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7 **BEFORE THE CRIMINAL JUSTICE TRAINING COMMISSION**
8 **IN AND FOR THE STATE OF WASHINGTON**

9 In re the Certification of

NO. 19-758

10 **EDWIN MALPICA**

STATEMENT OF CHARGES

11 Respondent.

12 On or about September 17, 2019, EDWIN MALPICA, a certified peace officer
13 with the Western Washington University Police Department (WWUPD), was discharged
14 for disqualifying misconduct as defined by former RCW 43.101.105(1)(d) (2011) and
15 former RCW 43.101.010(8)(a)(ii) and (b) (2008). The disqualifying misconduct included
16 conduct constituting a crime involving dishonesty or false statement within the meaning
17 of Evidence Rule 609(a), to wit: Making a False or Misleading Statement to a Public
18 Servant. RCW 9A.76.175. The misconduct also included conduct constituting a crime
19 committed under the color of authority of a peace officer, to wit: Failure of Duty by Public
20 Officer. RCW 42.20.100. The disqualifying misconduct is as follows:

21 **Count I – False or Misleading Statements**

22 On or about February 14, 2019, MALPICA engaged in conduct constituting the
23 crime of Making a False or Misleading Statement to a Public Servant when he knowingly
24 provided false or misleading material statements to WWUPD Sergeant Lipson regarding
25 contacting and reporting potential criminal activity to the Social Security Administration
26 and to the Whatcom County Sheriff's Office. RCW 9A.76.175.

1 AND/OR

2 **Count II – False or Misleading Statements**

3 On or about July 16 and 25, 2019, MALPICA engaged in conduct constituting the
4 crime of Making a False or Misleading Statement to a Public Servant when he knowingly
5 made false or misleading material statements to internal affairs investigators in recorded
6 interviews. RCW 9A.76.175.

7 AND/OR

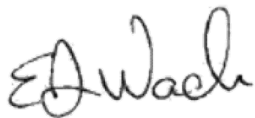
8 **Count III – Failure of Duty**

9 On or between February 8 and 12, 2019, MALPICA engaged in conduct
10 constituting the crime of Failure of Duty when he willfully neglected to perform a lawful
11 order by his supervisor to provide him with specific information regarding potential
12 criminal activity as directed. RCW 42.20.100.

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14 The discharge is final and some or all of the acts or omissions forming the
15 basis for the discharge proceedings occurred on or after January 1, 2002.
16 Former RCW 43.101.105(1)(d) (2011).

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18 DATED this 11 day of September 2023.

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21 By:



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23 ED WADE

Assistant Director

Washington State Criminal Justice Training Commission