

YORK REGIONAL POLICE
Applicant

And

DETECTIVE CONSTABLE MATTHEW CUTRARA
Respondent

Pre-hearing conference adjudicator:

Greg Walton

Appearances:

C. Valente, for the Applicant
J. Mulcahy, for the Respondent

Date of settlement agreement:

October 6, 2025

Length of settlement agreement:

3 pp.

Statutory citations:

Community Safety and Policing Act, 2019, S.O. 2019, c.1, Sched. 1, ss. 198, 202(1), 202(8)

O. Reg. 407/23, s. 4

Criminal Code, R.S.C. 1985, c. C-46, s. 266

CRIMINAL OFFENCES - Assault - Off-duty argument with spouse - Respondent pled guilty to charge of assault, contrary to s. 266 of *Criminal Code* - Finding of guilt under *Criminal Code* constituted violation of s. 4 of Code of Conduct - Subsequent to request for appointment of an adjudicator, parties entering into settlement agreement - Respondent demoted from first class constable to second class constable for period of 9 months.

COMPLIANCE WITH LAWS - Criminal offences - Assault - Off-duty domestic incident - Respondent pled guilty to charge of assault, contrary to s. 266 of *Criminal Code* - Guilty plea in criminal proceeding leading to investigation into misconduct and request for appointment of adjudicator - Parties reaching settlement prior to adjudication hearing - Terms included deemed guilty plea to violation of s. 4 of Code of Conduct and 9-month demotion.

DISCIPLINARY PENALTIES - Demotion - Off-duty assault on spouse - Following finding of guilt in criminal proceeding, respondent admitted violating Code of Conduct - Settlement agreement reached prior to adjudication hearing included acceptance of 9-month demotion.

SETTLEMENT - Off-duty incident of assault - Finding of guilt in criminal proceeding leading to allegation of misconduct - Parties entering into settlement subsequent to request for appointment of adjudicator - Terms of settlement included 9-month demotion.

Summary of Settlement Agreement

Detective Constable Cutrara had been a member of York Regional Police since December 2010. His current rank was First Class Constable. At the time of the incident leading to an allegation of misconduct, he was assigned to the Intimate Partner Violence Unit. He had no prior discipline on file and had a positive employment record, including recognition for his teamwork and professionalism.

On April 5, 2024, while off-duty and at home, D/C Cutrara became engaged in a heated argument with A.C., his spouse. D/C Cutrara spit in A.C.'s face. A.C. called 911. York Regional police officers arrived and arrested D/C Cutrara for assault. On September 25, 2024 he pled guilty to one count of assault, contrary to s. 266 of the *Criminal Code*. Justice Robinson of the Ontario Court of Justice imposed a conditional discharge, which involved a period of probation for 18 months and mandatory counselling. Prior to sentencing, D/C Cutrara voluntarily completed 29 sessions of counselling. Subsequently, he completed the Partner Assault Response program. At his sentencing hearing, he expressed remorse and apologized.

As a result of this incident, the Chief conducted an investigation into alleged misconduct and requested the appointment of an adjudicator. Subsequent to the request, the parties settled the disciplinary matter, pursuant to s. 202(8) of the *Community Safety and Policing Act*. Under the settlement, D/C Cutrara pled guilty to violating s. 4 of the Code of Conduct, O. Reg. 407/23. The parties agreed to a penalty of demotion from First Class Constable to Second Class Constable for a period of 9 months, with a return to the rank of First Class Constable at the end of the period.

Authorities cited
