

PRIVATE INVESTIGATORS LICENSING BOARD
MINUTES
BOARD MEETING
March 6, 2013

MEMBERS PRESENT:

DAVID SPENCER: BOARD MEMBER (CHAIRMAN)
ROBERT UITHOVEN: BOARD MEMBER
MARK ZANE: BOARD MEMBER
RICHARD PUTNAM: BOARD MEMBER

MEMBERS ABSENT:

JIM NADEAU: BOARD MEMBER

OTHERS:

KEVIN INGRAM: EXECUTIVE DIRECTOR
KIMBERLY CHRISTENSEN: INVESTIGATIVE ASSISTANT
BRANDI KING: INVESTIGATIVE ASSISTANT
SHELLY DONALD: ASSISTANT TO THE DIRECTOR
TOM FERRARA: INVESTIGATOR
BRUCE YARBOROUGH: INVESTIGATOR
MATTHEW SCHMELZER: CRIMINAL INVESTIGATOR
ROBERT HIGHT: CRIMINAL INVESTIGATOR

FINANCIAL REPORT:

Review of financial report indicated on track to meet the FY13 budget.

SWEARING IN:

Persons present in Carson City and Las Vegas who were to testify or comment during the meeting were sworn in.

REPORT FROM STAFF:

Matthew Schmelzer commented on flooding in Carson City office, and praised Las Vegas office for continuing the high level of customer service under less than favorable conditions. Executive Director Ingram also thanked and praised the staff for their dedication and commitment and also thanked the Las Vegas staff for assisting with phone coverage in the north.

Board made comment of Attorney Harry Ward leaving, and thanked him for his service.

PUBLIC COMMENT:

Board opened floor to public comment- no public comment(s) expressed.

OLD BUSINESS:

5. North American Security, Inc., from Los Angeles, California, applied for a corporate Private Patrol license. Arthur Lopez requested that his individual license be placed into abeyance so that he may become the qualifying agent. Corporate officer to be approved was Kenneth Hillman. Board Member Zane questioned Lopez before the board regarding unlicensed activity where they were issued a citation. Lopez confirmed they were guilty of violation, but it was only because of ignorance. They were following federal regulations, but were unaware they needed to follow State regulations as well. They have since paid the citation. Putnam moved to approve the corporate license. Uithoven second the motion. The motion unanimously PASSED.

CORPORATE OFFICERS

Board member Putnam requested agenda items 11 and 12 be moved until after the private investigator's licenses are discussed. While items 6, 7, 8, 9, 10, 13, and 14 be handled as a block and

moved to approve all. The motion was seconded by Board member Uithoven and the motion unanimously passed approving items 6, 7, 8, 9, 10, 13, and 14.*

6. Sedgwick Factual Photo, Inc., License number 1658, requested corporate officer approval for Warren Potter.*

7. EFI Global, Inc., License number 644, is requested corporate officer approval for Daniel Schulz.*

CHANGE OF LICENSING STATUS

8. Donald Tatone, License number 1555, requested a change in licensing status. Mr. Tatone requested his qualifying agent status in the category of Private Patrol be transferred from Armand Security, Inc., License number 1724, back to Tatone Investigations, LLC, License number 1555.*

9. Randall Powers, License number 1616, requested a change in licensing status. Mr. Powers requested a company name change from Talenwise Solutions, LLC to Talentwise, Inc. dba Talentwise Nevada.*

10. Edward Silverman, License number 1319, requested a change in licensing status. Mr. Silverman is requested a company name change from SOS Security, Inc. to SOS Security, LLC.*

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

13. ADP Screening & Selection Service, Inc., License number 1265, requested approval for Kimberly Clark to become qualifying agent. Ms. Clark also requested that her individual Private Investigator license be placed into abeyance.*

14. G4S Secure Solutions (USA) Inc., License number 1563, requested approval for James Courtney to become qualifying agent. If approved, Mr. Courtney requested that his individual Private Investigator license be placed into abeyance.*

PRIVATE INVESTIGATOR

Robert Hunt from Las Vegas, Nevada applied for an Individual Private Investigator license. The board had no questions for Hunt. Board member Zane moved that Hunt be approved for his individual Private Investigator license. Board member Spencer seconded and the motion unanimously passed. Troy Osborne from Woodland, California applied for an Individual Private Investigator license. The board had no questions for Osborne. Board member Putnam moved that Hunt be approved for his individual Private Investigator license. Board member Uithoven seconded and the motion unanimously passed.

Danny Sommers from Sparks, Nevada applied for an Individual Private Investigator license. Sommers told the board he has been an automobile accident and fire investigator for 8 ½ years, currently employed by Farwest.

Board Member Putnam questioned the unlicensed activity Farwest received. Sommers explained the unlicensed activity was the fault of Farwest not him personally. Putnam also questioned how his prior work history with engineering forensics qualifies him to be a private investigator. Sommers explained he intends to focus his efforts on more car-related issues. Such as conducting backgrounds about the vehicle owners and gathering background information. Board Member Zane questioned his private investigator experience further, and if he plans to become a registered employee in order to do the work. More specifically what experience does he have running backgrounds, conducting interviews, collecting evidence, and so forth? Peter Maheu objected to his lack of qualified hours. Stated he either has them or he does not. Board Member Putnam moved that Sommers obtain more hours and

experience before a private investigator's license is granted. Putnam also stated that Sommers' background information was sufficient otherwise. Peter Maheu then suggested to board member Putnam that Farwest needed to be cited if Sommers was approved citing unlicensed activity. Board Member Spencer expressed his concern that the hours expressed in the background were not related to private investigation work; however many of the hours going forward may be considered private investigation work; because it's all based on discretion. Board member Zane moved that Danny Sommers be denied for his individual private investigator license. Board member Uithoven seconded the motion and the motion passed. Board member Putnam opposed. Mr. Sommers was denied licensure.

The ProNet Group, Inc. from Sugar Land, Texas applied for a corporate Private Investigator license. Bryan Heintz requested that his individual Private Investigator license be placed into abeyance so that he may become the qualifying agent. Corporate officers and directors to be approved were Jane Heintz, Laurie Szuchmanski, and Kenneth Stalinsky. Board member Zane moved for all to be approved. The motion was seconded by Board member Putnam and unanimously passed.

J. Carter Investigations LLC from Las Vegas, Nevada applied for a corporate Private Investigator license. Ira Joseph Carter requested that his individual Private Investigator license be placed into abeyance so that he may become the qualifying agent. Member to be approved was Ira Joseph Carter. Board member Uithoven moved for all to be approved. Board member Putnam seconded and the motion unanimously passed.

Stroz Friedberg, LLC from Los Angeles, California applied for a corporate Private Investigator license. Adam Torres requested that his individual Private Investigator license be placed into abeyance so that he may become the qualifying agent. Members to be approved were Adam Torres and Robert Lynch. Board member Putnam moved for all to be approved. Board member Uithoven seconded and the motion unanimously passed.

11. Smart Legal Document Service, Inc., from Reno, Nevada, applied for a corporate Process Server license. David Spencer, License number 632, requested his qualifying agent status be transferred from Spencer Investigations, LLC to Smart Legal Document Service, Inc. Corporate officers to be approved were Michael Jack and Demetra Barbash. Due to his late arrival Mr. Spencer was sworn in. Board Member Putnam questioned Mr. Jack about his IRS claim and if it had been resolved. Mr. Jack confirmed it had been. Board member Putnam moved for all to be approved. Board member Uithoven seconded and the motion unanimously passed.

12. TransCor America, License number 1641, requested approval for Dionsha Rawls to become qualifying agent. If approved, Ms. Rawls requested that her individual Private Patrol license be placed into abeyance. Corporate officer to be approved was Michael Swinton. Board member Zane questioned about prior experience. Board member Zane moved that Rawls individual private investigator license be placed into abeyance for her become the qualified agent for TransCor America. Board member Uithoven seconded the motion which passed unanimously.

PRIVATE PATROL

Derek Carlton from Henderson, Nevada was applying for an Individual Private Patrol license. Board member Putnam moved that Carlton be approved for an individual private patrol license. Board member Uithoven seconded the motion which passed unanimously.

Dennis Erickson from Las Vegas, Nevada applied for an Individual Private Patrol license. Board member Putnam questioned Erickson regarding his 2009 bankruptcy and multiple accounts in collections. Erickson stated since 2009 he has been doing credit counseling, not opened any new accounts, and is working towards paying off debts. Zane stipulated Erickson's license be issued in a probation period. Requiring Erickson to use an outside CPA firm to do his finances and providing the board with quarterly updates showing he is current and taking responsibility. Board member Zane moved to approve Erickson's individual private patrol license under probationary status for one year. Board member Putnam seconded the motion which passed unanimously with the probation stipulation.

Shannon Bryson from Clermont, Florida applied for an Individual Private Patrol license. Board member Putnam questioned why the company website indicated Bryson had 14 years law enforcement experience. Bryson stated it was a mistake. His bio was crossed with another former employee. Board member Putnam questioned, if under oath, Bryson was stating he did not have 14 years' experience. Investigator Tom Ferrara explained Bryson told him he had attended a law enforcement academy, but Bryson to date had not provided documentation. Bryson agreed to supply Ferrara with the required documentation. Ferrara indicated he has been waiting one year for the documents, so he would like a 30 day deadline imposed. Board member Uithoven moved that Bryson be approved to receive his private patrol license under the stipulation he supply Ferrara with the required academy documentation. Board member Putnam seconded the motion which was passed unanimously with the 30 day stipulation.

Criterion Healthcare Security, Inc. from Nashville, Tennessee applied for a corporate Private Patrol license. Robert Buchanan requested his individual Private Patrol license be placed into abeyance so that he may become the qualifying agent. Corporate Officers will be determined at a later date. Board member Putnam moved that Buchanan be approved for an individual private patrol license to be placed into abeyance and approved his qualifying agent status. Board member Uithoven seconded the motion which passed unanimously.

Procinctu Group, Inc. from Homeland, California applied for a corporate Private Patrol license. John Choate requested that his individual Private Patrol license be placed into abeyance so that he may become the qualifying agent. Corporate officers and directors to be approved were Anthony Cassino, Eric Mitchell, John Choate, and Brett Garland. Board member Putnam moved for all to be approved. Board member Uithoven seconded the motion which passed unanimously.

USO Security LLC from Henderson, Nevada applied for a corporate Private Patrol license. Tinoai "Howard" Faagata requested that his individual Private Patrol license be placed into abeyance so that he may become the qualifying agent. Board member Putnam stated it was difficult finding the qualifying the hours according to the social security print out provided and felt like Mr. Faagata was 518 hours short. Investigator Ferrera interjected explaining that he had received additional handouts proving sufficient hours.

Board member Putnam then questioned past credit problems: 10 accounts in collections and a recent application for bankruptcy. Board member Putnam also questioned why Faagata did not disclose any of his prior arrests on the application. Faagata blamed his wife for not filling out the arrests on the application, and stated it was merely an oversight. After a thorough discussion, Board member Putnam expressed his concern that Faagata failed to disclose prior arrests.

Board member Zane questioned his longest period of employment at "The Griffin Bar" and what his level of training was. Faagata explained his experience and that he has the *backing* from Silver State Productions regarding his financial/bankruptcy situation. Chairman Spencer asked board counsel about doing an investigative background for financial backing. Chairman Spencer moved that Faagata's request for licensure be denied. Board member Uithoven seconded the motion. Board member Zane also agreed with the motion because Faagata's lack of experience, non-disclosure of arrests, and financial situation. The motion to deny passed unanimously.

Cambridge Security Services Corp from Miami, Florida applied for a corporate Private Patrol license. Marco Lopez requested that his individual Private Patrol license be placed into abeyance so that he may become the qualifying agent. Corporate officers and directors to be approved were Stanley Czwakiel, Frank Favia, Ethan Lazar, and Marco Lopez. Board member Uithoven moved for all to be approved. Board member Putnam seconded the motion which passed unanimously.

Execushield Inc. from San Francisco, California applied for a corporate Private Patrol license. Daniel Gonzalez requested that his individual Private Patrol license be placed into abeyance so that he could become the qualifying agent. Corporate officer to be approved was Daniel Gonzalez. Gonzalez is a reserve police officer with 16 years' experience as a volunteer police officer. Board member Zane stated they have made exceptions in the past for law enforcement, but only in regards to specific events. Board member Zane moved to continue the request to a future meeting once Mr. Gonzalez made his decision on whether he wanted to continue as a volunteer police officer. Board member Putnam seconded the motion which unanimously passed.

PROCESS SERVER

Ronald Papka from Henderson, Nevada applied for an Individual Process Server license. Board member Zane disclosed for the record that Papka's sister works with his wife. Board member Putnam moved that Papka be approved for an individual process server license. Board member Uithoven seconded the motion which passed.

PRIVATE INVESTIAGTOR, PRIVATE PATROL

Harry Dixon from Reno, Nevada applied for Individual Private Investigator and Private Patrol licenses. Board member Putnam questioned if he was on reserve duty when he worked Burning Man for 8 days. Dixon explained he ended his relationship with the county as a reserve duty. Board member Putnam moved that Dixon be approved for an individual process server and private patrol license. Board member Uithoven seconded the motion which passed unanimously.

PRIVATE INVESTIGATOR, PROCESS SERVER

Michael Allen from Minden, Nevada applied for Individual Private Investigator and Process Server licenses. This agenda item was postponed until March 7, 2013.

BOARD COMMENT AND FUTURE AGENDA ITEMS: Attorney Harry Ward told the Board that he was moving to a different division within the Office of the Attorney General and that he would make himself available during the transition to the new Board counsel. The Board members thanked him again for his service.

PUBLIC COMMENT: There was no further public comment. There was no further board comment.

MEETING ADJOURNED: Board member Putman moved that the meeting to be adjourned. Board member Uithoven seconded the motion which unanimously passed.