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STATE OF ALASKA

ALASKA POLICE STANDARDS COUNCIL

In the Matter of)	
)	
Jason M. Carpenter,)	APSC No. 2006-15
)	
Respondent,)	
)	

ORDER OF REVOCATION

The Alaska Police Standards Council of the State of Alaska, having duly convened on the 21st day of May, 2013, and having reviewed and discussed the Accusation against the Respondent, which was served November 26, 2012, 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 November 26, 2012.

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 26th day of November, 2013, 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 1st day of May 2013.



Sheldon Schmitt, Chairman
Alaska Police Standards Council

*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,)	
)	
Jason M. Carpenter)	No. APSC 2006-15
)	
Respondent.)	
_____)	

ACCUSATION

Kelly Alzaharna, Executive 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 Jason M. Carpenter 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 1, 2003, the Respondent was hired by the Alaska State Troopers as a State Trooper.
2. On or about August 1, 2004 the Respondent was certified by APSC as a police officer in the state of Alaska.
3. On or about the period from July 18 through July 29, 2005, while on duty as an Alaska State Trooper, the Respondent attended a police motorcycle training course in the State of Michigan.
4. During the training described in paragraph 4, the Respondent committed a course safety violation, namely a "burn out", which is a prohibited action. The lead instructor at the training course, Dick Rothermel, had instructed the Respondent and other students at the beginning of the training course that committing a burn out was prohibited.

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2 5. After committing the violation, the Respondent denied having done
3 so, to two instructors, Sgt. Shuey and Instructor Rothermel.
4

5 6. Later, during the motorcycle training, the Respondent admitted to the
6 same two instructors, Sgt. Shuey and Instructor Rothermel, that he had in fact
7 committed the violation.
8

9 7. On or about December 13, 2005, the Respondent admitted in an
10 interview with Alaska State Trooper Sgt. Lavin that he had committed the violation
11 and had been untruthful with the training staff at the training course.
12

13 8. On or about December 13, 2005, the Respondent admitted to Sgt.
14 Lavin that, at the time he committed the burn out, he knew that it was a prohibited
15 action.
16

17 9. On or about January 24, 2006, the Respondent's employment with the
18 Alaska State Troopers was terminated for cause relating to the conduct described in
19 paragraphs 3-8.
20

21 10. AS 18.65.240 (c) provides that the APSC "may deny or revoke the
22 certificate of a police officer who does not meet the standards adopted under (a) (2)
23 of this section.
24

25 11. 13 AAC 85.110(b)(3) provides that "the council shall revoke a
26 ...certificate upon a finding that the holder of the certificate...has been discharged or
27 resigned under threat of discharge, for cause relating to dishonesty or misconduct,
28 from employment as a police officer in this state or any other state or territory."
29

30 12. The reasons for Respondent's termination are within the definition of
31 "cause relating to dishonesty or misconduct" as defined in 13 AAC 85.900(6) to
32 mean:

1
2 Acts or conduct that would cause a reasonable person to have
3 substantial doubts about an individual's honesty, fairness, and respect for the rights
4 of others and for the laws of the state and the United States or that are detrimental to
5 the integrity of the department or agency where the officer works[.]
6

7
8 **COUNT I**

9 Paragraphs 1-9 are incorporated by reference. Based upon the facts described above,
10 the Respondent was discharged or resigned under threat of discharge from the
11 Alaska State Troopers for cause relating to dishonesty as defined in 13 AAC
12 85.900(7), which is grounds for mandatory revocation under 13 AAC 85.110 (b) (3).
13
14

15 DATED this 26th day of November, 2012, at Juneau, Alaska.
16

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20 Kelly C. Alzaharna
21 Kelly Alzaharna, Executive Director
22 Alaska Police Standards Council
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