



From: Vanessa Facio-Lince, Assistant Deputy Commissioner, Trials

To: Daniel Maurer for the Department Advocate's Office
Eric Sanders, Esq., for Respondent Palaguachi

Subject: *Disciplinary Case No. C-031205/2024-30166*
Police Officer Frankie Palaguachi, Tax Registry No. 957932
DCT Response to Motion to Dismiss

Date: September 2, 2025

Counsel:

The tribunal is in receipt of Respondent's August 26, 2025, Motion to Strike Testimony and Various Exhibits and Motion to Dismiss. The tribunal is also in receipt of DAO's response dated August 29, 2025. After careful review and consideration of Respondent's Motion to Dismiss and DAO's Response, the motion is denied in full.

Setting aside the untimeliness of Respondent's motion, Respondent has failed to establish a basis on which to strike the testimony of Sergeant Danny Tse or Dr. Ryan Paulsen or to strike Department's Exhibits 1-4. Similarly, there are no grounds to preclude Dr. Joseph Ciuffo from testifying as the Department's Medical Review Officer.

Moreover, many of Respondent's arguments for dismissal are factual matters for this tribunal to decide and are not grounds for a motion to strike testimony or dismiss the charges.


Vanessa Facio-Lince
Assistant Deputy Commissioner, Trials