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I hereby certify that 7 members out of 11 members were present at the time this order was considered and that 7 members voted Yes and 0 voted No.

  
\_\_\_\_\_  
Jack McDonald, Chairman  
Alaska Police Standards Council

*State of Alaska  
Alaska Police Standards Council  
Pouch N - Juneau, Alaska 99801*

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STATE OF ALASKA

ALASKA POLICE STANDARDS COUNCIL

In the Matter of  
DAVID L. CORNWALL  
Respondent.

No. APSC 94-04

AFFIDAVIT OF LADDIE SHAW

Laddie Shaw, being first duly sworn upon oath, here deposes and states that:

The Administrator alleges as follows:

A: I am employed as Administrator for the Alaska Police Standards Council (hereafter: Council).

B: As Administrator, my duties include the investigation of allegations and, when appropriate, the filing of an accusation which may result in the revocation of police certificates.

C: I have conducted an investigation into the matter of David L. Cornwall. Based upon the results of that investigation, and upon documents and records contained in council files, it is my information and belief that:

1. On or about February 18, 1975, the respondent was hired as a state trooper for the State of Alaska, Department of Public Safety.

2. On or about October 21, 1976, the respondent completed an application for certification on a form supplied by the Alaska Police Standards Council, requesting certification as a police officer.

3. On or about March 25, 1977, the respondent was certified as a police officer in the State of Alaska.

4. On or about April 5, 1993, the Alaska State Troopers in Fairbanks received a criminal complaint of "Sex Abuse of a Minor: involving the respondent.

5. On or about April 6, 1993, the respondent was arrested and charged with sexual abuse of a minor in the first degree.

State of Alaska  
Alaska Police Standards Council  
Box 111200  
Juneau, Alaska 99811-1200

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Juneau, Alaska 99811-1200

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2 6. On or about April 7, 1993 an Administrative  
3 Investigation was initiated, focusing on the charges of sexual  
4 misconduct against the respondent.

5 7. On or about February 11, 1994, the respondent was  
6 discharged for cause from his employment as a Alaska State  
7 Trooper for the State of Alaska.

8 8. On or about May 23, 1994, the respondent was convicted  
9 of sexual abuse of a minor in the second degree in the Superior  
10 Court for the State of Alaska, in violation of  
11 AS 11.41.436(a)(3).

12 D: On August 26, 1994, Laddie Shaw, Administrator of the  
13 Council sent to the respondent by U.S. mail, return receipt  
14 requested, documents consisting of an Accusation, Statutes of  
15 the Alaska Police Standards Council, the Administrative  
16 Procedures Act, and a Notice of Defense. The Accusation  
17 contained the allegations shown as number paragraphs 1-8.

18 E: On October 3, 1994, a United States Postal Service  
19 "Return Receipt," was received by the Council signed with the  
20 name (indistinguishable) in care of Michael J. Wehree Asst.  
21 Superintendent. The date of delivery block was postmarked  
22 September 29, 1994. A copy of the Return Receipt is attached to  
23 this affidavit.

24 F: The Notice of Defense and the letter dated August 25,  
25 1994 sent to the respondent contains instruction that the Notice  
26 must be filed with the Council within 15 days of receipt if the  
27 respondent wishes to request a hearing or otherwise object to  
28 the accusation.

29 G: The 15 day period during which respondent could have  
30 filed a Notice of Defense expired on October 13, 1994. As of  
31 the date of this Affidavit, no Notice of Defense has ever been  
32 received from the respondent.

H: I conclude that the conduct described in numbered  
paragraphs 1 through 8 demonstrates that the respondent lacks  
good moral character, and that respondent was discharged for  
cause. Respondent therefore does not meet the minimum  
standards for a certified police officer established under AS  
18.65.240(a)(2) and 13 AAC 85.110(a)(2).

Further you affiant sayeth naught.

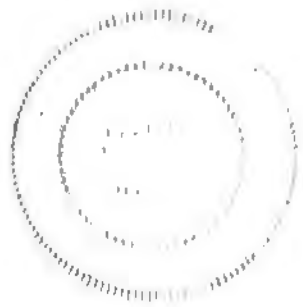
  
Laddie Shaw, Administrator  
Alaska Police Standards Council

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Subscribed and sworn to before me this 5<sup>th</sup> day of January  
      , 1995.

Wicky L. Hesse  
Notary Public in State of Alaska

3-14-98  
Commission Expires



*State of Alaska*  
*Alaska Police Standards Council*  
*Box 111200*  
*Juneau, Alaska 99811-1200*

STATE OF ALASKA  
ALASKA POLICE STANDARDS COUNCIL

In the Matter of )  
DAVID L. CORNWALL ) No. APSC 94-04  
Respondent. )

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ACCUSATION

Laddie Shaw, Administrator of the Police Standards Council, Department of Public Safety of the State of Alaska, moves to revoke the certificate of David L. Cornwall, as a police officer pursuant to AS 18.65.240(a)(2), AS 18.65.240(c), AS 18.65.270, AS 44.62.330 et. seq., 13 AAC 85.010(a)(3), 13 AAC 85.110(a)(2), and 13 AAC 85.110(a)(3).

The Administrator alleges as follows:

1. On or about February 18, 1975, the respondent was hired as a state trooper for the State of Alaska, Department of Public Safety.
2. On or about October 21, 1976, the respondent completed an application for certification on a form supplied by the Alaska Police Standards Council, requesting certification as a police officer.
3. On or about March 25, 1977, the respondent was certified as a police officer in the State of Alaska.
4. On or about April 5, 1993, the Alaska State Troopers in Fairbanks received a criminal complaint of "Sex Abuse of a

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2 Minor: involving the respondent.  
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5 5. On or about April 6, 1993, the respondent was arrested  
6 and charged with sexual abuse of a minor in the first degree.  
7

8 6. On or about April 7, 1993 an Administrative  
9 Investigation was initiated, focusing on the charges of sexual  
10 misconduct against the respondent.  
11

12 7. On or about February 11, 1994, the respondent was  
13 discharged for cause from his employment as a Alaska State  
14 Trooper for the State of Alaska.  
15

16 8. On or about May 23, 1994, the respondent was convicted  
17 of sexual abuse of a minor in the second degree in the Superior  
18 Court for the State of Alaska, in violation of  
19 AS 11.41.436(a)(3).  
20

21 COUNT I

22 9. Paragraphs 1 through 8 are incorporated by reference  
23 as though set forth in detail. In addition, the Administrator  
24 alleges that the conduct described in paragraphs 4-8  
25 demonstrates that the respondent lacks good moral character.  
26 The respondent therefore does not meet the minimum standards for  
27 a certified police officer established under AS 18.65.240(a)(2),  
28 13 AAC 85.010(a)(3), and 13 AAC 85.110(a)(3), and his police  
29 officer certificate should be revoked.  
30

31 COUNT II

32 10. Paragraphs 1 through 8 are incorporated by reference  
as though set forth in detail. In addition, the Administrator

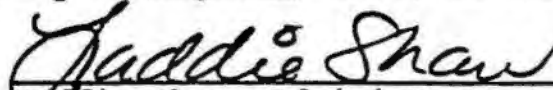
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alleges that respondent was discharged for cause from employment as a police officer in Alaska, and therefore, his police officer certificate should be revoked under AS 18.65.240(a)(2) and 13 AAC 85.110(a)(2).

WHEREFORE, the Administrator prays that David L. Cornwall's certificate as a police officer in the State of Alaska be revoked.

DATED this 25 day of August, 1994, at Juneau, Alaska.



Jaddie Shaw, Administrator  
Alaska Police Standards Council