



Kim Vickers  
Executive Director

# TEXAS COMMISSION ON LAW ENFORCEMENT OFFICER STANDARDS AND EDUCATION

## AGENDA – QUARTERLY MEETING

The quarterly meeting of the Texas Commission on Law Enforcement will be held on Thursday, September 6, 2012, at 9:30 a.m. The meeting will be held at the J.J. Pickle Research Campus, The Commons Learning Center, 10100 Burnet Road, Bldg 137, Austin, Texas. If this meeting cannot be concluded by 5:00 p.m., the commission may recess until Friday, September 7, 2012, at 9:00 a.m. where they will meet at the agency's headquarters building, 6330 East Hwy 290, Ste 200, Austin, Texas.

1. Call to order.
  - Presentation of colors
  - Pledge of Allegiance
  - Invocation
  - Roll call of members
  - Welcoming remarks

2. Reading of Line of Duty Deaths.

**Deputy Sheriff Michael Smith**

*Upton County Sheriff's Department*

*End of Watch Friday June 8, 2012*

Deputy Sheriff Michael Smith (age 44) was killed in an automobile accident while responding to a fire at an oil tank battery just before 0700 hrs. He was traveling northbound on Route 349, north of Rankin, when an oil-field truck crossed the centerline and struck his patrol car head-on.

Deputy Smith had served with the Upton County Sheriff's office for two years. He is survived by his wife, three sons and his daughter.

**Border Patrol Agent Leopoldo Cavazos, Jr.**

*U.S. Department of Homeland Security*

*End of Watch Friday July 6, 2012*

Border Patrol Agent Leopoldo Cavazos, Jr. (age 29), was patrolling an area along the border fence near Ft. Hancock, when he sustained fatal injuries from an ATV accident. Agent Cavazos had served with the United States Border Patrol for six years. He is survived by his expectant wife and two daughters.

**Border Patrol Agent James R. Dominguez**

*U.S. Department of Homeland Security*

*End of Watch Thursday July 19, 2012*

Border Patrol Agent James Dominguez (age 41), had stopped to assist a disabled motorist on US 90 near Cline, when he was struck by a pickup as he assisted the driver with a flat tire.

Agent Dominguez had served with the United States Border Patrol for 12 years and was assigned to the Del Rio Sector. He is survived by his wife, son and three daughters. He is also survived by his brother who is a Border Patrol Agent, and his father who is a retired Border Patrol Agent.

**Police Officer Joshua Williams**

*Waxahachie Police Department*

*End of Watch Saturday July 28, 2012*

Police Officer Joshua S. Williams (age 44) was killed when his patrol car was struck by a drunk driver at approximately 0130 hrs. He was responding to a disturbance at a fast food restaurant when his patrol car was struck by the driver of an SUV driving without its headlights on.

Officer Williams had served with the Waxahachie Police Department for 17 years. He is survived by his wife and three children.

**Deputy Sheriff Joshua S. Mitchell**

*Reagan County Sheriff's Department*

*End of Watch Wednesday August 1, 2012*

Deputy Sheriff Joshua Mitchell (age 25) was shot and killed as he and fellow officers searched for a suicidal suspect in Big Lake, shortly after 1800 hrs. The suspect opened fire fatally wounding Deputy Mitchell. Deputy Mitchell succumbed to his wounds while being transported to a hospital in San Angelo.

Deputy Mitchell had served with the Reagan County Sheriff's office for 6 years. He is survived by his wife.

**Constable Brian Bachmann**

*Brazos County Constable Pct 1*

*End of Watch Monday August 13, 2012*

Constable Bachmann was shot and killed while performing an eviction at a home in College Station at approximately 12:15 pm. The suspect also killed one civilian and wounded another. Two responding officers from the College Station Police Department were also wounded. The suspect was shot and killed.

Constable Bachmann served as the elected constable for 1 year, 7 months, and had served in law enforcement for over 18 years. He is survived by his wife and children.

3. Approval of the minutes of the June 7, 2012, Commission meeting at Austin, Texas.
4. Receive Presiding Officer's Report. Take action, if necessary.
5. Receive Executive Director's Report. Take action, if necessary.
6. Receive reports, items to discuss, follow-up items from previous meeting. Take action, if necessary.
  - a. Report from the Audit Committee which met on Wednesday, September 5
  - b. Conditions of probation for probated suspensions
  - c. Other
7. Discuss and take action on applications to be an approved law enforcement academy, contractual training provider or academic alternative provider.
  - a. Praetorian Group
  - b. Polk County Sheriff's Office
  - c. OSS Academy

8. Discuss and take action on the Request for Waiver of rules 215.15 Enrollment Standards and 217.1 Minimum Standards for Initial Licensure for Jeremy Paul Biscoe and the Huntsville Police Department.
9. Discuss and take action on proposed orders of amendments to existing rules.
  - 13\_01\_211.1. Definitions.
  - 13\_02\_211.29. Responsibilities of Agency Chief Administrators.
  - 13\_03\_215.13. Risk Assessment.
  - 13\_04\_215.15. Basic Licensing Enrollment Standards.
  - 13\_05\_217.1. Minimum Standards for Initial Licensure.
  - 13\_06\_217.2. Minimum Standards for Telecommunicators
  - 13\_07\_217.3. Application for License and Initial Report of Appointment.
  - 13\_08\_217.5. Denial and Cancellation.
  - 13\_09\_217.21. Firearms Proficiency Requirements.
  - 13\_10\_221.19. Firearms Instructor Proficiency.
  - 13\_11\_221.25. Civil Process Proficiency.
  - 13\_12\_221.27. Instructor Proficiency.
  - 13\_13\_221.28. Advanced Instructor Proficiency.
  - 13\_14\_221.29. Special Investigator Certificate.
  - 13\_15\_221.37. Cybercrime Investigator Proficiency
  - 13\_16\_221.39. Crime Prevention Specialist Proficiency.
  - 13\_17\_223.15. Suspension of License.
  - Proposed administrative penalty schedule.
10. Discuss and take action on proceedings for revocation, suspension, and other disciplinary actions.

## **Criminal Misconduct Orders**

### **Statutory Revocation Orders**

Chavez, Joe	09-06-0587LR	Texas Alcoholic Beverage Commission
Martinez, Guadalupe M.	10-07-0695LR	Val Verde Correctional Facility
	11-01-0310LR	

### **Statutory Suspension Orders**

Linan, Oscar M.	11-06-0976LS	Nueces County Sheriff's Office
Lindburg, Tyrone H.	11-02-0338LS	Splendora Police Department
Whitaker, Mitchell C.	11-06-1019LS	Mount Vernon Police Department

### **Default Suspension Orders**

Ageitos, Alexandra	11-02-0350LS	Harris County Sheriff's Office
Brown, Bobby G.	11-12-0252LS	Fort Worth Police Department
Craft, Kris T.	11-01-0261LS	Collin County Constable Pct. 3
Dennis, April N.	11-12-0200LS	Midland County Sheriff's Office
Dodge, Jr., Wendell A.	10-05-0534LS	Milam County Sheriff's Office
Dowlearn, Joseph A.	11-03-0489LS	Galveston County Sheriff's Office
Fobbs, Lakeisha L.	09-08-0781LS	Dallas County Sheriffs' Office

Hill, Kemetria L.	10-03-0388LS	Gregg County Sheriff's Office
Holguin, Erik E.	12-09-0007LS	Potter County Sheriff's Office
Hopkins, Ronald R.	11-05-0923LS	Houston Police Department
Hunnicut, Steven G.	11-07-1041LS	Allen Police Department
Kelly, Jr., Lynda F.	11-12-0235LS	Jefferson County Sheriff's Office
Lacy, Don D.	11-10-0084LS	Montgomery County Sheriff's Office
Landry, Jacob L.	10-07-0652LS	Fort Bend County Sheriff's Office
Lopez, Frank	11-11-0140LS	Crystal City Correctional Center
Lovell, Jeffrey W.	12-09-0024LS	Aransas Pass Police Department
Marek, Russell R.	10-08-0790LS	Palacios Police Department
Perez, Fernando G.	11-11-0144LS	Nueces County Sheriff's Office
Perez, Johnny C.	11-09-0016LS	Oyster Creek Police Department
Posley, Nicole S.	12-09-0022LS	Gregg County Sheriff's Office
Purdy, Jeremy D.	11-09-0023LS	Denton County Sheriff's Office
Rhoe, Jimmy D.	11-05-0944LS	Harris County Sheriff's Office
Rodriguez, Leonard I.	11-07-1061LS	Harris County Constable Pct. 6
Sanchez, Jr., Julian	11-06-1026LS	Dilley Police Department
Sanchez, Jr., Miguel A.	11-04-0630LS	El Paso County Sheriff's Office
Thornton, Xavier J.	10-02-0305LS	Delta County Sheriff's Office
Trejo, Ruben	11-05-0908LS	Houston Police Department
Wright, Delvin W.	11-09-0033LS	Limestone County Detention Center

#### **Agreed Waiver Suspension Orders**

Gantt, Jasalynn K.	11-05-0884LS	Dallas County Sheriff's Office
Guzman Jr., Arnulfo	12-04-0967LS	Uvalde County Sheriff's Office
Hetmer, Rodney W.	12-01-0372LS	Van Zandt County Constable Pct. 1
Luna, Lisa	12-03-0878LS	Bexar County Sheriff's Office
Sanchez, Jason D.	11-06-1020LS	Hardeman County Sheriff's Office
Smith, Van B.	10-08-0788LS	Shenandoah Police Department
Wilder, Jason E.	12-09-0023LS	Harris County Constable Pct. 5

#### **FY '09-'11: Continuing Education Noncompliance Orders**

##### **Default Suspension Orders**

Adams, Beth A.	12-02-0560LS	Lancaster Police Department
Aguilar, Eduardo	12-02-0574LS	Maverick County Constable Pct. 1
Albert, Danielle D.	12-02-0576LS	Dallam County Sheriff's Office
Alexander, Harold	12-02-0577LS	Harris County Constable Pct. 6
Almaguer, Juan M.	12-02-0578LS	Maverick County Constable Pct. 3 Place 1
Andes, Michael W.	12-02-0579LS	Orange Grove Police Department
Bell, David R.	12-02-0583LS	Liberty Police Department
Bevens, Charles W.	12-02-0585LS	Bexar County Sheriff's Office
Bishop, Jack C.	12-02-0586LS	Kemp Police Department
Blanco, Luis J.	12-02-0587LS	Eagle Pass Police Department
Blythe, Angela D.	12-02-0588LS	Bexar County Constable Pct. 3
Boswell, Jimmy W.	12-02-0589LS	Oyster Creek Police Department
Bucci, Ralph E.	12-02-0592LS	Milam County Constable Pct. 3
Campbell, James T.	12-02-0594LS	Hockley County Sheriff's Office
Campos, Ralph E.	12-02-0596LS	Bexar County Sheriff's Office



Carrizales, Jesus	12-02-0600LS	Webb County Sheriff's Office
Cashion, Eric T.	12-02-0602LS	Martin County Sheriff's Office
Castellano, Ramiro G.	12-02-0603LS	Cameron County Sheriff's Office
Christopher, Stanley D.	12-02-0610LS	Jasper Police Department
Clark, James M.	12-02-0611LS	Nolan County Sheriff's Office
Coronado, Robert R.	12-02-0619LS	La Coste Police Department
Cosby, Anthony L.	12-02-0620LS	Lipan City Marshal's Office
Courts, Coby	12-02-0640LS	Harris County Constable Pct. 6
Croley, Dustin W.	12-02-0641LS	Ore City Police Department
Culp, David K.	12-02-0643LS	Harris County Constable Pct. 3
Culpepper, Marshall T.	12-02-0644LS	52 <sup>nd</sup> Judicial District Attorney's Office
De Los Santos, David	12-02-0626LS	South Padre Island Police Dept.
Delesdernier, Jim M.	12-02-0624LS	Schleicher County Sheriff's Office
Dimacali, Mark A.	12-02-0630LS	Bishop Police Department
Dowty, Derek C.	12-02-0634LS	O'Donnell Police Department
Dudley, Parus E.	12-02-0637LS	Schertz Police Department
Eddleman, Robert G.	12-02-0646LS	Shamrock Police Department
Edwards, Derrick D.	12-02-0647LS	Harris County Constable Pct. 6
Ellsworth, Terry M.	12-02-0650LS	Hunt County Constable Pct. 3
Filoteo, Michael J.	12-02-0667LS	Bexar County Sheriff's Office
Filoteo, Shirlee S.	12-02-0668LS	Bexar County Sheriff's Office
Fletcher, Bradley J.	12-02-0669LS	Lavon City Marshal's Office
Flores, Arnold R.	12-02-0670LS	Laguna Vista Police Department
Flores, Ricardo	12-02-0674LS	El Paso Fire Department
Fredieu, Edwin L.	12-02-0676LS	Tyler County Sheriff's Office
Gamez, Leoncio	12-02-0680LS	Los Fresnos Police Department
Garcia, Francisco S.	12-02-0681LS	Edinburg Police Department
Garza, Jesus R.	12-02-0686LS	Maverick County Constable Pct. 3 Place 2
Gaytan, Ruben R.	12-02-0687LS	Bexar County Sheriff's Office
Gruetzner, Zachary C.	12-02-0694LS	Hamilton County Sheriff's Office
Guckian, Howard M.	12-02-0695LS	Rollingwood Police Department
Guest, Johnny P.	12-02-0696LS	Wise County Sheriff's Office
Harms, Debbie M.	12-02-0699LS	Wise County Sheriff's Office
Henson, Johnny G.	12-02-0704LS	San Augustine Police Department
Hernandez, Eduardo	12-02-0713LS	La Joya ISD Police Department
Holmes, Elroy	12-02-0717LS	Ralls Police Department
Holt, Faith D.	12-02-0718LS	Navarro County Sheriff's Office
Hunter, Jeffery T.	12-02-0719LS	Harris County Constable Pct. 6
Isbell, Scott B.	12-02-0715LS	Yoakum County Sheriff's Office
Jesttes, Michael J.	12-02-0721LS	Dallas County Sheriff's Office
Jones, Alvin D.	12-02-0724LS	Roman Forest Police Department
Kennedy, Derrick L.	12-02-0726LS	Rusk Police Department
Klingler, Curtis D.	12-02-0728LS	Grimes County District Attorney's Office
Kohler, Edward O.	12-02-0729LS	Bastrop County Sheriff's Office
Laurel, Francisco L.	12-02-0731LS	Webb County Sheriff's Office
Lemons, Charles J.	12-02-0732LS	Galveston Police Department
Lofton, David M.	12-02-0733LS	Guadalupe County Constable Pct. 3
Long, Jody M.	12-02-0734LS	Kemp Police Department
Lopez, Lisa J.	12-02-0735LS	Maverick County Constable Pct. 1
Marriott, Charles G.	12-02-0740LS	Slaton Police Department
Marshall, Don M.	12-02-0741LS	Bexar County Sheriff's Office

Marshall, Henry M.	12-02-0742LS	Crosby County Sheriff's Office
Mercer, Luke W.	12-02-0748LS	Travis County Constable Pct. 1
Metsgar, Cynthia L.	12-02-0750LS	Lubbock Intl. Airport Police Dept.
Miller, Carrell E.	12-02-0752LS	Henderson County Constable Pct. 2
Miller, Emmitt M.	12-02-0753LS	Angelina County Sheriff's Office
Milner, Donald W.	12-02-0754LS	Polk County Sheriff's Office
Mitchell, Paul J.	12-02-0755LS	Matagorda County Constable Pct. 6
Molina, Roberto	12-02-0756LS	Duval County Sheriff's Office
Moreno, Elma G.	12-02-0758LS	Duval County Sheriff's Office
Morley, Jefferson L.	12-02-0760LS	West Tawakoni Police Department
Mott, Jason M.	12-02-0762LS	Rusk Police Department
Nevil, Dale M.	12-03-0765LS	Harris County Constable Pct. 3
Nguyen, Hank T.	12-03-0766LS	Harris County Constable Pct. 6
Oglesby, Patty M.	12-03-0769LS	Parker County Sheriff's Office
Olivarez, Edward	12-03-0770LS	Bexar County Sheriff's Office
Owen, Janna S.	12-03-0772LS	Callahan County Attorney's Office
Pena, Abel	12-01-0441LS	Laredo Police Department
Perkins, David M.	12-03-0787LS	Kleberg County Constable Pct. 1
Pritchett, Charles G.	12-03-0789LS	Tarrant County District Attorney's Office
Ramirez, Carlos H.	12-03-0791LS	Crystal City Police Department
Ramirez, Manuel C.	12-03-0792LS	Jefferson County Sheriff's Office
Rankin, Walter H.	12-03-0794LS	Harris County Constable Pct. 1
Renault, Virginia A.	12-03-0798LS	Harris County Constable Pct. 4
Rodriguez, Leobardo	12-03-0803LS	Maverick County Constable Pct. 2
Ruiz, Johnny J.	12-03-0809LS	Bexar County Constable Pct. 2
Russell, Billy J.	12-03-0811LS	Tarrant County Constable Pct. 2
Russell, William E.	12-03-0812LS	Tarrant Reg. Water District
Sanders, Nathan G.	12-03-0809LS	Walker County Sheriff's Office
Sanderson, Daniel W.	12-03-0813LS	Hardin County District Attorney's Office
Self, Cindy D.	12-03-0815LS	Tyler County Sheriff's Office
Sherman, Michael W.	12-03-0819LS	Shelby County Sheriff's Office
Shoemaker, William D.	12-03-0820LS	Walker County Constable Pct. 3
Shouse, Carroll W.	12-03-0821LS	Fannin County Sheriff's Office
Smith, Jimmy D.	12-03-0826LS	Liberty-Eylau Rural Fire District
Smith, Ricky B.	12-03-0827LS	Gaines County Sheriff's Office
Stennett, Debbie M.	12-03-0829LS	Bexar County Sheriff's Office
Stephenson, Robby E.	12-03-0830LS	Bee County Sheriff's Office
Stevens, Richard L.	12-03-0831LS	Lavaca County Sheriff's Office
Stewart, Larry N.	12-03-0833LS	Galveston County Sheriff's Office
Stout, Gregory A.	12-01-0463LS	Rains County Sheriff's Office
Strybos, Shannon M.	12-03-0834LS	Chambers County Sheriff's Office
Thomas, Christopher E.	12-03-0835LS	Travis County Sheriff's Office
Trevino, Rick	12-03-0837LS	Corpus Christi Police Department
Underwood, Preston S.	12-03-0840LS	Dallas/FW Airport D.P.S.
Vallejo, Paul A.	12-03-0842LS	Lynn County Sheriff's Office
Valles, Alredo	12-03-0843LS	Encinal Police Department
Villarreal, Daniel G.	12-03-0845LS	Harris County Constable Pct. 6
Webber, David L.	12-03-0850LS	Cut and Shoot Police Department
Weisner, James I.	12-03-0853LS	Tarrant County Sheriff's Office
Wells, Royce G.	12-03-0854LS	Polk County Constable Pct. 1
White, Charles J.	12-03-0857LS	Franklin County Constable Pct. 1

White, Todd I.	12-03-0858LS
White, Joseph W.	12-03-0859LS
Woodard, Robert J.	12-03-0866LS

Fort Bend County Constable Pct. 2  
Swisher County Sheriff's Office  
Harris County Constable Pct. 6

#### **Agreed Waiver Suspension Orders**

Hensarling, Eric W.	12-02-0703LS
Lopez, Federico	12-02-0736LS
McCarty, Roy	12-02-0746LS
Olivarez, Samuel	12-03-0771LS
Pleytez, Carlos E.	12-03-0788LS
Rogers, Dale P.	12-03-0804LS

Tyler County Sheriff's Office  
Zapata County Sheriff's Office  
San Augustine County Constable Pct. 3  
Harris County Constable Pct. 6  
Montgomery Police Department  
Galveston Police Department

#### **Proposed Misconduct Orders**

##### **Proposed Agreed Suspension Orders**

Botello, III, Domingo M.	10-11-0169LS
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Travis County Sheriff's Office

##### **Proposal for Decision Orders**

Blue, Christopher E.	12-09-0040C
Cabral, Alfredo	10-04-0476LS
Carrier, Fairalee F.	10-08-0725LS
Copelin, Adam S.	11-03-0586LS
Essary, Bobby J.	11-03-0490LS
Fuentes, Jr., Jesus	10-12-0198LS
Jones, Thomas R.	11-06-1017LS
Martinez, John P.	09-01-0218LR
Reed, Jovon L.	12-10-0092LR

San Jacinto County Sheriff's Office  
Jacinto City Police Department  
Hale Center Police Department  
Nacogdoches County Sheriff's Office  
Hunt County Constable Pct. 4  
Elsa Police Department  
Merkel Police Department  
Nueces County Sheriff's Office  
Jersey Village Police Department

#### **For Information Only**

##### **Permanent Surrenders**

Altamirano, Giovanni N.	12-05-1006PS
Ault, Morton H.	12-05-1009PS
Barker, David E.	12-02-0631PS
Cavin, Michael A.	10-04-0450PS
Fomby, Angela S.	11-11-0153PS
Gunter, Jr., David K.	12-06-1053PS
Ledesma, Michael I.	12-10-0124PS
McLin, Sr., Kenneth R.	12-03-0777PS
Ramos, Raymond	12-05-1022PS
Reza, Ana L.	12-01-0377PS
Robinson, Mark E.	12-03-0802PS
Rozacky, Jason W.	10-09-0059PS
Villasenor, Johnny D.	12-05-1007PS

Harris County Sheriff's Office  
Helotes Police Department  
Crosby County Sheriff's Office  
Bexar County Sheriff's Office  
Hardin County Sheriff's Office  
Houston Police Department  
Bexar County Sheriff's Office  
Patton Village Police Department  
San Antonio Police Department  
El Paso Police Department  
Harris County Constable Pct. 1  
San Antonio Police Department  
Longview Police Department

### **Cancellation**

Brent, Shari L.                      12-11-0171C                      San Jacinto County Sheriff's Office

### **FY '09-'11: Continuing Education Noncompliance Orders**

#### **Reprimands**

Brown, Clara	12-02-0591RP	Texas Department of Public Safety
Cantu, Hector S.	12-02-0598RP	Lamesa Police Department
Couch, James E.	12-02-0621RP	Sunray Police Department
Johnson, Miguel F.	12-02-0723RP	Jarrell Police Department
Rosen, Ryan	12-03-0807RP	Dalworthington Gardens Police Department
Valdez, Oscar E.	12-03-0841RP	Bandera Police Department

11. Receive public comment on any topic, without action.
12. Executive Session to discuss pending litigation and personnel issues consistent with Section 551.074 and Section 551.071 of the Texas Government Code, Open Meetings Act.
13. Return from Executive Session to report and/or discuss further actions to be taken as a result of the Executive Session.
14. Adjourn.