



MOUNTAIN VIEW POLICE DEPARTMENT

4176 Benton Street
Mountain View, CO 80212
Business (303) 425-1748
Fax (303) 420-2011

Steve Davis
Chief of Police

To: Detective Benjamin Muir

From: Steven Davis, Chief of Police

Date: 6/5/2021

Re: Results of IA 2022-0127

Detective Muir

This is to inform you that I have completed the internal investigation (2022-0127) involving your actions on October 4th, 2021, through October 6th, 2021, while you attended the DEA Investigators Conference in Vail Colorado. In my investigations, I reviewed multiple documents and spoke to investigators that were present at the conference from DEA and Denver PD.

I have determined that through your own admissions, you took a photo of others in a room that became an issue as the persons in the photograph became uncomfortable with you taking the photo. Although the photo was awkward in nature and was taken in poor taste, it was in my opinion not a compromising photo.

Further, in speaking to your DEA supervisor Lt. Andrew Howard, he did remember you mentioning the photo and stated at the time did not feel it was inappropriate.

This incident did however cause embarrassment to yourself and the Mountain View Police Department and caused a lot of unnecessary down time for our office and DEA to investigate. I have also determined that the initial look of possible allegations do not rise to the surface of any wrongdoing criminally or civilly.

You did however violate some of our policy and procedures regarding Best Practice Conduct 319.5.9. Specifically,

m. Any other on or off duty conduct which any member knows or reasonably should know is unbecoming a member of this department, is contrary to good order, efficiency, or morale, or tends to reflect unfavorably upon this department or its members. FOUNDED

i. Any action on or off-duty that brings discredit to this department. FOUNDED

I have UNFOUNDED any other allegations of misconduct regarding the incident above. Since this incident, you have taken full responsibility for your actions on that night and have used this as a valuable learning lesson. You have been brought back to patrol from your DEA assignment and without any complaints, have risen above and past this incident. I commend you for that and feel that the fact that you were asked to step away from your DEA assignment is punishment enough for this incident. There will be no further action.

By: 

Steven Davis
Chief of Police/Town of Mountain View CO

Cc: Sgt. Michael Nesbitt