



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

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In the Matter of	)	
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<b>JULIAN GALAN</b>	)	<b>Case No. 2020-0120</b>
#27452	)	
_____	)	

**SUMMARY ORDER OF REVOCATION**  
Pursuant to K.S.A. 77-537

The above-captioned matter comes on for action by the Kansas Commission on Peace Officers' Standards and Training (Commission) through a summary proceeding under the Kansas Administrative Procedures Act, K.S.A. 77-537, regarding the law enforcement certification of JULIAN GALAN (Respondent).

**STATEMENT OF FACTS**

1. The Commission granted Respondent a full-time law enforcement certification, certification number 27452.
2. Respondent was employed as a full-time law enforcement officer with the Wichita Police Department (WPD) from June 10, 2013 to February 26, 2018 and from April 19, 2019 to January 3, 2020.
3. On October 18, 2017, Respondent was dispatched regarding an allegation of fraud. During the investigation, the complaining party stated that her boyfriend had child pornography on his cell phone. The reporting party

stated that she had exchanged text messages with her boyfriend regarding the pornography on her old cell phone and offered the phone to Respondent as evidence. Respondent initially indicated that he was going to seize the cell phone but then decided against it. Respondent created a case number for the fraud case, but not for the child pornography case. Respondent did not report information about the child pornography, which included images of a five-year-old girl being raped, to anyone.

4. On August 8, 2019, the Internet Crimes Against Children Task Force of the Exploited and Missing Child Unit (ICAC) was following-up on a case in which the suspect from the 2017 fraud case was listed as the suspect in a rape case of a five-year-old. ICAC learned that the reporting party in the 2017 fraud case reported her ex-boyfriend to Respondent in 2017 but that no further police action was taken regarding the allegation.
5. While socializing off-duty with another officer and his wife, IG, in May 2019, Respondent raised the back of IG's shirt and grabbed her buttocks. This made IG uncomfortable. Respondent claimed he had mistaken IG for his wife.
6. On June 1, 2019, Respondent and several other WPD officers and their spouses went on vacation together to Missouri. In the vehicle on the way to Missouri, Respondent was seated in the backseat. He reached over the seat and touched MH on the top of her breast. MH stated that the touching was lower than if Respondent were attempting to tap her on the shoulder.
7. During the June 2019 trip to Missouri, while stopped at a gas station, Respondent placed his hand on MB's waist in a sexual manner where her hips curve in. Respondent then wrapped his fingers around the side of MB's waist. The placing of Respondent's hand shocked MB's senses and made her feel extremely uncomfortable. At the cabin in Missouri, Respondent touched MB's collarbone and told her that she looked good, which also made her uncomfortable. Later, while MB was sitting at a picnic table

outside the cabin, Respondent sat down next to MB, almost sitting on her lap. Respondent ran his hand down MB's back and touched her buttocks. Later, Respondent grabbed MB's hand and pulled her from the chair she was sitting in. Each time Respondent physically touched MB, it made her uncomfortable.

8. Also during the June 2019 trip, MS was in the cabin retrieving Jell-O shots from the kitchen. MS accidentally spilled some of the Jell-O shot down her shirt. Respondent reached down MS's shirt, touching her breasts. This made MS uncomfortable.

### CONCLUSIONS OF LAW

#### Criminal Conduct

9. 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 the laws of this state, a misdemeanor crime of domestic violence as defined in the Kansas Law Enforcement Training Act at the time the conduct occurred, or 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.
10. K.A.R. 106-2-2a(a)(12) 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 sexual battery, as defined in K.S.A. 21-5505, and amendments thereto.
11. Respondent's inappropriate and nonconsensual touching of IG, MH, MB, and MS constitutes sexual battery.

### Unprofessional Conduct

12. 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.
13. K.A.R. 106-2-3(i) defines unprofessional conduct as failing to report, in the manner required by the Revised Kansas Code for Care of Children, reasonable suspicion that a child has been harmed as a result of physical, mental, or emotional abuse or neglect.
14. Respondent failed to report the 2017 allegation of child pornography as required by the Revised Kansas Code for Care of Children. His failure to do so constitutes unprofessional conduct.

### Good Moral Character

15. Pursuant to K.S.A. 74-5616(b)(1) the Commission may revoke 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.
16. K.S.A. 74-5605(b)(5) states that each applicant for certification shall be of good moral character to warrant the public trust in the applicant as a police officer or law enforcement officer.
17. 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.

18. Respondent's conduct shows that he lacks the personal qualities of integrity, upholding the laws of the state, conduct that warrants the public trust, and upholding the oath required for certification.

Summary Proceedings

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 Statement of Facts and Conclusions of Law, the Commission orders that the Kansas Law Enforcement Officer Certification of JULIAN GALAN be revoked.

ACCORDINGLY, THE KANSAS COMMISSION ON PEACE OFFICERS' STANDARDS AND TRAINING CERTIFICATE OF JULIAN GALAN 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 25<sup>th</sup> day of September, 2020.

KANSAS COMMISSION ON PEACE OFFICERS'  
STANDARDS AND TRAINING

  
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Jeff Herrig  
Chair, Investigative Committee

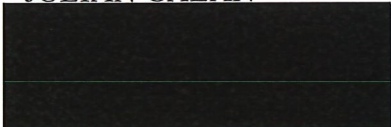
**NOTICE OF RELIEF FROM THIS SUMMARY ORDER**

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 25<sup>th</sup> day of September, 2020, a true and correct copy of the above and foregoing Summary Order of Revocation was deposited in the United States mail, certified, return receipt requested, and deposited in the United States mail, first class postage prepaid, addressed to:

JULIAN GALAN



A handwritten signature in blue ink, appearing to read "E.A. Smith".

Staff  
Kansas Commission on Peace Officers'  
Standards and Training