

Public Safety Labor News

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EEOC Issues Long-Awaited ADA Guidelines		November
GINA, New Discrimination Law, Became Effective In November 2009		December
Diabetic Applicant Wins \$100,000 From FBI	<i>Kapche v. Holder</i> , 2009 WL 2903698 (D. D.C. 2009)	December
Dishonesty		
Officer Terminated For Misconduct, Not Drug Addiction	<i>Witt v. City of Lake Oswego</i> , 2008 WL 4911881 (D. Or. 2008)	February
Lieutenant's Speech About Vacation Not Protected By First Amendment	<i>Van Cleef v. Seneca County</i> , 2009 WL 1150407 (W.D. N.Y. 2009)	August

'Private Dishonesty,' Off-Duty Sex, And Discipline	<i>Doe v. Department of Justice</i> , 565 F.3d 1375 (Fed. 2009)	October
Police Chief Loses Job For Conduct In Wake Of Officers' Accident	<i>Perryman v. Village of Saranac Lake</i> , 881 N.Y.S.2d 693 (App. Div. 2009)	October
Police Agency Can Inquire As To Applicant's Expunged Criminal Conviction	<i>Macon v. Shelby County Government Civil-Service Merit Board</i> , 2009 WL 3064877 (Tenn. App. 2009)	December
Drug Testing		
Drug Test Runs Into Hearsay Problems	<i>In re Brown</i> , 2009 WL 2045235 (N.J. Super. A.D. 2009)	September
Due Process		
Iowa Police Chief Has No Due Process Rights	<i>Burke v. Mardis</i> , 764 N.W.2d 784 (Iowa App. 2009)	March
Civil Service Commission Cannot Change Basis For Discipline	<i>Parent v. City of Bellevue</i> , 736 N.W.2d 739 (Neb. App. 2009)	May
Backup Of Jail Sewer System Does Not Deprive Officer Of Due Process	<i>Belanger v. County of Oakland</i> , 2009 WL 960385 (E.D. Mich. 2009)	June
No Right To Hearing Prior To Removal As Paramedic	<i>San Diego Firefighters v. City of San Diego</i> , 2009 WL 1423568 (Cal. App. 2009)	July
Due Process Not Needed Prior To Reorganization Which Resulted In Lieutenant's Reduction To Sergeant	<i>Carlberg v. New Hampshire Department of Safety</i> , 2009 WL 1322595 (D. N.H. 2009)	July
Sergeant Has No Constitutional Right To Be Given A Polygraph	<i>Emigh v. Steffee</i> , 2009 WL 1472916 (W.D. Pa. 2009)	August
No Property Interest In Commander's Position In Chicago PD	<i>Mathews v. City of Chicago</i> , 2009 WL 1939966 (N.D. Ill. 2009)	September
Extensive Disciplinary Procedures Do Not Create Property Right To Job	<i>Faulkner v. City of Bartlett</i> , 2009 WL 1841743 (Tenn. App. 2009)	September
Volunteer Firefighters Have No Property Right To The Job	<i>Baker v. McDaniel</i> , 2009 WL 2710099 (E.D. Ky. 2009)	October
Six-Year Delay In Resolving Disciplinary Charges Does Not Violate Due Process	<i>Cope v. Tennessee Civil Service Commission</i> , 2009 WL 1635140 (Tenn. App. 2009)	October
'Aren't You Being Discriminatory' Is Protected Activity Under ADA	<i>Casna v. City of Loves Park</i> , 574 F.3d 420 (7th Cir. 2009)	October
Uninvolved Decision Makers Not required In Small Town	<i>Riggins V. Goodman</i> , 572 F.3d 1101 (10th Cir. 2009)	November
Hearing Board Fails To Give Police Officer Adequate Notice Or Grant Continuance	<i>Becker v. Sunset City</i> , 216 P.3d 367 (Utah App. 2009)	December
Explorer Scout Has No Property Right	<i>Zwilling v. O'Connor</i> , 2009 WL 2951126 (D. Conn. 2009)	December
Duty Of Fair Representation		
A Day Late, A Lawsuit Lost	<i>Ann Arbor Fire Fighters Association</i> , Case No. CU08I-045 (Mich. ERC 2009)	November
Evidentiary Privilege		
When Are Disciplinary Conversations With A City Attorney Privileged?	<i>Dzierbicki v. Township of Oscoda</i> , 2009 WL 1491116 (E.D. Mich. 2009)	August
Fair Labor Standards Act		
Air Marshals Entitled To Overtime Under FLSA	<i>Federal Air Marshals v. United States</i> , 2008 WL 4997346 (Fed.Cl. 2008)	January
Firefighter-Paramedics Lose FLSA Claim	<i>Gonzalez v. City of Deerfield Beach</i> , 549 F.3d 1331 (11th Cir. 2008)	January
Flurry Of New Laws/Regulations Has Employers Scurrying To Come Into Compliance		April
Chicago Loses Major Comp Time Case	<i>Heitmann v. City of Chicago, Illinois</i> , 560 F.3d 642 (7th Cir. 2009)	May
No Need For County To Consult CAD Records In FLSA Case	<i>Hertz v. Woodbury County, Iowa</i> , 566 F.3d 775 (8th Cir. 2009)	July

Employees Can Be Forced To Use Comp Time In Lieu Of Sick Leave	<i>Adderly v. City of Atlanta, Georgia</i> , 2009 WL 1456575 (N.D. Ga. 2009)	August
Failure To Turn In Time Slips Does Not Preclude FLSA Claim	<i>Woodman v. City of Hazen, Arkansas</i> , 2009 WL 2579266 (E.D. Ark. 2009)	November
Under Eleventh Amendment Trooper Has No Right To Sue State For USERRA Violations	<i>Janowski v. Division of State Police, Department of Safety and Homeland Security</i> , 981 A.2d 1166 (Del. 2009)	December
Family And Medical Leave Act		
New FMLA Regulations Leave Employers Scrambling To Comply		January
Flurry Of New Laws/Regulations Has Employers Scurrying To Come Into Compliance		April
Columbus PD Sick Leave Verification Policy Called Into Question	<i>Lee v. City of Columbus</i> , 644 F. Supp. 2d 1000 (S.D. Ohio 2009)	November
Congress Expands Family Military Leave		December
Federal Law		
New FMLA Regulations Leave Employers Scrambling To Comply		January
Supreme Court Changes Legal Landscape On Scope Of Arbitration	<i>14 Penn Plaza LLC v. Pyett</i> , 129 S.Ct. 1456 (2009)	May
Federal Court Invalidates Furloughs In Prince George's County, Maryland	<i>Fraternal Order of Police, Lodge 89 v. Prince George's County</i> , 2009 WL 2516788 (D. Md. 2009)	October
Firefighter's Rule		
Ohio Court Limits 'Fireman's Rule'	<i>Torchik v. Boyce</i> , 905 N.e.2D 179 (Ohio 2009)	May
Fitness For Duty		
Firefighter's Failure To Pass Test Does Not Amount To Misconduct	<i>Texas Workforce Commission v. City of Houston</i> , 274 S.W.3d 263 (Tex. App. 2008)	January
Civil Service Commission Cannot Change Basis For Discipline	<i>Parent v. City of Bellevue</i> , 763 N.W.2d 739 (Neb. App. 2009)	May
Fire Captain Who Opposed Affirmative Action For Women Wins \$3.75 Million From LAFD	<i>Lima v. City of Los Angeles</i> , 2009 WL 782991 (Cal. App. 2009)	May
Work-Related Stress Leads To Officer's Suicide	<i>Wilde v. Township of Cranford</i> , 2009 WL 1025193 (N.J. Super. A.D. 2009)	June
No 'Involuntary Disability Exception' To Bill Of Rights	<i>Riverside Sheriffs' Association v. County of Riverside</i> , 92 Cal.Rptr.3d 832 (Cal. App. 2009)	August
Reference To 'Psycho-Bitch' Can Support Claim For Sexual Harassment	<i>DiPasquale v. State of New Jersey</i> , 2009 WL 1686186 (N.J. Super. A.D. 2009)	August
Court Ducks Firefighter's 'Sex Plus Height' Claim	<i>Coffman v. Indianapolis Fire Department</i> , 578 F.3d 559 (7th Cir. 2009)	October
Freedom Of Association		
Officer Terminated For Misconduct, Not Drug Addiction	<i>Witt v. City of Lake Oswego</i> , 2008 WL 4911881 (D. Or. 2008)	February
Officer Can Be Constitutionally Forbidden From Participating In Explorer Scout Activities	<i>Frontera v. City of Columbus</i> , 619 F. Supp. 2d 493 (S.D. Ohio 2008)	February
Court Upholds Rule Banning Contact With Former Inmates	<i>Harris v. Butler County, Ohio</i> , 2009 WL 2628501 (6th Cir. 2009)	November
Freedom Of Information Act		
Internal Memoranda On Discipline Not Subject To Disclosure	<i>McDougall v. Culver</i> , 3 So.3d 391 (Fla. App. 2009)	March
Employer Required To Develop Policy To Retain Labor Relations E-Mails	<i>City of Seattle</i> , Decision 10249-A (Wash. PERC 2009)	November
Freedom Of Speech		
Privately-Made Statements About Morale Unprotected By First Amendment	<i>Dahl v. Rice County, Minnesota</i> , 2008 WL 5382333 (D. Minn. 2008)	February

A Roundup Of Free Speech Cases	<i>Turner v. Perry</i> , 278 S.W.3d 806 (Tex. App. 2009); <i>Kindle v. Jeffersontown</i> , 2009 WL 69231 (W.D. Ky. 2009); <i>Nagle v. Village of Calumet Park</i> , 554 F.3d 1106 (7th Cir. 2009); <i>Davenport v. University of Arkansas Board of Trustees</i> , 553 F.3d 1110 (8th Cir. 2009)	March
Giving Tickets Not Entitled To first Amendment Protection	<i>Jendrzewski v. Watson</i> , 2009 WL 789887 (W.D. Pa. 2009)	May
Board Member Statements Absolutely Privileged From Defamation Lawsuit By EMT	<i>Baybridge v. City of Ortonville</i> , 2009 WL 910972 (Minn. App. 2009)	June
Employer Allowed To Maintain 'No-Rehire' Policy	<i>Sain v. Mitchell</i> , 2009 WL 1457722 (W.D. Tenn. 2009)	July
Lieutenant's Speech About Vacation Not Protected By First Amendment	<i>Van Cleef v. Seneca County</i> , 2009 WL 1150407 (W.D. N.Y. 2009)	August
The Next Extension Of <i>Garcetti</i> : Employer Rules Forbidding Speech About Agency Matters	<i>Milwaukee Deputy Sheriff's Association v. Clarke</i> , 574 F.3d 370 (7th Cir. 2009)	September
Complaints About Bosses Not Constitutionally Protected	<i>Desrochers v. City of San Bernardino</i> , 572 F.3d 703 (9th Cir. 2009)	November
Judge Cites Firefighter Case Example Of 'What Happens When Grown Men Act Like Five-Year-Olds'	<i>Shanks v. Village of Catskill Board of Trustees</i> , 2009 WL 2868240 (N.D. N.Y. 2009)	December
Furloughs		
Federal Court Invalidates Furloughs In Prince George's County, Maryland	<i>Fraternal Order of Police, Lodge 89 v. Prince George's County</i> , 2009 WL 2516788 (D. Md. 2009)	October
Policy Prohibiting Criticism By Supervisors Has Both Labor Relations And Constitutional Dimensions	<i>Town of Sanford</i> , No. 09-04 (Maine LRB 2009)	November
Garrity Rule		
California Supreme Court Decides Major <i>Garrity</i> Case	<i>Spielbauer v. County of Santa Clara</i> , 199 P.3d 1125 (Cal. 2009)	March
Eleven Tons Of Gravel In Ex-Girlfriend's Driveway Leads To Officer's Termination	<i>Winchell v. County of Riverside</i> , 2009 WL 1479172 (Cal. App. 2009)	July
Grievance Procedures		
Arbitrator, Not Courts, Decides Who Should Be Grievant	<i>Hartsdale Fire District v. Greenburgh Uniform Firefighters Association</i> , 865 N.Y.S.2d 347 (A.D. 2008)	January
No Right To Refuse To Arbitrate Retiree Healthcare Grievance	<i>In re City of Niagara Falls</i> , 860 N.Y.S.2d 372 (N.Y. A.D. 2008)	March
Grievance Must Be Arbitrated If It Has 'Reasonable Relationship' To Contract	<i>Town of Cheektowaga</i> , 872 N.Y.S.2d 359 (N.Y. A.D. 2009)	March
Employer Required To Disclose Pre-Disciplinary Interviews And Identity Of Witnesses	<i>International Association Of Fire Fighters, Local 2898 v. City of Seattle</i> , Decision 9526-A (Wash. PERC 2009)	April
Settlement Agreement Does Not Allow Officer To Prospectively Commit Misconduct	<i>Cabrera-Renne v. City of Paterson</i> , 2009 WL 1011091 (N.J. Super. A.D. 2009)	June
Dispatchers Not Entitled To Increased Pay For Answering Telephones	<i>City of Elyria</i> , 125 LA 1793 (Sellman, 2009)	June
Grievance Procedure Expires With Contract	<i>Ottawa County v. Police Officers Association of Michigan</i> , 2009 WL 1890437 (Mich. App. 2009)	August
Timeliness Defects Must Be Raised Early In Grievance Procedure	<i>Madison Township, Michigan</i> , LAIG 6725 (Frankland, 2008)	August
Volunteer Firefighters Have No Property Right To The Job	<i>Baker v. McDaniel</i> , 2009 WL 2710099 (E.D. Ky. 2009)	October
A Day Late, A Lawsuit Lost	<i>Ann Arbor Fire Fighters Association</i> , Case No. CU08I-045 (Michigan ERC 2009)	November
Error Of Law Not Sufficient To Overturn Arbitrator's Decision	<i>Chilimidos v. Rumpf</i> , 2009 WL 2707442 (Cal. App. 2009)	November

Complaints About Bosses Not Constitutionally Protected	<i>Desrochers v. City of San Bernardino</i> , 572 F.3d 703 (9th Cir. 2009)	November
'Shall' Removes Employer Discretion	<i>City of Providence and IAFF, Local 700</i> , LAIG 6762 (Brown, 2009)	November
'Union Leave' Provision In Arbitrator's Award Not Enforceable	<i>Commonwealth v. Pennsylvania State Troopers Association</i> , 979 A.2d 442 (Pa. Cmwlt. 2009)	November
Healthcare/Insurance		
Responding To False Alarm Can Be An 'Emergency' For Health Insurance Purposes	<i>DeRose v. City of Highland Park</i> , 898 N.E.2d 1115 (Ill. App. 2008)	January
Police Chief's Off-Duty Accident Not Covered By Workers' Compensation	<i>Lockman v. Town of Maringouin</i> , 4 So.3d 828 (La. App. 2008)	February
No Right To Refuse To Arbitrate Retiree Healthcare Grievance	<i>In re City of Niagara Falls</i> , 860 N.Y.S.2d 372 (N.Y. A.D. 2008)	March
President Signs Stimulus Bill With Significant COBRA Changes For Employers		March
Officer Entitled To Waive Health Insurance	<i>Upper Saucon Township</i> , LAIG 6716 (Buchheit, 2009)	July
Corrections Officer Entitled To Overtime For Medical Treatment	<i>Broome County, New York</i> , 39 LAIG 6700, (Lawson, 2009)	July
Officer Not Entitled To Workers' Comp Reimbursement For Travel Expenses	<i>Town of Falmouth</i> , LAIG 6741 (Cooper, 2009)	August
Columbus PD Sick Leave Verification Policy Called Into Question	<i>Lee v. City of Columbus</i> , 644 F. Supp. 2d 1000 (S.D. Ohio 2009)	November
GINA, New Discrimination Law, Became Effective In November 2009		December
Hiring		
FDNY Hiring Test Ruled Illegally Discriminatory	<i>United States v. City of New York</i> , 637 F. Supp. 2d 77 (E.D. N.Y. 2009)	September
Declining Economy No Reason To Extend Fire Department's Consent Decree	<i>Cleveland Fire Fighters For Fair Hiring Practices v. City of Cleveland</i> , 2009 WL 2602366 (N.D. Ohio 2009)	October
Hours Of Work		
Officers' Failure To 'Punch In' Does Not Negate Roll Call Pay	<i>Middlesex Sheriff's Office</i> , LAIG 6660 (Cochran, 2007)	February
Contract Can Control Which Firefighter Is Held Over	<i>Town of Southbridge, Massachusetts and Southbridge Permanent Firefighters, Local 2194, IAFF</i> , LAIG 6646 (Brynie, 2008)	February
Corrections Officer Entitled To Overtime For Medical Treatment	<i>Broome County, New York</i> , 39 LAIG 6700 (Lawson, 2009)	July
No Need For County To Consult CAD Records In FLSA Case	<i>Hertz v. Woodbury County, Iowa</i> , 566 F.3d 775 (8th Cir. 2009)	July
Change In Training Schedule Cannot Adversely Impact Leave	<i>City of Lancaster, Pennsylvania</i> , LAIG 6723 (Colflesh, 2009)	July
Officer Responding From On-Call Status Injured In The Line Of Duty	<i>Harris County v. Hinojosa</i> , 294 S.W.3d 737 (Tex. App. 2009)	October
Insubordination		
Firefighter Involved In Significant Case Dealing With Mandatory Medical Releases	<i>St. Petersburg Firefighters Association, Local 747</i> , FMCS No. 09-51731 (Cornelius, 2009)	September
Internal Affairs Issues		
Resignation Deprives Officers Of Ability To File Lawsuit	<i>Spinks v. Township of Clinton</i> , 955 A.2d 304 (N.J. A.D. 2008)	January
Internal Memoranda On Discipline Not Subject To Disclosure	<i>McDougall v. Culver</i> , 3 So.3d 391 (Fla. App. 2009)	March
Eleven Tons Of Gravel In Ex-Girlfriend's Driveway Leads To Officer's Termination	<i>Winchell v. County of Riverside</i> , 2009 WL 1479172 (Cal. App. 2009)	July
Grievance Procedure Expires With Contract	<i>Ottawa County v. Police Officers Association of Michigan</i> , 2009 WL 1890437 (Mich. App. 2009)	August

Police Captain Wins \$1.5 Million Jury Verdict In Retaliation Claim	<i>Broderick v. Evans</i> , 570 F.3d 68 (1st Cir. 2009)	August
Statutory Bill Of Rights Trumps Civilian Review Board's Investigative Ability	<i>Demings v. Orange County Citizens Review Board</i> , 15 So.3d 604 (Fla. App. 2009)	September
Job Protections		
Sheriffs Cannot Be Laid Off In Rhode Island	<i>Castelli v. Carcieri</i> , 961 A.2d 277 (R.I. 2008)	February
Officer Who Resigned Job To Work In Iraq Has No Right To Former Job	<i>Barton v. City of Bristol</i> , 967 A.2d 482 (Conn. 2009)	June
No Right To Hearing Prior To Removal As Paramedic	<i>San Diego Firefighters v. City of San Diego</i> , 2009 WL 1423568 (Cal. App. 2009)	July
No Property Interest In Commander's Position In Chicago PD	<i>Mathews v. City of Chicago</i> , 2009 WL 1939966 (N.D. Ill. 2009)	September
Cincinnati 'Zero For Five' On Assistant Chief Positions	<i>City of Cincinnati v. State Employment Relations Board</i> , 2009 WL 1741846 (Ohio App. 2009)	September
Volunteer Firefighters Have No Property Right To The Job	<i>Baker v. McDaniel</i> , 2009 WL 2710099 (E.D. Ky. 2009)	October
Explorer Scout Has No Property Right	<i>Zwilling v. O'Connor</i> , 2009 WL 2951126 (D. Conn. 2009)	December
Just Cause		
Sheriffs Cannot Be Laid Off In Rhode Island	<i>Castelli v. Carcieri</i> , 961 A.2d 277 (R.I. 2008)	February
Employer Required To Disclose Pre-Disciplinary Interviews And Identity Of Witnesses	<i>International Association Of Fire Fighters, Local 2898 v. City of Seattle</i> , Decision 9526-A (Wash. PERC 2009)	April
'Statement Of The Issue' In Arbitration Can Be Significant	<i>State of Connecticut v. Connecticut State Employees Association</i> , 978 A.2d 131 (Conn. 2009)	December
Employer Bears Burden Of Proof In Disciplinary Case	<i>Falk v. Scott</i> , 2009 WL 3232698 (Fla. App. 2009)	December
Legal Representation & Indemnification		
When Are Disciplinary Conversations With A City Attorney Privileged?	<i>Dzierbicki v. Township of Oscoda</i> , 2009 WL 1491116 (E.D. Mich. 2009)	August
Medical Examinations		
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Congress Expands Family Military Leave		December
Misconduct		
Intimidating Demeanor Does Not amount To Interrogation	<i>Correa v. City of Inglewood</i> , 2008 WL 4816653 (Cal. App. 2008)	February
Officer Terminated For Misconduct, Not Drug Addiction	<i>Witt v. City of Lake Oswego</i> , 2008 WL 4911881 (D. Or. 2008)	February
Criminal Investigation Tolls Statute Of Limitations Even On Non-Criminal Charges	<i>Lucio v. City of Los Angeles</i> , 86 Cal.Rptr.3d 833 (Cal. App. 2008)	February
Suspended Corrections Officers Not Entitled To Accrue Leave Beyond Contract's Limits	<i>Michigan Department of Corrections</i> , LAIG 6667 (Dettman, 2008)	February

Sergeant Has No Constitutional Right To Be Given A Polygraph	<i>Emigh v. Steffee</i> , 2009 WL 1472916 (W.D. Pa. 2009)	August
Police Chief Loses Job For Conduct In Wake Of Officers' Accident	<i>Perryman v. Village of Saranac Lake</i> , 881 N.Y.S.2d 693 (App. Div. 2009)	October
Overtime		
Air Marshals Entitled To Overtime Under FLSA	<i>Federal Air Marshals v. United States</i> , 85 Fed. Cl. 585 (Fed.Cl. 2008)	January
Arbitrator Has Authority To Award Two Years Of Missed Overtime To Officer	<i>Town of Walkill v. Town of Walkill Police Benevolent Association</i> , 867 N.Y.S.2d 147 (A.D. 2008)	January
Contract Can Control Which Firefighter Is Held Over	<i>Town of Southbridge, Massachusetts and Southbridge Permanent Firefighters, Local 2194, IAFF</i> , LAIG 6646 (Brynie, 2008)	February
No Need For County To Consult CAD Records In FLSA Case	<i>Hertz v. Woodbury County, Iowa</i> , 566 F.3d 775 (8th Cir. 2009)	July
Failure To Turn In Time Slips Does Not Preclude FLSA Claim	<i>Woodman v. City of Hazen, Arkansas</i> , 2009 WL 2579266 (E.D. Ark. 2009)	November
For Contract Purposes 'Only' Means 'Only'	<i>Commonwealth of Massachusetts, Department of Corrections</i> , LAIG 6776 (Grossman, 2009)	December
Post Traumatic Stress Disorder		
Officer who Accidentally Killed Fellow Officer Wins PTSD Disability	<i>Mitman v. Police Pension Com'n of City of Easton</i> , 972 A.2d 1276 (Pa. Cmwlt. 2009)	August
Promotions		
Police Chief Applicant Loses Gender Discrimination Lawsuit	<i>Arrington v. Alabama State University</i> , 2008 WL 5071735 (M.D. Ala. 2008)	February
Police Department Has Right To Void Promotional List	<i>City of Portsmouth Police Commission</i> , LAIG 6663 (McSpiritt, 2008)	February
Grievance Must Be Arbitrated If It Has 'Reasonable Relationship' To Contract	<i>Town of Cheektowaga</i> , 872 N.Y.S.2d 359 (N.Y. A.D. 2009)	March
A Roundup Of Free Speech Cases	<i>Turner v. Perry</i> , 278 S.W.3d 806 (Tex. App. 2009); <i>Kindle v. Jeffersontown</i> , 2009 WL 69231 (W.D. Ky. 2009); <i>Nagle v. Village of Calumet Park</i> , 554 F.3d 1106 (7th Cir. 2009); <i>Davenport v. University of Arkansas Board of Trustees</i> , 553 F.3d 1110 (8th Cir. 2009)	March
White Firefighter Wins Trial On Assignment To Fire Boat	<i>Dumont v. City of Seattle</i> , 200 P.3d 764 (Wash. App. 2009)	April
Deployed Police Officers Have No Right To Take Promotional Examinations Where They Are Deployed	<i>Sandoval v. City of Chicago</i> , 560 F.3d 703 (7th Cir. 2009)	May
Political Patronage In Sheriff's Offices Still Open To Debate	<i>Bardzik v. County of Orange</i> , 605 F. Supp. 2d 1076 (C.D. Cal. 2009)	June
Supreme Court Overturns New Haven's Scrapping Of Firefighter Promotional Test	<i>Ricci v. DeStefano</i> , 129 S.Ct. 2658 (2009)	July
Offer Of Deputy Chief Job To White Firefighters Defeats Reverse Discrimination Claim	<i>Stockwell w. City of Harvey</i> , 2009 WL 1139144 (N.D. Ill 2009)	August
Assignment To Particular Assistant Chief Position A Management Right	<i>City of Piqua, Ohio</i> , A.A.A. Case No. 52-390-60548-08 (Kosanvich, 2009)	September
Racial Discrimination		
Trooper's Suicide Not Reasonable Foreseeable By Employer	<i>Oliva v. State of New Jersey</i> , 579 F. Supp. 2d 643 (D. N.J. 2008)	February
Firefighter Case Illustrates High Standards For Harassment Complaints	<i>Streeter v. City of Pensacola</i> , 2009 WL 248103 (N.D. Fla. 2009)	March
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Firefighter's Court Testimony Protected By Whistleblowing Law	<i>Shaw v. City of Ecorse</i> , 770 N.W.2d 31 (Mich. App. 2009)	May

'Uncharacterized' Discharge From Service Disqualifies Police Officer Applicant	<i>Bishop v. Texarkana, Texas</i> , 2009 WL 1010867 (E.D. Tex. 2009)	June
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Retaliation		
Resignation Deprives Officers Of Ability To File Lawsuit	<i>Spinks v. Township of Clinton</i> , 955 A.2d 304 (N.J. A.D. 2008)	January
Privately-Made Statements About Morale Unprotected By First Amendment	<i>Dahl v. Rice County, Minnesota</i> , 2008 WL 5382333 (D. Minn. 2008)	February
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Giving Tickets Not Entitled To First Amendment Protection	<i>Jendrzejewski v. Watson</i> , 2009 WL 789887 (W.D. Pa. 2009)	May
Firefighter's Court Testimony Protected By Whistleblowing Law	<i>Shaw v. City of Ecorse</i> , 770 N.W.2d 31 (Mich. App. 2009)	May
Sexual Harassment Too Old To Be 'Continuing'	<i>Drees v. County of Suffolk</i> , 2009 WL 875530 (E.D. N.Y. 2009)	May
Detective Loses Malicious Prosecution Claim	<i>Felt v. City of Bellevue</i> , 2009 WL 1065877 (Wash. App. 2009)	June
Political Patronage In Sheriff's Offices Still Open To Debate	<i>Bardzik v. County of Orange</i> , 605 F. Supp. 2d 1076 (C.D. Cal. 2009)	June
Police Captain Wins \$1.5 Million Jury Verdict In Retaliation Claim	<i>Broderick v. Evans</i> , 570 F.3d 68 (1st Cir. 2009)	August
Lieutenant's Speech About Vacation Not Protected By First Amendment	<i>Van Cleef v. Seneca County</i> , 2009 WL 1150407 (W.D. N.Y. 2009)	August
The Next Extension Of <i>Garcetti</i> : Employer Rules Forbidding Speech About Agency Matters	<i>Milwaukee Deputy Sheriff's Association v. Clarke</i> , 574 F.3d 370 (7th Cir. 2009)	September
Transfer Without Pay Loss Does Not Impact Property Rights	<i>Flynn v. Oakland County</i> , 2009 WL 2046133 (E.D. Mich. 2009)	October
'Aren't You Being Discriminatory' Is Protected Activity Under ADA	<i>Casna v. City of Loves Park</i> , 574 F.3d 420 (7th Cir. 2009)	October
Civil Service Appeals Get New Trials In Ohio	<i>Bryant v. Hamilton Civil Service Commission</i> , 2009 WL 2232025 (Ohio App. 2009)	October
Complaints About Bosses Not Constitutionally Protected	<i>Desrochers v. City of San Bernardino</i> , 572 F.3d 703 (9th Cir. 2009)	November
Court Upholds Rule Banning Contact With Former Inmates	<i>Harris v. Butler County, Ohio</i> , 2009 WL 2628501 (6th Cir. 2009)	November
Judge Cites Firefighter Case Example Of 'What Happens When Grown Men Act Like Five-Year-Olds'	<i>Shanks v. Village of Catskill Board of Trustees</i> , 2009 WL 2868240 (N.D. N.Y. 2009)	December

Retirement/Pension		
Mandatory Retirement ages Permissible For Police Officers	<i>Breitigan v. Delaware</i> , 293 Fed. Appx. 871 (3d Cir. 2008)	January
Resignation Deprives Officers Of Ability To File Lawsuit	<i>Spinks v. Township of Clinton</i> , 955 A.2d 304 (N.J. A.D. 2008)	January
Asking About Retirement Contributions Does Not Amount To Whistleblowing	<i>Throneberry v. City of Audubon Park</i> , 2008 WL 4530917 (Ky. App. 2008)	January
Moving Fire Hose Not Accidental Injury	<i>Baron v. DiNapoli</i> , 869 N.Y.S.2d 670 (N.Y. A.D. 2008)	February
California Requires Proof Of Carcinogen Exposure For Workers' Comp Presumption	<i>Fain v. Workers' Compensation Appeals Board</i> , 2008 WL 4899889 (Cal. App. 2008)	February
No Right To Refuse To Arbitrate Retiree Healthcare Grievance	<i>In re City of Niagara Falls</i> , 860 N.Y.S.2d 372 (N.Y. A.D. 2008)	March
Trooper's Depression Result From Failure To Do Job, Not Disciplinary Investigation	<i>Thomas v. State Retirement and Pension System of Maryland</i> , 964 A.2d 733 (Md. App. 2009)	March
Acting Chief Entitled To Leave Payouts At Chief's Rate	<i>Baldwin Borough, Pennsylvania</i> , LAIG 6694 (Miller, 2008)	April
Firing Alcoholic Police Chief Does Not Violate ADA	<i>Budde v. Kane County Forest Preserve</i> , 603 F. Supp. 2d 1136 (N.D. Ill. 2009)	May
Officer Who Resigned Job To Work In Iraq Has No Right To Former Job	<i>Barton v. City of Bristol</i> , 967 A.2d 482 (Conn. 2009)	June
City Required To Bargain Over Change In Pension Board Rule	<i>Portland Fire Fighters' Association v. the City of Portland</i> , Case No. UP-14-07 (Or. ERB 2009)	July
'Union Leave' Provision In Arbitrator's Award Not Enforceable	<i>Commonwealth v. Pennsylvania State Troopers Association</i> , 979 A.2d 442 (Pa. Cmwlth. 2009)	November
System Has Authority To Order Fire Department To Terminate Chief	<i>State ex rel. Oklahoma Firefighters Pension and Retirement System v. City of Spencer</i> , 2009 WL 3103746 (Okla. 2009)	December
Right To Privacy		
Columbus PD Sick Leave Verification Policy Called Into Question	<i>Lee v. City of Columbus</i> , 644 F. Supp. 2d 1000 (S.D. Ohio 2009)	November
GINA, New Discrimination Law, Became Effective In November 2009		December
Sexual Harassment		
Officer Can Be Constitutionally Forbidden From Participating In Explorer Scout Activities	<i>Frontera v. City of Columbus</i> , 619 F. Supp. 2d 493 (S.D. Ohio 2008)	February
Iowa Police Chief Has No Due Process Rights	<i>Burke v. Mardis</i> , 764 N.W.2d 784 (Iowa App. 2009)	March
Sexual Harassment Too Old To Be 'Continuing'	<i>Drees v. County of Suffolk</i> , 2009 WL 875530 (E.D. N.Y. 2009)	May
Detective Loses Malicious Prosecution Claim	<i>Felt v. City of Bellevue</i> , 2009 WL 1065877 (Wash. App. 2009)	June
Reference To 'Psycho-Bitch' Can Support Claim For Sexual Harassment	<i>DiPasquale v. State of New Jersey</i> , 2009 WL 1686186 (N.J. Super. A.D. 2009)	August
Consensual Sexual Relationship Not Sexual Harassment	<i>Bracci v. New York State Division of Human Rights</i> , 878 N.Y.S.2d 830 (App. Div. 2009)	August
Victims Not Entitled To Union Representation During Meeting	<i>Fraternal Order of Police, Lodge 2 v. City of Scranton</i> , No. PF-C-08-132-E (Pa. LRB ALJ 2009)	October
Court Ducks Firefighter's 'Sex Plus Height' Claim	<i>Coffman v. Indianapolis Fire Department</i> , 578 F.3d 559 (7th Cir. 2009)	October
Calling Female Officer 'Darling' Does Not Amount To Sexual Harassment	<i>Magiera v. City of Dallas</i> , 2009 WL 1576469 (N.D. Tex. 2009)	October
Sick Leave		
State Ruling On Sick Leave Confinement Policy Binds Federal Court	<i>Borum v. Village of Hempstead</i> , 590 F. Supp. 2d 376 (E.D. N.Y. 2008)	February
Timeliness Defects Must Be Raised Early In Grievance Procedure	<i>Madison Township, Michigan</i> , LAIG 6725 (Frankland, 2008)	August

Employees Can Be Forced To Use Comp Time In Lieu Of Sick Leave	<i>Adderly v. City of Atlanta, Georgia</i> , 2009 WL 1456575 (N.D. Ga. 2009)	August
Columbus PD Sick Leave Verification Policy Called Into Question	<i>Lee v. City of Columbus</i> , 644 F. Supp. 2d 1000 (S.D. Ohio 2009)	November
Staffing		
Police Captain Has To Resign To Run For Mayor	<i>City of Tampa v. Lewis</i> , 993 So.2d 1096 (Fla. App. 2008)	January
Sheriffs Cannot Be Laid Off In Rhode Island	<i>Castelli v. Carcieri</i> , 961 A.2d 277 (R.I. 2008)	February
Change In Training Schedule Cannot Adversely Impact Leave	<i>City of Lancaster, Pennsylvania</i> , LAIG 6723 (Colflesh, 2009)	July
Timeliness Defects Must Be Raised Early In Grievance Procedure	<i>Madison Township, Michigan</i> , LAIG 6725 (Frankland, 2008)	August
Court Defers To Arbitrator's Decision On Pay For Travel	<i>New Jersey Transit Corporation v. PBA Local 304</i> , 2009 WL 1750069 (N.J. Super. A.D. 2009)	August
Assignment To Particular Assistant Chief Position A Management Right	<i>City of Piqua, Ohio</i> , A.A.A. Case No. 52-390-60548-08 (Kosanvich, 2009)	September
Declining Economy No Reason To Extend Fire Department's Consent Decree	<i>Cleveland Fire Fighters For Fair Hiring Practices v. City of Cleveland</i> , 2009 WL 2602366 (N.D. Ohio 2009)	October
Officer Responding From On-Call Status Injured In The Line Of Duty	<i>Harris County v. Hinojosa</i> , 294 S.W.3d 737 (Tex. App. 2009)	October
'Shall' Removes Employer Discretion	<i>City of Providence and IAFF, Local 700</i> , LAIG 6762 (Brown, 2009)	November
For Contract Purposes 'Only' Means 'Only'	<i>Commonwealth of Massachusetts, Department of Corrections</i> , LAIG 6776 (Grossman, 2009)	December
Taxes		
City Must Use Dedicated Sales Tax Revenues For Firefighter Salaries	<i>Local Number 1442, Professional Firefighter's Ass'n v. Crowley</i> , 9 So.3d 792 (La. 2009)	September
Termination		
Firefighter's Failure To Pass Test Does Not Amount To Misconduct	<i>Texas Workforce Commission v. City of Houston</i> , 274 S.W.3d 263 (Tex. App. 2008)	January
Police Captain Has To Resign To Run For Mayor	<i>City of Tampa v. Lewis</i> , 993 So.2d 1096 (Fla. App. 2008)	January
Privately-Made Statements About Morale Unprotected By First Amendment	<i>Dahl v. Rice County, Minnesota</i> , 2008 WL 5382333 (D. Minn. 2008)	February
Officer Does Not Establish Necessary 'Perversion of Process'	<i>Watson v. City of Jamestown</i> , 867 N.Y.S.2d 815, (N.Y. A.D. 2008)	February
Officer Terminated For Misconduct, Not Drug Addiction	<i>Witt v. City of Lake Oswego</i> , 2008 WL 4911881 (D. Or. 2008)	February
Intimidating Demeanor Does Not amount To Interrogation	<i>Correa v. City of Inglewood</i> , 2008 WL 4816653 (Cal. App. 2008)	February
Criminal Investigation Tolls Statute Of Limitations Even On Non-Criminal Charges	<i>Lucio v. City of Los Angeles</i> , 86 Cal.Rptr.3d 833 (Cal. App. 2008)	February
Sheriffs Cannot Be Laid Off In Rhode Island	<i>Castelli v. Carcieri</i> , 961 A.2d 277 (R.I. 2008)	February
Iowa Police Chief Has No Due Process Rights	<i>Burke v. Mardis</i> , 764 N.W.2d 784 (Iowa App. 2009)	March
President Signs Stimulus Bill With Significant COBRA Changes For Employers		March
A Roundup Of Free Speech Cases	<i>Turner v. Perry</i> , 278 S.W.3d 806 (Tex. App. 2009); <i>Kindle v. Jeffersontown</i> , 2009 WL 69231 (W.D. Ky. 2009); <i>Nagle v. Village of Calumet Park</i> , 554 F.3d 1106 (7th Cir. 2009); <i>Davenport v. University of Arkansas Board of Trustees</i> , 553 F.3d 1110 (8th Cir. 2009)	March
Decision To Lay Off Firefighters Not Subject To Bargaining	<i>International Association of Fire Fighters, Local 188 v. Public Employment Relations Board</i> , 72 Cal. App.4th (Cal. App. 2009)	May

Civil Service Commission Cannot Change Basis For Discipline	<i>Parent v. City of Bellevue</i> , 763 N.W.2d 739 (Neb. App. 2009)	May
Police Employee Terminated For Misconduct, Not For Alcoholism	<i>Nanos v. City of Stamford</i> , 609 F. Supp. 2d 260 (D. Conn. 2009)	June
Deputy Loses \$500,000 Verdict, Wins Retrial	<i>MacKenzie v. Linehan</i> , 969 A.2d 385 (N.H. 2009)	June
Eleven Tons Of Gravel In Ex-Girlfriend's Driveway Leads To Officer's Termination	<i>Winchell v. County of Riverside</i> , 2009 WL 1479172 (Cal. App. 2009)	July
No 'Involuntary Disability Exception' To Bill Of Rights	<i>Riverside Sheriffs' Association v. County of Riverside</i> , 92 Cal.Rptr.3d 832 (Cal. App. 2009)	August
When Are Disciplinary Conversations With A City Attorney Privileged?	<i>Dzierbicki v. Township of Oscoda</i> , 2009 WL 1491116 (E.D. Mich. 2009)	August
Offer Of Deputy Chief Job To White Firefighters Defeats Reverse Discrimination Claim	<i>Stockwell v. City of Harvey</i> , 2009 WL 1139144 (N.D. Ill 2009)	August
Officer who Accidentally Killed Fellow Officer Wins PTSD Disability	<i>Mitman v. Police Pension Com'n of City of Easton</i> , 972 A.2d 1276 (Pa. Cmwlth. 2009)	August
Drug Test Runs Into Hearsay Problems	<i>In re Brown</i> , 2009 WL 2045235 (N.J. Super. A.D. 2009)	September
Extensive Disciplinary Procedures Do Not Create Property Right To Job	<i>Faulkner v. City of Bartlett</i> , 2009 WL 1841743 (Tenn. App. 2009)	September
Volunteer Firefighters Have No Property Right To The Job	<i>Baker v. McDaniel</i> , 2009 WL 2710099 (E.D. Ky. 2009)	October
'Private Dishonesty,' Off-Duty Sex, And Discipline	<i>Doe v. Department of Justice</i> , 565 F.3d 1375 (Fed. 2009)	October
Six-Year Delay In Resolving Disciplinary Charges Does Not Violate Due Process	<i>Cope v. Tennessee Civil Service Commission</i> , 2009 WL 1635140 (Tenn. App. 2009)	October
Bill Of Rights Statute Of Limitations Stops Running When Employee Is Fired	<i>Sanchez v. City of Los Angeles</i> , 2009 WL 2569254 (Cal. App. 2009)	October
'Aren't You Being Discriminatory' Is Protected Activity Under ADA	<i>Casna v. City of Loves Park</i> , 574 F.3d 420 (7th Cir. 2009)	October
Civil Service Appeals Get New Trials In Ohio	<i>Bryant v. Hamilton Civil Service Commission</i> , 2009 WL 2232025 (Ohio App. 2009)	October
Police Chief Loses Job For Conduct In Wake Of Officers' Accident	<i>Perryman v. Village of Saranac Lake</i> , 881 N.Y.S.2d 693 (App. Div. 2009)	October
The Fear Of Retribution Not A Constructive Discharge	<i>Griffith v. Girdler</i> , 2009 WL 1956466, (E.D. Ky. 2009)	November
A Day Late, A Lawsuit Lost	<i>Ann Arbor Fire Fighters Association</i> , Case No. CU08I-045 (Mich. ERC 2009)	November
Court Upholds Rule Banning Contact With Former Inmates	<i>Harris v. Butler County, Ohio</i> , 2009 WL 2628501 (6th Cir. 2009)	November
Police Agency Can Inquire As To Applicant's Expunged Criminal Conviction	<i>Macon v. Shelby County Government Civil-Service Merit Board</i> , 2009 WL 3064877 (Tenn. App. 2009)	December
Hearing Board Fails To Give Police Officer Adequate Notice Or Grant Continuance	<i>Becker v. Sunset City</i> , 216 P.3d 367 (Utah App. 2009)	December
Employer Bears Burden Of Proof In Disciplinary Case	<i>Falk v. Scott</i> , 2009 WL 3232698 (Fla. App. 2009)	December
Judge Cites Firefighter Case Example Of 'What Happens When Grown Men Act Like Five-Year-Olds'	<i>Shanks v. Village of Catskill Board of Trustees</i> , 2009 WL 2868240 (N.D. N.Y. 2009)	December
System Has Authority To Order Fire Department To Terminate Chief	<i>State ex rel. Oklahoma Firefighters Pension and Retirement System v. City of Spencer</i> , 2009 WL 3103746 (Okla. 2009)	December
Explorer Scout Has No Property Right	<i>Zwilling v. O'Connor</i> , 2009 WL 2951126 (D. Conn. 2009)	December
Officer Fired For Car Wreck, Not Because Of Age	<i>Pacovsky v. city of Booneville, Mississippi</i> , 2009 WL 2972092 (5th Cir. 2009)	December

Training		
Firefighter's Failure To Pass Test Does Not Amount To Misconduct	<i>Texas Workforce Commission v. City of Houston</i> , 274 S.W.3d 263 (Tex. App. 2008)	January
Seniority Does Not Control Temporary Firefighter Assignments	<i>City of Yonkers, New York</i> , LAIG 6661 (Aiges, 2008)	February
Change In Training Schedule Cannot Adversely Impact Leave	<i>City of Lancaster, Pennsylvania</i> , LAIG 6723 (Colflesh, 2009)	July
Reference To 'Psycho-Bitch' Can Support Claim For Sexual Harassment	<i>DiPasquale v. State of New Jersey</i> , 2009 WL 1686186 (N.J. Super. A.D. 2009)	August
Officer who Accidentally Killed Fellow Officer Wins PTSD Disability	<i>Mitman v. Police Pension Com'n of City of Easton</i> , 972 A.2d 1276 (Pa. Cmwlth. 2009)	August
Unfair Labor Practice		
Police Captain Has To Resign To Run For Mayor	<i>City of Tampa v. Lewis</i> , 993 So.2d 1096 (Fla. App. 2008)	January
Sheriffs Cannot Be Laid Off In Rhode Island	<i>Castelli v. Carcieri</i> , 961 A.2d 277 (R.I. 2008)	February
Trooper Improperly Suspended For Engaging In Union Activity	<i>Michigan Department of State Police</i> (Joseph Girolamo, 2009) (Unreported decision; copy available from LRIS)	March
Deputy Sheriff's Union Severed In Two	<i>Oakland County v. Oakland County Deputy Sheriff's Association</i> , 765 N.W.2d 373 (Mich. App. 2009)	March
New Disciplinary Standards Must Be Negotiated	<i>Vermont State Employees' Association v. State of Vermont</i> , 971 A.2d 641 (Vt. 2009)	April
Employer Required To Disclose Pre-Disciplinary Interviews And Identity Of Witnesses	<i>International Association Of Fire Fighters, Local 2898 v. City of Seattle</i> , Decision 9526-A (Wash. PERC 2009)	April
Decision To Lay Off Firefighters Not Subject To Bargaining	<i>International Association of Fire Fighters, Local 188 v. Public Employment Relations Board</i> , 72 Cal. App.4th (Cal. App. 2009)	May
State Required To Submit Funding Request To Legislature To Implement Trooper Arbitration Award	<i>Washington State Patrol Troopers Association v. State of Washington</i> , Decision 10313A-PECB (Wash. PERC 2009)	June
City Required To Bargain Over Change In Pension Board Rule	<i>Portland Fire Fighters' Association v. the City of Portland</i> , Case No. UP-14-07 (Or. ERB 2009)	July
Cincinnati 'Zero For Five' On Assistant Chief Positions	<i>City of Cincinnati v. State Employment Relations Board</i> , 2009 WL 1741846 (Ohio App. 2009)	September
Victims Not Entitled To Union Representation During Meeting	<i>Fraternal Order of Police, Lodge 2 v. City of Scranton</i> , No. PF-C-08-132-E (Pa. LRB ALJ 2009)	October
Policy Prohibiting Criticism By Supervisors Has Both Labor Relations And Constitutional Dimensions	<i>Town of Sanford</i> , No. 09-04 (Me. LRB 2009)	November
A Day Late, A Lawsuit Lost	<i>Ann Arbor Fire Fighters Association</i> , Case No. CU08I-045 (Mich. ERC 2009)	November
Employer Required To Develop Policy To Retain Labor Relations E-Mails	<i>City of Seattle</i> , Decision 10249-A (Wash. PERC 2009)	November
Uniformed Services Employment and Reemployment Rights Act (USERRA)		
Deployed Police Officers Have No Right To Take Promotional Examinations Where They Are Deployed	<i>Sandoval v. City of Chicago</i> 560 F.3d 703 (7th Cir. 2009)	May
Under Eleventh Amendment Trooper Has No Right To Sue State For USERRA Violations	<i>Janowski v. Division of State Police, Department of Safety and Homeland Security</i> , 981 A.2d 1166 (Del. 2009)	December
Union Activities		
Trooper Improperly Suspended For Engaging In Union Activity	<i>Michigan Department of State Police</i> (Joseph Girolamo, 2009) (Unreported decision; copy available from LRIS)	March

A Roundup Of Free Speech Cases	<i>Turner v. Perry</i> , 278 S.W.3d 806 (Tex. App. 2009); <i>Kindle v. Jeffersontown</i> , 2009 WL 69231 (W.D. Ky. 2009); <i>Nagle v. Village of Calumet Park</i> , 554 F.3d 1106 (7th Cir. 2009); <i>Davenport v. University of Arkansas Board of Trustees</i> , 553 F.3d 1110 (8th Cir. 2009)	March
Union Representation		
Victims Not Entitled To Union Representation During Meeting	<i>Fraternal Order of Police, Lodge 2 v. City of Scranton</i> , No. PF-C-08-132-E (Pa. LRB ALJ 2009)	October
Use of Force		
The Battle Of The Experts In A Shooting Case	<i>Garcia v. City of Long Beach</i> , 2009 WL 1124956 (Cal. App. 2009)	July
Officer who Accidentally Killed Fellow Officer Wins PTSD Disability	<i>Mitman v. Police Pension Com'n of City of Easton</i> , 972 A.2d 1276 (Pa. Cmwlt. 2009)	August
Vacation		
Suspended Corrections Officers Not Entitled To Accrue Leave Beyond Contract's Limits	<i>Michigan Department of Corrections</i> , LAIG 6667 (Dettman, 2008)	February
No Implied Right To Cash Out Accrued Holiday Time	<i>Fraternal Order of Police and Clark County Sheriff</i> , FMCS #08-03595 (Sellman, 2009)	March
Lieutenant's Speech About Vacation Not Protected By First Amendment	<i>Van Cleef v. Seneca County</i> , 2009 WL 1150407 (W.D. N.Y. 2009)	August
Injured Officer Not Entitled To Pay For Vacation Hours	<i>Township of Upper Providence</i> , LAIG 6742 (Loewenberg, 2009)	September
'Shall' Removes Employer Discretion	<i>City of Providence and IAFF, Local 700</i> , LAIG 6762 (Brown, 2009)	November
Vehicles		
City Has Right To Rescind Take-Home Car Program	<i>City of Marion</i> , 126 LA 212 (Fullmer, 2009)	June
Wages		
Officers' Failure To 'Punch In' Does Not Negate Roll Call Pay	<i>Middlesex Sheriff's Office</i> , LAIG 6660 (Cochran, 2007)	February
City Must Use Dedicated Sales Tax Revenues For Firefighter Salaries	<i>Local Number 1442, Professional Firefighter's Ass'n v. Crowley</i> , 9 So.3d 792 (La. 2009)	September
Whistleblower Protection		
Asking About Retirement Contributions Does Not Amount To Whistleblowing	<i>Throneberry v. City of Audubon Park</i> , 2008 WL 4530917 (Ky. App. 2008)	January
A Roundup Of Free Speech Cases	<i>Turner v. Perry</i> , 278 S.W.3d 806 (Tex. App. 2009); <i>Kindle v. Jeffersontown</i> , 2009 WL 69231 (W.D. Ky. 2009); <i>Nagle v. Village of Calumet Park</i> , 554 F.3d 1106 (7th Cir. 2009); <i>Davenport v. University of Arkansas Board of Trustees</i> , 553 F.3d 1110 (8th Cir. 2009)	March
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Under Eleventh Amendment Trooper Has No Right To Sue State For USERRA Violations	<i>Janowski v. Division of State Police, Department of Safety and Homeland Security</i> , 981 A.2d 1166 (Del. 2009)	December
Judge Cites Firefighter Case Example Of 'What Happens When Grown Men Act Like Five-Year-Olds'	<i>Shanks v. Village of Catskill Board of Trustees</i> , 2009 WL 2868240 (N.D. N.Y. 2009)	December
Workers' Compensation		
Asking About Retirement Contributions Does Not Amount To Whistleblowing	<i>Throneberry v. City of Audubon Park</i> , 2008 WL 4530917 (Ky. App. 2008)	January
Sergeant Loses Lawsuit Over Batmobile	<i>Hawkins v. West Virginia Department of Public Safety</i> , 672 S.E.2d 389 (W.Va. 2008)	February
Moving Fire Hose Not Accidental Injury	<i>Baron v. DiNapoli</i> , 869 N.Y.S.2d 670 (N.Y. A.D. 2008)	February

California Requires Proof Of Carcinogen Exposure For Workers' Comp Presumption	<i>Fain v. Workers' Compensation Appeals Board</i> , 2008 WL 4899889 (Cal. App. 2008)	February
Police Chief's Off-Duty Accident Not Covered By Workers' Compensation	<i>Lockman v. Town of Maringouin</i> , 4 So.3d 828 (La. App. 2008)	February
Work-Related Stress Leads To Officer's Suicide	<i>Wilde v. Township of Cranford</i> , 2009 WL 1025193 (N.J. Super. A.D. 2009)	June
Sergeant Entitled To Job-Related Benefits For Recurrence of Back Injury 16 Years After Original Incident	<i>City of Brockton, Massachusetts</i> , 39 LAIG 6701 (Litton, 2009)	June
Officer Not Entitled To Workers' Comp Reimbursement For Travel Expenses	<i>Town of Falmouth</i> , LAIG 6741 (Cooper, 2009)	August
City Must Use Dedicated Sales Tax Revenues For Firefighter Salaries	<i>Local Number 1442, Professional Firefighter's Ass'n v. Crowley</i> , 9 So.3d 792 (La. 2009)	September
Officer Responding From On-Call Status Injured In The Line Of Duty	<i>Harris County v. Hinojosa</i> , 294 S.W.3d 737 (Tex. App. 2009)	October