



# GENERAL POLICE ORDER CLEVELAND DIVISION OF POLICE



EFFECTIVE DATE: <b>MARCH 1 , 2002</b>	REVISED DATE:	NO. PAGES: <b>1 of 1</b>	NUMBER: <b>2.3.07</b>
SUBJECT: <b>WITNESS FOR DEFENSE / SUBPOENA REQUIRED</b>			
ASSOCIATED MANUAL:		RELATED ORDERS:	
CHIEF OF POLICE: <i>Edward F. Lohn, Chief</i>			

**PURPOSE:** To set the conditions under which members may serve as a witness for the defense.

**POLICY:** No member of the Cleveland Division of Police, sworn or civilian, shall be a witness for the defense in a criminal prosecution unless served with a lawfully issued subpoena. This applies to depositions and civil cases wherein the City of Cleveland, or the Division, or any member of the Division is the defendant. Unless subpoenaed no member shall give a deposition or be a witness for the plaintiff.

**PROCEDURES:**

- I.** If subpoenaed, a member shall submit a Form-1 containing information relative to the time of service and if known, the testimony required.
- II.** The member's immediate supervisor shall cause notification of the prosecutor handling the case, or in civil cases the Law Department, to obtain advice and direction before the member gives testimony.
- III.** The member's Form-1 and the original subpoena, or Notice of Deposition served upon the member shall be forwarded to the Chief's Office.

RESUMED, EFFECTIVE 11/30/20  
SEE 203.03