## COMMONWEALTH OF MASSACHUSETTS PEACE OFFICER STANDARDS AND TRAINING COMMISSION

IN THE MATTER OF	)	Case No. 2025-050
BRENDAN BAXTER	)	
	SUSPENSION ORDE	<u>R</u>
	cation of Respondent B The Commission has o	Brendan Baxter, pursuant to M.G.L. concluded by a preponderance of the
The Respondent's suspension is effer Respondent or receipt by the head of earlier. See M.G.L. c. 6E, § 10(e); 5 surrender, and the Respondent's empty without delay, any agency-issued creperformance of functions associated limited to, any uniform, badge, fireat tasers. See M.G.L. c. 6E, § 3(a); 50	f the Respondent's law of 55 CMR 1.08(3). The ploying law enforcement edentials and equipment with service as a law errm, assigned cruiser, an	enforcement agency, whichever is Respondent is hereby directed to at agency is directed to collect, that promote and support the inforcement officer, including but not d use-of-force instruments, such as
Pursuant to M.G.L. c. 6E, § 9(a)(5), to [Section 9(a)] shall continue in effort until revoked by the [C]ommission	fect until issuance of the	f the [C]ommission issued pursuant e final decision of the [C]ommission
By vote of the Commission on Octo	ber 2, 2025.	
		on. Margaret R. Hinkle (Ret.), Chair

Notice: Brendan Baxter, Respondent

Amy C. Parker, Esq., Commission Enforcement Counsel

Shaun Martinez, Esq., Deputy Director, Division of Police Standards

Division of Police Standards

Sturbridge Police Department, Law Enforcement Agency

Collective Bargaining Unit

Worcester County District Attorney's Office

## 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. See M.G.L. c. 6E, § 9(a)(5).
  - 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</u>, § 14; 555 CMR 1.10.

## (2) The Single Commissioner to stay the suspension. <u>See M.G.L. c. 6E, § 9(d)</u>; 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. See 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, § 14; 555 CMR 1.09(6)(d).</u>

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.