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Chaska
Police Department

address all correspondence to
SCOTT M. KNIGHT
Chief of Police

STATE OF MINNESOTA
COUNTY OF CARVER
BEFORE THE OFFICE OF THE CHASKA CHIEF OF POLICE

In the matter of the alleged misconduct regarding:

- Officer Elroy Schmidt
- Officer Chris Pesheck
- Lieutenant Tony Kjorstad

Complainant: Mark Hagen	Control Number: 18-1
2275 Clover Field Drive	Date Occurred: 19 March 2018
Chaska, MN 55318	Date Received: *27 March 2018
	*2 April 2018

(* The complainant brought his complaint to CPD on 19 March; however, he named Lt. Kjorstad as being involved in the alleged misconduct. As such, the complaint was held for Chief Knight who was out of the office that week. The complaint was then received on 2 April, by the Chief.)

Alleged Misconduct:

Complainant asserts that Officers Schmidt and Pesheck “**Failed to Enforce Court Order**”, on 19 March 2018, by electing to not arrest Carol Hagen (former spouse), while both he and she attended an event at the Chaska High School. And, that Lt. Kjorstad “... **was not interested in an further statement from me...**”

Complainant maintains that all named CPD officers failed to “**fulfill their fiduciary duty/responsibility to the public**” and did not perform “**Due Diligence**”, by not arresting Carol Hagen.

FINDING OF FACT

- Officers Schmidt and Pesheck were on duty on 19 March 2018 and did respond to complainant’s call for service.
- Officers Schmidt and Pesheck investigated the complainant’s assertions. They did not find substantive grounds upon which an arrest could be made.

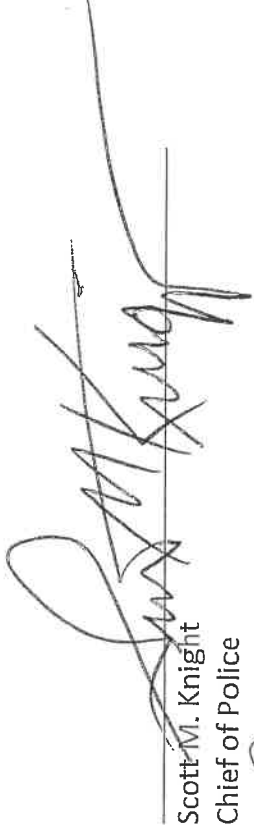
- Lt. Kjorstad spoke with complainant via telephone and was unable to satisfy him.
- Complainant; within this complaint, correctly quotes the Harassment Restraining Order language: ***"A Police Officer shall arrest Respondent ... if a police officer believes that the Respondent has violated this Restraining Order."***
- Police Officers do not carry a "fiduciary duty", within the scope of their duties.

CONCLUSION

All named officers acted very appropriately and within Minnesota State Statute(s) and Chaska Police Department policy and procedure.

DISCIPLINARY ACTION

All Chaska Police Department named – Schmidt/Pesheck/Kjorstad – are **EXONERATED**. No disciplinary action is warranted.



Scott M. Knight
Chief of Police

4 APR 2018
Date



