COMMONWEALTH OF MASSACHUSETTS PEACE OFFICER STANDARDS AND TRAINING COMMISSION

IN RE: SUSPENSION OF JUSTIN PEREZ (MPTC ID 3486-3145)

Case No. 2025-021

SUSPENSION ORDER

The Peace Officer Standards and Training Commission ("Commission") hereby suspends the law enforcement certification of the Respondent, Justin Perez, pursuant to M.G.L. c. 6E, § 9(a)(1) and 555 CMR 1.08(1). The Commission has received sufficient evidence that the Respondent has been arrested, charged, and/or indicted for a felony offense, thus requiring the immediate suspension of the Respondent's certification. § 9(a)(1); 1.08(1).

The Respondent's suspension is effective immediately upon receipt of this Order by either the Respondent or the head of the Respondent's law enforcement agency, whichever is earlier. <u>See</u> M.G.L. c. 6E, § 10(e). The Respondent is hereby directed to surrender, and the Respondent's agency is directed to collect, without delay, any agency-issued credentials and equipment that promote and support the performance of functions associated with service as a law enforcement officer, including but not limited to, any uniform, badge, firearm, assigned cruiser, and use-offorce instruments, such as tasers.¹

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).

ON BEHALF OF THE COMMISSION:

<u>/s/ Enrique A. Zuniga</u> Enrique A. Zuniga Executive Director

Dated: April 3, 2025

Notice to: Justin Perez Division of Police Certification Springfield Police Department Collective Bargaining Unit Hampden County District Attorney's Office

¹ See M.G.L. c. 6E, § 3(a); 501 CMR 15.05(1), (2)(f)-(g).

Notice of Right to a Suspension Hearing

You may request a hearing before:

(1) The full Commission to revoke the suspension before the issuance of a final Commission decision. <u>See M.G.L. c. 6E, § 9(a)(5)</u>.

- Requests are not subject to a time limit for filing. See M.G.L. c. 6E; 555 CMR 1.00.
- A suspension order shall continue in effect until issuance of the final decision of the full Commission or until revoked by the full Commission. See 555 CMR 1.08(4).
- Appeals of the full Commission's decision are to the Superior Court. <u>See M.G.L. c. 30A, § 14;</u> 555 CMR 1.10.

(2) The Single Commissioner to stay the suspension. <u>See</u> M.G.L. c. 6E, § 9(d); 555 CMR 1.09(1).

- Absent a waiver, such a hearing would be held within 15 days of the effective date of the suspension.
- Requests must be filed no later than five days after the effective date of the suspension and may include a request for an extension of time or a waiver of the right to have the hearing heard by the Single Commissioner within 15 days. <u>See</u> 555 CMR 1.09(2) and (3).
- If the Single Commissioner determines by a preponderance of the evidence that the suspension is not warranted, that commissioner shall stay the suspension. See 555 CMR 1.09(6)(a).
- Appeals of the Single Commissioner's decision are to the Superior Court. <u>See M.G.L. c. 30A, §</u> 14; 555 CMR 1.09(6)(d).

If you wish to request a hearing, please email your request to <u>POSTCReview@mass.gov</u>, with a cc to <u>postcstandards@mass.gov</u>, and include in the subject line your case name and number and type of hearing (full Commission or Single Commissioner). In your request, also include:

- (a) Your name;
- (b) Your employing agency as of the date of the Complaint (or Criminal Complaint/Indictment);
- (c) The head of the agency you identified in (b), above;
- (d) Your mailing and email addresses;
- (e) Your phone number;
- (f) If one has been assigned, your Commission identification number;
- (g) If applicable, your attorney/representative's name;
- (h) If applicable, your attorney/representative's email address and phone number;
- (i) A brief description of the basis for the request for the hearing; and
- (j) One of the following statements:
 - If this is an appeal to the Single Commissioner (stay of suspension):
 - I invoke my right to a hearing within 15 days of the effective date of the suspension.
 - I waive my right to a hearing within 15 days of the effective date of the suspension and consent to receiving a hearing after 15 days.

If this is an appeal to the full Commission (revocation of suspension):

• I would like to have a hearing before the full Commission at a date to be determined.

Please note: A request for a hearing is deemed filed on the date it is received by the Commission. After you have filed a timely request for a hearing, you will receive a notice from the Commission containing further information and instructions.