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## POST Board Meeting Agenda

*Friday, June 07, 2024*

### Peace Officer Standards and Training (POST) Board Meeting

10 a.m. – 12 p.m.

State Services Building

1525 Sherman St, Denver, CO 80203

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| <p><b>Board Members</b><br/><b>Philip J. Weiser</b><br/>Attorney General<br/><i>Chair</i></p> <p><b>Chief George Dingfelder</b><br/><i>City of Alamosa</i><br/><i>Vice Chair</i></p> <p><b>Donald Addy</b><br/><i>Public Member</i></p> <p><b>Ashley Beck</b><br/><i>Public Member</i></p> <p><b>Chief Gregory Daly</b><br/><i>Town of Avon</i></p> <p><b>Commissioner Laura Daniels</b><br/><i>County of Gunnison</i></p> <p><b>Deputy Marshal Rachel Defrancesco</b><br/><i>Town of Ridgway</i></p> <p><b>Sharletta Evans</b><br/><i>Public Member</i></p> <p><b>Chief Terrence Gordon</b><br/><i>City of Thornton</i></p> <p><b>Executive Director Stan Hilkey</b><br/><i>Department of Public Safety</i></p> <p><b>Sheriff KC Hume</b><br/><i>Moffat County</i></p> <p><b>Chief David Krouse</b><br/><i>City of Fruita</i></p> <p><b>Scott Levin</b><br/><i>Public Member</i></p> <p><b>Deputy Shannon Lofland</b><br/><i>Arapahoe County</i></p> <p><b>Sheriff David Lucero</b><br/><i>Pueblo County</i></p> <p><b>Sheriff David Martin</b><br/><i>Morgan County</i></p> <p><b>Sheriff Anthony Mazzola</b><br/><i>Rio Blanco County</i></p> <p><b>Sergeant Devon Myers</b><br/><i>City of Littleton</i></p> <p><b>Special Agent in Charge Mark Michalek</b><br/><i>Federal Bureau of Investigation</i></p> <p><b>Sheriff Shawn Mobley</b><br/><i>Otero County</i></p> <p><b>Sheriff Sean Smith</b><br/><i>La Plata County</i></p> <p><b>Chief Jeffrey Swoboda</b><br/><i>City of Fort Collins</i></p> <p><b>Chief Ron Thomas</b><br/><i>City of Denver</i></p> <p><b>POST Director</b><br/><b>Erik J. Bourgerie</b></p> | <ol style="list-style-type: none"><li>1. <b>Welcome</b> Attorney General Phil Weiser</li><li>2. <b>Pledge of Allegiance</b> Attorney General Phil Weiser</li><li>3. <b>Introduction of Board Members, SME Members, Staff and Guests</b></li><li>4. <b>Departing Board Member</b> Attorney General Phil Weiser<ul style="list-style-type: none"><li>• Sheriff Anthony Mazzola</li><li>• Sheriff Shawn Mobley</li><li>• Ms. Ashley Beck</li></ul></li><li>5. <b>New Board Members</b><ul style="list-style-type: none"><li>• Chief Ron Thomas, Denver Police Department</li><li>• Detective Sergeant Devon Meyers, Lakewood Police Department</li></ul></li><li>6. <b>Departing SMEs</b> Attorney General Phil Weiser<ul style="list-style-type: none"><li>• Marc Weber – Curriculum</li><li>• Jeff Bredehoeft – Firearms</li><li>• Craig Klukas – Arrest Control</li></ul></li><li>7. <b>New POST Employees</b> Director Erik Bourgerie<ul style="list-style-type: none"><li>• Compliance Manager Mary Vekasy</li><li>• Compliance Specialist Eric Sipes</li><li>• Compliance Specialist Lisa McCammon</li></ul></li></ol> |
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8. **Roll Call** Director Erik Bourgerie
9. **Approval of Work Session Minutes from March 14, 2024** Attorney General Phil Weiser  
*(See supplemental materials)*
10. **Approval of Board Meeting Minutes from March 15, 2024** Attorney General Phil Weiser  
*(See supplemental materials)*
11. **Subject Matter Expert Committee Reports**
  - a. Arrest Control Sergeant Ike Beers  
Chair
  - b. Curriculum Janet Larson  
Chair
  - c. Driving Commander Karl Smalley  
Chair
  - d. Firearms Undersheriff Paul Gregory  
Chair
    - Recommended changes to Handgun Qualification Course  
*(See supplemental materials)*
12. **Request for Appeal: Alonzo Deadwiler Revocation** Director Erik Bourgerie  
*(See supplemental materials)*
13. **Request for Appeal: Joseph Harris Rule 8 Variance** Deputy Director Ron Ryan  
*(See supplemental materials)*
14. **Request for Appeal: Clark Hutchinson Rule 8 Variance** Deputy Director Ron Ryan  
*(See supplemental materials)*
15. **Request for Appeal: Michael Quintana Rule 8 Variance** Deputy Director Ron Ryan  
*(See supplemental materials)*

16. **Request for Appeal: Matthew Sparks** Deputy Director Ron Ryan  
**Rule 8 Variance**  
(See supplemental materials)
17. **Request for Appeal: Christopher Whiteman** Deputy Director Ron Ryan  
**Rule 8 Variance**  
(See supplemental materials)
18. **Peace Officer Certification** Director Erik Bourgerie  
**Revocation & Disciplinary Actions**  
(See supplemental materials)

**POST Rule 9 - Revocation of Peace Officer Certification:** Pursuant to § 24-31-305(2)(a), C.R.S., a Colorado peace officer certification issued pursuant to subsection (1) or (1.3) of this section or 24-31-308 shall be suspended or revoked by the POST Board if the certificate holder has been convicted of a felony at any time, or has been convicted on or after July 1, 2001, of any misdemeanor described in subsection (1.5) of § 24-31-305, C.R.S. For purposes of this Rule 9, a deferred judgment and sentencing agreement, deferred prosecution agreement, or pretrial diversion agreement concerning a felony or any misdemeanor described in (1.5) of § 24-31-305, whether pending or successfully completed, also support the suspension or revocation of a Colorado peace officer certification. A Colorado peace officer certification may also be suspended or revoked if pursuant to § 24-31-305(2.5), C.R.S., a law enforcement agency has found, by clear and convincing evidence, that the certificate holder has knowingly made an untruthful statement concerning a material fact while testifying under oath, or during an internal affairs investigation or comparable administrative investigation; or knowingly omitted a material fact on an official criminal justice record, or has otherwise failed to meet the certification requirements established by the Board. A Colorado peace officer certification may also be surrendered pursuant to § 24-31-305.

Misdemeanor Convictions:

1. M23-14, Margarita Ortega, Certification PID CO-133506. On June 26, 2023, Respondent entered into a deferred prosecution agreement for one count of §18-3-204(1)(a) C.R.S. – Assault in the Third Degree – knowingly or recklessly causes injury, a misdemeanor, in Conejos County Court case number 2023M5. *The Respondent was employed as a Peace Officer at the time of the offense (Date of Offense: December 26, 2022, Manassa Police Department, Separation Date March 31, 2024).* The Respondent complied with POST Order to Show Cause No. M23-14 by appearing at a rescheduled Show Cause Hearing on January 8, 2024. POST Director Erik J. Bourgerie

recommends revocation of Margarita Ortega's Colorado Peace Officer Certification, PID CO-133506.

2. M24-01, Alonzo Deadwiler, Certification PID CO-9884-0300. On April 5, 2023, Respondent was sentenced after being found guilty at a jury trial to one count of §18-8-104(1)(a) C.R.S., Obstructing a Peace Officer, a misdemeanor, and one count of §18-6-401(1),(7)(b)(I) C.R.S. Child Abuse-knowingly/recklessly without injury, a misdemeanor- in Garfield County District Court case number 2020CR348. *The Respondent was not employed as a Peace Officer at the time of offense (Date of Offense: July 16, 2020).* The Responded complied with POST Order to Show Cause No. M24-01 by appearing at a Show Cause Hearing on April 3, 2024. POST Director Erik J. Bourgerie recommends revocation of Alonzo Deadwiler's Colorado Peace Officer Certification, PID CO-9884-0300.

*The certificate holders in the following matters did **not** appear at the show cause hearing or indicate any intent to oppose the revocation. Unless any member objects and asks to consider one or all of these matters separately, they will all be presented to this Board as a group.*

Felony Convictions:

1. F24-01, Randy Roedema, Certification PID CO-137534. On January 5, 2024, Respondent was sentenced after being found guilty at a jury trial to one count of §18-3-105 C.R.S. – Criminally Negligent Homicide, a felony, and one count of §18-3-204(1)(a) C.R.S., Assault in the Third Degree – knowingly/recklessly causes injury, a misdemeanor, in Adams County District Court case number 2021CR2782. *The Respondent was employed as a Peace Officer at the time of offense (Date of Offense: August 24, 2019, Aurora Police Department, Separation Date October 12, 2023).* The Responded did not comply with POST Order to Show Cause No. F24-01 by failing to appear at a Show Cause Hearing on April 2, 2024. POST Director Erik J. Bourgerie recommends revocation of Randy Roedema's Colorado Peace Officer Certification, PID CO-137534.
2. F24-02, Bruno Lopez, Certification PID CO-128281. On March 4, 2024, Respondent entered into a deferred sentence agreement for one count of §18-3-203(1)(i) C.R.S. – Assault in the Second Degree - Strangulation, a felony, in Jefferson County District Court case number 2023CR2853. *The Respondent was not employed as a Peace Officer at the time of offense (Date of Offense: November 19, 2023).* The Responded did not comply with POST Order to Show Cause No. F24-02 by failing to appear at a Show Cause Hearing on

April 29, 2024. POST Director Erik J. Bourgerie recommends revocation of Bruno Lopez' Colorado Peace Officer Certification, PID CO-128281.

Misdemeanor Convictions:

1. M24-04, Dan Danielson, Certification PID CO-123736. On January 30, 2024, Respondent plead guilty to one count of Denver Municipal Code 38-158(A)(a) – Solicit or Engage Another for Purpose of Prostitution and one count of 38-158(A)(6) – Perform, Offer, or Agree to Prostitution, both misdemeanors, in Denver General Session case number 23GS9801. *The Respondent was employed as a Peace Officer at the time of offense (Date of Offense: November 15, 2023, Seventeenth Judicial District, Separation Date November 15, 2023).* The Responded did not comply with POST Order to Show Cause No. M24-04 by failing to appear at a Show Cause Hearing on April 10, 2024. POST Director Erik J. Bourgerie recommends revocation of Dan Danielson's Colorado Peace Officer Certification, PID CO-123736.
2. M24-05, Michael Kippes, Certification PID CO-121689. On February 16, 2024, Respondent plead guilty to one count of §18-8-404 C.R.S. – First Degree Official Misconduct, a misdemeanor, in Adams County Court case number 2023M3504. *The Respondent was employed as a Peace Officer at the time of offense (Dates of Offense: December 10, 2019 thru August 2, 2023, Thornton Police Department, Separation Date August 11, 2023).* The Responded did not comply with POST Order to Show Cause No. M24-05 by failing to appear at a scheduled Show Cause Hearing on April 29, 2024. POST Director Erik J. Bourgerie recommends revocation of Michael Kippes' Colorado Peace Officer Certification, PID CO-121689.

**POST Suspension of Peace Officer Certification:** Pursuant to §24-31-904(2)(a)(I) C.R.S. a Colorado peace officer certification issued pursuant to subsection (1) or (1.3) of §24-31-305 C.R.S. or §24-31-308 C.R.S. shall be suspended by the POST Board if the certificate holder has been convicted of or pleads guilty or nolo contendere to a crime involving the unlawful use or threatened use of physical force or a crime involving the failure to intervene in the use of unlawful force and the incident did not result in serious bodily injury or death to another person. For purposes of this Rule 5, pursuant to §24-31-904(4) a deferred judgement, deferred prosecution agreement, or pretrial diversion agreement for a crime involving the use of physical force or a crime involving the failure to intervene in the unlawful use of force also support the suspension of a Colorado peace officer certification.

1. M23-05, Zachary Jones, Unlawful Use of Physical Force: Certification PID CO-0571-7156. On April 4, 2023, Respondent entered into a deferred sentence

agreement for one count of §18-3-204(1)(a) C.R.S., Assault in the Third Degree – Negligent with a Deadly Weapon, a misdemeanor, in Jefferson County Court case number 2021M6021. *The Respondent was employed as a peace officer at the time of offense (Date of Offense: August 26, 2021, Arvada Police Department, Separation Date February 14, 2023).* The Respondent complied with the POST Order to Show Cause No. M23-05 by appearing at a rescheduled Show Cause Hearing on August 23, 2023. The POST Director Erik J. Bourgerie recommends a five (5) year suspension of Zachary Jones' Colorado Peace Officer Certification, PID CO-0571-7156.

Untruthfulness:

1. U24-03, Jason Ragland, Certification PID CO-112119. On February 5, 2024, the Pikes Peak State College Police Department notified Colorado Peace Officer Standards & Training the Respondent knowingly made an untruthful statement concerning a material fact or omitted a material fact during an internal affairs investigation on May 25, 2021 (*Date of Separation: February 1, 2022*). The respondent did not request a Show Cause Hearing regarding this matter. POST Director Erik J. Bourgerie recommends revocation of Jason Ragland's Colorado Peace Officer Certification, PID CO-112119.
2. U24-05, Alyssa Aker, Certification PID CO-9876-5519. On February 22, 2024, the Adams County Sheriff's Office notified Colorado Peace Officer Standards & Training the Respondent knowingly made an untruthful statement concerning a material fact or omitted a material fact during an internal affairs investigation on November 10, 2022 (*Date of Separation: December 7, 2022*). The respondent did not request a Show Cause Hearing regarding this matter. POST Director Erik J. Bourgerie recommends revocation of Alyssa Aker's Colorado Peace Officer Certification, PID CO-9876-5519.
3. U24-06, Zachery Phillips, Certification PID CO-100204. On March 1, 2024, the Denver Police Department notified Colorado Peace Officer Standards & Training the Respondent knowingly made an untruthful statement concerning a material fact or omitted a material fact during an internal affairs investigation on March 18, 2023 (*Date of Separation: January 2, 2024*). The respondent did not request a Show Cause Hearing regarding this matter. POST Director Erik J. Bourgerie recommends revocation of Zachery Phillips' Colorado Peace Officer Certification, PID CO-100204.
4. U24-07, Theodore Maher, Certification PID CO-113294. On March 1, 2024, the Denver Police Department notified Colorado Peace Officer Standards & Training the Respondent knowingly made an untruthful statement concerning a material fact or omitted a material fact during an internal

affairs investigation on November 10, 2022 (*Date of Separation: December 6, 2023*). The respondent did not request a Show Cause Hearing regarding this matter. POST Director Erik J. Bourgerie recommends revocation of Theodore Maher's Colorado Peace Officer Certification, PID CO-113294.

5. U24-12, Stephen Gentzel, Certification PID CO-047-648. On March 22, 2024, the Gunnison Police Department notified Colorado Peace Officer Standards & Training the Respondent knowingly made an untruthful statement concerning a material fact or omitted a material fact during an administrative investigation and/or disciplinary process on February 24, 2024 (*Has not been separated*). The respondent did not request a Show Cause Hearing regarding this matter. POST Director Erik J. Bourgerie recommends revocation of Stephen Gentzel's Colorado Peace Officer Certification, PID CO-047-648.

#### Voluntary Relinquishments:

1. VR24-03, Henry Trujillo, Certification PID CO-114623. On August 29, 2023, the Las Animas County Sheriff's Office notified Colorado Peace Officer Standards and Training the Respondent used unlawful physical force on November 29, 2022, and had knowingly made an untruthful statement concerning a material fact or omitted a material fact on an official criminal justice record on November 29, 2022. Prior to a hearing in this matter, Colorado Peace Officer Standards and Training received a voluntary relinquishment of Henry Trujillo's Colorado Peace Officer Certificate on March 19, 2024.
2. VR24-04, Brandon Ramos, Certification PID CO-9030-1144. On January 23, 2024, Respondent plead guilty to one count of §18-3-204(1)(a) C.R.S., Assault in the Third Degree – knowingly/recklessly causes injury, a misdemeanor, in Denver County District Court case number 2023CR15000. Prior to a hearing in this matter, Colorado Peace Officer Standards and Training received a voluntary relinquishment of Brandon Ramos' Colorado Peace Officer Certificate on March 18, 2024.
3. VR24-05, Nathan Geerdes, Certification PID CO-134614. On April 1, 2024, Respondent entered into a deferred sentence agreement for one count of §18-3-404(1)(a) C.R.S. – Unlawful Sexual Contact, a misdemeanor, one count of §18-8-404 C.R.S. – 1<sup>st</sup> Degree Official Misconduct, a misdemeanor, and one count of §18-5-102(1)(e) C.R.S. – Forgery, a felony, in Jefferson County District Court case number 2022CR3347. Prior to a hearing in this matter, Colorado Peace Officer Standards and Training received a voluntary

relinquishment of Nathan Geerdes' Colorado Peace Officer Certificate on April 15, 2024.

4. VR24-06, Adam Glasby, Certification PID CO-7180-0518. On April 29, 2024, Respondent plead guilty to one count of §18-3-204(1)(a) C.R.S. Assault in the Third Degree – knowingly/recklessly causes injury, a misdemeanor, in Denver County District Court case number 2023CR4284. Prior to a hearing in this matter, Colorado Peace Officer Standards and Training received a voluntary relinquishment of Adam Glasby's Colorado Peace Officer Certificate on May 3, 2024.
5. VR24-07, Richard Reigenborn, Certification PID CO-126644. On May 2, 2024, Respondent entered into a deferred sentence agreement for one count of §18-5-102(1)(d) C.R.S. Forgery – Public Record Filed with a Public Office, a felony, and one count of §18-8-404 C.R.S. 1<sup>st</sup> Degree Official Misconduct, a misdemeanor, in Denver County District Court case number 2023CR5657. Prior to a hearing in this matter, Colorado Peace Officer Standards and Training received a voluntary relinquishment of Richard Reigenborn's Colorado Peace Officer Certificate on May 20, 2024.
6. VR24-08, Mario Garcia, Certification PID CO-5903-7594. On November 17, 2020, the Sheridan Police Department notified Colorado Peace Officer Standards and Training the Respondent knowingly made an untruthful statement concerning a material fact or omitted a material fact during an internal affairs investigation on October 9, 2020. Prior to a hearing in this matter, Colorado Peace Officer Standards and Training received a voluntary relinquishment of Mario Garcia's Colorado Peace Officer Certificate on May 30, 2024.
  
19. **Legislative Updates** Legal Initiatives Jeff Riester
20. **Revised Grant Guidelines** Grants Mgr. Kim Hernandez  
*(See supplemental materials)*
21. **Grant Awards** Grants Mgr. Kim Hernandez  
*(See supplemental materials)*
22. **Instructor Methodology Course** Director Erik Bourgerie
23. **Academy Redesign Update** Curriculum Developer Gwen Burke  
*(See supplemental materials)*
24. **Academy Subcommittee** Sheriff Anthony Mazzola



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| 25. | <b>Sunrise Review Subcommittee</b>  | Director Erik Bourgerie      |
| 26. | <b>Committee Vacancies</b> <ul style="list-style-type: none"><li>• Academy Subcommittee</li></ul>   | Director Erik Bourgerie      |
| 27. | <b>Appeal Hearing Findings</b> <ul style="list-style-type: none"><li>• Zachary Jones Suspension</li><li>• Spencer Davis Separation Status</li></ul> | Sheriff David Martin         |
| 28. | <b>IADLEST National Certification Program</b>   | Training Mgr. Bob Baker      |
| 29. | <b>Appeal Audit Findings</b>  | Deputy Director Ron Ryan     |
| 30. | <b>Comments From Others on POST Issues</b>  |                              |
| 31. | <b>Adjournment</b>  | Attorney General Phil Weiser |

### **Upcoming Meetings**

*POST Work Session:* Thursday, September 12 from 10 a.m. to 4 p.m.

*POST Board Meeting:* Friday, September 13 from 10 a.m. to 12 p.m.

To Be Determined

SME Meetings – 8:15 am