



**BEFORE THE KANSAS COMMISSION ON PEACE OFFICERS'  
STANDARDS AND TRAINING**

1999 N. AMIDON, SUITE 350 • WICHITA, KANSAS 67203  
Tel (316) 832-9906 • Fax (316) 832-9679

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In the Matter of )  
 )  
**ANTHONY FORSEN** )  
 #19034 )  
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**Case No. 2017-0142**

**SUMMARY ORDER OF REVOCATION**

Pursuant to K.S.A. 77-537

The above-captioned matter comes on for Commission action through a summary proceeding under the Kansas Administrative Procedures Act, K.S.A. 77-537, regarding the law enforcement certificate of ANTHONY FORSEN (Respondent).

**STATEMENT OF FACTS**

1. Respondent is a holder of a full-time law enforcement certification from the Kansas Commission on Peace Officers' Standards and Training (Commission), certification number 19034.
2. Respondent began employment with the Holcomb Police Department on April 10, 2000. Respondent is currently the Chief of the Holcomb Police Department.
3. On June 16, 2017, the Finney County Sheriff's Office (FCSO) responded to a report of a motor vehicle crash and found a 2008 Honda that had left the roadway, struck a tree, and rolled one and a quarter times. The driver of the vehicle, S.C., had injuries to her face, including a bloody nose. S.C. stated that she was the only occupant in the Honda at the time of the accident.

4. Respondent was already at the scene of the vehicle crash when FCSO deputies arrived. Respondent stated that he was out running and came upon the crash site. Respondent did not appear to be sweating or out of breath.
5. Multiple beer cans were found inside S.C.'s vehicle. Respondent was asked about the alcohol located in the vehicle and he stated, "I know her, she's not drunk." Respondent also stated that S.C. does not drink. Respondent then left the scene.
6. During their investigation, the FCSO determined that both the passenger side air bag and driver's side air bag had deployed. There was blood on the passenger side air bag and none on the driver's side. Deputies learned that following the vehicle crash, Respondent checked himself into the hospital at [REDACTED] and stated that [REDACTED]. Respondent was transferred to [REDACTED] in Garden City, and was treated [REDACTED].
7. During a follow-up interview with the FCSO on June 20, 2017, S.C. admitted that Respondent was a passenger in her vehicle at the time of the crash. S.C. said she lied to the deputies investigating the crash because Respondent told her not to tell the deputies that he was in the car.
8. On June 21, 2017, FCSO Deputy Mindrup and FCSO Deputy Chalmers met with Respondent for a follow-up interview about the vehicle crash. Respondent stated that he had been out running when S.C. saw him and asked if they could talk. Respondent advised that he got into the vehicle with S.C. and observed a cooler with alcohol, but did not know if S.C. had been drinking. When asked why he did not tell Deputy Mindrup he was in the vehicle at the time of the crash, Respondent stated that he thought he did, then apologized and said he did not. Respondent said that he should have told Deputy Mindrup that he was in the vehicle. Respondent was asked if he had any injuries from the crash. Respondent stated that after the crash, he was running along a walking path and fell on a storm drain. When asked about the injury to his ribs, Respondent stated that he had bruised ribs, then changed that to fractured ribs, but stated they were not that bad.

Respondent was asked if he had a relationship with S.C., to which he responded that they were just friends. Deputy Chalmers informed Respondent that S.C. had stated that she and Respondent were in a romantic relationship. Respondent then admitted that he had been in a romantic relationship with S.C. When asked about telling S.C. not to disclose to deputies that Respondent had been in the vehicle at the time of the crash, Respondent said that he did not remember telling her that, but that he might have.

9. Respondent was charged in the District Court of Finney County, Kansas, with Interference with law enforcement in violation of K.S.A. 21-5904, a class A non-person misdemeanor, Case Number 17-CR-349.
10. Respondent entered a Diversion Agreement in this case on August 22, 2017. The Diversion Agreement contained the following stipulation:

“I, further stipulate and agree that the facts contained in the Police Reports and Probable Cause Affidavit or charging ticket filed herein are true and that testimony would prove such facts beyond a reasonable doubt.”

The Diversion Agreement was signed by Respondent and his attorney.

### CONCLUSIONS OF LAW

#### Conduct Constituting a Misdemeanor Crime

11. Pursuant to K.S.A. 74-5616(b)(5), the Commission may revoke the certification of any police or law enforcement officer who engages in conduct which, if charged as a crime, would constitute a misdemeanor crime that the Commission determines reflects on the honesty, trustworthiness, integrity or competence of the applicant as defined by rules and regulations of the Commission.
12. K.A.R. 106-2-2a(a)(35) states that pursuant to K.S.A. 74-5616 and amendments thereto, an applicant or officer shall not engage in conduct, whether or not charged as a crime or resulting in a conviction, that would constitute interference with law enforcement, as defined in K.S.A. 2011 Supp. 21-5904 and amendments thereto.

13. Respondent's conduct on June 16, 2017, constitutes interference with law enforcement as defined in K.S.A. 2011 Supp. 21-5904. Respondent lied to investigating deputies at the scene of a vehicle crash. In his Diversion Agreement in Finney County District Court, Respondent stipulated that the information in the police reports and Affidavit are true.

Good Moral Character

14. Pursuant to K.S.A. 74-5616(b)(1) the Commission may suspend, condition, revoke, reprimand, censure or deny the certification of a police or law enforcement officer who fails to meet and maintain the requirements of K.S.A. 74-5605 or 74-5607a, and amendments thereto.

15. K.S.A. 74-5605(b)(5) states that each applicant for certification shall be of good moral character sufficient to warrant the public trust in the applicant as a police officer or law enforcement officer.

16. K.A.R. 106-2-4(a) defines good moral character as including the personal traits or qualities of integrity, honesty, upholding the laws of the state and nation, conduct that warrants the public trust, and upholding the oath required for certification as specified in K.A.R. 106-3-6.

17. K.A.R. 106-2-4(b) states that any single incident or event may suffice to show that an applicant or licensee lacks or has failed to maintain good moral character.

18. Respondent's conduct shows that he lacks the personal qualities of integrity, honesty, upholding the public trust, and upholding the oath required for certification. Respondent lied to deputies investigating an injury vehicle crash. Respondent told deputies that he was running when he came to the vehicle, but later admitted that he was in the vehicle at the time of the crash. Respondent told deputies that S.C. does not drink and that she was not drunk, but later admitted that he did not know if S.C. had been drinking prior to the crash. In a subsequent interview, Respondent told deputies that he was "just friends" with S.C. but later,

in the same interview, admitted that they had been in a romantic relationship. Respondent directed S.C. to lie to deputies about his involvement in the vehicle crash. Respondent entered a Diversion Agreement for the misdemeanor crime of Interference with law enforcement and admitted to lying to FCSO deputies.

19. Under K.S.A. 77-537, the Commission may conduct these summary proceedings, subject to Respondent's request for a hearing. The Commission finds that the use of summary proceedings in these circumstances does not violate any provisions of law and the protection of the public interest does not require the Commission to give notice and opportunity to participate to any person other than Respondent.

**ORDER**

Based on the Respondent failing to maintain the minimum requirements for certification and engaging in unprofessional conduct, the Commission orders that the Kansas Law Enforcement Officer Certification of ANTHONY FORSEN be revoked.

ACCORDINGLY, THE KANSAS COMMISSION ON PEACE OFFICERS' STANDARDS AND TRAINING CERTIFICATE OF ANTHONY FORSEN IS HEREBY REVOKED.

FURTHER, respondent is ordered to surrender and return to the Commission all evidence of his certification as a law enforcement officer.

DATED this 9<sup>th</sup> day of January, 2018.

KANSAS COMMISSION ON PEACE OFFICERS'  
STANDARDS AND TRAINING



Jeff Herrig  
Chair, Investigative Committee

**NOTICE OF RELIEF FROM THIS SUMMARY ORDER**

Pursuant to K.S.A. 77-537, the Summary Order is subject to your request for a hearing. If you desire a hearing, you must direct a written request for a hearing to the Kansas Commission on Peace Officers' Standards and Training, 1999 N. Amidon, Suite 350, Wichita, Kansas 67203. This written request must be filed within fifteen (15) days from the date indicated in the Certificate of Service below. If a written request for hearing is not so made, this Summary Order becomes final and effective upon the expiration of the time for requesting a hearing.

**CERTIFICATE OF SERVICE**

This is to certify that on the 9<sup>th</sup> day of January, 2018, true and correct copies of the above and foregoing Summary Order of Revocation were deposited in the United States mail, certified, return receipt requested, and deposited in the United States mail, first class postage prepaid, addressed to:

ANTHONY FORSEN



Rose Ann Ohmart  
Senior Administrative Assistant  
Kansas Commission on Peace Officers'  
Standards and Training