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

In re the Certification of

NO. 18-693

DAVID E. MCCABE

STATEMENT OF CHARGES

Respondent.

On June 7, 2018, DAVID E. MCCABE, a certified peace officer with the Spokane Police Department, was discharged for disqualifying misconduct pursuant to former RCW 43.101.105(d), former RCW 43.101.010(8)(a)(i)(B), and former RCW 43.101.010(8)(b). The disqualifying misconduct included conduct constituting a crime involving dishonesty or false statement within the meaning of Evidence Rule 609(a), to wit: Making a False or Misleading Statement to a Public Servant. RCW 9A.76.175. The disqualifying misconduct is as follows:

Count I

On or about January 16, 2018, MCCABE engaged in conduct constituting the crime of Making a False or Misleading Statement to a Public Servant when he knowingly altered a Physician Disability Statement to falsely imply that his doctor believed him to be totally disabled and thus eligible to remain on injury leave. MCCABE knew that public servants with the Spokane Police Department and/or the City of Spokane were reasonably likely to rely on these Physician Disability Statements in the discharge of their official powers or duties. RCW 9A.76.175.

1 AND/OR

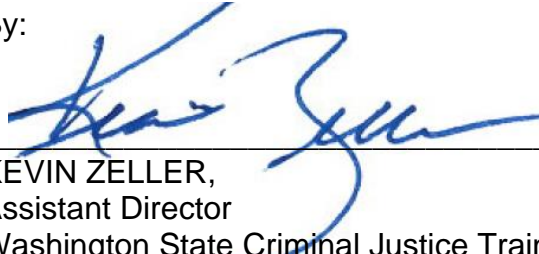
2 **Count II**

3 On or about February 5, 2018, MCCABE engaged in conduct constituting the
4 crime of Making a False or Misleading Statement to a Public Servant when he knowingly
5 altered a second Physician Disability Statement to falsely imply that his doctor believed
6 him to be totally disabled and thus eligible to remain on injury leave. MCCABE knew
7 that public servants with the Spokane Police Department and/or the City of Spokane
8 were reasonably likely to rely on these Physician Disability Statements in the discharge
9 of their official powers or duties. RCW 9A.76.175.

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

13 DATED this 17 day of September 2021.

14 By:

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16 _____
17 KEVIN ZELLER,
18 Assistant Director
19 Washington State Criminal Justice Training Commission
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