

PRIVATE INVESTIGATORS LICENSING BOARD
MINUTES
BOARD MEETING
September 11, 2013

MEMBERS PRESENT:

DAVID SPENCER: CHAIRMAN
ROBERT UITHOVEN: BOARD MEMBER
MARK ZANE: BOARD MEMBER

MEMBERS ABSENT:

JIM NADEAU: BOARD MEMBER

OTHERS:

KEVIN INGRAM: EXECUTIVE DIRECTOR
SHELLY DONALD: ASSISTANT TO THE DIRECTOR
TOM FERRARA: INVESTIGATOR
BRUCE YARBOROUGH: INVESTIGATOR
LORI IRIZARRY: INVESTIGATOR
MATTHEW SCHMELZER: CRIMINAL INVESTIGATOR
ROBERT HIGHT: CRIMINAL INVESTIGATOR
JACLYN O'MALLEY: CRIMINAL INVESTIGATOR
BRANDI KING: INVESTIGATIVE ASSISTANT
MARY KLEMME: INVESTIGATIVE ASSISTANT
DONNA ARTZ: ADMINISTRATIVE ASSISTANT
DEPUTY ATTORNEY GENERAL: COLLEEN PLATT

FINANCIAL REPORT:

Director Kevin Ingram informed the Board the financial reports were emailed to them and asked if they had any questions. There was carry over from fiscal year 2013, but debt from FY 2011 and 2012 had to be paid off. We are now debt free going forward in FY 2014.

REPORT FROM STAFF:

March and June 2013 meeting minutes were presented for approval. Board Member Zane motioned that the minutes be approved. Board Member Uithoven seconded. The motion passed unanimously.

SWEARING IN:

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

PUBLIC COMMENT:

There was no public comment.

CORPORATE OFFICERS

Talentwise, Inc., dba Talentwise Nevada, License number 1616, requested corporate officer approval for Naveen Jain and Todd Owens. Randall Powers, an independent private investigator and private patrolman in Nevada, was present as Talentwise's qualified agent (lic #1616). Board Member Zane had questions from the June Board Meeting about Naveen Jain's finances. Jain was not present at this meeting. Instead Paul Cook, CFO of Talentwise was representing Jain; however stated he could not comment on Jain's personal finances. Board Member Zane's issues at last month's meeting were with the financial background litigation history. Although it was stated there is nothing currently in litigation. Concerns at this time are the inability to pull any personal financial information for Jain and that prompted questions about disclosures. Board Member Zane was concerned that Jain was not present to get the answer he needed about disclosure and he had questions regarding the ownership portion of *inome* owning 19% of Talentwise. Cook stated prior to May 17, 2013 Talentwise was wholly owned by *inome*. Then in late May 2013 Talentwise "spun out" as its own entity. They are two very different businesses. *Inome* sells public information and Talentwise works with corporations to hire people including employee screening. When Talentwise "spun out" 25 million in capital was raised and invested in growth. This means the company is now owned by the shareholders not by *inome*. Jain is a minority shareholder and on the board. He is not the CEO of Talentwise nor does he deal with the day-to-day operations. It is not owned nor operated by Jain.

Board Member Zane asked if the spinoff in May changed the ownership structure although it might not be an issue at this moment. Powers stated the application was filed in good faith, looking in to the future with regards to who was *going to be* the officers. They intended to file application with full knowledge of the future spinoff however were unsure of what the end result would be. Board Member Zane stated he is trying to understand corporate structure and now *inome* no longer owns Talentwise at all? Cook stated *inome* is owned by shareholders and one other investor. Board Member Zane asked if the application was updated so the PILB was aware of the substantial changes made to the application. Cook stated they took on another investor and Talentwise does the same thing it always does-structurally the same job-just ownership has changed.

Board Member Zane asked if Talentwise was licensing or licensed in any other states. Powers stated yes, in WA, TX, TN, NV and MO. Board member Uithoven motioned that Talentwise license number 1616 be granted corporate officer approval for Naveen Jain and Todd Owens. Board member Zane seconded the motion for sake of discussion. Board Member Zane can support the motion for Todd Owens but not for Naveen Jain. He would like the motion segregated. Board Member Zane stated as previously discussed at the last meeting the applicant has a long history of litigation and his personal financial information is restricted. He also does not have anyone present that

can fully answer the questions regarding personal finances that the Board has for him. Board Member Uithoven amended the motion to grant corporate officer approval to Todd Owens only. Board Member Zane seconded. The motion passed unanimously.

Board member Zane requested agenda items 7, 8, and 9 be handled as a block and requested a motion to approve. The motion was seconded by Uithoven and passed unanimously.

7. Unity One, Inc., license number 1566, requested a corporate officer approval for Lewis Patyondy.

8. Biometrica Systems, LLC, license number 1295, requested member approval for Robert Bell.

9. Intellicorps Records, Inc., license number 1376, requested a corporate officer approval for Richard Della Rocca.

CHANGE OF LICENSING STATUS

Board member Zane requested agenda items 10, 11, 12, 13, and 14 be handled as a block and requested a motion to approve. The motion was seconded by Uithoven and passed unanimously.

10. Robert Cox, license number 1328A, requested a change in licensing status. Mr. Cox requested his qualifying agent status in the category of Private Patrol be transferred from Andrews International, Inc., license number 1261, to a new Nevada Domestic Corporation, Hi-Tech Security, Inc. Corporate officer to be approved is Robert Cox.

11. Dennis Erickson, license number 1786B, requested a change in licensing status. Mr. Erickson requested to place his individual Private Patrol license into abeyance to become the Qualifying Agent and sole member for a new Nevada domestic limited liability company, Citywide Security Services, LLC.

12. Adrian Leon Mare, license number 1498, requested a change in licensing status. Mr. Mare is requesting a company name change from International Counterintelligence Services of Nevada, LLC DBA ICS of Nevada DBA Expert Data Forensics, license number 1498 to Expert Data Forensics, LLC.

13. Patricia Jones, license number 1399, requested a change in licensing status. Ms. Jones requested to place her individual Private Patrol license into abeyance to become the Qualifying Agent and sole corporate officer for a new Nevada domestic corporation, Desec, Inc. DBA Desert Security.

14. Susan Shingleton, license number 1794A, is requested a change in licensing status. Ms. Shingleton requested to place her individual Private Patrolman license into abeyance to become the Qualifying Agent and sole member for a new Nevada domestic limited liability company, Shingleton Investigations, LLC.

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

ISS Facility Services, Inc. DBA ISS Facility Services, license number 1287 requested approval for Edward Smith to become qualifying agent. Mr. Smith requested his individual Private Patrol license be placed into abeyance. Smith provided a brief biography for the board stating he owned his own business for 18 years in California, Smith Security Specialist. Board Member Zane expressed his concern with Smith's failure to disclose prior arrests on his application and application for his registration work card. Smith avowed he was certain the prior arrests were expunged in California. Board Member Zane read an excerpt from the court documentation provided where it stated Smith still had to disclose the record as part of the expungement. Smith acknowledged the statement, but was misinformed by his attorney. He thought he did not need to disclose at all, however he is now aware that is not true. Board Member Zane asked if he was aware in March 2011 when he applied for the work card that he was denied due to the undisclosed arrest in question. Smith stated he was not denied for *this* arrest it was for another arrest. Board Member Zane then had questions regarding the DD214 form, asking if Smith did not fit well in the military. Smith explained he was a good fit for the military just not a good fit with his unit. Board Member Zane asked if Investigator Ferrara had any questions for Smith. Investigator Ferrara stated he was still unsure about two unemployment tax liens from California that still show active. Smith interjected that he was unaware of any outstanding tax liens. Investigator Ferrara amended his previous statement by prefacing the records he has could be prior to the bankruptcy. Board Member Zane asked Smith to elaborate on the relationship he has with ISS. Smith explained he has been their employee for many years working his way through the company. Recently, ISS' qualifying agent has decided to leave therefore, he was asked to step in as the new qualifying agent. Board Member Uithoven motioned Mr. Smith be denied. Board Member Zane seconded for the sake of discussion. Board Member Zane requested counsel's opinion because it was to his understanding that if a person was approved or denied for a registered work card that that should have bearing on the decision if such person, in the future, wanted to be a licensee. This being such from a criminal history stand point Board Member Zane was unsure if they could deny Mr. Smith's qualifying agent request based on his prior history if we ultimately allowed him to gain a work card. Board Member Zane referred the question to counsel because he would like to deny Smith's request, but unsure if he is *able* to do so. Applicant requested a continuance.

A 5 minute break was granted per Board Member Zane's request

Board Member Uithoven rescinded his prior motion. Board Member Zane seconded the rescission, and motioned this item be moved to the next quarterly meeting. The motion passed unanimously.

ClubRight LLC, license number 1795A, requested approval for Victor Vigna to become Qualifying Agent. Mr. Vigna requested his individual Private Investigator license be placed into abeyance. Board Member Zane asked about an issue with ClubRight from last board meeting and was told they were cited and paid a \$2,500 fine. Victor Vigna stated he was in the Air Force for a number of years and worked in various departments for Las Vegas Metro including VICE and Internal Affairs. Board member Zane motioned for approval. Board Member Uithoven seconded. The motion was passed unanimously.

Cheri Bryant was sworn in. SOC Nevada, LLC, license number 1357, requested approval for Cheri Bryant to become Qualifying Agent. Ms. Bryant requests her individual Private Patrol license be placed into abeyance. Board member Uithoven motioned for approval. Board Member Zane seconded. The motion passed unanimously.

POLYGRAPH EXAMINER CERTIFICATION

Chad Russell from Las Vegas, Nevada applied for a Polygraph Examiner Certification. Director Ingram stated this is for certification only and the license will be placed into abeyance. Board member Uithoven motioned for approval. Board Member Zane seconded. The motion passed unanimously.

PRIVATE INVESTIGATOR

Keith Curtis & Associates, LLC from Las Vegas, Nevada applied for a corporate Private Investigator license. Mr Curtis requested that his individual license be placed into abeyance so that he may become the Qualifying Agent. Member to be approved is Keith Curtis. Mr. Curtis state he is retired DEA with the Army in 2008 doing training missions. Board Member Zane asked him if he would actively run the company and Mr. Curtis said yes. Board Member Zane motioned for approval. Board Member Uithoven seconded. The motion passed unanimously.

Herbert Duzant from Henderson, Nevada, applied for an individual Private Investigator license. Mr Duzant state he has 18 years experiences investigating as defense for the state of New York in federal courts. Board Member Zane asked who he is currently employed by and Duzant stated the US Courts as a federal public defender. Board

Member Zane reiterated to Duzant that as a PERS contributor he will have to keep his license in abeyance until he no longer contributes to PERS. Board member Uithoven motioned for approval. Board Member Zane seconded. The motion passed unanimously.

IUnlimited Inc. from Sacramento, California applied for a corporate Private Investigator license. Todd Tano requested his individual license be placed into abeyance so he may become the Qualifying Agent. Corporate officer to be approved is Todd Tano. Mr. Tano stated he has done pi work since 1992 in the area of workers comp and insurance. Board member Uithoven motioned for approval. Board Member Zane seconded. The motion passed unanimously.

Eric Scott Killebrew from Las Vegas, Nevada applied for an individual Private Investigator license. Mr. Killebrew stated he had been with Metro since 1984 working in various departments such as officer patrol, swat, vice, and internal affairs. He retired in 2006. Board member Uithoven motioned for approval. Board Member Zane seconded. The motion passed unanimously.

Strategic Investigative Services, Inc, DBA Strategic P.I., from Henderson, Nevada applied for a corporate Private Investigator license. Patrick Hardy requested that his individual license be placed into abeyance so that he may become the Qualifying Agent. Corporate officer for approval is Patrick Hardy. Mr. Hardy stated he has owned two businesses in Ohio since 1997 and has attended the police academy. He has worked loss prevention retail theft. Board member Zane motioned for approval. Board Member Uithoven seconded. The motion passed unanimously.

PRIVATE PATROL

Alutiiq Pacific, LLC from Anchorage, Alaska applied for a corporate Private Patrol license. Jesse Carlock requested that his individual Private Patrol license be placed into abeyance so that he may become the Qualifying Agent. Members to be approved are Richard Hobbs and Dean Clowers. Corporate Officers to be approved for the parent corporation, Afognak Native Corporation are Richard Hobbs and Dean Clowers. Mr. Carlock stated he is a retired Chief Petty Officer-weapons specialist. He retired in 1995. He was also a reserve police officer in National City, CA who is now medically retired. Board Member Zane inquired about his current bankruptcy status. Carlock replied it should be taken care of by October. Board Member Uithoven motioned for approval. Board Member Zane seconded. The motion passed unanimously.

Sizemore, Inc. from Augusta, Georgia applied for a corporate Private Patrol license. Allan Davis requested that his individual Private Patrol license be placed into abeyance

so that he may become the qualifying agent. Corporate officers to be approved are Kathryn Anderson and Preston Sizemore. Mr. Davis stated he was law enforcement in Georgia as a special agent and police chief. Board Member Zane motioned for approval. Board Member Uithoven seconded. The motion passed unanimously.

Federal Security Services, LLC DBA Federal Security from Las Vegas, Nevada applied for a corporate Private Patrol license. Balvinder Batra requested that his individual Private Patrol license be placed into abeyance so he may become the Qualifying Agent. Members to be approved are Balvinder Batra and Mamta Batra. Mr. Batra was born in India and moved to the United States in 1999 running a business he has since sold. He has worked security ever since. Board Member Zane asked Investigator Yarborough if Mr. Batra satisfied the hour requirements for a Private Patrol license and Yarborough stated he had. Board Member Uithoven motioned for approval. Board Member Zane seconded, but had an issue with the name of the company, "Federal Security Services" and asked Board Member Uithoven to amend them motion. Motion was amended so counsel can look into to the name issue and see if they need to change the name so as to not cause confusion with any government entity. Board Member Zane seconded. The motion passed unanimously.

SVS Security LLC from Las Vegas, NV is applying for a corporate Private Patrol license. Mark Broadhurst requested that his individual Private Patrol license be placed into abeyance so that he may become the Qualifying agent. Member to be approved are Mark Broadhurst and Mataava Suafali. Board Member Zane motioned for approval. Board Member Uithoven seconded. The motion passed unanimously.

Christopher Curtis from Las Vegas, Nevada applied for an individual Private Patrol license. Mr. Curtis stated he was originally from New York and was in the Marine Corp serving all over the world. He was hired by Metro in 1992 and working in various positions. He retired from Metro April 1, 2011. Board Member Uithoven motioned for approval. Board Member Zane seconded. The motion passed unanimously.

PROCESS SERVER

Ronald Ezell, DBA EZ Messenger from Tucson, Arizona applied for an individual Process Server license. This is the 2nd time before the board. EZ Messenger started in the process serving business before 1970. Mr. Ezell is back before the board because of tax lien issues. He feels it didn't pertain to him and he had nothing to do with the finances of the corporation as he was only operations. He settled with the IRS and is waiting for final paperwork so he can move on with is life. Board Member Zane asked if there was any public comment. Sue Kruse, owner of Vegas Pro-Serv (Licensee #1469), had issues with the way EZ Messenger was doing business in Las Vegas. DAG Colleen Platt suggested

that Kruse file a complaint against EZ Messenger/Executive Process. Specifically because the Board was being presented with information regarding unlicensed activity not regarding the agenda item at hand. DAG Platt urged the matter be settled at another time. Board Member Zane motioned for approval. Board Member Uithoven seconded. The motion passed unanimously.

PRIVATE INVESTIGATOR, PROCESS SERVER

Summerlin Legal Support, LLC from Las Vegas, Nevada applied for a corporate Private Investigator and Process Server license. Terry Frederick requested that his individual Private Investigator and Process Server licenses be placed into abeyance so that he may become the Qualifying Agent. Member to be approved is Terry Frederick. Mr. Frederick stated in 1992 he worked as an investigator for an Ohio law firm then he went to Michigan and worked insurance fraud for the Pima County Sheriff. In 2011 he started a company in Arizona. Board Member Uithoven motioned for approval. Board Member Zane seconded. The motion passed unanimously.

OTHER BUSINESS

Resolution of the Board to authorize and empower Executive Director, Kevin Ingram to execute necessary legal documents related to lease contracts on behalf of the Private Investigator's Licensing Board. The Board of Ethics wanted to rent some of the Carson City office space. The Carson City office will also be signing a new lease to extend another four years. Board Member Zane motioned for approval. Board Member Uithoven seconded. The motion passed unanimously.

Consideration and discussion for the Executive Director to meet and confer with Department of Motor Vehicles Administrators related to the creation of a "repossession permit" to be required as part of the titling process of a repossessed vehicle. A regulatory process to accomplish this would need to be established as well. Board Member Zane would like to look at a more complete auditing format for repossessors. Department of Motor Vehicles has affidavit—repossessed vehicle/retitled needs affidavit. Idea would be to allow Director Ingram to create database and Metro would use automated program in systems for repossessors so Metro doesn't go after cars that aren't "stolen". It would be a statutory and regulatory change made by the Private Investigator's Licensing Board. The Board would also be able to access the database to see who is doing the unlicensed activity. Board Member Uithoven motioned for approval. Board Member Zane seconded. The motion passed unanimously.

Board Comment and future agenda items

A wage increase for Director Ingram will be discussed at the December 2013 or March 2014 Board Meeting. Investigator Robbie Hight is leaving the PILB and Jaclyn O'Malley is taking his place. Donna Artz was recently hired in the Carson City office as an Administrative Assistant 1. Director Ingram wants to send out a letter to all out of state licensees hold them accountable for the new law AB306 that takes place effective October 1, 2013. There will be a grace period to allow new qualifying agents to come in. Director Ingram is also in contact with the Governor's office working on the polygraph examiner Board Member replacement.

Public comment and discussion only- There was no further public comment.

Meeting adjourned.