BEFORE THE
COMMISSION ON PEACE OFFICER STANDARDS AND TRAINING
STATE OF CALIFORNIA

In the Matter of the Accusation Against:	Case No. 2300017
PAUL MATEJCEK	
Basic Certificate No. 194086 **Intermediate Certificate No. 145737**	**DEFAULT DECISION AND ORDER**
Respondent.	[Gov. Code, §11520]

FINDINGS OF FACT

1. On or about February 25, 2025, Complainant Manuel Alvarez, Jr. (Complainant), in his official capacity as the Executive Director of the California Commission on Peace Officer Standards and Training (Commission), filed Accusation No. 2300017 against Paul Matejcek (Respondent) before the Commission. (Accusation attached as Exhibit A.)

2. On or about March 8, 2019, the Commission issued Basic Certificate Number 194086 to Respondent. On December 18, 2020, the Commission issued Intermediate Certificate Number 145737 to Respondent (collectively, Certification). The Certification was in full force and effect at all relevant times to the charges brought in this Accusation.

3. On or about February 26, 2025, Respondent was served by Certified and First Class Mail copies of the Accusation No. 2300017, Statement to Respondent, Notice of Defense, Request for Discovery and Discovery Statutes (Government Code sections 11507.5, 11507.6, and

11507.7) at Respondent's address of record which, pursuant to Business and Professions Code section 136, is required to be reported and maintained with the Commission. Additionally, a courtesy copy was sent via certified mail and first class mail to Respondent's counsel, Marie S. Masters, Rains Lucia Stern St. Phalle & Silver, PC, 2300 Contra Costa Blvd Ste 500, Pleasant Hill, CA 94523.

4. Service of the Accusation was effective as a matter of law under the provisions of Government Code section 11505, subdivision (c) and/or Business and Professions Code section 124.

5. Government Code section 11506, subdivision (c) states, in pertinent part:

> The respondent shall be entitled to a hearing on the merits if the respondent files a notice of defense . . . and the notice shall be deemed a specific denial of all parts of the accusation . . . not expressly admitted. Failure to file a notice of defense . . . shall constitute a waiver of respondent's right to a hearing, but the agency in its discretion may nevertheless grant a hearing.

6. The Commission takes official notice of its records and the fact that Respondent failed to file a Notice of Defense within 15 days after service on him of the Accusation, and therefore waived his right to a hearing on the merits of Accusation No. 2300017.

7. California Government Code section 11520, subdivision (a) states, in pertinent part:

> If the respondent either fails to file a notice of defense . . . or to appear at the hearing, the agency may take action based upon the respondent's express admissions or upon other evidence and affidavits may be used as evidence without any notice to respondent . . . .

8. Pursuant to its authority under Government Code section 11520, the Commission finds Respondent is in default. The Commission will take action without further hearing and, based on the relevant evidence contained in the Default Decision Investigatory Evidence Packet in this matter, finds that the charges and allegations in Accusation No. 2300017, are separately and severally, found to be true and correct by clear and convincing evidence.

DETERMINATION OF ISSUES

1. Based on the foregoing findings of fact, Respondent Paul Matejcek has subjected his Basic Certificate No. 194086 and Intermediate Certificate Number 145737 to discipline.

2. The agency has jurisdiction to adjudicate this case by default.

3. The Commission is authorized to discipline Respondent's Basic Certificate and Intermediate Certificate based on the following violations alleged in the Accusation which are supported by the evidence contained in the Default Decision Investigatory Evidence Packet in this case:

a. Excessive or Unreasonable Use of Force in violation of Penal Code section 13510.8, subdivision (b)(3) and California Code of Regulations, title 11, section 1205, subdivision (a)(3).

ORDER

IT IS SO ORDERED that Basic Certificate No. 194086 and Intermediate Certificate Number 145737 issued to Respondent Paul Matejcek are suspended for nine months with a requirement of POST requalification training and no time served on the suspension.

Pursuant to Government Code section 11520, subdivision (c), Respondent may serve a written motion requesting that the Decision be vacated and stating the grounds relied on within seven (7) days after service of the Decision on Respondent. The agency in its discretion may vacate the Decision and grant a hearing on a showing of good cause, as defined in the statute.

This Decision shall become effective on 03/25/2025.

It is so ORDERED 03/25/2025

MANUEL ALVAREZ, JR.
Executive Director
Commission on Peace Officers Standards and Training
State of California
Complainant

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Attachment:
Exhibit A: Accusation