AGENDA ITEM REPORT

Title: FINAL DECISION/STATUS OF SETTLEMENT DISCUSSIONS - POST2311496 - CESAR HAZEL DIAZ (POST ID: C68-U20)

REPORT PROFILE

MEETING DATE 09/12/2024	**BUREAU SUBMITTING THE REPORT** Peace Officer Standards Accountability Division	
RESEARCHED BY Chandler T. Knapp	**REVIEWED BY**	
REPORT DATE	**APPROVED BY** Manuel Alvarez, Jr.	**DATE APPROVED** 08/26/2024
PURPOSE	**FINANCIAL IMPACT** No	

ISSUE, BACKGROUND, ANALYSIS, & RECOMMENDATION

ISSUE: The matter is before the Commission for review and action regarding the subject peace officer's certification status.

BACKGROUND: The Respondent began his employment with the Los Angeles School District Police Department on February 16, 2018. Respondent was promoted to a fulltime peace officer after graduating from the Los Angeles Police Academy on August 17, 2018. At the time of the incident before the Commission, he was assigned as a Los Angeles District School Police Officer. The Respondent resigned from the Los Angeles District Police Department on November 12, 2023, while holding the rank of police officer. The Respondent is not currently employed as a peace officer in the State of California. This position is a peace officer position as defined under California Penal Code §830.1(a) and is required to be certified pursuant to California Penal Code §13510.1(a).

On June 12, 2024, the Commission reviewed the record and recommendation made by the Peace Officer Standards Accountability Advisory Board (POSAAB) wherein the POSAAB had recommended suspension of the Respondent's certification for a term of six months. The Commission deliberated and reviewed the record of the POSAAB and did not adopt its recommendation, but instead directed counsel to explore settlement terms based on specifically identified goals of the Commission.

ANALYSIS: On June 12, 2024, the Commission heard the case and

passed a motion directing counsel draft specified settlement terms and negotiate said terms with the respondent based on the goals identified in closed session.

Staff was able to reach agreement on the proposed settlement in this matter and as such, the matter is again before the Commission for a motion to adopt the settlement agreement and impose the terms and conditions as proposed by the Commission on Mr. Diaz's peace officer certification status.

RECOMMENDATION:

This matter is before the Commission to render a decision regarding the case of Cesar Hazel Diaz (Respondent); POST2311496. In accordance with the Commission's prior direction, staff entered into settlement discussions with respondent and has reached an agreement with Diaz to the terms proposed by the Commission. The Commission may consider the settlement as a final resolution in the matter as the Commission deems appropriate.

Conference with Legal Counsel/Deliberation: Pursuant to Government Code sections 11126(c)(3) and 11430.30(b) the Commission hereby provides public notice that it may meet in closed session to consider settlement proposals, and deliberate on decisions to be reached, in the following certification proceedings, as follows:

- Cesar Hazel Diaz – POST2311496 – Consideration of proposed settlement.