

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

**BOARD OF PRIVATE INVESTIGATIVE & SECURITY SERVICES
MINUTES
DECEMBER 16, 2005**

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

Members Present: Danny Coane, Chair; Robert Edwards, Vice Chair; Liz Gilligan, Secretary and Emma Pudvah, Ad Hoc member
Members Absent: Leo Blais

OPR Staff Present: Carla Preston, Unit Administrator; Kevin Leahy, Board Counsel and Patty Skinner, Administrative Assistant

Others Present: Francis Kinney with Deter Security; Jason Antos, Registrant and Tyler J. Hayes, Registrant

- 02.** The Chair called for approval of the minutes of the November 18, 2005 meeting. Mr. Edwards made a motion, seconded by Ms. Gilligan to approve the minutes as read. Motion passed unanimously.

03. Hearings

04. Legislation/Rule Making

- a. A conference call was made with Brian Cosgrove and Ryan Prescott from the Vernon Nuclear Power Plant to discuss legislation in the event of an emergency at the plant. Attorney Kevin Leahy, presented a draft of proposed legislation. The Board made some changes, which will be followed up at the January 20th meeting.

05. Complaints/Follow-ups

- a. State of Vermont vs MVM (Docket No: PD12-1203) Report for November and December 2005. Mr. Edwards made a motion, seconded by Ms. Pudvah, to approve the reports as submitted. Motion passed unanimously.
- b. The Board reviewed the matter of Chris Pollard's conditioned license with Guardsmark, Inc. The Agency is requesting that the conditions be removed. Mr. Edwards made a motion, seconded by Ms. Pudvah, to go into executive session at 9:16 a.m. and out at 9:28 a.m. Ms. Pudvah made a motion, seconded by Ms. Gilligan, to approve removal of the conditions on his registration. Motion passed unanimously.

06. Applications to review

- a. Jason A. Antos – Armed Guard with Hunter North Associates. Mr. Antos was present as requested by the Board. Based on the information provided, Mr. Edwards made a motion, seconded by Ms. Gilligan, to go into executive session at 9:39 a.m. and out at 10:52 a.m. Mr. Edwards

made a motion, seconded by Ms. Pudvah to extend Mr. Antos' temporary registration for 30 days to allow Hunter North to supply us with a list of the areas which they feel could be waived, and areas of instruction still required. Mr. Edwards made a motion, seconded by Ms. Gilligan, to reconsider this application, and to inform the company that they have until January 27th, to have completed all of the information and training necessary. Motion passed unanimously.

- b. Robert W. Berryann – Application for Firearms Instructor. Based on the information provided, Mr. Edwards made a motion, seconded by Ms. Pudvah, to approve Mr. Berryann as a Firearms Instructor. Motion passed unanimously.
- c. Mark Delorme – Unarmed Guard with Green Mountain Concert Services. Based on the information provided, Mr. Edwards made a motion, seconded by Ms. Gilligan, to deny Mr. Delorme for registration based on ***Title 26, Chapter 59 § 3181(b)(15) Failing to provide information requested by the Board and Title 26, Chapter 59 §3181(b)(18) Providing incomplete, false or misleading information on an application.*** Motion passed unanimously.
- d. Edward Martin – Unarmed Guard with Green Mountain Concert Services. Based on the information provided, Mr. Edwards made a motion, seconded by Ms. Gilligan, to deny Mr. Martin for registration based on ***Title 26, Chapter 59 § 3181(b)(15) Failing to provide information requested by the Board and Title 26, Chapter 59 §3181(b)(18) Providing incomplete, false or misleading information on an application.*** Motion passed unanimously.
- e. Shauna Herrera – Unarmed Guard with Hunter North Associates, with a request for waiver of the 40 hours of basic training. Based on the information provided, Mr. Edwards made a motion, seconded by Ms. Gilligan to require Hunter North to be specific regarding what portions of the training that they would like waived. Another alternative would be for Ms. Herrera to complete the mandatory 40 hour training course. Motion passed unanimously.
- f. Gregory Hincksman – Unarmed Guard with Hunter North Associates, with a request for waiver of training. Based on the information provided, Mr. Edwards made a motion, seconded by Ms. Gilligan, to deny the request for waiver and require Mr. Hincksman to complete the mandatory 40 hour training program. Motion passed unanimously.
- g. Scott Leskovar – Request for approval as an instructor for Guardsmarks. Based on the information provided, Mr. Edwards made a motion, seconded by Ms. Gilligan, to approve Mr. Leskovar as an instructor for Guardsmark's 40 hour basic training course. Motion passed unanimously.
- h. John Carter – Request for approval as an instructor for U.S. Security Associates, Inc. Based on the information provided, Mr. Edwards made a motion, seconded by Ms. Pudvah, to request a resume of Mr. Carter's background and training. The Board will not accept a computerized signature on letters of reference; they must be original signatures. Motion passed unanimously.

- i. Vance International, Inc. – combination Agency with Joanne Myers as the Qualifying Agent. Based on the information provided, Mr. Edwards made a motion, seconded by Ms. Pudvah, to require Ms. Myers to submit a new application the Qualifying Agent for this agency. Motion passed unanimously.
- j. Tyler J. Hayes – Unarmed Security Guard with Green Mountain Concert Services. Mr. Hayes was present to discuss his application. Based on the information provided, Mr. Edwards made a motion, seconded by Ms. Pudvah to go into executive session at 10:15 and out at 10:32 a.m. Mr. Edwards made a motion, seconded by Ms. Pudvah, to table Mr. Hayes application for registration pending further documentation. Motion passed unanimously.
- k. David W. Nease – Unarmed Private Investigator with J. Cronan Associates. Based on the information provided, Mr. Edwards made a motion, seconded by Ms. Pudvah, to require Mr. Cronan to identify what areas of training he was requesting to be waived, and therefore, would have to file further documentation prior to the 60 days (12/27/2005) or submit a new registration and documentation. Motion passed unanimously.

07. Follow Ups

- a. David Nease – Unarmed Private Investigator with J. Cronan Associates. No specific areas of training to be waived submitted.
- b. Meghan McGovern – Private Investigator with New England Fire Cause & Origin. No specific areas of training to be waived submitted.

08. Correspondence

- a. The Board noted an email from Laurel Rudd regarding any security/law enforcement cooperative programs within our jurisdiction. Mr. Edwards will be responding to this email, as he is working in conjunction with the police academy on a cooperative program.

09. Budget Review

10. Other Business

11. Public Comments

12. There being no further business the meeting was adjourned at 12:23 p.m.

NEXT MEETING DATE FOR 2006: January 20, 2006