STATE OF CALIFORNIA
COMMISSION ON PEACE OFFICER STANDARDS AND TRAINING

In Re: CERTIFICATION OF Dillon Fuston, **Respondent.**	**COMMISSION'S DETERMINATION ON BOARD RECOMMENDATION** Penal Code section 13510.85(a)(5)

The Peace Officer Standards Accountability Division (the Division) found reasonable grounds for the revocation of Respondent's peace officer certification in this matter. Respondent timely requested a review of the Division's findings. In accordance with Penal Code section 13510.85, the Peace Officer Standards Accountability Advisory Board (the Board) held a public hearing on March 21, 2024, and issued its decision recommending that Respondent's peace officer certification be revoked.

Under Penal Code section 13510.85, the Commission shall review all recommendations made by the Board. Accordingly, on June 12, 2024, the Commission held a public meeting to consider the Board's recommendation in this matter. The Commission hereby issues this determination on the Board's recommendation.

At the time of Respondent's request for review of the Division's determination, Respondent had been issued the following POST certification(s):

__ Proof of Eligibility
_x_ Basic
_x_ Intermediate
__ Advanced
__ Supervisory
__ Management
__ Executive

COMMISSION'S REVIEW OF THE RECORD

Having considered the Board's recommendations in this matter and the record in its entirety, the Commission has determined that:

__ The record, in its entirety, supports the Board's conclusion that serious misconduct has been established by clear and convincing evidence.

X The record, in its entirety, does not support the Board's conclusion that serious misconduct has been established by clear and convincing evidence.

COMMISSION'S DECISION

In light of the Commission's review of the record and the Board's recommendation in this case, the Commission hereby determines that the following action(s) must be taken against Respondent's certification:

__ Revocation of Certification

__ Suspension of Certification for the following period of time, not to exceed 3 years, per 11 CCR section 1213(b): _____.

X No further action.

REASONS FOR DIFFERENT DETERMINATION

__ (Where applicable) In accordance with Penal Code section 13510.85(a)(5), the Commission has reached a different determination than the Board's recommendation. The Commission's reasons for its determination are as follows:

The Commission did not believe that dishonesty was established by clear and convincing evidence.

COMMISSION'S INSTRUCTIONS

__ (Where applicable) In light of the Commission's determination requiring action to be taken as stated above, this matter shall be returned to the Division. Pursuant to Penal Code section 13510.85(a)(6), the Division is directed to initiate proceedings for a formal hearing to take action consistent with the Commission's determination in this matter.

Dated: 6/12/24

Chairperson or Designee
Commission on Peace Officer Standards and Training