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STATE OF ALASKA

ALASKA POLICE STANDARDS COUNCIL

In the Matter of)
)
Darren A Aspelund,) APSC No. 2018-40
)
Respondent,)
_____)

FINDING OF DISQUALIFICATION

Pursuant to AS 18.65.220(6), 13 AAC 85.100, and 13 AAC 85.115 the Alaska Police Standards Council of the State of Alaska (Council), provides that the Executive Director may deny an application, or find a police officer job applicant or training applicant ineligible for police officer certification, if the applicant does not satisfy the requirements set by the council for certification. An applicant aggrieved by the decision of the Executive Director may petition for review of that decision by the council. The council's review of that decision is controlled by the Administrative Procedure Act.

On or about December 6, 2002, Darren A Aspelund, "Respondent," was arrested by Anchorage Police and charged with misdemeanor domestic violence assault and misdemeanor destruction of communications equipment. He was 24 years of age at the time of his arrest. State of Alaska Court records document that Respondent pleaded guilty to misdemeanor domestic violence assault on February 6, 2002 and the second offense was dismissed. Respondent successfully completed conditions for a suspended imposition of sentence (SIS), and on March 22, 2004 his conviction was set-aside by the court.

On December 4, 2018, the council held a hearing in executive session. The Executive Director presented Respondent's case and court documentation to the Council for their consideration of his eligibility for hire and certification. After evaluating the documentation, discussion and deliberation, the Council voted not to exercise the discretion granted in 13 AAC 85.115 and to find the Respondent ineligible for hire or certification as a police officer, based upon 13 AAC 85.010(b)(1).

On December 27, 2018, Respondent was notified by the Executive Director of the Council's decision. Respondent acknowledged receipt of the Council's findings, his rights under the Administrative Procedures Act, and that a failure to respond to the findings within statutory deadlines would result in a default Finding of Disqualification being entered into his record.

ALASKA POLICE STANDARDS COUNCIL
Finding of Disqualification – Darren A Aspelund
APSC No. 2018-40

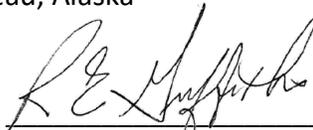
WHEREAS, the Alaska Police Standards Council has found that Respondent is disqualified from certification as a police officer in Alaska;

WHEREAS, the Respondent was notified of this finding and of his rights to appeal the council's decision pursuant to the procedures governed by the Administrative Procedure Act in AS 44.62.330, et. seq.; and,

WHEREAS the Respondent did not request a fact-finding hearing within statutory timeframes to exercise his rights under the Alaska Administrative Procedures Act and appeal the decision of the Council;

NOW, THEREFORE, this formal Finding of Disqualification for Police Certification is entered into the Respondent's record, subject to the provisions for 13 AAC 85.100(d).

Dated this 20th day of January 2019, at Juneau, Alaska



Robert E. Griffiths, Executive Director
Alaska Police Standards Council

Adopted by the Alaska Police Standards Council, this 11th day of March 2019, at Juneau, Alaska



Chief Justin Doll, Council Chair
Alaska Police Standards Council

State of Alaska
Alaska Police Standards Council
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