

**Vermont Secretary of State
Office of Professional Regulation**

**BOARD OF PRIVATE INVESTIGATIVE & SECURITY SERVICES
Unapproved Minutes
July 15, 2011**

- 01.** Jim Eckhardt, Chair, called the meeting to order at 9:05 a.m.

Members present: James Eckhardt, Chair, Emma J. Pudvah, Vice Chair, Robert Wernecke, Member, Anita Bobee, Member

OPR Staff Present: Aprille Morrison, Admin. Asst.; Peter Comart, Unit Administrator; Colin Benjamin, Board Counsel; Carla Preston, Case Manager; and Ed Adrian, Prosecuting Attorney

Visitors: Jonathan Wheeler

- 02.** The Chair entertained a motion to approve the May 20, 2011 minutes. A motion was made by Robert Wernecke and seconded by Emma Pudvah. The motion passed unanimously.

03. Case Manager Report – Carla Preston

There are seven (7) cases pending.

04. Hearings/Reports/Stipulations/Concluded Investigation

Stipulation and Consent Order 2010-446 and 2010-448, Michael VanGulden/Chocolate Thunder Security – Chairman Eckhart was the Investigative Team member for this case and so removed himself from the discussion. Robert Wernecke made a motion to accept the stipulation and consent order, the motion was seconded by Anita Bobee. Emma Pudvah requested the Board move into deliberative session, which the Board did from 10:12 am to 10:36 am. Upon coming out of deliberative session the Board voted on the motion on the table. The motion was rejected. The Board rejected the stipulation and consent order for these two cases.

Default Hearing 2010-624, Patrick Risley – Mr. Risley was not present for the default hearing. The State's recommendation was to find Mr. Risley in default and to revoke licensure. Robert Wernecke made a motion to find Mr. Risley in default, seconded by Emma Pudvah. The motion passed unanimously. Robert Wernecke made a motion to accept the state's recommendation and revoke Mr. Risley's licensure, seconded by Anita Bobee. The motion passed unanimously.

05. Legislative Review - None

06. Applications/Programs/Requests to review

- a. Joseph Mastandrea – Registrant requesting waiver of training – The Board requested Mr. Mastandrea to submit an updated resume with training records and proof if any of Vermont specific training.

- b. Sterling Hardy – Registrant requesting waiver of training – The Board approved Mr. Hardy’s request to waive the 40 hour training course pending receipt of Mr. Hardy’s employment record.
- c. Jonathan Wheeler – Registrant – application review – Mr. Wheeler attended the Board meeting and answered the Boards questions. The Board went into deliberative session at 9:17 and came out of deliberative session at 9:42. Robert Wernecke made a motion to preliminarily deny Mr. Wheeler’s application, the motion was seconded by Emma Pudvah. The motion passed unanimously.
- d. Fire & Explosion Investigations, Inc. – Private Investigative Agency with Daniel Roy as Qualifying Agent – Chairman Eckhardt made a motion to approve licensure of Fire & Explosion Investigations, Inc. with Daniel Roy as qualifying agent pending the receipt of Patricia Long’s favorable affirmation. The motion was seconded by Robert Wernecke and passed unanimously.
- e. Robert Hodge – Registrant – application review – Chairman Eckhardt made a motion to approve Mr. Hodge for licensure, seconded by Emma Pudvah. The motion passed unanimously.
- f. Mary Poquette – Qualifying Agent for Verifications for Business - Chairman Eckhardt made a motion to approve Ms. Poquette for licensure, seconded by Emma Pudvah. The motion passed unanimously.

07. Follow Ups

- a. InterCon Security – Training Program – Chairman Eckhardt made a motion to approve the 40 hours security services and firearms training program for InterCon Security Services, Inc., seconded by Emma Pudvah. The motion passed unanimously.

08. Correspondence

- a. Pendum LLC – notice of sale. Chairman Eckhardt received a letter stating that Pendum LLC sold the Armored Transportation Division to Loomis Armored US, LLC. Chairman Eckhardt requested that Aprille send a letter to Loomis stating that all new employees must file for registration under the Agency.
- b. International Association of Security and Investigative Regulation – This was notification that Chairman Eckhardt is now the contact for IASIR.

09. Budget Review

10. Other Business

- a. Training Program discussion – A copy of all training programs and their guidelines is required to be on file with the Office of Professional Regulation. The Board

discussed making sure that all agencies currently sending in certificates will be required to submit a copy of the training outline and specifics to the Board office.

- b. E-Mail from David Pacheco – Mr. Pacheco e-mailed Aprille regarding whether specific training would qualify him to obtain a Private Investigator’s license. Chairman Eckhardt asked Aprille to respond to Mr. Pacheco’s e-mail.

11. Public Comments

12. There being no more business, Mr. Eckhardt moved and Mrs. Pudvah seconded, to adjourn the meeting at 1:45 p.m.

NEXT MEETING DATE FOR 2011: August 19, 2011 – Rules

September 16, 2011 – Regularly scheduled meeting