

**MINUTES
PUBLIC SAFETY COMMISSION
May 20, 2005
Austin, Texas**

The Public Safety Commission met in Austin, Texas on May 20, 2005. Attending the meeting were Chairman Colleen McHugh and Commissioners Carlos Cascos and Ernest Angelo, Jr.

DPS Staff members present:

Tommy Davis, Director
David McEathron, Assistant Director
Judy Brown, Driver License
Mary Ann Courter, General Counsel
Dorothy Wright, Secretary

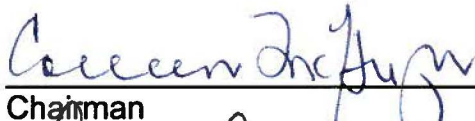
The meeting was called to order by Chairman McHugh. Proper notice had been posted. Chairman McHugh announced that the agenda items posted for today's meeting other than the discharge appeal hearing of DPS employee Tywan Shelton had been taken care of at the May 19, 2005 Public Safety Commission meeting.

- I. **Discharge appeal hearing of DPS employee Tywan Shelton.** Tywan Shelton appeared before the Commission to appeal his discharge. He was not represented by counsel. DPS was represented by Phillip Adkins of the General Counsel's Office. Court reporter was Shana Wise of Esquire Deposition Services. Opening statements were made by Mr. Adkins and Mr. Shelton. All witnesses were sworn. Sergeant William David Warren; Driver License Division, was the only DPS witness. DPS Exhibit #1 was submitted and accepted by the Commission. The only appellant witness was Tywan Shelton. Appellant Exhibit #1 was submitted and accepted by the Commission. Closing statements were made by Mr. Adkins and Mr. Shelton.

- II. **Personnel Matters.** The Commission went into Executive Session pursuant to Tex. Gov. Code Sec. 551.074 to discuss the discharge appeal hearing of DPS employee Tywan Shelton. Upon reconvening Regular Session, a motion was made by Commissioner Angelo, seconded by Commissioner Cascos and unanimously passed affirming the Director's discharge of Tywan Shelton (see attached Order).

A motion was made by Commissioner Cascos and seconded by Commissioner Angelo adjourning the meeting.

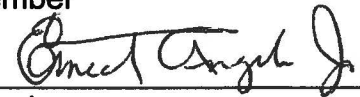
Read and approved this 29th day of June, 2005.



Chairman



Member



Member

IN THE MATTER OF
THE APPEAL OF DISCHARGE OF
TYWAN SHELTON

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BEFORE THE
PUBLIC SAFETY COMMISSION
IN AUSTIN, TRAVIS COUNTY, TX

ORDER

BE IT REMEMBERED that the Public Safety Commission convened to hear the appeal of discharge of Tywan Shelton on the 20th day of May, 2005. Mr. Shelton received adequate notice of the hearing on this matter and did appear in person. Pursuant to §411.007, Government Code, the Commission proceeded to hear evidence in the above-captioned matter.

After reviewing all of the evidence presented at the hearing, the Commission finds that there is just cause to discharge Twyan Shelton and affirms the Director's decision in this matter.

On motion of Comm. Angelo, seconded by Comm. Casco, the discharge was affirmed.

ENTERED AND SIGNED on the 20 day of May, 2005.



Colleen McHugh, Chairman
Public Safety Commission