



Arizona Peace Officer Standards and Training Board

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MINUTES OF SPECIAL COMPLAINT SUBCOMMITTEE NOVEMBER 20, 2013 PHOENIX, ARIZONA

A public meeting of the Arizona Peace Officer Standards and Training Board Special Complaint Subcommittee was convened on November 20, 2013, at AZ POST, located at 2643 E. University Drive, Phoenix, AZ.

Members Present:

Mr. David Brown
Chief Steven Campbell

Staff in Attendance:

Ted Brandon
Steve Jacobs
Jack Lane
Lyle Mann
Mike Rosenberger
Sandy Sierra

Assistant Attorney General

Diana Stabler

Guest in Attendance:

Shannon Peters
Lt. Roy Polmanteer, Pinal County Sheriff's Office

A. Call to Order

The meeting was called to order at 12:34 p.m.

B. Special Complaint Concerning Derek Arnson - Former Chief of Police of the Gila River Police Department

The Committee discussed the complaints filed against former Chief of Police of the Gila River Police Department – Derek Arnson. The Complaints were that Chief Arnson had made reports to MCAO for Brady List purposes in retaliation for the filing of a lawsuit and posting a video on YouTube for unprofessional purposes. It was discussed that even though the complaints had merit, there were no violations of AZ POST rules and no further investigation can be warranted.

The Committee determined that this is largely an employment issue and therefore is not within the Board's jurisdiction. Despite the conclusion of staff members that retaliation is a reasonable conclusion, the dates and statements on record do not prove it. POST encourages police leaders to contribute information to the Brady Lists of the state. The standard of care for police leaders is "when in doubt, report the conduct." It is the prosecutor's duty to determine whether the conduct meets the criteria for inclusion on the List. Therefore, further investigation on the issue of reporting information to Maricopa County is not warranted. Furthermore, the act of posting a video on YouTube, even if unprofessional, was done when Mr. Arnson was not a peace officer and therefore was not misfeasant, malfeasant or nonfeasant "in office" under the POST Rule.

The matter will not be investigated further or referred to the entire Board.

C. Adjourn

The meeting was adjourned at 1:16 p.m.