## **COMMONWEALTH OF MASSACHUSETTS** PEACE OFFICER STANDARDS AND TRAINING COMMISSION

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IN THE MATTER OF DUANE DANFORTH Case No. 2024-008

## **FINAL DECISION**

On February 5, 2024, the Executive Director, pursuant to a delegation of authority by the Commission, and on its behalf, immediately imposed the suspension of the Respondent Duane Danforth's certification after receiving records from the Circuit Court of Orange County, Florida (Criminal Docket No. 2024-CF-001373) showing that the Respondent was charged with one or more felonies. See M.G.L. c. 6E, § 9(a)(1) ("The [C]ommission shall immediately suspend the certification of any officer who is arrested, charged, or indicted for a felony.").

Pursuant to M.G.L. c. 6E, § 9(a)(5), "[a] suspension order of the [C]ommission issued pursuant to [Section 9(a)] shall continue in effect until issuance of the final decision of the [C]ommission or until revoked by the [C]ommission." See also 555 CMR 1.08(4). The Commission has received and reviewed papers related to the Respondent's suspension of certification at the executive session on October 17, 2024. Among other things, there is evidence showing that criminal charges against the Respondent were dismissed. Based on this, and other evidence presented to the Commission, the Commission has determined that the Respondent's suspension should be lifted, with the effective date of lifting nunc pro tunc to October 17, 2024, and the Respondent shall return to the certification status possessed prior to the suspension imposed on February 5, 2024. See Almeida Bus Lines, Inc. v. Department of Pub. Utils., 348 Mass. 331, 337-41 (1965). Accordingly, the Executive Director shall not publish the Respondent's name on the list of suspended officers.

This is the **final decision** of the Commission. This concludes all disciplinary matters before the Commission. See M.G.L. c. 6E, § 9(a)(5); 555 CMR 1.08(4).

By vote of the Commission on January 16, 2025, nunc pro tunc to October 17, 2024, which was the date of the initial vote by the Commission to close the matter.

Margaret R. Hunkle Hon. Margaret R. Hinkle (Ret.), Chair

Notice: Michael J. Akerson, Esq., Respondent's Counsel Timothy D. Hartnett, Esq., Commission Enforcement Counsel Division of Police Standards Brookline Police Department, Law Enforcement Agency Collective Bargaining Union Norfolk County District Attorney's Office