

PRIVATE INVESTIGATORS LICENSING BOARD

MINUTES

SEPTEMBER 7, 2011

MEMBERS PRESENT:

DAVID SPENCER: BOARD CHAIRMAN

JIM NADEAU: BOARD MEMBER

MARK ZANE: BOARD MEMBER

RICHARD PUTNAM: BOARD MEMBER

ROBERT UITHOVEN: BOARD MEMBER

OTHERS:

MECHELE RAY: EXECUTIVE DIRECTOR

TAMMY WHATLEY: INVESTIGATOR

JOE DUPUIS: INVESTIGATOR

HARRY WARD: BOARD COUNSEL

BRANDI KING: INVESTIGATIVE ASSISTANT

KIMBERLY CHRISTENSEN: ADMINISTRATIVE ASSISTANT

Chairman Spencer opened the meeting. Executive Director Ray performed the roll call.

APPROVAL OF MINUTES:

Board member Putnam moved to approve the minutes for the March 9, 2011, March 10, 2011, June 8, 2011 and June 9, 2011 meetings. Board member Zane seconded the motion, which passed.

FINANCIAL REPORT:

Executive Director Ray provided a copy of the fiscal 2011 closing report, current financial report as of August 19, 2011, a copy of the budget for fiscal year 2012 and the closing documents monies from 2011 that would roll to fiscal 2012 to board members.

SWEARING IN:

Board Counsel Ward swore in those present in Carson City and Las Vegas who were to testify or comment during the meeting.

PUBLIC COMMENT:

Chairman Spencer explained there would be public comment before and at the end of the meetings. There was no public comment.

7. ** USA-FACT, Inc., License #1589, is requesting corporate officer approval for Matthew Davidson. This is subject to all statutory and regulatory requirements.
8. ** ADT Security Services, Inc., License #1338, is requesting corporate officer approval for Magin Faxas. This is subject to all statutory and regulatory requirements.
9. ** Kroll Background America Inc., License #1433 is requesting corporate officer approval for James Casey. This is subject to all statutory and regulatory requirements.
10. ** Triton Security, Inc., License #1439 is requesting corporate officer approval for Shane Rowley. This is subject to all statutory and regulatory requirements.
11. ** Thomas Mills from Taunton, Massachusetts is requesting to change his qualifying agent status from Howard Services Inc., to a new corporation, HS Brands Int'l, Inc. Corporate Officers to be approved are Thomas Mills and Michael Mershimer. This is subject to all statutory and regulatory requirements.
12. ** First Advantage Background Services Corporation, License #1327 from St. Petersburg, Florida requests approval for Richard Taffet, License #1084a to become the qualifying agent. Corporate officers and directors to be approved are Marc Bala, William Chisholm, Bret Jardine, Andrew

MacDonald and Richard Taffet. This is subject to all statutory and regulatory requirements.

Chairman Spencer explained for the benefit of the audience that the consent portion of the agenda was for those individuals who had a change in licensing status and had appeared in front of the Board previously or for corporate officer applicants who were not required to be in attendance at a Board meeting. He explained that the Board Members had the option to remove any of the items from consent should they wish to discuss the item further. There were not any consent items pulled. Consent items 7 through 12 were approved by Board Member Putnam. Board Member Uithoven seconded the motion which passed.

PRESENTLY LICENSED CORPORATIONS REQUESTING NEW QUALIFYING AGENT OR OTHER CHANGES IN LICENSE STATUS NOT ON CONSENT

Brink's, Inc. requested qualifying agent status for William Staley and if approved Mr. Staley requested an individual Private Patrolman license to be placed into abeyance. Corporate officers to be approved were McAlister Marshall, Michael Dan and Frank Lennon. Mr. Staley told the Board that he had been with Brinks for 22 years and worked in all aspects of the armored card industry. He said that he has been directly involved with Brinks as the active qualifying agent. Board member Nadeau made the motion to approve qualifying agent status for William Staley for the licensed company Brinks, Inc., an individual private patrolman license to be placed into abeyance and corporate officer status for McAlister Marshall, Michael Dan and Frank Lennon. Board Member Putnam seconded the motion and was passed unanimously.

SOC LLC Nevada requested qualifying agent status for Clarence Carlos. Mr. Carlos told the Board that he had been employed with Day and Zimmerman and SOC for twenty years. Board member Putnam made the motion to approve qualifying agent status for Clarence Carlos and an individual private patrolman license to be placed into abeyance. Board member Zane seconded the motion which was passed unanimously.

PRA Location Services LLC requested qualifying agent status for Natasha Lovelace. Ms. Lovelace told the Board that she has been with PRA for 8 years total. She said she now manages the operations of the company. Board member Putnam asked Ms. Lovelace about the theft charges from 2001. She told the Board that she was arrested in 1999 for Grand Larceny and that it had been dismissed. She explained that she was under the impression that her record had been sealed and that she did not need to disclose the arrest. Board member Spencer asked Investigator Ferrara to

explain his findings. He told the Board that it may be possible that it was sealed and that he would research this further. Board member Spencer asked if this item could be continued to the next meeting pending further investigation and additional information and or documentation from Ms. Lovelace to show that the record had been sealed. Board member Zane disclosed that he had done a minimal amount of work with PRA but did not feel there was a conflict of interest. Board member Zane asked if the item was continued would it allow the applicant to remain as the acting qualifying agent. Board member Spencer said that it would. Board member Spencer made the motion to continue this item to the December meeting. Board member Putnam seconded the motion. Board member Nadeau suggested that the applicant provide the court documentation that the record was sealed to Investigator Ferrara. The motion carried unanimously.

PRA Location Services LLC requested a corporate Private Investigator license. Mark Cameron was requesting qualifying agent status and if approved asked for an individual Private Investigator license to be placed into abeyance. Mr. Cameron told the Board that he has worked in the investigative field for twenty years. He said he started in the early 1980's. He said most of his experience was in the retail section. For the last ten years he has done investigations nationwide. Board member Zane disclosed that he had done a minimal amount of work with PRA but did not feel there was a conflict of interest. Board member Zane questioned as to whether or not this item should also be continued due to there not being an approved qualifying agent for the reposessor license. Board member Zane asked what license PRA currently holds. Director Ray responded that PRA was licensed in the category of Reposessor. Board member Zane made the motion to continue the licensing application in the category of Private Investigator and the qualifying agent application for Mark Cameron pending approval of the qualifying agent in the category for which PRA is currently licensed. Board member Putnam seconded the motion which passed unanimously.

Crown Stanley and Silverman applied for a corporate Process Server license. Michael Cleveland requested qualifying agent status in the category of Process Server. Mr. Cleveland also applied for an individual Private Investigator and Private Patrolman license and if approved asked to have them in abeyance. Mr. Cleveland told the Board that he had been with Reno Police Department for thirty years and was employed as a technical investigator, with SWAT and other positions within the department. He said that he has been employed for the last five years with Crown Stanley and Silverman. Board member Nadeau asked Mr. Cleveland to explain his process serving experience for the benefit of the

Board. Mr. Cleveland explained his Process Serving experience gained while employed with the Reno Police Department in great detail and that while employed with Crown Stanley and Silverman serving legal process in conjunction with his investigative cases. Board member Nadeau moved to approve a corporate Process Server license for Crown Stanley and Silverman, qualifying agent status for Michael Cleveland, an individual Private Investigator, Private Patrolman and Process Server license to be placed into abeyance. Board member Putnam seconded the motion which passed unanimously.

Investigative Specialists, Inc. dba ISI requested qualifying agent status for Osmond Joe McMahan. Mr. McMahan also requested an individual Private Investigator license to be placed into abeyance. Mr. McMahan told the Board that he had been doing background and insurance fraud investigations for approximately five to six years. Board member Putnam asked Mr. McMahan why he did not answer the question with regard to the dishonesty question. Mr. McMahan explained to Mr. Putnam that if he did not answer that question it was an oversight. He was then asked about the DD214 provided with his application. Mr. McMahan said that he did not have an original so he provided the copy he had that was issued to him when he was transferring from active duty to reserve and that it was a partial DD214. Board Member Nadeau questioned Mr. McMahan about his experience and his time with ISI. He inquired as to how he would be able to document his hours and was uncomfortable granting experience that cannot be supported with W-2's or financials to support the experience. Board Member Zane was also concerned and felt that it might be in the applicant's best interest to continue this item. Mr. McMahan told the Board that he provided all of the information that the Board was concerned about to Investigator Beringhele. Board Member Spencer asked if RT was involved in the business. Mr. McMahan responded that Mr. Smith has remained involved with the business and that he is the qualifying agent for the corporation. Board Member Zane moved to continue this item to the December Board meeting. Board Member Uithoven seconded the motion which passed unanimously. Board Member Spencer asked Investigator Yarborough if he would take this investigation over and follow up on the matter.

PRIVATE INVESTIGATOR:

30 MinuteSecurity.com applied for a corporate Private Investigator license. Kurt Strakaluse requested qualifying agent status and if approved requested an individual Private Investigator license. Mr. Strakaluse thanked the Board for approval of his Private Patrolman license a few

months back. He explained to the Board that he thought that his experience as a law enforcement officer provided him with a good sense of dealing with the public and experience for the Private Investigator License. Mr. Strakaluse was interested in adding the Private Investigator category to his corporation. Board Member Zane moved to approve a corporate Private Investigator license for 30 MinuteSecurity.com, qualifying agent status for Kurt Strakaluse and an individual Private Investigator license for Mr. Strakaluse to be placed into abeyance. Board member Nadeau seconded the motion. Board Member Putnam was opposed to the motion.

Discreet Investigations, Inc., applied for a corporate Private Investigator License. Juan Chavira requested qualifying agent status and if approved asked to have an individual Private Investigator license to be placed into abeyance. Corporate officers to be approved were Juan Chavira and Jon Girard. Mr. Chavira explained that he has been employed as a Private Investigator for twelve years and has performed thousands of cases ranging from insurance fraud, workers compensation, domestic issues, interviewing and reporting. Board Member Zane disclosed that he had done work with individuals from this agenda item but did not believe there to be a conflict of interest. Board member Nadeau moved to approve a corporate Private Investigator license, qualifying agent status for Juan Chavira and an individual Private Investigator license for Mr. Chavira to be placed into abeyance. Juan Chavira and Jon Girard were approved as corporate officers. Board member Zane seconded the motion which passed unanimously.

Ryan R. Robison & Company applied for a corporate Private Investigator License. Ryan Robison requested qualifying agent status and if approved asked that an individual Private Investigator license be granted and placed into abeyance. Corporate officer to be approved was Ryan Robison. Mr. Robison told the Board that he owned and operated his company for thirteen years and that they largely conducted insurance investigation, disability investigations and video surveillance. Board member Nadeau moved to approve a corporate Private Investigator license for Ryan R. Robison & Company, qualifying agent status for Ryan Robison and an individual Private Investigator license for Mr. Robison to be placed into abeyance. Corporate officer approved was Ryan Robison. Board member Putnam seconded the motion which passed unanimously.

The Screening Pros LLC applied for a corporate Private Investigator license. Gary Glucroft requested qualifying agent status and if approved asked that his individual Private Investigator license be placed into abeyance. Mr. Glucroft told the Board that he has worked in the

screening service business since 1995 and had opened Screening Pros LLC in 2005. Board member Putnam questioned Mr. Glucroft about the income taxes for 2008 and 2009 and why had there not been any W2's or income for him reported but Mr. Glucroft's wife had W2's issued to her. Mr. Glucroft told the Board that on the advice of his CPA, they had filed their taxes that way in order to get a tax break. Mr. Glucroft told the Board that his wife is the only paid person. Board member Putnam asked Mr. Glucroft if the fines for the citations issued in February 2011 and April 2011 for unlicensed activity had been paid in full. Mr. Glucroft said that the February 2011 citation had been paid however he felt the April 2011 citation was issued in error. Mr. Glucroft told the Board he had not appealed. Board member Putnam asked Executive Director Ray if any action had been taken on the April 2011 citation. She told the Board that it had not been paid, appealed or any action taken as of now. Board member Nadeau questioned Mr. Glucroft how he had documented his hours. Mr. Glucroft told the Board he had worked for individuals and could provide documentation. Board member Nadeau stated that without W2's it would have been very difficult to prove the hours. Board member Nadeau moved deny a corporate Private Investigator's license to The Screening Pros LLC and that Mr. Gary Glucroft be denied his individual Private Investigator's license. Board member Zane seconded. Board member Putnam asked for discussion. He stated that he was concerned about the way the taxes had been filed and that it may have demonstrated a lack of integrity. The motion passed unanimously.

Douglas Brenn applied for an individual Private Investigator license. Mr. Brenn told the Board that he was a California law enforcement officer for twenty five years and that he has been a licensed private investigator in California for seven years. He explained that his main focus was corporate fraud and workplace investigations. Board Member Nadeau explained to Mr. Brenn that if he were going to conduct polygraph examinations in the State of Nevada he would be required to seek a separate license. Mr. Brenn said that he understood. Board Member Spencer moved to approve an individual Private Investigator license for Douglas Brenn. Board Member Spencer seconded the motion which passed unanimously.

Richard Domeikis applied for an individual Private Investigator license. Mr. Domeikis told the board he had six years of background research for FC Investigations. Most of the work had been clerical investigations that included records search, city, state, county searches. Board member Putnam asked Mr. Domeikis if his work had been done for FC Investigations. Mr. Domeikis told the board it had been. Board Member Putnam stated that FC Investigations was not a licensed company in

Nevada and Mr. Domeikis work hours could be considered unlicensed activity along with FC Investigations. Mr. Domeikis told the board that he had worked in an internship and had not received any compensation and that he had done the work to gain experience. Mr. Domeikis told the board that the investigative duties had been conducted in California not in Nevada and he had not been aware that was a violation. Chairman Spencer asked for General Counsel Ward's opinion. General Counsel Ward told the board that there was not an issue if they were to deny the applicant. Investigator Dupuis told the board that FC Investigations was licensed in California and that Mr. Domeikis had received his California license in June 2011. Investigator Dupuis told the board that he thought Mr. Domeikis had performed those duties in Nevada. Board member Nadeau stated that the hours would not qualify because of the unlicensed activity. Board member Uithoven agreed. Mr. Domeikis told the board he had also had done loss prevention work and had worked in retail. Board member Nadeau moved to deny Mr. Domeikis an individual Private Investigator's license. Board member Putnam seconded the motion which passed unanimously.

Kerry Tritschler applied for an individual Private Investigator license. Mr. Tritschler told the Board that he had twenty five years law enforcement experience and retired from Las Vegas Metropolitan Police Department. Board member Putnam moved to approve an individual Private Investigator license. Board Member Uithoven seconded the motion which passed unanimously.

Red Diamond Group LLC applied for a corporate Private Investigator license. James Nobrega requested qualifying agent status and if approved asked to be granted an individual Private Investigator license to be placed into abeyance. Mr. Nobrega explained to the Board that he retired after thirty-three years in law enforcement. Board member Zane moved to approve a corporate Private Investigator license, qualifying agent status for James Nobrega, an individual Private Investigator license to be placed into abeyance and member status for Mr. Nobrega. Board member Putnam seconded the motion which passed unanimously.

Wendy Fawber applied for an individual Private Investigator license. Ms. Fawber told the board she had worked as a mortgage loan officer, process server and worked for large retail banks for twelve years. She explained to the board that she wanted to start a tenant screening service that involved credit reports, verify identity, look at income so that she could assist people to qualify for mortgage loans. Board member Putnam asked Ms. Fawber how much of the sixteen thousand hours was

investigations. Ms. Fawber stated that at least seventy to seventy-five percent and that she was very involved in the back side of those investigations. Mr. Peter Maheu told the board that the investigative hours would not qualify her for the Private Investigator license that they are not skilled at investigations. Ms. Fawber told the board that she would not be doing undercover surveillance and after her research on the requirements the State of Nevada would require her to be licensed as a Private Investigator. Mr. Maheu reinitiated his concern for tenant screeners to be licensed as a Private Investigator. Board member Uithoven asked if the tenant screening would fall under unlicensed activity. Chairmen Spencer said it would. Board member Nadeau had concerns about who would have jurisdiction, Mortgage Lending Division, Real Estate Division or the PILB. Chairman Spencer told Ms. Fawber that with the legislature's decision the Board could not approve a Private Investigator license. Board member Zane moved to deny a Private Investigators license to Wendy Fawber based upon non-qualifying time and lack of experience. Board member Putnam seconded the motion which passed unanimously.

PRIVATE INVESTIGATOR, PRIVATE PATROLMAN AND PROCESS SERVER

Maxim Investigations LLC applied for a corporate Private Investigator, Private Patrolman and Process Server license. William Abbott requested qualifying agent status in all three categories and if approved requested an individual Private Investigator, Private Patrolman and Process Server licenses to be placed into abeyance. Member to be approved was William Abbott. Mr. Abbott told the Board that he was a law enforcement officer since 1990 and that he performed various types of investigative work. He described for the benefit of the Board his specific experience with regard to being granted the Process Server license. Board member Putnam moved to approve a corporate Private Investigator, Private Patrolman and Process Server license for Maxim Investigations LLC, qualifying agent status for William Abbott, and individual Private Investigator, Private Patrolman and Process Server licenses to be placed into abeyance and member status for Mr. Abbott. Board member Nadeau seconded the motion which passed unanimously.

PRIVATE INVESTIGATOR AND PRIVATE PATROLMAN

AMGI Global LLC applied for a corporate Private Investigator and Private Patrolman license. Charles Clifton requested qualifying agent status and if approved Mr. Clifton asked to be granted individual Private Investigator and Private Patrolman licenses to be placed into abeyance. Member to be approved was Charles Clifton. Mr. Clifton told the Board that he had been in the security and investigative industry since approximately 2000.

He said that he worked over seas. He owned and operated his own security business in Wyoming. Board member Nadeau asked Mr. Clifton about his arrests. Mr. Clifton explained the circumstances with the arrests. In 2003 he had a furlough weekend in California and had left his service firearm in a vehicle. He received community service and there had been a mix up with the paperwork and the failure to appear was issued and then dismissed. He stated the other arrest was a jointly owned vehicle with an ex-girlfriend who reported it stolen. The case was dismissed. Board member Putnam moved to approve a corporate Private Investigator license and Private Patrolman license for AMGI Global LLC, qualifying agent status for Charles Clifton, individual Private Investigator and Private Patrolman licenses to be placed into abeyance and member status for Mr. Clifton. Board member Zane seconded the motion which passed unanimously.

PRIVATE PATROLMAN

Private Protective Services Inc applied for a corporate Private Patrolman license. Charles Luster requested qualifying agent status and if approved requested his individual Private Patrolman license to be place into abeyance. Mr. Luster told the Board he had ten years in security and law enforcement. He had five years in the Navy Patrolman, had been a junior trainer and explained to the Board that was the Navy's version of SWAT. Mr. Luster stated he had worked for Gallahad, O &R and 360 Investments. Board member Putnam asked about the 2003 non disclosed arrest in Arizona. Mr. Luster explained the arrests to the Board and stated that both had been dismissed. He also told the Board that his mother, who worked for him at the time, had completed the application and Mr. Luster had not verified the information on the application before he signed it. Board member Zane asked Investigator Dupuis if Mr. Luster had been forth coming and cooperative. Investigator Dupuis told the board that once the information had been brought to Mr. Luster's attention he was forth coming. Board member Putnam moved to approve a corporate Private Patrolman license for Private Protective Services Inc, qualifying agent for Charles Luster, and an individual Private Patrolman license to be placed into abeyance. Member status was also granted for Mr. Luster. Board member Uithoven seconded the motion. Board member Zane opposed. The vote carried 4 to 1.

PTS of America LLC applied for a corporate Private Patrolman License. Thor Catalogne requested qualifying agent status and if approved requested his individual Private Patrolman license to be placed into abeyance. Mr. Catalogne told the Board he had started the business a

little over ten years ago specifically for extraditions. He stated that he had worked for Federal Bureau of Prisons, Department of Corrections, and for the sheriff's office. He told the Board he had a degree in Criminal Justice and Public Administration. Investigator Yarborough had no concerns with the required hours. Board member Nadeau asked about the RFP for the State of Nevada and when had Mr. Catalonge submitted his. Executive Director Ray told the Board that the private transport companies had until June 30, 2010 to submit their applications and Mr. Catalonge submitted his April 2011. Executive Director Ray said that the PILB worked closely with the Extraditions division of the Attorney General's office and State purchasing. She stated that the purchasing department would not accept a proposal unless they had filed a completed application with the Board. Board member Nadeau asked if PTS of America LLC had any contracts with other agencies in Nevada. Mr. Catalogne stated he did not believe so he thought the only contract was with the State of Nevada pending the licensing from the Board. Board member Nadeau moved to approve a corporate Private Patrolman license for PTS of America LLC, qualifying agent status for Thor Catalogne and an individual Private Patrolman license to be placed into abeyance. Corporate officer approval was also granted for Mr. Catalogne. Board member Putnam seconded the motion which passed unanimously.

Phoenix Security LLC applied for a corporate Private Patrolman license. Michael Durham requested qualifying agent and if approved requested his individual Private Patrolman license be placed into abeyance. Mr. Durham told the board he had over five years experience with the military police in the US Army. He worked for a company in Dallas Texas as an investigator. Board member Putnam asked Mr. Durham about the citation that was issued in March 2011 for unlicensed activity and the appeal was filed and upheld. Mr. Durham told the board that the fine was paid in full. Board member Zane asked Mr. Durham if he knew what the Board's intent had been on their decision. Mr. Durham explained to the board that he was not performing actual security work at the time and that the fine had been paid in full. Investigator Whatley told the board that the board had since received a seconded complaint, another citation was issued in August 2011 and the board had just received another complaint. Mr. Durham told the board he had just been made aware of the second citation. Chairman Spencer said that with the outstanding citation and complaints, the board would not be able to grant a license. Board member Nadeau moved to table this item to the next board meeting and let Mr. Durham review the citation. Board member Zane seconded. Board member Nadeau asked for discussion. Board member Uithoven asked for clarification on the citation. Investigator Whatley told the board that a second violation citation had been issued and another complaint

was pending. Motion passed unanimously to continue this item for the next board meeting.

Pacific Shield Protective Services Inc applied for a corporate Private Patrolman license. William Hooker requested qualifying agent status and if approved asked that his individual Private Patrolman license be placed into abeyance. Mr. Hooker told the board he had been with the company since 2004 and had eighteen years experience with the military in security law enforcement, anti terrorism and bio protection. Board member Putnam moved to approve Pacific Shield Protective Services Inc, License #1370 a corporate private patrolman license, qualifying agent status for William Hooker and that his individual Private Patrolman license be placed into abeyance. Board member Zane seconded the motion which passed unanimously.

James Hill reapplied for an individual Private Patrolman license. Executive Director Ray told the board that Mr. Hill had been on the last agenda and had been denied. He had reapplied however there was not adequate time to complete Mr. Hill's investigation and he would be placed on the next agenda.

PRIVATE INVESTIGATOR, PRIVATE PARTOLMAN, PROCESS SERVER AND REPOSSESSOR

Zimmpete LLC dba Professional Process Service applied for corporate Private Investigator, Private Patrolman, Process Server and Repossessor licenses. Wade Zimmerman requested qualifying agent and if approved asked that his individual Private Investigator, Private Patrolman, Process Server and Repossessor's licenses be placed into abeyance. Members to be approved were Wade Zimmerman and Darren Petersen. Mr. Zimmerman told the board he had a Bachelor's Degree in History, a minor in Criminal Justice and an undergraduate degree in public administration. He had twenty years with Metro Police Department where he received basic, intermediate, advanced and management POST certification. He held several different positions. He had been a detective lieutenant for eleven years with the narcotics unit. He told the board he co-managed and supervised a drug task force team. He obtained and executed several thousand search warrants, assisted with investigations in other states, recovered evidence, forensic evidence, surveillance, served different types of notices, subpoenas temporary protective orders. He retired from Metro in March 2011. Board member Putnam asked Mr. Petersen about his financial issues. He asked Mr. Peterson for information on the tax lien that had been filed in 2010 in excess of one million dollars. Mr. Petersen said it was in the process of being released and partially

paid. Mr. Petersen told the board it was for tax years 2007 and 2008. He believed that 2008 had not been paid. He said that the IRS owed Mr. Peterson roughly 2 million dollars. Board member Putnam asked about the mortgage that was in arrears. Mr. Petersen told the board that he was negotiating a deal for foreclosure. He said that the house was currently on the market for 3.2 million dollars. Mr. Petersen said the issue had not been satisfied. Board member Putnam asked about the 2009 mortgage to Chase that was delinquent over fourteen thousand and had settled for less than the full balance. Mr. Petersen told the board he had owed two prior residences one had been in California and it was sold in a short sale and the other one was an investment property which had also been sold in a short sale. Mr. Petersen told the board that both of those mortgages had been settled. Board member Putnam asked about the bankruptcy filed May 2011 for Diamond Construction. Mr. Petersen stated that he had filed Chapter 11 reorganization for the purpose of a single purchase real estate for raw property called Diamond Construction LLC and it was currently in a loan modification with the lender. Mr. Petersen stated it was not Diamond Construction Company. Board member Putnam asked about Diamond Construction Company disputes and whether they had been settled or were in the process of being settled. Mr. Petersen told the board that Diamond Construction Company was a general building company since 1967. Mr. Petersen was the President and sole owner. He said that in the contracting business there are construction defects that could date back ten to fifteen years. Mr. Petersen said that Diamond Construction Company was a third party in those claims and there were a handful not settled. Mr. Petersen said that Diamond Construction had limited liability to cover all of that. Board member Putnam asked Mr. Petersen if he was fifty percent owner of Zimmpete and Mr. Petersen stated yes he was. Mr. Petersen said that Zimmpete could not be attached or would have any liability with regard to the claims concerning Diamond Construction. Board member Putnam clarified that there could not be any financial obligation on Zimmpete. Board member Zane had Mr. Zimmerman explain how he obtained reposessor's experience with metro police. Mr. Zimmerman explained that during his time in narcotics he recovered property that included vehicles as part of the evidentiary recovery. He performed thousands of search warrants through out his career and had not had any issues with the DA's office or the Justice Court for any raids he was involved in. Board member Zane asked if Mr. Zimmerman had ever repossessed a vehicle that had nothing to do with search warrants. Mr. Zimmerman stated yes, in accordance with the law he repossessed vehicle for civil not criminal. He said he seized property and forfeitures in civil process. Board member Nadeau asked Mr. Zimmerman if it had been in the civil division of Metro. Mr. Zimmerman replied no he had been on the criminal side. Board member Nadeau

asked if Mr. Zimmerman had served any writs or affidavits. He asked how much time was spent in serving subpoenas, search warrants, and arrests warrants. Mr. Zimmerman told the board that he easily spent fourteen years routinely serving, with 3 to 5 search warrants per week. Board member Nadeau asked Mr. Zimmerman to explain if he had any type of civil process serving experience. Mr. Zimmerman stated he had. Board member Zane moved that Zimmpete LLC, dba Professional Process Service be granted a corporate Private Patrolman and Private Investigator license and Wade Zimmerman be granted a individual Private Patrolman and Private Investigator license to be placed in abeyance so that Wade Zimmerman could become the qualifying agent for Zimmpete LLC and members to approved were Wade Zimmerman and Darren Petersen. Board member Nadeau seconded which passed unanimously. Board member Zane moved to deny the application for Process Server and Repossessor. Board member Putnam seconded which passed unanimously. Chairman Spencer explained to Mr. Zimmerman that the board believed there were not enough hours to support the Process Server and Repossessor license as required in statute and if he can provide additional information then he can reapply or hire someone who had the qualifying time to apply for the licenses. Board member Zane explained the rules and regulations of civil processing.

ADMINISTRATIVE BUSINESS:

Terry Taylor, License #585 asked the board to grant him an exception as outlined in NAC 648.338 to be able to maintain his active private investigator license while employed with his public employer. Mr. Taylor provided general counsel, Executive Director Ray and the board members in Carson City with copies of his research in regards to Peace Officer Status. Executive Director Ray told the Board that this item had been on the previous agenda. Mr. Taylor told the Board his public employer was Eastfork Fire & Paramedic in Douglas County and that he is a fire captain. Mr. Taylor told the board that he has been a private investigator licensed in Nevada for nineteen years. He had been a qualifying agent for INS Investigation. His license was in abeyance while he worked for the Nevada Insurance Commissioner as a supervising investigator. He investigated regulatory matters. Mr. Taylor told the board that he had on going civil matters and had clients that asked if he could continue working for them. In 2003 his fire chief issued a letter stating that there were no conflict of interest or issues to work however there was some restrictions placed on him from the fire district. At that time the then Executive Director of the PILB approved the return of his license. His title was a fire captain inspector which was the job he still holds. Mr. Taylor told the Board he did not fall under the peace officer standards in any of

the position he held with the fire district. He does fall under NAC 648.330 as paying into the Public Retirement System. He had never used his position with Eastfork Fire for personal activities. The letter issued by the district fire chief in July 2003 does limit his activity. This was to avoid any conflict of interest or personal advantage. Executive Director Ray reminded the Board that the issue was the individuals who worked for a local fire department. Board member Nadeau believed the issue was did the fire inspector have law enforcement powers. Based on an investigation, could he make an arrest? Based upon further review of the statute board member Nadeau thought there was latitude with the Public Employee Retirement System because it read "Shall". General Counsel agreed with Board member Nadeau. Executive Director Ray wanted a decision on the record. Chairman Spencer asked Mr. Taylor about criminal matters. He told the board that he notified the correct agency. His primary practice is subrogation. He told the board that he does not have access to NCIC or the repository. He told the Board in the position of fire captain he is mainly a subject matter expert who secures the scene and submits the report to the crime lab. He told the board he does one to two private investigative cases per month. Board member Nadeau read NAC 648.330. General Counsel Ward told the Board that the Board had the discretion to give the authority as long as there is not a conflict. There would appear to be no conflict. Board member Nadeau moved to grant the exception. Board member Putnam seconded which passed unanimously. Board member Zane had a concern and asked for discussion on the motion. He told the other members that he thought a conflict did exist and the regulation was there for instances such as this. He said that given the history he did not think it fair to take action different than what has already been accepted. However Board member Zane requested that Eastfork Fire District update their awareness of the matter with a current letter to the Board. Board member Nadeau accepted Board member Zane's request and amended his motion to reflect the request for an updated letter. The motion carried unanimously

Item number 37 & 38 were taken out of order.

Jason Patterson with Martin Ross & Associates and Richard Schneider, Director of Security for Martin Ross & Associates addressed the board. Mr. Patterson read a statement from Mr. Schneider. They asked for a proposed change to NRS 648.0065 dog handlers. Mr. Schneider felt that a change would help prepare the state, standardized the testing, increase demand, provisions of dog handlers and create more opportunities for business. Mr. Schneider told the board there is nothing under the POST standards for dog handlers. He said that there is no written standard for training. Mr. Schneider provided the Board with case law to help establish

written policy for dog handlers. Mr. Patterson read from statements from Mr. Eden. Mr. Eden's concern was the lack of policy, standards, testing and certification for dog handlers. He also read a statement from Mr. Fleck from California. His statement was in agreement with Mr. Eden. They asked the Board to allow them to develop a new standard for training canine handlers. Chairman Spencer asked if standard testing could be used from other states. Mr. Schneider told the Board that only Wisconsin had a standard testing. Board member Putnam thought it was great and could also change the way POST had their standards. Board member Nadeau asked Mr. Schneider about compensation. Mr. Schneider stated he would not want compensation. The Board stated that workshops would need to be done. Executive Director Ray said the Board had only one licensed canine handler now. She asked what the cost would be for training. Mr. Schneider stated that would be up to the Board. Executive Director Ray stated that this would require a legislature change and then put the standardized curriculum in the regulation. Board Counsel Ward believed that it would need to go through the legislature. Board member Zane stated he supported the proposal. All Board members were in agreement.

Discussion, review and possible action to revise registration application questions with regard to arrest history information, modification to registration application, instruction, and FAQ's. Executive Director Ray told the Board that the applicant's who complete the paper application had been a struggle. Elyse had made some modifications to the FAQ's and instructions and maybe simplified the application. Elyse told the board that she had tried to make the application easier to complete and that would lessen the amount of contact that staff had to make with the applicant. She explained that staff had a lot of issues with the applicants arrest history. Executive Director Ray told the board that there were concerns with getting arrest information from law enforcement due to the records retention and maybe use ten years instead of "ever" as the application now states. She asked the Board if there is anything differently they would like. Board member Nadeau asked how much did the arrest history weight on the applicant versus the conviction of arrests. Elyse told the Board that the arrests are a matter of character of the applicant. Mr. Peter Maheu told the Board that in California the State can only go back seven years. He stated that people are getting their records sealed. Elyse told the board that when the applicant does not truthfully complete the arrest history staff had to make contact with the applicant and that caused delays and time. Chairman Spencer asked if Mr. Maheu as an employer would the State of Nevada use the seven years arrest history. He replied yes. Public comment told the Board that a database might have said there was an arrest but law enforcement does not have any

record of an arrest. Board member Putnam stated that it was very important to disclose the arrests and the applicants being forth coming. Executive Director Ray told the Board that staff would start returning the applications. Board Members liked the new application.

Review, discussion and possible action to amend NAC 648 as mandated in the Governor's Executive Order 2011-11. Executive Director Ray told the Board that a report was due by the end of the year for justification of the regulations that are currently in affect and if any are no longer valid, then they would need to be repealed. She told the Board that the process could start the review process, conduct the workshops and the come back in December for the Board. Counsel told the Board that one lapsed at the end of the year and another one would start at the beginning of the year. Right now there is a freeze, but that would be lifted. Executive Director Ray read what regulations may need to be repealed, removed, amended or no changes; NAC 648.260 subsection 2; 648.280;648.336;648.336;648.340;648.342 and 648.342 subsection 2;648.343 subsection 2;648.344;648.350;648.341;648.520. Executive Director Ray told the board this would be a starting point, staff would hold a work shop and come back in December with feed back.

Board comment and future agenda items: Board member Putnam told staff that they had done a fine job with putting everything together. Executive Director Ray agreed with Board member Putnam on all of the staff's work.

There was no public comment

Meeting adjourned