \$109. Please call **800-901-5188** and refer to the Seminar's group code: **SHFOP0**

**For more information, please visit [www.fop.net](http://www.fop.net)**

Want to win \$5000.00? Of course you do. You can have a 1 in 200 chance at that Grand Prize by participating in the FOP Auxiliary Reverse Raffle on July 18 at the State Conference. The tickets cost \$50 each. The event will be held after the BBQ (you must purchase BBQ tickets in your conference pre-registration packet) on Sunday night. This is your chance to support the Auxiliary and I hope to see you all there.

Please see [www.fopohio.org](http://www.fopohio.org) for an order form and more information!

## 2nd Annual Law Enforcement Appreciation Day at Dover International Speedway

Join us for the **2nd Annual Law Enforcement Appreciation Day** at Dover International Speedway®. A unique opportunity to close out National Police Week 2010 with fellow officers, friends and family as The Monster Mile salutes law enforcement.

**Who:** All law enforcement, their friends, families and supporters.

**What:** The Monster Mile's® 2nd Annual Salute to Law Enforcement and the NASCAR Sprint Cup Series Race.

**When:** May 16, 2010 8AM-5PM

**Where:** Dover International Speedway®, Dover, DE

**Why:** To honor America's law enforcement heroes and raise funds to build the first ever National Law Enforcement Museum.

**How:** Visit [DoverSpeedway.com/Honor10](http://DoverSpeedway.com/Honor10) and enter our code: HONOR10 to purchase your VIP hospitality package for just \$99.

We look forward to seeing you at the race as we honor the men and women of law enforcement!

## F.O.P. AUXILIARY WAYS AND MEANS PROJECTS

**CHARMS**

**\$10.00**

**MAGNETS**

**\$5.00**



# Deputy Hero Bear

- Cost: \$10.00
- Sponsored by Summit County Deputies FOP Auxiliary #68

To Order call Dottie Bischoff to Make Arrangements for Delivery or Pick Up

- Cell: 330-208-7038
- Home: 330-753-7179



## **OHIO STATE FOP AUXILIARY 2010 REVERSE RAFFLE SUNDAY JULY 18,2010**

**ROCKSIDE HOLIDAY INN INDEPENDENCE, OH**

**\*GRAND PRIZE \$5000.00**

**\$50.00 per ticket** (Only 200 tickets to be sold)

Drawing will be held after the barbeque @ 8:30, Under the tent  
(There is no meal this year, if you want to attend the BBQ on Sunday you must be preregistered, or you can purchase just BBQ tickets for \$40.00)

Any question please call: Peggy 419-727-3830 or Dave Jones-216-221-5842

**TICKET ORDER FORM IS AVAILABLE AT  
WWW.FOPOHIO.ORG**



# FOP of Ohio Calendar

Grand Lodge Board Meeting	March 5-6	Memphis, TN
2nd Annual FOP friends and family cruise	April 18-26	W. Caribbean
FOP Ohio Spring Board Meeting	May 1	Plain City
Ohio Peace Officer Memorial and FOP Motorcade	May 6	
<i>(Service at OPOTA in London—Motorcade starts in Columbus and goes to London prior to ceremony)</i>		
National Peace Officer Memorial Day	May 15	Everywhere
25th Annual FOP/ Ohio Labor Council Conference	May 18	Columbus
Greater Cleveland 25th Annual Peace Officers Memorial Service	May 20-23	Cleveland
FOP of Ohio 76th Annual Conference	July 17-20	Independence