

STATE OF ALASKA

ALASKA POLICE STANDARDS COUNCIL

In the Matter of)
)
 JUDY PEIPHER,) APSC No. 2007-18
)
 Respondent,)
 _____)

ACCUSATION

Terry Vrabec, Director of the Police Standards Council, Department of Public Safety of the State of Alaska, is seeking to revoke the correctional officer certificate of Judy Peipher (hereafter the respondent) under the legal authority of AS 18.65.245(2) and the Council's regulations in 13 AAC 85.210(a) and (b), and 13 AAC 85.270(a), (b), and (c) under the procedures governed by the Administrative Procedure Act in AS 44.62.330, *et. seq.* The Director alleges as follows:

1. On or about December 18, 2000, the respondent was hired as a correctional officer for the Department of Corrections.

2. On or about January 9, 2002, the respondent submitted an application to the Alaska Police Standards Council (APSC) for a correctional officer certificate.

3. That on or about January 16, 2002, the respondent was certified as a correctional officer in the State of Alaska.

4. While on duty as a Correctional Officer at the Hiland Correctional facility on or about November 4, 2004, the respondent engaged in sexual contact

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

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2 with D.T. knowing that D.T. was committed to the custody of the Department of
3 Corrections to serve a term or imprisonment or period of temporary commitment.,
4 at the Hiland Mountain knew was committed to the custody of the Department of
5 Corrections.
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8 5. Further while on duty on or about November 4 2004, as a Correctional
9 Officer at the Hiland Correctional facility the respondent being a public servant,
10 and with intent to injure or deprive another person of a benefit, performed and act
11 relating to the respondents office but constituting an unauthorized exercise of the
12 respondents official function, knowing the act was unauthorized. This is based on
13 the investigation conducted by the Department of Corrections and the Alaska
14 State Troopers where D.T. stated she had been kissed several times and that the
15 respondent also touched her breasts and buttocks on top of her clothing twice.
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18 6. On December 1, 2004; the Department of Corrections terminated the
19 respondent and requested APSC to seek decertification of the respondents
20 Correctional Officer certification.
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23 7. On October 5, 2005, the respondent was criminally charged with (1)
24 Count of Sexual Assault in the 4th Degree, and (1) Count of Official Misconduct.
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27 8. On October 5, 2007, the respondent pled no contest to one count of
28 Official Misconduct in the District Court for the State of Alaska in Anchorage.
29 The respondent received a \$2,000.00 fine, with \$1,500.00 suspended, and a 180
30 day jail sentence that was suspended. Other basic court conditions were placed on
31 the respondent at that time.
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2 9. Based on the respondent's conduct outlined above, the respondent
3 demonstrated poor moral character and no longer qualifies to be a correctional
4 officer in the State of Alaska.
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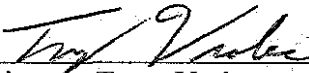
6 COUNT I

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8 Paragraphs 1 through 9 are incorporated by reference. Based upon these facts, the
9 discharge of the respondent for cause relating to misconduct is grounds for
10 discretionary revocation under 13 AAC 85.270(a)(2)
11

12 COUNT II

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14 Paragraphs 1 through 11 are incorporated by reference. Based upon these facts,
15 the discharge of the respondent for cause relating to misconduct is grounds for
16 mandatory revocation under 13 AAC 85.270(b)(1)
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20 DATED this 8 day of Oct, 2008 at Juneau, Alaska
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24 Director Terry Vrabec
25 Alaska Police Standards Council
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