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

<p>In re the Certification of:  MICHAEL BRUNNER,  Respondent.</p>	<p>NO. 20-799  ORDER ACCEPTING SETTLEMENT AND FINAL ORDER OF PEACE OFFICER CERTIFICATION PROBATION</p>
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**I. COMMISSION’S CONSIDERATION**

A. Settlement Proposal. This matter has come before the Criminal Justice Training Commission (“Commission”), pursuant to RCW 43.101.105(1). On September 19, 2023, Assistant Director Kimberly Bliss issued a Statement of Charges (“SOC”) seeking to deny, suspend, or revoke certification(s) or require remedial training of an applicant or officer pursuant to RCW 43.101.105(3). The SOC alleged that MICHAEL BRUNNER (“Respondent”) engaged in misconduct under RCW 43.101.105(3)(j)(iii).

The Respondent requested an adjudicative hearing within sixty (60) days of service of the SOC as required by RCW 43.101.155(1) and WAC 139-06-050(2). A hearing was subsequently set. Prior to the commencement of the adjudicative hearing, the parties reached an agreed settlement proposal submitted for the consideration of the Executive Director on April 18, 2024.

B. Record Presented. The record presented to the Commission for review and for entry of a final decision included the following:

1. Statement of Charges, *In re Certification Michael Brunner*, No. 20-799, issued September 19, 2023.

1 2. Agreed Settlement Proposal, signed by Respondent, Respondent's counsel, and  
2 Petitioner's Counsel on April 17, 2024, and herein attached as Attachment A and  
3 incorporated by reference.

4 C. Factual Findings and Grounds for Order. The Executive Director accepts the parties  
5 settlement proposal outlined in Attachment A. As a basis for its findings and order, the Commission  
6 hereby adopts and incorporates Attachment A under matter No. 20-799. In addition, the  
7 Commission makes the following additional findings:

- 8 1. The Respondent has a peace officer certification.
- 9 2. The Respondent, on or about March 25, 2020, engaged in unsafe practices involving  
10 a vehicle when he, while on duty and without a legitimate law enforcement purpose,  
11 operated his patrol vehicle in excess of 65 miles per hour in a 25 miles per hour zone.  
12 BRUNNER struck a civilian vehicle, resulting in serious injuries to the two  
13 occupants of the vehicle. BRUNNER'S conduct indicated a willful and/or wanton  
14 disregard for the safety of persons or property, and his peace officer certification is  
15 subject to discipline pursuant to RCW 43.101.105(3)(j)(iii).

16 As a result of the finding of Respondent's conduct, the Respondent's peace officer certification is  
17 subject to suspension, revocation, and/or remedial training. RCW 43.101.105(3). In addition, the  
18 commission may require mandatory retraining or placement on probation for up to two years, or  
19 both. RCW 43.101.105(4).

## 20 II. FINAL ORDER

21 Based on the foregoing and the Commission having considered the record and being  
22 otherwise fully advised, NOW, THEREFORE:

### 23 A. IT IS HEREBY ORDERED:

- 24 1. The Respondent's peace officer certification shall be subject to probation for two  
25 years from the date of the settlement agreement--April 17, 2024, (Probationary  
26 Period). During the Probationary Period, WSCJTC case number 20-799 will not

1 be closed until the successful completion of probation. Successful completion  
2 means that during the Probationary Period, the Respondent will comply with all  
3 of the conditions of the settlement agreement and shall have no sustained findings  
4 from an agency pertaining to potentially revocable misconduct occurring during  
5 the Probationary Period or if Respondent otherwise fails to abide by the terms of  
6 the settlement agreement. WSCJTC will have the option to pursue discipline of  
7 Respondent's certification on the new misconduct allegations as well as the  
8 charges under case number 20-799. If Respondent successfully completes the  
9 Probationary Period without violating his probation or the terms of the settlement  
10 agreement, WSCJTC case number 20-799 will be closed and the charges at issue  
11 in the case will not be charged in any future WSCJTC case.

- 12 2. Within two years of the parties' execution of the settlement agreement,  
13 Respondent will speak to four officer classes at the Basic Law Enforcement  
14 Academy (BLEA) in either Burien or Spokane, Washington, on the dangers of  
15 reckless driving. Respondent may, with WSCJTC's assistance, speak remotely  
16 via Zoom or similar platform to BLEA in Burien.
- 17 3. Within 90 days of execution of the settlement agreement, Respondent shall  
18 complete the following remedial training:
- 19 a. Crisis Intervention – Annual CIT Online Course
  - 20 b. LETCSA – 4080 – Understanding the Diversity and Complexity of  
21 Asians and Asian American Communities
  - 22 c. LETCSA – 4070 – People First: Awareness, Challenges, and Responses  
23 to Poverty and Recidivism
  - 24 d. LETCSA – 4050 – Introduction to the Historical Intersection of Race and  
25 Policing
  - 26 e. LETCSA – 4030 – Effective Communication

1 f. LETCSA – 4040 – LGBTQ+ Core Competency

2 g. Law Enforcement Digest – LED April 2020

3 h. Law Enforcement Digest – LED March 2020

4 i. Law Enforcement Digest – LED May 2020

5 j. Support Services – Annual DV Update: Extreme Risk Protection Orders

6 If Respondent is unable to access his training, WSCJTC shall provide Respondent  
7 with necessary login information to access the ordered trainings.

8 4. Respondent shall write a letter of apology to the occupants of the vehicle he struck  
9 within 30 days of the execution of the settlement agreement.

10 5. Respondent shall attend a victim impact panel on Reckless Driving, Driving  
11 Under the Influence, or similar driving offense within 1 year of the execution of  
12 the settlement agreement.

13 Should the Respondent fail to complete the required terms of the settlement agreement, this Final  
14 Order shall be withdrawn and the matter revived at WSCJTC's discretion pursuant to the  
15 settlement agreement terms.

16 B. Reconsideration. Pursuant to RCW 34.05.470, you have ten (10) days from the mailing of  
17 this Order to file a petition for reconsideration stating the specific grounds on which relief is  
18 requested. No matter will be reconsidered unless it clearly appears from the petition for  
19 reconsideration that: (a) there is a material clerical error in the Order, or (b) there is specific material  
20 error of fact or law. A petition for reconsideration, together with any argument in support thereof,  
21 should be filed by mailing or delivering directly to the Washington State Criminal Justice Training  
22 Commission, 19010 1<sup>st</sup> Avenue South, Burien, Washington, 98148, with a copy to all other parties  
23 of record and their representatives. Filing means actual receipt at the Commission's office. RCW  
24 34.05.010(6).

25 A timely Petition for Reconsideration is deemed denied if, within twenty days from the date  
26 the petition is filed, the Commission does not (a) dispose of the petition or (b) serve the parties with

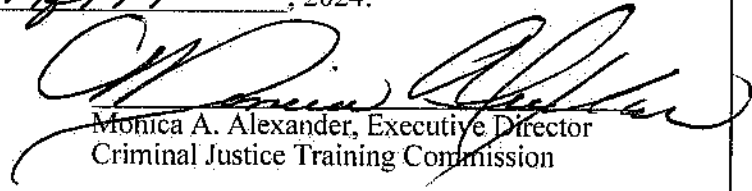
1 a written notice specifying the date by which it will act on a petition. An order denying  
2 reconsideration is not a prerequisite for filing a petition for review.

3 C. Stay of Effectiveness. The filing of a petition for reconsideration does not stay the  
4 effectiveness of this Order. Any such requests should be made in connection with a Petition for  
5 Judicial Review made under chapter RCW 34.05.

6 D. Judicial Review. Proceedings for judicial review may be instituted by filing a petition in  
7 superior court according to the procedures specified in chapter RCW 34.05. The petition for judicial  
8 review of this Order shall be filed with the appropriate court and served on the Commission, the  
9 Office of the Attorney General, and all parties within thirty (30) days after service of this Order, as  
10 provided in RCW 34.05.542(2).

11 E. Service. For purposes of filing a Petition for Reconsideration or a Petition for Judicial  
12 Review, service is effective upon deposit of this order in the U.S. mail. RCW 34.05.010(19).

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14 DATED this 19 day of April, 2024.

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16 Monica A. Alexander, Executive Director  
17 Criminal Justice Training Commission

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