



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

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In the Matter of)
)
JONATHAN AHUMADA)
 #32098)
_____)

Case No. 2021-0169

SUMMARY ORDER OF REVOCATION

Pursuant to K.S.A. 77-537

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

STATEMENT OF FACTS

1. The Commission issued Respondent a full-time law enforcement certification, certification number 32098.
2. Respondent was employed as a full-time law enforcement officer with the Wichita Police Department from August 10, 2020, to July 16, 2021.
3. Between January 2019 and June 2021, Respondent was in three separate dating relationships with three different women, E.T., T.W., and K.M.

4. According to E.T., while dating Respondent in January 2019, the two were in an argument and Respondent would not let E.T. leave his apartment. E.T. tried to run away from Respondent and hid in his bathroom. Respondent would not let E.T. leave the bathroom and she sat in the bathtub. Respondent grabbed E.T. and threw her down on the floor, causing visible injury to her. In May 2019, the two argued and E.T. left Respondent's residence and went home. Respondent showed up at E.T.'s residence shortly after she arrived. E.T. tried to stop Respondent from entering her residence but he was able to gain entry. Respondent, who was angry with E.T., shoved her onto her bed, causing her to fall off the bed and strike her leg on the nightstand.
5. According to T.W., while dating Respondent in May 2020, he became upset with her when she did not want to have sex. T.W. retreated to another room and locked the door. Respondent forced the door open and pushed T.W. into a wall, not letting her physically move. While attempting to get away, T.W. received a cut and went to the bathroom. Respondent would not let T.W. leave the bathroom for some time.
6. According to K.M., while dating Respondent in June 2021, Respondent became upset that K.M. was at the pool with other males. Respondent yelled at K.M., would not allow her to leave his apartment, and threw his cell phone at her, striking her in the arm. During the next two days, Respondent cornered K.M. in the parking lot of her apartment building, restricted her access to her vehicle until she agreed to talk with him later, tried to push her into her apartment, and confronted her at her place of work, yelling and cursing at her as she left the building after her shift.
7. As a result of his conduct with E.T., T.W., and K.M., Respondent was criminally charged in the Eighteenth Judicial District, Case Number 2021-CR-1267, with three counts of domestic battery, contrary to K.S.A. 21-5414, two counts of criminal restraint, contrary to K.S.A. 21-5411, and one

count of stalking, contrary to K.S.A. 21-5427. On October 20, 2021, Respondent entered a plea and was found guilty on one count of domestic battery and two amended counts of assault, contrary to K.S.A. 21-5412.

CONCLUSIONS OF LAW

Fail to Maintain Minimum Requirements for Certification

8. 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.

Misdemeanor Crime of Domestic Violence

9. K.S.A. 74-5605(b)(3) states that each applicant for certification shall not have been convicted of a crime that would constitute a felony under the laws of this state, a misdemeanor crime of domestic violence or a misdemeanor offense 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.S.A. 74-5602(j) defines misdemeanor crime of domestic violence to include a violation of domestic battery as provided by K.S.A. 21-5414.
11. Due to his conviction for a misdemeanor crime of domestic violence, Respondent fails to meet and maintain the requirements of K.S.A. 74-5605.

Good Moral Character

12. 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.

13. 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.
14. 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.

Criminal Conduct

15. 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.
16. K.A.R. 106-2-2a(a)(5) 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 assault, as defined in K.S.A. 21-5412, and amendments thereto.
17. Respondent's conduct constitutes 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. Respondent's conduct constitutes assault.

Summary Proceedings

18. 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 these Statement of Facts and Conclusions of Law, the Commission orders that the Kansas Law Enforcement Officer Certification of JONATHAN AHUMADA be revoked.

ACCORDINGLY, THE KANSAS COMMISSION ON PEACE OFFICERS' STANDARDS AND TRAINING CERTIFICATE OF JONATHAN AHUMADA 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 5th day of May, 2022.

KANSAS COMMISSION ON PEACE OFFICERS'
STANDARDS AND TRAINING



Jeff Herrig
Chair, Investigative Committee

NOTICE OF RELIEF FROM THIS SUMMARY ORDER

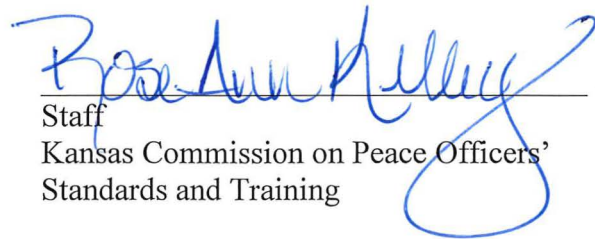
Pursuant to K.S.A. 77-537, the Summary Order is subject to your request for a hearing. If you desire a hearing, you must direct a written request for a hearing to the Kansas Commission on Peace Officers' Standards and Training, 1999 N. Amidon, Suite 350, Wichita, Kansas 67203. This written request must 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 5th day of May, 2022, a true and correct copy of the above and foregoing Summary Order of Revocation was deposited in the United States mail, certified, postage prepaid, return receipt requested, and deposited in the United States mail, first-class postage prepaid with tracking, addressed to:

JONATHAN AHUMADA





Staff
Kansas Commission on Peace Officers'
Standards and Training