



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

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In the Matter of )  
 )  
**ALIEX KOFOED** )  
 #28948 )  
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**Case No. 2017-0177**

**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 ALIEX KOFOED (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 28948.
2. Respondent was employed as a part-time police officer with the North Newton Police Department (NNPD) July 14, 2017 to September 14, 2017.
3. On Friday, September 8, 2017, NNPD Chief Randy Jordan sent Respondent a text message asking Respondent if he wanted to work that night. Respondent replied by text message that he would work later that evening.
4. On Saturday morning, Respondent sent Chief Jordan a text message stating it had been a "Quiet Night."

5. On Monday, September 11, 2017, Chief Jordan informed Respondent that he did not have a timesheet for him. Respondent came to Chief Jordan's office and submitted a timesheet showing that he worked on Friday, September 8<sup>th</sup>, from 22:00 hours to 02:00 hours on Saturday, September 9<sup>th</sup>. During their conversation, Respondent told Chief Jordan that he rode the patrol bicycle during his shift Friday night. Respondent also stated that he spoke with some individuals during his shift who were out walking late at night.
6. Respondent also told Deputy Chief Bethards that he rode the patrol bicycle while on-duty Friday night.
7. NNPd uses a patrol bicycle that is stored in the city shop when not being used. The bicycle is equipped with a Cat Eye microcomputer that tracks mileage and speed. Chief Jordan rode the bicycle 8.52 miles on Wednesday, September 6, 2017. Chief Jordan rode the bicycle again on Saturday afternoon, September 9<sup>th</sup>. When Chief Jordan retrieved the bicycle on September 9<sup>th</sup>, it was parked in the same spot the Chief left it on the 6<sup>th</sup>. The seat of the bicycle was also set at the same height as the Chief left it. The microcomputer screen still indicated the mileage as 8.52 miles. Chief Jordan rode 9.1 miles on Saturday. Chief Jordan rode the bicycle again on Monday, September 11<sup>th</sup>. Upon retrieval, Chief Jordan found the bicycle in the same spot he left it Saturday. The seat was in the same position he left it and the mileage on the computer screen showed 9.1 miles, the length of the Chief's last ride.
8. Chief Jordan contacted Don Gruver, the Director of the Harvey County Communication Center. Mr. Gruver stated that they had no record of any NNPd officer putting themselves in-service on either the night of Friday, September 8, or the night of Saturday, September 9. There was also no record of any NNPd officer making any registration checks, calls for service, or traffic stops on Friday or Saturday night.
9. On September 12, 2017, Chief Jordan met with Respondent. Chief Jordan asked Respondent about his timesheet indicating that he worked four hours

Friday night. Respondent became nervous and stated that he made a mistake. Respondent claimed he worked Saturday night, not Friday night. When confronted with the information Chief Jordan learned from the Harvey County Communication Center, Respondent became upset and admitted, "I didn't work."

### CONCLUSIONS OF LAW

#### Conduct Constituting a Felony Crime

10. 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 felony crime under Kansas law.
11. Pursuant to K.S.A. 21-5824, Making false information is making, generating, distributing or drawing, or causing to be made, generated, distributed or drawn, any written instrument, electronic data or entry in a book of account with knowledge that such information falsely states or represents some material matter or is not what it purports to be, and with intent to defraud, obstruct the detection of a theft or felony offense or induce official action. Making false information is a severity level 8, nonperson felony.
12. Respondent's submission of a fraudulent timesheet was conduct that constitutes Making false information. Respondent submitted and signed a timesheet that indicated he worked four hours on September 8, 2017. Respondent signed the timesheet for compensation, knowing that he did not work those hours.

#### Unprofessional Conduct

13. Pursuant to K.S.A. 74-5616(b)(7), the Commission may revoke the certification of any police or law enforcement officer who has engaged in unprofessional conduct as defined by rules and regulations of the commission.
14. K.A.R. 106-2-3(j)(1) defines unprofessional conduct as intentionally using a false or deceptive statement in any official document or official communication.

15. Respondent did not work his Friday evening shift, yet he sent a text message to Chief Jordan the next morning indicating it had been a “Quiet Night.” Respondent told Chief Jordan and Deputy Chief Bethards that he rode the patrol bicycle during his shift. Respondent also fabricated details about citizen contact during the shift that did not occur. When confronted with evidence showing that he did not work the Friday night shift, rather than admit to his previous dishonesty, Respondent instead chose further dishonesty and tried to claim that he worked Saturday rather than Friday.

#### Good Moral Character

16. 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.

17. 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.

18. K.A.R. 106-2-4 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.

19. Respondent’s conduct reflects a lack of the personal traits or qualities that define good moral character. Respondent accepted a shift but did not work the shift. Respondent then proactively chose to deceive Chief Jordan by sending a text message indicating it had been a “Quiet Night.” While submitting a fraudulent timesheet to Chief Jordan, Respondent invented a false narrative about what took place during a shift he did not work and communicated that narrative to the Chief. When confronted with evidence to the contrary, Respondent chose again to lie to the Chief and claim he worked a different shift. Respondent has demonstrated a pattern of dishonesty to cover for his felonious behavior.

20. 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 ALIEX KOFOEDbe revoked.

ACCORDINGLY, THE KANSAS COMMISSION ON PEACE OFFICERS' STANDARDS AND TRAINING CERTIFICATE OF ALIEX KOFOEDIS 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 12<sup>th</sup> day of January 2018.

KANSAS COMMISSION ON PEACE OFFICERS'  
STANDARDS AND TRAINING

  
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Jeff Herrig  
Chairperson, 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 12<sup>th</sup> day of January, 2018, true and correct copies of the above and foregoing Summary Order of Revocation of Certificate were deposited in the United States mail, certified, return receipt requested, and deposited in the United States mail, first class postage prepaid, addressed to:

ALIEX KOFOED



A handwritten signature in blue ink that reads "Rose Ann Ohmart".

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