

23 August 2006

Keith H. Lohmann, Director  
N.H. Police Standards and Training Council  
17 Institute Drive  
Concord, N.H. 03301-7413

Dear Director Lohmann,

Thank you for your letter of 2 Aug. Your last sentence said, "If you have any questions, please do not hesitate to contact me." Thank you for your co-operation. I do have several additional questions.

Your second sentence states, "According to our records, based on documentation submitted by the Town of Atkinson, Philip Constentino (wrong spelling- should be Consentino) is certified as a part-time officer.

1. As a former selectwoman, and **as then-Chairman of the Board of Selectmen during the period in which Philip Consentino was appointed as Atkinson's part-time Police Chief**, I know for a fact that the second sentence in your letter can't possibly be true.
2. The only people in town who would have had the authority to submit any such documentation concerning certification of a part-time Police Chief would have been the Board of Selectmen, and we **did not**. At no time during the three year period which included Consentino's appointment as part-time Police Chief, did we submit ANY such documentation concerning Philip Consentino. I should know -- I was Chairman of the Board of Selectmen for two of the 3 years during that period.
3. In fact, the other two Selectmen were adamant against the appointment of Consentino as part-time Police Chief. They said that he didn't meet the qualifications. There was much controversy in town at the time, and as a selectwoman, I was trapped right in the forefront of it and took much abuse for having voted to appoint Consentino as part-time Chief.
4. Additionally, the Board of Selectmen NEVER gets involved with certification (full or part-time) of any Atkinson police officer (or firemen). Submitting such documentation has never been an area of involvement for the selectmen for the simple reason that no selectmen have the knowledge, training or expertise to make qualified and knowledgeable decisions concerning whether someone met N.H. standards and qualifications for any type of certification.
5. I therefore request to know **who**, in my name or the name of my fellow selectmen at the time, submitted any documentation concerning the certification of Philip Consentino and I request **a copy of any such documentation**.
6. Is part-time Police Chief Consentino current in having completed the required firearms currency training requirements of Pol 404.03 and the in-service training requirements of Pol 403.01, and if so, **who submitted any such documentation** and I request **a copy of any such documentation**.

I ask this because, at an Atkinson Town Meeting Deliberative Session, a former police officer of the Atkinson Police Department stated that Chief Consentino has not attended training courses to keep updated.

7. In 1999, the N.H. Legislature changed the law concerning the required training and certification Standards for police in N.H. Both of the new laws **did not include any grandfather clause**. Instead, they gave all police officers 20 months to complete the requirements and meet the new Training standards for certification. Those new laws stated that by Jan. of 2001, all police officers in N.H. had to meet the qualifications of the new RSAs. No certification prior to 1999 mattered.

- Has Philip Consentino met the qualifications for current certification as a part-time or full-time police chief since 1999.
- Has he met the new training standards for certification since 1999?
- Has he met the currency requirements for firearms use, physical standards, psychological standards since 1999?

**I request a copy of any such current certifications concerning Philip Consentino since the two laws were passed in 1999.**

I am the former selectwoman who was responsible for Consentino having been appointed as Chief and I am the former selectwoman who now, unfortunately and sadly, is also thus responsible for the abuse now being suffered by Atkinson residents at Consentino's hands. I have a responsibility to make things right.

I look forward to hearing from you.

Sincerely,

Carol A. Grant (Mrs.)

19 Crown Hill  
Atkinson, N.H. 03811



Sheriff Michael L. Prozzo, Jr.  
Chairman

**State of New Hampshire**  
**POLICE STANDARDS & TRAINING COUNCIL**  
17 Institute Drive — Concord, N.H. 03301-7413  
603-271-2133 FAX 603-271-1785  
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Keith H. Lohmann  
Director

August 2, 2006

Carol Grant  
19 Crown Hill  
Atkinson, NH 03811

Dear Ms. Grant,

Our office has received and reviewed the documentation you sent to us concerning Atkinson Police Chief Philip Constantino.

According to our records, based on documentation submitted by the Town of Atkinson, Philip Contentino is certified as a part-time officer.

The Police Standards and Training Council makes determinations of Prior Training and Experience on a case-by-case basis at the requests of hiring agencies.

The Council has limited powers and does not conduct independent criminal or personnel investigations. The Council may initiate a hearing involving an officer under specific circumstances that are outlined by our Administrative Rules reproduced below:

**Pol 402 OWNERSHIP AND REVOCATION OF CERTIFICATES**

Statutory Authority: RSA 188-F:27, III

**Pol 402.01 Ownership of Certificates.** All certificates and documents issued by the council shall remain the property of the council, and shall be returned to the council forthwith upon revocation, suspension or expiration. Source. #1534, eff 2-17-80; ss by #1988, eff 3-25-82; ss by #2783, eff 7-27-84; ss by #4437, eff 6-22-88; ss by #5836, eff 6-15-94; ss by #7302, eff 6-8-00

**Pol 402.02 Revocation or Suspension.**

(a) The council shall, unless it has just cause to do otherwise as provided in (d) below, order the suspension or revocation of the certification of any police or corrections officer for any of the following reasons:

- (1) The certification was obtained by fraudulent or illegal means;
- (2) The officer has been convicted either prior to or after certification of a crime which constitutes a felony in this or any other state, territory, province or country;

(7) The officer is unable to continue as an active duty police, corrections or probation/parole officer for a period of 45 days or more by reason of a severe level mental disorder as diagnosed by a psychologist or psychiatrist who uses mental status examinations and standardized psychological tests normed for police or corrections officers;

(8) A chief law enforcement officer has willfully violated council rules relative to himself or herself or the officers working under his/her control, or submitted false or forged documents, or misrepresented a document or testimony before the council;

(9) The officer's certificate was issued through administrative error;

(10) The officer has failed or refused to complete the applicable firearms training requirements of Pol 404.03 or the in-service training requirements of Pol 403.01; until the requirements have been met;

(11) A part-time officer has worked more than 1300 hours in a given consecutive 365-day period without successfully completing the full-time academy.

(12) The officer has entered no plea or an innocent plea to a criminal offense, and agreed to participate in a diversion program in lieu of a trial.

It would appear from the documentation that was submitted that this issue does not fall within the purview of Council Rule Pol 402.02 and thus, we have no legal standing to act on this matter at this time.

If you have any questions, please do not hesitate to contact me.

Sincerely,



Keith H. Lohmann

Director

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**(3) The officer has been convicted either prior to or after certification of a misdemeanor for which there was a sentence of incarceration, regardless of whether all or part of the sentence was suspended;**

**(4) The officer has been convicted either prior to or after certification of a crime of moral turpitude or of a crime which tends to bring discredit on the police or corrections service, including but not limited to:**

- a. Theft;
- b. Assault;
- c. DWI;
- d. Criminal threatening;
- e. Reckless conduct;
- f. Corrupt practices;
- g. Falsification of documents or evidence;
- h. Fraud;
- i. Sexual assault;
- j. Public indecency;
- k. Stalking or criminal violation of a protective order;
- l. Reckless driving; or
- m. Disobeying an officer;

**(5) The officer's discharge has become final or he or she has been allowed to resign in lieu of discharge from police or corrections employment in this or any other state, country, or territory for reasons of a lack of moral character as defined in Pol 101.28 or moral turpitude as defined in Pol 101.29 or for acts or omissions of conduct which would cause a reasonable person to have doubts about the individual's honesty, fairness, and respect for the rights of others and for the laws of the state or nation.**

**(6) The officer has, after being hired as a police, corrections or probation/parole officer:**

- a. Used marijuana;
- b. Illegally used or possessed any other controlled substance; or
- c. Illegally purchased, sold, cultivated, transported, manufactured, or distributed a controlled drug or an imitation controlled drug.