BEFORE THE PUBLIC SAFETY CIVIL SERVICE COMMISSION OF THE CITY OF SEATTLE

In the matter of the Appeal of)

Timothy Malkow

Town of LAW AND ORDER

I. INTRODUCTION

This matter came before the Public Safety Civil Service Commission (Commission) in the appeal of Timothy Malkow (Appellant) from his discharge by the Seattle Police Department (Department).

1.1 Appearances.

- 1.1.1 Appellant. The Appellant was present and represented himself.
- 1.1.2 Department. The Department was represented by Aaron Dean, Director of Personnel.
- 1.1.3 Commission. Daniel Oliver, Chairman; Maura O'Neill and Barbara Laners, Commissioners; Dallas Shockley, Secretary and Chief Examiner.

1.2 Proceedings.

By notice dated November 6, 1990, Officer Timothy Malkow was discharged from his employment with the Department pursuant to Public Safety Civil Service Rule 12.09(a) by assigning in writing to the Commission the reasons therefor.

1.2.1 <u>Commission</u>. Having considered the exhibits and heard arguments of the parties and pursuant to our authority under Article XIV of the City Charter and Chapter 4.08, Seattle Municipal Code, we enter the following:

II. FINDINGS OF FACT

- 2.1 Appellant. Timothy Malkow was first employed by the Department on April 4, 1990 and therefore had the status of a probationary employee.
- 2.2 The Department filed in writing its reasons for discharging the officer on November 6, 1990.

III. CONCLUSIONS OF LAW

- 3.1 The Commission has jurisdiction over the subject matter of and the parties to this action.
- 3.2 The notice and appeal to this Commission have been brought by the parties in a timely fashion.
- 3.3 Pursuant in Ordinance (SMC 4.08.110 B) and PSCSC Rule 12.09(a) a probationary employee may be discharged upon filing (or assigning) in writing the reasons therefor with the Commission.
- 3.4 The Commission finds no basis for not sustaining the Department's action.

IV. ORDER

4.1 The discharge of Timothy Malkow is hereby affirmed. Signed at Seattle, Washington this Eighth day of January 1991.

PUBLIC SAFETY CIVIL SERVICE COMMISSION OF THE CITY OF SEATTLE

Daniel Oliver, Chairman

Maura O'Neill

Barbara Laners