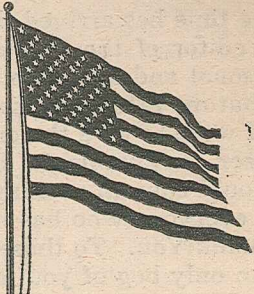


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103 Congressmen Sponsor Biaggi's Bill

Civil Rights for Police

WASHINGTON — U.S. Rep. Mario Biaggi, D.C.-N.Y., has announced that 103 members of the House were now listed as sponsors of his legislation to assure law enforcement officers equal rights under the law and adequate avenues for redress of grievances.

His "Law Enforcement Officers' Bill of Rights" was first introduced in April of last year. The measure has been stalled in the Judiciary Committee since then.

"A policeman finds himself in the unfortunate situation of having to enforce the law and protect the rights of others, yet he is denied the same basic rights," the 23-year New York Police Department veteran said. "My bill would require that states applying for Law Enforcement Assistance Administration grants or loans include a Law Enforcement Officers' Bill of Rights in their proposals."

The 24th C.D. Representative noted that in many areas citizens have complaint boards to resolve their grievances against policemen for alleged wrongdoing, but policemen have no similar method to air their grievances against citizens, superior officers or government agencies.

Biaggi, who is noted as the most decorated cop in the nation, said his proposal includes a tripartite panel for such a purpose. Police groups, government agencies and the general public would be represented.

His bill, which would amend the Omnibus Crime and Safe Streets Act, establishes a nine point Bill of Rights that would provide law enforcement officers, including officers of public agencies, with statutory protection for certain rights enjoyed by other citizens, he said.

The basic points of the Bill of Rights are as follows:

- ▶ A police officer would be able to engage in political activity when off-duty and out of uniform.
- ▶ Specific conditions must be adhered to when an officer is being investigated or interrogated.
- ▶ A commission to hear the grievances arising out of claimed infringements of the civil rights of police officers would be established in accordance with certain stipulated procedures.
- ▶ Police officer representation would be required on Police Complaint Review Boards.
- ▶ Police officer's right to bring civil suit against persons or groups for damages suffered or for abridgement of their civil rights while in the performance of their duties would be guaranteed.
- ▶ Inspection of personal finances and private activities of police officers would not be a basis for personnel assignments but would be limited to legally established groups such as the Internal Revenue Service or through legally established procedures.
- ▶ No adverse administrative action could be taken against a policeman without proper respect for his rights as listed in the bill.
- ▶ No adverse action could be taken against a police officer who exercised his civil rights as listed in the bill.
- ▶ No punitive action could be taken against a police officer unless he were notified of the action and the reasons for such action prior to the effective date of the bill.

Unity Among All Police Officers

For many years Police Officers of almost every country in the world have been placed in the middle of a political battle as unwilling pawns. Police Officers have observed first hand the ugly and oftentimes mortal position of buffers during social revolution. They have seen the destruction, looting, maiming, shooting, protesting, demonstrating and a multitude of descriptive gerunds associated with social unrest. They have acclimated their very existence to flexibility in crisis without administrative or public support. Officers remain dedicated solely through (blue support) and oftentimes pure raw intestinal fortitude.

Contemporary thoughts and discussions have been preoccupied with all types of revolution. All, that is, with the exception of the police. When was the last time you heard of a police revolution? There has been no other group, social or otherwise, who have been rejected, neglected, prejudged, abused, harassed or misused more than the Police Officer of today.

The only hope for today's Police Officer is another Police Officer. By this I mean that we can not expect for the everyday citizen to cry out murder in New York just because a Police Officer is assassinated in California. Most of the people in New York never hear of the outlandish event. However we, as brother Police Officers in New York had better cry out if an Officer is murdered in California because before long the

events will sweep the nation and eventually effect everyone of us. If we do not protect each other, who will protect us?

There is an organization which is concentrating on trying to better the position of the Police Officer. It is a united effort of law enforcement Officers across North America organized to attain vowed objectives. The name of this organization is the INTERNATIONAL CONFERENCE OF POLICE ASSOCIATIONS.

When grievances are aired and measured proposed for bettering our position, we receive bombardment of social rhetoric of moral obligation to duty and service. I for one find it difficult to digest eroded pride. Many citizens are concerned with the dangers of a police state. Perhaps first they should concern themselves with not having a state to police.

The ICPA is an organization united to obtain police professionalism through dedication, education, service, and unity. We are dedicated to assisting individual Police Officers through his local association. The ICPA operates as a common front, utilizing planned representation in Washington, D.C. for the benefit of all law enforcement. It is the contention of the ICPA that when the standards of recruiting, training, integrity of police services, better salaries, more benefits, and improved working conditions have reached their proper strata in our society — only then can our objectives be fully realized. There is but one hope for Police Officers of today's era, ONE VOICE, obtained by INTERNATIONAL UNITY OF ALL POLICE OFFICERS.

Membership is not open to individuals but rather only bona fide police associations. Our purpose is to reach the individual Police Officer through his own more localized police association. Eligible to belong are those organizations composed of full time sworn, law enforcement officers who are members of an organized municipal, county, or State retirement system.

Any association interested in becoming a member of the ICPA or would like more information concerning our organization please contact our international office in Washington, D.C. The address is as follows:

International Conference of Police Associations
1231 Pennsylvania Ave. S.E.
Washington, D.C. 2003

A New Organization Is Born

As everyone knows it takes cooperation among three levels, local, state, and national, of an organization to be able to forcefully put across any suggestions to improve the overall efficiency of that group. All large groups of people whether they are unions or not are built along these three levels of strength. Whenever any one level is threatened with possible harm, in any form all three levels will band together if necessary to make sure that a member isn't treated unfairly.

On Jan. 21 to 23 the Police Patrolmen's Associations within the State of Ohio had their initial meeting to complete the three levels of strength in the State of Ohio. Up until that time police officers within the State were members of a local patrolmen's association and/or a member of the International Conference of Police Associations, ICPA. The ICPA is the name given to the national level of patrolmen's associations in the United States.

OUPA will be to "insure that the civil and constitutional rights of policemen are upheld departmentally and on the streets, our motivation is not only for legislation for ourselves, but for laws which will better protect our communities as well."

Everyone knows that the only effective way to bargain collectively or lobby for laws which will help the group you are associated with is through a strong united front of members who are continually seeking new ways to improve the working conditions in that field of employment. With the organization of the OUPA we hope to be able to more efficiently and effectively present our feeling towards the many potential bills which come up each year before the Ohio Senate that could benefit all police officers within the State. In the past two years there have been many bills introduced before the Senate and Legislatures and many of them have failed to pass for various reasons. It is the hope of the OUPA that many of these same bills will be passed in the coming years if the legislatures who vote on them know the feeling of the people that they were designed to aid.

Some of the same ideals incorporated into the OUPA are taken and modified from the charter of the International Conference of Police Associations. The ICPA, with over 150,000 members, is the watchdog for police agencies throughout the United States and Canada. The OUPA will be the watchdog on the state level.

After the initial three - day conference in Mansfield, over 3,000 representing over 80 cities in the state, were signed as the charter members of the OUPA. In the coming months the OUPA will be in contact with every police department in Ohio and they will be invited to join the OUPA and show the lawmakers that policemen also have the right to demand an upgrading of the laws which affect them.

After the three - day meeting was adjourned the elected officials of the OUPA returned to their respective cities to work on the charter and by - laws which will be voted upon when the officials again convene to

(Continued on Page 2)

On these three days in January 1972 in Mansfield, Ohio, police officers from Mansfield, Toledo, Cleveland, and cities in Cuyahoga County met with officials from Washington, D.C., to start the formation of the State Association of police officers which is the missing link in Ohio needed to form the strong three tier level of leadership.

From these talks came forth the birth of the State Association of patrolmen, The Ohio Union of Patrolmen Associations, OUPA. This is the name given to the state level of police officers who are members of a patrolmen's Association in their city. The OUPA was started to show that the time has come for all police officers to unite together to obtain some of the benefits which are taken for granted by other groups of workers, skilled or unskilled, professional or not.

"The main intention is to band together police patrolmen's associations from cities throughout the nation into an effective nation-wide organization. In this way we can insure representation for policemen in Columbus, Washington, D.C., and smaller cities." Another aim of the newly founded

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(Continued on Page 2)

NOTICE! NOTICE!

Due to changes in the editorial staff and other changes within the organization of The Shield, this month's issue is only 8 pages. Next month we will return to twelve pages.

NOTICE! NOTICE! NOTICE!

If you received a card stating that your subscription to the Police Shield was going to expire, please send a three dollar renewal check to continue your subscription. You will be carried until the end of the February issue. If your subscription expires later this year, you will be contacted as to when it will expire.

Remember that by your renewal of the paper, you are showing that you are concerned about the crime situation in the City of Toledo and that you support the Police Department.

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From the Editor's Desk FAREWELL

The time has arrived that I must announce my resignation as editor of the Shield. The reasons are many, some are personal and shall remain so. The primary one is that I feel that my effectiveness has come to an end.

If I were to give the credit due to all those people who have been invaluable in the advice and help, this entire issue would contain nothing else.

To everyone who has helped make this paper a success I say Thank You. To those who have offered little or nothing I can only beg of you to get involved and back the new editor. I am speaking especially to the members of the TPPA. I say this because the Shield is a publication of our union. It takes very little effort to write a story. Anyone who can make out a G.O. Report can write an article for the Shield it may take a little polish but that comes with practice. There is seldom a day that goes by when something doesn't occur during a tour of duty which would be of interest to our readers. The things which seem routine to a police officer are very interesting to the public. It is to the non-police citizens that this paper is directed.

I have made an effort to involve all police officers in the paper regardless of rank. Non-police personnel have also been urged to contribute material as it was felt they also have vital information to present.

It is only natural that I would like to see the programs now in operation continue, however, the new editor may have other ideas which he feels would be of more benefit to the publication. For this reason I ask everyone to support him and help him in any way you can. The editor's job is not an easy one and he can't do it alone.

Vern Krajewski has been recommended to take over as editor Vern is highly qualified and has a genuine interest in the Shield.

With this I say farewell and thank you.

John Annesser

A CITIZEN ANSWERS

Dear Sir:

This letter is in response to the list of recommendations set forth by CCEGC, (Citizens Committee), as to how the City of Toledo can save money. My answer is why of all departments of the city, the Police and Fire Divisions, the two most responsible departments in the city, to protect the lives and property, should be selected for the first cutback or savings as it is called?

The idea of one man patrol cars did not get the research it should have had. It might be all right for traffic control, but to combat the criminal element in this city, it would be sheer suicide. Toledo isn't a small farming city where everyone knows and respects their policeman. It's a city where everyday an night officers of two man crews get battle scars. There isn't a day goes by in this city that there isn't one incident or the possibility of an officer being killed or seriously injured if he didn't have a partner to help protect him.

In the whole State of California, they usually send two squad cars instead of one. In Detroit, it is the same. There are hundreds of times throughout the year when our crews, because

they had two men, are able to prevent death or injury to their partner. Just take a census of the officers themselves. To really add insult to the duties of our police department, you want your suggested one man crews, to make out additional reports accounting for all his time. Just when is he suppose to do this? (With one hand on the steering wheel, writing with the other and picking up the mike to answer a call with his teeth!)

Toledo Police are now undermanned by about 70 men. Some areas of this city are not protected by squads the way they use to be and should be. I know that a lot of citizens who would not sleep so easy, if they knew because of illness or another reason, a policeman could not come to work, and that their area wasn't even covered that night. This does happen. WE DO NOT HAVE ENOUGH POLICE! Isn't it enough that we ask these men to risk, and many have given their lives to protect us and our property, without asking them to do it without the aid of a partner.

A policeman is a lot like a soldier. He must depend on his fellow officers to help in his war on crime. Based on this, it would be like sending out one man patrols.

A New Organization Is Born

(Continued on Page 1)

study the advances that have been made since January.

Congratulations to the following men who were elected as officials in the OUPA and whose responsibility it will be to get the OUPA out of its infancy and into its manhood:

- James Megas, President, from Cleveland, Ohio
- Harry Broadway, 1st Vice President, from Toledo
- Robert Notarianni, 2nd Vice President, from Mansfield
- Dick Mohr, Secretary, from Toledo
- Ed Fugate, Recording Secretary, from Toledo
- Robert Pershing, Trustee, from Mansfield
- John Connors, Trustee, from Toledo

We would also like to thank our own Officer Tom Purcel who went to the meeting on his own time and took the pictures of this historic event.

Also we should be very thankful for the dedication these men have. They do not get a \$10,000 reinstatement pay every four or five years. We just depend on him to keep taking all the abuse, danger, and etc. Why even his family can't live a normal way of life.

Tell me Gentlemen of the CCEGC, how would your wife feel if everyday that you went to work, you had a good chance of being shot, stabbed, beat up, or just chasing some robber or delinquent 100 mph down the wrong side of the expressway. Oh yes there is always the irate prostitute or other female who tries to scratch their eyes out or at least take a bite out of their arm. And now you want him to go it alone without even the help of a partner. You are wrong Mr. Committeeman.

Detroit, Los Angeles, San Francisco can't get enough men to fill their vacancies, even at a much higher base pay than our men get. It might come to that here too Mr. Committeemen, unless you start thinking of ways to make a policeman's and fireman's jobs more attractive and less dangerous, instead of trying to save money on these top two protection agencies.

Also in the Committee report, it was said that 70% of all calls could be handled by someone other than an officer. Yet in 1968, while the city was under terrific racial tension, I as Lucas County Commander of the American Legion, offered the services of 7,000 veterans in all or part to act as an auxiliary to any duties we could help with. We were called vigilantes by the Citizens Committee, and refused by the Chief of Police. Why now can 70% of all calls be handled by anyone other than an officer? Is money so important that we can endanger even one policeman's life? If we couldn't trust the American Legion to help, just who would this Committee suggest? Some other vigilante group who might not be so patriotic or community minded, just who would you get?

A very concerned citizen,
Ray Van Sant

BROADWAY'S BROADCAST

The year 1971 will long be remembered in America, at the loss of 125 American Citizens first and dedicated police officers second. 96% of the officers killed in 1971 were committed with firearms. Handguns were used in 73% of the slayings. January 1972 is already setting a higher trend. With the above facts we must all pull together to lesson the crime picture in greater Toledo and America.

The Toledo Police Patrolmen's Association sent delegates to Mansfield, Ohio to meet with delegates from Cleveland, Mansfield, and Middleburg Hts., Ohio. This group of delegates representing over 3,000 police officers formed a State of Ohio charter and Articles for a State Association.

THE OHIO UNION OF PATROLMEN ASSOCIATIONS was voted upon and passed 100% for our state name. The Charter is being completed in legal terms by our lawyers for the Secretary of State to approve.

The Articles contain the following: Code of Ethics, Preamble, Name of the Group, Principal Offices, Objectives and Purpose, Membership, Officers, Executive Board, Board of Delegates, Dues and Assessments, Meetings, Amendments of Charter, Officers Duties and their Power, and Proxies, and Dissolution.

Three incorporators of the Ohio Union of Patrolmen Associations were named for the purpose of signing legal papers for our lawyers. Being from one city made it easier to move along faster. This action was taken because of the diversity of residency of the delegates in attendance at the sessions. These delegates were the ones who voted for the initial slate of elected officers.

The number of delegates that will be allowed to vote in the OUPA is based upon the number of members within the cities patrolmen's association. The T.P.P.A. pays dues on 501 active members to the I.C.P.A., which is the International Union of Patrolmen, and well will also pay dues on 501 active to the O.U.P.A., this is based on a ratio of 1 vote for the first 50 members, 51 to 250 members will rate 2 delegates, and from there on one delegate for every 250 members. The Toledo group will have 4 delegates, Cleveland-9, Middleburgh Hights-1, Mansfield-2 delegates.

When everything is complete there will be booklets made for each member of the O.U.P.A. The main purpose is to be able to state that we belong to a Local, State, and National organization of police officers.

With the above in mind we have not forgotten the City of Toledo, which owes us back pay for 5 1/2 months. At the time of this article we are also working on the dress code, a better approach to Civil Service Examinations, bidding and seniority on openings within the division.

May the Lord Bless You Real Good
Harry W. Broadway
T.P.P.A. President

Hip-Line Humor

Dear Hip Line: While having lunch at the Country Club last evening, one of our guests mentioned that they had checked their ancestral background and found that their distant relatives were aboard the Mayflower. I am curious to know if you could look up my family tree and see if I have anything like this in my background. It would enhance my status at the Club and I would be eligible to hold a position of high office at my firm. Signed: Social Climber.

Answer: We really shook that family tree of yours to come up with this one. Our experts in the field of Heraldry spent six weeks delving into your background and you will be happy to hear that your great-great-great-great-uncle Horace did in fact make the historic trip from the old world to new America on the Mayflower. However, he spent most of the crossing chained to the oars.

LETTERS TO THE EDITOR

Many thanks for one year of the best paper in the city. If you need any citizen help just let me know.

Mrs. C.K.
Enjoy reading the Police Shield very much, keep up the good work and say Hello and Happy New Year to all the gang.

An ex-police officer
Dear Gentleman:

I thank for your the sweat-shirt. I like it very much I'll wear it whenever I can and I'll try to keep up my work on my posts through the rest of the year. Once again thank you.

Miss V.L.K.
Editor's note — she is a safety guard in the school safety program.

NOTICE

If you have any suggestions on improving this paper drop a card or letter to:

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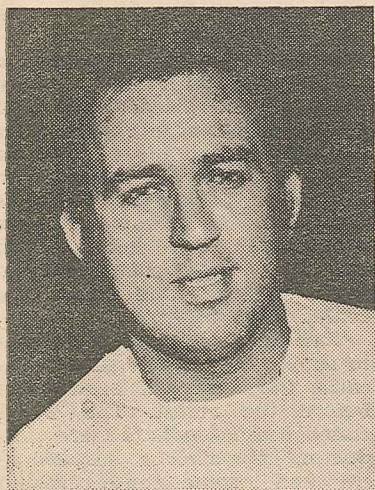
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SOCIETY AND DRUGS

The Abuse of Amphetamine Today



By DR. RICHARD M. DUDA

The amphetamines have been used quite extensively in the past for numerous reasons, weight reduction being the most common use. This drug actually has been greatly abused for this reason. The effect of curbing the appetite is only a short one. At first the effect is real, then as one uses the drug the effect becomes less and less. At a fixed dose the appetite depressing effect disappears after two weeks unless the dose is increased. One of the effects of amphetamines is to elevate the mood. It tends to make one feel good. Soon after prolonged use of amphetamines the user begins to groove the mood elevating effect. It's a type of high that an emotionally unstable individual would groove. The chronic use of amphetamines has been known to cause marked personality changes in people. Paranoid reactions are quite common as are schizophrenic reactions. Finally amphetamines have begun to receive the proper recognition as extremely psychoactive drugs, which are capable of causing antisocial and criminal behavior as well as severe physiologic and psychologic damage. The drug abuser will "shoot speed" into his veins in high doses to get a high.

It was recognized as far back as 1963 that there was very few reasons for prescribing amphetamines. It has become clear that amphetamines are at best either ineffectual or nominally effectual in the treatment of most psychiatric or medical conditions. In 1966 a conservative estimate put the number of Americans using amphetamines at 10 million, and that their number consumed 81,400 pounds—nearly 8 million tablets—of amphetamine. This does not in-

clude the amount of illegal amphetamine used.

One of the reasons for the widespread use of amphetamines was the belief that they were not a truly addicting drug. This may be true in one sense but there is much confusion as to exactly what is meant by the phrase drug addiction. We must differentiate between addiction and habituation. Habituation is when the individual desires a drug but suffers no ill effects on its discontinuance. Addiction is a condition developed through the effects of repeated actions of a drug such that its use becomes necessary and that when on stops its use it causes mental and physical disturbances.

Withdrawal from amphetamines can be physically and mentally distressing, especially if the user has been taking large doses intravenously. The abstinence from amphetamines causes a psychosis which is clinically almost the same as a full-fledged paranoid schizophrenic psychosis. Almost every case of amphetamine abuse that has been reported whether characterized as addition or as mere abuse, is to some degree an actual craving for the drug. Also, there is no evidence that this craving for amphetamines is any different than the craving for heroin by heroin addicts.

Therefore, the near-epidemic extent of amphetamine abuse which exists in this country today is a large part the result of the community's basic unwillingness to recognize that amphetamines are just as dangerous as heroin or LSD. We must, therefore, continue the effort to curb the production and distribution of amphetamines. We must continue to educate people if the horrible end-results from the use of amphetamines for other than the few true medical indications. Remember — "Speed Kills."

TEACHER: Johnny you were the only one to get up when I asked those who thought they were stupid to stand. Do you think you are stupid?

JOHNNY: No, but I didn't like to see you standing all by yourself.

The Womanly Art Of Self-Defense



By SGT. ROSE REDER

Far too many women have experienced the terrifying experience of being forced off the road or followed by males in autos. Often they become frightened to the point where they panic into making a bed decision.

If you find yourself in this situation, there are several courses of action you can take. Drive into the nearest Service Station or Fire Station. Stay in your car and honk your horn repeatedly till assistance arrives. If neither of these are readily available your going to have to depend on your driving ability and stand your own ground. At this point your going to have to make up your mind to turn your car into his. He's not going to expect this type of action from a "helpless female" and chances are good this will discourage him. Together with a license number and a banged up car, he would be easily apprehended.

I have always advised women who drive at night, or take trips alone, to have a man's hat in the

car and wear it. I find that most men who are up to no good are looking for the feminine outline in a car and will disregard what appears to be a male. Also for daytime trips when your alone, have a man's suit hanging visibly in the auto. The natural assumption is that there is a man in the auto possibly lying down in the rear seat. Women have been accosted while stopped at a traffic light. Keep your doors locked and windows rolled up. At night never drive with the top down on a convertible car. If you should be so threatened, never hesitate to run the light. Check quickly that there is no oncoming traffic and proceed carefully. If you should find yourself surrounded by a group of menacing individuals it may become necessary to take more drastic action. In these situations one man is posted to stand in front of the auto. If a blast on the horn don't move him, you'll have to move him with your auto. Don't allow yourself to be jeopardized. The sooner we let these characters know we mean business and will not become their victims, even at the cost of taking a life to protect our self, the sooner we can get behind the wheel of a car and not feel afraid.

A stalled or disabled auto can also present some unique problems. Sometimes it has happened that the man trying to assist a stranded female motorist turns out to be a potential molester. What then? Who do you trust in a situation like that? Hope for a law enforcement officer or a marked tow truck to assist you. Know how to change your own tires, carry extra gas in a closed container in the trunk of the car.

Avoid traveling off the main routes. Stick to interstate highways, turnpikes or expressways. Your chances of being bothered is lessened and the chances of

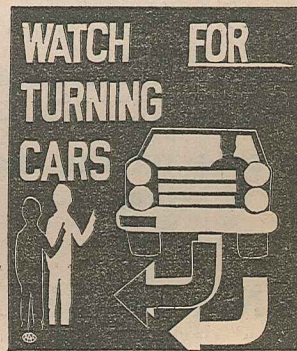
getting needed assistance is increased.

The most important thing to remember in a dangerous situation, Keep Calm — Keep Cool, Don't Panic and Don't Hesitate to take any needed drastic action if the situation warrants it. Your auto is easier to repair than yourself. There are many different and effective containers of mace which can be purchased to protect yourself if the situation comes to that.

HIP LINE

Dear Hip Line: I have this terrible feeling that I am a dog. Last week, I went to see a psychiatrist. When I told him about my problem, he told me to hop up on the couch. I stormed out of his office. He should know I'm not allowed on the furniture. Please advise me. Signed: Distempered.

Answer: My, but you do have a problem. Due to the sensitivity of your personal affliction, we are sending our reply to you in a plain manila envelope. We sympathize with you and understand your anxiety. Please stop worrying and don't be concerned by what people say to you. You will hear from us soon. P.S. Please don't bite the mailman.



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Which Side Is The Judge On?

Recently, a Toledo Police Unit was sent to check a minor complaint which turned out to be not so minor. In fact, the officers on the crew came very close to losing their lives. They were sent to a local gas station and when they arrived a customer at the station complained about the attendant. The crew approached the attendant outside he station and he led them into the station. Once in the station, the attendant went directly into a rear room of the station and returned with a loaded gun which he pointed at the officers. He then became very abusive to the officers, and stated that he was going to kill both of them. They knew that their lives depended on how well they could talk to him and get him to release the gun.

They talked to him for a few minutes and he took the gun into the back room again, only to return again with the gun again pointed at them. The officers reported that they had no chance to draw on the man at that time. This time, the man stated that he was definitely going to kill one of the officers and he appeared to be on drugs. He cocked the gun

and pointed it at one of the officer's head and a struggle for survival began. Fortunately, the gun was taken away from the man without anyone getting hurt. The man was taken to the detective bureau and questioned. At this time he admitted that he was going to shoot the officer, but he did not know why he didn't.

The following morning, the man appeared in Municipal Court in front of Judge Restivo and was released by the judge on an Own Recognize (O.R.) Bond. Several misdemeanor charges were dropped at the time, with the contention that they could be placed on the man at a later date if needed, which seldom, if ever, happens.

The officers on that crew were not even notified that the lesser charges were going to be dropped. This had been arranged by the judge and Toledo Public Defender Jeff Goldstein without consulting the crew who had arrested the man through proper procedure set forth by our courts.

Neither the judge nor the public defender were at the scene of the offenses and neither of them had to face down the barrel of the loaded gun the night before, but apparently they both feel that the man was not too dangerous.

We can only hope that neither of these professional people ever have the occasion to be in the same position that these officers did that night as it may not turn out the way it did the next time. This same type of action has caused the death of too many people in the past and may very well cause it again.

Policemen are becoming

very reluctant to make arrests all over this country due to this same type of judicial action. Should a life be taken by this man in the future, we wonder if this judge will accept partial responsibility or will he be the one to explain to the wife or loved ones of the victim that he felt he had acted wisely behind the cloak and bench he occupies daily as one of our elected officials. Think about it.

I wonder if Judge Restivo would be so quick to let the man who robbed him and said he should be shot because he is a Municipal Court Judge on an O.R. Bond — I doubt it.

A Policeman's Son

By K. REIGER

Walk proud, Billy, walk proud. Your father wears a policeman's uniform of blue, And it takes courage to do the job he has to do. He helps to keep this land free for me and you. So walk proud, Billy, walk proud.

Be brave, Billy, be brave. A 'Facist Pig' they call your dad.

It seems they don't know the good from the bad. It hurts you hear them ridicule your dad.

But be brave, Billy, be brave.

Cry softly, Billy, cry softly. Your father was brutally murdered today.

On the street, in a pool of blood, he lay.

He was shot down for no apparent reason, they say. Cry softly Billy cry softly.

Stand tall, Bill, stand tall. For today, you wear that uniform of blue, Carrying on what your father tried to do.

Thank God, that there are people like you.

Stand tall, Bill, stand tall!

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THE SHIELD COMMENTS: Search and Seizure

As previously promised in the last issue of The Shield, the follow-up by the U. S. Supreme Court when a police officer searched a suspect and then arrested him.

Officer Martin McFadden of the Cleveland Police Department observed two men, Chilton and Terry, standing on the corner of Huron and Euclid in Cleveland, Ohio. He had never seen the two men before and he was unable to say precisely what first drew his eyes to them. However, he testified that he had been a policeman for 39 years and he had been assigned to patrol in the vicinity of downtown Cleveland for shoplifters and pick-pockets. He explained that he had developed routine habits of observation over the years. "Now in this case when I looked over they didn't look right to me at the time." His interest aroused, Officer McFadden took up a post of observation several hundred feet away from the two men. At one point, while the two men were standing together on the corner a third man approached them and engaged them briefly in conversation. The men kept looking in the same store window walking a short distance and then turning back.

By this time Officer McFadden had become thoroughly suspicious. He testified that after observing their elaborately casual and oft-repeated reconnaissance of the store window, he suspected the men of "casing a job, a stick up," and that he considered it his duty as a police officer to investigate further. He added that he feared "they may have a gun." Thus Officer McFadden decided the situation was right for direct action. He approached the three men, identified himself as a police officer and asked for their names. At this point his suspicions were confined to what he had observed.

He was not acquainted with any of the three men by name or sight, and he had received no information concerning them from any other source. When the men "mumbled something" in response to his inquiries Officer McFadden grabbed Terry, spun him around so they were facing the other two with Terry and McFadden and the others, and patted down the outside of his clothing. In the left breast pocket of Terry's overcoat McFadden felt a pistol. He reached

inside the overcoat pocket, but was unable to remove the gun. He removed Terry's overcoat completely, found a 38 cal. revolver in the pocket and ordered all three men to face a wall with their hands raised. McFadden proceeded to pat down the outer clothing of the other two. He discovered another revolver in the outer pocket of Chilton's overcoat. No weapons were found on the third man. Chilton and Terry were then taken to the station and formally seized weapons.

The defense made a motion to suppress the guns seized, because the frisk had been made before the arrest. The Court stated the defendants were conducting themselves suspiciously and some interrogation should be made because of their actions. Purely for his own protection, the Court held, the officer had the right to pat down the outer clothing of these men, whom he had reasonable cause to believe might be armed. The frisk, it held, is essential to the proper performance of the officer's investigatory duties, for without it "The answer to the police officer may be a bullet, and a loaded pistol discovered during the frisk is admissible."

MORE HERE AND THERE

We had the pleasure of meeting Mr. J. Michael Porter, Director of Welfare recently and were very impressed by this young man. After talking to him for some time, we noted the optimism and enthusiasm displayed in this man's manner and we'd like to take this opportunity to wish him well in the future.

We won't elaborate at this point, but we do hope that he won't find resistance to change more than he can overcome, and we hope that he can implement some of his ideas. Many others have tried and none have yet succeeded. Persistence usually prevails and he strikes us as having a lot of it. Good luck, Mr. Porter.

Did you ever see one of those cards that say "keep smiling—it'll make people wonder what you've been up to" Well, we tried it and it really works. The mere fact that we were able to smile brought forth many comments such as "You on something?" or "He must know something we don't," and "That guy should be put in for Safe-keeping." It drives the Sergeants wild and makes the Lieutenants wonder what's up. Try it, you'll see.

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And Leave it there...

Where Is The Fault — The Police and/or The Courts?

By VERN KRAJEWSKI

"Units 10 and 20, 3000 Adams St., report of a man shot, Walker Ambulance also on the way." As the two units start to respond to the emergency call the officers wonder just what will they find when they reach the scene. This time there is a man shot, several witnesses, and another man in the room with a gun on his possession. Even in the short period of time it takes for the ambulance to take the injured man to the hospital it isn't enough and the man dies.

The witnesses to the shooting and the man with the gun are taken to the detective bureau for questioning. The man with the gun is then charged with murder in the first degree based on the information given by the witnesses to the detective investigating the shooting.

When the citizens of Toledo, including the officers at the scene of the crime read about the shooting in the Toledo Blade they also read that a suspect was arrested and charged with second degree murder. After reading this the arresting officers wonder if this is the same person they brought in who was later charged with murder 1. The officers later find out that the charge was reduced at the preliminary court appearance because someone feels that their isn't enough evidence to sustain a conviction for first degree murder. After hearing this wonderful piece of news the officers begin to wonder just what will happen if and when the suspect ever comes to trial in court.

As far as the citizen who reads this story in the paper is concerned, the police have solved another crime, but little do they realize that the original charge has already been reduced once and it can be reduced again. If we are really lucky the suspect will be tried on the second degree charge, convicted and sentenced to prison for taking the life of another human being. But in this case the suspect doesn't go to trial because the final charge placed against him is first degree manslaughter. This is quite a drop from the original charge of first degree murder that was placed on the suspect by a detective who has been investigating homicides for 20 some years.

The only part of the above story which hasn't been changed from the original incidents is the outcome of the final charge that the suspect was convicted and sentenced on. Only twice was this subject in court before a judge, the preliminary hearing and the final sentencing. All the reductions from the original charge came about through a series of meetings between the suspects attorney and the prosecuting attorney.

Houston's police chief Herman Short says courts are too prone to grant long delays. "I personally have seen the defense use delays as a tool to wear witnesses down. If there's too long a delay witnesses often die or disappear. The long delay between arrest and trial is a significant factor in the rise in crime."

The example which was shown at the start of this article is known as plea bargaining. In plea bargaining a person who is arrested and accused of a felony crime is permitted by the courts to plead guilty to a lesser crime to avoid the time and expense of a trial based on the original charge. As I stated before, this acceptance of a lesser charge is as common as a cup of coffee.

In New York in 1970, 94,000 plus felony arrests were made and only 552 of the suspects ever went to trial on the original charge, this amounts to less than 1% of the original charges were ever used against the suspects in court. The remaining 92,000 plus felonies were taken care of by plea bargaining or dismissal.

In Atlanta Georgia out of 6,000 felony charges placed against suspects, only 396 ever went to trial on the original charge. In Detroit only 10% of the original felony charges were used in court against the suspect. Wayne County disposed of 80% of their felony charges by plea bargaining.

Edward Davis, police chief of Los Angeles, stated that 90% of the felons convicted in Los Angeles County are not committed to prison. The negro police chief in Gary, Indiana says that "90% of the suspects arrested in 1971 for burglary, theft, or robbery are back on the streets now."

These are very comforting thoughts to know if you live in any of the above areas. The figures stated here are not exaggerations but honest figures taken from the records of these cities which the police chiefs have made public. We have to agree with Patrick V. Murphy, police commissioner of New York, when he says, "too many criminals are not going to jail, and their victims scream that the criminal justice system has broken down — and they are right . . . I will state emphatically that the court system must accept the giant share of the blame for the continual rise in crime."

You the citizens must remember that all the police can do is arrest the suspect, book him and place him behind bars as soon as possible after the crime is committed. Once the suspect is booked there is very little we can do to keep him in jail. If

(Continued on Page 7)

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JUST ASK YOUR FRIENDS

A Sea Monster in the Maumee River

It's 1:30 a.m. The water in the Maumee River is dark and calm. The moon is full and reflecting a silver streak across the surface. On the west bank sit three young boys around a fire. Their fishing lines in the water. One looks at the other and says, "I bet I could swim across this river." "Well, I got a dollar that says you can't." Hearing this the first youth is now taking off his clothing and yelling out, "You're on!" As he wades into the water the other boy asks, "How will I know that you swam all the way to the other side?" Pointing to the east bank he explains, "See that fire over there. When I get there I will pick up a burning piece of wood and wave it back and forth." The other youth agrees and the swimmer disappears into the darkness.

On the west bank sit four men huddled around their fire. Their voices carry far on this dark quiet night. One of them can be heard, "These catfish sure aren't biting tonight." A long silence and all at once someone yells out, "Man, there must be a big one out there. I can hear him breaking water." More splashing. All the men are on their feet with their hands cupped to their eyes in an effort to see better in the darkness.

Our young swimmer is now about 50 yards offshore. He sees the four men silhouetted against the fire. He hears one of them yell, "I see it and it sure isn't a catfish. It's big and it's headed our way." The young man is not only a good swimmer, but he has a sense of humor. He fills his mouth with water, and starts to give off loud gargling sounds. He almost chokes from laughing when he sees the four figures go crashing into the underbrush. His feet are now on the bottom and he makes his way to the shore. He is still laughing as he goes to the fire and pulls out a burning log. He raises it to his head and swings it back and forth. Putting it down he sees that in their hasty departure the men have left

their fishing poles. He again searches the shoreline at which time he finds a large wooden door. He pushes the door into the water and floats it to the fire. He then grabs the poles and puts them on the door and pushes it into deeper water. Grabbing the rear section of the door, he starts to kick his legs like an outboard motor, and sets his course for the other side of the river.

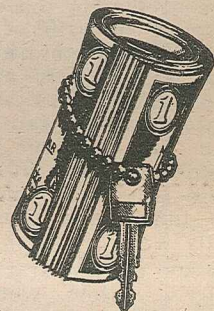
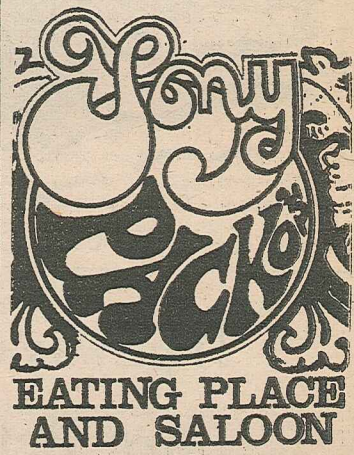
The four fishermen have ran to Tony Packo's restaurant at Front and Consaul St. and placed a call for the police. As Unit No. 2 pulls up they are pointing and shouting. "This big thing was coming out of the water. It was making loud roaring noises." The Officers listen to the whole story and drive to the Craig Bridge. They turn their red flasher on and take out their powerful spot light. Leaning over the rail and scanning the bright beam across the water they see something large with propulsion behind it. As the light strikes it, it does not go under, but moves much faster. It appears as if it is headed for the fire on the west side of the river. The Officers get back into their paddy wagon and find a dirt road off Summit St. which leads to the river bank. As the Officers come up on the fire they see three youths. Two of them are sitting down next to their poles. The other youth is bare chested, and has no shoes on, he is huddled over the fire rubbing his hands.

The Officers get out and walk up to the fire. They stand silent for awhile and one of the Officers makes a coughing noise and all the boys turn around. They see the silver badges reflecting from the fire. The bare chested youth is pulling his shirt over his wet body. Everyone is silent for about a minute. "How are they biting, youths are all holding their fishing poles and giving all the One of the Officers shines his flashlight on the bare feet of the wet youth. "How's the water?"

"Warm?" A long silence and the youth turns around. "I'm sorry, Officers. I took a swim." hand very slowly and points to the fire on the other shore. "Sir, I guess I scared some people over there. I also took their fishing poles. I promise you, sir, I will just fish for the rest of the night, and there will be no more trouble." The Officers explained the dangers of pulling this stunt. They warned him that they would be checking on him and his companions throughout the night.

The fishing poles were put into the paddy wagon and taken back to the fishermen. The Sea Monster was also explained to them.

—R. Morrissey



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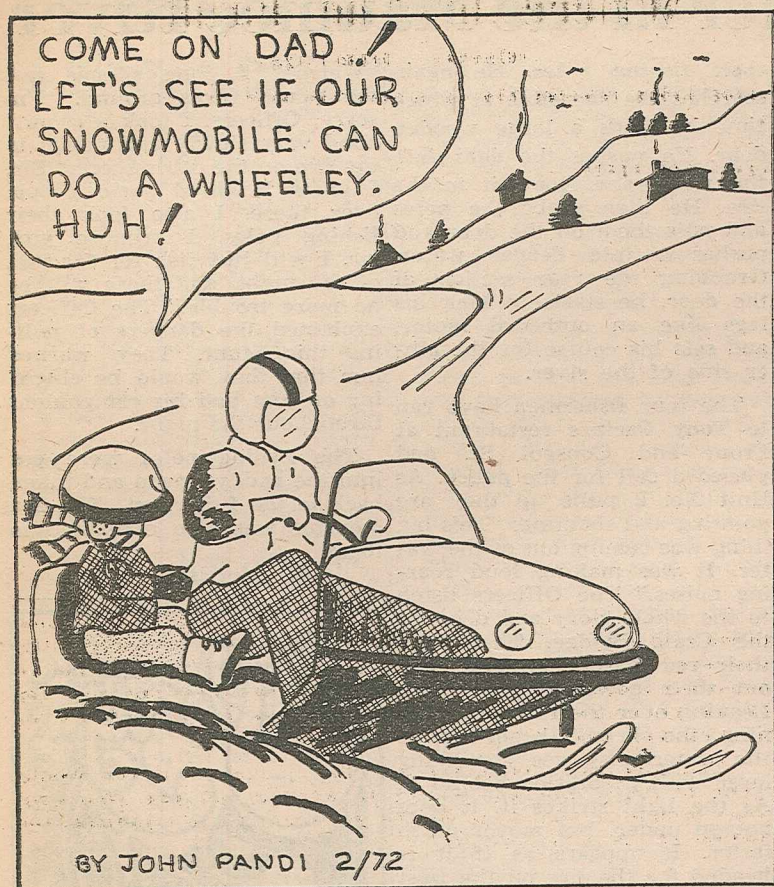
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BY JOHN PANDI 2/72

bound lane and possibly hitting your auto head on.

Or consider the blind intersections that we still have. Buildings, bushes, or trucks on Miami Street all have one hazardous thing in common: you can't see through them. You have to pull almost half-way out onto the through street in order to see and hence you risk one-half of your vehicle along with your neck.

Not too long ago, we had occasion to check on a multiple fatal accident that happened on I-75 northbound past Ottawa River. The car in question actually flew over the median barriers consisting of steel guardrail and struck a southbound auto head on. A broken universal joint had allowed the drive shaft to fall to the pavement where it dug in and polevaulted the auto through the air. This needless accident could have been avoided if the drive shaft were prevented from falling to the pavement. This auto was a 1969 model.

Then there's the well known fiery crash as of late. For years it was relatively rare for an auto to catch fire and burn so furiously as they do now. The cause? Extra thin fuel tanks set too far to the rear of the car, unprotected as they once were by the frame of the vehicle, and also due to the fact that the mufflers and hot exhaust pipes are tucked up under out of sight next to these gasoline tanks.

Then look at the fancy new models rolling off the Detroit assembly lines. See all those blind spots. And whatever happened to the box-type frames they used to use? We had occasion to be at the scene of an accident where one of our smaller American economy cars came into violent contact with the well known beetle and, believe it or not, this is one where the beetle came out ahead. The entire front end of the small compact car disintegrated in a cloud of fiberglass.

Seems like engineering is being sacrificed along with the American people both for looks and economy of construction. While we have law enforcement and driver education programs in order to keep the drunk drivers and other "nuts" off the road, we keep wondering whether they went to work in Detroit and what kind of cars do they drive?

—A Traffic Officer

Here and There

We see where Angela Davis wants the State of California to pay for her defense as she claims to be an indigent. This is the same Angela Davis who so very ably smuggled guns into the same Court and was directly responsible for three deaths, including one of the Judges.

Ever notice how many people seem to be carrying guns lately? Seems like we are headed back to the days of the Old West or the pioneer days where all men went armed for protection from hostiles. Today we have people carrying guns for their own protection whether it be from robbers, competitors in crime, or the police.

The Baton Rouge, La., incident is a prime example where in the Black Muslims there claimed to be armed for protection from the police and they claim that the police fire the first shot, even though the apparent first shot fired killed a Deputy Sheriff, according to credible reports. This is, of course, not the first time that criminals have claimed that they need protection from the police.

Last year, according to 'One of America's Greatest Newspapers', and the Federal Bureau of Investigation, 124 law enforcement officers were actually murdered in the line of duty. One fourth of these deaths occurred during the commission of a felony while another fourth of them occurred during "routine traffic stops." All but one had a gun listed as the murder weapon.

Toledo is rather unique in that we have both a workable handgun and long gun ordinance. Now if we can only convince the Courts.

When is the multi-band police communications system going into operation? Now that the Mayor's Little Hoover Commission came out and said that the communications system is behind the times, we wonder how much longer the city will drag its feet before the new system goes into effect. This system has been coming for the past three years but never makes it.

Wonder why a certain patrolman felt that the T.P.P.A. held up his appointment to Sergeant?

The City of Toledo's overall crime rate increased again for 1970.

F.B.I. statistics show that 12 police officers were killed in the line of duty during January 1972, all but one of them were killed with some type of gun.

The mayor stated that during his time in office this city

(Continued on Page 8, Col. 3)

The Badges And Shields of The Toledo Police

By JOHN J. CONNORS

Bailiff,

Toledo Municipal Court

No. 7 of a series

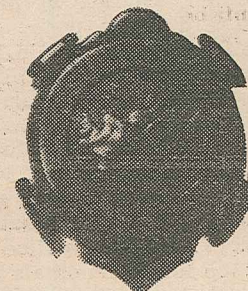
In January of 1914, Toledo City Council passed an ordinance that gave police powers to a number of city officials including the Mayor, Vice-Mayor, Councilmen, and Prosecutors. Until 1914 City Councilmen had carried badges reading Councilman, Toledo, O. After 1914 their badges read Councilman, Toledo Police.



This badge was used by former Councilman and Vice-Mayor Charles Hoover in the 1920's and 30's. This type was used until December of 1957 when former Mayor Lloyd E. Roulet designed a new badge with a blockhouse as the center and reading Councilman, Toledo, O.



The badge shown here was used by former Councilman Eddie Evans.



The Prosecutor's badge shown here was that of Stephen A. Fazekas who served in the late 1920's and early 30's. Prosecutors will many times ride in the patrol cars to observe conditions the police must face throughout the city.

Highways And Autos Are Better Built?

Many of us have become 'traffic oriented' over the years we have been with the department, being in almost daily contact with the motoring maniacs in one way or another. When we do get out and see some of the real causes for some of the accidents rather than read about them in reports or in the paper, we note from time to time many things we ordinarily wouldn't think of.

While we all are aware that our City's streets were designed and built during the days of the horseless carriages and some even prior to that time, we feel that there are a lot of improvements that could be

made both in the design of the roadway and of the vehicles using it, and at reasonable costs to the people.

The next time you drive along the Anthony Wayne Trail, Reynolds Road, Alexis Road or any high speed road within the City take note of the berm and median strips. Look at all those utility poles, sign posts and other virtually immovable objects placed there, some of them within a foot or two of the pavement. For an auto traveling at 45 or 50 miles per hour, only a fraction of a second is all that is needed for a slight deviation of course to spell disaster.

Then, too, southward bound on I-475 at Indiana Avenue there is a well engineered curve completely lacking in guardrails in the median strip. Nothing to stop a drunk driver or otherwise improperly controlled auto from crossing into the north-

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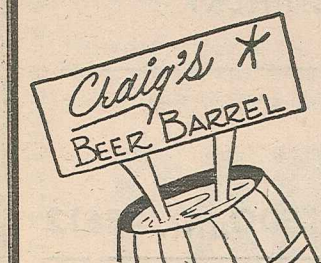
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Where Is The Fault —

(Continued from Page 5)

some judge releases him or lowers his bond the criminal is out and ready to commit another crime, and you can bet your last dollar that the vast majority of them will commit another crime again and again.

With the increase in crime and the increase in felony arrests throughout the United States, but with no noticeable increase in the number of felony convictions based on the original charge, one can see that there is a break-down somewhere between the commission of the crime and the sentencing of the suspect to prison. Recent Supreme Court rulings have done some to allow many of the arrested suspects to be freed but it's impossible to completely prove that these rulings have done anything to help the increase in crime.

A district attorney in Philadelphia says, that all too often lawyers and judges at the appellate level grasp at minor things to show that a defendant's rights have been violated. Many times trial delays will come about because of the technicalities that the Supreme Court has ruled on.

A former federal prosecutor, and now a police chief sums up this article best: "the courts have got to be recognized. The system itself has broken down, simply because of the volume of work thrust upon it. Police departments have improved greatly, whereas the court system has not. The biggest thing is not so much the amount of punishment, but the swiftness and sureness of the punishment; frankly, we don't have much swiftness or sureness any more."

To Judge Don Young and all other judges — If you would spend as much time and energy to work to improve your own court system as you do to be the guardian of the criminals, the victims of his crimes would begin to have more faith in the system of law and order.

It is about time that the citizens begin to wake up to the fact that the criminals are not being tried for what they do, but for a crime that they will admit to in order to clear up the court congestion.

LITTLE BOY: Why do we have to pray for our daily bread every day? Couldn't we do it just once a week?

BIG SISTER: Don't be silly. We want it fresh, don't we?

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Lets Look The Same

We had a little congratulatory item written up concerning the recent promotion of 'Iron Mike' Liwo to Deputy Chief and we still like to offer it . . . along with our condolences to those owners of leather jackets, the anti-helmet people (who think helmets appear too military), the Command officers who have to park outside so Carol Pietrykowski can have an inside warm dry parking place, the Lieutenants, and to all those who like to either keep cool while inside by leaving their reefers open or those who like to remain unruffled by keeping their heads uncovered.

Along that same vein, we wonder why all the commotion! His shift has been run that way for some time with the exception of the leather jackets and whenever anyone would ask certain persons which shift

appeared to be the best, many would point to Liwo's shift. But we think that the entire Department could use a bit of the old discipline, and appearances could be better than they have hair, etc., etc., only contribute been without a doubt. Beards, super-sideburns, very long hair, etc., etc., only contribute to the apparent decline of the police image in the eyes of the people we protect, and should be abolished unless they are neatly kept up. The day of the 'Old Salt' is gone. But enforcement of a "dress code" must be uniform for everyone to be effective.

Speaking of 'images' we only wish that we could see ourselves as others do. A lot of us wouldn't like what we saw. Try it and see. And a little better manners sure wouldn't degrade anyone. We think that the

"Golden Rule" of do unto others applies very well in police business although we must concede that it isn't always a workable thing. We certainly could do with some good publicity. Now all we have to do is convince the news medias.

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NARCO UNIT

The Toledo Metropolitan Drug Unit started out as an idea in December of 1970 on what a special unit of men that dealt only with the drug traffic could do. The drug trafficker does not respect jurisdictional boundaries, so if Toledo has a drug problem, the smaller communities around it share in this problem. Mr. Ronald Rossi of the Toledo Area Council of Governments took the idea, worked on it and made it become a reality. After nearly seven months of planning, filing for Federal assistance, red tape, and many days of frustration the Toledo Metropolitan Drug Unit started out to knock down the drug traffickers.

It was not too long after the Drug Unit started business that it made its presence known to the drug traffickers. The Drug Unit cases started out as small possession cases then proceeded into sale cases, the ultimate goal of the unit. Since the middle part of August 1971 to December 1971, the Drug Unit has established itself as one to be reckoned with. During the same time period the Drug Unit seized \$10,634,513.00 of street valued drugs. Needless to say, the drug trafficker's pocketbook was cut into and the presence of the unit was being felt by people who deal in drugs.

To many people of the greater Toledo area, when they hear or read something concerning the Drug Unit, their minds refer back to the bigger cases made by them. This is because the big cases are the only ones that are headlines. September of 1971 was the Drug Unit's first big case with the arrest of 5 subjects for the illegal sale of Marijuana. Undercover agents

of the Metro Drug Unit along with Agents of the Federal Bureau of Narcotic and Dangerous Drugs from Detroit, Mich., purchased 145 pounds of Marijuana from the 5 subjects for \$10,000.00. If this same Marijuana was sold on the streets, the initial investment of \$10,000.00 would have returned over \$45,000.00 to the sellers.

To obtain the necessary funds for the buy, Mr. Rossi proved to be a capable liaison man with the Federal Officers in Detroit. As officers of the Metro Drug Unit had never worked on a case of this magnitude, the Federal officers and Mr. Rossi, who is a former Federal Drug Agent himself, coached and provided valuable assistance to the officers of the Drug Unit.

The second big case came at the end of October of 1971 with the seizure of 240 pounds of Marijuana. Information was received and developed concerning an individual who had an unusually large amount of Marijuana coming into Toledo by air. Officers were called into work, as it was Saturday, briefed as to what was to transpire. After a plan of action was decided upon we headed to our destination to await the individual. Waiting is the biggest part of a narco man's time and this day proved to be no exception. The airplane was late on arrival and the drug officers knew that they had a captive person as there was no place for him to get off the plane before it landed. Once the plan was on the ground, the drug officers spotted their man and more waiting. Waiting for him to claim his luggage that contained the 240 pounds of Marijuana, with a street value of \$77,000.00. His hands did not stay on the suitcases too long, as the drug unit had seized another large quantity of Marijuana.

All during the time the drug officers were at the airport, another group of drug officers were waiting for yet a bigger catch. That being approximately \$10,000,000.00 worth of pure Heroin and Cocaine. As was stated before, a drug officer waits and waits. And this was to be no exception. After a couple days of sitting at the Union

Station, whenever a vehicle stopped near the baggage claim area the drug officers thought to themselves — Let this be the car and our suspects. At last, the men were apprehended and the drugs seized.

After this capture, the narco officers knew that their training by the Federal Officers and tips offered by Mr. Rossi, that they were capable of going after the big traffickers as well as the small ones.

The three (3) cases mentioned are only three of fifty-four (54) that the drug unit have made arrests on thru December 31st, 1971, and the biggest so far. Of the other fifty-one (51), there are a number of sale, possession, and conspiracy cases that have been made and the proper charges filed.

The Metro Drug Unit concern goes further than just enforcement of the various drug laws. Within its scope there is drug education, and drug rehabilitation for those who want to help themselves. The Drug Unit officers often present talks to groups, when invited, and will refer a drug user to one of the recognized rehabilitation centers, if they so request.

Many of the citizens of the area served by the Metro Drug Unit welcome us, but to the traffickers, the drug unit is a thorn in his side. There is a drug problem in this area and it is the hope of the Toledo Metropolitan Drug Unit to get as much of the contraband drugs off the streets and arrest those that are trafficking drugs.

—John Doe,
A member of the Squad

Here And There

(Continued from Page 6)

received more money in Federal grants than any other mayor's term of office. With all this Federal money coming into the city how come the police department hasn't received any of it yet.

The 28 Toledo Police Academy Class celebrated its five-year anniversary on Jan. 13, 1972, with a dinner at the Argonne Post. Chief Robert Duck, Captain Edward Sogczak, Rev. Ronald Kurth, and Judge and Mrs. Francis Restivo were among the guests of honor. This marked the second time that the class assembled together within five years. The first time was for the funeral of slain Police Officer and classmate, William Miscannon.

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Burger Tells Police To Ignore Some Minor Violations

By FRANK WRIGHT

WASHINGTON, D.C. — Chief Justice Warren Burger said recently that it often is more important for policemen to ignore minor violations than to enforce the letter of the law.

Making arrests in every instance for such things as public drunkenness and weaving from lane to lane while driving may well cause unnecessary citizen hostility toward the police and in the long run destroy respect for the law, he said.

"In an age when people are on edge," Justice Burger said, the "small accommodation and the common civilities" can mean a great deal. By using "common sense" and "discretion" and by recognizing the "practicalities," the patrolman on the beat can "reduce tensions, calm fears and minimize anxieties," he said.

Justice Burger's comments were made during a brief speech to the 88th graduating class of the FBI National Academy, which provides a 12-week training course for top policemen from the United States and a number of other countries.

Justice Burger, known judicially as a strict constructionist, drew on his St. Paul (Minn.)

boyhood for an example of what he considered permissible police permissiveness.

He told of a "genial Irish policeman" in his neighborhood who helped over-indulgent workmen home on payday rather than taking them in for violating the prohibition law.

Justice Burger called this an "exercise of discretion of the highest order."

He said, "No law books, no lawyer, no judge can tell an officer how to exercise this discretion perfectly in the hundreds of these situations that he will face, situations in which he will often have only a few seconds to decide what to do — some of them in which his life or that of others may be at stake.

"Basically," Justice Burger said, "it is a matter of common sense and sound judgment."

However, he added, because "one man's common sense may be another's serious mistake," more attention should be paid to drafting basic guidelines for policemen, to selecting men who are "suited by temperament" for the work and to improved training.

Supreme Court Violates The Right To Know

By Congressman JOHN R. RABICK

The U.S. Supreme Court is now releasing convicted criminals without even telling why. At the end of its last term, the U.S. Supreme Court without written opinions reversed 30 criminal convictions which had been affirmed by the highest courts of the States.

Such a practice is prejudicial to the administration of criminal justice and threatens the confidence of the American people in the jury system. It permits the U.S. Supreme Court to have been passed upon by trial jury, the trial judge and the justices of the highest courts of the States without giving any specific reasons.

To correct this present dangerous practice by the U.S. Supreme Court, I have introduced, at the request of Justice Walter B. Hamlin of the Supreme Court of Louisiana, H.R. 10328, a bill to require the U.S. Supreme Court to report the reversal of

State criminal convictions in written decisions.

The legislation, co-sponsored by 24 Congressmen, requires that "Whenever the Supreme Court reverses a State criminal conviction which has been upheld by the highest court of such State, it shall report in a written decision the legal justification for the reversal, citing such legal precedent, case law, and other authority as may be applicable."

Certainly our State Supreme Courts and State jurors are entitled to a written explanation. State Supreme Court Judges are high ranking judicial officials and the jury system provides the only role that the citizen plays in administering justice.

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