

STATE OF ALASKA

ALASKA POLICE STANDARDS COUNCIL

In the Matter of)
)
 Matthew Owens) No. APSC 2003-6
)
 Respondent,)
 _____)

ORDER

The Alaska Police Standards Council of the State of Alaska, having duly convened on the 5th day of December 2005, and having reviewed and discussed the Accusation against the respondent which was served August 2, 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 July 6th 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 6th day of July 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 14th day of December 2005.



 Ronald Rice, Chairman
 Alaska Police Standards Council

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

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STATE OF ALASKA

ALASKA POLICE STANDARDS COUNCIL

In the Matter of)	
)	
Matthew C. Owens)	No. APSC 2003-6
)	
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 Matthew Owens (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 January 18, 2000, the respondent was hired as a police officer for the Nome Police Department.
2. On or about February 27, 2001, the respondent submitted an application to the Alaska Police Standards Council (APSC) for a police officer certificate.
3. That on or about March 5, 2001 the respondent was certified as a police officer in the State of Alaska.

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2 4. During the month of June 2003, Nome police Sergeant
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4 Noet counseled the respondent in regards to department policy. The
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6 counseling was in response to the respondent being observed driving
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8 around with an unauthorized person inside of his patrol vehicle.

9 5. Prior to and after the counseling mentioned in paragraph
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11 4, Nome Police Sergeant Droke counseled the respondent concerning
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13 not having unauthorized individuals inside of his patrol vehicle.

14 6. On November 23, 2004, the respondent was indicted by a
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16 grand jury in Nome, Alaska, for murder in the first degree for causing
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18 the death of Sonya Ivanoff.

19 7. During the course of the criminal investigation into the
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21 homicide of Sonya Ivanoff, Alaska State Trooper investigators
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23 learned that the respondent had been seen numerous times with
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25 women in his vehicle. This conduct was against the policies of the
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27 Nome Police Department.

28 8. During the course of the criminal investigation into the
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30 homicide of Sonya Ivanoff Alaska State Trooper Investigators learned
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32 that the respondent had sex with at least two women while on duty
and that this sex was sometimes occurred in his patrol car. This
conduct was against the policies of the Nome Police Department.

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2 9. During the course of the criminal investigation into the
3 homicide of Sonya Ivanoff, Alaska State Trooper Investigators
4 learned that the respondent would follow women in his patrol car and
5 then pull ahead of them to cut them off. This conduct was against the
6 policies of the Nome Police Department.
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11 10. On or about September 29, 2003, the respondent told
12 Alaska State Troopers investigating the homicide of Sonya Ivanoff
13 when he told the investigators that he had never been counseled about
14 having non-authorized riders with him while on duty.
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18 11. On or about September 24, 2003, the respondent failed to
19 show up for a scheduled interview with Alaska State Trooper
20 investigators investigating the homicide of Sonya Ivanoff. The
21 respondent subsequently told Sergeant Noet, when the respondent was
22 asked about why he missed his appointment, that Chief Taylor had
23 authorized him to reschedule the appointment with the Alaska State
24 Trooper investigators.
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30 12. In a subsequent interview with Chief Taylor of the Nome
31 Police Department, Chief Taylor denied authorizing the respondent to
32 miss his September 24 appointment with the Alaska State Troopers.

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2 13. On October 27, 2003, respondent was discharged from the
3 Nome Police Department.
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5 COUNT I
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7 14. Paragraphs 1 through 13 are incorporated by reference as
8 though set forth in detail. Based upon these facts, the administrator
9 alleges that the respondent was discharged for cause relating to
10 dishonesty or misconduct, which is grounds for mandatory revocation
11 of respondent's police certificate under 13 AAC 85.110(b).
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16 COUNT II
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18 15. Paragraphs 1 through 13 are incorporated by reference as
19 though set forth in detail. Based upon these facts, the administrator
20 alleges that the respondent was discharged for cause other than
21 dishonesty or misconduct, which is grounds for discretionary
22 revocation of respondent's police certificate under 13 AAC 85.110(a).
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27 COUNT III
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29 16. Paragraphs 1 through 13 are incorporated by reference as
30 though set forth in detail. Based upon these facts, the administrator
31 alleges that the respondent lacks good moral character and violated
32 the Law Enforcement Code of Ethics set out in 13 AAC 85.040. The
respondent therefore does not meet the minimum standards for


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certified police officer and 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 Matthew C. Owens
certificate as a police officer in the State of Alaska be revoked.

DATED this 6th day of July, 2005 at Anchorage, Alaska


Terry Vrabeck, Administrator
Alaska Police Standards Council