



# *Arizona Peace Officer Standards and Training Board*

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## **MINUTES OF MEETING DECEMBER 18, 2013 PHOENIX, ARIZONA**

A public meeting of the Arizona Peace Officer Standards and Training Board was convened on December 18, 2013, at AZ POST, located at 2643 E. University Drive, Phoenix, AZ.

### Members Present:

Mr. Jeffrey Coker, Chairman  
Sergeant Chris Andreacola  
Chief Steven Campbell  
Sergeant Anthony Nelson  
Sheriff Scott Mascher  
Detention Director Mike Olson  
Sheriff Bill Pribil  
Chief Alan Rodbell  
Director Charles Ryan  
Professor Cornel Stemley  
Deputy Director Dennis Young, representing Director Bobby Halliday

### Members Absent:

Mr. David Brown  
Mr. Andrew Pacheco, representing Attorney General Tom Horne

### Staff in Attendance:

Mike Deltenre  
Jim DeLung  
Marie Dryer  
Ivan Gelo  
Steve Jacobs  
Jeff Kirkham  
Jack Lane  
Lyle Mann  
Gary Maschner  
Cathy Masters  
Donna Mulvey  
Sandy Sierra  
Chester Szoltysik

Assistant Attorney General  
Diana Stabler  
Nancy Beck

**A. CALL TO ORDER**

Chairman Coker called the meeting to order at 10:00 a.m.

**B. Introductions, Presentations and Announcements**

Executive Director Mann asked that a Moment of Silence be observed in memory of former Compliance Manager Bob Forry, who passed away December 15<sup>th</sup> following a long battle with cancer.

He also welcomed members of the Indonesian National Police and Ministry of Forestry who are back once again to research peace officer standards and training in Arizona.

**C. Legislative Update**

Executive Director Mann stated the legislature will be back in session next month. He discussed several bills that may that have an impact on law enforcement.

**D. Final Action Cases:**

Case #1 – Sean A. Edwards-El – Maricopa County Sheriff’s Office

*Detention Director Olson recused himself from this case.* The Board considered comments from Assistant A.G. Diana Stabler. Professor Stemley made a motion to adopt the Consent Agreement, Decision and Order and impose a 40-hour suspension of peace officer certification from October 17, 2011, through October 21, 2011, seconded by Deputy Director Young, motion carried unanimously.

Case #2 – Daniel P. Maggio – Mammoth Police Department

The Board considered comments from Assistant A.G. Diana Stabler and Daniel Maggio. Deputy Director Young made a motion to adopt the Consent Agreement, Decision and Order and revoke peace officer certification, seconded by Sheriff Mascher, motion carried unanimously.

Case #3 – Jimmy Yazzie Jr. – Navajo Police Department

The Board considered comments from Compliance Manager Jack Lane. Sergeant Andreacola 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 #4 – Patrick J. Larson – Pima County Sheriff’s Office

The Board considered comments from Compliance Manager Jack Lane. Sheriff Mascher made a motion to adopt the Findings of Fact and Conclusions of Law and revoke peace officer certification, seconded by Chief Campbell, motion carried unanimously.

Case #5 – Lucas R. McCain – Oro Valley Police Department

The Board considered comments from Compliance Manager Jack Lane. Chief Campbell made a motion to adopt the Findings of Fact and Conclusions of Law and revoke peace officer certification, seconded by Sheriff Mascher. He then amended the motion to suspend peace officer certification until lapse, seconded by Sheriff Mascher, motion carried unanimously.

Case #6 – Darrell J. Ramon – Tohono O’odham Police Department

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

Case #7 – Usiel Molina – Phoenix Police Department

The Board considered comments from Compliance Manager Jack Lane and Usiel Molina. Sergeant Nelson made a motion to adopt the Findings of Fact and Conclusions of Law and revoke peace officer certification, seconded by Chief Rodbell motion carried by a vote of 8-2.

Case #8 – Dano Moore – Somerton Police Department

The Board considered comments from Compliance Manager Jack Lane. Sheriff Pribil made a motion to adopt the Findings of Fact and Conclusions of Law and revoke peace officer certification; he then amended the motion to suspend peace officer certification for one year effective today, seconded by Professor Stemley, motion carried unanimously.

Case #9 – Alberto Pimentel Jr. – Cocopah Tribal Police Department

The Board considered comments from Compliance Manager Jack Lane and Alberto Pimentel. Detention Director Olson made a motion to the Findings of Fact and Conclusions of Law and revoke peace officer certification, seconded by Sheriff Pribil, motion carried unanimously.

**E. New Charging Cases:**Case #1 – Peter Antonio Jr. – Navajo Police Department

The Board considered comments from Compliance Specialist Steve Jacobs. Chief Campbell made a motion to *Initiate Proceedings*, seconded by Director Ryan, motion carried unanimously.

Case #2 – Andrea C. Middleton – Tucson Police Department

*Sergeant Andreacola recused himself from this case.* The Board considered comments from Compliance Specialist Mike Deltenre. Deputy Director Young made a motion to **Initiate Proceedings**, seconded by Sheriff Mascher, motion carried unanimously.

Case #3 – James A. Nuti – Cochise County Sheriff's Office

The Board considered comments from Compliance Specialist Mike Deltenre. Sergeant Nelson made a motion to close this case with **No Action with Agency Discretion**, seconded by Chief Rodbell, motion carried unanimously.

Case #4 – Patrick W. Thompson – Huachuca City Police Department

The Board considered comments from Compliance Specialist Mike Deltenre. Chief Campbell made a motion to **Initiate Proceedings**, seconded by Sheriff Pribil, motion carried unanimously.

Case #5 – Michael J. Ewald – Cocopah Tribal Police Department

The Board considered comments from Compliance Specialist Steve Jacobs. Deputy Director Young made a motion to close this case with **No Action**, seconded by Sheriff Pribil, motion carried unanimously.

Case #6 – David C. Page – Yuma Police Department

*Sergeant Nelson recused himself from this case.* The Board considered comments from Compliance Specialist Steve Jacobs. Sergeant Andreacola made a motion to close this case with **No Action with Agency Discretion**, seconded by Chief Rodbell, motion carried unanimously.

Case #7 – Armando J. Ramirez – Phoenix Police Department

The Board considered comments from Compliance Specialist Steve Jacobs. Professor Stemley made a motion to **Initiate Proceedings**, seconded by Sergeant Nelson, motion carried unanimously.

Case #8 – Gary J. Schonfelder – Phoenix Police Department

*Chief Campbell recused himself from this case.* The Board considered comments from Compliance Specialist Steve Jacobs. Sheriff Mascher made a motion to **Initiate Proceedings**, seconded by Sheriff Pribil, motion carried unanimously.

The following two cases were taken out of order:

Case #9 – Anthony M. Bellissimo – Scottsdale Police Department

*Chief Rodbell recused himself from this case.* The Board considered comments from Compliance Specialist Jeff Kirkham. Sergeant Nelson made a motion **Initiate Proceedings**, seconded by Director Ryan, motion carried unanimously.

Case #10 – Kimberly A. McCown – Gila River Police Department

The Board considered comments from Compliance Specialist Jeff Kirkham. Sheriff Mascher made a motion to close this case with **No Action with Agency Discretion**, seconded by Sergeant Nelson, motion carried unanimously.

Case #11 – Shane N. Beckwith – Maricopa County Sheriff's Office

*Deputy Director Olson recused himself from this case.* The Board considered comments from Compliance Specialist Gary Maschner. Sheriff Mascher made a motion to **Initiate Proceedings**, seconded by Sergeant Nelson, motion carried unanimously.

Case #12 – William T. Starcewich – Williams Police Department

*Sheriff Pribil recused himself from this case.* The Board considered comments from Compliance Specialist Gary Maschner; who also presented a 14 minute video to the Board regarding this case. Sheriff Mascher made a motion to **Initiate Proceedings**, seconded by Director Ryan, motion carried unanimously.

The following case was taken out of order:

Case #13 – Brandon E. Hernandez – Williams Police Department

*Sheriff Pribil recused himself from this case.* The Board considered comments from Compliance Specialist Gary Maschner. Chief Campbell made a motion to close this case with **No Action**, seconded by Director Ryan, motion carried unanimously.

Case #14 – Brandon E. Hernandez – Williams Police Department

*Sheriff Pribil and Sheriff Mascher recused themselves from this case.* The Board considered comments from Compliance Specialist Gary Maschner. Sergeant Nelson made a motion to **Research Further**, seconded by Professor Stemley, motion carried unanimously.

**F. Adjourn**

Chairman Coker adjourned the meeting at 12:20 p.m.