

1 **BEFORE THE**  
2 **ALASKA POLICE STANDARDS COUNCIL**

3 )  
4 Alaska Police Standards Council )  
5 Complainant, )

6 v. )

7 Anthony Valdez, )  
8 A Certified Police Officer, )  
9 Respondent. )

**CONSENT AGREEMENT,  
DECISION and ORDER**

10 **CONSENT AGREEMENT**

11  
12 In the interest of a prompt and speedy settlement of the above-captioned matter, consistent  
13 with the public interest, statutory requirements and the responsibilities of the Alaska Police  
14 Standards Council, and pursuant to AS 18.65.220, AS18.65.240 and 13 AAC 85.110, the  
15 undersigned parties enter into this Consent Agreement as a final disposition of this matter.

16 1. Respondent, without admitting any allegations that may have been made against him,  
17 hereby permanently relinquishes his Alaska peace officer certification.

18 2. Respondent waives his right to a hearing and waives the requirement of Findings of  
19 Fact and Conclusions of Law for the Decision and Order below to be final and effective.

20 3. Respondent waives any appeal or judicial review of the action agreed to herein.

21 4. Respondent and the Alaska Police Standards Council agree that this voluntary  
22 relinquishment of certification shall permanently bar Respondent from working as a peace officer in  
23 Alaska.


24 5. Respondent understands that he has the right to consult with and be represented by an  
25 attorney concerning this Agreement and any potential Alaska Police Standards Council proceedings.  
26 He avows that he either already has or does now waive the right to an attorney. Respondent agrees  
27 that this Agreement was not signed under duress or in haste and that Respondent had adequate

1 opportunity to consult with counsel and with other advisors of his choosing.

2 6. Respondent understands that the public records law and the open meeting law apply  
3 to the Alaska Police Standards Council. Nothing in this Agreement shall be interpreted to accord  
4 secrecy to the records of the Alaska Police Standards Council above and beyond that already  
5 required by law.

6  
7   
8 Anthony Valdez  
9 Respondent

DATE: 3-29-07

10   
11 Terry Vrabec, Director  
12 Alaska Police Standards Council

DATE: 4/4/07

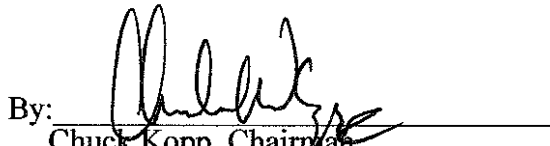
13 **DECISION AND ORDER**

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

16 IT IS ORDERED, that such relinquishment shall be permanent and shall bar  
17 Respondent from ever obtaining peace officer work in Alaska.

18 ADOPTED at Open Meeting this 3 day of August, 2007..

19  
20 ALASKA POLICE STANDARDS COUNCIL

21  
22 By:   
23 Chuck Kopp, Chairman  
24 Alaska Police Standards Council

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Screen for VRA

IN THE DISTRICT COURT FOR THE STATE OF ALASKA AT ANCHORAGE

JUDGMENT

Plaintiff:  State of Alaska  Municipality of Anchorage

ATN Charge Tracking No. 1

vs. Defendant: Anthony A. Valdez

CASE NO. 3ANM06-13532 CR

DOB 6-28-68 Address \_\_\_\_\_

Plea:  Guilty  No Contest Rule 11(e) Plea:  Yes  No  Partial Trial:  Court  Jury

Defendant is:  NOT GUILTY. It is ordered that defendant is acquitted and discharged.

GUILTY of the offense marked below:

- Driving Under the Influence: AS 28.35.030 / AMC 9.28.020
- Refusal of Breath Test: AS 28.35.032 / AMC 9.28.022
- Driving w/Lic. Revoked/Suspended: AS 28.15.291(a) / AMC 9.28.019(B)
- Driving Without Insurance AS 28.22.011 / AMC 9.28.030

- DUI Priors 0 BAC 0.140
- DUI - Commercial Vehicle: AS 28.33.030
- Refusal - Commercial Vehicle: AS 28.33.031(b)
- Reckless Driving: AS 28.35.040 / AMC 9.28.010

SENTENCE IS IMPOSED AS FOLLOWS:

DIRECT COURT ORDERS

1. FINE: \$ 3000 with \$ 1500 suspended. Due 18 months Bail to Fine \$ \_\_\_\_\_  
 Fees paid to court-ordered programs will be credited to fine if defendant gives proof of payment to clerk by above due date.
2. POLICE TRAINING SURCHARGE due within 10 days:  \$75 (DUI/Refusal)  \$50 (Misd.)  \$10 (Infraction)
3. JAIL 90 days with 90 days suspended:  all but 72 consecutive hours suspended. Report at 7:45 a.m. on \_\_\_\_\_ to Cordova Center, 130 Cordova Street, Anchorage or a bench warrant may be issued for your arrest.
4. JAIL SURCHARGE (state offenses only):  \$150 with \$100 suspended. The \$100 will be imposed if probation is revoked and defendant is jailed.  \$50 (if no probation) Due now to Atty. General's Office 1031 W. 4<sup>th</sup> Ave., Ste 200, Anch, AK 99501.
5.  Defendant shall pay the cost of imprisonment:  330  \$1000. Due immediately. Make payment to Collections Unit of:  
 State of Alaska  Municipality of Anchorage See "After Sentencing Instructions" for address.
6.  Defendant is ordered to complete the treatment recommended by the Anchorage Alcohol Safety Action Program (AASAP) and pay costs. Report to AASAP as explained in the "After Sentencing Instructions." This may include residential treatment up to 90 days plus required aftercare in addition to any jail time ordered above. 1 week
7.  Defendant's driver's license is revoked for 90 days/years.  Concurrent with DMV action.
8.  Defendant is disqualified from driving a commercial motor vehicle for not less than one year if this is a first offense and for life if defendant has been previously convicted as provided in AS 28.33.140.
9.  Defendant must use an ignition interlock device as directed in the attached Ignition Interlock Device Order. 1 year  
 Costs of device will be credited against fine imposed if defendant gives proof of payment to clerk before the fine due date.
10.  Vehicle used in offense is impounded for 30 days.  Defendant's interest in vehicle used in offense is forfeited.
11.  Defendant is ordered to perform \_\_\_\_\_ hours Community Work Service (CWS) within/by \_\_\_\_\_ and pay any required fees.  CWS not completed will convert to 3 hours of jail per CWS hour.
12.  Defendant is ordered to make restitution  as stated in the Restitution Judgment  in an amount to be determined as provided in Criminal Rule 32.6 (c)(2). See "After Sentencing Instructions."
13.  Defendant is ordered not consume alcohol

CONDITIONS OF PROBATION. Defendant is placed on probation for 4 years/months, subject to the following conditions:

14.  Comply with all the above direct court orders by deadlines stated and follow instructions on "After Sentencing Instructions."
15.  Commit no jailable offenses during the period of probation.
16.  Not possess or consume alcohol during probation.
17. OTHER: Any interest in vehicle used in offense is forfeited to MOA

JUDGMENT FOR COST OF COUNSEL (if Appointed). IT IS ORDERED that defendant pay to plaintiff  \$500 (Trial)  \$200 (Change of Plea)  \$\_\_\_\_\_ for the cost of court-appointed counsel. Interest accrues on the judgment at the annual rate of 25% from the date of judgment until paid. Defendant is ordered to apply for the PFD every year defendant is eligible until the judgment is paid in full. This judgment has the same force and effect as a judgment in a civil action.

I certify that on \_\_\_\_\_ a copy of this judgment was given to

Def/Atty  Prosecutor  DMV  
 AASAP  Jail  CWS

[Signature]  
 District Court Judge/Magistrate  
 Print Name: \_\_\_\_\_

12-21-07  
 Effective Date

Screen for VRA

IN THE DISTRICT COURT FOR THE STATE OF ALASKA AT ANCHORAGE

JUDGMENT

Plaintiff:  State of Alaska  Municipality of Anchorage CASE NO. 3AN-106-13532 CR  
 vs. Defendant: Anthony Valdez DOB: 6-28-68 ATN: \_\_\_\_\_ CTN: IL  
 DL: \_\_\_\_\_ ST: \_\_\_\_\_  Comm. Lic. Address: \_\_\_\_\_ APSIN: \_\_\_\_\_

Defendant is:  
 GUILTY of VCR  
 Statute/Ordinance: 8.30.110.A  
 NOT GUILTY. It is ordered that defendant is acquitted and discharged.

PLEA:  Guilty  No Contest  
 RULE 11 PLEA:  Yes  No  Partial  
 TRIAL:  Court  Jury  
 DV Offense per AS 18.66.990(3)&(5):  Yes  No  
 Sex Offender Registration  
 Required by AS 12.63.100:  Yes  No

SUSPENDED IMPOSITION OF SENTENCE. Imposition of sentence is suspended and defendant is placed on probation for \_\_\_\_\_, subject to the orders and conditions listed below.

SENTENCE IS IMPOSED AS FOLLOWS:

DIRECT COURT ORDERS

1. FINE: \$ \_\_\_\_\_ with \$ \_\_\_\_\_ suspended. Due \_\_\_\_\_ Bail to Fine \$ \_\_\_\_\_  
 Fees paid to court-ordered programs will be credited to fine if defendant presents proof of payment to clerk by above due date.
2. POLICE TRAINING SURCHARGE due within 10 days:  \$50 (Misc)  \$10 (Infraction)  None (Fine Under \$30)
3. JAIL 90 days with 80 days suspended. Report at 7:45 a.m. on 02/28 to the Cordova Center, 130 Cordova Street, Anchorage or a bench warrant may be issued for your arrest.
4. JAIL SURCHARGE (state offenses only):  \$150 with \$100 suspended. The \$100 will be imposed if probation is revoked and defendant is jailed.  \$50 (if no probation) Due now to Atty. General's Office 1031 W. 4<sup>th</sup> Ave., Ste 200, Anch, AK 99501.
5.  Defendant is ordered to complete the treatment recommended by the Anchorage Alcohol Safety Action Program (AASAP) and pay costs. Report to AASAP as explained in the "After Sentencing Instructions." This may include residential treatment up to 90 days plus required aftercare in addition to any jail time ordered above.
6.  Defendant is ordered to perform \_\_\_\_\_ hours Community Work Service (CWS) within/by \_\_\_\_\_ and pay any required fee.  CWS not completed will convert to 3 hours of jail per CWS hour.
7.  Defendant is ordered to make restitution  as stated in the Restitution Judgment  in an amount to be determined as provided in Criminal Rule 32.6 (c)(2). See "After Sentencing Instructions."
8.  Defendant must give DNA sample if requested by an officer on state's behalf. (AS 11.41 offense)
9.  Defendant is ordered to not to consume alcohol

CONDITIONS OF PROBATION. Defendant is placed on probation for 4 years/months, subject to the following conditions:

10.  Comply with all the above direct court orders by the deadlines stated, and follow the "After Sentencing Instructions."
11.  Commit no jailable offenses during the period of probation.
12.  Complete  a state-approved domestic violence intervention program (see "After Sentencing Instructions")  \_\_\_\_\_ hours of anger management by \_\_\_\_\_ Pay required fees. Provide proof of completion to the prosecutor.
13.  Have no contact, direct or indirect, with \_\_\_\_\_ unless that person's written consent has been supplied to the Prosecutor's Office.
14. OTHER: Any violation of defendant in police officer certificate is subject to MOA

JUDGMENT FOR COST OF COUNSEL (If Appointed). IT IS ORDERED that defendant pay to plaintiff  \$500 (Trial)  \$200 (Change of Plea)  \$ \_\_\_\_\_ for the cost of court-appointed counsel. Interest accrues on the judgment at the annual rate of 9.25% from the date of judgment until paid. Defendant is ordered to apply for the PFD every year defendant is eligible until the judgment is paid in full. This judgment has the same force and effect as a judgment in a civil action.

I certify that on \_\_\_\_\_ a copy of this judgment was given to:  
 Def/Atty  Prosecutor  Jail  DMV  
 AASAP  DV Monitor  CWS  
 In-Court Clerk: \_\_\_\_\_

[Signature] District Court Judge/Magistrate  
 Print Name: \_\_\_\_\_  
 1-2-2007 Effective Date

See CR-120CV for APSIN Information