



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

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In the Matter of)
)
NICHOLAS WOOD)
 #19588)
_____)

Case No. 2021-0236

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 NICHOLAS WOOD (Respondent).

STATEMENT OF FACTS

1. The Commission granted Respondent a full-time law enforcement certification, certification number 19588.
2. Respondent was employed as a full-time law enforcement officer with the Montgomery County Sheriff’s Office from July 5, 2006, to October 5, 2021.
3. On May 30, 2021, Respondent was intoxicated and involved in a physical altercation with his wife, resulting in her elbow being dislocated and possibly fractured. The incident was criminally investigated. Although criminal prosecution was not pursued, Respondent admitted to at least five

incidents where he hit his wife with an open hand to the head. Respondent stated that the incidents occurred when he was drunk and that he gets violent after drinking whiskey or shots.

4. Based on the information in paragraph three, a Commission interview with Respondent was necessary to determine his continued suitability for law enforcement.
5. Commission Investigator George Brown determined that the nature of the investigation required an in-person interview and notified Respondent of the time and date. Respondent contacted Investigator Brown by email and stated, "I will not be attending your interview...." Respondent also wrote, "I have moved on from law enforcement and have no desire to return. You can consider this the resignation of my law enforcement certification." Respondent did not appear for the scheduled interview.

CONCLUSIONS OF LAW

Failure to Cooperate in Commission Investigation

6. Pursuant to K.S.A. 74-5616(b)(3), the Commission may revoke the certification of a police or law enforcement officer who provides false information or otherwise fails to cooperate in a Commission investigation to determine a person's continued suitability for law enforcement certification.
7. Respondent failed to cooperate in a Commission investigation to determine his continued suitability for law enforcement certification.

Good Moral Character

8. 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.

9. 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.
10. Pursuant to K.A.R. 106-2-4(b), any single incident or event may suffice to show that a licensee lacks or has failed to maintain good moral character.
11. Respondent's conduct shows that he lacks the personal qualities of good moral character, as defined by K.A.R. 106-2-4(a).

Summary Proceedings

12. 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 NICHOLAS WOOD be revoked.

ACCORDINGLY, THE KANSAS COMMISSION ON PEACE OFFICERS' STANDARDS AND TRAINING CERTIFICATE OF NICHOLAS WOOD 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 11th 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 17th 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:

NICHOLAS WOOD



Rose Ann Kelley
Staff
Kansas Commission on Peace Officers'
Standards and Training