

AMMENDED VERSION
LAW ENFORCEMENT TRAINING SUBCOMMITTEE
Chief Logan Conference Center
Logan, West Virginia
May 29, 2008

MEMBERS PRESENT: Colonel David Murphy
Retired Chief Ivin Lee

MEMBERS REPRESENTED: Colonel D. Lemmon by
Sergeant Curt Tilley
Sheriff Rodney Miller
By Sheriff Mike Rutherford
Chief Kevin Gessler by
Chief Steve Stephens
Retired Lieutenant Terry Miller by
Retired Deputy Dave Gentry
Ms. Patricia Hamilton by
Ms. Melissa Garretson

MEMBERS ABSENT: Retired Lieutenant Steve Walker
Ms. Suzan Singleton
The position occupied by Dr. Ervin V. Griffin Sr.
is vacant due to his resignation from the
LET Subcommittee and the vacancy as
yet not being filled.

STAFF: Retired Captain Chuck Sadler
Mr. Jeff Estep

AMMENDED VERSION

The May 29, 2008 meeting of the Law Enforcement Training (LET) Subcommittee, conducted at the Chief Logan Conference Center, located in Logan, West Virginia, was called to order by the Chair, Sergeant Curt Tilley, at 10:04 a.m. with seven (7) members either present or represented at the meeting.

The minutes of the April 24, 2008 meeting of LET Subcommittee had been mailed to the members prior to the meeting. Sergeant Tilley asked if there were any changes/corrections to be made to the minutes. Hearing no corrections that needed to be made Sergeant Tilley asked if there was a motion to accept the minutes as presented. Retired Chief Lee made a motion, seconded by Sheriff Rutherford, that the minutes of the April 24, 2008 meeting of the LET Subcommittee be accepted with the correction to be made. There being no discussion on the motion Sergeant Tilley called for questions. All present voted in favor of, with no negative votes cast, for the motion as made.

Sergeant Tilley asked for the presentation of the financial report by Retired Captain Sadler. Retired Captain Sadler provided the members with a copy of a balance sheet for the LET Fund dated 22 May 08. He advised the members that as reflected on the account balance sheet that there was a balance of \$120,340 in the LET Fund. There were no questions about the financial report as presented so Sergeant Tilley asked if there was a motion to be made by the members present to accept the financial report as presented. Chief Stephens made a motion, seconded by Retired Chief Lee, that the LET Fund's financial report be accepted as presented. There being no discussion on the motion Sergeant Tilley called for questions. All present voted in favor of, with no negative votes cast, for the motion as made.

Sergeant Tilley then initiated discussion on agenda item three. The applications of the below named individuals seeking to be certified as law enforcement training instructors were presented for consideration:

Officer Eleanor L. Cooper Mount Hope Police Department	Taser X26 and M26 Advanced Taser Radar/Lidar Instructor
Patrolman First Class Allen P. Hoffer Jr. Wheeling Police Department	Taser X26 and M26 Advanced Taser
Chief Deputy McCoy Pocahontas County Sheriff's Office	Taser X26 and M26 Advanced Taser
First Sergeant Reginald Patterson West Virginia State Police	Gangs Statement Analysis Identifying and Seizing Electronic Evidence Weapons System Police Management

Mr. Shawn E. Smith
West Virginia Alcohol Beverage
Control Administration (ABCA) ABCA Related Statutes & Legislative
Rules
ABCA Policies and Procedures

Sergeant Terry L. Stanley
Martinsburg Police Department Taser X26 and M26 Advanced Taser

Sergeant Tilley asked Retired Captain Sadler if these individuals met the standards to become certified law enforcement instructors. Retired Captain Sadler indicated that they did and recommended their approval as such.

A motion was made by Sheriff Rutherford, seconded by Retired Chief Lee, that these individuals be certified as law enforcement instructors. There being no discussion on the motion Sergeant Tilley called for questions. All present voted in favor of, with no negative votes cast, for the motion as made.

Sergeant Tilley then initiated discussion on agenda item four. The applications of the below named individuals seeking to be approved in additional areas of expertise from their original certification as law enforcement training instructors were presented for consideration:

Lieutenant Sean Crosier Kanawha County Sheriff's Office	Basic S.W.A.T. Operations Advanced S.W.A.T. Operations
Corporal Kevin Kettler Wheeling Police Department	Taser X26 and M26 Advanced Taser
Lieutenant Thomas Mitchell Wheeling Police Department	Taser X26 and M26 Advanced Taser
Major William Porterfield West Virginia State University Department of Public Safety	Patrol Response to Active Shooter

Sergeant Tilley asked Retired Captain Sadler if these individuals met the standards to be approved in the additional areas of expertise as a certified law enforcement instructor. Retired Captain Sadler indicated that they did and recommended their approval as such.

A motion was made by Retired Chief Lee, seconded by Chief Stephens, that the listed individuals be certified in the additional areas of expertise listed as a law enforcement instructor. Sheriff Rutherford had a question for the Chair, Sergeant Tilley, as to whether he needed to abstain from voting in that one of the recommended individuals worked for his agency. Sergeant Tilley advised that because of the nature of the meeting business being acted/voted upon that it was not necessary for him to abstain from voting on the motion as presented and seconded.

Fifty-five (55) hours 27-31 May 08
Basic SWAT
Instructor: Lieutenants Crosier and Stover and Sergeants Pauley and
Vititoe
Charleston, WV

KENOVA POLICE DEPARTMENT

Eight (8) hours Date to be set
Stalking – What the Police Need to Know
Instructor: Dr. Sandra Kiser-Griffith
Kenova, WV

LEWISBURG POLICE DEPARTMENT

Eight (8) hours 2 May 08
Children of Divorce – When Custody Issues and Abuse Allegations Intersect
Instructor: Ms S Vlajk
Lewisburg, WV

NICHOLAS COUNTY SHERIFF'S OFFICE

Twelve (12) hours 8-9 May 08, 15-16 May 08, 22-23 May 08,
29-30 May 08 and 5-6 Jun 08
Report Beam – Electronic Crash Report Training
Instructor: Sergeants Paul O'Dell and Jeremy Ray
Summersville, WV

Four (4) hours 9, 16, 23, 30 May 08 and 6 Jun 08
Police Radar Re-Certification Course
Instructor: Sergeant Paul O'Dell
Summersville, WV

NORFOLK SOUTHERN POLICE DEPARTMENT

Sixteen (16) hours 20-21 May 08
Grade Crossing Collision Investigation
Instructor: Supervisory Special Agent K. Young
Welch, WV

OHIO COUNTY SUBSTANCE ABUSE PREVENTION COALITION

Three (3) hours 25 Jun 08
Youth in Action – Alcohol Sales/Enforcement Programs
Instructor: Ms. Julia Haines
Wheeling, WV

WEST VIRGINIA DIVISION OF NATURAL RESOURCES

Four (4) hours 14 and 15 May 08, 9, 10, 18 and 25 Jun 08
Decision Shooting – Shapes, Colors and Numbers
Instructor: Lieutenant T Coleman, Sergeants V Nosse, R Clark, W Persinger
W Brogan and T Tolley
Multiple locations at DNR District Ranges

WEST VIRGINIA STATE POLICE

Forty (40) hours 2-6 Jun 08

Basic Drug Investigations

Instructor: First Sergeant D Lucas, Sergeants J Centeno, T Smith, J Adams and
P Koerner
Dunbar, WV

Sixteen (16) hours 24-25 Jun 08

Tactical Shotgun

Instructor: Officer Harry Teare
Dunbar, WV

WEST VIRGINIA STATE UNIVERSITY POLICE DEPARTMENT

Eight (8) hours 30 May 08

Tactical Handgun Level II

Instructor: Officer Harry Teare
Institute, WV

Sergeant Tilley asked if these classes met the criteria to be approved as annual in-service classes. Retired Captain Sadler indicated that they did. Sergeant Tilley asked if there were any questions concerning them. Hearing none he moved to agenda item 5.B.

The following annual level in-service training programs to be conducted during the 2009 Training Year were presented for consideration and approval:

CIRCLE SOLUTIONS INC FOR COPS OFFICE

Eight (8) hours 2 Oct 08

Clandestine Laboratory Enforcement

Instructor: Mr. Mike Campbell
Morgantown, WV

Four (4) hours 3 Oct 08

Clandestine Laboratory Awareness for First Responders

Instructor: Mr. Mike Campbell
Morgantown, WV

FBI

Forty (40) hours 16-22 Jul 08 and 29 Oct 08 – 4 Nov 08

Basic Instructor Development Course

Instructor: Special Agent Harry Carlile
Clarksburg, WV

HARDY COUNTY SHERIFF'S OFFICE

Thirty-four (34) hours 25-29 Aug 08

Basic Crime Scene Reconstruction

Instructor: Ms. Jan Johnson
Baker, WV

Thirty-four (34) hours 15-19 Dec 08
Advanced Crime Scene Reconstruction
Instructor: Ms. Jan Johnson
Baker, WV

HIGH TECH CRIME INSTITUTE

Twenty-four (24) hours 15-18 Jul 08
Cell Phone and Portable Storage Forensics
Instructor: Mr. Stephen Pearson
Norfolk, VA

LORMAN EDUCATION SERVICES

One (1) hour 13 Aug 08
Fire and Explosion: Cause and Origin Investigations
Instructor: Mr. Ali Reza
Teleconference

One (1) hour 7 Aug 08
Civil Gang Injunctions: How to Prevent Gang Violence
Instructor: Mr. James A. McDougal, Esquire
Teleconference

MERCER COUNTY SHERIFF'S OFFICE

Twenty-four (24) hours 16-18 Jul 08
Domestic Drug Interdiction
Instructor: Adjunct Staff Multijurisdictional Counter Drug Task Force Group
Princeton, WV

WEST VIRGINIA PROSECUTING ATTORNEY'S INSTITUTE

Forty (40) hours 15-19 Sep 08
Finding Words WV 2008
Instructor: Adjunct Staff American Prosecutor's Research Institute
Huntington, WV

Sergeant Tilley asked if these classes met the criteria to be approved as annual in-service classes. Retired Captain Sadler indicated that they did. Colonel Murphy had a question concerning what the subject area that was covered in the class entitled Cell Phone and Portable Storage Forensics. Sergeant Tilley responded that this class trained officers in how to secure and subsequently access and remove information related to applicable criminal activities on cell phones and electronic devices carried by individuals.

Sergeant Tilley asked if there were any other questions concerning the classes. Hearing no other questions he moved to agenda item 5.C. The following supervisory level in-service training program to be conducted during the 2008 Training Year was presented for consideration and approval:

WEST VIRGINIA STATE UNIVERSITY POLICE DEPARTMENT

Four (4) hours 26 Jun 08

Planning and Decision Making

Instructor: Officer Don Underwood

Institute, WV

Sergeant Tilley asked if this class met the criteria to be approved as supervisory in-service classes. Retired Captain Sadler indicated that it did. Sergeant Tilley asked if there was any questions concerning this recommended class. Hearing none he moved to agenda item 5.D.

The personal level in-service training programs to be conducted during the 2008 Training Year listed as follows were presented for consideration and approval.

CHARLESTON POLICE DEPARTMENT

Annual In-Service

Senior Patrolman Eric Loudermilk

Forty (40) hours 12-16 May 08

Verbal Judo Instructor Course

Asheville North Carolina Police Department

Asheville, NC

Annual In-Service

Patrolman Mark Petty

Patrolman Justin Doughty

Patrolman Clarence Howell

Patrolman Justin Hackney

Thirty-two (32) hours 30 Jun 08 – 3 Jul 08

Alcohol Detection and Prosecution

Ohio Peace Officer's Academy

London, Ohio

Annual In-Service

Corporal Gary Daniels

Corporal Tony Hazelett

Sixty (60) hours 5-10 May 08

Computer Voice Stress Analyzer (CVSA) Examiner's Course

National Institute for Truth Verification

Nashville, TN

Patrolman Chad Sizemore

Patrolman J. D. Matheny

Twenty-four (24) hours 24-26 Jun 08

Symposium on Alcohol and Drug Impaired Driving Enforcement

Institute for Police Technology and Management

Orlando, FL

MORGANTOWN POLICE DEPARTMENT

Annual In-Service

Patrolman First Class Troy Ball

Patrolman First Class Robert Balderson

One Hundred and Twenty (120) hours 12-23 May 08

Police Motorcycle Operator Training and Certification National Academy

Northwestern University Center for Public Safety

Allentown, PA

Supervisory In-Service

Sergeant James Robinson

Twenty-four (24) hours 28-30 Apr 08

OPTAC International Tactical Command Program

OPTAC International

Chesapeake Police Academy

Chesapeake, VA

WEIRTON POLICE DEPARTMENT

Annual In-Service

Chief Bruce Marshall

Detective Brian Beatty

Detective Gerald Spencer

Twenty-four (24) hours 19-21 May 08

Reid Technique of Interview and Interrogation

Reid and Associates

Pittsburgh, PA

Annual In-Service

Detective Rob Alexander

Detective Ricky Grishkevich

Forty (40) hours 23-27 Jun 08

FBI Laboratory Specialized Training Program

FBI

Huntington, WV

WHEELING POLICE DEPARTMENT

Annual In-Service

Two officers to be named

Five (5) hours 7 May 08

Concealed Compartment Training

Drug Enforcement Administration (DEA)

Greensburg, PA

Sergeant Tilley asked Retired Captain Sadler if these classes met the standards to be approved for personal in-service training. Retired Captain Sadler stated that all the classes listed did and recommended their approval. Sergeant Tilley asked if there were any questions concerning these personal in-service classes. Hearing none he moved to agenda item 5.E.

The following personal in-service class to be completed during the 2009 Training Year was presented for consideration.

JEFFERSON COUNTY SHERIFF'S OFFICE

Annual In-Service

Lieutenant Tom Hansen

Twenty-one (21) hours 21-23 Jul 08

2008 National Institute of Justice (NIJ) Annual Conference

NIJ

Washington, DC

Sergeant Tilley asked Retired Captain Sadler if this class met the standards to be approved for personal in-service training. Retired Captain Sadler stated that it did and recommended it's approval. Sergeant Tilley asked if there were any questions concerning this personal in-service class. Hearing none he moved to agenda item 5.F.

Sergeant Tilley presented the class that the West Virginia Alcohol Beverage Control Administration had presented for in-service approval. He indicated that staff from the ABCA had participated in his basic instructor development program and had applicable levels of experience and expertise in the area that they would be instructing in. A number had already been approved as certified law enforcement instructors in ABCA related topic areas. This training was going to be initially presented to ABCA investigators and employees and would then be opened up to law enforcement officers.

Sergeant Tilley recommended its approval and asked if there were any questions concerning the class. Hearing none he asked if there was a motion concerning the classes presented under agenda item 5.A-F.

A motion was made by Colonel Murphy, seconded by Sheriff Rutherford that the listed classes for applicable in-service credit under agenda item 5.A. to 5.F. be approved. There being no discussion on the motion Sergeant Tilley called for questions. All present voted in favor of, with no negative votes cast, for the motion as made.

Sergeant Tilley then addressed agenda item 6 with the members present. He stated that the listing provided under page 21 of the agenda packet was the names of the individuals who had successfully completed the full training program that comprised the 58th Cadet Class. As such he recommended to the members present that they be approved to be certified as law enforcements officers in the State of West Virginia.

He asked if there were any questions. Hearing none he asked if there was a motion concerning agenda item 6. Colonel Murphy made a motion, seconded by Sheriff Rutherford, that the individuals who had graduated from the 58th Cadet Class be approved as certified law enforcement officers in West Virginia. There being no discussion on the motion Sergeant Tilley called for questions. All present voted in favor of, with no negative votes cast, for the motion as made.

Sergeant Tilley then addressed agenda item 7 with the members present. He stated that the listing provided under pages 22-23 of the agenda packet was the names of the individuals who had successfully completed the full training program that comprised the 133rd Basic Class. As such he recommended to the members present that they be approved to be certified as law enforcements officers in the State of West Virginia.

He asked if there were any questions. Hearing none he asked if there was a motion concerning agenda item 6. Colonel Murphy made a motion, seconded by Chief Stephens, that the individuals who had graduated from the 133rd Basic Class be approved as certified law enforcement officers in West Virginia. There being no discussion on the motion Sergeant Tilley called for questions. All present voted in favor of, with no negative votes cast, for the motion as made.

Sergeant Tilley then initiated discussion on agenda item 8 by indicating that this item provided the members with the course schedule for the 134th Basic Class that was running May 5, 2008 to August 22, 2008. While the course schedule was consistent with the prior approval of the entry level training program by the LET Subcommittee he, as the Director of Training at the West Virginia State Police Academy and Retired Captain Sadler had wanted the members to see what the program consisted of for the current class.

Sergeant Tilley did indicate to the members that a review was underway by the Academy staff as to the existing entry level training program as to the classes to be presented and their length. The review was a standard one to insure that all applicable classes were being presented and in the length necessary to insure that the student officers were learning the necessary skills to function as law enforcement officers in this state.

He asked for any input that the committee members had, at this time, or in the future, as to suggested skill and subject areas to be covered. Sergeant Tilley advised the members that serious consideration was being given to bringing in a motivational style speaker every other Tuesday evening to speak to the student officers. As an example he cited bringing in Lieutenant Eric Johnson or Retired Deputy Dave Gentry to talk with the officers as to their experiences and how they had addressed them and how training helped them.

Retired Chief Lee indicated that she thought that it was important that more time be devoted to the investigation and prosecution, as applicable, of hate crimes. While the subject area was being covered in the current curriculum it did not appear from recent events that officers were learning all that they needed to properly allow them to handle them.

Sheriff Rutherford asked that consideration be given to the addition of subject areas of process serving and court security. He recognized that these were duties primarily related to Sheriff's Deputies but that at times were applicable to Municipal Officers as well. He asked if taser training was presented at this time, or being considered to be presented. Sergeant Tilley advised that it was not in that

not all agencies used such devices. That topic area, along with others, were regularly reviewed to determine if there was sufficient use, or need to know by officers, by officers around the state to be incorporated into the entry level training curriculum.

Chief Stephens asked in the Report Beam, Electronic Crash Reporting Form, was to be added. Sergeant Tilley advised that current classes were already being taught this subject area inside the crash investigation course and that they would continue to be now that the implantation of that report had been set for July 2008.

Sergeant Tilley asked if there were any other comments or questions concerning the curriculum review or the curriculum for the 134th Basic Class. Hearing none, he asked if there was a motion concerning the curriculum and advised that the same curriculum would be presented for the 135th Basic Class that would be starting June 16, 2008.

Sheriff Rutherford made a motion, seconded by Retired Chief Lee, that the curriculum as presented be approved for the 134th and 135th Basic Classes. There being no discussion on the motion Sergeant Tilley called for questions. All present voted in favor of, with no negative votes cast, for the motion as made.

Sergeant Tilley then initiated discussion on agenda item 9 as to the request for funding in the amount of \$123,678 from the West Virginia State Police from the LET Fund for the operation of the 135th Basic Class set for June 16, 2008 to October 3, 2008. He reviewed with the members that this class was being run in effect back to back with the 134th Basic Class that had started May 5, 2008 to address the number of officers pending training in the entry level training program.

As an example of the number of individuals and the classes he advised the following concerning the 134th Basic Class:

- 72 had been invited to be ready to participate in the projected class of 50
- 8 could not participate even before testing
- 64 were scheduled to test
- 58 showed up
- 9 failed the PAT
- 49 started the 134th Basic Class

With that he was still able to again invite 72 individuals for participation in the 135th Basic Class. He did indicate that this class would directly address the number pending training.

Sergeant Tilley asked the members present for their consensus approval to discuss and consider agenda item 10 at this time as well. Such approval was indicated.

Sergeant Tilley reviewed with the members that a request in the amount of \$195,623 in funding from the LET Fund made by the West Virginia State Police for

the provision of the coverage of the salaries of support staff at the Academy had been tabled from the April 24, 2008 meeting of the LET Subcommittee. This request would be used to cover the salaries of five civilian support staff directly involved in the operation of the Academy's entry level training program.

Sergeant Tilley and Mr. Estep discussed with the members the status if the provision of funds to the LET Fund from the forfeited funds provided to the state under the Perdue Pharma forfeiture action. Mr. Estep advised that \$290,000 of these funds would be going into the LET Fund at this time as outlined under the plan concerning the use and expenditure of the forfeited funds. That transfer was to be completed shortly.

It was his recommendation to the members that the funds requested under agenda items 9 and 10 be approved contingent on funds being present in the LET Fund to award them. Retired Captain Sadler advised that with the fund balance being 120,340 on the 22nd of May that with applicable deposits regularly received that there would be enough at this time to cover the awarding of agenda item 9.

Colonel Murphy made a motion, seconded by Sheriff Rutherford, that \$123,678 in funds from the LET Fund be awarded for the operation of the 134th Basic Class and that \$195,623 in funds from the LET Fund be awarded for the support staff salaries for the requested Academy staff for the Fiscal 2009 year, both awards being made contingent upon the requirement that sufficient funds being present in the account at the time of their award, the first award being made for the 134th Basic Class. There being no discussion on the motion Sergeant Tilley called for questions. All present voted in favor of, with no negative votes cast, for the motion as made.

Sergeant Tilley then initiated discussion on agenda item 11 as to the application of a grant application prepared and submitted on behalf of the LET Fund to the Commission on Drunk Driving Prevention (CDDP). Retired Captain Sadler reviewed that a request had been submitted for \$32,500 for FY2009 period. The funds were for the reimbursement of the cost of impaired driving related classes presented during the entry level training classes. Previous awards had been regularly received from the CDDP that directly benefited and enabled the LET program to continue the presentation of such training.

There being no questions on agenda item 11 Sergeant Tilley initiated discussion on agenda item 12 as to the update of the appeal by Former Officer W Morris concerning the decision of the subcommittee at its March 27, 2008 meeting. He reviewed that a position statement had been prepared by staff that reflected the action and decision that the committee members had made at that meeting. He asked the committee members for a motion to accept the position statement as presented in the agenda mailing.

Colonel Murphy made a motion, seconded by Chief Lee, that the position statement concerning the actions and decision of the LET Subcommittee at its March 27, 2008 meeting as relating to Former Officer William Morris did reflect the position of the LET Subcommittee concerning him. There being no discussion on

the motion Sergeant Tilley called for questions. All present voted in favor of, with no negative votes cast, for the motion as made.

Sergeant Tilley then initiated discussion on agenda item 13 as to the update concerning the appeal of the LET Subcommittee at its February 28, 2008 meeting concerning Former Officer J Ciccarelli by advising the members that an Administrative Law Judge (ALJ) had been selected in that the regular ALJ had withdrawn from the review of this matter. The attorneys involved had a pre-trial motions hearing and that at the time of this meeting that the hearing involving this appeal was being heard by the ALJ.

There being no questions and no subcommittee action required on this agenda item Sergeant Tilley then initiated discussion on agenda item 14 as to the update to subcommittee members of the appeal by Former Officer M Baker as to a 2007 decision of the committee members. Sergeant Tilley advised the members that Mr. Baker had not retained his attorney and the ALJ finding this out had continued the previously set hearing on the appeal. Correspondence had been sent to Mr. Baker setting a date of May 15th for Mr. Baker to advise the ALJ if he wished to continue his appeal of the subcommittee's decision. In that no response had been heard by Mr. Baker as of the 15th an order was being prepared for the ALJ to sign dismissing the appeal.

There being no questions and no subcommittee action required on this agenda item Sergeant Tilley advised the subcommittee members that agenda items 15-21 addressed personnel related matters, but recommended that the subcommittee take a break prior to action on those items.

There was consensus agreement as to the subcommittee taking a break. The break ran from 10:59 a.m. to 11:19 a.m.

On returning from the break Sergeant Tilley asked the members present if there was a motion to go into executive session to address these agenda items. Retired Chief Lee made a motion, seconded by Colonel Murphy, that the LET Subcommittee go into executive session for the purpose of addressing agenda items 15-21. There being no discussion on the motion Sergeant Tilley called for questions. All present voted in favor of, with no negative votes cast, for the motion as made.

The LET Subcommittee went into executive session at 10:59 a.m. The LET Subcommittee came out of executive session at 12:34 p.m. Sergeant Tilley stated that the members would be breaking for lunch by its schedule previously set with the conference center, but asked the members if there was actions they desired to be taken concerning agenda items 15 to 18.

Concerning agenda item 15 Retired Chief Lee made a motion, seconded by Ms. Garretson, that Former Officer R Vinyard be approved to attend the entry level training program as a private citizen. There being no discussion on the motion Sergeant Tilley called for questions. All present voted in favor of, with no negative votes cast, for the motion as made.

Sergeant Tilley asked if there was an action desired concerning agenda item 16. Retired Deputy Gentry made a motion, seconded by Sheriff Rutherford, that as Officer Britney Titus had not maintained a current medical examination on file with the West Virginia State Police Academy for participation in the entry level training program that she no longer be allowed to work as a sworn law enforcement officer in West Virginia until she attended and completed the entry level training program as a private citizen. There being no discussion on the motion Sergeant Tilley called for questions. All present voted in favor of, with no negative votes cast, for the motion as made.

Sergeant Tilley asked if there was an action desired concerning agenda item 17. Colonel Murphy made a motion, seconded by Retired Chief Lee, that Mr. Christopher W Harris, an applicant with the Clarksburg Police Department, be approved to participate in the entry level training program. There being no discussion on the motion Sergeant Tilley called for questions. All present voted in favor of, with no negative votes cast, for the motion as made.

Sergeant Tilley asked if there was an action desired concerning agenda item 18. Sheriff Rutherford made a motion, seconded by Colonel Murphy, that Mr. Timothy Rock, an applicant with the Clarksburg Police Department, be approved to participate in the entry level training program. There being no discussion on the motion Sergeant Tilley called for questions. All present voted in favor of, with no negative votes cast, for the motion as made.

The LET Subcommittee took a break for lunch at 12:39 p.m. The LET Subcommittee returned from lunch at 1:35 p.m.

Sergeant Tilley indicated to the members present that there were still personnel related matters to be discussed concerning agenda items 19-21. He asked if there was a motion to go into executive session to address these agenda items. Chief Stephens made a motion, seconded by Colonel Murphy, that the LET Subcommittee go into executive session for the purpose of addressing agenda items 19-21. There being no discussion on the motion Sergeant Tilley called for questions. All present voted in favor of, with no negative votes cast, for the motion as made.

The LET Subcommittee went into executive session at 1:37 p.m. The LET Subcommittee came out of executive session at 3:32 p.m.

Sergeant Tilley asked the members present if there was an action desired concerning agenda item 19. Chief Stephens made a motion, seconded by Colonel Murphy, that Deputy Michael D Pertee be invited to attend the Jun 26, 2008 LET Subcommittee meeting to discuss with the members at that meeting why action should not be taken concerning his certification as a law enforcement officer in this state. Hearing no questions on the motion Sergeant Tilley called for questions. All present voted in favor of the motion as made with no negative votes cast.

Sergeant Tilley asked the members present if there was an action desired concerning agenda item 20. Sheriff Rutherford made a motion, seconded by Chief Stephens, that unless Officer A Masi could produce a letter from the New York POST that he was a certified police officer in good standing in that state by the June 26, 2008 LET Subcommittee meeting that his denial to participate in the equivalent certification process by the Equivalent Certification Review Committee be upheld. Hearing no questions on the motion Sergeant Tilley called for questions. All present voted in favor of the motion as made with no negative votes cast.

Chief Fleck, Eleanor Police Department, asked if Officer Masi could continue to work as an officer for his department pending the provision of this letter. Sergeant Tilley indicated that he could until the letter was produced or not at the June 26, 2008 LET Subcommittee meeting. If he was unable to produce the required letter by that date Officer Masi would have to advise whether he then wished to participate in the full entry level training program. If he did not he would not be able to continue working as a sworn officer in this state.

Sergeant Tilley asked the members present if there was an action desired concerning agenda item 21. Colonel Murphy made a motion, seconded by Retired Chief Lee, that based on additional information concerning the entry level training that Officer J Terry had presented that he could now participate in the equivalent certification process to become a certified law enforcement officer in West Virginia. Hearing no questions on the motion Sergeant Tilley called for questions. All present voted in favor of the motion as made with no negative votes cast.

Sergeant Tilley advised the members present that the information contained in the agenda packet mailed to them in relation to agenda item 22 was the information that they had previously asked Retired Captain Sadler to advise them of as to actions and correspondence sent during meetings. He asked them if they had any questions concerning this information.

Hearing none he asked if there was any other business to conduct. Hearing none he asked for a motion to bring this meeting of the LET Subcommittee to a close. Retired Chief Lee made a motion, seconded by Retired Deputy Gentry, that the May 29, 2008 meeting of the LET Subcommittee be brought to a close. Hearing no questions on the motion Sergeant Tilley called for questions. All present voted in favor of the motion as made with no negative votes cast.

The May 29, 2008 meeting of the LET Subcommittee was brought to a close at 3:48 p.m.