

Dallas Public Fraud Prevention Services

Anonymous Hotline Reporting

POB 455
Addison, TX 75001-0455

www.dpfps.org

June 18, 2004

Ms. Mary K. Suhm
Dallas City Manager
1500 Marilla Street, Room 4EN
Dallas, Texas 75201-6390

**RE: Texas Public Information Act - Open Records Request
Dallas Police & Fire Pension System
ID # 0301-053**

Dear Ms. Suhm:

On May 22, 2002, the Dallas Morning News published an article regarding the Dallas Police & Fire Pension System noting, among other things, that an employee had been terminated for theft, and that "members of the system's management team were systematically procuring the personal bank records of employees."

On December 22, 2002, the forensic accounting firm CFOpros issued an Open Records Request for copies of reports of investigation procured by the Dallas Police & Fire Pension System during the period beginning with the date of the "employee theft" noted above, and continuing through December 31, 2002 ([Exhibit "A"](#)).

On January 28, 2003, correspondence responsive to the aforementioned Open Records Request was issued by its Administrator, and includes the following statement regarding reports of investigation: "System policy holds that reports on the employee background investigations are not retained in System files after the reason for the report is completed" ([Exhibit "B"](#)).

Pursuant to the Texas Public Information Act, Chapter 552, please provide a copy of the Dallas Police & Fire Pension System's policy regarding the shredding and/or destruction of government documents. Please note that we are requesting that your office compile information responsive to this Open Records Request, and that a written itemized statement of estimated charges be provided in advance of work being started should the estimated charge exceed \$10.

Please advise should you have comments or require additional information. Thank you.

Sincerely,

Columbus A. Alexander, III, CPA
Certified Fraud Examiner
www.dpfps.org

cc: Mayor Laura Miller
Dallas City Councilmembers
Shirley Acy, City Secretary

December 22, 2002

Mr. Teodoro J. Benavides
Dallas City Manager
1500 Marilla Street, Room 4EN
Dallas, Texas 75201-6390
USPS CERTIFIED MAIL
7001 1940 0005 0882 9930

Dear Mr. Benavides:

RE: Texas Public Information Act (PIA) Request

Pursuant to the Texas Public information Act (Texas Open Records Act), Chapter 552, Texas Government Code, I am requesting the following information regarding the Dallas Police & Fire Pension System, its employees, and its Board of Trustees (collectively, the "Pension System"):

1. In a transmittal message included with its *2001 Annual Report* (copy enclosed), the Pension System states that "*Shortly after the close of 2001, the System uncovered theft of System funds by one employee.*" Please provide the exact date on which the Pension System identified the aforementioned "employee theft."
2. Please identify the complete name and address of all firms and/or individuals retained by the Pension System for the purpose of conducting and/or performing internal control reviews and/or evaluations, employee background investigations, fraud examinations, and/or forensic accountings during the period beginning with the date of the "employee theft" as noted in item #1 above, and continuing through December 31, 2002.
3. Please provide by date, check number, and dollar amount, all payments made by the Pension System to firms and/or individuals identified in item #2 above during the period beginning January 1, 2000, through December 31, 2002.
4. For payments to firms and/or individuals noted in item #3 above, please identify all written reports received by the Pension System and its Board of Trustees, to include the date and subject of each report as well as the approximate date of receipt by the Pension System and its Board of Trustees.
5. Please provide copies of all written reports identified in item #4 above. Please ensure that the identities of Pension System employees, if any, that may be referenced in the aforementioned written reports, are removed from copies provided pursuant to this PIA request.

Teodoro J. Benavides
December 22, 2002

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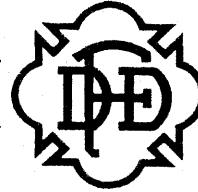
Please note that I am requesting that copies of the above be produced through your office, and agree to pay the charges related to this Open Records Request. Please advise should you have questions, comments or require additional information. Thank you.

Sincerely yours,

Columbus A. Alexander, III, CPA
Certified Fraud Examiner



D A L L A S
POLICE & FIRE
PENSION SYSTEM



Richard L. Tettamant,
Administrator

Brian F. Blake,
Assistant Administrator

Donald C. Rohan,
Assistant Administrator

Board of Trustees

Gerald Brown, Chairman
Gary W. Edge
Donald W. Hill
John M. Mays
Rector McCollum
Steven G. Shaw
Maxine Thornton-Reese
George J. Tomasovic
Steven H. Umlor
Richard H. Wachsman

January 28, 2003

Mr. Columbus A. Alexander III, CPA
P.O. Box 1260
Addison, Texas 75001-1260

**Re: Open Record Request
Dated December 22, 2002**

Dear Mr. Alexander:

On or about December 22, 2002, you forwarded the attached open records request to Mr. Teodoro J. Benevides, Dallas City Manager, requesting information regarding "the Dallas Police and Fire Pension System, its employees, and its Board of Trustees (collectively, the "Pension System"). The City of Dallas forwarded the request to the Pension System. The Pension System received your request on January 16, 2003.

Documents responsive to your request to the extent documents are available are attached. Other information responsive to your request is explained below:

1. The "employee theft" was identified on March 4, 2002.
2. The names and addresses of firms and individuals retained by the Pension System as requested in item #2 can be found in attachment #1.
3. The payments information requested in item #3 can be found in attachment #2.
4. Information responsive to item #4, to the extent the information is available, is provided in attachment #2. Information regarding reports (correspondence) from CFOpros is not provided as the information was originated by the requestor of this Open Records Act request and presumably available to the requestor. With one exception, information is not available for employee background investigations that were performed during the requested period. Pension System policy holds that reports on the employee background investigations are not retained in System files after the reason for the report is completed. One exception to this policy is a background check that was retained for an employee who was rejected for employment.

Mr. Columbus A. Alexander III

January 28 2003

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5. The report dated July 16, 2002, from KPMG, LLP, is attachment #3. Information regarding reports (correspondence) from CFOpros is not provided as the information was originated by the requestor of this Open Records Act request. Pension System policy holds that reports on the employee background investigations performed by Litigation Consultants are not retained in System files after the reason for the report is completed. One exception to this policy is a background check that was retained for an employee who was rejected for employment.

Sincerely,



Richard Tettamant
Administrator

Enclosures (3)

GL/dr

cc: Mr. Teodoro J. Benevides
Ms. Pam Mickens
Mr. Gary Lawson

Dallas Police & Fire Pension System
Payments for Internal Controls Reviews, Forensic Investigations, and Background Investigations
January 1, 2000 - December 31, 2002

Date	Check #	Amount	Vendor	Report Date/Received	Subject
02/12/01	2144	750.00	Litigation Consultants		Employee background check
03/09/01	2240	500.00	Litigation Consultants		Employee background check
03/15/01	2260	500.00	Litigation Consultants	3/8/2001	Employee background check
04/16/01	2344	500.00	Litigation Consultants		Employee background check
07/09/01	2563	500.00	Litigation Consultants		Employee background check
09/25/01	2843	500.00	Litigation Consultants		Employee background check
12/07/01	3113	500.00	Litigation Consultants		Employee background check
01/11/02	3237	500.00	Litigation Consultants		Employee background check
03/08/02	3496	675.00	Litigation Consultants		Employee background check
04/03/02	3573	1,000.00	Litigation Consultants		Employee background checks
04/23/02	3633	1,425.00	Litigation Consultants		Employee background checks
04/25/02	3651	10,362.17	CFOpros		Fraud investigation/ forensic accounting
05/03/02	3667	4,925.00	Litigation Consultants		Employee background checks
07/03/02	5062	500.00	Litigation Consultants		Employee background check
07/15/02	5096	500.00	Litigation Consultants		Employee background check
07/19/02	5133	500.00	Litigation Consultants		Employee background check
08/08/02	N/A	54,000.00	Lawson, Fields, McCue, Lee & Campbell, PC As Conduit to Pay Full		Fraud investigation/ forensic accounting
10/21/02	6187	21,780.00	KPMG, LLP	7/16/2002	Fraud investigation/ forensic accounting

Open Records Act Request dated 12/22/02
Attachment #2