Commission on Peace Officer Standards and Training
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EXECUTIVE REVIEW & PEACE OFFICER STANDARDS ACCOUNTABILITY DIVISION RECOMMENDATION

DATE: 02/11/2026

CASE #: POST2505112 / POST2505137 / POST2505140

PEACE OFFICER: Kevin Smithmatungol

POST ID#: C88-Y32

AGENCY: Daly City Police Department

POST CONSULTANT / BC: Christina Moore / Brian South

ALLEGATION(S):

California Code of Regulations Title 11 § 1205(a)(1) - Dishonesty

On June 2, 2024, Daly City Police Deparment Officer Kevin Smithmatungol (hereinafter, "Respondent") cited and released a subject for shoplifting. When the Respondent was asked by a supervisor how the subject was identified, he claimed to have obtained the subject's fingerprint. An administrative investigation was conducted and determined the Respondent made false statements during the criminal and administrative investigations. POST determined that the Respondent was dishonest during an investigation into misconduct.

On June 20, 2024, the Respondent was late to a scheduled training day. When the Respondent was asked by a supervisor as to why, he claimed to be handling evidence related matters, which was later determined to be false. An administrative investigation was conducted and determined the Respondent made false statements during the administrative investigation. POST determined the Respondent was dishonest during an investigation into misconduct.

On October 25, 2024, the Respondent was assigned two (2) subpoenas to serve. At the end of his shift, the Respondent claimed to a supervisor that he attempted to serve both subpoenas. An administrative investigation was conducted and determined the Respondent made false statements during the administrative investigation. POST determined the Respondent was dishonest during an investigation into misconduct.

Clear and convinving evidence substantiated that the Respondent was dishonest in three (3) separate administrative investigations into his misconduct over an approximate 6 month time period. Reasonable grounds exist for suspension or revocation of Respondent's POST certificate.

The Peace Officer Standards Accountability Division, Certification Executive Review Panel has reviewed the above referenced case involving alleged serious misconduct and has determined the following:

☒ There are reasonable grounds for suspension or revocation of a peace officer's certification.

POST determined clear and convincing evidence exists to show Respondent committed serious misconduct as defined in Penal Code §13510.8(b)(1) - Dishonesty for providing dishonest statements during the criminal and administrative investigations.

☐ There is insufficient evidence to support a recommendation of revocation or suspension of certification.

William Darden Chief Legal Counsel	Signature	2/11/26 Date
Annemarie Del Mugnaio Assistant Executive Director	Signature	2-11-2026 Date
Manny Alvarez Executive Director	Signature	02/17/2026 Date

cc: Bureau Chief _____

cc: Jason Morlock

cc: Chandler Knapp

cc: _____