PEACE OFFICER STANDARDS ACCOUNTABILITY ADVISORY BOARD

October 9, 2025
AGENDA
10:00 AM

Meeting Location: CA Commission on POST Headquarters, 860 Stillwater Road - Training Rooms A/B, West Sacramento, CA 95605.

The Peace Officer Standards Accountability Advisory Board (Board) operates under the requirements set forth by the Bagley-Keene Open Meeting Act (Bagley-Keene) under Government Code sections 11120 through 11132. Bagley-Keene generally requires that the Board publicly notice meetings, prepare agendas, allow public participation, and conduct meetings in a location accessible to public members unless specifically authorized by Bagley-Keene to meet in closed session.

Public comment will be limited in time at the discretion of the Board Chair. The public comment period preceding items on the agenda will allow members of the public to comment on items not on the agenda but that are within the Board's jurisdiction. The Board cannot act on or deliberate on items not on the agenda and can discuss the matter only to the extent necessary to determine whether it should be made an agenda item at a future meeting, to respond briefly to statements or questions posed during public comment or to request clarification, or to refer the item to staff. Agenda items may be taken out of order and action (e.g., voting) may be taken on any agenda item. Public comment relating to each item on the agenda will be allowed at the time each matter is heard. Members of the public who wish to participate during public comment may do so in person by attending the meeting, or, as stated hereafter, by telephonic means or by submitting written public comment.

Written public comment is intended to allow members of the public, if unable to attend in person, an opportunity to participate to the same degree as if they attended in person; as such, written comments should be limited to no more than three pages in length and longer written comment will not be accepted or distributed to Board members. To be considered for inclusion in the meeting record, written comments by no later than 10 a.m. on the fourth business day before the scheduled meeting. Accepted written public comments will be published on POST's website under the Public Comment section under the corresponding meeting date. Written public comments can be submitted via email to posadpc@post.ca.gov. Telephonic public comment can be made by dialing +1 669 444 9171 US or +1 669 900 6833 US and entering the Webinar ID: 817 3463 0494 and Passcode: 749503

Persons requesting disability-related accommodations or modifications may do so by contacting the Board assistant at (916) 227-3909 (voice), posadpc@post.ca.gov (email), or Speech-to-Speech users may dial 7-1-1 for the California Relay Service to request special accommodations. Please note: This meeting and all public meetings will be recorded.

No weapons are allowed on the premises during public meetings. Upon entering POST's

facility, you are subject to a weapons screening and will be denied entry if you possess any weapon. POST's Executive Director retains the discretion to grant exceptions for duly-authorized individuals, such as on or off-duty law enforcement officers who are not the subject of a POST administrative investigation, suspension, or decertification action.

I. **CALL TO ORDER**

II. **ROLL CALL OF POSAAB MEMBERS**

Dr. Nicole Clavo Psy.D - Governor Appointee - Public Member
Regina Hatcher-Crawford - Governor Appointee - Public Member
Robert Doyle - Governor Appointee - Former Command Rank Peace Officer
Joyce E. Dudley - Chair - Governor Appointee - Attorney
Professor Jack Glaser - Governor Appointee - Public Member
Cephus Johnson - Governor Appointee - Public Member
Captain Charles Lara - Governor Appointee - Management Rank Peace Officer
Margaret Pena - Speaker of Assembly Appointee - Public Member
Vacant - Senate Rules Appointee - Public Member

III. **PUBLIC COMMENT FOR ITEMS NOT ON THE AGENDA**

The Board Chair will advise the audience of the following:

This time is set aside for members of the public who wish to comment on items not on the agenda but within the board's jurisdiction. Public comment on matters on the agenda will be heard at the time each item is called. Public comment on specific peace officer revocation cases to be heard today will be heard at the time of the hearing of each such matter. Members of the public who wish to speak during the public comment period may be asked to limit their remarks in time at the discretion of the Board Chair.

IV. **ASSISTANT EXECUTIVE DIRECTOR COMMENTS**

V. **NEW BUSINESS**

a. Report on Data for Serious Misconduct Reporting, Investigations, and Disciplinary Action Outcomes

This item is presented for information only. No action is required.

VI. **APPROVAL OF MEETING TRANSCRIPTS**

Approval of meeting transcripts from the previous Peace Officer Standards Accountability Advisory Board Meeting held on July 16-17, 2025.

a. Approval of Meeting Transcript from the July 16-17, 2025 Meeting

If the Board concurs, the appropriate action would be a **MOTION** to approve the meeting transcripts from the last Board meeting.

VII. **NEW CASES - REVIEW, DISCUSSION AND RECOMMENDATIONS TO COMMISSION**

a. POST2410050 - Michael Kim (POST ID: A63-W93) Last Employing Agency: San

Francisco Sheriff's Office (Current)

The Peace Officer Standards Accountability Advisory Board (POSAAB) shall review the findings of investigations presented by the Peace Officer Standards Accountability Division (POSAD) and shall make a recommendation regarding what action should be taken, suspension or revocation, on the certification of the subject peace officer.

b. POST2402562 - Armando R. Montalvo (POST ID: C89-U13) Last Employing Agency: Orange County Sherriff's Department (Current)

The Peace Officer Standards Accountability Advisory Board (POSAAB) shall review the findings of investigations presented by the Peace Officer Standards Accountability Division (POSAD) and make a recommendation regarding what action should be taken, suspension or revocation, on the certification of the subject peace officer.

VIII. CLOSED SESSION

At this time the meeting will adjourn into closed session for for deliberations on the cases presented today.

IX. FUTURE BOARD MEETING DATES

Upcoming Board meetings will be held:

- February 04-05, 2026 - POST, West Sacramento
- April 15-16, 2026 - POST, West Sacramento
- July 15-16, 2026 - POST, West Sacramento
- October 14-15, 2026 - POST, West Sacramento

Board meeting dates are tentative and subject to cancellation pending POST receiving requests from subject officers to have their cases heard before the Board.

X. ADJOURNMENT

AGENDA ITEM REPORT

Title: POST2410050 - MICHAEL KIM (POST ID: A63-W93)
LAST EMPLOYING AGENCY: SAN FRANCISCO SHERIFF'S OFFICE (CURRENT)

REPORT PROFILE

MEETING DATE 10/09/2025	**BUREAU SUBMITTING THE REPORT** Professional Conduct Central Bureau	
RESEARCHED BY Kevin P. Sherburne	**REVIEWED BY** Brian South	
REPORT DATE	**APPROVED BY** Annemarie Del Mugnaio	**DATE APPROVED**
PURPOSE	**FINANCIAL IMPACT** No	

ISSUE, BACKGROUND, ANALYSIS, & RECOMMENDATION

ISSUE:

The matter is before the Peace Officer Standards Accountability Advisory Board (POSAAB) for review and recommendation regarding the subject peace officer's certification status.

BACKGROUND:

From August 2, 1999, to February 13, 2016, Respondent was employed as a Deputy Sheriff with the San Francisco Sheriff's Office ("SFSO"). He promoted to the rank of Sergeant on February 12, 2005. On February 13, 2016, Respondent resigned from SFSO. On May 25, 2018, Respondent admitted that a Declaration he filed in a criminal case was materially false and pled guilty in federal court to a violation of 18 U.S.C. Section 401(1), a misdemeanor Contempt of Court charge. On December 21, 2024, SFSO rehired Respondent as a Deputy Sheriff.

Audio/Video Evidence Links:

- **BR32 POST2410050 Extraction 3 1 Kim Michael 20250626 mp3**
- **BR33 POST2410050 Dunnigan Ryan 20250625**

ANALYSIS:

Respondent signed a Declaration in Support of Defendant Andy Li's Motion to Reopen Detention Hearing and Reconsider Detention on August 6, 2014, under penalty of perjury. In this Declaration, Respondent, while representing himself as a Deputy Sheriff, made several factual statements that were

material to defendant Andy Li's motion and were materially false. Such materially false statements constituted serious misconduct, specifically, dishonesty relating to the reporting, investigation, or prosecution of a crime in violation of California Penal Code Section 13510.8(b)(1) and POST Regulation 1205(a)(1) because they were made in connection with the prosecution of Li while Respondent was employed as a peace officer.

The clear and convincing evidence substantiated that Respondent's Declaration contained materially false statements, in that he knowingly and willfully lied to a federal court, and that he obstructed justice in a federal criminal case through his lies.

In addition, Respondent told FBI Special Agents during an interview on August 19, 2014, that he did not know that Andy Li had a ballistic vest, that he dropped off a work-issued ballistic vest with his wife, who was at Li's wife's beauty salon, while he went out drinking with friends, and that he tried to get the vest back but forgot about the vest over time. The clear and convincing evidence substantiated that Respondent's statements to FBI Special Agents were materially false. The clear and convincing evidence further substantiated that Respondent's statements violated California Penal Code Section 13510.8(b)(1) and POST Regulation 1205(a)(1) because they were made in connection with a criminal investigation into Kim's criminal activity in submitting a false Declaration to a federal court and the criminal investigation about Li's criminal activities.

RECOMMENDATION: The Peace Officer Standards Accountability Advisory Board (POSAAB) shall review the findings of investigations presented by the Peace Officer Standards Accountability Division (POSAD) and shall make a recommendation regarding what action should be taken, suspension or revocation, on the certification of the subject peace officer.

ATTACHMENT(S):
BR01_POST2410050_Kim_Michael_ISF.pdf
BR02_POST2410050_A_Kim_Michael_ExecReviewDivisionRec.pdf

BR03_POST2410050_B_Kim_Michael_POSTProfile.pdf
BR04_POST2410050_C_US_Opp_to_Li_Motion_to_Reconsider_Detention_Order_Redacted.
BR05_POST2410050_D_Interview_of_Michael_Kim_12_22_2014b_Redacted.pdf
BR06_POST2410050_E_Order_of_Detention_Pending_Trial_Redacted.pdf
BR07_POST2410050_F_Notice_of_Motion_and_Motion_to_Reopen_Detention_Hearing_and_
BR08_POST2410050_G_Declaration_of_Michael_Kim_Redacted.pdf
BR09_POST2410050_H_Declaration_of_Mimi_Li_Redacted.pdf
BR10_POST2410050_I_Minute_Order_Redacted.pdf
BR11_POST2410050_J_Information_Kim_Redacted.pdf
BR12_POST2410050_K_JUDGMENT_Redacted.pdf
BR13_POST2410050_L_US_DIS_CAND_3_18cr124_d10947289e796_Order_signed_11_2_2
BR14_POST2410050_M_Extracted_Michael_Kim_Archived_Triage_Report_pdfReport_-_edits_Redacted.pdf
BR15_POST2410050_N_Wan-ROI_Redacted.pdf
BR16_POST2410050_O_Fonthal_Final_ROI_Redacted.pdf
BR17_POST2410050_P_Extracted_Michael_Kim_Completed_12-12-2024_Redacted.pdf
BR18_POST2410050_Q_Martin_ROI_Redacted.pdf
BR19_POST2410050_R_Letter_from_Paul_Miyamoto_to_To_Whom_It_May_Concern_Redac
BR20_POST2410050_S_Interview_of_San_Francisco_Sheriff_s_Office_Deputy_Michael_She
BR21_POST2410050_T_0002_PLEA_AGREEMENT_v.1_Redacted.pdf
BR22_POST2410050_U_Defendants_Memorandum_in_Aid_of_Sentencing_Redacted.pdf
BR23_POST2410050_V_Redacted_Exhibit_C_to_Memo_in_Aid_of_Sentencing_Redacted.pd
BR24_POST2410050_Michael Kim_Supplement ISF 07 02 2025.pdf
BR25_POST2410050_FW from SO Counsel Masters_ Letters of rec from Paul Miyamoto_Redacted.pdf
BR26_POST2410050_M. Kim LOR_Captain Miyamoto_Redacted.pdf
BR27_POST2410050_M. Kim letter 2024_Sheriff Miyamoto_Redacted.pdf
BR28_POST2410050_Michael Kim 6.25.2025 POST interview transcript_Redacted.pdf
BR29_POST2410050_Ryan Dunnigan 6.25.2025 POST interview transcript.pdf
BR30_POST2410050_Kim_Final report of POST interview.pdf
BR31_POST2410050_Dunnigan_Final Report of POST interview
BR34_POST2410050_scrnshot properties of letter (1) from Miyamoto.pdf
BR35_POST2410050_scrnshot properties of letter (2) from miyamoto.pdf