

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

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STATE OF ALASKA

ALASKA POLICE STANDARDS COUNCIL

In the Matter of)
)
 CLINT R. SONGER,) APSC No. 2006-14
)
 Respondent,)
)

ORDER OF REVOCATION

The Alaska Police Standards Council of the State of Alaska, having duly convened on the 2nd day of December, 2008, and having reviewed and discussed the Accusation against the Respondent, which was served October 24, 2008, in accordance with AS 44.62.380, takes official notice that a Notice of Defense or a Request for Hearing has not been received from Respondent as required by AS 44.62.390. The Council also takes official notice that under AS 44.62.530, if the Respondent does not file a Notice of Defense, the Council may take action based upon other evidence and an Accusation may be used with notice to the Respondent.


Accordingly, the Council has considered the Accusation dated October 22, 2008.

Based on the Council's consideration of the facts recited in the referenced Accusation,

IT IS HEREBY ORDERED

1. That the allegations made in the Accusation against the Respondent dated on the 22nd day of October, 2008, are hereby adopted and the Accusation is made, by reference, a part of this Order as though set forth fully herein.
2. That the Respondent's police officer certificate in the State of Alaska is hereby revoked; and
3. That this Order of Revocation shall take effect in accordance with AS 44.62.520(a).

DATED this 2nd day of December 2008.


Daniel Hoffman, Chairman
Alaska Police Standards Council

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STATE OF ALASKA

ALASKA POLICE STANDARDS COUNCIL

In the Matter of,)
)
 Clint R. Songer) No. APSC 2006-14
)
 Respondent.)
 _____)

ACCUSATION

Terry Vrabec, Director of the Police Standards Council (APSC), Department of Public Safety of the State of Alaska, is seeking to revoke the police certificate of Respondent Clint R. Songer under the legal authority of AS 18.65.240(a) and (c), the Council's regulations in 13 AAC 85.110, and under the procedures governed by the Administrative Procedure Act in AS 44.62.330, *et. seq.* The administrator alleges as follows:

1. On or about August 25, 2000, the Respondent was hired by the Alaska State Troopers as a State Trooper.
2. On or about August 25, 2001, the Respondent submitted an application to the Alaska Police Standards Council (APSC) for a police officer certificate, and was certified by APSC as a police officer in the state of Alaska.
3. On or about August 6, 2006, the Respondent was charged with 2 counts of domestic assault in the 4th degree in the District Court for the State of Alaska in Cordova.
4. On August 20, 2007, the Respondent pled no contest to the charge of harassment in the District Court for the State of Alaska in Cordova. That criminal complaint charged that Clinton R. Songer with intent to harass or annoy another person, subjected another person to offensive physical contact.

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6. The District Court entered judgment placing the Respondent on probation until August 20, 2008. The conditions of probation were to complete 50 hours of community service, not to consume alcohol in excess, complete anger management assessment and to have no jailable offenses.

7. On May 1, 2008, the Respondent was arrested with driving under the influence of alcohol and misconduct involving weapons in the 4th degree. The complaint filed in the District Court for the State of Alaska in Juneau charged that he drove with a blood alcohol content of .211%.

8. On August 19, 2008, the Respondent pled guilty to the crime of driving under the influence. He was sentenced to serve 5 days in custody, to pay a \$1,500.00 fine, and placed on several other conditions of court probation. This conviction was in violation of the probation conditions set by the District Court in Cordova in the previous harassment case.

9. The Respondent resigned from Alaska State Troopers in lieu of termination on June 27, 2008.

10. AS 18.65.240(c) provides that the APSC “may deny or revoke the certificate of a police officer who does not meet the standards adopted under (a)(2) of this section.”

11. AS 18.65.240(a)(2) requires that a police officer “possess[es] other qualifications the council has established for the employment of police officers, including . . . citizenship, moral character, and experience. . . .”

12. 13 AAC 85.010(a)(3) requires that a police officer be of good moral character.

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13. 13 AAC 85.110(a)(3) provides that the council will, in its discretion, revoke the certificate of a police officer who does not meet the standards for a police officer set forth in 13 AAC 85.010.

14. 13 AAC 85.110(a)(2) provides that the council will, in its discretion revoke the certificate of an officer who has been discharged or resigned under threat of discharge from employment as a police officer for cause other than dishonesty or misconduct.

COUNT I

Paragraphs 1 through 14 are incorporated by reference. The Respondent does not meet the minimum standards for certified police officer established under 13 AAC 85. 010(a)(3) because he lacks good moral character, which is grounds for discretionary revocation under 13 AAC 85.110(a)(3).

COUNT II

Paragraphs 1 through 14 are incorporated by reference. The Respondent was discharged or resigned under threat of discharge from employment as a police officer for cause other than dishonesty or misconduct, which is grounds for discretionary revocation under 13 AAC 85.110(a)(3).

WHEREFORE the administrator prays that Clint R. Songer's certificate as a police officer in the State of Alaska be revoked.

DATED this 22nd day of October, 2008, at Juneau, Alaska.


Terry Vrabc, Director
Alaska Police Standards Council