
APMANN, ELIZABETH M -
TROOPER

MISSALE, STEVEN J -
TROOPER

TYPE: Personnel

CASE# 20090559

FINDING: Founded

Complainant:

[REDACTED]

Complaint of Personnel Investigation 20090559

Type: Personnel Sub Type Troop: F Status: C
Incident Date/Time 9/17/2009 7:50 AM Mode Rec. E-mail
Report Due 10/26/2009 Level Inv. T 3 CTV: F3663 - T/NEWBURGH
Commissioned Officer Assigned Yes Report Location IAB 1/21/2010

Synopsis:

Complainant alleges that two NYSP Chevrolet Tahoe K9 units were speeding excessively and driving unsafely while being followed by a white / green Dodge Durango K9 unit from another agency on the New York State Thruway. An inquiry of K-9 training conducted on 9/17/09 at the Yonkers raceway as well as EZ Pass records revealed that Tpr. Elizabeth Apmann, Tpr. Steven Missale and a K-9 Officer from the NYS Park Police all proceeded through the Woodbury Toll barrier on 9/17/09 at 8:06 am while enroute to training.

Troop F to investigate

Classification: TRAFFIC VIOLATION/IMPROPER USE OF A VE Finding: F

Subjects:

Rank TROOPER DOE: 10/28/1996
Last Name APMANN First Name ELIZABETH MI M
Troop F Location KINGSTON
CCC 1: UNSAF CCC 2: CCC 3:

Rank TROOPER DOE: 11/15/1999
Last Name MISSALE First Name STEVEN MI J
Troop F Location HIGHLAND
CCC 1: UNSAF CCC 2: CCC 3:

Complainants:

Last Name First Name MI TZS
Shield Rank Sex M SP Employee ☐ DOE
Address City State NY Zip
Home Phone Work Phone

Administrative Personnel:

ID RECEIVING MEMBER TZS H132
Last MAZZONE JR First RICHARD MI L Date/Time: 9/21/2009 10:00 AM
ID MEMBER AT TROOP NOTIFIED TZS K013
Last CORLETT First KEITH MI M Date/Time: 9/24/2009 11:48 AM
ID MEMBER AT DIV NOTIFIED TZS H132
Last SMITH First MARK MI J Date/Time: 9/21/2009 10:00 AM

	<i>ID</i>	INVESTIGATOR		<i>TZS</i>	F300
<i>Last</i>	MICHAEL	<i>First</i>	JAMES	<i>MI</i>	C <i>Date/Time:</i> 10/23/2009

	<i>ID</i>	REVIEWER		<i>TZS</i>	H132
<i>Last</i>	SMITH	<i>First</i>	MARK	<i>MI</i>	J <i>Date/Time:</i> 11/30/2009


NEW YORK STATE POLICE

MEMORANDUM

Troop F Station Middletown

Date February 24, 2010

To: Deputy Superintendent Anthony G. Ellis

From: Major Edward Raso, Troop Commander 

Subject: **COMPLAINT AGAINST PERSONNEL – 20090559 - LEVEL 3**
[REDACTED], NY
TROOPER STEVEN J. MISSALE, SP HIGHLAND

Reference is made to the previously submitted cover page report regarding the above subject.

On February 24, 2010, Trooper Missale appeared before me and executed his consent to have me adjudicate this matter at Troop level.

Pursuant to Rule 3 of the New York State Police Administrative Manual, I have determined that he receive a Letter of Censure for his actions. I have attached a copy of the Letter of Censure and consent waiver.

This matter is closed.

Attach.

HARRY J. CORBITT
SUPERINTENDENT



MAJOR EDWARD RASO
TROOP COMMANDER

STATE OF NEW YORK
NEW YORK STATE POLICE
TROOP "F" HEADQUARTERS
55 CRYSTAL RUN ROAD
MIDDLETOWN, NY 10941
(845) 344-5300

February 24, 2010

Trooper Steven J. Missale
New York State Police
Highland, New York

LETTER OF CENSURE

Dear Trooper Missale:

On September 17, 2009 you were observed driving your Division vehicle at an excessive speed. Your actions violated Regulation 8A2, Article 5(g) which requires members to adhere to the speed limit.

On February 24, 2010 you appeared before me, executed a waiver and requested that I adjudicate the discipline in this matter.

Accordingly, it is my decision that you receive a letter of censure for your actions. I trust that you will not allow this to happen again.

Sincerely,

Edward Raso
Major
Troop Commander

NEW YORK STATE POLICE

MEMORANDUM

TROOP F STATION Montgomery

DATE FEBRUARY 2, 2010

To: Major Edward Raso, Troop Commander

From: Trooper Steven J. Missale *sf*

Subject: DISCIPLINARY ACTION

I hereby consent to have the above-captioned investigation adjudicated by the Troop Commander under the provisions of Article 3, Disciplinary Action of the New York State Police Manual.

I waive the following:

1. The right to have this matter disposed of by the Superintendent or by a formal hearing.
2. Any right to appeal from the Troop Commander's adjudication which may be a determination of unfounded or, upon a finding of guilty, the imposition of:
 - a. A Letter of Censure and/or
 - b. An intra-troop transfer, with my consent and/or
 - c. A fine to be expressed in the loss of no more than five vacation days to be worked by the member with no additional compensation or overtime and/or
 - d. A period of probation not exceeding 90 days which probation must be for a definite period of time and must include conditions of probation which, if violated, could subject me, without the right of a further inquiry or a hearing, to the imposition of any one or more of the penalties that can be imposed by the Troop Commander, and/or an intra-troop transfer, without my consent.


NEW YORK STATE POLICE

MEMORANDUM

Troop F Station Middletown

Date February 9, 2010

To: Deputy Superintendent Anthony G. Ellis

From: Major Edward Raso, Troop Commander 

Subject: COMPLAINT AGAINST PERSONNEL – 20090559 - LEVEL 3
[REDACTED] NY
TROOPER ELIZABETH M. APMANN, SP KINGSTON

Reference is made to the previously submitted cover page report regarding the above subject.

On February 9, 2010, Trooper Apmann appeared before me and executed her consent to have me adjudicate this matter at Troop level.

Pursuant to Rule 3 of the New York State Police Administrative Manual, I have determined that she receive a Letter of Censure for her actions. I have attached a copy of the Letter of Censure and consent waiver.

This matter is closed.

Attach.

NEW YORK STATE POLICE
INTERNAL AFFAIRS BUREAU
HEADQUARTERS
2010 FEB 22 P 5:42

HARRY J. CORBITT
SUPERINTENDENT



MAJOR EDWARD RASO
TROOP COMMANDER

STATE OF NEW YORK
NEW YORK STATE POLICE
TROOP "F" HEADQUARTERS
55 CRYSTAL RUN ROAD
MIDDLETOWN, NY 10941
(845) 344-5300

February 9, 2010

Trooper Elizabeth M. Apmann
New York State Police
Kingston, New York

LETTER OF CENSURE

Dear Trooper Apmann:

On September 17, 2009 you were observed driving your Division vehicle at an excessive speed. Your actions violated Regulation 8A2, Article 5(g) which requires members to adhere to the speed limit.

On February 9, 2010 you appeared before me, executed a waiver and requested that I adjudicate the discipline in this matter.

Accordingly, it is my decision that you receive a letter of censure for your actions. I trust that you will not allow this to happen again.

Sincerely,

Edward Raso
Major
Troop Commander

NEW YORK STATE POLICE

MEMORANDUM

TROOP F STATION Kingston

DATE 02/04/10

To: Major Edward Raso, Troop Commander

From: Trooper Elizabeth M. Apmann



Subject: DISCIPLINARY ACTION

I hereby consent to have the above-captioned investigation adjudicated by the Troop Commander under the provisions of Article 3, Disciplinary Action of the New York State Police Manual.

I waive the following:

1. The right to have this matter disposed of by the Superintendent or by a formal hearing.
2. Any right to appeal from the Troop Commander's adjudication which may be a determination of unfounded or, upon a finding of guilty, the imposition of:
 - a. A Letter of Censure and/or
 - b. An intra-troop transfer, with my consent and/or
 - c. A fine to be expressed in the loss of no more than five vacation days to be worked by the member with no additional compensation or overtime and/or
 - d. A period of probation not exceeding 90 days which probation must be for a definite period of time and must include conditions of probation which, if violated, could subject me, without the right of a further inquiry or a hearing, to the imposition of any one or more of the penalties that can be imposed by the Troop Commander, and/or an intra-troop transfer, without my consent.

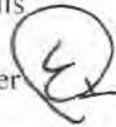
NEW YORK STATE POLICE

MEMORANDUM

TROOP F STATION Middletown

DATE November 13, 2009

TO: Deputy Superintendent Anthony G. Ellis

FROM: Major Edward Raso, Troop Commander 

SUBJECT: COMPLAINT AGAINST PERSONNEL - 20090559 - LEVEL 3
TROOPER ELIZABETH M. APMANN, SP KINGSTON
TROOPER STEVEN J. MISSALE, SP HIGHLAND
[REDACTED] NY

Reference is made to the attached report of Lieutenant James C. Michael and cover memorandum of Captain Patrick J. Regan, regarding the above subject.

I have reviewed the attached report and agree that it is founded. Troopers Apmann and Missale were observed driving their Division vehicle at an excessive speed in violation of Regulation 8A2, Article 5(g).

Recommend appropriate administrative action at Troop level. Forwarded for your review.

Attach.

NEW YORK STATE POLICE
INTERNAL AFFAIRS BUREAU
HEADQUARTERS

2009 DEC -3 A 10:12

NEW YORK STATE POLICE**MEMORANDUM**Troop F Station SP KingstonDate October 29, 2009

To: Major Edward Raso, Troop Commander, Troop F

From: Captain Patrick J. Regan, Zone Commander, Zone 3

Subject: COMPLAINT AGAINST PERSONNEL - # 20090559
TPR ELIZABETH M. APMANN, EOD 10/28/86 - SP KINGSTON
TPR STEVEN J. MISSALE, EOD 11/15/99 - SP HIGHLAND

Reference is made to Complaint Against Personnel # 20090559, dated September 24 2009, and corresponding Genl. 30 Cover Page Report of Lieutenant JAMES C. MICHAEL, dated October 23, 2009. I have reviewed the report and find it properly submitted. I have discussed this report with Lieutenant MICHAEL and concur with his findings.

On September 17, 2009, Mr. [REDACTED] NY, alleged via email that earlier that day, he was southbound on the New York State Thruway near the Newburgh interchange, and observed two marked State Police K-9 vehicles, and one non State Police marked police K-9 vehicle also traveling south, driving erratically at excessive speeds.

This investigation reveals that Trooper STEVEN MISSALE, EOD 11/15/99, SP Highland, operating Division vehicle 3F80, Trooper ELIZABETH M. APMANN, EOD 10/28/86, SP Kingston, operating Division vehicle 3F82, and a New York State Park Police Officer were in fact driving south on the Thruway, and were observed by Mr. [REDACTED]. This investigation has failed to substantiate the specific allegation of Mr. [REDACTED]. However, both Troopers APMANN and MISSALE acknowledge traveling faster than the flow of traffic on the Thruway at that time, in contrast to Regulation 8'A2, requiring members to comply with all rules, regulations, and instructions. Specifically, they did not comply with Article 5 policy(g), requiring members to adhere to speed limits or the flow of traffic when not engaged in emergency response or pursuit, or otherwise fully justified.

Recommend this matter be closed as founded with the appropriate administrative action taken.

NEW YORK STATE POLICE
COVER PAGE

TITLE OF CASE Trooper Steven J Missale, EOD 11/15/99, SP Highland	REPORTING TROOP F	MANAGING TROOP F	DATE OF REPORT 10/23/09
Trooper Elizabeth M. Apmann, EOD 10/28/96, SP Kingston	DATE OCCURRED 09/17/09	TZS T511	CTV CODE F3663
Complainant - [REDACTED]	INVESTIGATIVE PERIOD 09/24/09- 10/23/09 17		TYPED BY jcm <i>Tom</i>
	REPORT OF Lieutenant James C Michael <i>Lt Michael</i>		SHIELD 3960
CHARACTER OF CASE - (CC CODE) COMPLAINT AGAINST PERSONNEL (PCT0100)	STATION SP Kingston		CASE # 20090559
	STATUS OF CASE () CA () C/EC () C/INV () C/UNF () C/UNS (X) C/FND () OPN		

REFERENCE: Report of Personnel Investigation #20090559 dated 09/24/09.

ENCLOSURES: TO DIVISION HEADQUARTERS AND TROOP F:

1. Copy of Personnel Complaint sheet for complaint # 20090559
2. Printed copy of Mr. [REDACTED] e-mail dated September 17, 2009
3. Copy of E-Z Pass records for 3F80 and 3F82
4. Copy of NYSP K-9 Unit Monthly Training Activity Report dated September 17, 2009
5. Memorandum from Trooper ELIZABETH M APMANN, dated October 6, 2009
6. Memorandum from Trooper STEVEN J MISSALE, dated, October 7, 2009
7. Copy of return receipt letter to Mr. [REDACTED] dated October 9, 2009.
8. Return Receipt from letter sent to Mr. [REDACTED] dated October 10, 2009

APPROVED: ZONE TROOP DHQ	FOR TROOP/DIVISION HEADQUARTERS USE ONLY	
	DESTROY IN 20 _____	INITIALS _____
	PERMANENT RETENTION _____	
	INITIALS _____ RCN _____	

GENL-31 (5/64)

SYNOPSIS: On September 17, 2009 [REDACTED] [REDACTED], N.Y. [REDACTED] alleges that he entered the New York State Thruway at exit 17, the Newburgh interchange, and proceeded south. While merging into southbound traffic, he saw two marked State Police K-9 vehicles and 1 Sheriff's K-9 vehicle travelling at what he believed to be a high rate of speed. [REDACTED]

[REDACTED] This investigation has revealed On September 17, 2009 Trooper STEVEN J. MISSALE, SP Highland, driving marked Division K-9 Tahoe 3F80, Trooper ELIZABETH M. APMANN, SP Kingston, driving marked Division K-9 Tahoe 3F82, and New York State Park Police Officer FERDAND MANNOCCHI driving a marked New York State Park Police Durango, travelled south on the New York State Thruway to attend K-9 training in Westchester County. Troopers MISSALE and APMANN refute Mr. [REDACTED] allegations [REDACTED]. Both Trooper MISSALE and APMANN stated that they were driving over the posted speed limit and at a speed greater than the traffic flow. Recommend this matter be classified as founded.

DETAILS:

AT INTERNAL AFFAIRS SOUTHERN REGION

1. On September 21, 2009 Lieutenant RICHARD MAZZONE received an e-mail from [REDACTED] claiming that on September 17, 2009 there were two State Police K-9 Tahoes and a K-9 Dodge Durango driving erratically, and at a high rate of speed on the New York State Thruway. Lieutenant MAZZONE determined through E-Z Pass records, and a New York State Police K-9 Unit Monthly Training Activity Report, that the vehicles observed by Mr. [REDACTED] were 3F80 assigned to Trooper STEVEN J MISSALE, 3F82 assigned to Trooper ELIZABETH M APMANN and a New York State Park Police K-9 vehicle assigned to Officer FERDAND MANNOCCHI. Personnel Complaint 20090559 initiated, Troop F, Major EDWARD RASO, and Zone 3 Commander, Captain PATRICK J REGAN advised. Lieutenant JAMES C MICHAEL, Zone 3 Headquarters, assigned to investigate by Captain REGAN. A copy of Personnel Complaint sheet 20090559 is attached as Enclosure # 1. Mr. [REDACTED] e-mail is attached as Enclosure # 2. E-Z Pass records for 3F80 and 3F82 for that date are attached as Enclosure # 3. New York State Police K-9 Unit Monthly Training Activity Report for September 2009 is attached as Enclosure # 4.

AT SP KINGSTON

2. On September 24, 2009 reviewed the e-mail from Mr. [REDACTED] obtained by Lieutenant MAZZONE. Mr. [REDACTED] e-mail stated that he entered the Thruway at the Newburgh interchange and proceeded south. As he entered the southbound lanes of travel he noticed a State Police K-9 vehicle traveling at a high rate of speed ahead of him in the left lane. [REDACTED]

[REDACTED] Mr. [REDACTED] stated none of the vehicles had their emergency equipment activated, [REDACTED]

3. On September 24, 2009 reviewed the New York State Police K-9 unit Monthly Training Activity Report obtained by Lieutenant MAZZONE (Enclosure # 4). The report documented that Troopers MISSALE, APMANN, and Officer MANNOCCHI all attended K-9 training at Yonkers Raceway and the Orange County Fairgrounds on September 17, 2009.

4. On September 24, 2009 reviewed the E-Z Pass records obtained by Lieutenant MAZZONE (Enclosure # 3). The records documented that on September 17, 2009 three vehicles with E-Z Pass tag numbers entered the Thruway. At 7:36am E-Z Pass tag # [REDACTED] entered the Thruway at exit 18 and left the Thruway at 8:06am at exit 15. At 7:32am E-Z Pass Tag# [REDACTED] entered the Thruway at exit 19 and left the Thruway at 8:06am at exit 15. E-Z Pass tag # [REDACTED] entered the Thruway at exit 19 and at 8:06am exited the Thruway at exit 15. It was determined that Trooper APMANN's vehicle, 3F82, is assigned E-Z Pass Tag# [REDACTED] Trooper MISSALE's vehicle, 3F80, is assigned E-Z Pass tag # [REDACTED] Officer FERDAND MANNOCCHI's vehicle is assigned E-Z Pass tag # [REDACTED] The E-Z Pass records confirmed that 3F80 and 3F82, and Officer MANNOCCHI's vehicle were southbound on the New York State Thruway at the time the K-9 vehicles were observed by Mr. [REDACTED]

5. On September 25, 2009 I contacted EMERY DERGOSITS, Fleet Management, regarding the top speed of Marked Division K-9 Tahoes. He stated due to factory installed speed regulators, the top speed for both the Tahoes in question without the emergency lighting installed is 98MPH. With the Light Bar installed the speed would be lower.

6. On September 25, 2009 telephoned [REDACTED] [REDACTED] N.Y. [REDACTED] regarding this incident. I left a message on his voice mail to contact me for an interview.
7. On September 29, 2009 I again telephoned Mr. [REDACTED] and left a message for him to contact me regarding the incident he reported.
8. On September 30, 2009 I again telephoned Mr. [REDACTED] He answered his phone and stated that he would meet with me on October 3, 2009 at 6pm at SP Montgomery to give a deposition.
9. On October 3, 2009 Mr. [REDACTED] contacted SP Kingston and advised that he would be unable to meet for his interview. He stated he would be able to be interviewed in the evening hours during the week of October 5, 2009, but was unsure of which day would be best. I advised him I would contact him Tuesday October 6, 2009 to set a time and date.
10. On October 6, 2009 I telephoned Mr. [REDACTED] and left a message on his voice mail for him to contact me to arrange the interview we discussed.
11. On October 6, 2009 I interviewed Trooper ELIZABETH M. APMANN, EOD 10/28/96, SP Kingston, regarding this incident. She stated that at approximately 7:30am on September 17, 2009 she was operating 3F82 and entered the New York State Thruway at the Kingston interchange. She was being followed by New York State Park Police Officer FERDAND MANNOCCHI in a marked Park Police Dodge Durango. Officer MANNOCCHI continued to follow her south on the Thruway, then at the New Paltz interchange she began to follow Trooper STEVEN MISSALE in 3F80 to K-9 training in Yonkers, N.Y. She stated she followed Trooper MISSALE because he was familiar with the training location. Trooper APMANN estimated her speed to be approximately 80 mph and recalled passing vehicles that were travelling in the right lane. Trooper APMANN stated that while she was following Trooper MISSALE she did not recall any vehicles getting between them, [REDACTED]. A memorandum from Trooper APMANN is attached as Enclosure # 5
12. On October 7, 2009 I contacted New York State Park Police K-9 Officer FERDAND MANNOCCHI, DOB [REDACTED], Palisades Region, [REDACTED] regarding this matter. He declined to discuss the incident or give a written statement.
13. On October 7, 2009 I interviewed Trooper STEVEN J. MISSALE, EOD 11/15/99, SP Highland regarding this incident. He stated that on September 17, 2009 at approximately 7:36am he entered the New York State Thruway at the New Paltz interchange. He stated he was operating 3F80 and was meeting Trooper APMANN and Officer MANNOCCHI to have them follow him to the K-9 training in Yonkers. Trooper MISSALE waited for Trooper APMANN at the u-turn in the median just north of the New Paltz interchange. Trooper MISSALE stated that when he saw Trooper APMANN being followed by

Officer MANNOCCHI, he pulled out in front of them because he was familiar with the training location. He stated he drove in the left lane and estimated his speed to be between 70 and 80 MPH for the entire trip. From the Newburgh interchange to the Harriman Toll Plaza he recalled approximately 15 to 20 vehicles ahead of him moved from the left lane to the right lane to allow him to pass. [REDACTED]

[REDACTED]. A memorandum form Trooper MISSALE is attached as Enclosure # 6.

14. On October 9, 2009, after receiving no response from Mr. [REDACTED] I mailed Mr. [REDACTED] a return receipt letter to the address he listed on his e-mail requesting he contact me to be interviewed. A copy of the letter is attached as Enclosure # 7.

15. On October 17, 2009, received return receipt for the letter I sent Mr. [REDACTED] The receipt indicated Mr. [REDACTED] signed for the letter on October 10, 2009. As of this writing I have not heard back from him. The return receipt is attached as Enclosure #8.

CONCLUSION:

On September 17th, 2009 Mr. [REDACTED] N.Y. [REDACTED] alleged that earlier that day he was entering the New York State Thruway (I-87) at the Newburgh (exit 17) interchange, and encountered two State Police marked K-9 vehicles and one non State Police marked K-9 police vehicle traveling together, driving erratically, also southbound. [REDACTED]

[REDACTED] This investigation has revealed that on September 17th, 2009 at approximately 8:00am, Trooper STEVEN J. MISSALE, driving marked Division K-9 Tahoe 3F80; Trooper ELIZABETH M. APMANN, driving marked Division K-9 Tahoe 3F82; and New York State Park Police Officer FERDAND MANNOCCHI driving a marked Park Police Durango were traveling south on I-87 in the area of exit 17. Both Trooper MISSALE and APMANN deny the specific allegations of [REDACTED]

[REDACTED]. Officer FERDAND MANNOCCHI refused to be interviewed regarding this matter. All three were en route to attend training in Westchester County. Both Troopers APMANN and MISSALE acknowledge traveling in excess of the speed limit, beyond the speed of the normal flow of traffic. While the specific allegations of [REDACTED] cannot be substantiated, this matter is founded in as much as they violated to manual section Regulation 8A2 which states, it shall be the duty of all Members to study and comply with the Rules, Regulations and Instructions and to require like compliance of all other Members under their supervision and control. Specifically Article 5 Policy - Sub g - Except when fully justified by the Vehicle and Traffic Law (VTL 1104) in matters of emergency response or pursuit, adhere to all speed limits. When not engaged in an emergency response or pursuit, drive your vehicle at a speed that is reasonable and consistent was the existing flow of traffic. Recommend this matter be closed as founded with appropriate administrative action taken.

Complaint of Personnel Investigation 20090559

Type: Personnel Sub Type Troop: F Status: P

Incident 9/17/2009 7:50 AM Mode Rec. E-mail

Report Due 10/26/2009 Level Inv. T 3 CTV: F3663 - T/NEWBURGH

Commissioned Officer No Report Location

Synopsis:

Complainant alleges that two NYSP Chevrolet Tahoe K9 units were speeding excessively and driving unsafely while being followed by a white / green Dodge Durango K9 unit from another agency on the New York State Thruway. An inquiry of K-9 training conducted on 9/17/09 at the Yonkers raceway as well as EZ Pass records revealed that Tpr. Elizabeth Apmann, Tpr. Steven Missale and a K-9 Officer from the NYS Park Police all proceeded through the Woodbury Toll barrier on 9/17/09 at 8:06 am while enroute to training.

Classification: TRAFFIC VIOLATION/IMPROPER USE OF Finding:

Subjects:

Rank TROOPER DOE 10/28/1996
Last Name APMANN First ELIZABETH MI M
Troop F Locatio KINGSTON
CCC 1: UNSAF CCC 2: CCC 3:

Rank TROOPER DOE 11/15/1999
Last Name MISSALE First STEVEN MI J
Troop F Locatio HIGHLAND
CCC 1: UNSAF CCC 2: CCC 3:

Complainants:

Last Name [REDACTED] First Name [REDACTED] MI TZS
Shield Rank Sex M SP DOE
Address [REDACTED] City [REDACTED] State NY Zip [REDACTED]
Home Phone [REDACTED] Work Phone [REDACTED]

Administrative Personnel:

ID RECEIVING MEMBER TZS H132
Last MAZZONE JR First RICHARD MI L Date/Time 9/21/2009 10:00

ID MEMBER AT TROOP NOTIFIED TZS K013
Last CORLETT First KEITH MI M Date/Time 9/24/2009 11:48

ID MEMBER AT DIV NOTIFIED TZS H132
Last SMITH First MARK MI J Date/Time 9/21/2009 10:00

Thursday, September 24, 2009

Page 1 of 1

>>> [REDACTED] <[REDACTED]@medco.com> 9/17/2009 9:36 AM >>>
To whom it may concern -

I would like to bring to your attention a problem I noticed this morning on my way to work travelling on the NY State Thruway at ~0750 - 0830. [REDACTED]

[REDACTED] The vehicles were two State Police K-9 Chevy SUVs and one Sheriff K-9 Dodge Durango. None of these vehicles had their emergency lights on.

[REDACTED] I made the mistake of merging into the left lane as I was coming onto the Thruway at the Newburgh exit going south. I merged onto the Thruway, saw the lead vehicle pass me at a high rate of speed, and then I merged into the far left lane to pass slower traffic, not realizing there were two other police vehicles coming up quickly behind the first. My merge was safe and clear at the time. [REDACTED]

This enraged me so much that I tried to pace these vehicles for a few miles but could not keep up - not even close. [REDACTED]

I would like to have a reply to this complaint and understand the preventive measures you plan to take to prevent this from occurring again. This is unacceptable behavior and an abuse of authority.

[REDACTED]
[REDACTED]
[REDACTED] NY [REDACTED]
[REDACTED]

Enclosure #3

3F80
3F82

Agency	Device/Plate #	Exit DateTime	Post Date	Entry Plaza	Entry Lane	Entry DateTime	Exit Plaza	Exit Lane
NY		09/17/2009 12:25	09/19/2009				HA	08W
NY		09/17/2009 8:06	09/18/2009	18	03E	09/17/2009 7:36	15	12W
NY		09/17/2009 8:06	09/18/2009	19	02E	09/17/2009 7:32	15	12W

MISSALE
APMANN

NYS PARK POLICE OFF. FRED J. MANNOCCHI II

NY Prod Vector Call Center-4 - Windows Internet Explorer

File Edit View Favorites Tools Help

http://172.20.2.1/calcenter_enu/start.swe?SWECmd=Login&SWEPL=185

NY Prod Vector Call Center-4

File Edit View Navigate Query Tools Help

Queries:

Account:

Home Account Opening Accounts Retailer Inventory Violations Service Requests CSR Closeout CTI Activity

Accounts Home Account Search List Account Info Financials Service Request Retail Tag Search Violation History

Challenge QA: Last 4 digits of Phone Number?

5451

Viol PrePrint: \$0.00

Reminder Msg:

Toll & EPS Financials Non Financials Toll EPS & Financials Record History Trip History

TX List Disputed Toll Receivables

Agency	Device/Plate #	Txn Date/Time	Entry	Exit	Plaza	Exit I	Exit Cts	Disc Fare	Tx Status	Plan	Post	Txn Bala	Full-F
NY		09/16/2009 16:27:49	18	17	05E	2L		\$0.71	ETOL	NYCOML	\$45.41		\$0.75
NY		09/16/2009 22:38:29	17	18	07S	2L		\$0.71	VTOL	NYCOML	\$45.41		\$0.75
NY		09/17/2009 08:06:07	19	15	12W	2L		\$2.61	ETOL	NYCOML	\$43.51		\$2.75
NY		09/17/2009 08:34:26		TZ	12S	2L		\$4.75	ETOL	NYCOML	\$41.37		\$5.00
NY		09/17/2009 08:40:43		YK	07S	2L		\$1.19	ETOL	NYCOML	\$44.93		\$1.25
NY		09/17/2009 11:25:51		YK	09N	2L		\$1.19	ETOL	NYCOML	\$44.93		\$1.25
NY		09/17/2009 12:58:56		HA	07E	2L		\$1.19	ETOL	NYCOML	\$44.93		\$1.25
NY		09/17/2009 13:27:54	16W	18	07S	2L		\$0.14	ETOL	NYCOML	\$45.88		\$0.15

TOTAL P.01

one

Start

SnagIt/32

CAPS

NY Prod Vector Call ...

11:27 AM

2002 DODGE DURANGO

WHITE & GREEN

Enclosure #3

12:47:47 p.m. 09-22-2009 518 471 5879 P.01/01

COMMERCIAL EZPASS

NYS PARKS AND HP

SEP-22-2009 11:41

518/48918

P.002

PAX No. 518 797 5133

SEP/22/2009/TUE 01:23 PM NYSPP ACADEMY

New York State Police K-9 Unit Monthly Training Activity

Enclosure #4

Date 09/17/09	Location – Yonkers Raceway Orange County Fairground
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Member In Charge: Tpr. Daniel D. Tompkins

Members in Attendance	Non-Attending Members / (Reason for Non-attendance)
Tpr Steve Missale PO Chris Franklin	PO Aaron Hess - Court
Tpr Fred Martins PO Robert Reilly	Tpr Brian Will – Troop K
Tpr Matt Johnstone Tpr Elizabeth Apmann	PO Chris Rosa - UNK
Tpr Ray Hasan Tpr Daniel Tompkins	PO Pete Aiston - SL
Tpr James Leeder PO Fred Mannocchi	
Tpr Steven Hahl Tpr Harold Edwards	
Tpr Brian Tormey Tpr David Turner	
Tpr Neil Dow PO Joseph Knarich	
Tpr Timothy Dickman	

Type of Training Conducted: (Check appropriate boxes / specify location & information regarding each)

Aggression ☒ Bite work w/suit

Building Search

Cadaver Search

Detection ☒ Explosive and Narcotic

Tracking ☒ Hard Surface

**** TO BE COMPLETED AND SUBMITTED BY THE MEMBER IN CHARGE OF TRAINING DAY ****

NEW YORK STATE POLICE

MEMORANDUM



Troop F Station SP KingstonDate October 6, 2009

To: Major Edward Raso, Troop Commander, Troop F

From: Trooper Elizabeth M. Apmann 

Subject: PERSONNEL COMPLAINT - 20090559

I was advised of my rights to representation pursuant to Article 16.2 of the contract by Lieutenant JAMES C. MICHAEL on October 6, 2009. I provide the following written account.

On September 17, 2009 I was attending Canine training in Yonkers, New York operating marked patrol vehicle 3F82. I entered I-87 headed south at approximately 7:30am from exit 19, Kingston. I was followed by Officer FRED MANNOCCHI of the New York State Police Park Police. I traveled south to exit 18 at which point I followed Trooper STEVEN J. MISSALE to Yonkers. While traveling south we drove in the passing lane and did pass vehicles in the driving lane. I would estimate my average speed to be approximately 80 mph. While traveling south at no time did any vehicles get between 3F82 and the vehicle in front or behind me. 


NEW YORK STATE POLICE

MEMORANDUM

Troop F Station SP HighlandDate October 7, 2009

To: Major Edward Raso, Troop Commander, Troop F

From: Trooper Steven J. Missale SJM (P/L)

Subject: PERSONNEL COMPLAINT - 20090559

I was advised of my rights to representation pursuant to Article 16.2 of the contract by Lieutenant JAMES C. MICHAEL on September 29, 2009. I provide the following written account.

On September 17, 2009, Writer was attending Canine Training in Yonkers, New York. Writer entered I-87 at 7:36am operating marked State Police unit 3F80 and pulled into the U-Turn approximately ¼ mile north of exit 18. Writer waited at that location until Trooper ELIZABETH APMANN and Officer FRED MANNOCCHI of the New York State Park Police approached, at which time Writer pulled out in the left lane heading southbound and took the lead position. Writer remained in the lead position the entire time due to the fact that Writer was familiar with the Yonkers area. While passing the Newburgh interchange on I-87, Writer, Trooper APMANN and Officer MANNOCCHI were traveling at a speed between 70 – 80mph in the left lane and continued to do so the entire time while on I-87. While approaching vehicles traveling southbound in the left lane, Writer left at least 3 car lengths between Writer's vehicle and said vehicles. While traveling in the left lane, approximately 15-20 vehicles merged into the right lane as Writer approached.

[REDACTED]

[REDACTED]

Enclosure #7



HARRY J. CORBITT
SUPERINTENDENT

**NEW YORK STATE POLICE
TROOP "F" HEADQUARTERS
55 CRYSTAL RUN ROAD
MIDDLETOWN, NEW YORK 10941
(845) 344-5300**

MAJOR EDWARD RASO
TROOP COMMANDER

October 9, 2009

Mr. [REDACTED]
[REDACTED] NY [REDACTED]

Dear Mr. [REDACTED]

I have called you repeatedly regarding your complaint involving two New York State Troopers driving erratically on the New York State Thruway on September 17, 2009. You cancelled our appointment for an interview, and have yet to contact me regarding rescheduling. You need to contact me if you would like to be interviewed regarding this matter. If you do not contact me, I will proceed with my investigation based on the email you sent to Internal Affairs. I look forward to hearing from you regarding this matter.

Sincerely,

Lieutenant James C. Michael
Assistant Zone Commander, Zone 3
Kingston, New York

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LT. JIM MICHAEL - NYSP
1791 ROUTE 209
KINGSTON, NY 12401

Enclosure #8