

STATEMENT OF CHARGES AGAINST
Brett Hoy
A MEMBER OF THE MINNESOTA STATE PATROL

Lt. Colonel Rochelle Schrofer, as Assistant Chief of the Minnesota State Patrol, files with the Commissioner of Public Safety, State of Minnesota, the following Statement of Charges against Trp. Brett Hoy #250, a member of the Minnesota State Patrol, who she believes is guilty of:

Violations of General Orders:

- 19-20-012 Motor Vehicle Pursuit
 - VI. Pursuit Intervention Strategies
 - C. Intentional Contact
 1. Intentional contact shall only be used when other intervention strategies have been considered and determined not practicable.
 2. Intentional contact shall be considered a use of force (reported as a pursuit), up to and including deadly force, and must be reasonably applied based on the totality of circumstances presented.

Circumstances related to the above allegations are as follows:

On July 27, 2021 at approximately 0027 hours, Trooper Hoy was involved in a motor vehicle pursuit. The suspect vehicle exited ISTH 35E at Maryland Avenue and turned left (west) on Maryland Avenue. Immediately after the vehicle turned westbound, Trooper Hoy made intentional contact with the rear of the vehicle. In his report, Trooper Hoy stated that he made intentional contact in an attempt to get the suspect vehicle to "spin out." The squad video shows the intentional contact was made squarely from behind the vehicle, even though the right side of the vehicle was free of traffic and available for PIT positioning. Based on the video and report, this intentional contact was unlikely to have a positive effect on bringing the pursuit to a conclusion and could potentially lead to injury, exposing the agency and Trooper to liability. His actions to essentially ram the vehicle from behind is a violation of policy and does not reflect the core values of the State Patrol.


Dated: August 4, 2021




Lt. Colonel Rochelle A. Schrofer
Assistant Chief

DATE: August 4, 2021

TO: Trp. Brett Hoy
District 2400

FROM: Lt. Colonel Rochelle Schrofer 
Assistant Chief

PHONE: 

SUBJECT: NOTICE OF INTENT TO TAKE DISCIPLINARY ACTION

District supervisors have completed their review of the motor vehicle pursuit you were involved in on July 27, 2021 as outlined in the attached Statement of Charges. It is my intent to take disciplinary action against you in this matter.

You are entitled to an informal meeting for the purpose of allowing you to review the charges against you, review the evidence, and present any additional information on your behalf. Be advised that an Association representative may be in attendance as directed by the trooper's labor agreement.

The meeting will be held with Captain Schroepfer at 0630 hours on Thursday, August 5 at the District 2400 office.

Attachment

cc: Major Meagher
Captain Schroepfer
Sgt. LeDoux
Lynn Mueller
Annie Porbeni
Megan Yang

DATE: August 5, 2021

TO: Trp. Brett Hoy #250
District 2400

FROM: Captain Jeff Schroepfer ^{SS}
Commander, District 2400

PHONE: [REDACTED]

SUBJECT: LETTER OF REPRIMAND

This memo shall serve as a written reprimand for violations of General Orders as a result of your actions as outlined in the Statement of Charges dated August 4, 2021.

Per Article 15, Section 1, of the MLEA Work Agreement, a copy of this letter of reprimand will be placed in your Human Resources personnel file. Provided no further disciplinary action is taken against you for a period of two years from the date of this letter, you may make a written request to Human Resources that it be removed from your file.

Be advised that any same or similar conduct may result in further disciplinary action.

This written reprimand may be appealed pursuant to grievance procedures set forth in Article 16 of the work agreement.

cc: Lt. Colonel Schrofer
Major Meagher
Sgt. LeDoux
Lynn Mueller
Annie Porbeni
Megan Yang
Bill Ziegler