OAH Docket No.: 5-2402-34724

STATE OF MINNESOTA BOARD OF PEACE OFFICER STANDARDS AND TRAINING

In the Matter of the Peace Officer License of Jason Allen Carlson License No. 17629

FINDINGS OF FACT, CONCLUSIONS OF LAW, AND FINAL ORDER

The above-entitled matter came before the Minnesota Board of Peace Officer Standards and Training on July 26, 2018. Anthony de Sam Lazaro, Assistant Attorney General, appeared on behalf of the Board's Complaint Investigation Committee. Licensee Jason Allen Carlson did not appear before the Board and was not represented by legal counsel.

The above-entitled matter came on for a prehearing conference before Administrative Law Judge Jeanne M. Cochran of the Office of Administrative Hearings on April 27, 2018.

There was no appearance by or on behalf of Carlson. The Committee moved for a default judgment. On May 10, Administrative Law Judge Cochran granted the motion and recommended the Board find Carlson in default and take action against Carlson's license.

Based on all the files, records and proceedings herein, and upon the report and recommendation of the Administrative Law Judge, the Board makes the following:

FINDINGS OF FACT

1. Based on its independent review of the record, the Board adopts in its entirety and incorporates as its own all of the findings of fact contained in the report and recommendation of the Administrative Law Judge.

2. Any conclusions of law in the report and recommendation of the Administrative Law Judge that should properly be termed findings of fact are hereby adopted as such.

CONCLUSIONS OF LAW

Based on the foregoing findings of fact, the Board makes the following conclusions of law:

- 1. The Board is authorized to take disciplinary action against the license of a peace officer for violation of the standards of conduct set forth in Minn. R. ch. 6700. Minn. Stat. § 626.8432, subd. 1(a)(3) (2016).
 - 2. The Board has jurisdiction in this matter under Minn. Stat. § 214.10 (2016).
- 3. The Board has complied with all relevant, substantive, and procedural requirements of statute and rule in this case. Carlson received proper notice of the prehearing conference in this matter.
- 4. Based on its independent review of the record, the Board adopts in its entirety and incorporates as its own all of the conclusions of law in the report and recommendation of the Administrative Law Judge.
- 5. Any findings of fact in the report and recommendation of the Administrative Law Judge that should properly be termed conclusions of law are hereby adopted as such.
 - 6. This order is in the public interest.

ORDER

Based on the forgoing findings of fact and conclusions of law, the Board issues the following order:

NOW, THEREFORE IT IS HEREBY ORDERED that the Minnesota peace officer license of Jason Allen Carlson is **REVOKED**.

Dated 7-26-2018

MINNESOTA BOARD OF PEACE OFFICER STANDARD AND TRAINING

Timothy Bildsoe, Chairman