


**DECISION AND ORDER**

The Alaska Police Standards Council hereby accepts Respondent's voluntary relinquishment of his police officer certification.

IT IS ORDERED that such relinquishment shall bar Respondent from working as a police officer in Alaska. It is further ORDERED that this relinquishment shall have no effect on any certification other than police officer certification pursuant to 13 AAC 85.110.

ADOPTED at Open Meeting this 5<sup>th</sup> day of May, 2008.

  
Daniel Hoffman, Chairman  
Alaska Police Standards Council

BEFORE THE  
ALASKA POLICE STANDARDS COUNCIL

In the Matter of	)	
	)	
Gary Mark Jurgens,	)	CONSENT AGREEMENT,
	)	DECISION AND ORDER
	)	
A Certified Police Officer	)	
Respondent,	)	
_____	)	

CONSENT AGREEMENT


In the interest of prompt and speedy settlement of the above-captioned matter, with the public interest, statutory requirements and the responsibilities of the Alaska Police Standards Council, and pursuant to AS 18.65.220, AS 18.65.240 and 13 AAC 85.110, the undersigned parties enter into this Consent Agreement as a final disposition of this matter.

1. Respondent, without admitting any allegations that may have been made against him, hereby relinquishes his Alaska police officer certification, issued pursuant to 13 AAC. 85.040;
2. Respondent waives his right to a hearing and waives the requirement of Findings of Fact and Conclusions of Law for the Decision and Order below to be effective and final;
3. Respondent waives any appeal or judicial review of the action agreed to herein;
4. Respondent and the Alaska Police Standards Council agree that this voluntary relinquishment shall bar respondent from working as a police officer in Alaska pursuant to 13 AAC 85.010 – 13 AAC 85.120, but this agreement shall have no effect upon any certification other than certification as a police officer pursuant to 13 AAC 85.110;

5. Notwithstanding paragraph 4, Respondent and the Alaska Police Standards Council agree that the Respondent shall retain his right to petition the council for discretionary rescission of the revocation provided that the petition is filed not less than one year after the entry of this order, and further provided that the Respondent follows the procedure and standards set out in 13 AAC 85.110(d)(3). If the Alaska Police Standards Council denies the Respondent's request for rescission pursuant to 13 AAC 85.110(d)(3), then the Respondent may appeal that denial pursuant to AS 44.62.560- AS 44.62.570;

6. Respondent understands that he has the right to consult with and be represented by an attorney concerning this Agreement and any potential Alaska Police Standards Council proceedings. He avows that he either already has or does now waive the right to an attorney. Respondent agrees that this Agreement was not signed under duress and that he has had adequate time to consult with counsel or other persons of his choosing;

7. Respondent understands that the public records law and open meetings law apply to the Alaska Police Standards Council. Nothing in this agreement shall be interpreted to accord more secrecy to the records of the Alaska Police Standards Council beyond the confidentiality that is already required by law.

  
\_\_\_\_\_  
Gary Mark Jurgens  
Respondent

3-16-08  
\_\_\_\_\_  
Date

  
\_\_\_\_\_  
Executive Director  
Alaska Police Standards Council

March 15, 2008  
\_\_\_\_\_  
Date

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STATE OF ALASKA

ALASKA POLICE STANDARDS COUNCIL

In the Matter of	)	
	)	
Gary Jurgens	)	No. APSC 2003-5
	)	
Respondent,	)	
_____	)	

ACCUSATION

Jim Meehan, Administrator of the Police Standards Council, Department of Public Safety of the State of Alaska, moves to revoke the certificate of Gary Jurgens, as a police officer to AS 18.65.240, AS 18.65.240, AS 18.65.270, AS 44.62.330 et. Seq., 13 AAC 85.110, and 13 AAC 85.110.

The Administrator Alleges as Follows:

1. On or about April 1, 1995, the respondent was hired as a police officer for the Sand Point Police Department.
2. On or about April 21, 1995, the respondent submitted an application to the Alaska Police Standards Council (APSC) for a police officer certificate.
3. On or about April 26, 1996, the respondent was certified as a police officer in the State of Alaska.
4. During June, 2003, the North Pole Police Department conducted an internal investigation in reference to allegations that from November 2002 to June 2003, the respondent engaged in inappropriate conduct with employees at the North Pole Police Department. Some

State of Alaska  
 Alaska Police Standards Council  
 Box 111200  
 Juneau, Alaska 99811-1200

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of the incidents include the following. This following information is being provided by way of background, and will not be proven by the Administrator:

(a) The respondent made numerous phone calls that were sexual in nature to dispatchers while the dispatchers were working at the North Pole Police Dispatch Center. During the phone calls the respondent made unwanted sexual advances toward the dispatchers and at times would compare dispatcher's anatomies to each other.

(b) The respondent was photographed holding a pacifier shaped like a penis in the face of a dispatcher without the dispatcher knowing what the respondent was doing and without giving the respondent permission to have a photograph taken.

(c) The respondent has harassed dispatchers while they were working, including throwing objects down the front of their blouses.

(d) The respondent has repeatedly gotten intoxicated at liquor establishments in North Pole and on one occasion insulted a North Pole police officer publicly while under the influence.

5. In June 2003, the North Pole Police Department conducted an internal investigation in reference to allegations that the respondent was sexually harassing employees, and creating an intimidating, hostile, and offensive work environment and determined that there was substantial evidence to support the above allegations.


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6. On or about July 1, 2003, the respondent was terminated from the North Pole Police Department as a result of the conduct described in paragraph 5.

COUNT I

7. Paragraphs 1 through 6 are incorporated by reference as though set forth in detail. Based upon these facts, the administrator alleges that the conduct of the respondent violates 13 AAC 85.110 (b) (3) as he was discharged for cause relating to misconduct.

DATED this 26 day of Feb., 2004, Juneau, Alaska.



Jim Meehan, Administrator  
Alaska Police Standards Council

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