



INVESTIGATIVE REPORT

POST Investigations Bureau

CASE NO: 18-065
SUBJECT: Aaron Rhoades
Investigator: Sgt. Jeremy Barnes
Date: 12/10/2018

Allegations:

53-10-108(12)(a) BCI violation

Utah Code:

53-6-211(1)(d) Suspension or Revocation of Certification – Engaged in conduct which is a criminal offense, to wit: BCI violation, as provided by Utah Code Ann. § 53-10-108(12)(a), a class B misdemeanor.

Subject Identifiers:

Name: Aaron Rhoades
DOB: [REDACTED]
DLN: [REDACTED]
Employer: Brigham Young University Police Department
Work Phone: 801-422-2222
Home Address: [REDACTED]

Synopsis:

On May 25, 2016, the State Bureau of Investigation initiated a criminal investigation on Brigham Young University Police Department (BYUPD) Lieutenant Aaron Rhoades for allegations he had unlawfully accessed and disseminated protected information from other police agencies. The investigation discovered that between August 2014, and June 2016, Aaron Rhoades accessed private, protected or controlled police reports from the Orem City Police Department, the Utah County Sheriff's Office, and the Provo City Police Department. The investigation concluded Rhoades had disseminated private or protected information from those police reports to the Brigham Young University Dean of Students Office, the Title IX Office, and the Honor Code Office. The investigator screened charges with the County Attorney, who declined to file charges.

On November 15, 2018, Rhoades relinquished his peace officer certification, and the POST investigation was closed.

Agency Information:

State Bureau of Investigation (SBI) Investigation:

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

POST Investigation:

On or about April 18, 2018, [REDACTED] contacted POST and said SBI had completed a criminal investigation regarding Rhoades' unlawful use of Spillman and UCJIS records.

On June 29, 2018, POST received a copy of the SBI investigation for review. On August 21, 2018, POST initiated an investigation and the case was assigned to me.

On September 4, 2018, Attorneys Sam Alba and Derek Williams contacted me and informed me they represented Rhoades. Alba and Williams wanted to know specific information regarding the investigation and the allegations against Rhoades. I informed them I had not reviewed the case and was unable to provide specific information regarding the investigation.

On November 15, 2018, I received a signed and notarized Relinquishment of Peace Officer Certification form from Rhoades. On November 15, 2018, an Acceptance of Relinquishment of Peace Officer Certification letter was sent to Rhoades and his attorney.

Findings

53-10-108. Restrictions on access, use, and contents of division records -- Limited use of records for employment purposes -- Challenging accuracy of records -- Usage fees -- Missing children records -- Penalty for misuse of records.

- (12) (a) It is a class B misdemeanor for a person to knowingly or intentionally access, use, disclose, or disseminate a record created, maintained, or to which access is granted by the division or any information contained in a record created, maintained, or to which access is granted by the division for a purpose prohibited or not permitted by statute, rule, regulation, or policy of a governmental entity.

On November 15, 2018, Aaron Rhoades signed a voluntary relinquishment form and sent it to POST. POST accepted the voluntary relinquishment form and closed the case with no further investigation.

POST Council:

This case was not presented to the POST Council. During the POST investigation, Rhoades voluntarily relinquished his peace officer certification.



Sgt. Jeremy Barnes

12/10/18
Date