

STATE OF MINNESOTA
OFFICE OF ADMINISTRATIVE HEARINGS
FOR THE BOARD OF PEACE OFFICER STANDARDS AND TRAINING

In the Matter of the Peace Officer
License of Jason Patrick Marino

PREHEARING ORDER

A prehearing conference was held on December 8, 2009, at the Office of Administrative Hearings, 600 North Robert Street, St. Paul, MN. Michele M. Owen Assistant Attorney General, appeared on behalf of the Board of Peace Officer Standards and Training (Board). Richard A. Beens, Attorney at Law, appeared on behalf of Jason Patrick Marino (Respondent).

The Respondent has agreed to stipulate that he was found guilty of specified crimes. The parties agree that a limited hearing will be held so that the Respondent may offer evidence of his character and any mitigating circumstances that the Board should consider in determining what discipline, if any, should be imposed.

IT IS HEREBY ORDERED:

1. By December 30, 2009, the Respondent shall provide the Board with the names and addresses of the witnesses that he intends to call at hearing, and provide a brief description of each witness's testimony.

2. By January 29, 2010, the Board shall provide the names and addresses of the witnesses, if any, that it will call at hearing, and provide a brief description of each witness's testimony.

3. This matter is scheduled for hearing on **March 25, 2010**, commencing at **9:30 a.m.**, at the Office of Administrative Hearings, 600 North Robert Street, St. Paul, Minnesota.

4. The parties shall exchange proposed written exhibits and witness lists, and file an index of exhibits and a copy of the witness list with this office by **March 18, 2010**. See Minn. R. 1400.6950. To the extent possible, the parties shall enter into prehearing stipulations regarding the facts involved in the hearing and foundation for anticipated exhibits. Any party objecting to foundation for any written exhibit shall notify the offering party and judge in writing at least two working days prior to the hearing or the foundation objection is waived.

5. Hearings are ordinarily digitally recorded. In the event that any party requests a court reporter, notice shall be given to the Office of Administrative Hearings no later than **March 18, 2010**. See Minn. R. 1400.7400, subp. 2.

6. Requests for subpoenas for the attendance of witnesses or the production of documents shall be made in writing to the administrative law judge pursuant to Minn. R. 1400.7000. A copy of the subpoena request shall be served on the other parties. A subpoena request form is available at www.oah.state.mn.us.

7. The parties have not requested accommodation for a disability or appointment of an interpreter. The Office of Administrative Hearings shall be notified promptly if either an accommodation or interpreter is needed.

Dated this 9th day of December 2009.

s/Beverly Jones Heydinger
BEVERLY JONES HEYDINGER
Administrative Law Judge