

PROPOSED AGREED DISCIPLINE

The Franklin Police Department, by counsel, James H. Austen, and Officer Bryan Burton, by counsel, George Hoffman, III, for Proposed Agreed Discipline, now tenders the following agreement for consideration by the Franklin Police Department Merit Board:

1. Officer Bryan Burton is a member of the Franklin Police Department subject to the jurisdiction of the Franklin Police Department Merit Board.

2. Chief Stan Lynn has initiated a formal complaint with the Franklin Police Department Merit Board seeking discipline for alleged misconduct on the part of Officer Bryan Burton which is more specifically set forth in the charging document tendered to the Franklin Police Department Merit Board.

3. Chief Lynn and Officer Burton, through their respective counsel, have reached a proposed resolution of the disciplinary complaint, subject to the approval of the Franklin Police Department Merit Board which agreement is follows:

- a. Officer Bryan Burton will be suspended, without pay or benefits, for a period of forty-five (45) days commencing 3-2-10.
- b. Officer Burton will participate in an alcohol evaluation program at a facility to be approved by Chief Lynn, which evaluation shall occur during his period of suspension.

CLERK - TREASURER

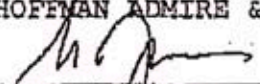
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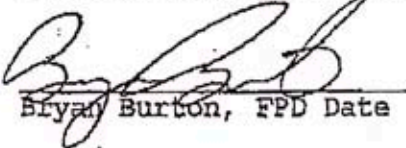
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- c. Officer Burton will complete any recommended treatment program resulting from the alcohol evaluation at the place and the time recommended by the evaluation; *parties agree this can be done outside Johnson County.*
- d. Chief Lynn shall reassign Officer Burton to the Uniform Division of the Franklin Police Department upon the completion of the suspension. Officer Burton will be eligible to reapply for assignment to the Detective Division one year after the approval of this agreement by the Franklin Police Department Merit Board, but Officer Burton specifically acknowledges that mere application does not guarantee reassignment to the Detective Division and the Franklin Police Department will be under no obligation to make such a reassignment upon receipt of any application.


4. Chief Lynn and Officer Burton hereby stipulate that this agreement is in the best interests of both the Franklin Police Department and Officer Burton and will seek approval by the Franklin Police Department Merit Board of this agreement.

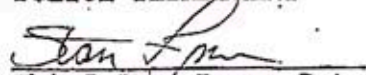
HOFFMAN ADMIRE & NEWCOMB


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 ATTORNEY FOR OFFICER BURTON


 Bryan Burton, FPD Date

STARR AUSTEN MILLER, LP

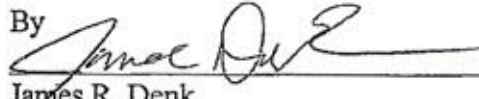

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 ATTORNEY FOR FRANKLIN
 POLICE DEPARTMENT


 Chief Stan Lynn, Date

THE FOREGOING PROPOSED AGREED DISCIPLINE MADE AND ENTERED INTO BY AND BETWEEN THE PARTIES IS HEREBY ACCEPTED AND APPROVED BY THE FRANKLIN POLICE MERIT COMMISSION AND MADE A PART OF THE FORMAL RECORD FOR THIS PROCEEDING THIS 2nd DAY OF MARCH, 2010.

FRANKLIN POLICE MERIT COMMISSION

By


James R. Denk

P.O. Box 52

Franklin, Indiana 46131

PRESIDENT, FRANKLIN POLICE MERIT COMMISSION