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

STATEMENT OF FINDINGS

POST makes the following information available to the public pursuant to Penal Code § 13510.85(c), which establishes that POST shall publish the names of any peace officer whose certification has been suspended or revoked and the basis for the suspension or revocation.

CASE NO.: POST2303561

SUBJECT OFFICER: Erick Anthony Rossi **POST ID:** C33-P74

EMPLOYING AGENCY: Contra Costa County Sheriff's Office

ALLEGED MISCONDUCT: PC § 13510.8(b)(6)/CCR 1205(a)(6) – Acts that Violate the Law

CASE SUMMARY:

On October 23-24, 2021, while off duty, Contra Costa County Sheriff's Office Deputy Erick Anthony Rossi (POST ID C33-P74) (hereinafter "Respondent") sexually battered a woman (hereinafter "Victim"). Victim reported the incident to Livermore Police Department. On November 7, 2022, Alameda County Superior Court Judge David Pereda convicted Respondent of violating California Penal Code Section 243.4(e)(1) (misdemeanor sexual battery). On December 5, 2022, the court sentenced Respondent to one day in jail with one day credit for time served and probation (with several conditions, including an order not to own, use, or possess any firearm and an order to register as a sex offender pursuant to California Penal Code Section 290). On December 7, 2022, Respondent registered as a Sex Offender.

The Contra Costa County Sheriff's Office initiated an internal affairs investigation of Respondent's conduct, which sustained policy violations. Contra Cost County terminated the Respondent on May 16, 2023.

Following POST's investigation and review, POST found, by clear and convincing evidence, that reasonable grounds existed to revoke the certification of Officer Rossi pursuant to Penal Code 13510.8. The findings in the POST Investigative Summary and Findings report are as follows:

ANALYSIS/FINDINGS:

1. **The alleged misconduct violated Penal Code Section 13510.8 (b)(6) and Title 11, California Code of Regulations Section 1205 (a)(6) – Acts that Violate the Law**

California Penal Code Section 13510.8(b)(6) and Commission Regulation 1205(a)(6) define serious misconduct to include "Acts that violate the law and are sufficiently egregious or repeated as to be inconsistent with a peace officer's obligation to uphold the law or respect the rights of members of the public, as determined by the commission."

The allegation that Respondent committed sexual battery was established during a criminal trial by a burden of proof at the level of beyond a reasonable doubt. On November 7, 2022, Respondent was convicted of violating California Penal Code Section 243.4(e)(1) – sexual battery. The act of committing sexual battery is inconsistent with a peace officer's obligation to uphold the law or respect the rights of members of the public. Sexual battery is a crime of moral turpitude. Respondent's commission of sexual battery is sufficiently egregious and to be inconsistent with Respondent's obligation to uphold the law as a peace officer or respect the rights of members of the public.

OUTCOME/IMPOSITION OF DISCIPLINARY ACTION AGAINST PEACE OFFICER CERTIFICATION:

The Peace Officer Standards Accountability Division determined that reasonable grounds existed to seek revocation of the Respondent's certifications in this case. On October 12, 2023, POST served a Notice of Intent to Revoke Certification. Respondent did not file a request for review within the 30-day response period, as required by California Penal Code section 13510.85(a)(2), thus resulting in default revocation of Respondent's certification. On January 9, 2024, the default order was issued and served on Respondent. Respondent Erick Anthony Rossi's (POST2303561) (POST ID C33-P74) peace officer certifications were revoked on January 9, 2024.