

STATE OF ALASKA

ALASKA POLICE STANDARDS COUNCIL

In the Matter of )  
 Daniel Scott ) No. APSC 2005-7  
 Respondent, )

ORDER

The Alaska Police Standards Council of the State of Alaska, having duly convened on the 5<sup>th</sup> day of December 2005, and having reviewed and discussed the Accusation against the respondent which was served September 6, 2005, 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 without notice to the respondent.

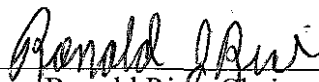
Accordingly, the Council has considered the accusation dated September 6, 2005.

Based upon the Council's consideration of the facts recited in the accusation,

IT IS HEREBY ORDERED

1. That the allegations made in the Accusation against the respondent dated on the 6<sup>th</sup> day of September, 2005, 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 14<sup>th</sup> day of December, 2005.

  
 Ronald Rice, Chairman  
 Alaska Police Standards Council

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

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29  
30  
31  
32

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

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29  
30  
31  
32

STATE OF ALASKA

ALASKA POLICE STANDARDS COUNCIL

In the Matter of )  
 )  
Daniel L. Scott ) No. APSC 2005-7  
 )  
Respondent, )  
\_\_\_\_\_ )

ACCUSATION

Terry Vrabec, Administrator of the Police Standards Council,  
Department of Public Safety of the State of Alaska, is seeking to revoke the  
police certificate of Daniel Scott (hereafter the respondent) under the legal  
authority of AS 18.65.240(a)(2) and (c) and the Council's regulations in 13  
AAC 85.110(a) and (b), 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 November 24, 1986, the respondent was hired as a  
police officer for the Department of Public Safety.
2. On or about July 21, 1988, the respondent submitted an  
application to the Alaska Police Standards Council (APSC) for a police  
officer certificate.
3. That on or about July 21, 1988, the respondent was certified as  
a police officer in the State of Alaska.

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29  
30  
31  
32

4. On November 29, 2004, the respondent was indicted by a grand jury in Bethel, Alaska, for (3) count of Sexual Assault In The First Degree, (4) counts of Sexual Assault In The Second Degree, (1) count of Kidnapping, and (1) count of Attempted Sexual Assault In the Second Degree.

5. On January 7, 2005, respondent resigned his position as an Alaska State Trooper. The resignation was during the pendency of an employer investigation for cause relating to dishonesty or misconduct.

6. The respondent through a plea agreement, pled guilty or no contest to a consolidated count of Sexual Assault in the Second Degree for the charges outlined under paragraph 4.

COUNT I

Paragraphs 1 through 6 are incorporated by reference. Based on these facts, the administrator alleges that the respondent resigned under threat of discharge for cause relating to dishonesty or misconduct. This is ground for mandatory revocation of the respondent's police officer certificate under AS 18.65.240(c) and 13 AAC 85.110(b).

COUNT II

Paragraphs 1 through 6 are incorporated by reference as though set forth in detail. Based upon these facts, the administrator alleges that the

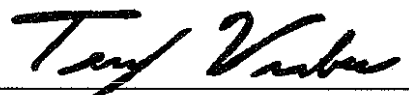
State of Alaska  
Alaska Police Standards Council  
Box 111200  
Juneau, Alaska 99811-1200

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29  
30  
31  
32

respondent lacks good moral character and violated the Law Enforcement Code of Ethics set out in 13 AAC 85.040. The respondent therefore does not meet the minimum standards for a certified police officer under 13 AAC 85.010(a). This is ground for discretionary revocation of respondent's police certificate under 13 AAC 85.110(a).

WHEREFORE, the administrator prays that Daniel Scott certificate as a police officer in the State of Alaska be revoked.

DATED this 6<sup>th</sup> day of Sept., 2005 at Anchorage, Alaska

  
Terry Vrabec, Administrator  
Alaska Police Standards Council