

## Peace Officer Standards and Training Council January 2019 Disciplinary Case Presentation

*\*The following is a synopsis of cases heard and decided by the POST Council on January 3, 2019*

<b>Cases Presented</b>	10
Law Enforcement Officers	8
Corrections Officers	1
Dispatcher	1
<b>Sanctions Issued by Council</b>	
Revocation	2
4 year suspension	1
2 year suspension	1
18 month suspension	2
1 year suspension	1
6 month suspension	1
Letter of caution	1
Indefinite suspension	1
<b>POST Recommendation Status *</b>	
Recommendations Accepted	6 (60%)
Recommendations Rejected	4 (40%)
Hearing Waiver – Accepted	3
Order of Default – Accepted	4
Administrative Law Judge – Rejected	3
(Decrease sanction – 3, Increase sanction – 0)	
<b>Officers Appearing Before Council</b>	
Officers Appearing Before the Council	4 (40%)
Officers Represented by Legal Counsel	2 (20%)
<b>Years of Service</b>	
Average	12.2
Longest	31
Shortest	0 (never sworn)
<b>Gender</b>	
Male	8
Female	2
<b>Cases with Alcohol or Drug Involvement</b>	
<b>Total Alcohol</b>	<b>1</b>
Alcohol Primary Contributor	1
<b>Total Prescription Drugs</b>	<b>1</b>
Prescription Drugs Primary Contributor	1
Prescription Drugs Secondary Contributor	0
<b>Total Controlled Substance</b>	<b>0</b>
<b>Sustained Allegations</b>	
Assault	1
Driving Under the Influence	2
Providing False Information to Obtain Certification	2
BCI/UCJIS Violation	1

Falsification of a Government Record	1
Lying Under <i>Garrity</i>	3
Sexual Conduct on Duty	1
Unfit for Duty	1
<b>Disciplinary Guideline Category</b>	
Category A	3
Category B	0
Category C	2
Category D	3
Category E	1
Category F	0
Category G	1
<b>POST Adjudication Type</b>	
Hearing Waiver	3
Administrative Law Judge Hearing	4
Order of Default	3
<b>Employing Agency Action</b>	
No Action – Still Employed	1
Reprimanded – Still Employed	0
Suspended – Still Employed	0
Terminated	4
Resigned	2
Not Employed	3
<b>Recommended Sanctions</b>	
Revocation	3
2 Year Suspension	2
18 Month Suspension	2
15 Month Suspension	1
1 Year Suspension	1
Indefinite Suspension	1
<b>Criminal Status</b>	
<b>Pending Charges</b>	0
<b>No Criminal Action</b>	7
No Charges Filed	7
Charges Dismissed	0
<b>Convictions</b>	3
Class B Misdemeanor	3
Infraction	0
<b>Letter of No Action Filed Since Last POST Council Meeting**</b>	7
<b>Voluntary Relinquishments Since Last POST Council Meeting</b>	9

Allegations Related to Voluntary Relinquishment: reckless endangerment, assault, disorderly conduct, custodial sexual misconduct, falsification of timecard, enticing a minor, lewdness, lying under *Garrity*, sexual assault, BCI violation, and possession of child pornography.

*\*This section indicates whether the council accepted the sanction recommended by POST investigations or issued an alternate sanction. The section also indicates whether the case came before the Council as a result of an administrative law judge (ALJ) hearing, an individual signing a hearing waiver, or an individual failing to respond and a default order being issued.*

*\*\*Indicates the number of POST investigations closed since the last POST Council meeting which resulted in no action being taken against the individual's certification.*