



JOHNSON AND ASSOCIATES

Investigation/Police Expert Witness Services

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VITA

PERSONAL DATA

Ernest L. Johnson
1036 Durango, Douglas, Wyoming 82633
Home: (307) 298-0135 Work: (307) 351-8614
Birth Date: June 11, 1945

MILITARY SERVICE

Served in the United States Army from May 1963 until May 1966:

Basic training - Fort Ord, California
Advanced training (artillery) - Fort Sill, Oklahoma
Jump school training - Fort Benning, Georgia
Assigned to the 101st Airborne Division - Fort Campbell, Kentucky
Drill instructor and platoon sergeant for recruits in basic training
Achieved the rank of Sergeant E-5 before receiving honorable discharge

EDUCATION

Associate of Applied Science in Law Enforcement - Casper College.
Bachelor of Science in Administration of Justice - University of Wyoming.
Master's Degree in Public Administration - University of Wyoming.

LAW ENFORCEMENT RELATED EMPLOYMENT AND EXPERIENCE

Casper Police Department - February 1967 to July 1976:

Uniform Patrolman	February 1967 to November 1970
Corporal in Patrol	November 1970 to January 1972
Investigator	January 1972 to November 1973
Asst. Div. Commander	November 1973 to September 1975

Research/Training Coord. September 1975 to May 1976
Patrol Shift Supervisor May to July 1976

Wyoming Law Enforcement Academy - September 1975 to October 2000:

Guest Instructor September 1975 to July 1976.
Assistant Director July 1976 to December 1977.
Director December 1977 to October 2000

Wyoming Peace Officers Standards & Training Commission - March 1978 to October 2000

Executive Director March 1978 to November 1980.
Member January 1983 to October 2000.

Adjunct Faculty, University of Wyoming - Fall 2000 to Fall 2001.

Faculty, Criminal Justice, University of Wyoming – Fall 2001 to September 2012.

- Teaching the following courses: Criminal Justice Management, Concepts of Modern Policing, Ethics in the Administration of Justice, Criminal Justice Civil Liability, Police Deviance, Politics and the Judicial Process, Criminal Courts and Processes

Sworn Reserve Peace Officer for the Town of Douglas - May 15, 1980 to September 2014.

Self-employed, Johnson & Associates (Investigative, Management, Training, Expert Witness services) October 2000 to present

DISTINCTIONS - HONORS

Graduate - F.B.I. National Academy, 1975 (102nd Session)

Peace Officer of the year - Wyoming Peace Officers Association, 1978.

Inducted into the Wyoming Law Enforcement Officers Hall of Fame – 2009

Member National Honor Society - Phi Kappa Phi

Outstanding off-campus M.P.A. Graduate Student 1996 - 1997

Only law enforcement member of a 6 State Steering Committee for the National Center on Child Abuse & Neglect Region 8 Resource Center, 1979 - 1982.

Co-authored a book published by the C. Henry Kempe National Center for the Prevention and Treatment of Child Abuse and Neglect entitled "*When A Child Needs You: Emergency Intervention For Law Enforcement Officers*", 1982.

Treasurer, 1st and 2nd Vice President, and Executive Board Member - National Association of State Directors of Law Enforcement Training, 1982 - 1986.

President - Rocky Mountain Chapter of F.B.I. National Academy Associates, 1984.

Chairman of Advisory Board for U.S. Department of Health and Human Services, 1986
Research Project on Abuses in Out of Home Child Care Settings.

Invited to participate in conference entitled "Child Protection for the 21st Century: sponsored by: The C. Henry Kempe National Center for the Prevention and Treatment of Child Abuse and Neglect, October, 1987.

Invited to speak at symposium entitled "Police Brutality and Excessive Use of Force: Perception or Problem?" Hosted by the F.B.I. in Denver, Colorado, December of 1991.

Provided considerable technical and expert witness assistance in special situations and various court cases dealing with Police Administration, Police Procedures, Policy Development, and Police Use of Force since 1979 (in State and Federal Court).

Assisted numerous law enforcement agencies in the State of Wyoming, as well as several Federal law enforcement agencies in developing agency Policy and Procedures in regards to the Police Use of Force.

Conducted a Management Study and provided technical assistance for the New Hampshire Police Standards and Training Council.

Conducted a Management Study and provided technical assistance for the Massachusetts Police Standards and Training Council.

Trained management and administrative personnel of the Lithuania National Police on behalf of the U.S. Department of Justice - ICITAP. Forty-hour school entitled: The Office of Professional Responsibility.

Trained law enforcement investigative personnel of the Lithuania National Police on behalf of the U.S. Department of Justice - ICITAP. Eighty-hour school entitled: Sex Crimes Investigation.

Conducted numerous feasibility studies for the Wyoming Legislature.

Conducted a project evaluation of the Substance Abuse Division's funding of Responsible Server Training in Wyoming. Report initiated legislative change.

Conducted Management Study and provided management technical assistance for the Substance Abuse Division of the Wyoming Department of Health.

Conducted feasibility study for the Town of Wright, Wyoming. "Should the Town of Wright create its own police department?"

Coordinator for Project Safe Neighborhoods in Wyoming: A national initiative directed by the US Department of Justice aimed at reducing gun crimes and violence in this country. Initiative is currently in its fourth year of operation in Wyoming.

Managed the Wyoming First Lady's Initiative to Reduce Childhood Drinking – November 2004 – September 2006.

Created/update/maintain Wyoming First Lady's Initiative to Reduce Childhood Drinking website <http://wfli.org> – December 2004 to May 2007

Conducted Management/Program Evaluation of the Cody Police Department – November 2006

Facilitator for the Wyoming Seat Belt Coalition – November 2006 to September 2014

Facilitator for the Governor's Council on Impaired Driving – October 2011 to present

Management consultant for the Initiative to review Wyoming Alcohol State Statutes pertaining to underage and binge drinking for the Prevention Framework Communities of Wyoming – authored published report December 2008

Developed Public Information Booklet entitled "*Wyoming Residents Voice Their Concerns and Opinions about Alcohol Issues in Wyoming*" – January 2008, for the Wyoming Department of Health – Mental Health and Substance Abuse Services Division

Managed a number of projects/authored reports on behalf of the Wyoming Association of Sheriffs and Chiefs of Police - Projects completed or currently in progress:

- Evaluation of Alcohol Factors in Custodial Arrest in Wyoming – May 2005
- Statewide Public Opinion Survey: Alcohol Issues and Policies (phone survey of 4,600 residents of Wyoming – Report released November 2006
- Evaluation of Alcohol Factors in Custodial Arrest in Wyoming - 2006: Phase I (data collection), Phase II (Analysis, Findings and Strategies)
- Evaluation of Alcohol Factors in Custodial Arrest in Wyoming – 2007
- Evaluation of Alcohol Factors in Custodial Arrest in Wyoming – 2008
- Reducing Underage Drinking and Driving Initiative – October 2007 to May 2009
- Enforcing Underage Drinking Laws Grant Program – September 2007 to present
- Wyoming Communities in Action Initiative – September 2007 to May 2009

- Alcohol and Crime in Wyoming 2006-2008 to present
- Wyoming Communities in Action: A Strategic Initiative to Reduce Underage Drinking in Wyoming, published November 2009

CERTIFICATIONS

Previous certification as Professional Peace Officer by the Wyoming Peace Officer Standards and Training Commission.

Previous certification as Reserve Peace Officer by the Wyoming Peace Officer Standards and Training Commission.

Previous certification as Police Instructor by the Wyoming Peace Officer Standards and Training Commission.

AREAS OF EXPERTISE

The following is a list of subject areas of lectures and training presented to numerous law enforcement recruits, in-service officers, supervisors, trainers, and management personnel (as well as community and business organizations) in the State of Wyoming and throughout the country.

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|---|-----------------------------------|
| Arrest and Search Procedures | Handling Female Suspects |
| Basic and Constitutional Law | Child Abuse |
| Courtroom Testimony | Crime Prevention |
| Criminal Investigations | Crisis Intervention |
| Decision Making | Officer Survival |
| Patrol Procedures | Police Procedures |
| Preliminary Inv. of Arson | Race and Group Relations |
| Rape - Prevention and Defense | Safety Tips for women |
| Search and Seizure | Investigation of Child Abuse |
| Investigative Detention | Law Enforcement and the Community |
| Laws of Arrest | Legal Aspects of Vehicle Stops |
| The Police Role in Society | Stress Management |
| Police Use of Force | |
| Managing the Police Use of Deadly Force | |
| Municipal Responsibilities in the Police Use of Force | |
| Administrative Concerns in Custody Control | |
| Role of Firearms Instructor | |
| Firearms Liability | |
| Training in Firearms Decision Making | |
| Developing Courses of Fire | |

Firearms Proficiency Development

Managing the Training Function

Assessing Department Training Needs

Instructor Development

Instructor Development in Proficiency Skill Areas

Liability Risk Management

Executive Level Management

Management of Change

Policies & Procedures

Police Liability

Creating an Excellent Organization

Management Efficiency and Effectiveness

Assessing Organizational Effectiveness

As a faculty member of the Criminal Justice Department for the University of Wyoming, have taught the following classes:

Ethics in the Administration of Justice

Concepts of Modern Policing

Politics and the Judicial Process

Police Deviance

Criminal Justice Management

Criminal Justice Civil Liability

Criminal Courts and Processes

ASSOCIATIONS

Member - Wyoming Criminal Justice Educators Association

Life Member - International Assoc. Directors of Law Enforcement Standards and Training

Member - Wyoming Association of Sheriffs and Chiefs of Police

Life Member - International Association of Chiefs of Police

Member - F.B.I. National Academy Associates (Rocky Mountain Chapter)

Life Member - Wyoming Peace Officers Association

EXPERT WITNESS EXPERIENCE

The following is an incomplete list of cases in which I have consulted, was designated or testified as an expert witness:

Flanagan, et al, v. Edington, et al 1981 (Improper arrest, police procedures) designated, consulted

Henry Engelhaupt v. City of Gillette 1983 (Excessive force, training, supervision) designated, deposed

Coryell v. Town of Pinedale et. al. (Police Pursuit, negligent direction, negligent training) – 1986, designated, deposed, testified

Gette v. Town of Torrington – 1984 (Excessive force, improper arrest, police procedures), designated, consulted, deposed

Bonnel, et al v. McKinney et al - 1984 (Policies and Procedures), designated, deposed

Eldon Paul and Sherrie Ann Mc dowell v. WSHD, WHP, Sweetwater County, Town of Wamsutter - 1986 (Search & seizure, negligent appointment, negligent retention, negligent training, false arrest), designated, letter of conclusion

Coen v. Wyoming Stockgrowers Association, et al - 1986 (False arrest, failure to train, negligent supervision), designated, consulted

Kosma v. City of Sheridan et al - 1986 (Excessive force, prisoner abuse) designated, deposed

Richard Ritchison and Carmen Ritchison v. Memorial Hospital of Sweetwater County - 1986 (Excessive Force, policy and procedures for security personnel, hiring and retention) designated, affidavit

Bernal v. Hill and Rose 1987 (Innappropriate use of deadly force) 1987 designated, consulted, letter of conclusion

Robert Harden v. Prince and Waters, et al 1989 (gross negligence, deliberate indifference in training and supervision, failure to exercise reasonable care) designated, deposed, testified

Jolley v. Officer Ronda Marte 1989 (Excessive force), designated, consulted

Horkan v. Community Alternatives Corrections, 2000 (gross negligence, failure to supervise) consulted

Ritter v. City of Casper - 2000 Personnel matter (excessive force, suspension) designated, deposed, testified

Patrick Dalby v. Jay Ostrem, City of Gillette - 2001 (Excessive force, police procedures) designated, affidavit

Neilson v. University of Wyoming, City of Laramie – 2001 (Excessive force, police procedures, false arrest) designated, consulted

Falgout and King v. Town of Thermopolis 2002 Personnel matter (police procedures, custody control) designated, consulted, testified

Town of Douglas v. D. Evins 2003 Personnel matter – internal investigation (use of force, policies and procedures, discipline, investigations) investigated, consulted, report

State of Wyoming v. Martinez - 2003 (excessive force, police procedures, false arrest) designated, letter of conclusion

Town of Powell v. Feathers - 2003 Personnel matter (supervision, discipline) consulted

Town of Evansville v. Icenogle - 2003 Personnel matter – internal investigation (discrimination, harassment) investigated, consulted, report

James Stassinis v. Board of Commissioners of Sweetwater County, Sweetwater County Events Complex/Fair Board – 2004 (Duty to protect, deployment of security personnel) consulted, designated, affidavit

Marvin Parkinson v. Wyoming Medical Center, Hospital Shared Services – 2004 (Negligent Hiring & Contracting, failure to warn, Negligent direction, negligent supervision, negligent training, unlawful battering & detention) consulted, designated, affidavit

Gilstrap v. Casper Police Department – 2005 (excessive force, police procedures, policies and procedures) consulted, designated, affidavit

Montanez v. Town of Lovell – 2005 (deficient investigation, false arrest, policies and procedures, investigative oversight, inadequate training) consulted, designated, affidavit

Layland v. Stevens, Laramie S.D. – 2006 (violation of civil rights, false arrest, false imprisonment, malicious prosecution, gross negligence, trespass) consulted, designated, affidavit

Cordova v. Cheyenne Police Department – 2006 (excessive force, policies and procedures, inadequate training, operational practices, failure to discipline) consulted, designated

Ellis v. Sublette County S.D. et al. – 2007 (illegal search & seizure, illegal entry, policies and procedures, inadequate training, operational practices) consulted, designated, affidavit

Grundhauser v. Lewis – 2007 (Inadequate/negligent investigation, negligent training, illegal arrest) consulted, designated, report

Vanegdom v. Cheyenne P.D. – 2007 (Excessive force, policies and procedures, inadequate training) consulted, designated, affidavit

Weber v. Minard, WHP – 2007 (Excessive force, policies and procedures, negligent training) consulted

Hatfield v. Laramie S.D. – 2007 (Policies and Procedures, negligent training, deliberate indifference, failure to provide medical/mental care) consulted

Johnson v. Glick – 2007 (unconstitutional custom, policy and procedures, negligent training) consulted, designated, affidavit

Dehan v. Rockvam, Cody PD. Et al – 2008 (Excessive force, supervisor liability, cruel and unusual punishment, negligent hiring, battery) consulted, designated, affidavit

She v. Burch, Laramie County SD – 2008 (Excessive use of force, negligent training, custom, policy and procedures) consulted, designated, affidavit

Pierson v. Basset, Lincoln County SD, et al – 2012 (violation of 2nd amendment rights, failure to train and negligent supervision, unconstitutional custom, policy and procedures) consulted, designated, report

Helms v. Pine Bluffs PD, et al – 2015 (unreasonable search and seizure, supervisor liability, due process, equal protection, excessive force, false arrest, negligence) consulted designated, report

Patel v. Hall et al – 2015 (unreasonable search and seizure, false arrest, policy, custom, usage) consulted, designated, report