Lexington-Fayette Urban County Division of Police **PERSONNEL ORDER** Lexington, Kentucky	DATE OF ISSUE June 16, 2021	EFFECTIVE DATE June 10, 2021	NUMBER PO:21-219

TO:	AMENDS:
WRITTEN REPRIMAND	
INDEX AS:	**RESCINDS:**
OFFICER ROMAN PUCHOVSKY	

Officer Roman Puchovsky is hereby given a Written Reprimand for violation of General Order 1973-03S, Operation and Maintenance of Department Vehicles, V, 5. In addition to this Written Reprimand, it was recommended and approved that Officer Puchovsky loses his Home Fleet Vehicle Privileges for four (4) weeks.

This Written Reprimand and Home Fleet Suspension was approved by the Urban County Council on June 10, 2021.

Lawrence B. Weathers

Lawrence B. Weathers
Chief of Police

LBW/rmh

LEXINGTON POLICE DEPARTMENT

AGREEMENT OF CONFORMITY WITH KRS 95.450 / 15.520 AND RELEASE

FORM 113 (8/20)

An allegation has been made that: Officer Roman Puchovsky #40249

has committed the offense of:
Operation and Maintenance of Department Vehicles

which constitutes misconduct under the provisions of KRS 95.450 and/or KRS 15.520
(list other applicable law or rule)
General Order 1973-03S Operation and Maintenance of Department Vehicles, V, 5

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in that on the various **day(s) of** various **, 20** various **he/she allegedly:**

Officer Puchovsky, who lives in Kentucky, has been driving his issued Department-owned vehicle to Kentucky, without the express permission of his chain of command. is north of his residence, and outside of a reasonable course of travel from his home to Fayette County.

I have read KRS 95.450, 95.460 and 15.520, and attest that I fully understand all rights guaranteed by these statutes, including the rights to have formal charges preferred and a hearing conducted on those charges.

Further, I, with knowledge of the provisions and my rights under KRS 95.450, 95.460, and 15.520 and in consideration of the recommendation of the Chief of Police of the Lexington Police Department, acknowledge that the appropriate punishment for this conduct is:

Written Reprimand and four (4) weeks suspension of Home Fleet

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I do hereby voluntarily accept the above disciplinary action, provided that the punishment awarded by the Urban County Council will not exceed the above recommendation of the Chief of Police.

If the Urban County Council rejects the above recommendation, I will be so notified, in which case I may withdraw my acceptance, and will be entitled to all rights, as applicable, under KRS 95.450, 95.460 and 15.520, and this agreement will not be used against me or by me in any hearing in determination of my guilt of punishment.

In further consideration of the acceptance of the above recommendation and penalty by the Urban County Council, I do for myself, my heirs, legal representatives, as assigns hereby expressly release and forever discharge the Lexington-Fayette Urban County Government, its officers, agents, employees, and their successors and assigns from all claims, demands, actions, damages or causes of action and from all liability for damages of whatsoever kind, nature of description that I ever had, now have or may have against the aforementioned entities created by or arising out of the action contained herein.

R L [signature]
Employee Signature

05-25-21
Date

Lauren B Wood
Chief of Police Signature

05-25-21
Date

ACTION BY URBAN COUNTY COUNCIL

☒ APPROVE ABOVE RECOMMENDATION

☐ DISAPPROVE ABOVE RECOMMENDATION

[signature] 6/10/2021
Signature of Authorized Representative of Urban County Council

SUSPENSION SERVICE GUIDELINES:

Suspensions will be served as outlined in General Order series 1973-02 Disciplinary Procedures of Sworn Officers.

Lexington-Fayette Urban County Division of Police **MEMORANDUM** Lexington, Kentucky	DATE OF ISSUE May 20, 2021	EFFECTIVE DATE	NUMBER COP: 21-0070

TO: Kenneth Armstrong, Commissioner
Department of Public Safety

FROM: Lawrence B. Weathers
Chief of Police

SUBJECT: Disciplinary Recommendation
P.I.U.2021.F.006
Officer Roman Puchovsky

I met with Officer Roman Puchovsky on May 19, 2021, and have determined this as "Improper Conduct" for violation of:

- General Order 1973-02S – Operation and Maintenance of Department Vehicles, V, A, 5

I have recommended a **Written Reprimand and four (4) weeks suspension of Home Fleet privilege** for the violation. I have included the summary of this formal complaint for your information.

Officer Puchovsky accepted this discipline on May 19, 2021.

Lawrence B. Weathers

Lawrence B. Weathers
Chief of Police

LBW/rmh

Attachment

LEXINGTON POLICE DEPARTMENT **MEMORANDUM** Lexington, Kentucky	DATE OF ISSUE 05/12/2021	EFFECTIVE DATE 05/12/2021	NUMBER PIU 21-042

TO:
Lawrence Weathers
Chief of Police

SUBJECT:
Summary of Formal Complaint on Officer Roman Puchovsky, PIU2021F-006

FROM:
Lieutenant Matt Brotherton
Bureau of Investigation - Public Integrity Unit

Sir,

This memorandum will provide a summary of the investigation into the Formal Complaint filed by Lt. Jeremy Tuttle on Officer Roman Puchovsky, 40249. According to the Formal Complaint:

Officer Puchovsky, who lives in Kentucky, has been driving his issued Department-owned vehicle to Kentucky, without the express permission of his chain of command. is north of his residence, and outside of a reasonable course of travel from his home to Fayette County.

If the above is true, Officer Puchovsky is in violation of G.O. 1973-03S Operation and Maintenance of Department Vehicles, V, A, 5, which states:

5. Employees will not operate any department vehicle outside of Fayette County without proper authorization from a supervisor.

Investigation

Lt. Jeremy Tuttle, when reviewing BWC footage that was marked for deletion, noticed that Officer Puchovsky's BWC recorded him being in Kentucky. When questioned about it by Lt. Tuttle, Officer Puchovsky stated that he was dropping his daughter off at his daughter's mother's home in . Officer Puchovsky lives in .

Officer Puchovsky told Lt. Tuttle that he believed he had received permission from Commanders Bacon and Metcalf when they were Lieutenants in the Traffic Section. Both Commanders stated that they had never given Officer Puchovsky permission to drive his Department-issued car from to .

Interview with Officer Roman Puchovsky

On May 3rd, 2021, at approximately 12:49, Lt. Biroschik and I interviewed Officer Puchovsky in the PIU office.

During the conversation, Officer Puchovsky immediately took responsibility for his actions. He stated that he had been driving his Department-issued vehicle from his residence in to Kentucky once a week for several years. Officer Puchovsky believed he had received verbal permission from his supervisors but stated that he was mistaken. Officer Puchovsky at no point attempted to deny that his actions were in violation of Department policies.

Officer Puchovsky was emphatic that he was not attempting to violate policy and that he, now that he is aware of how he had been improperly using his Department-issued vehicle, will only drive directly to and from his home when outside of Fayette County.

Conclusion

GO 1973-03S, Operation and Maintenance of Department Vehicles, V., C. Authorization for Officers to Use Issued Take Home Vehicles Out of County states:

> *1. An officer whose primary residence is out of county and within 35 miles of the Fayette County line is eligible to seek authorization to drive their issued take home vehicle to and from the primary residence,*

Officer Puchovsky, by driving his Department-issued vehicle to without prior authorization, was in violation of the above restriction.

Lieutenant Matt Brotherton
Bureau of Investigation
Public Integrity Unit

cc: file – PIU 2021F-006

Lexington Police Department **MEMORANDUM** Lexington, Kentucky	DATE OF ISSUE April 26, 2021	EFFECTIVE DATE	NUMBER PIU: 21-031

TO:
Assistant Chief Shawn Coleman
Bureau of Special Operations

FROM:
Lieutenant Matthew Brotherton
Bureau of Investigation
Public Integrity Unit

SUBJECT:
FORMAL COMPLAINT

COMPLAINANT: Lieutenant Jeremy Tuttle

ACCUSED OFC.: Officer Roman Puchovsky

ALLEGATION: Violation of General Order 1973-03S Operation and Maintenance of Department Vehicles, V, 5

ALLEGED CIRCUMSTANCES: Officer Puchovsky, who lives in Kentucky, has been driving his issued Department-owned vehicle to Kentucky, without the express permission of his chain of command. is north of his residence, and outside of a reasonable course of travel from his home to Fayette County.

ACTION REQUESTED:

- The Bureau Commander and Officer Puchovsky should sign the Acknowledgment Sheet and process this complaint.
- The Commanding Officer should provide the attached copy of the Form 111 and the Officer's Rights Packet to Officer Puchovsky.
- Officer Puchovsky should contact the Public Integrity Unit to arrange for a time to provide a formal statement.

	DATE	TIME
Bureau Commander Comm. G. Newman	4-26-21	1345
Supervisor Lt. J.M. Trotter	4-26-21	1637
Officer R.L. Pauley 4049	04-26-21	1638

Accused officer would like the Public Integrity Unit to notify the FOP President or their designee that a formal complaint is filed against them. (Circle One) YES or (NO)

Returned to the Public Integrity Unit 04/27/21 11:23

Lieutenant Matthew Brotherton
Bureau of Investigation
Public Integrity Unit

mrv

enclosures

cc: Chief Lawrence Weathers
file – PIU2021F-006

Lexington Police Department
Formal Complaint
Form 111

File #: PIU2021F-006

Member(s) Involved	Employee No.	D.O.B.	D.O.E	Present Assignment
Puchovsky, Roman	40249	N/A	11/5/2001	BOSO

Complainant	Address-Apt. No. - Zip Code	Telephone No.
Lt. J. Tuttle	150 E. Main	859 228 3600

Employed By	Business Address - Zip Code	Telephone No.
Lexington Police	150 E. Main	

Date of Incident	Time of Incident	Location of Incident	Date and Time Reported	How Reported:
Various	Various	Various	4/23/2021	☐ Letter ☐ Phone ☑ Person ☐ Email

Brief Description of Allegations:

Officer Puchovsky, who lives in Kentucky, has been driving his issued Department-owned vehicle to Kentucky, without the express permission of his chain of command. is north of his residence, and outside of a reasonable course of travel from his home to Fayette County.

If the above is true, Officer Puchovsky is in violation of G.O. 1973-03S Operation and Maintenance of Department Vehicles, V, 5, which states:

5. Employees will not operate any department vehicle outside of Fayette County without proper authorization from a supervisor.

J M Tuttle
(Complainant)

Date: 4/26/2021

Subscribed and sworn before me this date: 4/26/21 (Date) Melanie R Votaw KYNP20919 (Notary)

My Commission Expires: 2-3-2025

Witnesses:

Name Address Phone Number

Recorded By: Melanie Votaw, Bureau of Investigation, Public Integrity Unit (Rev. 10/19)

Chief of Police (or "Designee"):

Policy Violation	Finding
GO 1973-035 OPERATION AND MAINTENANCE OF DEPT VEHICLES V, A, S	☐ Proper Conduct
	☑ Improper Conduct
	☐ Insufficient Evidence
	☐ Policy Failure
	☐ Unfounded

Chief of Police Recommendation

☐ Recommend Case Be Closed ☐ Corrective Training Recommended ☐ Below Disciplinary Action Recommended

Comments:

REVIEWED SUMMARY: WRITTEN REPRIMAND AND 4 WEEKS SUSPENSION OF HOME FLEET

Signature: [signature] **Date:** 05/19/2021

Disciplinary Review Board

Policy Violation	Finding
	☐ Proper Conduct
	☐ Improper Conduct
	☐ Insufficient Evidence
	☐ Policy Failure
	☐ Unfounded

Disciplinary Review Board Recommendation

☐ Recommend Case Be Closed ☐ Corrective Training Recommended ☐ Below Disciplinary Action Recommended

Comments:

Signature: **Date:**

Chief of Police 2nd Recommendation

☐ Recommend Case Be Closed ☐ Corrective Training Recommended ☐ Below Disciplinary Action Recommended

Comments:

Signature: **Date:**

Proper Conduct: Allegation is true; the action of the agency or the officer was consistent with agency policy.

Improper Conduct: The allegation is true; the action of the agency or the officer was inconsistent with agency policy.

Insufficient Evidence: There is insufficient proof to confirm or to refute the allegation.

Policy Failure: The action of the agency or the officer was consistent with agency policy, but the policy did not take into account the circumstances present in this instance.

Unfounded Complaint: Either the allegation is demonstrably false or there is no credible evidence to support it.