

**NORTH CAROLINA CRIMINAL JUSTICE
EDUCATION AND TRAINING STANDARDS COMMISSION**

MINUTES

DATE: May 25, 2012

TIME: 9:00 A. M.

LOCATION: Wake Technical Community College - Public Safety Education Campus
Raleigh, North Carolina

SUBMITTED BY: Robert B. Yow
Interim Director

The Education and Training Committee, the Planning and Standards Committee, the Probable Cause Committee and the Executive Committee met on May 24, 2012 for their regular quarterly meetings. The Probable Cause Committee also met on May 23, 2012.

Chairman John Glenn called the meeting of the North Carolina Criminal Justice Education and Training Standards Commission to order at 9:00 a.m.

MEMBERS PRESENT

Mr. John Glenn
Chief Scott Cunningham
Mr. Eddie Caldwell
Chief Pat Bazemore
Chief Tim Hayworth
Chief Ira Jones
Mayor James Festerman
Ms. Stephanie Freeman
Mr. Johnny Hawkins
Chief Tim Ledford
Mayor Bobby Kilgore
Captain Terry Jones
Chief Bill Hollingsed
Sergeant Lorie Hersey
Mr. Robert Myrick
Mr. Charles Johnson
Dr. Bob Ruth
Mr. Ray Davis
Chief Wrenn Johnson
Ms. Robin Pendergraft
Colonel Mike Gilchrist
Mr. Brent Herron
Ms. Tracy McPherson
Ms. Angela Williams
Mr. Jeff Welty

MEMBERS ABSENT

Chief Scott Hunter
Mr. Lee Farnsworth
Mr. Johnson Britt
Mr. Steve Johnson
Ms. Gwen Norville
Ms. Diane Isaacs

VISITORS

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| Victoria Tanner | |
| Lauren Nelson | |
| Onnolea Starr | |
| Jonathan Bumgarner | Cary Police Department |
| Steven J. Taylor | Wayne Memorial Hospital Police Department |
| Lateria J. Scott, Jr. | N. C. Central University Police Department |
| Pecolia Johnson | |
| Monica Noble | |
| Dorine Harris | N. C. Department of Public Safety - Division of Adult Correction |
| Graham Sappington | Burlington Police Department |
| James Perry | |
| Candace Ripple | Elon Police Department |
| Wayne Woodard | |
| Mark Strickland | N. C. Justice Academy |
| Ralph Hines | |
| Melissa Hinnant | Southport Police Department |
| Gary Smith | Southport Police Department |
| Chief Jerry V. Dove | Southport Police Department |
| J.E. Krueger | Raleigh Police Department |
| D. W. Mead | Raleigh Police Department |
| Eugene Wilson Rose, Jr. | NC Department of Public Safety - Division of Adult Correction |
| Penny Peitz | Pinehurst Police Department |
| Chief Earl Phipps | Pinehurst Police Department |
| Floyd Thomas | Pinehurst Police Department |
| Nathan Gant | Knightdale Police Department |
| Chief Jason Godwin | Knightdale Police Department |
| Chris Darden | Knightdale Police Department |
| Danelle Cummings | |
| Stacy Holloman | N.C. Justice Academy |
| Donald Hamilton | Cary Police Department |
| Steven Wilkins | Cary Police Department |
| Wayne Ayers | N.C. Justice Academy |
| Stacy Green | |
| Joseph Giddeons | Wallace Police Department |
| Chief Bobby Maready | Wallace Police Department |
| Sergeant James H. Gantt | Wallace Police Department |
| Joyce Ruth | |
| Captain Alvin Carter | N. C. Central University Police Department |
| Lt. Robert Whitted | Hillsborough Police Department |
| Chief Duane Hampton | Hillsborough Police Department |
| Horatio Cameron, Jr. | |
| Cheryl Geiger | N. C. Central University Police Department |
| Chief Timothy Bellamy | N. C. Central University Police Department |
| John Aldridge | N. C. Department of Justice |
| Norman Young | N. C. Department of Justice |

STAFF

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| Robert Yow | Cathy Jordan | Richard Squires | Teresa Marrella |
| Pam Pope | Kim Pulley | Sharon Witherspoon | Ed Zapolsky |
| Lauren Tally | Jenny Howell | Gail Raper | Donna Byrd |

I. CALL TO ORDER

Commission Chairman John Glenn called the meeting to order. Ms. Donna Byrd, Clerk to the Commission, administered the Oath of Office to new member, Jeff Welty, Assistant Professor of Public Law and Local Government, who will be representing Mr. Michael Smith, Dean of UNC School of Government.

Following the roll call, Chairman Glenn declared that a quorum was present and welcomed all visitors to the Commission meeting.

Chairman Glenn personally thanked Mr. Jon Gregory and Dr. Tommy Edwards for hosting the Commission at the Wake Technical Community College - Public Safety Education Campus in Raleigh.

II. PRESENTATION OF RESOLUTIONS OF APPRECIATION

MOTION was made by Commissioner Eddie Caldwell on behalf of the Executive Committee that the Commission approve the Resolutions of Appreciation for Commissioners Frank Rogers and Tom Thornburg and former Director Wayne Woodard; seconded by Commissioner Ray Davis. The MOTION carried unanimously.

Vice-Chairman Caldwell stated that Commissioners Frank Rogers and Tom Thornburg were not able to attend the meeting. He stated that the Commission would present the resolutions to Commissioners Thornburg and Rogers at the August meeting.

Vice-Chairman Caldwell presented a Resolution of Appreciation to former Director Wayne Woodard, who retired May 1, 2012. Also, Chairman Glenn presented a plaque to Mr. Woodard on behalf of the Commission. Mr. Woodard accepted both items and told everyone that he was honored to work with the fine people at the Criminal Justice Standards Division and the Commission. He thanked the Commission for its commitment to the criminal justice profession in North Carolina.

**III. AWARDING OF ADVANCED CERTIFICATES
[Agenda Memorandum No. 02-12]**

Chairman Glenn reported that staff had evaluated the applications of one hundred and twenty-nine (129) candidates. There were one hundred and ten (110) candidates for the Advanced Law Enforcement Certificate and nineteen (19) candidates for the Advanced Criminal Justice Certificate. He noted that each of these applicants had met the requirements to receive the Advanced Certificate pin.

MOTION was made by Commissioner Robin Pendergraft that the Commission award the Advanced Law Enforcement Certificate or Advanced Criminal Justice Certificate to each named individual. The MOTION was seconded by Commissioner Ira Jones and carried unanimously.

The following individuals were present to personally receive their Advanced Law Enforcement and Advanced Criminal Justice Certificates:

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| Cheryl Ann Geiger | NC Central University Police Department Presented by Chief Bellamy, Captain AJ Carter |
| Jonathan Levi Bumgarner | Cary Police Department Presented by Commissioner Glenn |
| Nathan Daniel Gant | Knightdale Police Department Presented by Chief Bobby Maready |
| Joseph Trawick Giddeons | Wallace Police Department |

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| | Presented by Chief Bobby Maready |
| Melissa J. Hinnant | Southport Police Department Presented by Chief Jerry Dove |
| Penny Dale Peitz | Pinehurst Police Department Presented by Commissioner Glenn |
| Earl L. Phipps, Chief | Pinehurst Police Department Presented by Commissioner Glenn |
| Candace N. Ripple | Elon Police Department Presented by Lieutenant James Perry |
| Lateria J. Scott, Jr. | N.C. Central University Police Department Presented by Captain Alvin Carter |
| Steven Taylor | Wayne Memorial Hospital Company Police Department Presented by Commissioner Glenn |
| Robert Bradley Whitted | Hillsborough Police Department Presented by Chief Duane Hampton |
| Dorine F. Harris | N. C. Department of Public Safety - Division of Adult Correction Presented by Commissioner Stephanie Freeman |
| Eugene Wilson Rose, Jr. | N. C. Department of Public Safety - Division of Adult Correction Presented by Captain James |

IV. MINUTES OF FEBRUARY 24, 2012 MEETING

Chairman Glenn entertained a motion to approve the minutes.

MOTION was made by Commissioner Ira Jones that the Commission approve the minutes of the February 24, 2012 meeting as mailed. The MOTION was seconded by Commissioner Pendergraft and carried unanimously.

Chairman Glenn introduced Mr. Ralph Hines and stated that he could make his presentation and the Commission would speak with staff and Legal Counsel regarding his concerns. Mr. Hines stated that in 2006 he had returned from Iraq and found out that his certification was suspended for not completing his annual firearms qualification. Mr. Hines advised that he was told that he needed to complete his paperwork. He stated that he was separated from his department. Mr. Hines stated that he received letters from staff but they did not answer his questions. Mr. Hines stated that he had appealed his suspension to the Office of Administrative Hearings regarding his firearms qualification. Chairman Glenn advised Mr. Hines that the Commission was a separate entity. Chairman Glenn asked Mr. Hines to provide the Commission with a written list of questions and the Commission would respond in writing.

V. STANDING COMMITTEE REPORTS

A. Executive Committee - Chairman Eddie Caldwell

Chairman Caldwell reported that the Executive Committee met on May 24, 2012 at the Wake Technical Community College Public Safety Training Center in Raleigh. He related that Interim Director Robert "Bob" Yow was asked to gather materials on the process of selecting a Director. Chairman Caldwell explained the process to review the applications. He stated that once three individuals are selected from the list, they will be invited to interview with the full Commission. After

that, a list of three names would be given to the Attorney General for his appointment of the Director for the Criminal Justice Standards Division.

MOTION was made by Commissioner Caldwell on behalf of the Executive Committee that the Commission approve the proposed process to review the applications for the Criminal Justice Standards Division Director's position: June - Chair, Vice-Chairman and Interim Director review applications, July - Executive Committee review applications and conduct interviews; and August - Top three candidates interview with the full Commission; seconded by Commissioner Ray Davis. The MOTION carried unanimously.

Vice-Chairman Caldwell next stated that the Executive Committee discussed and approved the meeting dates for 2013. Chairman Caldwell reported that at the present time all of next year's meetings are scheduled to be held in Raleigh at the Wake Technical Community College on February 21-22, 2013, May 22-23, 2013, August 22-23, 2013 and November 21-22, 2013.

MOTION was made by Commissioner Caldwell on behalf of the Executive Committee that the Commission approve the proposed dates for the 2013 Commission meetings; seconded by Commissioner Pendergraft. The MOTION carried unanimously.

Vice-Chairman Caldwell stated that the Executive Committee approved a continuance in the administrative hearing case of Julian Sidberry until the August Commission meeting in order to provide Mr. Sidberry with proper notification of the hearing.

Chairman Caldwell next asked Interim Director Yow to give an update on the Criminal Justice Standards Division.

Mr. Yow stated that Standards Division staff has historically conducted Commission examinations at the conclusion of the Commission mandated courses at the course delivery site. Resources are such that the Executive Committee asked staff to prepare a proposal of how to conduct combined testing across the state. Mr. Yow stated that the proposal was presented to the Executive Committee for the calendar year 2013. He stated that a schedule of dates, locations and times of test administration would be provided to the school directors. He explained that individuals would be tested quickly at a site within driving distance of the course delivery site. Mr. Yow stated that once this proposal is finalized, it will be distributed to the delivery system so every school director will have the schedule for 2013.

MOTION was made by Commissioner Caldwell that on behalf of the Executive Committee that the Commission approve the combined Commission mandated testing plan as presented to be effective January 1, 2013; seconded by Commissioner Davis. The MOTION carried unanimously.

Mr. Caldwell asked Director Mark Strickland to give an update on the Justice Academy.

Mr. Strickland stated that the Justice Academy received a sexual assault education grant from the Governor's Crime Commission. He reported that the Academy hired Christine Johnson from the Kansas City Police Department, and she will be conducting classes on sexual assault investigations and sex crime investigations.

Mr. Strickland stated that the Academy has been working with Criminal Justice Standards staff in the development and delivery of the Concealed Carry Handgun Instructor Update course. He stated that eight training classes had been held across the state, and 788 individuals have been taught.

Mr. Strickland reported that the 2012 Justice Academy Telecommunicators' Conference at Salemburg was a success. Sixty individuals received training in Verbal Judo for Telecommunicators,

Human Trafficking Awareness, Tactical Dispatch, Crime Trends, Health and Wellness and Fire/EMS Responsibilities.

Mr. Strickland next reported that the Academy coordinated five training sessions on Sovereign Citizens. There were 199 individuals who received this valuable training.

Mr. Strickland concluded his report by stating that the Academy received two other grants from the Governor's Crime Commission. One grant is the 2012 Department of Justice Child Abuse and Maltreatment investigation training. He stated that these classes will be taught at both campuses as well as across the state of North Carolina. The second grant is for Enhanced Investigation Training on Domestic Violence, Dating Violence, Sexual Assault and Stalking. Mr. Strickland stated that 29 classes have been scheduled. These classes will be taught at: Jacksonville, Lumberton, Nags Head, Salisbury, Boone, Cherokee, Ocean Isle, Edneyville, Burlington and Salemburg.

B. Education and Training Committee - Chairperson Wrenn Johnson

Chairperson Johnson stated that the Education and Training Committee met at 1:30 p.m. on Thursday, May 24, 2012 at the Public Safety Training Center, Wake Technical Community College.

Chairperson Johnson stated that Commissioner Terry Jones, Chair of the Program Evaluation Subcommittee reported that Johnson C. Smith University in Charlotte has met the requirements as established under 12 NCAC 09B .0600, Certification of Postsecondary Criminal Justice Education Program. The subcommittee requested approval for the certification of Johnson C. Smith University's Criminology Program for a period of ten years.

MOTION was made by Commissioner Johnson that the Commission grant the certification of Johnson C. Smith University's Criminology Program as established by rule, under 12 NCAC 09B .0600, Certification of Postsecondary Criminal Justice Programs; seconded by Commissioner Terry Jones. The MOTION carried unanimously.

Chairperson Johnson stated that Jennifer Fisher, on behalf of the BLET Revision Committee presented a proposed name change and revisions to the block entitled "Individuals with Mental Illness or Mental Retardation." Based upon feedback from the field, the National Alliance on Mental Illness and the BLET Revision Committee, the following revision and change was presented: (1) A new lesson plan outline (2) Name change from "Individuals with Mental Illness or Mental Retardation" to "Individuals with Mental Illness or Developmental Disabilities."

MOTION was made by Commissioner Johnson that the Commission authorize the Planning and Standards Committee to conduct a rule-making hearing to amend 12 NCAC 09B .0205(3)(D) and all other related rules to reflect the following lesson plan name change in BLET: change the current title "Individuals with Mental Illness or Mental Retardation" to "Individuals with Mental Illness or Developmental Disabilities;" seconded by Commissioner Terry Jones. The MOTION carried unanimously.

Chairperson Johnson stated that Dan Worley, School Director for the Specialized Driver Instructor Training Courses with North Carolina Justice Academy reported on behalf of the Specialized Driver Training Advisory Committee requesting pilot authority to implement revisions and a change in hours for the Specialized Driver Instructor Training Course. The revisions and changes are as follows: Course Orientation (revision); Prequalification/Driver Practicum - increase hours from 19 to 32; General Mechanical Knowledge - increase hours from 1 to 2; Before-Operation Inspection (revision); Laws of Natural Force & Operating Characteristics (revision); Fundamentals of Professional Liability for Trainers - name change to Legal and Operational Considerations for the Driver Instructor; New Topic - Course Description Packet and North Carolina Administrative Code Review Section - 1 hour; increase in minimum hours from 35 to 50; requested pilot authority effective June 1, 2012 for a

period of one year. The Education and Training Committee approved this request.

Also, Dan Worley, on behalf of the Speed Measuring Instrument Advisory Committee, requested revisions for the current course supplements: Appendix A/Appendix C - addition of two speed measuring instruments; Appendix C - #2f. - removal of "certified" speedometer; Appendix A - removal of instruments. The Education and Training Committee approved this request.

Chairperson Johnson next reported that Commissioner Terry Jones, on behalf of the School Accreditation Subcommittee, recommended reaccreditation renewal and accreditation for a period of five years to the following schools: Sampson Community College, Beaufort Community College, Alamance Community College, Durham Police Department, Coastal Carolina Community College, Nash Community College and Surry Community College for General Instructor Training. The Committee approved this request.

Chairperson Johnson reported that Charles Walston, Deputy Director of the Office of Staff Development and Training on behalf of the North Carolina Department of Public Safety, requested to switch from the CPR/First Aid curriculum provided by the American Red Cross to the Heartsaver Program for the Professional Rescuer curriculum provided by the American Heart Association in the following courses: Basic Training for Correctional Officers - Basic Life Support (CPR & First Aid) and Basic Training for Probation/Parole Officers - Basic Life Support (CPR & First Aid). The Committee approved this request. Also, Mr. Walston provided an update on the curriculum revisions for the Division of Juvenile Justice and Delinquency Prevention.

Chairperson Johnson stated that Ms. Fisher noted that the BLET Revision Committee reported that in the Physical Fitness Training block of instruction, minor revisions had been made to the instructional materials. The "My Pyramid" information was revised to reflect the USDA food guide entitled "My Plate;" Arrest, Search, and Seizure/Constitutional Law - Minor revisions were made to the instructional materials specifically relating to the invocation of the right to counsel; Field Notetaking and Report Writing - Minor revisions were made throughout the lesson plan. Additionally, one of the videos was removed due to being outdated; Dealing with Victims and the Public - Minor revisions were made throughout the lesson plan and a video was removed due to lack of availability; Criminal Investigation - Minor revisions were made throughout the lesson plan. The videos were removed from this block of instruction because one video was no longer accessible and the other was outdated; Law Enforcement Driver Training - Minor revisions were made to the references and endnotes; Sheriff's Responsibilities: Detention Duties - Minor revisions were made to the lesson plan to include revised content about the "Quick Dip Confinement" and new content on the "Confinement in Response to a Violation (Dunk) Program. A handout was added containing screening questions that were removed from the lesson plan. Sheriff's Responsibilities: Court Duties - A video was removed due to lack of availability. Human Trafficking - A minor revision was made to the lesson plan to make a correction to the "myths and misconceptions" content. Explosives and Hazardous Materials Emergencies - The video "Suspicious Packages" was removed due to lack of availability.

Chairperson Johnson concluded her report by stating that the SMI Committee presented a list of instruments which will no longer have replacement parts available as that will make these instruments obsolete. The SMI Committee proposed a schedule for removal of the instruments from the North Carolina Approved Instrument List. Under this new schedule, the first batch of instruments will be considered for removal from the approved list in 2014, with other instruments to be reviewed in subsequent years.

C. Planning and Standards Committee - Chairperson Stephanie Freeman

Chairperson Freeman reported on the activity of the Forms Subcommittee which met April 17, 2012. She stated that Form F-5B (LE) will be presented to the Sheriffs' Commission in June 2012. She stated that upon approval by the Sheriffs' Commission this form will be mailed to agencies along with instructions on how to use it. The subcommittee requested staff to consider language for a new rule requiring all Standards Division forms be completed in their entirety. The subcommittee also

reviewed the changes to Form F-5A (DOC) and requested that the form be forwarded to the Department of Public Safety - Division of Adult Correction personnel for their review.

Chairperson Freeman stated that she did a presentation on the incidence of drug use and how it is affecting the applicant pool. She reported that one of the Planning and Standards Committee responsibilities is to study issues related to recruitment and retention in the state of North Carolina. The Committee has agreed to further study and survey law enforcement officers in North Carolina.

D. Probable Cause Committee - Chairman Ray Davis

Chairman Davis reported that the Probable Cause Committee met on May 23rd and May 24th. He reported that the Committee reviewed a total of thirty-four cases. He stated that the Committee recommended a lesser sanction of an "Official Written Reprimand" for three cases. He related that the Committee found probable cause in eleven cases and no probable cause in twenty-two cases. One case was continued until the August meeting.

MOTION was made by Commissioner Davis that the Commission accept a lesser sanction of a consent agreement for Memorandum No. 12/028 ; seconded by Commissioner Ira Jones. The MOTION carried unanimously.

MOTION was made by Commissioner Davis that the Commission accept a lesser sanction of a consent agreement for Memorandum No. 12/029; seconded by Commissioner Jones. The MOTION carried unanimously.

MOTION was made by Commissioner Davis that the Commission accept a lesser sanction of a consent agreement for Memorandum No. 12/038 ; seconded by Commissioner Jones. The MOTION carried unanimously.

Chairman Davis asked the Commission members to review the list of individuals that staff had certified after reviewing their criminal records. He advised that the Probable Cause Committee members reviewed and subsequently approved the issuance of certification to Dustin Allen Peoples.

VI. OTHER BUSINESS

None

VI. OLD BUSINESS

A. Old Business

Vice-Chairman Caldwell noted that on behalf of the Executive Committee, there have been meetings with Department of Justice leadership to look at the Standards Division budget. Beginning July 1, 2012 both Criminal Justice Standards and Sheriffs' Standards Divisions will begin managing their own budget. Vice-Chairman Caldwell stated that court costs were down and the Department of Justice was looking into this matter to find out why the court costs are lower each month. The Financial Services Section of the Department of Justice is very interested in looking at other sources of revenue that could possibly be used to supplement both Divisions.

B. Legal Counsel Report

Ms. Cathy Jordan distributed a document entitled "Pending Administrative Cases" for the membership's review:

1. Jay Eduard Krueger Petition for Judicial Review filed January 6, 2011 (Wake County); Official Record/Response filed 2/7/11; Addition of Counsel JA/CJ 3/25/11; To Be Heard Week of July 2, 2012.
2. Tommy Keith Lymon Petition for Judicial Review filed 4/29/10 (Wake County); Response filed 5/27/10; Sent Calendar Request for Week of 12/13/10 on 9/28/10; Hearing: December 15, 2010, 10:15AM; Remanded to OAH: Notice of Appeal/Motion to Stay filed 2/9/11; Proposed ROA sent to Gray 3/16/11; 30 days for Petitioner to submit obj/amendments: 4/15/11; Respondent filed Notice of Withdrawal w/Court of Appeals on 5/2/11; Letter to OAH requesting remand sent 5/6/11; Hearing: Continued; Interrogatories sent 11/30; 15 days: 12/17; resent 3/1; 15 days: 3/20; Hearing set for 3/26 & 3/28, 9:30AM; Raleigh; submit Proposed Decision by 6/4. FAD letter sent May 23rd; 35 days.
3. Mark Andrew Mauldin To Be Heard by the Commission on May 18, 2012.
4. Timothy Scott Phillips Heard at the May 2012 Commission meeting.
5. Ahmed Joseph Blake FAD letter sent May 23rd; 35 days.
6. Bryson Lawrence Cornett FAD sent 12/12; 35 days: 1/23; Petition for Judicial Review filed January 17th (Beaufort Co.); R/OR Due February 20th; PJR Response/Official Record Filed.
7. Petre Earl Franks FAD letter sent May 23rd; 35 days.
8. Darryl DeCotis Hearing: Continued - Status Report Due June 27th.
9. Derrick Wayne Knox PFD letter sent May 4th; 30 days: To Be Heard at the August 2012 Commission meeting.
10. Geary Michael Chlebus Hearing Set for Week of July 16, 2012.
11. James Sprunt Community College FAD letter sent May 23rd; 35 Days
12. John Benjamin Whitehurst Heard at the February 2012 Commission Meeting; Waiting to receive signed FAD.
13. Charles Lovelace Williams Hearing: June 14, 2012, 9:00 AM; Raleigh Motion to Compel Filed April 24th; waiting to hear from Judge regarding Motion to Compel.
14. Dillan Nathaniel Hymes PFD letter sent 5/4; 30 days: To Be Heard at the August 2012 Commission meeting.
15. Barbara Renay Whaley To Be Heard at the May 2012 Commission meeting.
17. Horatio Vernon Cameron, Jr. PFD letter sent May 4th; 30 days: To Be Heard at the August 2012 Commission meeting.
18. Robert Kendrick Mewborn To Be Heard at the May 2012 Commission meeting.
19. Stacey Lanier Green To Be Heard at the May 2012 Commission meeting.
20. Julian Maurice Sidberry To Be Heard at the May 2012 Commission meeting.
21. Darryl Howard PFD letter sent to Petitioner 4/19th; 30 days: To Be Heard at the August 2012 Commission meeting.
22. John Jay O'Neal Hearing: May 21, 2012, 9:00 am; New Bern
23. Charlesene Yvette Cotton Hearing: April 20, 2012, 9:30 AM; Raleigh
24. William James Becker Hearing: March 22, 2012, 9:30 AM; Greenville; submit Proposed Decision by June 6th.
25. James Philip Davenport Interrogatories sent April 17th; 15 days: Hearing: May 28, 2012; Raleigh.
26. Alvin Louis Daniels Interrogatories sent April 25th; Attorney requested until May 28, 2012 to return answers; Hearing: June 6, 2012, 9:30AM; Charlotte.

C. Final Agency Decisions

Ms. Lauren Tally noted that Norman Young would serve as the Commission's Legal Counsel for the Final Agency Decisions.

Chairman Glenn read the Recusal Statement to the Commission members and reminded everyone that both the Petitioner and the Respondent would be limited to 30 minutes of oral argument.

1. Ahmed Joseph Blake

Mr. Blake was not present to address the Commission.

Ms. Tally presented the case of Ahmed Joseph Blake, who was a police officer with the Greensboro Police Department. On January 17, 2009 Mr. Blake along with his girlfriend, Sandra Sanchez, were attending a birthday party for a fellow Greensboro Police Department officer. Ms. Tally stated that Ms. Lorraine Snyder, an employee with the North Carolina Justice Academy, was attending the party with an officer with the Greensboro Police Department. Ms. Snyder observed an argument between Mr. Blake and Ms. Sanchez. Ms. Tally stated that Ms. Snyder saw Mr. Blake hit and kick Ms. Sanchez once they were outside of the club. She stated that Ms. Snyder came to the door and told Mr. Blake, "You are not going to kick her like that," regarding Ms. Sanchez. Mr. Blake grabbed Ms. Snyder's neck and squeezed her neck until she fell to her knees. Ms. Tally said that there were pictures of a little bit of redness to Ms. Snyder's neck after the incident occurred. Ms. Tally stated that Ms. Sanchez returned to her vehicle while Mr. Blake was outside and officers were trying to calm him down. Ms. Tally stated that a Greensboro Police officer charged Mr. Blake with two counts of assault on a female. She asked that the Commission adopt the Proposed Final Agency Decision.

MOTION was made by Commissioner Caldwell that the Commission go into Closed Session; seconded by Commissioner Bob Ruth. The MOTION carried unanimously.

MOTION was made by Commissioner Terry Jones that the Commission return to Open Session; seconded by Commissioner Tim Hayworth. The MOTION carried unanimously.

MOTION was made by Commissioner Scott Cunningham that the Commission adopt the Proposed Final Agency Decision as submitted by Legal Counsel with modification to add Ahmed Joseph Blake's criminal justice officer certification be suspended for a period of not less than five years. The period of suspension begins on the date this ORDER is signed; seconded by Commissioner Charles Johnson. The MOTION carried unanimously. See Attachment I for the Commission's Final Agency Decision and Attachment II for the roll call vote.

2. Stacey Lanier Green

Ms. Jordan presented the case of Stacey Lanier Green, who was certified in 1993 with the Florida Criminal Justice Training and Standards Commission and was issued a correctional officer certification. In 2003, Federal and State law enforcement authorities conducted an investigation of illegal distribution of steroids among current and former Department of Correction employees. Ms. Jordan stated that during the investigation, authorities learned that the Petitioner served as a Department of Correction officer and the petitioner obtained steroids on multiple occasions from other Department of Correction employees. In 2004, law enforcement interviewed Mr. Green about the steroid investigation and the petitioner admitted to purchasing steroids from other Department of Correction employees. The

Petitioner admitted to unlawfully possessing these steroids. Ms. Jordan stated that the Florida Criminal Justice Training and Standards Commission filed an administrative complaint against the petitioner. The Commission alleged that Mr. Green pled guilty to Possession of Anabolic Steroids. In 2011, the petitioner submitted an application to the North Carolina Department of Correction to obtain certification as a correctional officer in North Carolina. Ms. Jordan stated that the Probable Cause Committee found probable cause to deny his certification in that he previously held a correctional officer certification in Florida and his certification was revoked. Ms. Jordan stated that the Administrative Law Judge denied Mr. Green's certification. She asked the Commission to adopt the Proposed Final Agency Decision.

Mr. Green stated that he has been employed two months with the North Carolina Department of Correction assuming that all of his paperwork had gone through. He admitted to using steroids for a very brief period in 2003. He stated that he fully cooperated with the investigation. He stated that he should have been decertified in Florida. He stated that he recently received an evaluation from the state of North Carolina which shows that he is a good employee.

MOTION was made by Commissioner Caldwell that the Commission go into Closed Session; seconded by Commissioner Bobby Kilgore. The MOTION carried unanimously.

MOTION was made by Commissioner Kilgore that the Commission return to Open Session; seconded by Commissioner Robin Pendergraft. The MOTION carried unanimously.

MOTION was made by Commissioner Charles Johnson that the Commission not adopt the Proposed Final Agency Decision to deny or suspend Stacey Lanier Green's correctional officer certification; seconded by Commissioner Ruth. The MOTION carried unanimously. See Attachment III for the Commission's Final Agency Decision and Attachment IV for the roll call vote.

Chairman Glenn explained to Mr. Green that the Commission took no action on his correctional officer certification and he could continue to work with the North Carolina Department of Public Safety.

3. Horatio Vernon Cameron, Jr.

Ms. Tally presented the case of Horatio Vernon Cameron, Jr. with one charge of material misrepresentation. In 2010, he signed a North Carolina Department of Correction Form F-5A asking for certification. Ms. Tally stated that Mr. Cameron failed to disclose that in 1997 his certification had been previously revoked by the Sheriffs' Commission in February of 1997. Following an investigation, the Sheriffs' Commission found probable cause in which the Petitioner was involved in cheating during the end of block examination in the basic detention officer course. He did not fully disclose that his certification had been revoked on his Form F-5A. Ms. Tally stated that the Petitioner denied that he was sent a notice that his certification was revoked. Evidence was presented that he had received notice by certified mail return receipt requested and that Mr. Cameron signed for the notice. Mr. Cameron admitted to living at the address listed on the certified mail which was delivered.

Mr. Cameron was present and stated that he has been employed with state government for eleven years. He stated that he is working with the North Carolina Department of Public Safety. Mr. Cameron stated that he knows that paperwork is very important. He stated that

he raised arguments at administrative law hearings that he did not receive the letter.

MOTION was made by Commissioner Caldwell that the Commission go into Closed Session; seconded by Commissioner Tracy McPherson. The MOTION carried unanimously.

MOTION was made by Commissioner Pendergraft that the Commission return to Open Session; seconded by Commissioner Wrenn Johnson. The MOTION carried unanimously.

MOTION was made by Commissioner Pendergraft that the Commission adopt the Proposed Final Agency Decision as written to deny Horatio Vernon Cameron, Jr.'s correctional officer certification for a period of not less three years based upon material misrepresentation of information required for certification; seconded by Commissioner Wrenn Johnson. The MOTION carried unanimously. See Attachment V for the Commission's Final Agency Decision and Attachment VI for the roll call vote.

IX. DATE OF NEXT MEETING

Chairman Glenn advised that the next Commission meeting is scheduled for August 23-24, 2012 in Raleigh. He stated that all committee meetings will begin on August 23rd at 9:00 am.

X. MOTION TO ADJOURN

MOTION was made by Commissioner Tim Ledford to adjourn the meeting. The MOTION was seconded by Commissioner Lorie Hersey and it carried unanimously.