Commission on Peace Officer Standards and Training
Peace Officer Standards Accountability Division
860 Stillwater Road, Suite 100
West Sacramento, CA 95605
www.post.ca.gov

NOTICE OF DETERMINATION

CASE NO.: POST2307628 **SUBJECT OFFICER: Victor Moreno**

POST ID: C13 – T87 **EMPLOYING AGENCY: LASD**

POST INVESTIGATOR: William Imboden

NOD DATE OF ISSUANCE: Click or tap here to enter text.

ALLEGED MISCONDUCT: Penal Code §13510.8 (b)(1)/11 CCR 1205 (a)(1) – Dishonesty

EXECUTIVE SUMMARY:

On October 31, 2016, Respondent and several other Los Angeles Sheriff's Department ("LASD") deputies responded to a call for an assault with a deadly weapon with injuries. Respondent was the primary deputy and after detaining the suspect, he contacted the victim. The victim relayed that he had been hit in the back of the head with a glass bottle by the suspect after the victim had escorted the suspect out of his business for being disorderly and intoxicated. Respondent told the suspect he would be arrested for Trespassing, Criminal Threats, and Assault with a Deadly Weapon.

When Respondent returned to where the suspect was, he told the other deputies present that there was no assault with a deadly weapon, which was the original call, and there was no assault because he was too drunk. Respondent then arrested the suspect for public intoxication.

Respondent transported the suspect to the local LASD station for booking and placed him in a booking cell before he was told by custody staff that the suspect needed to be medically cleared for booking at the hospital. Respondent removed the suspect from his cell and put him back in the patrol vehicle. Respondent then drove to an Arco gas station and released the suspect without transporting him to the hospital, completing a report, conducting a booking or issuing a citation. Respondent left the suspect in the alley behind the Arco. Respondent then cleared the call with the following entry in his Mobile Data Computer ("MDC") log: "Informant stated he was not hit by a bottle, 415 [disturbance of the peace] verbal only. Contacted [suspect], male Hispanic and detained upon further investigation determined no 647f [drunk in public] and no crime. Released at hospital. Code 4". Respondent updated the clearance entry seven minutes later with: "On

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further investigation determine no 647f [drunk in public] and the investigation determined no 647f [drunk in public]. Hospital kept for observation regarding low blood pressure."

Respondent's supervisor, Sergeant Bringas, realized Respondent had not returned to the jail with the suspect. Bringas looked into the call status and determined Respondent had released the suspect and gone home without completing an arrest report or booking.

Through its investigation, LASD was able to determine the suspect had not been dropped off at the hospital, and instead had been released in the alley behind an Arco station. A subsequent "out of custody" investigation of the suspect by LASD with respect to the original reported assault with a deadly weapon resulted in felony charges being filed against the suspect, who was convicted and sentenced to a four-year prison sentence. Respondent was also criminally investigated and charged with multiple offenses by the Los Angeles County District Attorney's Office with respect to his handling of the call. The District Attorney thereafter amended the complaint to add a Misdemeanor cause of action, for violation of Penal Code section 32, Accessory After the Fact; Aiding a Known Felon. On March 12, 2020, Respondent entered a plea of no contest to Penal Code section 32 and the remaining charges were dismissed.

During their administrative investigation, LASD interviewed Respondent, the criminal suspect and 11 additional witnesses. LASD also confirmed with the hospital they had no record of the suspect being treated or admitted on the date of the incident. They also reviewed Respondent's vehicle's GPS before, during, and after the time of the incident, as well as satellite images of the area where the Arco gas station was located and jail surveillance videos.

During his Internal Affairs interview on February 9, 2021, Respondent made verifiable contradictory statements and statements in direct conflict with credible statements given by the suspect and witnesses. Respondent cleared this call by entering a statement into the call log that the victim told him he was not hit by a bottle, there was a verbal dispute only. Both the victim and a witness stated to IA they told Respondent the suspect had thrown a glass bottle and hit the victim in the head immediately after the suspect threatened to hit the victim with the bottle. In his IA interview Respondent told investigators he drove the suspect to the hospital, and denied releasing him behind an Arco gas station. The hospital has no record of the suspect being checked in, much less admitted, and the suspect gave credible statements with specific details regarding being released at the gas station. Furthermore, Respondent stated the suspect was kept for observation for low blood pressure, but during his IA interview when confronted with the fact that the suspect was not admitted into the hospital Respondent stated he released him in the parking lot and didn't go into the hospital with the suspect, yet he had no credible explanation as

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to how he would know the suspect was kept for observation for low blood pressure. At the conclusion of their investigation, LASD sustained numerous allegations including: Entering False Information in his log which resulted in a criminal investigation of his conduct, and led to the filing of criminal charges and a plea; Failure to Make Statements and/or Making False Statements during departmental internal investigations by providing false, misleading and/or self-serving statements during a departmental internal investigation. Respondent was notified he would be terminated from employment, but two days prior to the termination taking effect, Respondent resigned from his position.

After reviewing the administrative investigation, including Respondent's and witnesses' interview transcripts, the Division concluded that clear and convincing evidence exists to show Respondent was dishonest when he cleared a call for service while providing known false information (i.e. that he had taken suspect to the hospital and that suspect was being kept for observation with low blood pressure), and then compounded his dishonesty by providing known false and misleading statements, discussed in more detail below, to Internal Affairs investigators when interviewed about his misconduct.

On September 30, 2025, the Division contacted Respondent by phone and confirmed he had received the POST investigation notice. Respondent stated he would surrender his POST certification and was re-mailed the documentation to assist. Respondent was left voice mails checking on the status of the self-surrender on November 6, December 9, and December 11, 2025, but failed to respond.

ANALYSIS/FINDINGS:

1. **The alleged misconduct violated Penal Code Section 13510.8 (b)(1) and Title 11, California Code of Regulations Section 1205 (a)(1) – Dishonesty**

Penal Code Section 13510.8(b)(1) and Commission Regulation 1205 (a)(1) defines as serious misconduct: Dishonesty relating to the reporting, investigation, or prosecution of a crime, or relating to the reporting of, or investigation of misconduct by, a peace officer or custodial officer, including, but not limited to, false statements, intentionally filing false reports, tampering with, falsifying, destroying, or concealing evidence, perjury, and tampering with data recorded by a body-worn camera or other recording device for purposes of concealing misconduct. For purposes of this subsection, in considering whether a suspension or revocation of certification is proper, the Commission will consider the extent to which the

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dishonesty related to a material or significant fact in the context of the statement or omission alleged to be dishonest, and will also consider whether the dishonesty appears to have been done willfully or intentionally, with the intent to deceive.

On October 31, 2016, Respondent received a credible report of a felony assault with a deadly weapon that had just occurred. Instead of arresting the suspect for the felony and completing the requisite paperwork and documentation, Respondent initially arrested the suspect for the misdemeanor of Public Intoxication under Penal Code section 647f. When the jail would not accept the suspect without a medical clearance, Respondent removed the suspect from the jail, drove him to a gas station and released him without conducting a proper criminal investigation, collecting evidence, booking the suspect, or issuing a citation. Respondent failed to write a report documenting the felony Assault with a Deadly Weapon complaint. Respondent then knowingly created a false records entry in his MDC indicating no crime had been committed and the suspect had been released to a hospital after being admitted for observation for an unrelated medical issue. Additionally, Respondent pled no contest to a Misdemeanor cause of action, Count Four, Penal Code section 32, Accessory After the Fact; Aiding a Known Felon.

During the administrative investigation Respondent made dishonest statements to Internal Affairs ("IA") investigators when he lied and said the victim told him he was not assaulted, and that he only wanted the suspect removed from the premises. To the contrary, the evidence shows that the victim told Respondent about the assault.

He further made false statements when he told IA investigators that he released him because he determined he was not so intoxicated that he could not take care of himself. Respondent made no such determination – instead he released him because he was going to have to get medical clearance first in order to book him at the jail.

Respondent also falsely told IA investigators that he dropped the suspect off in the parking lot of the hospital and did not go in with him. Rather, the evidence shows Respondent dropped the suspect off in an Arco parking lot. Respondent had no explanation why the suspect told IA investigators that Respondent had dropped him off at the Arco gas station.

Respondent also falsely told investigators that the suspect had been admitted to the hospital for observation for low blood pressure. When asked point blank how he could know this information if he dropped the suspect off and did not go in with him, Respondent said, "I did not know" and, "In my mind I'm thinking, yeah, he probably was kept for observation because he was reporting low blood pressure".

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FINDINGS

The Peace Officer Standards Accountability Division determined that reasonable grounds exist to seek suspension or revocation of the Respondent's certifications in this case.