BEFORE THE LAW ENFORCEMENT ACADEMY BOARD

FOR THE STATE OF NEW MEXICO

REGULAR BOARD MEETING

TRANSCRIPT OF PROCEEDINGS June 14, 2023 10:12 a.m.

REPORTED BY: Robin A. Brazil, RPR, NM CCR 154 Bean & Associates, Inc. Professional Court Reporting Service 201 Third Street, Northwest, Suite 1630 Albuquerque, New Mexico 87102

(8369N) RAB

2 (Pages 2 to 5)

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1	APPEARANCES	1	entertain a motion to approve the agenda.
2	Board Members:	2	MR. TEDROW: Mr. Chair, so moved.
3	Attorney General Raul Torrez, chairperson Officer Hence Williams	3	CHAIRPERSON TORREZ: I have a motion for
4	Chief Adan Mendoza	4	approval. A second?
	Chief Summer Mirabal	5	CHIEF MIRABAL: Chief Mirabal, I'll
5	Chief Tim Johnson (appearing telephonically)	6	second.
6	Robert Tedrow	7	CHAIRPERSON TORREZ: It has been moved and
6 7	Benny Roybal Board Counsel:	8	seconded to approve. Any discussion on the agenda?
8	JOSEPH M. DWORAK	9	Seeing none, we'll call the roll. Is
	OFFICE OF THE ATTORNEY GENERAL	10	there any objection to the approval of today's
9	New Mexico Attorney General		
10	PO Box 1508 Sonta Fa, Navy Maxiao, 87504		agenda? Seeing none. The agenda's approved.
10	Santa Fe, New Mexico 87504 505.490.4828	12	All in favor of the motion to approve
11	jdworak@nmag.gov	13	all in favor of the motion to approve the agenda say
12	Also present:	14	aye. Any opposed?
13	Benjamin Baker, director	15	The motion carries unanimously, and the
14	Laura Escarcida	16	agenda is approved.
14 15	Lily Romero	17	The next item is approval of the minutes
16		18	from the board's April meeting. Those minutes were
17		19	posted on the board's website. Are there any
18		20	questions or edits to the draft minutes? Seeing
19 20		21	MR. TEDROW: Mr. Chair, having reviewed
20		22	the minutes, I move to approve.
22		23	CHAIRPERSON TORREZ: Is there a second?
23		24	OFFICER WILLIAMS: Hence Williams. I'll
24 25		25	second.
23			second.
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1	CHAIRPERSON TORREZ: Good morning, ladies	1	CHAIRPERSON TORREZ: It has been moved and
2	and gentlemen. It is June 14th, 2023, 9:00 a.m.,	2	seconded to approve. Is there any discussion?
3	and I hereby call to order the meeting and, I	3	Seeing none, all in favor of the motion to
4	believe, the last meeting of the current New Mexico	4	approve the minutes, say aye. Any opposed?
5	Law Enforcement Academy Board.	5	Seeing none, motion carries unanimously.
6	Laura, may we please have a roll call?	6	The minutes are approved.
7	MS. ESCARCIDA: The Honorable Raul Torrez?	7	Chair's report. Sadly, the only thing I
8	CHAIRPERSON TORREZ: Present.	8	have to report is this is my second and last
9	MS. ESCARCIDA: District attorney Rick	9	opportunity to chair this board, and I look forward
10	Tedrow?	10	to seeing how the new framework evolves over time.
11	MR. TEDROW: Present.	11	I know there's going to be a lot of interest in
12	MS. ESCARCIDA: Chief Tim Johnson?	12	that, and I think the work that's been done,
13	CHIEF JOHNSON: Present.	13	specifically by Director Baker and others, is really
14	MS. ESCARCIDA: Sheriff Adan Mendoza?	14	commendable, he has done a lot. The staff here has
15	Chief Summer Mirabal?	15	done a lot to really restore the public confidence
16	CHIEF MIRABAL: Present.	16	in the board.
17	MS. ESCARCIDA: Officer Hence Williams	17	I look forward to seeing that progress
18	III?	18	continue in the next iteration of this framework.
19	OFFICER WILLIAMS: Present.	19	With that, I would also invite counsel to
20	MS. ESCARCIDA: Mr. Benny Roybal?	20	make a couple of introductions, I think, of some of
21	Dr. Bobbie Jean Green?	21	the administrative prosecutors that are here present
22	CHAIRPERSON TORREZ: Thank you. I believe	22	today.
23	we have a quorum.	23	MR. DWORAK: Chairman, members of the
24	The first item on our agenda today is	24	board. Thank you. I just wanted to take a moment
25	actually the approval of the agenda, and I will	25	to introduce two of the administrative prosecutors

3 (Pages 6 to 9)

	6		8
1	in our office who work with this board. There are	1	moved next door, followed by this room probably why
2	two additional prosecutors that actually are in a	2	we're having to borrow it is receiving over \$300,000
3	status conference meeting that couldn't make it	3	worth of audio and video upgrades and will put us on
4	today, but I wanted to introduce Mark Allen, who's	4	the cutting edge of technology for our students.
5	the acting deputy division director of the	5	The room next door is being outfitted for
6	litigation division at our office, and then also	6	two 196-inch monitors on one side of the room, and
7	Karl Rysted, who's one of the current administrative	7	at least for a short period of time until technology
8	prosecutors.	8	advances, we will be one of the most innovative
9	They've been great. All of the work that	9	learning platforms that exist, I'm told, and we're
10	comes before this board has been a part of the work	10	super grateful for that. That was due to the
11	that they do in terms of the disciplinary matters,	11	dedication and hard work of the folks here at the
12	so I just wanted to thank them and give them an	12	New Mexico Law Enforcement Academy.
13	opportunity to be here and thank you all as well for	13	The construction project is going on, and
14	the network's work on the board.	14	obviously we're on the clock for two reasons, you
15	CHAIRPERSON TORREZ: Thank you. I'd also	15	know, fiduciary and economic deadlines associated
16	like to take this opportunity to congratulate Chief	16	with the end of the year. But more particularly we
17	Tim Johnson. I'm sorry he wasn't here in person.	17	are in between academy classes. We just graduated
18	But I understand that after serving as a	18	one of the largest academy classes in the last ten
19	law enforcement officer since the Lincoln	19	years last month. We begin one next month. We
20	administration, he's finally decided to hang it up.	20	anticipate equal standing and equal number of folks
21	He has had a very distinguished and	21	coming.
22	auspicious career, and his leadership at the New	22	I also want to thank you for being here
23	Mexico State Police is something that I think is,	23	I was remiss not to mention it we have a couple
24 25	from my perspective first as district attorney and	24 25	of satellite academy directors with us today. I'm
23	now as attorney general, has really been admirable,	23	grateful for their attendance here. They will
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1 2	and I just want to take this opportunity to	1 2	9 become members, voting members, of the standards and training council. We're grateful for their
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4 (Pages 10 to 13)

			4 (Pages 10 to 15)
	10		12
1	rate in the classification of law enforcement	1	due-process rights of our law enforcement and public
2	academy and instructors. That is not good enough,	2	safety personnel accused of misconduct.
3	and I think we all agree. Made some significant	3	Those look like trials for folks who have
4	efforts and moves related to interfacing with our	4	experience with that. The people who are the
5	state personnel office, related to how antiquated	5	adjudicator and are the sounding board are these
6	that classification was, and how it was computated.	6	hearing officers.
7	Keeping up with the times, we got their support	7	Those hearing officers, I learned during
8	through a couple of iterations of testimony.	8	my time there, hadn't had a pay raise in decades, so
9	And between that date those are one	9	I changed their pay rate, raising them from \$50 an
10	year ago, so July and September of last year got	10	hour to \$75 an hour. We also changed the mechanism
11	their support and approval. We now have a	11	by which they're compensated to a professional
12	14 percent vacancy rate in that. And so we are down	12	services contract instead of just simply a PO for
13	to one staff member to fill. So literally flipped	13	procurement.
14	it from one to the other in terms of the atrocious	14	Both of those things took significant time
15	vacancy rate to now I think it's something to be	15	and effort but were well worth the effort, because
16	proud of and something we work to continue to	16	it will provide the consistency and continuity for
17	improve.	17	the due-process rights of this process and the work
18	We also, as was mentioned by the attorney	18	that is done here.
19	general earlier, will be facilitating the onboarding	19	We have upped on this board's approval
20	and the the kind of once-in-a-generation	20	of the last meeting, we have upped our total count
21	legislative and instructional change that this place	21	of hearing officers to five to support the cases.
22	is undergoing as we speak, as we welcome in the	22	I'm about to explain to you why that is so
23	standards of training council and certification	23	important.
24	board to take on the work that has currently been	24	We have a full laundry list of discipline
25	conducted for the many decades by this board.	25	matters that you will hear today, and I'll get to
	11		13
1	So we've worked really hard to make sure	1	that analysis in a while so I don't take a ton of
2	that we can equip the staff here at DPS with the	2	time on this. We had some public training that we
3	proper horsepower to address that, and in doing so,	3	conducted within the recent past and some that's
4	I was awarded 19 full-time employees to support and	4	coming up in the future.
5	forward that mission, so we will be undertaking that	5	Coming up in August we have the Public
6	the moment that it is permissible to do so and be	6	Safety Resiliency Summit, and the New Mexico Law
7	looking forward for folks to find new opportunities	7	Enforcement Academy is a sponsor. On October 10th
8	here at DPS.	8	through 13th, we will be hosting a Mexican cartel
9	Also forgot to mention introduce Lily	9	investigation class here. And the 26th and 27th of
10	Romero. She was integral in helping us on the	10	October, Advanced Roadside Impaired Driving

- 11 misconduct side preparation of this meeting. Board
- 12 members received thousands of pages of documentation 13
- prior to this meeting for the purposes of doing 14 their work, and Lily was largely responsible for
- 15 that. So thank you, Lily, for your involvement in
- 16 this process. 17
- Pivoting to hearing officers, there are 18
- structural changes that are important here. These
- 19 will continue on irrespective of which boards go 20 forward.
- 21 The hearing officers employed by the
- 22 New Mexico Law Enforcement Academy for decades have
- 23 been used to do exactly what was explained earlier
- 24 by the attorney general, is conduct the formalized
- 25 hearings, which is an important part of the

directly to our right is the certified class involved, and they will join the ranks of law

graduation interpretation petitions for your

it's offered free of charge.

approval.

22 enforcement agencies from all over the state. Very

we've had in ten years. As I mentioned, seated

Enforcement, kind of standardized classes. These

for police officer/public safety telecommunicator

We just graduated the largest class that

are for all New Mexico law enforcement officers, and

You're going to hear my presentation later

- 23 excited about that. They will graduate next Friday,
- 24 and public safety telecommunicator class 159 begins
- 25 directly after that and will be in this room, and

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5 (Pages 14 to 17)	5	(Pages	14 to	17)
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	14		16
1	it's at capacity, so this is exciting.	1	I wanted to share with you a couple of
2	We talked a little bit last meeting, but	2	summary data since this is our last meeting of this
3	in case anybody missed it, we were the grateful	3	iteration of this board. Obviously this work will
4	recipient of a significant donation from the Sandia	4	continue. Many of the personnel involved will
5	National Labs related to de-escalation training and	5	continue, certainly on the staff side here.
6	use of force simulation. We've had multiple	6	I think it's important to understand, and
7	requests to use it and have been able to accommodate	7	it accentuates a couple of points that were raised
8	those. That also is used to train students in the	8	earlier by the chair. 14 months since I have been
9	training classes.	9	here and have been able to personally observe kind
10	Some of you were here for our law	10	of what these things look like.
11	enforcement memorial held on May 23rd. It's hard to	11	This staff and the folks who work on these
12	keep a count, because it's busy, but we suspect that	12	cases have brought to your attention 121 cases for
13	there were close to 1,000 attendees here, which is a	13	adjudication, but I think what's more important than
14	significant number of folks. It was a really it	14	the number of cases that have been brought to you
15	was a really great ceremony. Obviously not a	15	and the high number of volume, which it is, are some
16	celebration insofar as we enshrined seven folks to	16	of the timing considerations that are a little less
17	that wall outside in our garden, but I think that	17	clear just inside the stats.
18	the feedback that I received relative to the work	18	When we examine today's agenda, for
19 20	done by this staff and the agencies from all over	19 20	example, you will observe the overwhelming way in
20	the state that participated was very well-received, and we are grateful to be able to serve in that	20	which the 27 cases you are going to be looking at are contemporary. They were received in either in
21	manner.	21	2023, 2022, or 2021. When you look at the ratios,
23	27 cases you will hear today. Just by way	23	2023, 2022, of 2021. When you look at the fattos, 2021, there's three of them.
24	of kind of summary for your information, 24	24	I did a little math to determine what the
25	allegations of misconduct received in the review	25	efficiency ratio of this meeting and others like it
	15		17
1	stage, six which are in the notice of investigation	1	would look like so we could understand what that is
2	stage, 17 which are in settlement discussions and	2	representative of, and 89 percent of the cases you
3	resolution.	3	hear today are from this year. And it's June. I
4	Historical cases it's important to go	4	think that's meaningful and important.
5	forward. Seven cases in the notice of contemplated	5	I'm going to give you some information
6	action or administrative prosecution process, and	6	from the December 2021 meeting, which is a matter of
7	five cases which are pending informal hearing, which	7	historical fact by looking at the records. The
8	is why it's so important to have that stable of	8	efficiency ratio for the 26 cases that the New Mexico Law Enforcement Academy Board saw on that
9 10	competent and available hearing officers. We have zero cases for the first time in	10	date was 65 percent. And what's not captured in
10	my tenure here that are pending here in the court.	11	that statistical analysis is there was some 2015s,
12	Since we last met we have noticed	12	some 2016s, some 2017s.
13	immediate temporary suspension on two license	13	And the reason why I bring this to your
14	holders charged with felony offenses and is	14	attention is I think it's a testament to the work
15	something that happens, and law enforcement has the	15	that this board has put in. The staff here can
16	capability and ability to immediately seize the	16	gather the cases, the prosecutors can do the work, I
17	suspension of the licenses of those practitioners	17	can do the work on trying to settle matters that are
18	upon arrest, which we do.	18	appropriate for that resolution. We have to get
19	We have five cases which a notice of	19	here, and you guys have to do your work, and I think
20	appeal has been filed with the court related to a	20	the last 14 months' worth of data and the vector
21	discipline or a denial issued or rendered by this	21	that we're on illustrates that we've made a
22	board against the licensee or a prospective	22	significant impact. That expediency to the correct
23	licensee.	23	resolution, both directions. Sometimes it's
24	27 you will hear today, and ultimately	24	revocation, sometimes it's dismissal, and sometimes
25	seven of them are for your consideration.	25	it's a version in between. But getting that matter

6 (Pages 18 to 21)

			0 (1 ages 10 to 21)
	18		20
1	adjudicated promptly is an important part to	1	only is this my last meeting because of the change
2	delivering justice.	2	of the boards, it's also myself and Chief Johnson's
3	If it's delayed for years and years and	3	last meeting based off our terms, and so I would
4	years at a time, I think it can be distilled,	4	like to thank the governor for this opportunity.
5	diluted to the place it doesn't work.	5	I wasn't sure what I was walking into many
6	We're really grateful for the work. We've	6	years ago, and of course COVID made it something
7	made that a priority here in the state offices, and	7	else, but I appreciated it. I learned a lot. One
8	it's paid off. I think the board is to be	8	thing I really learned is that law enforcement
9	congratulated to get us across the finish line.	9	officers are a lot tougher on other law enforcement
10	At this moment, I want to express my	10	officers than people may realize, so I also wanted
11	gratitude to the board for their work. So we just	11	to congratulate Chief.
12	talked about what they did during the time, but	12	I'll see him in a bit, but, Chief, I know
13	what's not clear maybe to the members of the public	13	I texted you earlier, but I'll talk to you today,
14	is the difficulty associated with making decisions	14	but I did want to give a shout out to chief. He's
15	related to licensed professionals in the public	15	been something else. He really has. And he will be
16	safety space, and it is significant, and it's	16	missed by people in New Mexico.
17	difficult, and those who have endeavored it will	17	I'd also like to encourage the board, and,
18	understand what I'm talking about.	18	number one, thank the board staff. Thank you.
19	But I want to thank the board for their	19	Staff members, thank you. You guys have made being
20	commitment to their absolutely necessary public	20	on this board again, minus COVID stuff
21	service to a process that helps restore, in some	21	relatively easy, and so thank you for everything
22	cases, or maintain the public's trust in our	22	you've done.
23	licensed professionals who maintain a significant	23	Finally, I just wanted to thank all the
24	amount of influence and power in their communities	24	law enforcement officers out there. At this time,
25	and for their willingness to be open, honest, debate	25	especially in my own and the state police with the
	19		21
1		1	
1	in their positions, and most importantly show up and	1 2	tragic situation we had up in Farmington a couple
2 3	do the work, which is high volume, and I'm grateful for their time.	$\begin{vmatrix} 2\\ 3 \end{vmatrix}$	weeks ago, I couldn't have asked for better responses from my sheriff's office, from Farmington
4	At this instance, I'd like to yield the	4	police and from the state police. And so just a
5	remaining time that I have in my report. Any board	5	thank you everywhere to law enforcement out there,
6	members who would like to say anything about that.	6	and thank you all for this opportunity.
7	You are all serving in your last meeting. Sounds	7	CHAIRPERSON TORREZ: Are there any further
8	like the chief had something to say to what the	8	comments or questions for go ahead.
9	attorney general had mentioned about his tenure.	9	OFFICER WILLIAMS: Hence Williams.
10	I just wanted to provide an opportunity to	10	Mr. Baker, I just wanted to say thank you
11	make sure that you are properly recognized for the	11	for the opportunity. Anytime I had a question or a
12	work you put in, and if you have anything you want	12	concern, your staff or you responded immediately,
13	to address during this open space, then I will yield	13	and everything that you have put together every time
14	my time for that and obviously stand for any	14	we come here, I just haven't had the opportunity to
15	questions that the board has.	15	be part of a professional organization that handles
16	CHIEF MIRABAL: Chief Summer Mirabel. I	16	everything so well. I don't say that lightly,
17	just wanted to express my gratitude to you,	17	because I could have just sat here and been quiet,
18	Mr. Baker. You've done a wonderful job, and it is	18	but it's certainly a thing that needs to be said.
19	very impressive seeing the difference in capacities,	19	Where we go forward from here, I want you
20	and it was really amazing how much work you put in	20	to know I think I said this to you privately.
21	and how, you know, the ladies here put in a lot of	21	I'd like to continue to be a part of this.
22	really good work. And I just want to say thank you.	22	Selfishly, it's an opportunity for me to grow and
23	And also congratulate chief on his	23	learn, but I also know it's an opportunity for me to
24	retirement. Thank you.	24	help my agency grow as well, so thank you very much
25	MR. TEDROW: Mr. Chair, thank you. Not	25	for that.

7 (Pages 22 to 25)

			7 (Pages 22 to 25)
	22		24
1	Chief, I want to say thank you to you.	1	CHAIRPERSON TORREZ: Thank you, Director
2	You may not remember, but back in 2020 you were	2	Baker. At this time I will entertain a motion to
3	coming down to Albuquerque quite a bit, and the	3	approve the law enforcement certification of cadets
4	leadership that you demonstrated, I'll never forget.	4	listed in Exhibit A.
5	You gave a speech once, which I'm not going to	5	MR. TEDROW: Mr. Chair, I so move the
6	regive here right now, but it was extremely	6	approval of those names listed in Exhibit A as
7	motivating at a time when serving as a law	7	presented.
8	enforcement officer wasn't necessarily easy but	8	CHAIRPERSON TORREZ: Is there a second?
9	certainly something that everybody in that room	9	CHIEF MIRABAL: Chief Summer Mirabal.
10	wanted to do at the time. You made it a whole lot	10	I'll make a second motion.
11	easier by giving a speech that motivated all of us	11	CHAIRPERSON TORREZ: Thank you, Chief.
12	to continue to do the right thing.	12	Having been moved and seconded, is there any further
13	So thank you very much for that, Chief.	13	discussion on the motion?
14	CHAIRPERSON TORREZ: Thank you again	14	All those in favor, please approve by
15	Director Baker. I want to just congratulate you and	15	saying aye.
16	thank you and your staff for all the hard work that	16	Any opposed?
17	you've put in. It's clear that substantial progress	17	Seeing none, the motion carries.
18	was made under your leadership, and hopefully that	18	The next item of business, item eight on
19	continues under this next iteration.	19	the agenda is the public safety telecommunication
20	With that, I will turn to public comment.	20	certifications approval. Again I'll ask Director
21	There's an opportunity for individuals wishing to	21	Baker to make the presentation on this next agenda
22	comment. They should have signed in on the sheet.	22	item.
23	I I don't actually see any names here, but I	23	MR. BAKER: Thank you, Mr. Chairman,
24	would open it up now to anyone who is present who'd	24	members of the board. Exhibit B, public safety and
25	like to make public comment at this time.	25	telecommunication certifications, I'll do the same.
	23		25
1	All right. Seeing none, we will move to	1	This is a single-page document with 27 names of men
2	the next order of business. Back to Director Baker.	2	and women who have passed the certification
3	And this has to do with the law enforcement officer	3	requirements and we submit for your approval for
4	certifications approval.	4	certification of public safety and telecommunication
5	MR. BAKER: Mr. Chair, members of the	5	certification.
6	board, submit for your consideration Exhibit A, law	6	CHAIRPERSON TORREZ: Thank you,
7	enforcement certification. It's a document that	7	Director Baker. At this time I'll entertain a
8	contains six pages. Page one contains 32 names.	8	motion to approve the telecommunicator
9	Page two contains 32 names. Page three contains 34	9	certifications listed in Exhibit B. Is there a
10	names. Page five contains 35 names. Page six	10	motion?
11	contains 34 names. And there are five names on the	11	MR. TEDROW: Mr. Chair, I'd so move that
12	final sheet with a total of 172 law enforcement	12	we accept and approve the names for safety
13	officer certifications pending your approval, and	13	telecommunicator certifications for approval as
14	the significance of that number is huge as for the	14	listed in Exhibit B.
15	public's ability and the LEA academy directors can	15	CHAIRPERSON TORREZ: Do I have a second?
16	take credit for this.	16	OFFICER WILLIAMS: Hence Williams. I'll
17	We just met. We met in April. This is	17	second the motion.
18	these are the folks and we did this in April.	18	CHAIRPERSON TORREZ: Having been moved and

- 18 these are the folks -- and we did this in April.
- 19 These are the folks that have graduated basic 20
- training or certified waiver and are now eligible, 21
- by our estimation, for your consideration for 22 certification.
- 23 So I submit to you Exhibit A, law
- 24 enforcement certifications totaling those pages and
- 25 172 names.

motion?

approve by saying aye?

Any opposed?

seconded, is there any further discussion on the

Seeing none, the motion carries.

Seeing none, all in favor of the motion

Next on the agenda item, agenda item

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8 (Pages 26 to 29)

	26		28
1	number nine, satellite academy triennial review and	1	limited stated and listed on the agenda. No votes
2	approval.	2	or formal action were taken during the closed
3	Again, I yield to Director Baker to make	3	session.
4	the presentation.	4	This board will now consider actions on
5	MR. BAKER: Mr. Chairman, members of the	5	those matters discussed in closed session.
6	board, I submit for your approval the five satellite	6	We will start with item ten as listed
7	academies which have submitted for compliance	7	under certification and disciplinary matters. And
8	review, which has been authenticated by the	8	I
9	compliance sector of the New Mexico Law Enforcement	9	CHIEF JOHNSON: I'll make a motion to
10	Academy, their triennial accreditation under the	10	accept the 24-month suspension for part of the
11	rules.	11	settlement agreement for number ten.
12	The academies listed are San Juan County	12	OFFICER WILLIAMS: Hence Williams. I'll
13	Criminal Justice Training Authority, the Albuquerque	13	second that.
14	Police Department Satellite Academy, the Western New	14	MR. TEDROW: It has been moved and
15	Mexico University Satellite Academy, the Bernalillo	15	seconded. Is there any further discussion?
16	County Sheriff's Office Regional Training Satellite	16	Seeing no further discussion, all those in
17	Academy, and finally the Las Cruces Police	17	favor, please signify by saying aye.
18	Department Training Satellite Academy. Submit	18	Any opposition?
19	respectfully having met the requirements and the	19	Hearing all ayes and no opposition, the
20	rules for triennial evaluation for those satellite	20	motion carries.
21	academies.	21	At this time we'll move on to item 11 as
22	CHAIRPERSON TORREZ: Thank you, Director	22	listed in the certification and disciplinary matters
23	Baker. Are there any questions for Director Baker	23	on the agenda.
24	on this point?	24	CHIEF JOHNSON: I'll make a motion for
25	Seeing none, I'll entertain a motion to	25	revocation on Mr. Garcia.
	27		29
1		1	
1 2	approve the triennial accreditation of the five listed in reference satellite academies.	1 2	CHIEF MIRABAL: Chief Mirabal. I'll
3	MR. TEDROW: Mr. Chair, I would so move	$\begin{vmatrix} 2\\ 3 \end{vmatrix}$	second that. MR. TEDROW: I've heard a motion and a
4	the approval of the triennial accreditation review	4	second. Are there any further discussions?
5	of the five listed satellite academies.	5	Seeing or hearing no further discussions,
6	CHAIRPERSON TORREZ: Do I have a second?	6	all those in favor, signify by saying aye.
7	OFFICER WILLIAMS: Hence Williams. I	7	Any opposition?
8	second.	8	Hearing ayes in the affirmative with no
9	CHAIRPERSON TORREZ: Having been moved and	9	nays, this motion carries.
10	seconded, is there any further discussion?	10	At this time we will address item number
11	Seeing none, all those in favor of the	11	12, certification and under the certification and
12	motion approved by saying aye.	12	disciplinary matters as listed in the agenda.
13	Any opposed?	13	OFFICER WILLIAMS: Hence Williams. I'll
14	Seeing none, the motion carries	14	make a motion to reject and dismiss the LEA-90.
15	unanimously.	15	CHIEF MIRABAL: Chief Mirabal. Second.
16	And that concludes the first portion of	16	MR. TEDROW: All right. There is a motion
17	the meeting of New Mexico Law Enforcement Academy	17	before the board and a second. It has been moved
18	Board.	18	and seconded. Is there any further discussion?
19	We're going to take a 15-minute break	19	Seeing no further discussion, all those in
20	before the board continues with disciplinary matters	20	favor of the motion, signify by saying aye.
21	on the agenda. Thank you.	21	Any opposition?
22	(Closed session from 9:30 to 12:47.)	22	Hearing no opposition, the motion carries.
23	MR. TEDROW: All right. The board is back	23	Moving on to item 13 of the certification
24	in session or back in open session and on the	24	and disciplinary matters.
25	record matters discussed in the closed session were	25	CHIEF JOHNSON: I'll make a motion to
		1	

9 (Pages 30 to 33)

	30		32
1	revoke the license for Samuel Dorato.	1	it was unanimous. No abstentions. The motion
2	CHIEF MIRABAL: Chief Mirabal, I second.	2	carries.
3	MR. TEDROW: It's been moved and seconded.	3	Moving on to item 17 of the certification
4	Are there any further discussions?	4	and disciplinary matters.
5	Hearing no further discussion, all in	5	CHIEF MIRABAL: Chief Mirabal. I move to
6	favor of the motion, please signify by stating aye.	6	accept the 480-hour suspension.
7	Any opposition?	7	MR. TEDROW: I'll second that motion. It
8	Hearing no opposition, the motion carries.	8	has been moved and seconded.
9	Moving on to item 14 of the certification	9	Is there any further discussion?
10	and disciplinary matters.	10	Hearing no discussion, all in favor of the
11	OFFICER WILLIAMS: Hence Williams. I'll	11	motion, state by stating aye.
12	make the motion to accept the eight hours first	12	Any opposition?
13	name's Jerry, not sure to pronounce the last name.	13	The motion carries unanimously.
14	MR. TEDROW: All right. There is a motion	14	Moving on to item 18 of the certification
15	for an eight-hour suspension. I'll second that	15	and disciplinary matters as listed on the agenda.
16	motion.	16	Do I have any motions
17	Is there any further discussion?	17	CHIEF MIRABAL: I'll move to accept the
18	Hearing no further discussion, all in	18	default revocation.
19	favor signify by stating aye.	19	OFFICER WILLIAMS: I'll second that.
20	CHIEF MIRABAL: Chief Mirabal. I'm	20	Hence Williams.
21	abstaining from this one.	21	MR. TEDROW: It has been moved and
22	MR. TEDROW: I'll vote aye. Any	22	seconded. Are there any further discussions on item
23	opposition?	23	18?
24	Hearing all in favor, no nays and one	24	All right. All those in favor of the
25	abstention, the motion carries.	25	motion, say aye.

31

1	Moving on to item 15 of the certification	1	Any opposition?
2	and disciplinary matters.	2	Motion carries unanimously.
3	OFFICER WILLIAMS: Hence Williams. I'll	3	Moving on to item 19 of the certification
4	make the motion to accept the settlement agreement	4	and disciplinary matters.
5	of 180 days.	5	OFFICER WILLIAMS: I'll make a motion to
6	CHIEF MIRABAL: Chief Mirabal. I second.	6	dismiss the LEA-90 for Mr. Martinez.
7	MR. TEDROW: All right. There is a motion	7	MR. TEDROW: I will second the motion. It
8	and a second regarding agenda item 15, correct?	8	has been moved and seconded.
9	Correct? We're on 15?	9	Is there any further discussion?
10	Are there any further discussions?	10	Hearing none, all those in favor of the
11	Hearing no further discussion, all in	11	motion, say aye.
12	favor of the motion, signify by stating aye.	12	Any opposition?
13	Any opposition?	13	Hearing no opposition, the motion carries
14	Hearing no opposition, the motion carries.	14	unanimously.
15	And we will move on to item 16 of the	15	Moving on to item 20 of the certification
16	certification and disciplinary matters. At this	16	and disciplinary matters. I'll go ahead and make a
17	time, I'll go ahead and make the motion to dismiss.	17	motion to accept the suspension as wait, what did
18	OFFICER WILLIAMS: Hence Williams. I'll	18	we do on it? The settlement agreement, yes. Sorry.
19	second that.	19	I'll move to accept the settlement agreement.
20	MR. TEDROW: It has been moved and	20	OFFICER WILLIAMS: Hence Williams. I'll
21	seconded.	21	second that.
22	Is there any further discussion?	22	MR. TEDROW: All right. It has been moved
23	Hearing no further discussion, all in	23	and seconded.
24	favor, signify by stating aye.	24	Is there any further discussion?
25	Any opposition? All right. Sounds like	25	All right. Hearing no further discussion,

33

10 (Pages 34 to 37)

	34		36
1	all in favor of the motion say aye.	1	MR. TEDROW: All right. It has been moved
2	Any opposition?	2	and seconded.
3	CHIEF JOHNSON: Mr. Tedrow, I have to	3	Is there any further discussion?
4	abstain. This is Tim Johnson.	4	Hearing no further discussion, all those
5	MR. TEDROW: Hearing three in the	5	in favor of the motion, signify by stating aye.
6	affirmative, none in the opposition, and one	6	CHIEF JOHNSON: Tim Johnson. I have to
7	abstention from Chief Johnson, the motion carries.	7	abstain.
8	Moving on to item 21 of the certification	8	MR. TEDROW: I'll vote aye.
9	and disciplinary matters as listed in the agenda.	9	And the motion carries with three in the
10	I will move that we dismiss the matter as	10	affirmative, none in the negative, and one
11	presented regarding Mitchel Meyers.	11	abstention by Chief Johnson on item 23, Jonathan
12	OFFICER WILLIAMS: Hence Williams. I'll	12	Reyes.
13	second that.	13	Moving on to agenda item 24 of the
14	MR. TEDROW: It has been moved and	14	certification and disciplinary matters. Are there
15	seconded.	15	any motions?
16	Is there any further discussion?	16	CHIEF MIRABAL: Chief Mirabal. I move to
17	Hearing no further discussion, all in	17	dismiss the LEA-90 on Julie Maycumber.
18	favor of the motion, say aye.	18	MR. TEDROW: There is a motion to dismiss.
19	Any opposition?	19	I'll second that motion.
20	I'm sorry. I didn't vote. I'm an aye.	20	So it has been moved and seconded. Is
21	Any opposition?	21	there any further discussion?
22	All right. The motion carries	22	Hearing no further discussion, all those
23	unanimously.	23	in favor of the motion, signify by stating aye.
24	Moving on to item 22 of the certification	24	Any opposition?
25	and disciplinary matters as presented in the agenda.	25	Motion carries unanimously.
	35		37
1	Are there any motions?	1	Moving on to item 25 of the certification
2	I'll go ahead and move to revoke.	2	and disciplinary matters as listed in the agenda.
3	OFFICER WILLIAMS: Hence Williams. I'll	3	CHIEF MIRABAL: Chief Mirabal. I move to
4	second that.	4	dismiss the LEA-90 on Quan La.
5	CHIEF MIRABAL: Wait, wait.	5	OFFICER WILLIAMS: Hence Williams. I'll
6	OFFICER WILLIAMS: Is this Valenzuela,	6	second that.
7		7	
	Carlos?	/	MR. TEDROW: All right. It has been moved

OFFICER WILLIAMS: It's right. 9 10 CHIEF MIRABAL: Sorry. MR. TEDROW: I believe we had a motion to 11 12 revoke by myself, and a second. 13 OFFICER WILLIAMS: Hence Williams. I 14 second that. 15 MR. TEDROW: Any discussion? 16 Hearing no further discussion, all those 17 in favor of the motion, say aye. 18 Any opposition? 19 Hearing no opposition, the motion carries 20 unanimously. 21 Moving on to item 23 of the certification 22 and disciplinary matters as presented in the agenda.

motion. I will move to dismiss.

At this time I'll go ahead and make a

CHIEF MIRABAL: Chief Mirabal. I second.

1	Moving on to item 25 of the certification
2	•
	and disciplinary matters as listed in the agenda.
3	CHIEF MIRABAL: Chief Mirabal. I move to
4	dismiss the LEA-90 on Quan La.
5	OFFICER WILLIAMS: Hence Williams. I'll
6	second that.
7	MR. TEDROW: All right. It has been moved
8	and seconded.
9	Is there any further discussion?
10	Hearing no further discussion, all those
11	in favor signify by stating aye.
12	Chief, you still there?
13	CHIEF JOHNSON: Yes. Are we on 25?
14	MR. TEDROW: Yes, sir.
15	CHIEF JOHNSON: Aye.
16	MR. TEDROW: Any opposition?
17	All right. The motion carries
18	unanimously.
19	Moving on to item 26 of the certification
20	and disciplinary matters as listed in the agenda.
21	OFFICER WILLIAMS: Hence Williams. I'll
22	make the motion to dismiss the LEA-90.
23	CHIEF MIRABAL: Chief Mirabal. I second.
24	MR. TEDROW: There is a motion and a
25	second.

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11 (Pages 38 to 41)

	38		40
1	Is there any further discussions?	1	the motion carries unanimously.
2	Hearing no further discussions, all those	2	Moving on to item 29 of the certification
3	in favor of the motion signify by stating aye.	3	and disciplinary matters as listed in the agenda.
4	CHIEF JOHNSON: I have to abstain,	4	OFFICER WILLIAMS: Hence Williams. I'll
5	Mr. Tedrow. Tim Johnson.	5	make the motion to reject the settlement agreement
6	MR. TEDROW: I'll vote aye in the	6	and move to a formal hearing.
7	affirmative.	7	CHIEF MIRABAL: Chief Mirabal. I second.
8	Is there any opposition?	8	MR. TEDROW: It has been moved and
9	All right. There being three in the	9	seconded.
10	affirmative, none in opposition, and one abstention	10	Is there any further discussion?
11	by Chief Johnson, the motion carries.	11	Hearing no further discussion, all those
12	Moving on to item 27 of the certification	12	in favor of the motion signify by stating aye.
13	and disciplinary matters as listed in the agenda.	13	CHIEF JOHNSON: Mr. Tedrow, I have to
14	OFFICER WILLIAMS: Hence Williams. I'll	14	abstain.
15	make the motion to accept the settlement agreement	15	MR. TEDROW: I will vote aye. Having
16	of 60-hour suspension.	16	I'm sorry. Any opposition?
17	MR. TEDROW: I will second that motion.	17	Hearing no opposition, the motion carries.
18	It has been moved and seconded. Is there	18	Three in the affirmative, zero in opposition, and
19	any further discussion?	19	one abstention by Chief Johnson.
20	Hearing no further discussion, all in	20	Moving on to item 30 of the agenda item as
21	favor, please signify by stating aye. Aye. I am an	21	listed under certification and disciplinary matters.
22	aye.	22	OFFICER WILLIAMS: Hence Williams. I'll
23	CHIEF JOHNSON: Aye.	23	make the motion to dismiss regarding Casey Anderson.
24	MR. TEDROW: Is there any opposition?	24	CHIEF MIRABAL: Chief Mirabal. I second.
25	All right. The motion carries	25	MR. TEDROW: It has been moved and
	39		41
1	unanimously. Moving on to item 28 of the of the	1	seconded.

unanimously. Moving on to item 28 of the of the	1	seconded.
certification and disciplinary matters as listed in	2	Is there any further discussion?
the agenda.	3	Hearing no further discussion, all those
CHIEF MIRABAL: Chief Mirabal. I make a	4	in favor of the motion, signify by stating aye.
motion to accept the 80-hour suspension on Jennifer	5	Any opposition?
Chavez.	6	The motion carries unanimously.
OFFICER WILLIAMS: Hence Williams. I	7	Moving on to item 31 of the agenda as
second that.	8	listed under certification and disciplinary matters.
MR. TEDROW: It has been moved and	9	CHIEF MIRABAL: Chief Mirabal. I move to
seconded.	10	adopt the hearing officer's report and impose a
Is there any further discussion?	11	45-day suspension.
MR. DWORAK: Chairman, members of the	12	OFFICER WILLIAMS: Hence Williams. I
board, I just want to clarify that the motion is to	13	second that.
issue an order with 80 hours. It's not a	14	MR. TEDROW: It has been moved and
settlement. It's a disciplinary order.	15	seconded.
So that's fine, you can proceed with the	16	Is there any further discussion?
vote.	17	Hearing no further discussion, all those
MR. TEDROW: No further clarification.	18	in favor of the motion signify by stating aye.
There is a motion. Did I have a second? I'm sorry.	19	Any opposition?
OFFICER WILLIAMS: You did. I'll second	20	The motion carries unanimously.
that.	21	Moving on to item 32 of the certification
MR. TEDROW: Any further discussions?	22	and disciplinary matters.
All right. All in favor, signify by	23	CHIEF MIRABAL: Chief Mirabal, I move to
stating aye.	24	dismiss the LEA-90 on Jerry Arnold.
Any opposition? Hearing no opposition,	25	MR. TEDROW: I'll second that motion.

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12 (Pages 42 to 45)

	42		44
1	It has been moved and seconded. Is there	1	Any opposition?
2	any further discussion?	2	Hearing no opposition, the motion carries
3	Hearing no further discussion, all in	3	unanimously.
4	favor of the motion, please state aye.	4	I believe that brings us to the conclusion
5	Any opposition?	5	of our certification and disciplinary matters. At
6	The motion carries unanimously.	6	this time we are at time for adjournment.
7	Moving on to item 33 of the certification	7	I would say we'll set a next meeting, but
8	and disciplinary matters as listed in today's	8	we won't be setting a next meeting, so I guess this
9	agenda.	9	is our final farewell.
10	OFFICER WILLIAMS: Hence Williams. With	10	So thank you to every member of the board.
11	regard to Marcus Ward, I make the motion to accept	11	Thank you to the staff. It's been a pleasure
12	the settlement agreement of 180 hours'	12	working with you all.
13	suspension I'm sorry, 80 hours. To be clear,	13	And unless there are any final
14	80-hour suspension.	14	announcements or any other updates, we're ready to
15	MR. TEDROW: There is a motion for 80	15	conclude this meeting.
16	hours.	16	Without setting a date, I believe this
17	CHIEF MIRABAL: Chief Mirabal. I second	17	do I need to do a motion?
18	that.	18	MR. DWORAK: You don't.
19	MR. TEDROW: It has been moved and	19	MR. TEDROW: I don't believe we need to
20	seconded.	20	move to adjourn at this point, so this concludes our
21	Is there any further discussion?	21	meeting today.
22	Hearing no further discussion, all in	22	I thank you all for coming, those of you
23	favor of the motion, state aye.	23	who are here.
24	Any opposition?	24	Again, thank you to the staff for all your
25	All right. Motion carries unanimously.	25	assistance and dedication. We appreciate you.
	43		45
1	Moving on to item 34 of the certification	1	Thank you.
2	and disciplinary matters as presented in today's	2	(Meeting concluded at 1:11 p.m.)
2	1		(mooning concluded at 1.11 p.m.)

1	Moving on to item 34 of the certification	1	Thank you
2	and disciplinary matters as presented in today's	2	(Me
3	agenda.	3	× ×
4	CHIEF MIRABAL: Chief Mirabal. I move to	4	
5	accept the settlement agreement of 180-day	5	
6	suspension.	6	
7	OFFICER WILLIAMS: I'll second that.	7	
8	MR. TEDROW: It has been moved and	8	
9	seconded.	9	
10	Is there any further discussion?	10	
11	Hearing no further discussion, all in	11	
12	favor of the motion, please state aye.	12	
13	Any opposition?	13	
14	Motion carries unanimously.	14	
15	Moving on to item 35 of the certification	15	
16	and disciplinary matters as presented in today's	16	
17	agenda.	17	
18	OFFICER WILLIAMS: Hence Williams. I'll	18	
19	make the motion to accept the settlement agreement	19	
20	of 80-hour suspension for Beth Hahn.	20	
21	MR. TEDROW: I will second that motion.	21	
22	It has been moved and seconded.	22	
23	Is there any further discussion?	23	
24	Hearing no further discussion, all in	24	
25	favor of the motion, state aye.	25	

13 (Pages 46 to 47)

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1	STATE OF NEW MEXICO	
2	SS	
3	COUNTY OF BERNALILLO	
4		
5	REPORTER'S CERTIFICATE	
6	I, ROBIN A. BRAZIL, New Mexico Certified	
7	Shorthand Reporter, DO HEREBY CERTIFY that I did	
8 9	report in stenographic shorthand the proceedings set	
9 10	forth herein, and the foregoing is a true and correct transcription of proceedings.	
11	I FURTHER CERTIFY that I am neither employed by	
12	nor related to any of the parties or attorneys in	
13	this case, and that I have no interest whatsoever in	
14	the final disposition of this case in any court.	
15		
16		
17		
18		
19	ROBIN A. BRAZIL, RPR BEAN & ASSOCIATES, INC.	
19	Certified Court Reporter, NM #154	
20	License expires: 12.31.23	
21		
22		
23		
24	(8369N) RAB	
25	Date taken: June 14, 2023	
23	Proofread by: AB	
1 2 3 4 5 6 7 8 9	RECEIPT JOB NUMBER: 8369N RAB June 14, 2023 CASE CAPTION: LEAB Board Meeting ************************************	
2 3 4 5 6 7	JOB NUMBER: 8369N RAB June 14, 2023 CASE CAPTION: LEAB Board Meeting ************************************	
2 3 4 5 6 7 8 9	JOB NUMBER: 8369N RAB June 14, 2023 CASE CAPTION: LEAB Board Meeting ************************************	
2 3 4 5 6 7 8 9 10	JOB NUMBER: 8369N RAB June 14, 2023 CASE CAPTION: LEAB Board Meeting ************************************	
2 3 4 5 6 7 8 9 10 11	JOB NUMBER: 8369N RAB June 14, 2023 CASE CAPTION: LEAB Board Meeting ************************************	
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2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22	JOB NUMBER: 8369N RAB June 14, 2023 CASE CAPTION: LEAB Board Meeting ************************************	

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1	STATE OF NEW MEXICO
2	SS
3	COUNTY OF BERNALILLO
4	
5	REPORTER'S CERTIFICATE
6	I, ROBIN A. BRAZIL, New Mexico Certified
7	Shorthand Reporter, DO HEREBY CERTIFY that I did
8	report in stenographic shorthand the proceedings set
9	forth herein, and the foregoing is a true and
10	correct transcription of proceedings.
11	I FURTHER CERTIFY that I am neither employed by
12	nor related to any of the parties or attorneys in
13	this case, and that I have no interest whatsoever in
14	the final disposition of this case in any court.
15	
16	•
17	$Q \rightarrow 1 \circ 0$
18	ROBIN A. BRAZIL, RPR
19	BEAN & ASSOCIATES, INC. Certified Court Reporter, NM #154
20	License expires: 12.31.23
21	
22	
23	
24	(8369N) RAB Date taken: June 14, 2023
25	Proofread by: AB
	SANTA FE OFFICE MAIN OFFICE
1	All Charles

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