

**ARIZONA PEACE OFFICER STANDARDS AND TRAINING BOARD
MINUTES OF MEETING
APRIL 20, 2011
PHOENIX, ARIZONA**

A public meeting of the Arizona Peace Officer Standards and Training Board was convened on April 20, 2011, at AZ POST, located at 2643 E. University Drive, Phoenix, AZ.

Members Present:

Mr. Joseph Duarte, Chairman
Sheriff John Armer
Detective Lee Ann Dobbertin
Director Bobby Halliday
Chief Patricia Huntsman
Chief Kevin Kotsur
Mr. Gerald Richard, representing Attorney General Tom Horne
Director Charles Ryan
Chief Deputy Jerry Sheridan
Sergeant Robert Thompson

Members Absent:

Dr. Scott Decker
Ms. Wendy Larsen
Sheriff Tom Sheahan

Staff in Attendance:

Ted Brandon
Jim DeLung
Marie Dryer
Rosalee Fitch
Jon Heiden
Debbie Howard
Lynn Howe
Bob Irish
Lori Ketron
Lynn Larson
Gary Maschner
Paul Orfe
Sandy Sierra
Rick Watling
Maria Wheaton
Don Yennie

Assistant Attorney General

Nancy Beck
Diana Stabler

A. Call to Order

Chairman Duarte called the meeting to order at 10:01 a.m.

B. Introductions, Presentations and Announcements

Kevin Rice and William Killgallon, with the U.S. Secret Service, presented plaques to staff members who assisted with the Safe School Initiative training that was conducted on April 7-8, 2011 in Phoenix and Tucson. The U.S. Secret Service was very appreciative for the assistance provided by the following staff members: Lyle Mann, Bob Irish, Marie Dryer, Rick Watling, Lori Ketron and Dan Ciernia.

Director Halliday presented Rick Watling with a 40-year pin for his 40 years of service.

Executive Director Mann updated the Board on the current budget and projections for next year's budget.

C. Legislative Update

Executive Director Mann discussed Senate Bill 1288 (religion: free exercise: professionals; appointments) that was recently vetoed by the governor. He stated this bill will be addressed again during the next legislative session. He also discussed House Bill 2613 that was recently passed and the impact this bill will have on the Board.

D. Final Action Cases:Case #1 – Darrin L. Harper - Cottonwood Police Department

The Board considered comments from Assistant A.G. Diana Stabler and Mike Storie, attorney representing Mr. Harper. Chief Deputy Sheridan made a motion to adopt the Consent Agreement, Decision and Order and close this case without further discipline, seconded by Chief Huntsman, motion carried unanimously.

Case #2 – George W. Klingberg – Pinal County Sheriff's Office

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

Case #3 – Ronald A. Raney – Prescott Valley Police Department

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

Case #4 – David Adams Jr. – San Carlos Tribal Police Department

The Board considered comments from Compliance Manager Bob Irish and Mr. Adams. Chief Deputy Sheridan made a motion to delay peace officer eligibility for three years from today's date, seconded by Sheriff Armer, motion failed. Chief Huntsman made a motion to adopt the Findings of Fact and Conclusions of Law and deny peace officer certification, seconded by Detective Dobbertin, motion carried with 3 nay votes.

Case #5 – Steven R. Celsy – Surprise Police Department

The Board considered comments from Compliance Manager Bob Irish. Sheriff Armer made a motion to adopt the Findings of Fact and Conclusions of Law and revoke peace officer certification, seconded by Chief Deputy Sheridan, motion carried unanimously.

Case #6 – Roy M. Kingsbury – Kingman Police Department

The Board considered comments from Compliance Manager Bob Irish. Chief Kotsur made a motion to adopt the Findings of Fact and Conclusions of Law and suspend peace officer certification for one year beginning April 20, 2011, and ending April 20, 2012, seconded by Mr. Richard, motion carried unanimously.

Case #7 – Douglas F. McCumber Jr. – Salt River Police Department

The Board considered comments from Compliance Manager Bob Irish. Mr. Richard made a motion to adopt the Findings of Fact and Conclusions of Law and revoke peace officer certification, seconded by Director Halliday, motion carried unanimously.

Case #8 – John M. Urban – Phoenix Police Department

Mr. Richard recused himself from this case. The Board considered comments from Assistant A.G. Nancy Beck and Kathryn Baillie, attorney representing Mr. Urban. Chief Deputy Sheridan made a motion to adopt the Administrative Law Judge's Findings of Fact and Conclusions of Law and revoke peace officer certification, seconded by Director Halliday, motion carried unanimously.

Case #9 – Mariano A. Garibay – Nogales Police Department

Sgt. Thompson recused himself from this case. The Board considered comments from Compliance Manager Bob Irish. Mr. Richard made a motion for mandatory revocation of peace officer certification, seconded by Chief Kotsur, motion carried unanimously.

Case #10 – James M. Wren – Phoenix Police Department

Mr. Richard recused himself from this case. The Board considered comments from Compliance Manager Bob Irish. Director Halliday made a motion for mandatory revocation of peace officer certification, seconded by Detective Dobbertin, motion carried unanimously.

Case #11 - Richard K. Shaw – Globe Police Department

Sheriff Armer recused himself from this case. The Board considered comments from Assistant A.G. Diana Stabler. Chief Kotsur made a motion to amend the Consent Agreement, Decision and Order and suspend peace officer certification for one year beginning on April 20, 2011 and ending on April 20, 2012, seconded by Mr. Richard, motion carried unanimously. Director Halliday made a motion to adopt the amended Consent Agreement, Decision and Order, seconded by Detective Dobbertin, motion carried unanimously.

E. New Charging Cases:Case #1 – Ernest G. Amparan - Phoenix Police Department

The Board considered comments from Compliance Specialist Steve Jacobs. Chief Deputy Sheridan made a motion to close this case with **No Action**, seconded by Detective Dobbertin, motion carried unanimously.

Case #2 – Michael D. Dorsett – AZ Department of Public Safety

Director Halliday recused himself from this case. The Board considered comments from Compliance Specialist Ted Brandon. Sheriff Armer made a motion to **Initiate Proceedings**, seconded by Chief Kotsur, motion carried unanimously.

Case #3 – Joseph M. Geremia III – Scottsdale Police Department

The Board considered comments from Compliance Specialist Ted Brandon. Chief Deputy Sheridan made a motion to **Initiate Proceedings**, seconded by Chief Huntsman, motion carried unanimously.

Case #4 – Martin J. Granville - Glendale Police Department

Chairman Duarte recused himself from this case. Chief Deputy Sheridan was acting chair for this case. The Board considered comments from Assistant A.G. Diana Stabler. Chief Huntsman made a motion to adopt the Consent Agreement, Decision and Order for voluntary relinquishment of peace officer certification, seconded by Chief Kotsur, motion carried unanimously.

Case #5 – Branton L. Grissum - Parker Police Department

The Board considered comments from Compliance Specialist Gary Maschner. Mr. Richard made a motion to **Research Further**, seconded by Chief Deputy Sheridan, motion carried unanimously.

Case #6 – Kevin J. Haring – Maricopa County Sheriff's Office

Chief Deputy Sheridan recused himself from this case. The Board considered comments from Compliance Specialist Gary Maschner. Chief Huntsman made a motion to **Initiate Proceedings**, seconded by Detective Dobbertin, motion carried unanimously.

Case #7 – Warren L. Tittlemier - Phoenix Police Department

The Board considered comments from Compliance Specialist Steve Jacobs. Director Halliday made a motion to **Initiate Proceedings**; motion dies for lack of a second. Sheriff Armer made a motion to close this case with **No Action with Agency Discretion**, seconded by Chief Deputy Sheridan, motion carried unanimously.

Case #8 – Jared J. Zygowicz – Chandler Police Department

The Board considered comments from Compliance Specialist Steve Jacobs. Mr. Richard made a motion to **Initiate Proceedings**, seconded by Detective Dobbertin, motion carried unanimously.

F. Adjourn

Chairman Duarte adjourned the meeting at 11:52 a.m.