



Arizona Peace Officer Standards and Training Board

2643 East University Drive Phoenix, Arizona 85034-6914 Phone (602) 223-2514 Fax (602- 244-0477

MINUTES OF MEETING APRIL 17, 2013 PHOENIX, ARIZONA

A public meeting of the Arizona Peace Officer Standards and Training Board was convened on April 17, 2013, at AZ POST, located at 2643 E. University Drive, Phoenix, AZ.

Members Present:

Mr. Jeffrey Coker, Chairman
Sergeant Chris Andreacola
Mr. David Brown
Chief Steven Campbell
Chief Kevin Kotsur
Sheriff Scott Mascher
Sergeant Anthony Nelson
Sheriff Bill Pribil
Director Charles Ryan
Professor Cornel Stemley
Deputy Director Dennis Young, representing Director Bobby Halliday

Members Absent:

Ms. Leesa Berens Weisz, representing Attorney General Tom Horne
Detention Director Mike Olson

Staff in Attendance:

Ted Brandon
Jim DeLung
Mike Deltenre
Marie Dryer
Ivan Gelo
Sandy Hansberger
Jon Heiden
Lynn Howe
Bob Irish
Steve Jacobs
Mike Jaeger
Lori Ketron
Jeff Kirkham
Lynn Larson
Lyle Mann
Gary Maschner

Sandy Sierra
Chester Szoltysik
Don Yennie

Assistant Attorney General
Diana Stabler
Nancy Beck

A. CALL TO ORDER

Chairman Coker called the meeting to order at 10:00 a.m. and asked that a Moment of Silence be observed in memory of Compliance Specialist Paul Orfe, who passed away unexpectedly on April 5th.

B. Introductions, Presentations and Announcements

Executive Director Mann informed the Board that an Arizona Leadership Program (ALP) class was in attendance at today's meeting; as well as former ALP students. He also introduced Sheriff Bill Pribil of the Coconino County Sheriff's Office. Sheriff Pribil was appointed to the Board on February 15, 2013

C. Legislative Update

Executive Director Mann stated the legislature is still in session and it has taken no action that impacts AZ POST thus far. He does not know when the legislature will sine die.

D. Budget Update

Executive Director Mann informed the Board that revenues are down; as a result next year's budget will be leaner.

E. Final Action Cases:

Case #1 – Sutton Wohlman – Phoenix Police Department

The Board considered comments from Assistant A.G. Diana Stabler and Kathryn Baillie, attorney for Sutton Wohlman. Deputy Director Young made a motion to grant the Motion to Review, to rescind the revocation, and to grant a voluntary relinquishment of peace officer certification, seconded by Chief Kotsur, motion carried unanimously.

Case #2 – Illario Talvy – Tombstone Marshal's Office

The Board considered comments from Assistant A.G. Nancy Beck and Illario Talvy. Sheriff Mascher made a motion to adopt the Findings of Fact and Conclusions of Law and revoke peace officer certification, seconded by Sergeant Nelson, motion carried unanimously.

Case #3 – Kelly Boyer – Mesa Police Department

The Board considered comments from Assistant A.G. Diana Stabler and Kathryn Baillie, attorney for Kelly Boyer. Sergeant Nelson made a motion to adopt the Consent Agreement, Decision and Order for voluntary relinquishment of peace officer certification, seconded by Director Ryan, motion carried unanimously.

Case #4 – Dean Hagen – Peoria Police Department

The Board considered comments from Assistant A.G. Diana Stabler. Chief Campbell made a motion to adopt the Consent Agreement, Decision and Order for voluntary relinquishment of peace officer certification, seconded by Sheriff Mascher, motion carried unanimously.

Case #5 – David C. Suddock – Maricopa Community College District

The Board considered comments from Assistant A.G. Diana Stabler. Chief Kotsur made a motion to adopt the Consent Agreement, Decision and Order for voluntary relinquishment of peace officer certification, seconded by Chief Campbell, motion carried unanimously.

Case #6 – Nathaniel Curtis – San Carlos Tribal Police Department

The Board considered comments from Program Manager Bob Irish and Nathaniel Curtis. Deputy Director Young made a motion to adopt the Findings of Fact and Conclusions of Law and revoke peace officer certification, seconded by Sergeant Nelson, motion carried with two nay votes.

Case #7 – Victor Garcia – Tucson Police Department

Sergeant Andreacola recused himself from this case. The Board considered comments from Program Manager Bob Irish. Sergeant Nelson made a motion to adopt the Findings of Fact and Conclusions of Law and revoke peace officer certification, seconded by Sheriff Mascher, motion carried unanimously.

Case #8 – Scott Grissom – AZ Department of Transportation/ECD

The Board considered comments from Program Manager Bob Irish. Sheriff Mascher made a motion to adopt the Findings of Fact and Conclusions of Law and revoke peace officer certification; motion dies for lack of a second. Chief Campbell made a motion to close this case with No Action, seconded by Chief Kotsur, motion carried with two nay votes.

Case #9 – Larry G. Kelso – Mesa Police Department

The Board considered comments from Program Manager Bob Irish. Chief Campbell made a motion to adopt the Findings of Fact and Conclusions of Law and revoke peace officer certification, seconded by Sergeant Nelson, motion carried unanimously.

Case #10 – Adam Lewis – Avondale Police Department

Chief Kotsur recused himself from this case. The Board considered comments from Program Manager Bob Irish. Sergeant Nelson made a motion to adopt the Findings of Fact and Conclusions of Law and suspend peace officer certification until lapse; October 14, 2011, through October 14, 2014, seconded by Mr. Brown, motion carried unanimously.

Case #11 – Andreas Lorenz – Tucson Police Department

Sergeant Andreacola recused himself from this case. The Board considered comments from Program Manager Bob Irish. Sheriff Mascher made a motion to adopt the Findings of Fact and Conclusions of Law and impose a one-year suspension peace officer certification beginning on April 17, 2013, and ending on April 17, 2014, seconded by Sergeant Nelson, motion carried unanimously.

Case #12 – Ignacio Nunez – Tucson Police Department

Sergeant Andreacola recused himself from this case. The Board considered comments from Program Manager Bob Irish. Chief Campbell made a motion to adopt the Findings of Fact and Conclusions of Law and impose a six-month suspension peace officer certification beginning on April 17, 2013, and ending on October 17, 2013, seconded by Sergeant Nelson, motion carried unanimously.

Case #13 – Lawrence A. Etsitty – Navajo Police Department

The Board considered comments from Program Manager Bob Irish. Mr. Brown made a motion to adopt the Findings of Fact and Conclusions of Law and revoke peace officer certification, seconded by Professor Stemley, motion carried unanimously.

Case #14 – Jeffrey W. Parkhurst – Pinal County Sheriff's Office

The Board considered comments from Assistant A.G. Diana Stabler. Chief Kotsur made a motion to grant the State's Motion to Dismiss the Complaint against Jeffrey Parkhurst, seconded by Sheriff Pribil, motion carried unanimously.

F. New Charging Cases:Case #1 – Joseph S. Baca – Snowflake/Taylor Police Department

The Board considered comments from Compliance Specialist Ted Brandon. Professor Stemley made a motion to ***Initiate Proceedings***, seconded by Mr. Brown, motion carried unanimously.

Case #2 – Delfred D. Begaye – Navajo Police Department

The Board considered comments from Compliance Specialist Ted Brandon. Deputy Director Young made a motion to ***Initiate Proceedings***, seconded by Sheriff Pribil, motion carried unanimously.

Case #3 – Darryl A. Bradford – Maricopa County Attorney’s Office

The Board considered comments from Compliance Specialist Jeff Kirkham. Sergeant Nelson made a motion to **Research Further**, seconded by Chief Kotsur, motion carried unanimously.

Case #4 – Micah B. Crist – Mesa Police Department

The Board considered comments from Compliance Specialist Mike Deltenre. Sheriff Mascher made a motion to **Research Further**, seconded by Chief Kotsur, motion carried unanimously.

Professor Stemley left the meeting at this time.

Case #5 – David Lakey – AZ Attorney General’s Office

The Board considered comments from Compliance Specialist Jeff Kirkham. Sergeant Andreacola made a motion to **Research Further**, seconded by Chief Campbell, motion carried unanimously.

Case #6 – Ray A. Van Buskirk – Gila County Sheriff’s Office

The Board considered comments from Compliance Specialist Ted Brandon. Chief Campbell made a motion to **Research Further**, seconded by Sergeant Nelson, motion carried unanimously.

G. Adjourn

Chairman Coker adjourned the meeting at 11:50 a.m.