

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

**BOARD OF PRIVATE INVESTIGATIVE & SECURITY SERVICES
MINUTES
APRIL 15, 2005**

- 01.** The meeting was called to order at 9:05 a.m.

Members Present: Danny A. Coane, Chairperson; Robert E. Edwards, Secretary; Liz Gilligan, Public Member and Emma Pudvah, Ad hoc member.
Members Absent: Leo Blais, Vice Chair

OPR Staff present: Christopher D. Winters, Board Counsel; Carla Preston, Unit Administrator and Patty Skinner, Administrative Assistant

Others Present: Frank Kinney with Deter Security; Jeremy Spaulding with Green Mountain Concert Services; Mark Stockton with Stockton Security; Brian F. Wolff; David Langley; Paul Gillies, Esq.

- 02.** The Chair called for approval of the Minutes of the March 18, 2005 meeting. Mr. Edwards made a motion, seconded by Ms. Pudvah, to approve the minutes as read.

03. Hearings/Stipulations

04. Reports

05. Legislation/Rulemaking

- a. The training program review process was tabled until the May meeting when all Board members can be present.

06. Complaints/Follow-ups

- a. Follow up case regarding MVM (Docket No: PD12-1203) Report for April 2005 was reviewed by the Board. Mr. Edwards made a motion, seconded by Ms. Pudvah, to approve the report. Motion passed unanimously.

07. Applications to review

- a. Roger M. Brown – Unarmed Security Guard with Wackenhut Corp. Based on the information provided, Mr. Edwards made a motion,

seconded by Ms. Pudvah, to approve Mr. Brown for registration. Ms. Gilligan did not approve the vote.

- b. David Langley – Unarmed Security Guard with Green Mountain Concert Services. Mr. Langley was present and agreed to waive executive session to discuss his application. Mr. Edwards made a motion, seconded by Ms. Pudvah, to go into deliberative session at 9:40 a.m. and out at 9:45 a.m. Mr. Edwards made a motion, seconded by Ms. Pudvah, to preliminarily deny Mr. Langley’s application based on Title 26, Chapter 59 § 3181 (b)(1) Conviction of a crime of moral turpitude; Title 3, Chapter 5 § 129a(a)(10) Conviction of a crime related to the practice of the profession or conviction of a felony, whether or not related to the practice of the profession and Title 26, Chapter 59 § 3174(d) Application for a license may be denied upon failure of the applicant to provide information required, upon a finding that the applicant does not meet a high standard as to character, integrity and reputation or for unprofessional conduct defined in section 3181 of this title. Motion passed unanimously.
- c. Axel Stohlberg – Unarmed Security Guard with Censor Security, Inc. Based on the information provided, Mr. Edwards made a motion, seconded by Ms. Pudvah, to approve Mr. Stohlberg for registration. Motion passed unanimously.
- d. Brian F. Wolff – Unarmed Security Guard with Censor Security, Inc. Mr. Wolff was present and waived executive session. Based on the information provided, Mr. Edwards made a motion, seconded by Ms. Pudvah, to approve Mr. Wolff for registration. Motion passed unanimously.
- e. Facticon, Inc. as a Private Investigative Agency with James Jensen as the qualifying agent. Based on the information provided, Mr. Edwards made a motion, seconded by Ms. Gilligan, to approve Facticon, Inc. as a licensed private investigative company with James Jensen as the qualifying agent. Motion passed unanimously.
- f. Stephen Miles – Armed Security Guard with Wackenhut Corp. Based on the information provided, Mr. Edwards made a motion, seconded by Ms. Gilligan, to approve Mr. Miles as an Armed Guard when the FBI check comes back if there are no additional charges on it. Motion passed unanimously.

07. Applications to review (cont.)

- g. Michael J. Smith – Armed Security Guard with Wackenhut Corp. Based on the information provided, Mr. Edwards made a motion, seconded by Ms. Gilligan, to approve Mr. Smith as an Armed Guard when the FBI check comes back if there are no additional charges on it. Motion passed unanimously.
- h. U.S. Security Associates, Inc as a Security Service agency with John D. Marshall as qualifying agent. Paul Gillies, Esq., was present to represent Mr. Oringer. Mr. Oringer, a 74 year old corporate officer, has had difficulty with obtaining legible fingerprints. Mr. Edwards asked Mr. Coane, Board Chair if we could waive the fingerprints in this case, due to the fact that only one hand could be done legibly with the computer printout. It was agreed upon that this could be done. Mr. Edwards made a motion, seconded by Ms. Pudvah, to approve U.S. Security Associates, Inc. with John D. Marshall as a qualifying agent for licensure. Motion passed unanimously.

08. New Business

- a. The Board noted the email from Mechele of Nevada asking if we require companies who offer employment/tenant screening services, criminal background checks, social security number verifications, civil or criminal court searches, background investigations, etc. to be licensed. The Board's decision on this would be yes, that most fall under the purview of the Board, but are reviewed on a case by case basis.
- b. The Board reviewed the renewal applications and had some revisions that they wanted to have made prior to mailing..

09 Old Business

10. Public Comments

11. There being no further business, the meeting was adjourned at 12:14 p.m.

NEXT MEETING DATE FOR 2005: May 20, 2005