

POST COUNCIL MEETING

January 13, 2021 at 10:00 a.m.

Remote Electronic Meeting

Anchor location: Public Safety Education & Training Center*
410 West 9800 South - Room 125

Agenda

- ❖ Welcome: Chairman Wade Carpenter
00:00 – 03:31
- ❖ Approval of September 9, 2020 Minutes: Chairman Wade Carpenter
03:31 – 04:05
- ❖ Quarterly Reports: Lt. Jaclyn Moore & Lt. Alex Garcia
04:05 – 09:12
- ❖ 2020-2021 Quarter Three Curriculum Update: 18:48 – 23:25
 - Special Functions Officer/Law Enforcement Officer: Lt. Alex Garcia
- ❖ Physical Fitness Exam Requirements: Lt. Alex Garcia
09:12 – 16:08
- ❖ Pleasantries: Director Scott Stephenson
16:08 – 18:35
- ❖ Disciplinary Cases: Attorney Renee Spooner 23:25 – 23:44
 - Albert Bell 23:44 – 44:07
 - David Brinkerhoff 44:07 – 46:50
 - Jose Cabero 46:58 – 53:14
 - Jason Calder 53:17 – 1:02:00
 - Kent Cameron 1:02:04 – 1:04:52
 - Caleb Cooney 1:04:57 – 1:14:25
 - Cody Densley 1:14:29 – 1:19:23
 - Matthew Golding 1:19:26 – 1:23:25
 - Nova Jean Gramlich 1:23:34 – 1:28:28

- Brandon Heffron 1:28:35 – 1:31:57
- Jace Hutchings 1:32:01 – 1:34:48
- Brooke Lewis 1:34:52 – 1:40:48
- Scott List 1:40:58 – 1:50:35
- Rebecca Marshall 1:50:38 – 2:06:56
- Stephen Metcalf 2:06:59 – 2:10:58
- Kevin Morris 2:11:00 – 2:14:42
- Michael Petersen 2:15:05 – 2:17:38
- Kirk Powell 2:17:42 – 2:24:12
- Kelly Preece 2:24:13 – 2:33:22
- Zachery Richmond 2:33:30 – 2:41:15
- Sierra Silva 2:41:18 – 2:46:25
- Henry Stutman 2:46:30 – 3:07:22
- Tracy Flint Williams 3:07:27 – 3:10:50
- Troy Cook 3:10:58 – 3:13:18

❖ **Guideline Discussion: Director Scott Stephenson**

3:13:20 – 3:40:23

❖ **Schedule Next Meeting: 03/16/21 @ 10:00am POST HQ, Sandy, Utah**

3:40:23 – 3:42:45

❖ **Adjourn: 3:42:45 – 3:42:48**

* NOTICE OF SPECIAL MEETING CIRCUMSTANCES DUE TO COVID-19 PANDEMIC: In keeping with recommendations of Federal, State, and Local authorities to limit public gatherings in order to control the continuing spread of COVID-19, and in accordance with the Utah Open and Public Meetings Act, specifically Utah Code § 52-4-207(4), the Peace Officer Standards and Training Council will make the following adjustments to our normal meeting procedures.

- All members of the POST Council, POST staff and those on the agenda and their counsel will have the option to attend in person or participate electronically via phone or video conference.

- All other observers may listen to the live streamed event here: utahpost.adobeconnect.com/pc

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Attendance Roster

The following POST Council members were in attendance:

Chief Wade Carpenter, Chairman, Park City Police Department (In-Person)
Colonel Mike Rapich, Superintendent, Utah Highway Patrol (In-Person)
Spencer Austin, Representing Utah Attorney General (In-Person)
Matthew Checketts, PhD. At Large (In-Person)
John Crowley, UPOA Representative (In-Person)
Chief Allen Swanson, Layton City Police Department (Remote)
Sheriff Cory Pulsipher, Washington County Sheriff's Office (Remote)
Chief Chad Soffe, Utah Chiefs of Police Association (Remote)
Sheriff Nathan Curtis, Sevier County Sheriff's Office (Remote)
Victoria McFarland, JD. At Large (In-Person)
Frank Budd, PhD. At Large (Remote)
Bruce Bayley, PhD. Weber State University (Remote)
Jeanetta Williams, At Large (Remote)
Mayor Troy Walker, Incumbent Mayor representative (Remote)
Executive Director Proxy Glenn Ercanbrack, Utah Department of Corrections (In-Person)

The following POST Council members were excused:

Sheriff Cameron Noel, Utah Sheriffs Association

POST staff present:

Scott Stephenson, Director (Remote)
Renee Spooner, JD. DPS Legal Counsel representing POST, Asst. Attorney General (In-Person)
Richard Jorgensen, JD. DPS Legal Counsel representing POST, Asst. Attorney General (In-Person)
Marcus Yockey, JD. Curriculum Research Developer (In-Person)
Julie Gomez, Administrative Secretary (In-Person)
Jaclyn Moore, Investigations Bureau Chief (In-Person)
Alex Garcia, Basic Training Bureau Chief (In-Person)
Dusty Hamlin, Investigations (In-Person)
Dave Barnett, Investigations (In-Person)
James Timpson, Investigations (In-Person)
Austin O'Bray, Investigations (In-Person)
Chris Fielding, POST Media (In-Person)
Camille Zabriskie, Basic Training/Investigations Technician (In-Person)
John Jacobs, POST Media (Remote)

Others present:

Jeff Adams (In-Person)
Jeremy Barnes (In-Person)
Jason Calder (Remote)
Dennis Bailey (Remote)
Caleb Cooney (Remote)
JC Jensen (In-Person)
Nathan Evershed (In-Person)
Lindsay Jarvis (In-Person)
Zachery Richmond (Remote)
Jose Cabero (Remote)
Scott List (In-Person)
Michelle List (In-Person)
Rebecca Marshall (In-Person)
Henry Stutman (In-Person)
Albert Bell (Remote)
Brooke Lewis (In-Person)
Kirk Powell (In-Person)
Zachery Richmond (Remote)

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CLOSED MEETING AFFIDAVIT

STATE OF UTAH)

) ss.

COUNTY OF SALT LAKE)

I, WADE CARPENTER, state the following to be true to the best of my knowledge:

1. I am currently the presiding officer of the UTAH POST Council, a public body of the State of Utah.

2. On the 13 day of January, 2021, the above referenced public body voted, by a vote of two-thirds of the members present, to close the meeting of said public body pursuant to Utah Code Ann. § 52-45-204 through 206.

3. I hereby certify that the sole purpose for closing the meeting was to discuss:
 The character, professional competence, or physical or mental health of an individual; or
 The deployment of security personnel, devices or systems.

4. I declare, under penalty of perjury, that the above statements are true and correct to the best of my knowledge.

EXECUTED this 13 day of January, 2021, in Sandy City, Salt Lake County County, State of Utah.

Wade Carpenter

January 2021 POST Council Case Summaries

Albert Bell

Albert Bell knowingly accessed records controlled and maintained by the Bureau of Criminal Identification (BCI) for the personal reason of ensuring females he was dating were not on parole. Bell accessed the women's records from his work computer through his Utah Criminal Justice Information System (UCJIS) account for no official law enforcement purpose. Bell was current on all department BCI training.

Bell was investigated by his agency which sustained the multiple BCI violations. Bell was investigated criminally by a local agency, which screened charges with the local courts. Bell was charged with six (6) counts of BCI violation. Bell pled guilty to two (2) counts of BCI violation, class B misdemeanor, to be held in abeyance. The other four (4) counts were dismissed without prejudice.

Bell participated in a *Garrity* interview with POST. During the interview, Bell confirmed he had accessed the information of women he was dating from his work computer. Bell said his reason for accessing their records was to verify they were not on parole and that he never disseminated the information. Bells' BCI dissemination log showed he accessed two women's information on six (6) different occasions.

David Brinkerhoff

David Brinkerhoff was investigated by his agency for engaging in sexual conduct while on-duty. Brinkerhoff admitted to his department investigators that he would watch pornography while on-duty and in his patrol vehicle. Brinkerhoff admitted to exposing his penis and masturbating, but only to stay awake. Brinkerhoff admitted he would masturbate while he was driving his patrol vehicle. No criminal charges were screened, and Brinkerhoff resigned. Brinkerhoff did not participate in the POST investigation.

Jose Cabero

Officer Jose Cabero's wife was approached and contacted by a male whom she had a stalking injunction against. While she was reporting the incident on the phone to her local police agency, Cabero accessed his wife's UCJIS information to obtain a copy of a stalking injunction he then mailed through his department email account to the investigating officer.

Cabero participated in an agency and POST *Garrity* interviews. Cabero confirmed the above information in both interviews. Cabero's agency sustained a BCI violation. Cabero received a letter of reprimand and training.

No criminal investigation was conducted.

Jason Calder

Jason Calder was criminally investigated by a local agency for retail theft. Calder took items from the store without paying for them. Calder was cited on three counts of retail theft as class B misdemeanors. A jury trial is scheduled after the POST council.

Calder's agency conducted an internal investigation and sustained the three counts of retail theft. Calder resigned his employment prior to any agency-imposed discipline.

During a POST *Garrity* interview Calder admitted that he took the items without paying for them, but claimed it was not intentional. Calder was cautioned multiple times about a *Garrity* violation when he claimed not scanning the items was unintentional. The surveillance videos show him clearly covering, hiding, or positioning the barcode so that the item could not be scanned, while scanning other similar items correctly. Calder responded by acknowledging he took items without paying for them, but maintained the improper scanning was unintentional.

Kent Cameron

On September 19, 2020, Kent Cameron was investigated by his agency for accessing a Bureau of Criminal Identification (BCI) record of a female he met through a dating website. His agency sustained the allegation of a BCI violation due to the lack of a legitimate law enforcement need. Cameron retired prior to his agency taking any action.

On September 27, 2020, Cameron was investigated criminally by a local agency that determined Cameron did not have a legitimate law enforcement need when he accessed the female's BCI information. The local agency screened the charge with the county district attorney's office who did not file the charge.

Cameron did not interview with POST.

Caleb Cooney

Caleb Cooney was investigated for an animal at large. Two of Cooney's dogs, while at large, caused injuries to other animals. Cooney's dogs escaped his fenced backyard, and while at large, they entered the backyard of a farmer and attacked a herd of goats. One of the goats was pregnant with three kids and later died due to injuries from the attack.

Weeks later, Cooney was identified as the owner of the dogs and cited under two city codes corresponding to the Utah State Code allowing a vicious animal to go at large. After learning of the incident, Cooney contacted the owner of the goats and made arrangements to pay the owner \$1000.00 for the goat and her unborn kids. Cooney entered into a diversion with the courts, which ended on July 6, 2020, and resulted in the charges being dismissed with prejudice.

On August 5, 2020, Cooney participated in a *Garrity* interview at POST. Cooney confirmed the details of the incident and that he had contacted the owner of the goats after learning about the incident and paid the owner for the loss of the goats. Cooney also described how he had replaced and modified the fence in his backyard so that the dogs could not escape again.

Cody Densley

On Tuesday, December 5, 2018, Cody Densley, a school resource officer assigned to work at a local junior high school by his agency, stole a new Chromebook from a secured breakroom at the

Jr. high school. On Monday, December 10, 2018, during a *Garrity* interview with his agency Densley stated he did not steal the Chromebook but set it aside for a student. He told his agency it was in his office at the school on a back-corner desk. Densley also told his agency he had asked the vice principal about issuing a Chromebook to a student. After the interview, his agency went to the school to confirm Densley's story. Densley was taken home and shortly thereafter, called his agency from his house to report the Chromebook was at his house. The vice principal told his agency she never had a conversation with Densley about issuing a student a Chromebook.

Densley was criminally investigated by a local agency. Charges were filed and Densley entered a guilty plea to be held in abeyance to wrongful appropriation.

During a *Garrity* interview with POST, Densley admitted he had lied in his *Garrity* interview with his agency when he said he had not stolen the Chromebook. Densley admitted he had stolen the Chromebook. Densley added he was going to issue the Chromebook to a student for the school year. Densley said he tried to do so on Friday December 7, 2018, and that a teacher from the junior high was present. POST spoke with the teacher and the student. The teacher denied ever being present while Densley spoke with a student about getting her a Chromebook. The student denied ever being present with another teacher when Densley spoke about getting her a Chromebook but did state Densley had spoken with her about letting her use a Chromebook that belonged to him.

Matthew Golding

Matthew Golding was investigated and cited by a local police agency for retail theft. On five different occasions Golding went to a self-check-out station in a local retail establishment and purchased items by scanning a cheaper barcode that he carried in his wallet.

During the last theft, Golding was stopped by a loss prevention employee as he was leaving the store. Golding panicked and ran away, dropping a prescription he had just filled at the pharmacy. The local police department was contacted and Golding was identified as the suspect. Golding was charged with five counts of retail theft in district court. Golding entered a guilty plea to be held in abeyance to two counts of retail theft. The other three counts were dismissed.

During a department *Garrity* interview, Golding admitted to committing the theft five times. Golding said his intent was to purchase the items for a cheaper price than that which they were listed for. Golding said he had changed his medication for PTSD and it began to "mess" with his head. Golding said he was making poor choices and bad decisions. Golding's department sustained policy violations and Golding resigned from his employment. Golding did not participate in an interview with POST.

Nova Jean Gramlich

On February 2, 2020, an unemployed POST certified special functions and corrections officer, Nova Jean Gramlich, was arrested for driving under the influence of alcohol. Gramlich admitted there were two loaded handguns in the center console of the vehicle during her arrest, which were located by the deputy. Gramlich later pleaded guilty to impaired driving. During the POST investigation it was discovered that Gramlich omitted a juvenile alcohol offense in her POST

application. She was required to pay a fine for this offense. Gramlich attended the Ethics 1050 class in which she did not disclose this information in an addendum. Attempts were made to contact Gramlich, but she did not respond. A POST Garrity interview was not conducted.

Brandon Heffron

Brandon Heffron was investigated by a local police agency for domestic violence assault and domestic violence in the presence of a child. The investigation disclosed that on September 28, 2019, Heffron's wife claimed he pushed her into a door, and strangled her. Investigators could see red marks on Heffron's wife's neck and ear, but no bruises. Heffron's five (5) year old and four (4) year old children were home at the time of the incident. Heffron admitted to the local police that he pushed his wife during the argument, but would not give a definitive answer on strangling his wife.

Charges were screened on Heffron for domestic violence assault and domestic violence in the presence of a child. Heffron pled guilty to disorderly conduct and the charge of domestic violence in the presence of a child was dismissed as part of a plea deal.

Heffron did not participate in the POST investigation. Heffron also had a previous POST investigation in 2018.

Jace Hutchings

Jace Hutchings was cited by the Nevada Department of Wildlife (NDW) for collecting antler sheds during a closed season. Hutchings paid a \$250 fine for the offense.

During a POST *Garrity* interview, Hutchings admitted to gathering antler sheds in Nevada during a closed season. Hutchings stated he was unaware the law had changed from the previous year.

Hutchings' agency did not conduct an internal investigation and took no action. Hutchings retained his employment.

Brooke Lewis

Brooke Lewis was investigated by a local police agency for driving under the influence of alcohol (DUI). The investigation disclosed that Lewis was stopped at a traffic light and when the traffic light turned green, she did not immediately enter the intersection. Lewis was stopped by local police who could smell the odor of an alcoholic beverage coming from Lewis. Lewis admitted to drinking alcohol that night and performed the Standardized Field Sobriety Tests. Lewis did not disclose any medical issues that would prevent her from performing the SFTS's. The local officer observed four (4) clues during the HGN test, two (2) clues during the walk and turn test, and one (1) clue during the one legged standing test. Lewis gave a breath sample in the preliminary breath test that showed positive for alcohol. Lewis was arrested and provided a breath sample on the intoxilyzer machine. Lewis' breath sample showed a breath alcohol content of .06.

Lewis accepted a plea deal and pleaded guilty to the charge of impaired driving as provided by Utah Code Ann. § 41-6a-502.5, a class B misdemeanor.

During *Garrity* interviews with her agency and POST, Lewis admitted to drinking two (2) beers. Lewis said she was talking on the phone to her mother and did not realize the light had turned green.

Scott List

Scott List was investigated by a local police agency for reckless endangerment. List was target shooting on his family's property in a rural area when he was told by local police that rounds from his AR-15 struck two (2) houses and one (1) vehicle. List learned the houses and a vehicle that his rounds struck were .69 miles and .75 miles away from where he was shooting.

List was charged with reckless endangerment by the County Attorney. List entered a guilty plea to be held in abeyance to the amended charge of discharge of a firearm, a class B misdemeanor.

During *Garrity* interviews with POST and his agency, List admitted that rounds from his AR-15 struck two (2) houses and one (1) vehicle. List said he had no intentions to cause damage to anyone's property and believed he was shooting in a safe area because he could not see anything but trees, bushes, and land. List paid restitution for the damage.

Rebecca Marshall

Rebecca Marshall was investigated by a local agency for child abuse. The investigation disclosed Marshall threw a fork at her sixteen (16) year old son's head that struck the left side of his face. One of the prongs made a small puncture wound that bled and another prong caused a red mark just below the wound.

During *Garrity* interviews with her agency and POST, Marshall confirmed she threw the fork that injured her son. Marshall said her son told her to "shut up," which she said was a "trigger." Marshall said he was being disrespectful and as a parent she had to let him know his actions were not acceptable. Marshall said her son was sitting too far away to reach out and grab, so she threw a fork she had in her hand at his head. Marshall said her son was looking away at the time she threw the fork and she did not intend for him to get hurt; she just wanted to get his attention and let him know his behavior was not acceptable.

On February 27, 2020, Marshall entered a guilty plea to be held in abeyance to the amended charge of disorderly conduct as a class C misdemeanor. Marshall's agency sustained a policy violation and suspended her for 40 hours without pay.

Stephen Metcalf

Stephen Metcalf was investigated by his agency and a local police agency for assault, domestic violence in the presence of a child, and protective order violation. On August 28, 2018, Metcalf and his wife were having an argument about their children in front of the trailer that Metcalf was staying in. The children were inside of the trailer. During the argument Metcalf used his hip to push his wife into a fence causing her to sustain a back injury. Metcalf's nine (9) and six (6) year old children were in the trailer at the time of the incident. Metcalf was served a protective order on October 24, 2018. On April 22, 2019, Metcalf began sending text messages and emails to his wife that were in violation of his protective order.

Metcalf was found guilty of domestic violence assault, domestic violence in the presence of a child, and violation of a protective order.

During a *Garrity* interview with his agency, Metcalf said he was trying to get inside his trailer when he accidentally bumped his wife with his hip. Metcalf said the children were not in the trailer at the time of the incident. Metcalf said he believed that his wife told the children what happened and the children believed her. Metcalf was terminated before SCPD was notified of the protective order violation charges.

Metcalf did not participate in the POST investigation.

Kevin Morris

Kevin Morris was investigated for driving under the influence of drugs (DUI). Witnesses called 911 after Morris almost hit their vehicle as they were leaving a local Maverick. Witnesses followed Morris to his home as they recounted what was happening to a 911 operator. Officers responded to Morris' house and were told by Morris he had taken Ambien earlier that morning. Standard field sobriety tests

(SFST's) were conducted, during which Morris showed multiple signs of impairment. Morris was taken into custody and while he was being placed in the back of the patrol car kicked one of the arresting officers. Morris was transported to the office and a blood sample was obtained, which later tested positive for Flexeril, Diphenhydramine (a CNS depressant), Trazodone (a sedative), and Ambien. Morris was booked into jail. Morris was investigated by his agency, which sustained the violations of DUI and assault on a peace officer. Morris was reassigned to a civilian position. Morris participated in a *Garrity* interview with POST. Morris told POST he had returned home from a graveyard shift and had taken Ambien. Morris was unable to recall events after taking the Ambien and sitting down to read a book.

Michael Petersen

On or about July 5, 2019, Michael Petersen was in physical control of a vehicle and had a breath alcohol concentrate of 0.23. Police were notified by Petersen when he called 911 and reported he was too drunk to drive and the location where he had parked his car. Petersen was located inside his vehicle with open bottles of Bud Light.

On September 15, 2019, Petersen entered a plea of guilty to DUI, a class B misdemeanor. On July 9, 2020, Petersen participated in a POST *Garrity* interview. Petersen admitted to driving while intoxicated and calling police.

Petersen has a prior POST case from 2014 for being in physical control of a vehicle while intoxicated and received a six (6) month suspension.

Kirk Powell

Kirk Powell accessed the protected records of a dispatcher he thought his son might know. Powell sent a text to his son containing the name of the dispatcher but did not disseminate any information obtained from the BCI search.

Powell was investigated internally by his agency who concluded he had violated BCI law.

Powell was investigated criminally by an outside agency. A charge of BCI violation was filed. Powell entered into a diversion agreement.

On October 7, 2020, Powell participated in a *Garrity* interview. Powell admitted that he accessed the dispatcher's BCI information, but stated he did not disseminate any information. POST confirmed Powell did not disseminate any information.

Kelly Preece

Kelly Preece was investigated by his department and a local police agency for theft and falsification of a government record. Between the dates of July 3, 2017, and September 5, 2018, Preece submitted at least eleven (11) timesheets that were not accurate. Preece was paid approximately \$2800 by his agency for days that he did not work. There were no criminal charges filed and Preece retained his employment.

During *Garrity* interviews with POST and his department Preece said he did not have a cell phone that was capable of sending the messages to his supervisor and co-worker so he would use his wife's cell phone to send the messages. Preece completed his timesheet every two weeks by contacting his wife and asking her to check to see what messages he had sent if his wife could not find a text message he would not document the time off.

Preece admitted that he was notified by his supervisor on multiple occasions that he needed to fix his timesheet due to him documenting that he worked a day when his supervisor had received a message stating he was taking the day off. Preece said he did not feel the timesheet mistakes were a problem. Preece said by submitting a false timesheet it was lying. Preece said for him to fail to do adequate accounting of his timesheets was incompetence on his part. Preece also said he was "grossly negligent" which is another good term for his inaccurate timesheets. Preece said, "we've already proven the eleven (11) timecards are wrong because I messed up and put the wrong time." Preece said still to this day if he is told his timesheet is incorrect, he does not see it as an issue. Preece offered to pay back the money he was paid or to give back the hours he claimed he worked. UDC did not require Preece to pay back the money or give back the hours.

Zachery Richmond

Zach Richmond visited an exotic dance club in Salt Lake City with a group of friends. Throughout the evening, Richmond consumed alcoholic beverages and eventually became intoxicated. At one point in the evening, the establishment's security thought they observed Richmond touch one of the dancers and spoke with him about it. Richmond denied making physical contact with the dancer and he was permitted to stay. After a few minutes, the security staff asked him to leave. While leaving, Richmond was belligerent and made inflammatory remarks toward the security staff while they asked him more than once to leave the premises. Richmond continued to escalate the situation after being asked to leave and threatened to use his police authority to have specialized units come to the establishment. At one point, Richmond initiated physical contact by pushing a member of the security staff. A physical altercation ensued.

Richmond was able to use his phone and dialed "911." When the dispatcher answered the call, Richmond reported, "Officer Down" multiple times. Police responded and Richmond was permitted to leave the scene. No criminal charges were pursued in the incident. Richmond resigned from his agency.

During a *Garrity* interview with POST, Richmond admitted he was intoxicated the night of the incident and said things he should not have said to the security staff. Richmond said he called 911 to report he had been assaulted and believed his life was in danger. Richmond said he did not recall saying, "Officer Down."

Sierra Silva

Sierra Silva was investigated by a police agency from another state for assault in the second degree which is the equivalent to the Utah Code Ann. of assault against a health care provider and emergency medical service worker. Silva was walking down the middle of the road and having what appeared to be a mental health episode when she was

located by police. Silva was taken to the hospital. Silva was involuntarily admitted for a mental health evaluation. Silva entered a restroom and refused to leave. The hospital staff was attempting to get Silva out of the restroom when she assaulted five (5) members of the hospital staff by kicking, scratching, and hitting the employees. Silva was arrested and charged for five (5) counts of assault.

The case was screened with the district attorney and charges were filed on Silva. On October 14, 2020, charges were dismissed without prejudice against Silva.

Silva did not participate in the POST investigation.

Henry Stutman

Henry Stutman was criminally investigated for the allegation of aggravated assault. During a pre-employment background investigation, a local agency spoke with Stutman's wife who alleged Stutman pointed a gun at her on two occasions. Text messages that Stutman had recently sent to his wife were provided to the investigating agency.

One text message from Stutman to his wife said, "I did everything you ever wanted and sure I pointed guns at you manipulated you into sex sure I did those things. But I still loved you and treated you like a queen and the fact that I don't have a chance to make things right is defeating me. I want to be charged with rape brandishing a weapon at you. I omitted it."

A second text message from Stutman to his wife, during the same thread, said, "I am guilty of everything that has me accused please share this statement. I am so outy five thousy the criminal charges are non-material when it comes to losing a eternal partner it's a freaken joke so bring em on."

A third text message from Stutman to his wife, during the same thread, said, "Well I am trying to lose control by giving you proof for 25 plus so do what you want with the control but for me it's about losing you. I give up all control I won't text you anymore just know I love you and will die for you if needs be. I manipulated you pointed guns at you and was the worst at times. I am freeeeeeeeeeee."

Stutman was interviewed and denied pointing a gun at his wife on two occasions. Stutman admitted he pointed a gun at his wife one time when she held a gun to her own head. Stutman said he wanted her to drop the weapon. Criminal charges of aggravated assault were screened with the county attorney but were declined.

During a POST *Garrity* interview Stutman claimed he only pointed a gun at his wife one time when she held a gun to her head. Stutman said if his wife pointed her gun at him then he would shoot and kill her. Stutman claimed he manipulated his wife into having sex with him by being "nice to her."

During an interview with the wife, she said Stutman did not have a gun in his hand during the incident when she held a gun to her head. The wife said Stutman pointed guns at her on different occasions. The wife also said Stutman had raped her. During the rape incident the wife said she originally agreed to have sex with Stutman before they were married but when she later said she could not do it he pushed her down on the ground. The wife said Stutman told her if she did not have sex with him, he would throw her out on the street naked. The wife said Stutman used violence to get her to comply and have sex.

Tracy Flint Williams

Tracy Flint Williams was investigated by his agency for accessing protected information by using his department issued computer to conduct a vehicle inquiry on his personal vehicle that he owns with his wife. Williams used his wife's name to conduct the vehicle inquiry to see if license plates had been issued for their vehicle. Williams received a letter of counsel from his department. No criminal investigation was conducted against Williams.

During a *Garrity* interview with POST, Williams said he had purchased a vehicle from a dealership and was getting ready to go on a trip when he noticed the temporary tag had expired. Williams said he used his department issued computer and accessed protected records by using his wife's name to conduct a vehicle inquiry to see if the vehicle had any listed license plates. Williams said he took BCI training through his department in the last year or two. Williams said he did not disseminate the information to anyone.

Troy Cook

Troy Cook participated in a fitness for duty examination with a licensed psychologist after his co-workers expressed concerns over Cook's ability to perform his duties as a patrol officer. Cook's co-workers expressed concerns about Cook responding to certain calls he was dispatched to. Cook's supervisor requested Cook meet with a licensed psychologist, who determined Cook was not fit for duty.

During a *Garrity* interview with POST, Cook admitted that he was worried that he might hesitate which could cause another officer to get hurt. Cook said certain calls that he is dispatched to cause him stress. Cook believed he could continue a career in law enforcement, but not as a patrol officer.