

PRIVATE INVESTIGATORS LICENSING BOARD  
BOARD MEETING MINUTES  
**March 4, 2015**

**MEMBERS PRESENT:**

DAVID SPENCER: CHAIRMAN  
MARK ZANE: BOARD MEMBER  
JAMES COLBERT: BOARD MEMBER  
JAMES NADEAU: BOARD MEMBER (ABSENT)

**OTHERS:**

KEVIN INGRAM: EXECUTIVE DIRECTOR  
RAELENE PALMER: DEPUTY ATTORNEY GENERAL  
COLLEEN PLATT: DEPUTY ATTORNEY GENERAL  
MATTHEW SCHMELZER: CRIMINAL INVESTIGATOR  
JASON HARRIS: CRIMINAL INVESTIGATOR  
BRUCE YARBOROUGH: INVESTIGATOR  
SHELLY DONALD: ASSISTANT TO THE DIRECTOR  
GISELA CORRAL: LICENSING TRAINEE  
MARY KLEMME: INVESTIGATIVE ASSISTANT

The meeting was called to order by Chairman Spencer at **9:00 a.m.**

**FINANCIAL REPORT:**

Executive Director, Kevin Ingram informed the Board that we are on track with proposed budget to come out balanced. The Board had no questions.

*There was no public comment.*

**REVIEW OF MINUTES FROM DECEMBER 2014 BOARD MEETING:**

*There was no public comment.*

Board Member Zane motioned for approval; the motion was seconded by Board Member Colbert and passed unanimously.

**DISCUSSION AND POSSIBLE ACTION ON THE BOARD'S POSITION ON ASSEMBLY BILL 173;** regarding exempting information security professionals from regulation as a private investigator; possible suggested amendments to Assembly Bill 173 pertaining to NRS Chapter 648:

Executive Director Ingram explained that the reason for this proposed regulation stemmed from a citation issued by the PILB in November of 2014. A determination was made by PILB to rescind this citation because it was determined the company was not conducting a forensic investigation and was only assessing software and firewalls to identify weaknesses, similar to other IT companies that offer vulnerability assessment services, such as Best Buy's Geek Squad.

The suggested NRS Chapter 648 amendments included these topics: the ability of the PILB to revoke registered employee work cards, the address of the licensee's office and the Qualifying Agent's requirement to be in this state to supervise their employees, requiring applicants to pay for the entire cost of the background; and a change of wording to give the board flexibility in accessing fines.

Public comment included:

Peter Maheu, President of the Nevada Society of Private Investigators-NSPI, stated that his group had testified against this bill but would agree not to oppose the bill if sub-section 2 of Section 1 was removed.

Stephen Von Rumpf, a polygraph examiner licensee applicant, stated that giving the Board the ability to rescind citations made sense, and that the amendments were reasonable.

Board Member Zane motioned for approval to oppose Assembly Bill 173 as it was currently written; the motion was seconded by Board Member Colbert and passed unanimously.

Board Member Zane motioned for approval to support Assembly Bill 173 if modified by removing subsection 2 of section 1; the motion was seconded by Board Member Colbert and passed unanimously.

Board Member Zane motioned for approval that acceptance of draft documents provided by Board Counsel Platt regarding NRS 648 as amendment attachments to Assembly Bill 173; the motion was seconded by Board Member Colbert and passed unanimously.

Board Member Zane motioned for approval for acceptance for Executive Director Ingram and Board Counsel Palmer's amendment attachments regarding NRS 648; the motion was seconded by Board Member Colbert and passed unanimously.

Board Member Zane motioned for approval to add to the two previous motions to give the PILB staff the flexibility to work with the legislature and Legislative Counsel Bureau on these amendments; the motion was seconded by Board Member Colbert and passed unanimously.

### **SWEARING IN:**

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

### **CHANGE OF LICENSING STATUS – INDIVIDUAL TO NEW CORPORATE**

7. Ace Executive Services, LLC was applying for a new corporate Process Server license. If approved, Jennifer Harhay, license number 1300, was requesting that her individual license be placed into abeyance so that she may become the qualifying agent.

*There was no public comment.*

Board Member Zane motioned for approval; the motion was seconded by Board Member Colbert and passed unanimously.

### **CORPORATE OFFICER**

8. G4S Secure Solutions (USA) Inc., license number 1563, was seeking corporate officer approval for John Sumner and John Kenning.

Executive Director Ingram commented that neither applicant was present, and that our Board does not typically require corporate officer applicants to be present.

*There was no public comment.*

Board Member Zane motioned for approval; the motion was seconded by Board Member Colbert and passed unanimously.

### **PRIVATE INVESTIGATOR**

9. McDonald Services, Inc. was applying for a corporate Private Investigator license. Cynthia Cavalie was applying for an individual Private Investigator license and if approved was requesting that her individual license be placed into abeyance so that she could become the qualifying agent. Corporate Officer to be approved was Brian McDonald.

*There was no public comment.*

Board Member Zane motioned for approval; the motion was seconded by Board Member Colbert and passed unanimously.

10. The Winmill Group, LLC was applying for a corporate Private Investigator license. Ryan Winmill was applying for an individual Private Investigator license and if approved was requesting that his individual license be placed into abeyance so that he may become the qualifying agent.

*There was no public comment.*

Board Member Colbert motioned for approval; the motion was seconded by Board Member Zane and passed unanimously.

11. Fund Holder Reports, LLC, was applying for a corporate Private Investigator license. Mark Angelo was applying for an individual Private Investigator license and if approved was requesting that his individual license be placed into abeyance so that he may become the qualifying agent.

*There was no public comment.*

Board Member Colbert motioned for approval; the motion was seconded by Board Member Zane and passed unanimously.

12. Salvum Protection Agency, LLC was applying for a corporate Private Investigator license. Erik York was applying for an individual Private Investigator license and if approved was requesting that his individual license be placed into abeyance so that he may become the qualifying agent. Corporate officers to be approved were Benjamin Anders and Matthew Gear.

*There was no public comment.*

Board Member Zane motioned for approval; the motion was seconded by Board Member Colbert and passed unanimously.

13. Tobi Caperon was applying for an individual Private Investigator license.

*There was no public comment.*

Board Member Spencer motioned for approval; the motion was seconded by Board Member Zane and passed unanimously.

## **PRIVATE PATROLMAN**

14. Signal 88 Security of North Las Vegas was applying for a new corporate Private Patrolman license. James Whiteman was applying for an individual Private Patrolman license and if approved was requesting that his individual license be placed into abeyance so that he may become the qualifying agent.

*There was no public comment.*

Board Member Colbert motioned for approval; the motion was seconded by Board Member Spencer and passed unanimously.

15. John Circo was applying for a new individual Private Patrolman license.

*There was no public comment.*

Board Member Spencer motioned for approval; the motion was seconded by Board Member Colbert and passed unanimously.

## **PROCESS SERVER**

16. Genice Rojas was applying for an individual Process Server license.

*There was no public comment.*

Board Member Colbert motioned for approval; the motion was seconded by Board Member Spencer and passed unanimously.

## **POLYGRAPH EXAMINER**

17. Stephen Von Rumpf was applying for an individual Polygraph Examiner license.

*There was no public comment.*

Board Member Colbert motioned for approval; the motion was seconded by Board Member Spencer and passed unanimously.

## **PRIVATE INVESTIGATOR, PRIVATE PATROLMAN**

18. Simon Protection Group, DBA SPG Security, was applying for corporate Private Investigator and Private Patrolman licenses. Jonathan Simon was applying for individual Private Investigator and Private Patrolman licenses and if

approved was requesting that his individual licenses be placed into abeyance so that he may become the qualifying agent.

*There was no public comment.*

Board Member Zane motioned for approval; the motion was seconded by Board Member Spencer and passed unanimously.

19. BLPG, Inc. was applying for a corporate Private Investigator and Private Patrolman licenses. Ricky Bennett was applying for individual Private Investigator and Private Patrolman licenses and if approved was requesting that his individual licenses be placed into abeyance so that he may become the qualifying agent. Corporate officers to be approved were Daniel Sullivan and Sean Gibson-Campbell.

Mr. Bennett stated that Daniel Sullivan was no longer affiliated with BLPG, Inc.

There was discussion regarding this application, which included public comment from Peter Maheu, President of the Nevada Society of Private Investigators-NSPI, and Michael Spriggs, Private Investigator, alleging that unlicensed activity has occurred on multiple occasions at multiple venues.

Chairman Spencer stated that this agenda item would be trailed until the following day's Board meeting at 9:00 a.m. and assigned PILB investigative staff to look into the allegations made during public comment and report to the Board the next day.

20. Gavin Vesp was applying for individual Private Investigator and Private Patrolman licenses.

*There was no public comment.*

Board Member Zane motioned for approval; the motion was seconded by Board Member Colbert and passed unanimously.

#### **PRIVATE INVESTIGATOR, PROCESS SERVER**

21. Clark County Process Service LLC was applying for a corporate Private Investigator and Process Server license. William Falkner was applying for individual Private Investigator and Process Server licenses and if approved was requesting that his individual licenses be placed into abeyance so that he may become the qualifying agent. Corporate officer to be approved was Meryl Kern.

*There was no public comment.*

Board Member Colbert motioned for approval; the motion was seconded by Board Member Spencer and passed unanimously.

Discussion initiated by Board Member Zane regarding how the entity name infers that it is a governmental agency, which would be problematic, and suggested a DBA name for the LLC; the licensee agreed to do so.

### **PRIVATE INVESTIGATOR, PRIVATE PATROLMAN, PROCESS SERVER**

22. James Jackson was applying for individual Private Investigator, Private Patrolman and Process Server licenses.

*There was no public comment.*

Board Member Zane motioned for approval; the motion was seconded by Board Member Colbert and passed unanimously.

### **OTHER BUSINESS**

23. Board comment and future agenda items.

None

*There was no public comment.*

24. Public comment

Stephen Von Rumpf, polygraph examiner licensee, stated that he is aware of an individual, John Grogan, who is not license in the State of Nevada, which frequently comes to Nevada to perform high profile tests. He said that Mr. Grogan doesn't have credentials with APA or AAPP which he said are organizations that govern the industry. He wanted to know how to put a stop to Mr. Grogan's actions. Chairman Spencer explained that the PILB has a complaint process and that someone would need to file a complaint with the Executive Director, perhaps before Mr. Grogan is due to appear in Nevada. Mr. Von Rumpf agreed to do so.

The meeting adjourned at **1:20 a.m.**