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# POST Board Meeting

*Colorado Department of Law*

*Friday, December 1, 2017*

**SME Committee Meetings: 8:00 am – 10:00 am**

**Peace Officer Standards and Training (POST) Board Meeting:  
10:00 am – 12:00 pm**

**Board Members**  
**Cynthia H. Coffman**  
Attorney General  
*Chair*  
**Chief Dan Brennan**  
*City of Wheat Ridge*  
*Assistant Chair*  
**Sheriff Ron Bruce**  
*Hinsdale County*  
**Sergeant Rafael Chanza**  
*City of Colorado Springs*  
**Sergeant Lonnie Chavez**  
*City of Grand Junction*  
**Chief Cory Christensen**  
*City of Steamboat Springs*  
**Chief John Collins**  
*City of Englewood*  
**Deputy Amanda Cruz-Giordano**  
*Arapahoe County*  
**Sheriff Chad Day**  
*Yuma County*  
**Chief Debra Funston**  
*City of Palisade*  
**Executive Director Stan Hilkey**  
*Department of Public Safety*  
**Kara Hoofnagle**  
*Public Member*  
**S. Zeke Knox**  
*Public Member*  
**Robert A. Lees**  
*Public Member*  
**Sheriff Michael McIntosh**  
*Adams County*  
**Chief John Minor**  
*City of Silverthorne*  
**Sheriff Steve Nowlin**  
*Montezuma County*  
**Chief Michael Phibbs**  
*Auraria Dept. of Public Safety*  
**Jane Quimby**  
*Public Member*  
**Mayor Ron Rakowsky**  
*City of Greenwood Village*  
**Special Agent in Charge Calvin Shivers**  
*Federal Bureau of Investigation*  
**Sheriff Anthony Spurlock**  
*Douglas County*  
**Bradley F. Taylor**  
*Public Member*  
**Sheriff Frederick Wegener**  
*Park County*

1. **Welcome** Attorney General Cynthia Coffman
2. **Pledge of Allegiance**
3. **Introduction of New Board Member Steve Nowlin** Attorney General Cynthia Coffman
4. **Recognition of Departing Board Member Rafael Chanza** Attorney General Cynthia Coffman
5. **Introduction of POST Director Erik Bourgerie** Attorney General Cynthia Coffman
6. **Recognition of Departing SME Members** Attorney General Cynthia Coffman  
  
Commander Erik Bourgerie, Arrest Control-Chair  
Commander Rick McNair, Curriculum
7. **Introduction of Board Members, SME Members, Staff and Guests**
8. **Roll Call** Director Erik Bourgerie
9. **Subject Matter Expert Committee Reports**
  - A. Arrest Control
  - B. Curriculum Sgt. Graham Dunne, Chair

**Director**  
**Erik Bourgerie**

- C. Firearms Sgt. Jeff Bredehoeft
- D. Law Enforcement Driving Cmdr. Karl Smalley, Chair

10. **Approval of POST Minutes from September 8, 2017** Attorney General Cynthia Coffman  
(See supplemental handout)

11. **2018 Proposed POST Board Meeting Dates** Director Erik Bourgerie

- March 9, 2018
- June 1, 2018
- September 14, 2018
- December 7, 2018

12. **Peace Officer Certification Revocation Actions** Director Erik Bourgerie  
(See supplemental handout)

**POST Rule 9 - Revocation of Peace Officer Certifications – Felony**

**Convictions:** § 24-31-305, CRS(2)(a) A Colorado peace officer certification issued pursuant to subsection (1) or (1.3) of this section or 24-31-308 shall be suspended or revoked by the POST Board if the certificate holder has been convicted of a felony, or has been convicted on or after July 1, 2001, of any misdemeanor described in subsection (1.5) of § 24-31-305 CRS, or has otherwise failed to meet the certification requirements established by the Board. For purposes of this rule, the term ‘conviction’ includes any deferred judgments or deferred sentences imposed by a court.

1. No. F17-06, Matthew Robert Paysinger, Certification B10975 (PID 100597). On June 7, 2017, Respondent was convicted of one count of Second Degree Burglary §18-4-203(1) CRS, a Class 4 Felony. The Respondent was not employed as a peace officer on the date of the offense (Date of Offense: January 3, 2017, never employed). The Respondent has failed to comply with POST Show Cause Order No. F17-06 by failing to appear at the scheduled Show Cause Hearing on August 10, 2017. Director Bourgerie recommends revocation of Matthew Robert Paysinger’s Colorado Peace Officer Certification B10975 (PID 100597).
2. No. F17-07, James Allen Keller, Certification B4360 (PID 107958). On February 15, 2017, Respondent was convicted of one count of Stalking-emotional distress §18-3-602(1)(c) CRS, a Class 4 Felony, and Harassment-repeat telephone calls §18-9-111(1)(f) CRS, a class 3 Misdemeanor. The Respondent was not employed as a peace officer on the date of the offense (Date of Offense: September 22, 2016, separated April 30, 2013). The Respondent has failed to comply with POST Show Cause Order No.F17-07 by failing to appear at the scheduled Show Cause Hearing on August 10, 2017. Director Bourgerie recommends revocation of James Allen Keller’s Colorado Peace Officer Certification B4360 (PID 107958).

3. No. F17-08, David Brian Henrichsen, Certification B14034 (PID 124134). On January 25, 2017, Respondent was convicted of one count of Computer Crime §18-5.5-102(1)(d),(3)(a)(VI) CRS, a Class 5 Felony. The Respondent was not employed as a peace officer on the date of the offense (Date of Offense: August 2, 2016, separated July 1, 2015). The Respondent has failed to comply with POST Show Cause Order No.F17-08 by failing to appear at the scheduled Show Cause Hearing on August 10, 2017. Director Bourgerie recommends revocation of David Brian Henrichsen's Colorado Peace Officer Certification B14034 (PID 124134).
4. No. F17-09, Joseph Jay Fawcett, Certification B4188 (PID 105327). On August 8, 2017, Respondent was convicted of one count of Human Trafficking Involving Servitude §18-3-503 CRS, a Class 3 Felony and one count of Pandering of a Child-arrange prostitution §18-7-403(1)(b) CRS, a Class 3 Felony. The Respondent was not employed as a peace officer on the date of the offense (Date of Offense: March 14, 2017, never employed). The Respondent has failed to comply with POST Show Cause Order No.F17-09 by failing to appear at the scheduled Show Cause Hearing on October 5, 2017. Director Bourgerie recommends revocation of Joseph Jay Fawcett's Colorado Peace Officer Certification B4188 (PID 105327).
5. No. F17-10, Eric Matthew Henry, Certification, B15760 (PID 134718). On August 7, 2017, Respondent was convicted of one count of Felony Menacing with real/simulated weapon §18-3-206(1)(a)(b) CRS, a Class 5 Felony. The Respondent was employed as a peace officer on the date of the offense (Date of Offense: February 18, 2017, separated May 3, 2017). The Respondent has failed to comply with POST Show Cause Order No.F17-10 by failing to appear at the scheduled Show Cause Hearing on October 5, 2017. Director Bourgerie recommends revocation of Eric Matthew Henry's Colorado Peace Officer Certification B15760 (PID 134718).
6. No. F17-11, Michael Lee Keaney, Certification B8631 (PID 113691). On June 21, 2016, Respondent was convicted of two counts of Internet Sexual Exploitation of a Child §18-3-405.4(1) CRS, a Class 5 Felony. The Respondent was not employed as a peace officer on the date of the offense (Date of Offense: January 1, 2014, separated July 16, 2007). The Respondent has failed to comply with POST Show Cause Order No.F17-11 by failing to appear at the scheduled Show Cause Hearing on October 20, 2017. Director Bourgerie recommends revocation of Michael Lee Keaney's Colorado Peace Officer Certification B8631 (PID 113691).

**POST Rule 9 - Revocation of Peace Officer Certifications – Misdemeanor**

**Convictions:** § 24-31-305, C.R.S.(2)(a) A Colorado peace officer certification issued pursuant to subsection (1) or (1.3) of this section or 24-31-308 shall be suspended or revoked by the POST Board if the certificate holder has been convicted of a felony at any time, or has been convicted on or after July 1, 2001, of any misdemeanor described in subsection (1.5) of § 24-31-305 C.R.S., or has otherwise failed to meet the certification requirements established by the Board. For purposes of this rule, the term

'conviction' includes any deferred judgments or deferred sentences imposed by a court. Revocation of peace officer certificates based upon conviction(s) of misdemeanor crimes are recognized in § 24-31-305(1.5) (b) thru (h), C.R.S.

1. No. M17-04, Kory Robert Nicastle, Certification B17731 (PID 138580). On April 5, 2017, Respondent was convicted of one count of Harassment-strike/shove/kick, §18-9-111(1)(a) CRS, a Class 3 Misdemeanor. The respondent was not employed as a peace officer on the date of the offense (Date of Offense: May 5, 2016, separated December 6, 2013). The Respondent has failed to comply with POST Show Cause Order No. M17-04 by failing to appear at the scheduled Show Cause Hearing on August 10, 2017. Director Bourgerie recommends revocation of Kory Robert Nicastle's Colorado Peace Officer Certification B17731 (PID 138580).
2. No. M17-06, Jason Eric Mendoza, Certification B17193 (PID 134853). On January 19, 2017, Respondent was convicted of one count of Obstructing Government Operations §18-8-102 CRS, a Class 3 Misdemeanor. The respondent was employed as a peace officer on the date of the offense (Date of Offense: June 26, 2016). The Respondent has failed to comply with POST Show Cause Order No. M17-06 by failing to appear at the scheduled Show Cause Hearing on August 10, 2017. Director Bourgerie recommends revocation of Jason Eric Mendoza's Colorado Peace Officer Certification B17193 (PID 134853).
13. **Emergency Rulemaking-Rule 8** Director Erik Bourgerie  
(See supplemental handout)
14. **SRO Subcommittee Update** Sheriff Chad Day  
(See supplemental handout)
15. **Bail Recovery Curriculum** Director Erik Bourgerie  
(See supplemental handout)
16. **Sealed Records** Director Erik Bourgerie  
(See supplemental handout) Stacy Worthington
17. **Comments from Others on POST Issues**
18. **Adjournment** Attorney General Cynthia Coffman

**Next POST Board Meeting**

TBD

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Denver CO

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