

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26

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

In re the Certification of

NO. 20-809

**CLINTON POTTER**

STATEMENT OF CHARGES

Respondent.

On July 31 2020, CLINTON POTTER, a certified peace officer with the Ocean Shores Police Department, was discharged for disqualifying misconduct pursuant to former RCW 43.101.105(1)(d) (2011) and RCW 43.101.010 (8)(a)(i)(B) and (b) (2020). The disqualifying misconduct included conduct that would constitute a crime committed under color of authority as a peace officer, to wit: Failure of Duty and/or Official Misconduct. RCW 42.20.100, RCW 9A.80.010. The disqualifying misconduct is as follows:

**Count I – Failure of Duty**

Between 2015 and 2020, POTTER, while on-duty as a peace officer, engaged in conduct constituting the crime of Failure of Duty when he intentionally used state resources to facilitate sexual activity with at least one female civilian on multiple occasions. Such activity deprived the citizenry of their right to unhindered police availability, was a breach of the public’s trust, and constituted a willful neglect by POTTER to perform his duty as a public officer. RCW 42.20.100.

AND/OR

1 **Count II – Official Misconduct**

2 Between 2015 and 2020, POTTER, while on-duty as a peace officer, engaged in  
3 conduct constituting the crime of Official Misconduct when he intentionally used state  
4 resources to facilitate sexual activity with at least one female civilian on multiple  
5 occasions for his own personal benefit of sexual gratification. POTTER, with the intent  
6 to obtain this benefit, breached the public’s trust by intentionally refraining from  
7 performing a duty imposed upon him by law. RCW 9A.80.010.

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

11 DATED this  3  day of January 2023.

12 By:

13 

14 \_\_\_\_\_  
15 CHAD EVERETT ARCENEUX  
16 Assistant Director, Certification  
17 Washington State Criminal Justice Training Commission