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TRANSCRIPT OF A MEETING
OF THE
STATE OF NEVADA
PRIVATE INVESTIGATORS LICENSING BOARD

Thursday, September 11, 2014
9:00 a.m.

Location:
Office of the Attorney General
100 North Carson Street
Mock Court Room
Carson City, Nevada

Videoconference Location:
Grant Sawyer State Office Building
555 East Washington Avenue
Attorney General Conference Room, Suite 4500
Las Vegas, Nevada

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A P P E A R A N C E S

Board Members Present:

David Spencer, Chairman
Jim Nadeau
Mark Zane (Las Vegas)

(Board Member Robert Uithoven and Board Member
James Colbert were absent.)

Also: Kevin Ingram
Executive Director

Colleen L. Platt
Deputy Attorney General
Board Counsel

Lori Irizarry (Las Vegas)
Investigator

Bruce Yarborough (Las Vegas)
Investigator

Jason Harris (Las Vegas)
Investigator

Rey Braganza (Las Vegas)
Investigator

Matthew Schmelzer
Investigator

Mary Klemme
Investigative Assistant

Other Participants in Carson City:

Caleb S. Cage
Cory Meredith

continued...

1 ...continuation

2

3 Other Participants in Las Vegas:

4 William Derrickson
5 John Theel
6 Tim Keener
7 Patrick Christenson
8 Wil Carrero
9 Lanita Anderson

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1 CARSON CITY, NEVADA, THURSDAY, SEPTEMBER 11, 2014,

2 9:01 A.M.

3 -oOo-

4 BOARD CHAIRMAN SPENCER: Good morning, ladies
5 and gentlemen. This is the time and the place set for
6 the second day of the third quarterly meeting of the
7 State of Nevada, Private Investigators Licensing Board.

8 Start with the roll call of the Board members.

9 MR. INGRAM: Thank you, Mr. Chairman.

10 Board Member Zane?

11 BOARD MEMBER ZANE: Here.

12 MR. INGRAM: Board Member Nadeau?

13 BOARD MEMBER NADEAU: Here.

14 MR. INGRAM: Chairman Spencer?

15 BOARD CHAIRMAN SPENCER: Here.

16 MR. INGRAM: Board Member Colbert and Board
17 Member Uithoven will not be with us today.

18 BOARD CHAIRMAN SPENCER: Okay. So we have a --

19 MR. INGRAM: We do have a quorum.

20 BOARD CHAIRMAN SPENCER: A quorum. All right.

21 As we have set up an early meeting time for
22 public comment, do we have any public comment, either
23 here or in Las Vegas?

24 BOARD MEMBER ZANE: Nobody's approaching here.

25 BOARD CHAIRMAN SPENCER: All right. At this

1 time, anyone who will give testimony today, all
2 applicants, if there are any, and witnesses, should rise
3 and be sworn in.

4 MS. PLATT: Do you swear that the testimony
5 you're about to give is the whole truth, is the truth,
6 the whole truth and nothing but the truth?

7 You have to raise your hand, sir.

8 (Potential witnesses were sworn.)

9 BOARD CHAIRMAN SPENCER: All right. Thank you.
10 We have two possibilities of agenda items that
11 were carried over from yesterday.

12 MS. PLATT: We have one.

13 BOARD CHAIRMAN SPENCER: Oh, we're down to one?

14 MR. INGRAM: Yes. And item number 29, William
15 Derrickson, had not been adequately noticed. I made
16 contact with him yesterday, and he will be appearing
17 today.

18 BOARD CHAIRMAN SPENCER: Oh, good.

19 MR. INGRAM: And that's item number 29 on
20 yesterday's agenda, Brytus Security International LLC.

21 BOARD CHAIRMAN SPENCER: William Derrickson, is
22 he in the audience in Las Vegas?

23 MS. IRIZARRY: Yes. Yes, he is.

24 BOARD CHAIRMAN SPENCER: All right. Let's go
25 ahead and take him now.

1 Good morning, sir.

2 MR. DERRICKSON: Good morning.

3 BOARD CHAIRMAN SPENCER: Could you give us a
4 little bit of background on yourself and on your
5 qualifications for this licensure.

6 MR. DERRICKSON: I -- yeah, sure. I was a
7 police officer in Pennsylvania. And I went to the
8 police academy in 1994, was a local patrolman for two
9 years in a suburb of the city of Pittsburgh. After
10 that, I was a deputy state constable for two years. And
11 then I was appointed to be the elected state constable
12 in -- so it was 1998. And I was -- I ran for election
13 and won two terms since then.

14 So I have a total of 20 years law enforcement
15 experience, all in Pennsylvania. I just recently moved
16 here to Las Vegas, this year. And I wanted to start a
17 private security business.

18 BOARD CHAIRMAN SPENCER: Thank you.

19 Any Board --

20 MR. DERRICKSON: Also, my -- oh, sorry.

21 BOARD CHAIRMAN SPENCER: No, go right ahead.

22 MR. DERRICKSON: I was just, I was just going
23 to say, also, as far as my education, I do have a
24 bachelor's degree in administration of justice from the
25 University of Pittsburgh.

1 BOARD CHAIRMAN SPENCER: Great.

2 Any Board questions?

3 BOARD MEMBER NADEAU: I have no questions.

4 BOARD MEMBER ZANE: No questions.

5 BOARD CHAIRMAN SPENCER: I have no questions.

6 I'll entertain a motion.

7 BOARD MEMBER NADEAU: Mr. Chairman, I move that
8 Brytus Security International LLC be granted a new
9 corporate private patrol license, that William
10 Derrickson granted -- is granted his individual license
11 to be placed in abeyance so that he may become the
12 qualifying agent. The member to be approved is David
13 Brytus. This is subject to all statutory and regulatory
14 requirements.

15 BOARD CHAIRMAN SPENCER: I have a motion.

16 BOARD MEMBER ZANE: Second, sir.

17 BOARD CHAIRMAN SPENCER: And a second. All in
18 favor, signify by saying "aye."

19 BOARD MEMBER NADEAU: Aye.

20 BOARD CHAIRMAN SPENCER: Aye.

21 BOARD MEMBER ZANE: Aye.

22 BOARD CHAIRMAN SPENCER: Opposed?

23 Hearing none, congratulations, sir.

24 MR. DERRICKSON: Thank you.

25 BOARD CHAIRMAN SPENCER: All right. The

1 Governor's proclamation. Caleb S. Cage, Director of
2 Military and Veterans Policy, is going to present
3 information pursuant to Governor Sandoval's "Year of the
4 Veteran" proclamation.

5 MR. CAGE: Where would you like me,
6 Mr. Chairman?

7 BOARD CHAIRMAN SPENCER: Right here would be
8 great, so we can hear you.

9 MR. CAGE: Great.

10 BOARD CHAIRMAN SPENCER: And you're speaking to
11 the south, too.

12 MR. CAGE: Great.

13 Good morning. My name is Caleb Cage. I'm the
14 Director of Military and Veterans Policy for the Office
15 of the Governor. It's a pleasure to be here today. I'd
16 like to thank your staff's assistance in getting me on
17 the calendar.

18 I just want to go briefly over a memorandum,
19 that I see you have in front of you here, and just kind
20 of hit the high points for some legislative work that
21 we're going to be doing in the next scheduled, scheduled
22 legislative session.

23 I'd like to start by saying that I do know that
24 your board is fully compliant with the Governor's
25 previous executive orders on licensure, licensure

1 reciprocity for military spouses. And with the addition
2 of a data piece, this really shouldn't require much more
3 than what already exists right now.

4 So the other thing I'd like to mention, before
5 I get into the memorandum, is that in no way are we
6 attempting to even ask for licensing boards here in the
7 state of Nevada to lower their standards in any way, but
8 rather to simply recognize military experience as it may
9 apply in some fields. Certainly, in some fields it will
10 apply more than others, such as in the case of a
11 military medic who is transitioning into an EMT field or
12 to become a licensed practical nurse or something to
13 that effect.

14 So this, basically, begins as 2014 began, with
15 Governor Sandoval declaring this year to be the "Year of
16 the Veteran" in Nevada, the idea behind that being to
17 bring together all of the resources, services, benefits
18 and opportunities for veterans in the state, to decrease
19 barriers for those transitioning out of the military
20 into professional fields here in the state of Nevada.

21 This is due to the fact that over the next
22 three years, Nevada and other states across the nation,
23 all other states across the nation are anticipating
24 approximately 350,000 service members a year
25 transitioning into civilian employment and civilian

1 communities across the country. And Nevada wants to be
2 ready to ensure that those barriers are broken down to
3 do that.

4 This is based on an initiative that started in
5 2012 called the Green Zone Initiative, that behind that
6 initiative was to create recommendations, policy
7 recommendations to reduce those barriers, to increase
8 collaboration between state agencies and programs, and
9 federal agencies and programs as well and, finally, to
10 figure out the best ways to deliver those services to
11 veterans and to service members and their families as
12 well.

13 So as we conclude the "Year of the Veteran"
14 here, we have worked to develop those policies,
15 legislative policies that I mentioned briefly
16 previously. Part of doing that was the receipt of a --
17 receiving a National Governors Association policy
18 academy grant for licensure reciprocity specifically.
19 We've got a small team working in three fields. This is
20 law enforcement, licensed practical nurses and EMTs.
21 Hence, my metaphor or example earlier. And the idea
22 behind that is to find actual bridge programs for a
23 military policeman or woman to transition into the
24 civilian law, law enforcement, or any Army medic or
25 corpsman into EMS, and so on.

1 There is a major component of this requirement
2 for data gathering, and that's the piece that, I think,
3 will have the biggest impact on the PILB here. And I'll
4 get to that here in a moment.

5 So as a part of the licensing, policy academy
6 licensing and credentialing grant, we went to the
7 Interagency Council on Veterans Affairs, which is a
8 council I chair on behalf of the Governor's Office, that
9 makes those recommendations to the Governor through the
10 legislature. And one of the recommendations that came
11 out of that council was for general language in Nevada
12 and in NRS that would -- that would require licensing by
13 the state to have appropriate professional licensure
14 reciprocity for their boards, for the boards here in the
15 state, and as well as to gather data on military
16 veterans who are applying for licensure, receiving
17 licensure, for their boards and for their profession as
18 well.

19 So what I've been doing is reaching out to
20 boards. Your counsel, I think, this is half a dozen
21 times now?

22 MS. PLATT: Yes, it is.

23 MR. CAGE: You and members of those. So. So,
24 I think, this is the twenty-second or twenty-third
25 board, the point being, bringing this information to

1 you, getting your feedback, and then providing
2 additional information and opening the dialogue going
3 forward, so that when we get the draft language ready to
4 go, we can send it back out, have everybody take a look
5 at it. Some boards have said we have an opportunity to
6 implement the data gathering piece now, and we can
7 provide questions as well.

8 And so just really wanted to give an overview
9 of what we're trying to do, see if there are any
10 questions or concerns and, of course, address those
11 accordingly.

12 BOARD CHAIRMAN SPENCER: I don't see any
13 concerns that I have at all. It's actually a great
14 opportunity for us to give some assistance to the
15 Governor and the program and to the people who are
16 coming back from places beyond.

17 I do think it's two or three categories that
18 they might seek licensure with us. And for myself --
19 and for other Board members, we'll let them speak. But
20 for myself, I'm fully ready to see what we can do for
21 them.

22 MR. CAGE: Thank you.

23 BOARD CHAIRMAN SPENCER: Any Board members want
24 to give some comment?

25 MS. PLATT: Yes.

1 BOARD MEMBER ZANE: I think, you summed it up.

2 MS. PLATT: Just I didn't get a chance to tell
3 you this the last time I talked to you. Just so you're
4 aware, and I know you're reaching out to all the boards
5 under Title 54, Chapter 622 of NRS applies to all of
6 them.

7 MR. CAGE: M-hm (affirmative).

8 MS. PLATT: So if you're -- my understanding is
9 you probably have an omnibus bill.

10 MR. CAGE: M-hm (affirmative).

11 MS. PLATT: It's easiest to track all of the
12 boards in Title 54 by going into 622.

13 MR. CAGE: Thank you.

14 MS. PLATT: That way, you don't have to go into
15 each and every one. So just be aware, if you go into
16 622, all of it, that entire title, will be included.

17 MR. CAGE: Okay. Thank you very much.

18 MS. PLATT: So if there's boards that you don't
19 want, you can, you can pick and choose.

20 MR. CAGE: Okay. Very good.

21 BOARD CHAIRMAN SPENCER: Can you think of
22 anything we need to do in preparation?

23 MR. INGRAM: We have a lot of things in place
24 right now. I want to thank you for reaching out today.
25 Thank you very much. Right now, we're taking military

1 experience into account for a couple of our licensures
2 in private security and private investigators.

3 MR. CAGE: M-hm (affirmative).

4 MR. INGRAM: And on the other side, it does
5 reach into canine handlers as well. We've recently
6 awarded licenses to former Navy SEALs, who were former
7 canine handlers in the military. And I can think about
8 at least a half a dozen within the last several Board
9 meetings that we've been able to give credit to.

10 So I'm looking forward to -- and I'm glad that
11 you gave us a little bit of notice, to work on capturing
12 that data, both with our database management and see if
13 we can put that as a captured field in our database and
14 be able to present to folks.

15 MR. CAGE: Would you like me to provide you
16 that question that we're using to --

17 MR. INGRAM: Yeah, if you don't mind, that
18 would be -- you have my contact information?

19 MR. CAGE: Yes, I do.

20 BOARD CHAIRMAN SPENCER: Is there some way that
21 we could be notified of individuals who are in this
22 position and who are interested in getting a license in
23 something that we could be of assistance to?

24 MR. CAGE: That's a great question. So the --
25 so we're working on the policy piece right now and, you

1 know, doing, making sure that these conversations are
2 happening, learning about where we can address it in the
3 statute and those sorts of variables.

4 And then in 2015 is when we want to really
5 launch our outreach effort and have all of the different
6 opportunities for licensure reciprocity out there, as
7 well as certification reciprocity, all kinds of
8 opportunities for veterans, and bringing those people to
9 a central place. We have a website right now. But
10 we're talking about that we will be holding monthly
11 networking events in order to start attracting people to
12 these opportunities.

13 And then as they arrive -- sorry. I'm finally
14 getting to your question. As they arrive, then I can,
15 then we can put them in contact with your staff.

16 BOARD CHAIRMAN SPENCER: Might I suggest that
17 we have licensees -- I don't know the numbers, but
18 there's a lot of them -- that are the security
19 companies, the individual casinos, proprietary people
20 who we don't regulate. But you might reach out with
21 some type of communication to those individual security
22 companies who we do license, explaining what you're
23 trying to do, so that it won't be a sudden slap, and
24 they're unable to make a decision. But with some
25 preparation, they'll be able to at least try to help.

1 MR. CAGE: Thank you.

2 BOARD MEMBER NADEAU: That's a great
3 recommendation.

4 MR. INGRAM: In addition, we send out a
5 quarterly newsletter to all of our licensees. So we
6 have all categories of licensees.

7 MR. CAGE: M-hm (affirmative).

8 MR. INGRAM: If you have something you'd like
9 for us to include in that newsletter, then we could do
10 that as well.

11 BOARD MEMBER NADEAU: Mr. Chairman?

12 BOARD CHAIRMAN SPENCER: Yeah?

13 BOARD MEMBER NADEAU: I don't know if you've
14 talked to the security association, but that would
15 probably be a great opportunity --

16 BOARD CHAIRMAN SPENCER: Yes.

17 BOARD MEMBER NADEAU: -- for a presentation,
18 just to talk about the program and that type of thing.

19 BOARD CHAIRMAN SPENCER: Peter Maheu.

20 BOARD MEMBER NADEAU: And, Mr. Chairman, you
21 have contact information for them?

22 MR. INGRAM: Yeah.

23 BOARD CHAIRMAN SPENCER: Yeah.

24 BOARD MEMBER NADEAU: You might forward it if
25 you can. That would be a great opportunity to really

1 look into --

2 BOARD CHAIRMAN SPENCER: Absolutely.

3 BOARD MEMBER NADEAU: -- the prospect of
4 security.

5 MR. CAGE: Thank you.

6 BOARD CHAIRMAN SPENCER: Are you aware of this
7 organization?

8 MR. CAGE: I'm not.

9 BOARD CHAIRMAN SPENCER: It's a private
10 organization comprised of licensees of various areas.
11 It's chaired by Mr. Peter Maheu. And I am positive,
12 without even asking, that they would be more than
13 willing to assist you in whatever way they can.

14 BOARD MEMBER NADEAU: Peter may even be there,
15 he may be at the meeting down there.

16 BOARD CHAIRMAN SPENCER: Is Peter there, Peter
17 Maheu?

18 BOARD MEMBER ZANE: He's not, no.

19 BOARD CHAIRMAN SPENCER: He's been ill, but.

20 MR. INGRAM: I can put you in touch. Yes,
21 absolutely. I can put you in touch. I'm actually in
22 Las Vegas, and Peter is as well.

23 MR. CAGE: Okay.

24 MR. INGRAM: That would be --

25 BOARD CHAIRMAN SPENCER: Okay.

1 MR. INGRAM: We'll make contact.

2 MR. CAGE: And that's the security --

3 MR. INGRAM: It's called the Nevada -- it's
4 NSPI.

5 BOARD CHAIRMAN SPENCER: Nevada Society of
6 Private Investigators.

7 BOARD MEMBER NADEAU: And they still have them,
8 do they still, do they meet north at all anymore?

9 BOARD CHAIRMAN SPENCER: No.

10 BOARD MEMBER NADEAU: They used to meet north.

11 MR. INGRAM: Most of the associations meet in
12 the south.

13 BOARD CHAIRMAN SPENCER: But, I think, you
14 know, knowing Peter, I'm sure that they would be more
15 than willing to step up and help you out.

16 MR. CAGE: Wonderful. I appreciate that.

17 BOARD CHAIRMAN SPENCER: Good. Any other
18 comments or questions?

19 Anybody over here got any comments or
20 questions?

21 Thank you.

22 MR. CAGE: Thank you very much. I appreciate
23 it.

24 BOARD CHAIRMAN SPENCER: All right.

25 MR. CAGE: Nice to meet you, Mr. Chair. Thank

1 you very much.

2 Good to see you.

3 BOARD CHAIRMAN SPENCER: Okay.

4 BOARD MEMBER ZANE: Mr. Chairman?

5 BOARD CHAIRMAN SPENCER: Yes?

6 BOARD MEMBER ZANE: It might be a good time,
7 based upon the last presentation. Could we take 10
8 seconds of a moment of silence for the victims of 9-11?

9 BOARD CHAIRMAN SPENCER: I was going to suggest
10 that myself. And I agree with you. Ten seconds of
11 silence for the victims.

12 (There was a period of silence.)

13 BOARD MEMBER ZANE: Thank you.

14 BOARD CHAIRMAN SPENCER: Thank you all.

15 All right. Moving right along, number six,
16 John Theel.

17 John, where are you?

18 MR. THEEL: I'm here. Good morning.

19 BOARD CHAIRMAN SPENCER: Good morning. How are
20 you?

21 MR. THEEL: Fantastic. Yourself?

22 BOARD CHAIRMAN SPENCER: Well, we're just
23 poking along. What is it you want?

24 MR. THEEL: There we go. Me, too.

25 BOARD CHAIRMAN SPENCER: What is it you want?

1 MR. THEEL: I want the same thing I've been
2 wanting for 15 years. We're back again, Consumer
3 Electronics Show. I'm requesting the use of five
4 out-of-state law enforcement officers to come in and
5 assist us with the show.

6 As I've told you all, all the years along,
7 these people work for me in other states. I bring them
8 in in a supervisory capacity. They're all registered
9 with the Board. They've been here before. And I'm
10 seeking exemption to bring them in for that 10-day
11 period during the Consumer Electronics Show.

12 BOARD CHAIRMAN SPENCER: All right. Any Board
13 questions or comments?

14 BOARD MEMBER ZANE: I don't have any questions.
15 The comment would simply be to -- to reiterate all of
16 the give-and-take that's happened every time that the
17 request is made about unemployment and all of the
18 things.

19 And people in the public can go back and look
20 at the minutes to other requests and see the dialogue,
21 so that everybody understands what we're talking about,
22 but. Because there has been substantial dialog over
23 time about the Board's position about unemployment
24 locally and -- and the applicant's position about
25 specific knowledge, training and experience that the

1 particular individuals have that is a necessity to
2 exemplify it. So I just want to make sure that the
3 public is aware that they can go back through the
4 minutes and enjoy the dialog that we've had over the
5 past.

6 MR. THEEL: Thank you.

7 BOARD CHAIRMAN SPENCER: Yeah. I'd like to
8 point out that Mr. Theel and his -- in his quantitative
9 position, in what he's doing, has bent over backwards
10 and helped us out in the past years by limiting the
11 number of people that he requests to bring in from, I
12 think, originally around 50, to now we're down to five.

13 MR. THEEL: Right.

14 BOARD CHAIRMAN SPENCER: And, I think, you
15 should be complimented for that.

16 I'll entertain a motion.

17 BOARD MEMBER ZANE: Mr. Chairman, I'd move that
18 John Theel, the qualifying agent for Special Operations
19 Associates, Inc., license number 525, who's asking the
20 Board to grant an exemption as outlined in NAC 648.338,
21 be granted, and pursuant to the normal restrictions and
22 making sure that the regulations are complied with
23 regarding registration of the employees.

24 BOARD MEMBER NADEAU: I'll second.

25 BOARD CHAIRMAN SPENCER: I have a motion and a

1 second. All in favor, signify by saying "aye."

2 BOARD MEMBER NADEAU: Aye.

3 BOARD CHAIRMAN SPENCER: Aye.

4 BOARD MEMBER ZANE: Aye.

5 BOARD CHAIRMAN SPENCER: Opposed?

6 Okay, John, take 'er away.

7 MR. THEEL: Thank you very much.

8 BOARD CHAIRMAN SPENCER: Thank you.

9 MR. INGRAM: Mr. Chairman, item number seven
10 has been removed from the agenda.

11 BOARD CHAIRMAN SPENCER: Okay.

12 MR. INGRAM: Through counsel's conversation
13 with them and our conversations with them, we've come to
14 an agreement to settle their request.

15 BOARD CHAIRMAN SPENCER: All right. Moving
16 down, number eight, Tim Keener, Director of Las Vegas
17 Events, is requesting the Board to consider reciprocity
18 with other states for work cards, for possible action.

19 Is Mr. Keener there?

20 BOARD MEMBER ZANE: Yes.

21 MS. IRIZARRY: Yes.

22 MR. CHRISTENSON: Yes. Actually, actually, my
23 name is Pat Christenson. I'm President of Las Vegas
24 Events. Tim is here with me. I'm going to address this
25 issue with Mr. Meredith.

1 BOARD CHAIRMAN SPENCER: All right. Which of
2 you would like to go ahead first?

3 MR. CHRISTENSON: Let me. Let me, let me
4 begin.

5 BOARD CHAIRMAN SPENCER: All right.

6 MR. CHRISTENSON: Again, my name is Pat
7 Christenson. I'm President of Las Vegas Events.

8 Las Vegas Events is a private nonprofit group
9 whose sole purpose is to secure events for Las Vegas and
10 southern Nevada, as well as work with all of the event
11 producers to ensure their success.

12 So if you -- I think, we've given you a piece
13 of collateral there. If you look at the cover, that'll
14 give you a good overview. We're involved in over 40
15 events in southern Nevada. National Finals Rodeo,
16 NASCAR, Rock 'n' Roll Marathon. We do the fireworks,
17 shoot the fireworks off the rooftops on New Year's Eve.
18 So. USA Basketball, Summer League.

19 So our -- again, we're a nonprofit, a private,
20 nonprofit group. It is funded by the hotel tax. And
21 our whole sole purpose is to secure events for the
22 destination. The board is representative of six
23 different gaming properties and five different, five
24 different community members in Las Vegas.

25 I sincerely appreciate you listening to us this

1 morning and getting us on your agenda.

2 What we'd really like to address is the growth
3 of one piece of our special events, and that's
4 festivals. If you look at the very first page, the --
5 we tried to get into the festival business in 2005, went
6 out to Bonnaroo, a place in Manchester, Tennessee, that
7 had, was doing a music festival that drew over 300,000 a
8 year, worked with them on creating a festival here very
9 similar to that, not the scope, but we called it
10 Vegoose.

11 It was the -- and we did this in 2005 and 2006
12 at the Sam Boyd Stadium, actually in 2007. And I would
13 say it was very, very successful in that we had a very
14 eclectic group of bands, drew 40,000 people a day to
15 this. But for one reason or other, the festival didn't,
16 it didn't -- it wasn't sustained.

17 So for a long period of time, we were really
18 chasing and trying to create an environment where we
19 could bring festivals to the Strip.

20 Fortunately, on your next page, we worked with
21 Insomiac, and they brought -- it's called the Electric
22 Daisy Carnival. This event, the first year, drew less
23 than a hundred thousand a day. Now it's over three
24 days, and it is close to 400,000. And it's events like
25 this that we want to address today.

1 But in addition to that, we are bringing
2 another major music festival in May of 2015 to the
3 Strip. And that's called Rock in Rio. Rock in Rio
4 is -- was created over 20, 25 years ago in Rio. It has,
5 in other markets, it has drawn over 500,000 over the
6 four days it's been produced. We expect somewhere
7 between -- on multiple weekends, in this case May 8th
8 and 9th, May 15th and 16th. The site we're using is the
9 40 acres across from the SLS, the new SLS in -- on the
10 Strip. MGM is a partner. Cirque is a partner.
11 Rock in Rio is a partner. The Light Group. It's a
12 very, very vested, ambitious event that has a great
13 track record. This year, Justin Timberlake, the Rolling
14 Stones performed in Lisbon, which is the -- which it is
15 a -- was one of the festival sites. We're making an
16 announcement September 26th on the acts that will
17 perform in this, in the -- in New York, in downtown
18 Manhattan.

19 So this is a major, major, \$40 million
20 production that's going to take place two weekends, you
21 know, in a row in Las Vegas.

22 Another music festival we have is Life is
23 Beautiful, which is downtown, takes up eight square
24 blocks of downtown. We've got festivals on the Strip
25 that MGM is producing, a huge country festival,

1 including Blake Shelton, Miranda Lambert, Jason Aldean.
2 That's in October.

3 Needless to say, we have -- if you look at the
4 map I provided, we went from no festivals in Las Vegas
5 in 2008 to in 2015 we will sell a million tickets to
6 music festivals on the Strip.

7 From an economic perspective, which is really
8 my job, it is to, first of all, secure these events.
9 But almost as important, it's to ensure their success,
10 which is why we are here today to talk to you.

11 So if you look down the Strip at the sites,
12 you've got -- MGM has a festival site. The Caesars has
13 a festival site behind the High Roller, the Link on the
14 Strip. Downtown has a festival site. The Speedway has
15 a festival site. And then we have the new Rock in Rio
16 site across from the Strip.

17 So before I go any further, if you have any
18 questions on Las Vegas Events, on these festivals, I'd
19 be more than willing to address them. If not, I'll --
20 we just can get on with what we're trying to do.

21 BOARD MEMBER ZANE: I have no questions.

22 MR. CHRISTENSON: So the -- again, the two
23 major components of what Las Vegas Events does is, one,
24 we secure the events. On the other hand, we work very,
25 very closely with all of the event producers and

1 promoters to ensure their success. A major piece of
2 that, especially in music festivals, is crowd management
3 and security.

4 I've known Cory Meredith, who is there with you
5 today, for over 30 years. And as he -- when he came to
6 us with the issue that he had, what I saw and what I
7 thought we needed to address is safety, and in terms of
8 creating a system in which we can ensure we put together
9 a system to more safely manage the -- especially the
10 two, the big, big events. I think, for the most part,
11 when you look at NASCAR, when you look at NFR, you look
12 at all of our other special events, we pretty much can
13 manage those locally.

14 The concern we have here, and it's just kind of
15 borne out the last three years, is the significant
16 problems we're running into with managing these crowds
17 with the resources that we have here.

18 So with that, I'll turn it over to Cory,
19 because, I think, he can, he can better address the
20 issue and our recommendations.

21 MR. MEREDITH: Great. Thank you.

22 I'm Cory Meredith, Staff Pro, Inc. We've been
23 involved with the Electric Daisy Carnival for the last
24 four years and each year had the same problems and the
25 same issues of not having enough part-time guard-carded

1 individuals locally here in Nevada. And we've done
2 everything we can. We've used up to 12 different
3 companies, security companies locally to try to get the
4 amount of people. And each year, it becomes very
5 difficult to be able to obtain that many local people
6 that have the license.

7 And the issue that we're here today was because
8 we've asked ourselves the last couple years, and
9 especially with Kevin here, is what does a facility and
10 the promoter do when you need a thousand people
11 licensed, and they're not here in the city? Does the
12 show go on? Do the security companies get fined? It's
13 a major problem, and we want that bring some solutions
14 to the table and, hopefully, rectify.

15 Like I said, we've done this four years. We
16 have the statistics to prove it. It's important, as Pat
17 said, to have safe and secure festivals, especially
18 after 9-11. I mean the background checks and the
19 training is very, very important to the safety of the
20 crowd and our guests here.

21 But some statistics, that, you know, we need
22 over a thousand, as I said earlier. And this year,
23 unfortunately, the goal was to use as many local people
24 we could. But still we had to use over 50 percent from
25 out of town, which is California. And 48 percent of the

1 licensed guards were from Nevada.

2 Part of that problem, also, is the quality of
3 the individual that we get from this market. And the
4 fact that the no-show ratio, these are people that have
5 got their card, licensed, scheduled, and just don't show
6 up for work. It was nine percent from California.
7 That's usually, industry, about 10 percent. Forty-one
8 percent Nevada.

9 And some of our local partners that we work
10 with are devastated, because they license too early, and
11 these people are transient. They invest in a license,
12 or the company invests for them, and then by the time
13 the event comes along, they're gone. Because there's
14 not enough of work in between to keep these people
15 working. And it is a problem.

16 The second slide here, or the second note says
17 the local Las Vegas part-time guards, Las Vegas, overrun
18 with their performance subpar and low-level customer
19 service in general staffing and security jobs.

20 Again, I want to make sure we know we're
21 talking about the part-time security guards. And the
22 reason they're a unique group, because they can't get a
23 job at the casinos. They don't -- they can't get a
24 full-time job. So they work for part-time security
25 companies locally.

1 Ninety-nine percent of that work in Las Vegas
2 is for trade shows and conventions. And trade shows and
3 conventions, there's a limited amount of work. So the
4 pool is not that large. It's also very cyclical. Some
5 of the very large conventions we have in the city, you
6 might need a lot of people, and then you don't. You
7 need them for a couple months. So, again, there's a big
8 turnover in this market.

9 And number three, I want to talk a little about
10 experience. It says the majority of Las Vegas casinos
11 and arena security staff are hired in-house. And their
12 security staff are not required to obtain the Nevada
13 license. Therefore, they don't work other events,
14 because they're only working for their one facility.

15 Part of the problem is we don't have
16 experienced people working concerts, because most of the
17 people with part-time guard cards have experience doing
18 conventions and trade shows. And there are really no
19 local people that have experience doing concerts and
20 festivals as far as supervisors and management, as well
21 as the staff themselves.

22 Number four says the need for out-of-state
23 guard card licensed security staff is due to the unique
24 market. I think, I pretty much went over that.

25 What's happened in the past is a lot of

1 companies have had to go recruit out of state to get
2 people to work these big festivals and actually have
3 them licensed to come work for only one weekend. So
4 they're going through the process of training and paying
5 for the background check and licensing, for one weekend.

6 So without this large investment, we, in the
7 past couple years, would not have been able to cover the
8 amount of staff needed, licensed and background-checked,
9 for these large festivals.

10 This year alone, out of California, there was
11 420 guard cards from Nevada for California, just working
12 the one, the one weekend. And I know it puts a burden
13 on Kevin and his crew, because it spikes up. And a lot,
14 more than that actually get licensed for the particular
15 event. But, again, the no-show ratio, it's amazing the
16 amount that you go through, get them licensed, and they
17 just no-show.

18 The next slide, basically, just has the
19 statistics it has here. And there's roughly a thousand
20 needed. And I repeat this again. There is 52 out of
21 California, percent, and 48 percent. Now, that percent
22 was much higher. But those are the people that worked.
23 It was actually much higher. But because of the 41
24 percent no-show ratio with local, Nevada-licensed local
25 people, they're scheduled much higher than that.

1 And I just want to say we're not here to take
2 any work away from local people. But this is an issue
3 that has to be addressed, and these are some solutions
4 that we come up with, and maybe we come up with other
5 solutions, but we need licensed and trained background
6 people to work, work these big festivals.

7 So some of the solutions on the next page, it
8 says California guard card licenses that require
9 applicants to complete and pass many of the same or
10 similar conditions before being awarded a license. For
11 example, California guard card background checks fill
12 the same role as Nevada guard card background checks.
13 And that is the same process done in California, which
14 is live scan with fingerprints and the same background
15 check.

16 So what's happening, there's a lot of
17 duplication in costs. Unfortunately, PILB makes no
18 money off of registering these people. So we register
19 an extra, you know, six, seven hundred people, and it's
20 a lot of extra work, but the state's not making any
21 additional money. But yet up to \$120 per person is
22 being spent and invested so this person -- to make sure
23 that the -- the board met with authorities, and the
24 building managers -- follow the law and make sure
25 they're compliant. And so they've spent a lot of money,

1 \$120 per person, to bring them in from out of state
2 because of the problem here.

3 But we want to try and say we can get rid of
4 that duplication and, basically, have reciprocity. It's
5 being done in Arizona. It was done last Superbowl when
6 they played in Phoenix, and the same reciprocity done
7 this year in January or early February, whenever the
8 Superbowl is this year, in Phoenix. And we'll be
9 bussing probably 300 California guard card staff to
10 Arizona.

11 The reason it's so easy is that online with
12 technology, is you can go online and see if the
13 individual has a valid guard card. And that valid guard
14 card will prove that the background check's been done,
15 the live scan fingerprints, as well as the training.
16 And California has up to 40 hours of training, which is
17 a little more than even Nevada.

18 I also think that the cutoff date -- it takes a
19 long time to try to get people licensed and do the
20 paperwork and do the background. And right now, it cuts
21 off about two weeks, which is hard for us those last two
22 weeks when you want to hire and train people.

23 So, again, I said it's early, you hire people
24 too early, and you lose them. You just waste money when
25 the people don't show up, and they don't work.

1 So having the people from California, you can
2 verify their guard card and background online, you can
3 recruit and get people with those licenses here to work
4 the festival in that two-week window that's very
5 important to schedule for this type, for this type of
6 industry.

7 Also, I think, it would be a profit center for
8 PILB. I think that whatever the process you come up
9 with to verify and check and give them a temporary card
10 for the weekend, there should be a fee for that. And,
11 again, that fee can go to the PILB. But on the other
12 hand, the promoters and the guards are not having to
13 duplicate the money and the training and the background
14 check, which is a waste for them to come work one
15 weekend.

16 So with that, if you have any questions, feel
17 free to ask.

18 BOARD CHAIRMAN SPENCER: Several things, I
19 think, that we wanted to. First of all, before we get
20 off into individual issues, I'd like to direct to
21 counsel to address the position that we have in that
22 state as far as this doing what you want to do.

23 MS. PLATT: Someone was talking.

24 MS. IRIZARRY: Oh. No, if you want to speak
25 first, that's fine.

1 BOARD CHAIRMAN SPENCER: Go ahead, please.

2 MS. PLATT: Well, unfortunately, the Board
3 doesn't have the legal authority to do this. Under the
4 statute, someone who works for a licensee has to be
5 registered. We have some provisions talking about
6 licensure in another state. But those are applicable
7 only to polygraphic examiners. The exemption we just
8 heard recently from Mr. Theel, there's a regulation in
9 place for that exemption. There's just nothing in place
10 to really support their position today.

11 MR. INGRAM: Mr. Chairman, if I may.

12 BOARD CHAIRMAN SPENCER: Please.

13 MR. INGRAM: I have a little information to add
14 to the presentation there.

15 BOARD CHAIRMAN SPENCER: Yes.

16 MR. INGRAM: You know, Cory's correct that it
17 is difficult to get individuals on board fast enough for
18 the events. But there's a lot of things that play into
19 that.

20 Number one, Insomniac, who put on EDC, did not
21 sign any contracts with any licensees, including
22 Staff Pro, until approximately three to four weeks prior
23 to the event, which gives us two weeks to process
24 thousands of applications. Over the last two years,
25 since I've been here, we've been working with Staff Pro

1 on the licensees.

2 We have the ability to run backgrounds and get
3 people cleared. But we can't do it overnight. We only
4 have a limited number of terminals that are hooked up to
5 run DMV and SCOPE. We have to go through each
6 application and make sure the applications are complete
7 in their entirety, in the entire packet, pictures,
8 fingerprints, criminal history background checks. When
9 we get the applications, they're incomplete, so we're
10 going back and forth with the licensees.

11 Staff Pro is, for lack of better terms, the
12 general contractor of these events. Staff Pro will hire
13 individual licensees in our state to conduct the work.

14 Part of the problem with a lot of these
15 requests is that we've processed thousands of
16 out-of-state work card applications. So if you're
17 having trouble getting individuals to show up from
18 Nevada, you're also having trouble going back to the
19 individuals that have already gone through the process.
20 So I don't see that, that that's really a valid concern.
21 Because we've processed hundreds and thousands of
22 applicants from California that are not returning to
23 these events.

24 Some of those reasons are they're not getting
25 paid. By contracting and subcontracting, fingers are

1 being pointed both directions, saying, "Well, no, they
2 report to that company," "Well, no, I'm working for
3 Staff Pro," "Well, no, I'm working for this other
4 company." And so there's individuals that haven't
5 gotten paid. So they won't come back. A lot of our
6 licensees locally do not want to be involved in the
7 event because they have not been paid.

8 So there's deeper issues than just not being
9 able to process these individuals.

10 We processed a thousand applications in three
11 weeks, by having staff work day and night, overtime,
12 which then I provided flex time for them to do that. We
13 have the ability to do this. We just don't get the
14 applications on time.

15 Additionally, when we talk about laws in
16 California being similar, they're really not. Because
17 they have -- there's a law in place in California that
18 if a person is arrested for a felony, and then they stay
19 clean for a certain amount of time, then under -- is it
20 1202.4, Bruce?

21 MS. IRIZARRY: Yes.

22 MR. YARBOROUGH: Usually, it is, yes.

23 MR. INGRAM: Because California will allow them
24 to go ahead and work. So they're ex-felons that have
25 gone through this diversion program, which California

1 does not identify with. So they're bringing guard cards
2 in Nevada, and they would not get a guard card in
3 Nevada. So there's several issues there.

4 And, Bruce or Lori, did you have anything else
5 that you wanted to add?

6 MS. IRIZARRY: Yes, a few things. Hi.
7 Investigator Irizarry.

8 In regards to some of the things that you had
9 touched on, Cory, with the timeline like what Kevin
10 said, we had -- we actively tried going to all the Metro
11 meetings that they had in February, and they had them
12 again in April. The time line, as you said, is about
13 two weeks out before the event. We've stopped accepting
14 work cards exactly one week before the event. So we
15 gave that last week to run them all, to get them all
16 cleared. And that even to the day of EDC, that morning,
17 by 12:00, we were still running work cards, because we
18 wanted to make sure we processed everyone that was paid
19 for at least by that morning of.

20 But the problem that we were running into, like
21 Kevin had explained, it's the eleventh hour, we're
22 getting huge boxes of work cards on the week before the
23 event. So it's not so much that we didn't process them.
24 It's just, like you said, it was the last three weeks
25 right before the event, and we get hundreds.

1 To that point -- well, I wanted to mention that
2 last year, we issued 6,348 brand-new work cards in 2013.
3 Those are people that never had a card, that would have
4 gotten brand-new cards, not renewals, either. With
5 those brand-new work cards, if you consider, let's, say,
6 6,000 for the past five years, because cards are good
7 for five years, that's 30,000 new applicants that were
8 getting registered to get a work card, not the denials.

9 And if you're only looking for a thousand of
10 those for an event, similar to what Kevin had explained,
11 the retention rate, the turnover rate is really high for
12 EDC. They aren't coming back. They aren't returning.
13 There are multiple complaints that we did receive about
14 breaks and overtime, not being paid properly.

15 But in the same regard, the reason I will say
16 California applicants are returning and not Nevada is
17 because you guys are shipping them here. They're
18 staying at the event, they're living there, they're
19 staying at the event warehouse. So, of course, the
20 retention rate for those to return every day would be
21 much smaller than Nevada participants.

22 And then I don't believe -- I know you guys
23 were doing like a fair, a job fair almost in -- where
24 you guys are located, in Huntington Beach, where they
25 would go, they would do the applications there. They

1 even had someone on site doing the fingerprints. But I
2 don't believe there was one here in Nevada.

3 And, unfortunately, the way that we're set up
4 is if someone walks into our office and asks, "Where do
5 I sign up for EDC?" or "Where do I sign up for this
6 event that I know is coming?" we, unfortunately, cannot
7 refer them to a company.

8 So I have given multiple opportunities to all
9 the licensees that we knew were working, posted on our
10 job board, posted here, so we don't have to tell them
11 "These are the people that are hiring for EDC." And I
12 did not receive any postings in our office letting
13 people know that there's an event coming, that they
14 could apply.

15 So the only time that I ever saw advertising
16 for the event was on Craigslist. So the word of mouth
17 here was very few and far between, I would say. So, I
18 think, that's why you're not getting a big pull of
19 people from Nevada. Because the applicants are
20 available. But they're just not hearing about the
21 event. Or if they're hearing about the event, it's
22 through word of mouth. And, obviously, the word of
23 mouth that we hear, which I would assume would be very
24 similar to what they're hearing, is not great.

25 And like what Kevin has said, we also check,

1 that you were mentioning, you were considering having us
2 check online Nevada, I'm sorry, California records to
3 see if this particular person was registered. I don't
4 see a feasible way to go about tracking that, for
5 instance, John Smith at EDC that day does have an active
6 work card. We're not out there with computers, and it's
7 a dark event, to check to see that he has an active work
8 card. So we would have to do it before the event.

9 Now, if we're doing it before the event, it
10 would be very similar. Because if they're paying, we
11 need to input them in our system, and we need to look
12 them up. The process would be very similar to what
13 they're doing now for a work card. The only difference
14 is that we're not running a personal background on them,
15 and we're not doing the fingerprints.

16 But in that regard, that is what, the meat of
17 why we have people get cards. We want to run their
18 background. We want to make sure we're not having
19 pedophiles, sex offenders, felons, people that have
20 sketchy histories working at such events, especially
21 where there's a lot of children involved.

22 So those were the reasons I don't think the
23 reciprocity between us and California would be feasible.
24 And I think that there is quite a bit of people here in
25 Nevada that you can pull from.

1 MR. INGRAM: One additional --

2 MS. IRIZARRY: Kevin.

3 MR. INGRAM: One additional comment I would
4 make, so the Board's aware, we have written many
5 citations and fines, not only for individual licensees
6 not having their staff on the roster, where most of our
7 fines come from, but unlicensed activity. And I will
8 tell you, every year, there are individuals that come
9 from California, they try to fly under the radar. We've
10 caught a few of them. But, you know, if you've ever
11 been fishing, you don't catch them all. So if we've
12 caught a handful, how many more are working that are
13 unlicensed?

14 The other thing that I'll say is these busses
15 that are bussing individuals in from California, some of
16 them have work cards, some of them do not. And staff is
17 aware of that as well. I've been spending a lot of time
18 with Thushan, who does a lot of the operations. We're
19 told that the busses are going to arrive at 4:00
20 o'clock. We show up at 2:00. And guess what? There's
21 six busses there with people from California. So we
22 start checking guard cards. There was a large number of
23 individuals that did not have guard cards.

24 The licensees know that they cannot work in a
25 security field. So they put them in a guest services

1 T-shirt. But as soon as they give them a guest services
2 T-shirt, they're manning security posts.

3 So the licensees know the rules. They know the
4 time frames. We give them a very strict deadline. And
5 every year, we go up to the last day, even though I've
6 told them three weeks or a month out. They're not
7 following the Nevada law. And so why would we grant
8 reciprocity to companies when they're failing to follow
9 Nevada law at this time?

10 MR. MEREDITH: I want to make a point about the
11 amount of guard cards that you register each year. As
12 well, I want to make clear that this group of part-time,
13 available part-time guard card people are much smaller
14 than the people you registered to be a full-time.

15 And then, also, there's a lot of different
16 types of security guards, full-time guards, that will
17 not go work a part-time job for one weekend at a
18 festival that isn't all night three days in a row.

19 So it would limit the amount of cards that
20 you -- you look at the amount cards that you register
21 each year, but there's a very limited amount of those
22 that are even available that would want to work this
23 type of event in the future.

24 MR. INGRAM: The other challenge that the
25 licensees face at these events is they get their uniform

1 assigned to them. And we physically watched a handful
2 of individuals, and then we had to get down on the
3 grounds to start checking guard cards. They walk
4 through the check-in point, and as they're walking down
5 the bleachers, guess what they're doing? Taking their
6 uniform off, and they're going and enjoying the event.

7 So, you know, the controls that the licensees
8 have set in place, they need to be paying attention that
9 when they hire somebody, and they're supposed to be at
10 that dot, on that location on the dot map -- because we
11 follow the dot map. We work very closely with Las Vegas
12 Metro, Highway Patrol, and Homeland Security for this
13 event. And we go, and we get a copy of the dot map, and
14 we go, "Well, there's supposed to be somebody posted
15 here." And nobody's there. So we go to the next dot on
16 the map. Nobody's there.

17 So it's a lot more. There's a lot more
18 controls missing than just the surface. There's more to
19 it than just the surface.

20 BOARD CHAIRMAN SPENCER: Yes, it seems like --
21 and this is no, no backslap to you guys. But it seems
22 like the cart's been placed before the horse. And, you
23 know, you get these, these events, which I admit are
24 great for the state, for the city, but we're not
25 prepared to handle them, and we don't have the criteria

1 set up that would allow us to get the adequate number of
2 qualified people, if we have them. And then we're faced
3 with this catch-up situation like we are now.

4 You know, I can say from staff that they work
5 their butts off trying to get things done. I heard a
6 comment that we needed to, you know, extend this, the
7 two-week period, to a shorter amount. It's not
8 possible. It's just not possible.

9 And we would like to work with you to figure
10 out a way to do it, but I haven't heard it yet.

11 MR. INGRAM: I think, a lot of it is just
12 following the guidelines that we set early on. And one
13 thing that I'm really looking forward to this year --
14 and, I think, you are, too, Cory -- is there's a new
15 managing company running the show. Insomniac was more
16 than difficult to work with and, as I said, didn't even
17 sign a contract with staff -- what was it, four weeks
18 out or three weeks out?

19 MR. MEREDITH: Four weeks.

20 MR. INGRAM: Four weeks out. How can you plan
21 an event of this magnitude in four weeks? You can't do
22 it.

23 BOARD CHAIRMAN SPENCER: Impossible.

24 MR. INGRAM: Plus, we don't have --

25 BOARD MEMBER NADEAU: Mr. Chairman, I have a

1 couple questions, if you --

2 BOARD CHAIRMAN SPENCER: Please.

3 BOARD MEMBER NADEAU: -- are open to that
4 discussion.

5 Do both of you actually hire the individuals,
6 or do you contract with security companies to hire the
7 individuals?

8 MR. MEREDITH: We do both. We used up the 10
9 local companies that we subcontract to. And, I guess,
10 we got -- we oversee them to make sure that they're
11 following the rules and all the laws, and make sure all
12 their people are licensed.

13 So we kind of control that for PILB and work
14 with them, that when different companies show up, we
15 actually check their employees, make sure they're ID'd
16 and they have an active card. And then we make sure we
17 track them with the uniform and where they work. And we
18 also put a wristband on the different. So when PILB
19 talks to someone, they know what company they work for,
20 and so they can track the employee and who their
21 employer is. And that seems to help quite a bit over
22 the years.

23 So to answer your question, both. We have
24 employed. We also hire a lot of the subcontract
25 companies in town, to be able to try to fill the amount

1 of guard cards needed.

2 BOARD MEMBER NADEAU: You mentioned that
3 Staff Pro's been doing this for a number of years now.
4 What's your experience as far as return people that come
5 back and will work these events over and over again,
6 what kind of percentages do you have?

7 MR. MEREDITH: People do like working festivals
8 and events. And that's one thing that I think that Pat
9 was trying to say, that now that we have these different
10 festivals, you get the same people back year after year.
11 And we do a lot of festivals across the United States,
12 like, oh, Coachella Music Festival, Bonnaroo, quite a few
13 other ones. But you'll get the same people come back
14 every year, because they want to be part of that event,
15 and they want to be part of the show.

16 So as far as percentage, I don't know. But in
17 this market, it seems to be a huge turnover year after
18 year because of the amount of new guard cards that need
19 to be processed. It seems to be quite a large turnover
20 here in this market compared to other markets.

21 BOARD MEMBER NADEAU: How many other states
22 have reciprocity on security?

23 MR. MEREDITH: The only state we've worked
24 reciprocity has been Arizona for the Superbowl.

25 BOARD MEMBER NADEAU: Okay. So --

1 MR. MEREDITH: That I'm aware of.

2 BOARD MEMBER NADEAU: So California doesn't
3 have reciprocity? If you walk in with a Nevada guard
4 card in California, they're not going to accept that,
5 correct?

6 MR. MEREDITH: I don't know what the law is in
7 California for reciprocity.

8 BOARD MEMBER NADEAU: I mean, you know, the
9 baseline question here is we don't have legal authority
10 to allow that. That would require a statutory change.
11 But, you know, it cuts both ways, from my perspective.

12 And why would we open up, when we have an
13 unemployment rate of somewhere, of seven plus, why would
14 we open up to allow the -- to open the gates to people
15 who just come in and take jobs? And I understand your
16 issue as far as the quality of the employee. I
17 understand that. But on the same line, why would we
18 just open the gates when we have a high unemployment
19 rate?

20 So, you know, but, again, if it's a statutory,
21 if it's changed statutorily, then that's something that
22 could be looked at, but.

23 MR. MEREDITH: I think, we're coming to the
24 Board just to educate you that there is a problem, and
25 that together how do we come up with solutions, is what

1 we're looking for. Because it is a problem. And we
2 can't put these events in that position. So together, I
3 think, we're trying to educate and say together how do
4 we get this accomplished. And working with one
5 solution, hopefully there's other types of solutions
6 might help this issue.

7 BOARD CHAIRMAN SPENCER: We suggest --

8 BOARD MEMBER NADEAU: Mr. Theel came to us a
9 number of years ago, 10 plus years ago, with the same
10 issue, saying, "We need to bring at least 40, 50
11 outside, out-of-state law enforcement officers in here,
12 because you guys just don't have the work force." And
13 as you noticed today, he came in and said, "We need
14 five." And those are the people that work in the state.

15 You know, again, I think, I think, it's a
16 matter of, you know, you have a business model that you
17 want to follow, but sometimes it doesn't always work
18 with the things that are in place.

19 MR. MEREDITH: That is part of --

20 BOARD MEMBER NADEAU: Reciprocity would be a
21 consideration, but not, not unless we have, number one,
22 statutory authority. And then, also, reciprocity means
23 it works both ways.

24 MR. MEREDITH: But the business model we use is
25 one thing. We reach out to the community. We're hiring

1 all the available companies and their employees. So,
2 you know, I think, we're here to say we've tapped into
3 it, but we're not trying to hire all the individuals
4 ourselves, that we're spreading the wealth here. And,
5 again, there's a finite amount of people that work in
6 that type of work that have a part-time job with a card.
7 And that's the people that just work conventions.

8 So during especially EDC, there is also other
9 large events and large conventions each year. So, once
10 again, it depletes it. Those people would rather work
11 the convention center, which they're used to, and that
12 type of individual wants to work the conventions rather
13 than go out to the -- work all night at the race track.
14 So that, that also depletes that pool.

15 BOARD CHAIRMAN SPENCER: I don't know what kind
16 of wages are being paid, but we have suggested in the
17 past that the various people ought to look into the
18 companies in the northern part of the state.

19 MR. MEREDITH: Reno?

20 BOARD CHAIRMAN SPENCER: Reno, Carson City, and
21 see what kind of manpower is available.

22 MR. MEREDITH: And we have.

23 MR. INGRAM: I would like to put on the record
24 that Cory and Thushan both have been working diligently
25 with the Board staff in trying to resolve issues. We've

1 given suggestions on how to make it better. They've
2 implemented, implemented every suggestion we've made,
3 with the wristbands saying who they work for.

4 The challenge that we've run into with the
5 contractor, subcontractor, and we talked about those
6 briefly in the past, you know, the general contractor
7 really doesn't have the onus, and there's no
8 accountability for, say, at Staff Pro, if they're
9 subcontracting with other licensees. All of our laws
10 say a licensee, which is employed by them, must be a
11 Nevada licensee. So they're recruiting for these other
12 licensees that they're subcontracting with. And those,
13 those subcontractors are the ones getting more fines and
14 citations, other than the staff they hire don't get on
15 the roster or whatever.

16 So it's really created kind of an atmosphere in
17 Nevada of -- and, again, just from the feedback we get,
18 Cory. This isn't a direct attack on you. But it's
19 like, well, why doesn't Staff Pro have any
20 accountability when people are working without guard
21 cards, because they're the ones recruiting our staff
22 license? And then it's like, well, they're responsible
23 for the fines.

24 So. And I know the department of --

25 MS. PLATT: The contractors board.

1 MR. INGRAM: The contractors board, don't they
2 have some onuses with the contractors and
3 subcontractors?

4 MS. PLATT: I'll check that.

5 MR. INGRAM: So that's another issue that we
6 see here in Nevada is when they get all the money, they
7 hire us, they don't have accountability. And that's
8 just the feedback, you know. That's something that if
9 you would work on building the rapport with those
10 licensees here, you may be able to recruit a lot more
11 licensees on board with you, to break down that barrier
12 of what's being spread amongst the licensees. Because
13 there is licensees that just will not work EDC.

14 MR. MEREDITH: Right.

15 MR. INGRAM: So that approach might be
16 something that will help you, too.

17 MR. MEREDITH: A lot of these companies aren't
18 set up to have part-time people to work a festival like
19 EDC. Most security companies are full-time. It's very
20 easy to have 40-hour workweeks. And so they're not
21 really geared up to have part-time guards working, you
22 know, a couple weekends a year.

23 BOARD CHAIRMAN SPENCER: Is there anything
24 else?

25 Mark, do you have any comment or any questions?

1 BOARD MEMBER ZANE: Just briefly, Mr. Chairman.
2 I -- well, since we're having an exercise in debate,
3 since we apparently don't have the legal authority to
4 take any action on the matter anyway, I think that the
5 issue might resolve itself inasmuch as we're continually
6 gaining these events, and they'll become less of a
7 part-time event and more of a full-time activity that
8 would be easier to staff over the long term. That's
9 one.

10 Number two, when you give a guard card out,
11 it's good for five years. So there is a pool of
12 available people, whether or not you can attract them
13 back. There is no additional registration, or there's
14 no additional processing. You've just got to simply
15 attract that individual to work those events and get
16 them hired.

17 Number three, my issue with reciprocity,
18 especially in the state of California, is two. One is
19 the criminal history disparity which exists with the
20 sealing of the record.

21 Secondarily is they're -- California summarily
22 allows off-duty active police officers to be security
23 guards on a regular basis. So that by its very nature
24 is very concerning to me, about having people who have
25 law enforcement authority in some other state and who

1 have authority to carry firearms and whatnot and acting
2 in a security capacity in this jurisdiction is
3 concerning for me, and their thought about their level
4 of authority, possibly what they think they can and
5 can't do based upon activity and especially in a
6 large-scale event.

7 I have -- we were talking earlier about the
8 people that might not be able to pass the background.
9 But in some circumstances, I'm worried about the other
10 end of the spectrum, where somebody that has lawful
11 authority in other jurisdictions might want to do
12 something too far the other direction.

13 BOARD CHAIRMAN SPENCER: Have you thought about
14 having some type of public improvement? In other words,
15 you know, money being as tight as it is, you might even
16 be able to reach into some of the households in the area
17 to people who want to work and make a little extra
18 money, you know, just even for a weekend. I don't know,
19 but.

20 MR. MEREDITH: Well, but the issue with the
21 part-time guard card is that, you know, you spend \$85 to
22 work one weekend. It doesn't pencil out for most
23 people.

24 Therefore, there's been a lot of companies
25 locally that have invested in some of these employees

1 and invested in their cards, and it seems like the
2 transient type of individuals that do that either
3 disappear, don't show up, or take the guard card and
4 work for someone else and get paid a full-time job by
5 someone else paying for their card. So it's kind of a
6 catch 22.

7 MR. INGRAM: Yeah.

8 BOARD MEMBER ZANE: Mr. Chairman, even if we
9 had the -- if we had the legal authority to act, I would
10 be more apt to do so if we had more of the local
11 affected subcontractors before us as well saying or
12 echoing that this is a particular problem. I don't know
13 the number, but I think we have hundreds of security
14 companies licensed in the state.

15 And to indicate that we have such a problem
16 that the government needs to now get involved in it,
17 without hearing from 20, 30 or 40 of these security
18 agencies saying "We've been contacted, and it's
19 exhausted our resources, and we have a general problem,"
20 I'd like to take the position that I don't think that
21 the \$85 fee and the one-time registration every five
22 years is that burdensome that the government needs to
23 stick its finger into private industry making a profit.

24 I mean we have the responsibility to protect
25 the public. But by the same token, I'm not -- I'm

1 hearing the cry from Staff Pro. And I understand their
2 position that the event organizers in Las Vegas are
3 trying to put on. We're trying to put on a good show.
4 We're trying to get all the visitors that we can to come
5 here and have a nice time and enjoy the state, the city
6 and the area. I got it all. But I'd have to assume
7 that if we're looking to change the rule but affect how
8 we do business fundamentally from our structure, I would
9 have to assume that I need to hear from more licensees
10 locally to say "We can't, we've tried, and we can't take
11 care of all of this."

12 If that were the case, I would be standing here
13 saying, "Well, let's make a quick trip to the
14 legislature and get some things changed." But without
15 that, it just seems like we're being asked to assist to
16 help a particular licensee with a particular problem.

17 BOARD CHAIRMAN SPENCER: Yesterday we licensed
18 14 new companies. You know, I'd grab that list of
19 companies, and I'd be out there contacting them, seeing
20 what they can do as far as providing three, four, five
21 quality individuals. Because they're going to have to
22 staff their own, their own companies as it is. Maybe
23 they have that staff for now, and they could do it for a
24 weekend. But, you know, 14 in one day.

25 MR. MEREDITH: You know, it goes back to

1 what -- Staff Pro's owned by U.S. Associates. They're
2 the fourth largest guard company in the United States.
3 And they don't have anybody to help us. There's a
4 complete difference between part-time event security
5 work and full-time work. And you've got to get this
6 separate. They will not give you part-time people.
7 They don't have them. They have full-time people that
8 work 40 hours a week. And for them to work them on
9 weekends or holiday or night, they have to pay overtime.
10 So even the guards themselves, who we try to contact,
11 don't want to work overtime, because they've already
12 worked a 40-hour week.

13 So, again, it is an issue. And, I think, when
14 you tell me how many people you have here with guard
15 cards, there's very few of those percentage that want to
16 work part-time at these festivals. And it's pretty
17 common in all states. It's a little different type of
18 business than it is your guard company.

19 MR. INGRAM: Mr. Chairman.

20 Board Member Zane, would you --

21 BOARD MEMBER ZANE: Yes.

22 MR. INGRAM: Based on your comments, would the
23 Board want me to add an agenda item for December to
24 invite other licensees in to give their input?

25 BOARD MEMBER NADEAU: Mr. Chair?

1 BOARD CHAIRMAN SPENCER: Yes?

2 BOARD MEMBER NADEAU: I don't see this, as my
3 role on the Board, to protect other businesses in the
4 state. I do see it, as a part of our overall
5 consideration, to look at the ideas that we have, you
6 know, as jobs, availability and those kinds of things.
7 You know, that's, that's an overall thing. But that's
8 still not something that we regulate.

9 My concern is that we have appropriate
10 regulation and appropriate people who are appropriately
11 registered. I understand that we have other businesses,
12 and we have businesses that are licensed by us. But,
13 I'm sorry, I don't see that in our regulations or in our
14 statute that says we're here to protect those businesses
15 or anything of that nature.

16 So I just want to be on record saying that
17 that's not, not what I view as my role. Our role is to
18 make sure that we have appropriate, as far as the
19 discussion, appropriately licensed people working in the
20 industry.

21 BOARD CHAIRMAN SPENCER: All right.

22 BOARD MEMBER NADEAU: And as far as
23 reciprocity, I don't see it's our role to bring that
24 forward as a legislative agenda item or anything of that
25 nature. If someone, if the legislature decides to look

1 at that, or somebody else decides to look at that, that
2 may be best. But at this point, I don't see that as our
3 role, either. I mean that may be our role at some
4 point, if that's the purview. I'm only one member on
5 the Board. If that's the purview, and the Board wants
6 just to move forward on that, then I'll be happy to be
7 part of the discussion.

8 But I just want to make it clear that I'm not
9 here to protect any business model or anything of that
10 nature. We're here to protect the people.

11 BOARD CHAIRMAN SPENCER: We're -- I agree with
12 you. We're here to protect the people of the state of
13 Nevada.

14 BOARD MEMBER NADEAU: Yes.

15 BOARD CHAIRMAN SPENCER: But it's strictly not
16 effective, if you listen to the whole, the whole
17 situation here. This it that because we have an -- an
18 inadequate recruiting procedure, we are, in effect,
19 providing licenses to people who, A, they don't show up
20 or, B, are individuals who shouldn't have a license
21 being out there because they're not protecting anybody.

22 I agree that we're not here to protect the
23 business model.

24 BOARD MEMBER NADEAU: And if I have my own
25 business, if I was running the business, and I was

1 having difficulty in recruiting certain types, then I
2 might have to change my methodology and maybe my
3 business model. So that's, that's -- you know, I'm
4 sorry, but that's the way I feel.

5 But I appreciate your situation. But, you
6 know, maybe you have to look at it, break out of a
7 particular paradigm and look at it differently.

8 MR. MEREDITH: Well, it seems like of our
9 partners and subcontractors have the same, same problem.
10 So, you know, they say they have a hundred, they show up
11 with 50. So it's across the board.

12 So it's not just our business model, it's the
13 market. And there's something wrong, that we're all --
14 all different ways they recruit, and there's 10, 12
15 companies, they recruit differently. It's not working
16 in Nevada to get a part-time person to work special
17 events. They can't, none of them can fill the amount
18 they say they can fill. So it is an issue with all of
19 their business models.

20 BOARD CHAIRMAN SPENCER: I wonder how
21 California is doing with the number of people they say
22 they can come up with to come over here. I mean what's
23 the difference?

24 MR. MEREDITH: The difference, as I said
25 earlier, most of your events here in Nevada are

1 controlled by in-house people that don't have the card.
2 So they're all hired by the casinos or the arenas, the
3 stadiums, and they can't work elsewhere unless they get
4 a card. And they don't want to get a card.

5 We tried to recruit people from Thomas and Mack
6 Center. We have relations with them. They don't. And
7 a lot of them, even MGM, we have a relationship with
8 MGM, they don't want to work. You know, they're older,
9 and they don't want to go work these festivals and work
10 in that environment. And same in the convention market.
11 That individual does not want to go work a rock 'n' roll
12 festival.

13 And so, you know, we tried to recruit those and
14 even offer to pay. And there's -- I was amazed at the
15 amount of people not wanting to work this type of event.

16 BOARD CHAIRMAN SPENCER: And a lot of the
17 people are -- pardon my saying so, but are, they're
18 token people who have a uniform on, that stand there
19 saying they're security guards, when, in fact, that's
20 questionable.

21 MS. IRIZARRY: If I may -- oh, sorry.

22 BOARD CHAIRMAN SPENCER: Please.

23 MS. IRIZARRY: Sorry, Chair.

24 In regards to what Kevin, Nadeau and yourself
25 have said, Cory, I don't think the solution is

1 reciprocity. And the suggestion Kevin had made on
2 soliciting licensees to come before a board, I don't
3 think that's necessary. Because if there was a huge
4 situation, I think, we would have had -- it would be on
5 them to come to us and say "This is a solution." So
6 reciprocity is probably not the best solution.

7 I would suggest, if you work with many
8 licensees, to come up with a -- when you were speaking
9 of another solution, maybe that would be something that
10 you'd want yourself and the other licensees to come
11 before the Board or ask to be on the December agenda, to
12 give another solution to this is how we can go about it,
13 or, you know, so many months out, we start working with
14 you, or. Because I know we get a lot of paper
15 applications. Instead of paper applications, how would
16 you guys prefer to have it taken, electronically? Is it
17 a fingerprint card, do the fingerprints electronically?

18 These are solutions that may be more feasible
19 at the moment as opposed to trying to change the
20 legislature for reciprocity. Because the event is --
21 it's only been three months out, but it's coming up
22 again in nine months. And if we tackle it in December
23 with yourself and the other licensees you work with, six
24 months before the event, I think that would be a better
25 solution that we could come up with as opposed to trying

1 to change the law at the moment.

2 MR. INGRAM: Well, in addition to that, the
3 presentation included the -- there's a -- the country
4 music festival that's coming up in October. It's
5 September. And we haven't been contacted by any
6 licensees or any event staff saying "Hey, we need to get
7 guard cards going for the October event." But we just
8 heard a presentation where there's an October event
9 coming. And Rock in Rio comes up in May. And we
10 haven't had anybody contact us to say "Hey, we need to
11 start getting guard cards processed for May of next
12 year."

13 So, again, I think, there are a lot of onuses
14 that go back on the companies that are managing these
15 festivals and to be a little more proactive instead of,
16 again, four weeks prior to an event, saying "We need a
17 thousand applications run."

18 BOARD CHAIRMAN SPENCER: Is -- and you can
19 probably answer this better than anyone. Is there any
20 formula, set out maybe by the fire department, as to the
21 number of people versus the number of security guards?

22 MR. MEREDITH: No. The designation for a
23 security guard is actually the duty that they perform
24 on-site. And that will designate whether they need a
25 guard card or they do not need a guard card.

1 MR. INGRAM: And that's another thing. We've
2 been very lenient on working with the staffing
3 companies. I'm not talking about just Staff Pro. I'm
4 talking about our licensees, is that if they are doing
5 nothing more than taking a ticket or giving people
6 directions to the porta-potties, or whatever it might
7 be, as long as it's not a security function, then we're
8 not requiring they be guard-carded.

9 However, we are requiring that it be through a
10 staffing agency, not a licensee to fill those positions.
11 Because, as our statutes and regulations say, anyone,
12 including clerical, administrative staff, working for a
13 licensee, must be registered. So they have reached out
14 to other staffing companies to help fill those
15 positions.

16 So we're trying to give as much input and
17 options to the licensees as we possibly can and have
18 them work within the laws of the statutes of Nevada.

19 So, I think, if you continue to work on these
20 ideas and -- and possibly do your recruitment here in
21 Nevada, you know, with somebody who's licensed.

22 Someone who was unlicensed this year showed up.
23 He was hiring people and telling them they were going to
24 make \$12 an hour. And in reality, they were going to
25 make 10. So they showed up to the event expecting \$12

1 an hour with overtime.

2 We have received complaints. Lori, correct me
3 if I'm wrong. We've received complaints from the
4 Department of Taxation, from the Labor Commission, and
5 Secretary of State. And they're investigating the lack
6 of proper pay during the events as well. So we're
7 working in concert with those bodies as well.

8 So it's a big issue.

9 BOARD CHAIRMAN SPENCER: How else can we
10 address you, anything else?

11 MR. CHRISTENSON: First of all, I appreciated
12 the dialog. When we brought this to Kevin, we -- all we
13 wanted to do is address this issue. I've learned a lot
14 here.

15 I would like to recommend that we do come back
16 in December and that we do hear from the subcontract
17 labor, but, more importantly, that we work with Kevin
18 and staff to -- and not specifically us. We're here to
19 facilitate and ensure the -- a successful event. But, I
20 think, one of the things that I think is very important
21 in -- and I don't know how, whether it is a duty of this
22 board. But in the end, we -- what I feel is the best
23 for the destination is that we have the most quality
24 staff working that event to ensure the safety and the
25 management of that event.

1 So to that extent, I think, we learned a lot
2 here today, that, I think, we should just continue this
3 discussion. If it was reciprocity, it really would only
4 be -- the country events are only meant -- the other
5 events are only put on there to show you that we're
6 doing more festivals. Those aren't -- we're not --
7 those aren't going to be necessary. They're not this
8 type. The scale of event really is going to be Rock in
9 Rio and an EDC level of event.

10 So whether we go to the legislature and we get
11 some adjustment in this statute, to me, it really -- I
12 wouldn't want to do that without this body really
13 weighing in on how we would do that. Let us vet as much
14 as we can how we can improve the current system. And
15 then, in the end, if we all look at this and say the
16 only real solution is something that's in between the
17 two, that that, that's fine.

18 So, again, we appreciate you hearing this
19 issue, spending as much time as you did with it.
20 Because, to me, it is a real important issue in terms of
21 us continuing to grow these big, major special events.

22 BOARD CHAIRMAN SPENCER: Thank you.

23 MR. YARBOROUGH: Mr. Chairman, I would just
24 like to add a comment as a worker. This is Investigator
25 Yarborough.

1 I deal with the positive fingerprint returns
2 that come back from the FBI, in terms of registering the
3 employees. And most of them are from -- if they're out
4 of state, they're from California.

5 And many of those people have had their charges
6 dismissed under VC 1203.4. They're under the
7 misunderstanding that because it was dismissed, it's
8 sealed and expunged. Which it is not. It says right in
9 the dismissal that they're supposed to disclose it to
10 any state, not just California, for any kind of
11 licensure, even though it's a registration.

12 I'll leave the staff this, because I have the
13 case law on it.

14 And when we get people -- for instance, this
15 particular one, she was licensed in California as a
16 security guard. She was convicted of carrying a
17 concealed weapon in her car. It was dismissed under
18 1203.4. We still have to consider it in Nevada because
19 Nevada prohibits us from issuing a guard card to anybody
20 that's convicted of any offense, any severity, involving
21 a dangerous weapon. Her dangerous weapon was a souvenir
22 baseball bat from the Los Angeles Angels baseball game.
23 She was convicted of that offense. She had a California
24 guard card. We couldn't issue her a Nevada guard card
25 because she was convicted of carrying a concealed

1 weapon.

2 And those kinds of little differences. Then
3 there's some little differences in domestic violence.
4 If a man or a woman in a dating relationship, in
5 California, punches them out, it's not a domestic
6 violence. It's battery. In Nevada, if you're dating,
7 and you punch out your date, it's domestic violence, and
8 it carries the penalties that go with that. Nevada is
9 more strict than California on that offense.

10 And so we have some very small details that are
11 different between California law and Nevada law. And we
12 prohibit people from having our work card, who have
13 concealed weapon permits in both states, because they
14 don't have felonies, but they have misdemeanor offenses
15 that prohibit us from issuing a guard card.

16 So that's another hurdle that would have to be
17 shown in addition to what Colleen said at the very
18 beginning.

19 BOARD CHAIRMAN SPENCER: That's a really good
20 point, Bruce, a really good point.

21 Do we have any further comments?

22 BOARD MEMBER ZANE: We could ask the NFL today.

23 BOARD CHAIRMAN SPENCER: Yes.

24 All right. Thank you for coming.

25 MR. MEREDITH: Thank you.

1 MR. INGRAM: Thank you, Cory.

2 BOARD CHAIRMAN SPENCER: Let's take a break.

3 * * * * *

4 (A break was taken, 10:25 a.m. to 10:32 a.m.)

5 * * * * *

6 BOARD CHAIRMAN SPENCER: We have the
7 registration appeals hearings. Mr. Wil Carrero.

8 MS. IRIZARRY: Yes, he's here.

9 BOARD CHAIRMAN SPENCER: Okay.

10 MS. IRIZARRY: And were you sworn, were you
11 sworn in?

12 No. You came in a little late.

13 Okay. He came in a little late. So he needs
14 to be sworn in.

15 MR. INGRAM: Is there anyone else up there that
16 needs to be sworn in?

17 MS. IRIZARRY: And, yes, two people, item
18 number nine and 11.

19 MR. INGRAM: Thank you.

20 MS. PLATT: Do you swear --

21 MS. IRIZARRY: If you would stand up, please,
22 and raise your right hand.

23 Go ahead.

24 MS. PLATT: Do you swear that the testimony
25 you're about to give is the truth, the whole truth, and

1 nothing but the truth, so help you God?

2 MR. CARRERO: Yes.

3 MS. IRIZARRY: We're good.

4 BOARD CHAIRMAN SPENCER: All right. Who has
5 the -- oh, here.

6 Good morning, sir.

7 MR. CARRERO: Good morning, sir.

8 BOARD CHAIRMAN SPENCER: Lori, do you have the
9 paper on this?

10 MS. IRIZARRY: Yes. Yes, I do.

11 BOARD CHAIRMAN SPENCER: Okay. What's the
12 circumstances?

13 MS. IRIZARRY: Okay. Mr. Carrero applied for a
14 work card, work card on December 30th, 2013. On the
15 application, he went ahead and listed a May 2013 arrest
16 under the arrests issued portion, which said: Forgery,
17 summons, no arrests. Pending charges, March 6th, 2014,
18 expecting gross misdemeanor, treatment and sentence.

19 He paid to expedite his application. So we
20 usually handle that within two or three days. On
21 January 2nd, the case was assigned to myself. When I
22 went ahead and spoke to Mr. Carrero on the phone
23 regarding that arrest that he listed, he did go ahead
24 and reiterate that, that he was facing at the moment
25 felony attempt theft charges, but that he was going to

1 have a case coming up in March of 2014 where he was
2 expecting the case to be reduced.

3 When I looked up the case in SCOPE and the
4 Clark County court docs, it did list the case as a
5 felony attempt theft, pending. Because of that, I did
6 go ahead and deny Mr. Carrero, pending his March
7 sentencing and his upcoming March court date.

8 In March, when he and I spoke, he contacted me,
9 letting me know that it was a gross misdemeanor charge,
10 and it was no longer a felony. So when I went ahead and
11 looked it up, I did notice through SCOPE that it was
12 reduced to a gross misdemeanor charge, and it listed a
13 probation officer, Officer Hawks.

14 I did contact Officer Hawks, because the phone
15 number was listed in SCOPE. And she explained to me
16 that Mr. Carrero has pled guilty to the gross
17 misdemeanor charge of attempted theft. But she
18 explained it as, and I quote, paycheck issue, where she
19 stated that he was working for Las Vegas Metropolitan
20 Police Department when he -- and at the same time, he
21 was supposed to be working for the National Guard.

22 So he was, in turn, collecting funds while
23 working -- he was not at his post at the National Guard.
24 He was actually working for Metro at the time. But he
25 accepted and collected and cashed the checks that he

1 received from the National Guard. So he collected
2 checks unlawfully, which is what the charge was for.

3 She did explain to me that his case would not
4 be adjudicated to a felony charge if he was -- did not
5 complete his probation. So he did get -- in lieu of
6 jail time, he did get probation, have to take classes
7 and pay a fine.

8 And in talking with Officer Hawks, she asked
9 if -- she had questioned if Mr. Carrero was allowed to
10 work. And I stated, "Well, no, he can't work in the
11 security industry, because he doesn't have the card."
12 We had originally denied his card. She explained to me
13 that he had told her that he was currently working
14 graveyard full-time patrolling apartment complexes for
15 Priority One. So she wanted me to get an update to her,
16 if that is correct, if he actually was working, because
17 he had reported to his probation officer that he was
18 currently working. However, he, obviously, had the
19 denied card at the time.

20 So after speaking with Officer Hawks, I did
21 call Mr. Carrero, and I questioned if he was working.
22 He, on the phone -- obviously, it was not sworn. He
23 was -- it was not sworn testimony. He stated to me that
24 he was working. I'm sorry. He stated to me at first
25 that he was not working.

1 When I then mentioned that, my conversation
2 with the probation officer, he did go ahead and let me
3 know that he was working for Priority One. When I asked
4 why he was working without -- "Why, why are you trying
5 to obtain the work card if you're currently already
6 working without the card?" He explained to me that he
7 wanted to, and I quote, do the right thing. So he
8 explained that he got the job from Priority One from a
9 friend of a friend, and he was being paid, essentially,
10 under the table.

11 Soon after that conversation, Kevin and I
12 contacted Priority One, and they came into our office,
13 and we spoke to them face-to-face, and we questioned why
14 are they hiring someone without a work card or without
15 verifying the work card. They first stated that --
16 initially, what they first told us was that Mr. Carrero
17 was only given a uniform. He actually did not perform
18 working.

19 I apologize. Let me backtrack. When we spoke
20 to them on the phone to set up that meeting, they told
21 us he was not working for us, he only accepted a
22 uniform. When they came into our office on March 27th
23 and spoke to us face-to-face, they did confirm that,
24 yes, he was working. It was only for a short period of
25 time, for less than a week, towards the end of March,

1 that he was not paid under the table, but that it was
2 their fault that they did not check to make sure he had
3 a work card. They were cited for that, and they did pay
4 the citation affirming that he was working without the
5 card.

6 At that time, we decided to uphold the original
7 denial from January, based off of a few things. One, he
8 was currently still on probation. And he had the fines
9 and classes. It was a very new case in regards to
10 attempted theft.

11 And we also upheld the denial because the
12 original admission of he said he was not working, and
13 then he tells us he is working. So, knowingly, for
14 those three months he was denied, he had continued to
15 work. So moral turpitude, but we just kept the card
16 denied for.

17 Later, now we're in July this -- this past
18 year, so July 22nd, I believe, yeah, July 22nd,
19 Mr. Carrero called our office. I speak to him, and he
20 tells me that he wanted to let us know that in June
21 2014, his case had closed. He had completed his
22 probation. He paid all his fines and classes. And he
23 wanted to know what would be the next step to go forward
24 in appealing his work card.

25 I let him know at that time that, yes, he can

1 write to the director, appealing the decision, but the
2 case is two-fold. One, you did complete your
3 probation. But the same charge -- the other reason your
4 card was denied was because of moral turpitude. You
5 were working knowingly without the card.

6 So that's why we're here, because he has since
7 appealed the decision that we denied his card in
8 January.

9 BOARD CHAIRMAN SPENCER: All right.
10 Mr. Carrero, do you wish to respond to that?

11 MR. CARRERO: Yes, I do, sir.

12 What I have to say is, is this. I didn't know,
13 really know the process of appeals or really how to go
14 about getting, obtaining a card through this process.

15 Secondly, the only thing I really ever asked
16 from anybody was to just give me a chance. All this
17 stuff is done, sir. Everything has been dropped. I
18 only did probation for 90 days. I'm not some -- some
19 hack off the street that's looking to create problems
20 with people. Like I said, the only thing I was asking
21 for was a -- was a fair chance.

22 That being said, I have -- the whole process
23 with the original charges and stuff, it was a dispute
24 with my former employer over military orders. They
25 believed that my orders were botched somehow. And in

1 talking to some of my -- I'm still in the military right
2 now, getting ready to retire. I wouldn't be allowed to
3 retire if I was a criminal, sir. Also, I retired from
4 my former job. I couldn't retire if I was a criminal,
5 sir.

6 I am here to say that I am not a criminal, nor
7 am I crooked in any way, shape or form. And I, in this
8 point in my life and in my career, am not going to or
9 willing to jeopardize myself or any of my careers. I
10 have done 25 years in this U.S. military. And I'm not
11 going to jeopardize that at all in any, any way, shape
12 or form, sir. And I still plan on retiring. And I am
13 almost done with that process.

14 That being said, my apologies for going about
15 the process to the Board in the way that I did it. I
16 believed that once everything was said and done, sir,
17 that I would be given that shot again. I didn't believe
18 that it was going to be a matter of moral turpitude.

19 And, furthermore, I'm not going to waste your
20 time, my time or anybody else's time in this matter.
21 The only thing I'm asking for is a fair shake.

22 That's all I have to say, sir.

23 BOARD CHAIRMAN SPENCER: All right. Thank you.
24 Board questions?

25 BOARD MEMBER ZANE: Based upon your

1 representation, you did plead guilty to a criminal act,
2 correct, in response to the charges leveled regarding
3 the duplication of pay?

4 MR. CARRERO: My -- my plea was after
5 restitution was paid.

6 BOARD MEMBER ZANE: Okay. But I mean --

7 MR. CARRERO: And nobody came to represent
8 themselves against me, ever, sir. So, again, I say that
9 my plea was in the understanding of just dropping the
10 case, not exactly an admission of guilt.

11 BOARD MEMBER ZANE: Okay. But once it's all
12 resolved, and everything works, the best you can hope
13 for is to have a conviction for a gross misdemeanor?

14 MR. CARRERO: That was my understanding.

15 BOARD MEMBER ZANE: Okay. All right. Okay.
16 Do you have, do you have any response regarding the
17 staff's understanding of questioning your veracity in
18 the process? Is she correct or mis --

19 MR. CARRERO: I -- I disagree with it. But you
20 guys are the ones in control here. So I'm just, like I
21 said, I'm just asking for you all to understand and --
22 and I'm asking for a chance.

23 BOARD MEMBER ZANE: I understand the chance.
24 It's just that the -- in defense of the situation, you
25 said that, number one, you're not a criminal.

1 MR. CARRERO: Yes, sir.

2 BOARD MEMBER ZANE: Number two, if these things
3 were true, then you wouldn't be allowed to be in the
4 military and retire, and you wouldn't have been allowed
5 to require from Las Vegas Metro?

6 MR. CARRERO: Yes, sir.

7 BOARD MEMBER ZANE: Okay. So one of these
8 things is true. You were convicted of a gross
9 misdemeanor crime.

10 MR. CARRERO: My understanding of that was
11 that's what I had to agree to to lesson the severity.

12 BOARD MEMBER ZANE: Okay. And then the other
13 thing is that you didn't understand the process. Being
14 a military individual and --

15 Pardon?

16 BOARD CHAIRMAN SPENCER: No, no one said
17 anything.

18 BOARD MEMBER ZANE: Oh. Being a military man
19 and working for Las Vegas Metropolitan Police
20 Department, I would assume that you are able to follow
21 directive and understand the written word and understand
22 the application process.

23 MR. CARRERO: I can understand things once
24 they're explained to me, yes, sir.

25 BOARD MEMBER ZANE: Okay.

1 MR. CARRERO: As far as Priority One, I let
2 them know from the beginning what was going on with me.
3 I didn't lie about any of the process of what was going
4 on. I didn't try to slide underneath anybody's radar in
5 any way, shape or form.

6 BOARD MEMBER ZANE: Okay.

7 MR. CARRERO: So whatever was said between her
8 and Priority One is between her and Priority One.
9 Nobody came to me with it, quite honestly.

10 And that also being said, the only thing that
11 was exchanged between me and the supervisor of Priority
12 One was, "Hey, look, we have to let you go." So, in
13 essence, they laid me off.

14 BOARD MEMBER ZANE: Yeah.

15 MR. CARRERO: You know. I'm not an idiot. And
16 like I said, I'm not a criminal. So. Yeah, I may have
17 some shaky understandings about some things, but I
18 was -- as -- as a prior, as a prior Metro officer, the
19 sum of core process and -- core processes in dealings, a
20 lot of times, it's shaky at best. I don't even -- to be
21 honest with you, I don't even watch the stuff on TV,
22 because it's just -- it's really, a lot of how the court
23 does things is really cloudy to me.

24 BOARD MEMBER ZANE: Okay.

25 MR. CARRERO: And when I would effect any

1 arrest, it was just my understanding of the NRS, or
2 whatever policies that I had in place for me to read,
3 and say, "Okay. Yeah, this is what we did." This is
4 what I would write on the paper, on the paperwork. And
5 then it's submitted for prosecution.

6 That's, that's really it. I don't talk to
7 lawyers. I don't, I don't deal with -- with any sort of
8 prosecution or defense. I don't deal with them, because
9 that's -- in the courtroom, that's their deal, not mine.

10 BOARD MEMBER ZANE: Okay. In the process on
11 your retirement from Metro, did this event have anything
12 to do with it, was the reason for the retirement?

13 MR. CARRERO: The bureaucracy was a forced
14 early retirement. And it wasn't from Metro. It was my
15 decision.

16 BOARD MEMBER ZANE: Okay. I have no further
17 questions.

18 BOARD CHAIRMAN SPENCER: All right. Jim, do
19 you have anything?

20 BOARD MEMBER NADEAU: No, I have no questions.

21 BOARD CHAIRMAN SPENCER: I'll entertain a
22 motion.

23 BOARD MEMBER ZANE: Mr. Chairman, I would move
24 that we uphold the denial of Wil Carrero.

25 BOARD CHAIRMAN SPENCER: I have a motion.

1 BOARD MEMBER NADEAU: Second.

2 BOARD CHAIRMAN SPENCER: And a second. All in
3 favor, signify by saying "aye."

4 BOARD MEMBER NADEAU: Aye.

5 BOARD CHAIRMAN SPENCER: Aye.

6 BOARD MEMBER ZANE: Aye.

7 BOARD CHAIRMAN SPENCER: Opposed?

8 Mr. Carrero, you can apply again in a year.

9 MR. CARRERO: Yes, sir. Am I going to have to
10 go through this same process again, sir, or is it just
11 an application at that point?

12 BOARD CHAIRMAN SPENCER: No, it'll be the same
13 process.

14 MS. PLATT: No.

15 BOARD MEMBER NADEAU: No, it'll be a --

16 MS. PLATT: You'll still have to apply and go
17 through that same application process. The only time
18 you can come back here is if it's denied again.

19 MR. CARRERO: And so I'm still facing a chance
20 of being denied again?

21 BOARD MEMBER ZANE: Yes, sir.

22 MR. CARRERO: That's almost redundant, sir.

23 BOARD MEMBER ZANE: Yes.

24 MR. CARRERO: All righty. Thank you for your
25 time.

1 BOARD CHAIRMAN SPENCER: Thank you.

2 BOARD MEMBER ZANE: You are aware that this
3 doesn't have anything to do with a propriety owner,
4 right? You can work for a casino. This doesn't have
5 any affect on security --

6 MR. CARRERO: Oh, yes, sir, I'm aware of that
7 now. I have been getting tossed around for a while. So
8 I understand.

9 BOARD MEMBER ZANE: Yeah. I wouldn't suggest
10 that you not reapply here in a year. Just do it
11 differently.

12 MR. CARRERO: How would I do it differently?

13 BOARD MEMBER ZANE: Without saying you're a
14 liar, just answer the questions, be as honest as
15 possible, and not be working for a licensee when you're
16 not supposed to be. Those are all nice things that will
17 happen to your benefit.

18 MR. CARRERO: I believed that he was actually
19 going to go to bat for me. So that was the only reason
20 why I would have done something like that.

21 BOARD MEMBER ZANE: Got you. You might see a
22 different result if you come back in a year.

23 MR. CARRERO: Yes, sir.

24 BOARD MEMBER ZANE: Thank you.

25 MR. CARRERO: Thank you for your time.

1 BOARD CHAIRMAN SPENCER: All right. Number 10,
2 Jermaine McDonald.

3 MR. YARBOROUGH: He signed in, but they left
4 about half an hour ago.

5 BOARD CHAIRMAN SPENCER: Okay.

6 BOARD MEMBER ZANE: Can we trail it,
7 Mr. Chairman?

8 BOARD CHAIRMAN SPENCER: Pardon me?

9 BOARD MEMBER ZANE: Can we trail it?

10 BOARD CHAIRMAN SPENCER: Yeah, we'll trail it.
11 Number 11, Lanita Anderson.

12 MS. IRIZARRY: Yep, come on up.

13 She's here. One moment.

14 BOARD CHAIRMAN SPENCER: Hi. How are you this
15 morning?

16 MS. ANDERSON: I'm doing well, thank you.

17 BOARD CHAIRMAN SPENCER: Good.

18 Lori, do you want to tell us about this?

19 MS. IRIZARRY: Sure. Ms. Anderson came into
20 our office in June 2014 to apply for a work card. At
21 that time, she and I had spoke as she was turning in her
22 application. So I had the application assigned to
23 myself.

24 The concern was, with her, was that she is
25 currently working for Parole and Probation office. She

1 is in -- well, she has access to SCOPE and NCJIS
2 records. She herself does not -- let me backtrack.

3 She works for the Department of Parole and
4 Probation as a Probation Specialist III. So
5 Ms. Anderson does have access to records that are above
6 and beyond the general public. She is able to see SCOPE
7 and NCJIS. She does not have access to the records
8 themselves. She's not able to run them. But in the
9 position that she is with Parole and Probation, some of
10 these reports do cross her desk, so she is able to see
11 backgrounds, I'm sorry, criminal and civil actions on
12 people, that are not always public record.

13 So in that instance, she did provide a letter
14 to us from Parole and Probation Department saying that
15 it is not a conflict of interest in her current position
16 to obtain a work card, it is -- with the state of
17 Nevada. However, due to the nature of her ability to
18 see items that are above and beyond the general public,
19 we went ahead and denied her, with an opportunity to
20 appeal it before the Board.

21 BOARD CHAIRMAN SPENCER: Ms. Anderson, are you
22 just looking for a little extra employment?

23 MS. ANDERSON: Yes, sir. I have a son that's
24 in college. And so I'm looking to supplement my income.

25 BOARD CHAIRMAN SPENCER: I understand.

1 Questions from the Board?

2 MS. ANDERSON: May I also --

3 BOARD CHAIRMAN SPENCER: Oh, excuse me. Go
4 ahead.

5 MS. ANDERSON: Oh. And I just wanted to say,
6 may I also add that I do have five years military and
7 nearly 14 years in law enforcement. I've been a parole
8 officer, a probation officer, correctional officer. And
9 those are fraternities that I'm really proud to be a
10 part of.

11 But I understand integrity. And I would never
12 jeopardize my current employment or any other employment
13 by accessing someone's criminal records without
14 authorization. I understand that that is something that
15 I could be fired for. And it wouldn't happen here.

16 And like I said before, this is just to
17 supplement my income. It just seemed like an easy
18 transition, since I do have law enforcement experience.

19 In my current position, I am not sworn. So.
20 And then, when I do get cases, when I do get cases, they
21 already have the SCOPE and the criminal history already
22 there. And if there was a conflict, I would just go to
23 my lieutenant and let them know that I couldn't do that
24 case.

25 BOARD CHAIRMAN SPENCER: All right. Okay. Any

1 Board questions?

2 I'll entertain a motion.

3 BOARD MEMBER NADEAU: I need clarification.

4 You are not a category one, two or three, correct?

5 MS. ANDERSON: That is correct. I am not a
6 sworn officer. I'm not POST-certified.

7 MR. INGRAM: She's in a nonsworn position.

8 BOARD MEMBER NADEAU: I'm sorry?

9 MR. INGRAM: It's a nonsworn position.

10 MS. ANDERSON: If I can describe my job,
11 basically, when somebody's convicted of either a gross
12 misdemeanor or a felony, it's referred over to P and P.
13 It's given to me. I investigate criminal history. And
14 based on aspects of the crime, I make a recommendation
15 to the judge on what the sentence should be. So this is
16 a nonsworn position.

17 BOARD MEMBER NADEAU: Okay.

18 BOARD MEMBER ZANE: Can I ask, what is the rank
19 of the individual that sent us the --

20 MS. IRIZARRY: It was from Lieutenant Sherry
21 Silver (phonetic spelling), Department of Public Safety,
22 Parole and Probation, Southern Command.

23 MS. ANDERSON: And may I also add, once I make
24 the recommendation, I no longer have any dealings with
25 the defendant. So I'm not in any type of supervision.

1 I don't supervise parolees or probationers.

2 BOARD CHAIRMAN SPENCER: Okay.

3 MS. ANDERSON: I just make the court
4 recommendation. And then it's referred over to a
5 different section, and they do the supervision.

6 BOARD MEMBER NADEAU: I'm going through some
7 statutes.

8 BOARD CHAIRMAN SPENCER: Just a minute.

9 MS. ANDERSON: Thank you.

10 MS. IRIZARRY: Mr. Chairman?

11 BOARD CHAIRMAN SPENCER: Yes?

12 MS. IRIZARRY: If I may? In the letter that
13 was provided to us, I'm going to read the last, a
14 portion of the last two paragraphs. Not only does the
15 letter say "The Division is granting Specialist Anderson
16 authorization to seek licensure as an armed security
17 guard. She is not a sworn law enforcement officer in
18 her employment capacity with Parole and Probation. A
19 conflict of interest with this particular field of
20 secondary employment does not exist," the letter also
21 goes on to say "Any job position she may seek in this
22 field, if granted her license, will require separate
23 approval from the Division before Ms. Anderson will be
24 given authorization for said outside employment."

25 That's from the letter that was dated June

1 12th, 2014.

2 BOARD CHAIRMAN SPENCER: All right.

3 BOARD MEMBER NADEAU: Mr. Chairman?

4 BOARD CHAIRMAN SPENCER: Yes?

5 BOARD MEMBER NADEAU: I'd move that we reverse
6 the denial.

7 BOARD CHAIRMAN SPENCER: I have a motion to
8 reverse. Do I have a second?

9 For the sake of discussion, I'll second the
10 motion. Discussion on the motion?

11 BOARD MEMBER ZANE: Well, I won't be able to
12 support the motion due to the restrictions and the
13 parameters of NAC 648.338, in 1, subsections (b) and
14 (c), and 2, subsection (b). I think that there's too
15 many issues that fall within the intent of the
16 regulation, regardless of good intentions of the
17 applicant.

18 BOARD MEMBER NADEAU: Mr. Chair, I'll withdraw
19 my motion.

20 BOARD CHAIRMAN SPENCER: All right.

21 Board Member Zane, could you explain that to
22 the lady, please.

23 BOARD MEMBER NADEAU: Well --

24 BOARD MEMBER ZANE: Yeah, I --

25 BOARD MEMBER NADEAU: Are you going to make,

1 Mark, are you going to make a motion to sustain the
2 denial?

3 BOARD MEMBER ZANE: I would, sir.

4 BOARD MEMBER NADEAU: I'll second that.

5 BOARD MEMBER ZANE: The -- I move that we
6 uphold the denial of the applicant based upon Nevada
7 Administrative Code 648.338, section 1, subsection (b)
8 and (c), subsection 2(b).

9 Those are "Except as otherwise provided in
10 subsection 2, a licensee may not employ an unlicensed
11 person who is or becomes employed, (a), as a peace
12 officer." Which you're clearly not.

13 MS. ANDERSON: No.

14 BOARD MEMBER ZANE: "(b), by a federal, state
15 or local law enforcement agency." Which you are. "(c),
16 in a position which makes the unlicensed person eligible
17 to contribute to any public employees' retirement
18 system." Which you are.

19 "2. Upon receipt of a written request for
20 exemption, the Board may grant an exemption from the
21 prohibitions set forth in subsection 1 if the Board
22 finds that the private activities of the unlicensed
23 person on behalf of the licensee would not create or
24 tend to create, (a)" -- this one doesn't apply -- "a
25 conflict of interest with his or her responsibilities to

1 the public employer and his or her duty to discharge
2 them." The reason that doesn't apply is because we have
3 a letter from the lieutenant stating that they don't
4 believe that there is a conflict.

5 But then there is a (b), and that is "The
6 possibility of a use of his or her position with the
7 public employer for personal advantage in his or her
8 private activities."

9 The reason that I am moving that the denial be
10 upheld is for those items specified.

11 MS. ANDERSON: I'm sorry. I'm not
12 understanding the last part. You said there was an
13 advantage to my activities, personal activities?

14 BOARD MEMBER ZANE: The provision says there's
15 the possibility, not that you would, but there is a
16 "possibility of a use of his or her position with the
17 public employer for personal advantage in his or her
18 private activities."

19 MS. ANDERSON: Well, like I said before, I am a
20 person of high integrity. And under -- like I said,
21 I've been a sworn officer. I've passed many
22 background --

23 BOARD MEMBER ZANE: I'm sorry, because at this
24 point in the conversation, we're at the Board --

25 MS. ANDERSON: Okay.

1 BOARD MEMBER ZANE: -- side.

2 So that would be my motion, unless it needs
3 more clarity.

4 BOARD MEMBER NADEAU: Yeah, and I already
5 seconded.

6 But I just want to assure you, assure you,
7 Ms. Anderson, it's not a challenge to your integrity in
8 any fashion. My support in supporting the motion is
9 just statutory and the way it is. But it's not a
10 challenge to your personal integrity. It's just, I
11 think, for the consistency of the Board.

12 BOARD CHAIRMAN SPENCER: All right. We have a
13 motion and a second. All in favor, signify by saying
14 "aye."

15 BOARD MEMBER NADEAU: Aye.

16 BOARD MEMBER ZANE: Aye.

17 BOARD CHAIRMAN SPENCER: Opposed?

18 Aye.

19 BOARD MEMBER ZANE: If I might, Mr. Chairman,
20 since I made the motion, I'd like to echo Board Member
21 Nadeau's position.

22 This isn't about you. It's about any number of
23 people in the same or likely situation that could walk
24 in and be sitting there before us, making the same
25 representations and not having the same ethical values.

1 We have to have a level of consistency when we
2 make a decision about what people do. And you, for me,
3 fell within that area too close for the next person to
4 come in and simply say "I'm not. I swear I won't do
5 this. I swear I won't do this." And we'd have to be so
6 careful, because people go to jail all the time for
7 doing it.

8 BOARD CHAIRMAN SPENCER: I'd like to reiterate,
9 too, what they both have said, and that is that this is
10 not in any way, shape or form a comment against your
11 veracity, you know. That just doesn't enter into it at
12 all.

13 If your position changes, you could reapply.
14 But it doesn't look like that's likely to happen.

15 MS. ANDERSON: Okay. Thank you.

16 BOARD CHAIRMAN SPENCER: Is Mr. McDonald back?

17 MR. YARBOROUGH: No, he's not.

18 BOARD CHAIRMAN SPENCER: He's not? All right.

19 MS. IRIZARRY: No.

20 BOARD CHAIRMAN SPENCER: Is there something you
21 want to do?

22 MR. INGRAM: Mr. Jermaine McDonald was properly
23 noticed. He replied and responded that he would be here
24 today. Motion to deny.

25 BOARD CHAIRMAN SPENCER: So we're going to need

1 a motion on that.

2 BOARD MEMBER NADEAU: I move to uphold the
3 denial.

4 BOARD CHAIRMAN SPENCER: Okay. We have a
5 motion to uphold the denial on Mr. McDonald.

6 BOARD MEMBER ZANE: Second.

7 BOARD CHAIRMAN SPENCER: All in favor, signify
8 by saying "aye."

9 Aye.

10 BOARD MEMBER ZANE: Aye.

11 BOARD CHAIRMAN SPENCER: James? Aye?

12 BOARD MEMBER NADEAU: Aye.

13 BOARD CHAIRMAN SPENCER: Okay. Opposed?
14 Hearing none, it carries.

15 All right. Other business. Board comment and
16 future agenda items.

17 Is there any Board comment?

18 Public comment?

19 Under public comment, I'd like to just talk
20 about our discussion with the gentlemen earlier
21 concerning these events. And maybe I'm being too
22 paranoid in my old age. But I'm concerned that, that
23 should something catastrophic happen at one of these
24 events, whether it's death or serious injury, who's
25 going to look to who to ultimately be responsible? My

1 experience has been that it will go to an agency rather
2 than anywhere else. And I just want us to be protected
3 in that regard.

4 If you don't see it as a problem, say so, and
5 I'll let it go. But I see that they have this
6 ever-increasing number of people that they're going to
7 have in. And it would appear, from what I just heard
8 today, a decreasing amount of security, security
9 officers to uphold the security of the event.

10 I'd love to hear your comments on how you feel
11 about that.

12 MS. PLATT: At a later date.

13 BOARD CHAIRMAN SPENCER: Pardon me?

14 MS. PLATT: At a later date.

15 BOARD CHAIRMAN SPENCER: At a later date.

16 Okay. All right.

17 Adjournment. The magic words.

18 BOARD MEMBER NADEAU: I'm just going to say,
19 under public comment, that it's my understanding the
20 Board does not have the legal authority to grant
21 reciprocity.

22 BOARD CHAIRMAN SPENCER: I understand they
23 can't.

24 MS. PLATT: Unless there's a legislative
25 change.

1 BOARD CHAIRMAN SPENCER: I'm not for it. Don't
2 get me wrong. I'm just making the statement that I
3 don't want to become the de facto responsible entity.

4 MR. INGRAM: Well, and on the record, there has
5 been deaths at the last EDCs due to overdose of
6 controlled substances. And we have not been contacted
7 by anyone in regards to those deaths. They were deaths
8 in Coachella, if I remember correctly.

9 So, unfortunately, in these types of venues,
10 they're, basically, a rave where there's hundreds of
11 thousands of people in attendance who are under the
12 influence, who some are under the influence of alcohol,
13 drugs, or both. And, unfortunately, there are negative
14 impacts because of that.

15 BOARD CHAIRMAN SPENCER: And in that case, I
16 can't see that we'd be held responsible, because, you
17 know, if a person's going to take drugs, they're going
18 to take drugs.

19 MR. INGRAM: And Las Vegas Metro is in the
20 venue as well.

21 BOARD CHAIRMAN SPENCER: Yeah, I'm talking
22 about a riot situation.

23 MR. INGRAM: Sure.

24 BOARD CHAIRMAN SPENCER: And maybe I'm just
25 being overcautious. I don't know.

1 MR. PLATT: Well, I have to tell you, you have
2 chapter -- you have immunity, when you take action here,
3 because there's an immunity provided by Chapter 41. The
4 only time you guys can really be brought in is if you
5 were acting arbitrary, capricious, so someone takes a
6 decision in a disciplinary action hearing to court.
7 It's very rare that someone sues a board, except for,
8 you know, in the case where they have statutes, that
9 they're required to be met.

10 BOARD CHAIRMAN SPENCER: Okay. I've spoken my
11 piece. I'll shut up.

12 BOARD MEMBER ZANE: Mr. Chairman, I move we
13 adjourn.

14 BOARD CHAIRMAN SPENCER: Second. All in favor?
15 Aye.

16 BOARD MEMBER ZANE: Second.

17 BOARD MEMBER ZANE: Aye.

18 BOARD CHAIRMAN SPENCER: Opposed?

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20 (The meeting adjourned at 11:10 a.m.)

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REPORTER'S CERTIFICATE

I, SHANNON L. TAYLOR, a Nevada Certified Court Reporter, Nevada CCR #322, do hereby certify:

That I was present at the Office of the Attorney General, 100 North Carson Street, Mock Court Room, Carson City, Nevada, on Thursday, September 11, 2014, at 9:00 a.m., and commencing at 9:01 a.m. took stenotype notes of a meeting of the State of Nevada, Private Investigators Licensing Board;

That I thereafter transcribed the aforementioned stenotype notes into typewriting as herein appears, and that the within transcript, consisting of pages 1 through 98, is a full, true, and correct transcription of said stenotype notes of said meeting;

I further certify that I am not an attorney or counsel for any of the parties, not a relative or employee of any attorney or counsel connected with the actions, nor financially interested in the actions.

DATED: At Carson City, Nevada, this 17th day of September, 2014.

SHANNON L. TAYLOR
Nevada CCR #322, RMR