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STATE OF NEVADA  
PRIVATE INVESTIGATORS LICENSING BOARD  
TRANSCRIPT OF PROCEEDINGS  
VIDEOCONFERENCED OPEN MEETING

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THURSDAY, DECEMBER 15, 2022

9:00 A.M.

CARSON CITY AND LAS VEGAS, NEVADA

Reported by: CAPITOL REPORTERS  
Certified Shorthand Reporters  
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A P P E A R A N C E S

Board Members Present:

Tammy Nixon, Chair  
Katherine Cortez  
Rick Brown  
Tim Bezick

Also Present:

Kevin Ingram  
Executive Director  
  
Chricy Harris  
Deputy Attorney General  
Board Counsel  
  
Vincent Saladino  
Supervisory Investigator  
  
Zachary Swarthout  
Investigator  
  
David Hubbel  
Investigator  
  
Ricky Diaz  
Investigator  
  
Stephanie Barroso  
Licensing Specialist  
  
Adriana Cuevas Manzo  
Investigative Assistant

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THURSDAY, DECEMBER 15, 2022, 9:00 A.M.

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CHAIRPERSON NIXON: Let's go ahead and call the meeting to order. I would like to welcome everybody to the last meeting of 2022. It seems impossible, but we're here. We'll start with roll call, Director Ingram.

MR. INGRAM: Thank you, Madam Chair. We'll start with Chair Nixon.

CHAIRPERSON NIXON: Here.

MR. INGRAM: Board Member Bezick.

MEMBER BEZICK: Here.

MR. INGRAM: Board Member Brown.

MEMBER BROWN: Here.

MR. INGRAM: Board Member Cortez.

MEMBER CORTEZ: Here.

MR. INGRAM: And Robert Gronauer, for the record, will not be present today.

Take a minute here just to introduce the rest of the staff, if I may. So, first of all, we have our court reporter, stenographer, in the north there with us, Christy Joyce. Christy, thanks for joining us again today. Don't be afraid to interrupt us if you need to. You will not offend us at all.

To the left of the room down here in the south,

1 to my left, at the far corner there, we have Adriana Cuevas  
2 Manzo. She's one of our investigative assistants. We have  
3 Stephanie Barroso. Most of you already know her. She's our  
4 licensing specialist. To the front desk here, furthest from  
5 me, is our chief investigator, Vincent Saladino. And then we  
6 have Investigator Zachary Swarthout. To my left we have  
7 Board Counsel Chricy Harris. You've seen the board. My name  
8 is Kevin Ingram. I'm the director.

9 Down in the south, on the left-hand side of our  
10 screen here for our audience in the south, we have  
11 Investigator David Hubbel. To his right -- Well, actually,  
12 to his left, our right, is Investigator Ricky Diaz. And then  
13 I believe that's Board Member Bezick right there in the  
14 middle and Board Member Brown off to the right.

15 Thank you, Madam Chair.

16 CHAIRPERSON NIXON: Thank you. This is the  
17 portion of the agenda where we open up for public comment.  
18 Members of the general public may comment on matters  
19 appearing on the agenda and may bring matters not appearing  
20 on the agenda to the attention of the board. The board may  
21 discuss the matters not appearing on the agenda but may not  
22 act on the matters at this meeting. If the board desires,  
23 the matters may be placed on a future agenda for public  
24 action. Public comments may be limited to five minutes per

1 person at the discretion of the chairperson but will not be  
2 restricted according to viewpoint.

3 Do we have any public comment up north? Okay.

4 Do we have any public comment in the south?

5 Seeing there's no public comment, we'll move to  
6 the next agenda item.

7 MR. INGRAM: Thank you, Madam Chair. The  
8 financials have been provided to the board prior to the  
9 meeting. I would be happy to answer any questions if board  
10 members have any.

11 CHAIRPERSON NIXON: Are there any questions on  
12 the financials?

13 MR. INGRAM: Okay. I will say that the  
14 financials revenues are better than expected. Expenditures  
15 are down. So we're looking really healthy right now for the  
16 year.

17 As far as the statistics, Investigator Swarthout  
18 has been gathering our statistics for the last several board  
19 meetings for us, so I have asked him to go ahead and present  
20 the statistics today. Thank you, Zach.

21 MR. SWARTHOUT: Good morning, everyone. So  
22 everyone should have a copy of the December 2022 board  
23 meeting stats.

24 So in third quarter September -- Is that better?

1 Can you hear me better now? So for third quarter, September  
2 2022, we had 38 applications. 28 of them were approved. Ten  
3 were withdrawn or denied. The reasons for denial. Two did  
4 not meet DMQs. Four did not decide to proceed and four were  
5 denied.

6 Compared to our 2021 numbers, we had 39  
7 applications for that board meeting. 27 approved. And then  
8 12 that were withdrawn or denied.

9 And then our work card applications, the  
10 comparison between 2022 and 2021, third quarter, we received  
11 in 2021 July, 981. 923 remained active. 42 were withdrawn.  
12 And 23 were denied.

13 In July of 2022, we received 871. The ones that  
14 were made active were 784. The withdrawn were 57. And  
15 denied were 30.

16 August of '21, we received 1,006. Made active  
17 888. Withdrawn 83. Denied 35.

18 August of '22, received 991. Active 872.  
19 Withdrawn 78. Denied 41.

20 September of '21, received 1,205. Active 1,040.  
21 Withdrawn 89. Denied 76.

22 September of '22 we received 906. Active -- The  
23 active with 767. Withdrawn 97. Denied 42.

24 So the total for quarter three of '21 was -- We

1 received 3,199. Of that, 280 -- 2,851 were made active. 214  
2 were withdrawn. And 99 were denied.

3 And then quarter three of 2022, the total is  
4 2,768 received. 2,423 that were made active. 232 withdrawn.  
5 And 113 denied.

6 There's a decrease between this year and last  
7 year. It's approximately about 13.5 percent. Last year, due  
8 to COVID, EDC was moved from May to October. So we're basing  
9 the rise of last year off of that. Because this year it was  
10 held back in May when it normally was scheduled to go on.

11 And then complaints and investigations for the  
12 third quarter of 2022. We still, per past board meetings, we  
13 hadn't tracked the same way that we do now for our  
14 complaints. That's why we don't have a comparison versus  
15 2021. But this third quarter we had 28 total complaints. 15  
16 of them were on PPOs, four on PIs, one on a process server,  
17 one on a repo, one on K-9, and six on work card holders. All  
18 28 have been closed.

19 Of the violations, five were issued PPOs, four to  
20 PIs, none to the process server, none to the repo, and one to  
21 a K-9 handler. So there was a total of ten violations  
22 issued. The reasons were one employee working out of  
23 firearms vault and on an unexpired work card, first offense.  
24 One employee working on expired work card, third offense.

1 Three companies not having updated insurance. That's for the  
2 PPO ones. For the PI one, one company, multiple violations  
3 of advertisement, missing license numbers. One employee  
4 working on expired work card, first offense. And then two  
5 companies that did not have updated insurance. And then for  
6 the K-9 it was also another company that didn't have updated  
7 insurance with us.

8 And then to the unlicensed activity citations.  
9 The comparison between 2021 and 2022 third quarter. In 2021  
10 we had issued five. Four of them were first offense. One  
11 was a third and subsequential offense.

12 And, third quarter of 2022, ten were issued.  
13 Eight were first offense. One was a second offense. And one  
14 was a third and subsequential offense.

15 The breakdown for 2021 was PPO three, PI one, and  
16 then one that was a PPO/PI company.

17 And, in 2022, there was ten PPO companies. And  
18 one of them has been referred to federal law enforcement  
19 because of other criminal activity that they're conducting.

20 Any questions.

21 CHAIRPERSON NIXON: Yes. I'm sorry. On the  
22 company not having updated license -- or insurance, I'm  
23 sorry, did they have the insurance, it just wasn't updated?

24 MR. SWARTHOUT: So far they have all had it.

1 It's just they weren't updating the board within the manner  
2 that's described in NRS 648.135.

3 CHAIRPERSON NIXON: Thank you. Great report.

4 Any other questions? Okay. Review -- And,  
5 Director, do you have any announcements? Okay.

6 Review and approve the transcripts, Agenda Item  
7 Number 4, from September 13, 2022 board meeting, up for  
8 possible action.

9 MEMBER CORTEZ: This is Board Member Cortez. I'm  
10 motioning to approve the minutes for the September 13th, 2022  
11 board meeting as written.

12 CHAIRPERSON NIXON: I have a motion. Do I have a  
13 second?

14 MEMBER BROWN: This is Board Member Brown. I'll  
15 second.

16 CHAIRPERSON NIXON: I have a motion and I have a  
17 second. All in favor say aye.

18 (The vote was unanimously in favor of the motion)

19 CHAIRPERSON NIXON: Thank you. The motion  
20 passes.

21 Okay. All applicants to be sworn in.

22 MS. HARRIS: For anyone on the agenda or for  
23 anyone in this room who plans to testify, can you please  
24 stand and raise your right hand.

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(The witnesses were sworn in)

CHAIRPERSON NIXON: The next agenda item is a potential block vote. We have consent items number -- Okay. So Consent Item Number 6 that's on the agenda, LVP Security Services, has removed themselves from the application. So that will be taken out.

So we are looking at seven through 24 and Item Number 31. So those are up for potential block vote. Do we have a motion?

MEMBER CORTEZ: This is Board Member Cortez. I am motioning to remove Item 6 of the consent items and include Item 31, RJP Consulting, LTD, in to the consent block vote.

CHAIRPERSON NIXON: So we have a motion. Do we have a second?

MEMBER BROWN: This is Board Member Brown. I will second.

CHAIRPERSON NIXON: We have a motion and we have a second. All in favor say aye.

(The vote was unanimously in favor of the motion)

CHAIRPERSON NIXON: Motion passes.  
Congratulations.

So those members or those applicants that were a part of the consent block vote, Items 7 through 24 and Agenda

1 Item Number 31, you're more than welcome to stay. But you  
2 will not be questioned. Your request has been granted, so  
3 your license has been approved. The licensing board will  
4 reach out to and speak to you about next steps if you have  
5 any questions.

6 Okay. So the next item on the agenda would be  
7 Agenda Item Number 25, Nickel Group Operating CO, LLC. Is  
8 Mr. Lettieri here or Cory? Please come to the front. Good  
9 morning, gentlemen. So if I could ask a quick question. Do  
10 we have prints on Agenda Item Number 25? Investigator Diaz,  
11 do we have prints?

12 MR. DIAZ: This is Investigator Diaz. We  
13 currently do not have fingerprints.

14 CHAIRPERSON NIXON: That's for whom, which one of  
15 the applicants? I'm sorry.

16 MR. DIAZ: This is Investigator Diaz. For a Mr.  
17 Daniel Cory.

18 CHAIRPERSON NIXON: So how do we proceed?

19 MR. INGRAM: So, Madam Chair, for the record,  
20 Kevin Ingram. We are experiencing some pretty lengthy delays  
21 with PPS again. They're just very short-staffed. They're  
22 being inundated. We tried to make sure that fingerprints get  
23 in as soon as we get them. Sometimes they come back, they  
24 have to be resubmitted. In this instance, Mr. Cory's

1 fingerprints have not come back yet. So, traditionally, what  
2 the board has done -- There's a couple of things that you can  
3 do. You can either move forward with the review and  
4 potential approval of Mr. Lettieri and postpone Mr. Cory to a  
5 future board meeting once we have the prints back.

6 On a couple of occasions, the board has gone  
7 ahead and approved, contingent upon the fingerprints coming  
8 back clean. If they did not come back clean, then we would  
9 have another hearing. So, it's not as clean to do that in  
10 the event that the fingerprints come back with something on  
11 them. However, the board has done that in the past.

12 Legal, do you have any input on that as well?

13 MS. HARRIS: No disagreements with either option.

14 CHAIRPERSON NIXON: So I think we have several  
15 applicants in this session that will fall under this  
16 category, unfortunately. So, as a board, I guess we'll go  
17 through each one individually and decide how we want to move  
18 forward.

19 So, starting with the Nickel Group, we have no  
20 prints on Mr. Cory but we do on Mr. Lettieri?

21 MR. LETTIERI: Lettieri.

22 CHAIRPERSON NIXON: Okay. Thank you. So, if we  
23 could, we'll start with, you know, tell us a little bit about  
24 your company and what your intentions are with the license

1 and then we'll let the board decide which way they want to  
2 move forward.

3 MR. CORY: Thank you, Madam Chair. My name is  
4 Daniel Cory. As you can tell from my accent, I'm not a  
5 native of Nevada. But we formed Nickel Group about a year  
6 and a half ago. It's a risk management and security business  
7 based in California where we acquired a number of clients in  
8 the Silicon Valley area and Los Angeles. A number of the  
9 clients are doing work in Nevada and asked us to come look at  
10 licensing options to continue to support the state here. So  
11 far, employees are also based here in Nevada. What else can  
12 I tell you?

13 CHAIRPERSON NIXON: What's your intentions, just  
14 to support your customers from California?

15 MR. CORY: It is. There are some options for us  
16 as well here in the state. We feel there's some good  
17 match-ups with the type of work we do in California with some  
18 similar clients here in Nevada.

19 CHAIRPERSON NIXON: Okay. So, Mr. Lettieri,  
20 would you be the resident license holder?

21 MR. LETTIERI: Yes. I'm currently licensed. I  
22 have a company, my own company, Tap Root 360. I've been  
23 licensed for five years now. I'm a retired North Las Vegas  
24 PD detective. And I'm going to keep my private investigation

1 ongoing, which is good. And I also have my PPO as well. But  
2 I'm going to go in to a partnership with these gentlemen here  
3 and continue my business here working with them.

4 CHAIRPERSON NIXON: Okay. Are there any  
5 questions from the board? Okay. If there's no questions,  
6 I'll entertain a motion.

7 MEMBER CORTEZ: This is Board Member Cortez. I  
8 am motioning to approve the Nickel Group Operating Company,  
9 LLC, for a new corporate private patrol officer license.  
10 Mr. Lettieri license number 2271, to be kept in abeyance and  
11 transferred, so that he may become the qualifying agent.

12 Can I include both motions or do we want to just  
13 do that one?

14 MS. HARRIS: You can include the contingency in  
15 the motion.

16 MEMBER CORTEZ: Okay. And, furthering, I would  
17 like to motion to approve Mr. Cory contingent upon a clean  
18 fingerprint result. Any issues to be brought back to the  
19 board.

20 CHAIRPERSON NIXON: Okay. We have a motion. Do  
21 we have a second?

22 MEMBER BROWN: This is Board Member Brown. I  
23 will second.

24 CHAIRPERSON NIXON: We have a motion -- We have a

1 motion and a second. All in favor say aye.

2 (The vote was unanimously in favor of the motion)

3 CHAIRPERSON NIXON: Congratulations, gentlemen.  
4 Good luck to you.

5 MR. LETTIERI: Thank you very much.

6 MEMBER CORTEZ: This is Board Member Cortez. I  
7 just want to place on the record that the contingency for  
8 Mr. Daniel C. Cory, should the fingerprints come back clean,  
9 he would be the member approved subject to all statutory and  
10 regulatory requirements.

11 CHAIRPERSON NIXON: Do we have a second?

12 MEMBER BROWN: This is Board Member Brown. I  
13 will second.

14 CHAIRPERSON NIXON: We have a motion and we have  
15 a second. All in favor say aye.

16 (The vote was unanimously in favor of the motion)

17 CHAIRPERSON NIXON: Thank you.

18 Agenda Item Number 26, Hayvents Security. Good  
19 morning. Welcome. Please tell us a little bit about  
20 yourselves and the intention with the license.

21 MR. SALAH: My name is Joseph Salah. I do have  
22 the license with the board I think for about four years, five  
23 years now, and we're just changing it in to a corporation.  
24 Basically what we're trying to do is trying to expand under

1 the corporation, that we have that same corporation and  
2 servicing is why it's out here. So I will be the qualifying  
3 agent with that company if, of course, approved.

4 MS. ZANGHI: Hi. My name is Mirna Zanghi and we  
5 have a corporation for Hayvents Security and we want to spend  
6 more of the company over here in Nevada. And I want to say I  
7 have an issue with my English. That's why I say I'm sorry.

8 CHAIRPERSON NIXON: Okay. No worries. And where  
9 are you guys based out of? I'm sorry.

10 MR. SALAH: Out of California. We have an office  
11 in California and we do have an office here already in  
12 Nevada. So we started an office here. We have not operated  
13 under that corporation yet here because we're waiting for the  
14 hearing. And, once we get approved, then we'll start. But  
15 we have not done any business under either the license, the  
16 personal, since we requested it.

17 CHAIRPERSON NIXON: Okay. Gotcha.

18 So I'll open it up. Board, do you have any  
19 questions?

20 MEMBER CORTEZ: This is Board Member Cortez. I  
21 do. And this question is going to be for Ms. Zanghi.  
22 Question regarding civil judgment back -- And this is in  
23 Chatsworth for the amount of \$8,000 on a creditor. Do you  
24 recall that?

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MS. ZANGHI: Yes.

MEMBER CORTEZ: Okay. So my question to you is do we have a disposition? What happened to the case?

MS. ZANGHI: What happened with this is in 2,000 -- I don't remember if it's 2010 or '11, we have many properties and I lost with the economy is slow, that the problem is when they charity one of the house, they want to come in to take it, okay. But they tell us we got our money for keeping the house, the money, they tell us 8,000, but if the change coming we have to pay the 8,000 to them.

MEMBER CORTEZ: And have you done that?

MR. ZANGHI: We got it. They come and they take our house.

MEMBER CORTEZ: So it's pending? Got it. Thank you.

CHAIRPERSON NIXON: Investigator Hubbel, quick question. On all of this, there are quite a few financial concerns in there. Have they been resolved?

MR. HUBBEL: This is Investigator Hubbel. I believe the bankruptcies have been resolved, either dismissed or discharged. According to the liens and judgments, like the one that you were speaking about, the \$8,000, I have no idea on that one. It shows no disposition that was listed. And that's the information that I have on that. So that

1 would be the only one that I'm uncertain of.

2 CHAIRPERSON NIXON: And she's requesting to be  
3 the corporate officer status. Who is financially responsible  
4 for the company?

5 MR. SALAH: That will be Victoria. Her  
6 fingerprint did not come back. So they scheduled her for the  
7 next board meeting.

8 CHAIRPERSON NIXON: Any other questions?

9 MR. INGRAM: Kevin Ingram for the record.  
10 Investigator Hubbel, do we have her fingerprint results?  
11 Because I show here on the report negative.

12 MR. HUBBEL: No. We do have her fingerprint  
13 reports. It's stamped November the 8th and I'm looking at it  
14 right now and there appears to be nothing on the fingerprint  
15 report other than -- I believe I spoke to Ms. Zanghi about  
16 this -- July 28th, 1986 arrest out of some station in  
17 McAllen, Texas. And it had something to do with the  
18 military.

19 MR. INGRAM: And that's been resolved?

20 MR. HUBBEL: I don't recall exactly what she  
21 said. It was something about crossing at the border and  
22 because of her I think the lack of the English, there was a  
23 complication and I think she was stopped but nothing happened  
24 out of it. Nothing was a result.

1 MR. INGRAM: It didn't show on the report?

2 MR. HUBBEL: No, the fingerprint does not show.  
3 It just shows an arrest with no disposition.

4 MR. INGRAM: Okay. Thank you.

5 CHAIRPERSON NIXON: So I just want to understand  
6 a little bit better about the financial responsibilities of  
7 the company. So who will that fall under? You said  
8 Victoria?

9 MR. SALAH: Yes.

10 CHAIRPERSON NIXON: And Victoria is not with us  
11 right now?

12 MR. SALAH: She's not here because I think when  
13 they did her fingerprint it was not clear enough, so they  
14 have to do a redo. I believe she already did them. She's  
15 here actually present but she's not on the meeting for today.  
16 And they have her -- they do have her scheduled I think at  
17 the next board meeting hopefully. They're just waiting for  
18 the fingerprint.

19 CHAIRPERSON NIXON: Okay.

20 MR. SALAH: So Victoria will be -- Victoria will  
21 be the main -- operating the financial side and will be  
22 overlooking operation.

23 CHAIRPERSON NIXON: Okay. And then so what's  
24 Ms. Zanghi's role?

1                   MR. SALAH: Well, she's her grandma. She's a  
2 family member. So she's basically on the company to -- also  
3 financially if needed. But she's in there when needed.

4                   CHAIRPERSON NIXON: Okay. I think our concerns  
5 are going to be, of course, whether or not the company is  
6 financially able to make payroll, insurance, and all of that  
7 other stuff.

8                   MR. SALAH: We have been for 40 years in  
9 California and it's the same company. She is on the board  
10 and the company in California as well. And you can check on  
11 that if you would like.

12                   MEMBER BROWN: This is Board Member Brown.  
13 Question for Investigator Hubbel. Are that person's  
14 fingerprints still outstanding?

15                   MR. HUBBEL: Are you talking about --

16                   MEMBER BROWN: Victoria.

17                   MR. HUBBEL: We still do not have hers. When she  
18 submitted them, they were of insufficient quality. And, by  
19 the time we had gotten that determination, there was not  
20 enough time to get them redone before this board meeting, so  
21 she's going to appear at a separate time.

22                   CHAIRPERSON NIXON: Could I ask what have you  
23 done to resolve the outstanding liens? Yes, I'm sorry.

24                   MR. ZANGHI: Can you repeat for me because I

1 don't understand?

2 CHAIRPERSON NIXON: What have you done or what  
3 are you doing to resolve the outstanding liens that you have,  
4 the financial issues that you have? Are you working on  
5 getting those fixed?

6 MS. ZANGHI: Yes. I can work on those to get  
7 them fixed.

8 CHAIRPERSON NIXON: Okay. But, currently, you're  
9 not? You're not doing anything?

10 MS. ZANGHI: No.

11 CHAIRPERSON NIXON: Okay. Did you know about  
12 these prior to the meeting?

13 MS. ZANGHI: Yes.

14 CHAIRPERSON NIXON: Investigator Hubbel, was  
15 there any reach-out to Ms. Zanghi to see what's being done to  
16 resolve these issues, the financial issues?

17 MR. HUBBEL: This is Investigator Hubbel. As far  
18 as the bankruptcy, is that what you're asking?

19 CHAIRPERSON NIXON: The liens that are  
20 outstanding.

21 MR. HUBBEL: No, ma'am. I did not. It was  
22 listed on the financials and just showed no disposition.  
23 And, when I spoke to her, she didn't recall that part -- that  
24 that lien was in existence.

1 CHAIRPERSON NIXON: So, legal, can I ask -- or  
2 counsel. Sorry. Can we do the same thing here where we  
3 approve one portion of the request and not approve the other  
4 one until items are taken care of?

5 MS. HARRIS: Yes. You can place that contingency  
6 in the motion.

7 CHAIRPERSON NIXON: Okay. So she has some  
8 outstanding financial concerns.

9 MEMBER CORTEZ: Correct. But who ever is coming  
10 up -- This is Board Member Cortez. I'm just asking for  
11 clarification. As far as the fingerprints, I heard that that  
12 was Victoria's fingerprints --

13 MR. SALAH: That did not come in.

14 MEMBER CORTEZ: -- did not come back and that's  
15 what we're pending for. What's her position that she will be  
16 applying for?

17 MR. SALAH: She will be just like -- So it will  
18 be on the corporate.

19 MEMBER CORTEZ: In addition to?

20 MR. SALAH: Yes.

21 MEMBER CORTEZ: So we're going to have two of  
22 them.

23 MR. SALAH: Yes.

24 MEMBER CORTEZ: Understood. But she is not

1 currently on the agenda?

2 MR. SALAH: Not for today. And the reason is --

3 CHAIRPERSON NIXON: My question about the  
4 financial portion is that Victoria -- Yeah, okay. So,  
5 typically, what we have done things before, if they have  
6 outstanding financial issues, we deny it. So here we have  
7 the opportunity to vote for one and deny the other until the  
8 financial issues are taken care of. That can be a part of  
9 the motion. Okay.

10 So, if there's no further questions, I'll  
11 entertain a motion.

12 MEMBER CORTEZ: This is Board Member Cortez. I  
13 motion to approve Hayvents Security, Inc., for a new  
14 corporate private patrol officer license and that Mr.  
15 Joseph Salah, license number 2331, that his license be placed  
16 in abeyance and transferred to become the qualifying agent.

17 CHAIRPERSON NIXON: So I have a question for  
18 clarification. If he's approved can they operate without a  
19 corporate officer? Okay. Gotcha.

20 So we have a motion. Do we have a second?

21 MEMBER BROWN: This is Board Member Brown. I  
22 didn't hear the answer to your question about if they can  
23 operate.

24 MR. INGRAM: Yes, they can. This is Kevin, for

1 the record. If we know that they're going to be moving  
2 forward with corporate officers at the next meeting, the  
3 board has approved that in the past without issue.

4 MEMBER BROWN: Thank you, sir.

5 So this is Board Member Brown. I will second the  
6 motion.

7 CHAIRPERSON NIXON: We have a motion and we have  
8 a second. All in favor say aye.

9 (The vote was unanimously in favor of the motion)

10 CHAIRPERSON NIXON: So, yours is approved, okay.

11 For the second portion I'll entertain a motion.

12 MEMBER CORTEZ: This is Board Member Cortez. I'm  
13 motioning to deny Mrs. Mirna Zanghi as the corporate officer  
14 at this time. As stated, there are some outstanding  
15 financial issues and, apparently, there is another applicant  
16 coming in front of the board to also apply for a corporate  
17 officer. At this time I would like to see both of them at  
18 the next board meeting and hopefully we'll have some kind of  
19 resolution as far as that money.

20 MR. SALAH: Okay. So just to clarify.

21 MEMBER CORTEZ: My notion is to deny corporate  
22 officers at this time.

23 MR. SALAH: But the license and corporation we  
24 will be able to start operating under the corporation?

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MEMBER CORTEZ: Yes.

MR. SALAH: And then --

MEMBER CORTEZ: Let's wait for the motion.

CHAIRPERSON NIXON: So we have a motion. Do we have a second?

MEMBER BROWN: This is Board Member Brown. I will second.

CHAIRPERSON NIXON: We have a motion and we have a second. All in favor say aye.

(The vote was unanimously in favor of the motion)

CHAIRPERSON NIXON: Motion passes. So you can come back in --

MR. SALAH: And clear all of this whatever we have. I wasn't even aware of it.

CHAIRPERSON NIXON: So, as long as that's cleared up, then we're able to move forward with both of you guys and both should be here at the next meeting.

MR. SALAH: Do you still need to me to come again on the next meeting?

MR. INGRAM: We'll have board staff reach out to you and answer all of your questions, okay. Absolutely. We'll work with you on that, okay.

CHAIRPERSON NIXON: Okay. Agenda Item Number 27, Amentum Services, Inc. Is Paul Hudson here? Huston, sorry.

1 Good morning. So tell us a little bit about yourselves and  
2 what the intention is with the license.

3 MR. HUSTON: My name is Paul Huston. I am a  
4 security training officer. I uphold departmental  
5 qualification for all the systems applied, lead, defensive  
6 tactics. Our primary mission for my department is security  
7 of the installation. The installation is a vast area in  
8 Hawthorne, Nevada. It's the Army depot. We have a variety  
9 of bunkers, structures, D-mill of munitions on the US Army,  
10 and we also have a transport that detonates up in the range.  
11 90 percent of what we do is on the federal land is on that  
12 installation. But we do escort on public highways for  
13 detonations. And we have outside perimeter checks and slides  
14 that are also off the highway that we check and coordinate  
15 with.

16 CHAIRPERSON NIXON: And sir.

17 MR. REYNOLDS: Good morning, Chair Nixon and  
18 board members. My name is Joe Reynolds. And I'm legal  
19 counsel for Amentum and I'm here in the event the board has  
20 any questions about the underlying citation that was issued  
21 in this matter.

22 CHAIRPERSON NIXON: Okay. Board, do you have any  
23 questions?

24 MEMBER CORTEZ: This is Board Member Cortez.

1 Thank you for bringing up the underlying financial  
2 situations. I do see that the citations were paid in full,  
3 which I highly appreciate that, prior to the meeting. And I  
4 understand there was a lot of confusion with who owned what  
5 and how everything was going on and there was a bit of a  
6 cluster going on with this whole department. So I'm glad to  
7 see that things have started to stabilize. That was all. It  
8 was just a comment.

9 CHAIRPERSON NIXON: So, if I could, Investigator  
10 Diaz, what was the citation for?

11 MR. DIAZ: This is Investigator Diaz. The  
12 citation was for unlicensed activity.

13 CHAIRPERSON NIXON: And what was that activity?

14 MR. DIAZ: This is Investigator Diaz. I believe  
15 it was because they took over contract at the Hawthorne Army  
16 Base and they did not have the proper license yet.

17 MR. INGRAM: Madam Chair, if I may. Kevin Ingram  
18 for the record. I've been involved in this case for quite a  
19 while, so probably the best person to speak to this.

20 Hawthorne Army Depot is a federal contract. And,  
21 as the board is aware, to even bid on a contract that is  
22 going to take place in Nevada, regardless of whether it's  
23 federal or not, the company has to be licensed to do that.

24 The company that actually bid on the contract and

1 took over the Hawthorne Army Depot from SOC Hawthorne -- That  
2 was the license holder before that. Mr. Huston was the  
3 qualifying agent for that company. And that company lost the  
4 contract. The company that actually won the contract was not  
5 Amentum. It was a company that Amentum has since acquired.  
6 So that company no longer exists. They bid on the contract  
7 illegally.

8           However, what happened is when Amentum took over  
9 the contract without a license, it wasn't a bidding portion.  
10 Now it's they're actually performing the duties.

11           So, in discussions with Amentum at that time,  
12 there was some back and forth, they were given an opportunity  
13 to fix the problem prior to taking over the contract. I  
14 think the wrong individuals were trying to make the decisions  
15 for the company. That's an assumption. I would like to hear  
16 Mr. Reynolds' input on that once I finish this overview.

17           The individual was not willing to work and move  
18 forward with licensing. And so we were forced after July 1  
19 to issue an unlicensed activity citation to Amentum.

20           Once that citation was issued and got to  
21 corporate level with Amentum, that's when Mr. Reynolds got  
22 involved. So it's one of those things where I worked with  
23 counsel on it because normally we're going to issue a cease  
24 and desist along with the citation. It's not reasonable to

1 put a cease and desist on a federal contract that could  
2 ultimately harm Homeland Security. So we put our heads  
3 together and we came up with the plan for them as long as  
4 they were going to move forward, we would allow them to  
5 continue the contract because of the fact that they hired  
6 Mr. Huston and everyone that is working the contract also  
7 have registered work cards.

8 So, Mr. Huston has been running this as if they  
9 are licensed, and he's fully prepared to get everybody in to  
10 the roster once the company receives licensure.

11 We were moving forward with the corporate  
12 officer. That corporate officer is no longer employed by  
13 Amentum for whatever reason. Okay. So that's why Mr. Huston  
14 is here asking for the license. And I've been working with  
15 Mr. Reynolds. He actually had a meeting with legal counsel  
16 and myself. He's assured us that he is going to continue to  
17 get the corporate officers applications in to us in a timely  
18 fashion so that they will appear before the March board  
19 meeting to make this whole thing work.

20 CHAIRPERSON NIXON: And I'm assuming with, you  
21 know, you working with them they've been cooperative now?

22 MR. INGRAM: Absolutely.

23 Mr. Reynolds, did you have anything you wanted to  
24 add to that?

1                   MR. REYNOLDS: No. Thank you, Director Ingram  
2 and Chair Nixon. I agree with your assessment, Director  
3 Ingram. And I would just like to thank Director Ingram,  
4 Deputy Attorney General Harris, and Investigator Swarthout on  
5 working with us to make sure that this is on track. Director  
6 Ingram expressed coming in last spring and early summer,  
7 there was some uncertainty with the transition.

8                   But, I would like to represent that we've been  
9 working cooperatively with the board and the amazing team.  
10 Very much respect to the board and want to be good partners  
11 here in Nevada. And thank you for your consideration of this  
12 request.

13                   CHAIRPERSON NIXON: Thank you for working through  
14 that. I do know that that can be kind of sticky. I've gone  
15 through a few acquisitions.

16                   Mr. Huston, you are aware since you were the QA  
17 before how to run the roster and make sure that everybody is  
18 licensed and those obligations as the QA?

19                   MR. HUSTON: Yes, I am. I've maintained that  
20 from SOC. And, as far as the staffing levels, it's just a  
21 matter of sitting on the computer and getting everything  
22 entered.

23                   CHAIRPERSON NIXON: Thank you.

24                   Board, are there any other questions for these

1 gentlemen? Okay. Hearing there are no further questions,  
2 I'll entertain a motion.

3 MEMBER CORTEZ: This is Board Member Cortez. I'm  
4 motioning to approve Amentum Services, Inc., for a new  
5 corporate private patrol officer license, Mr. Paul E. Huston,  
6 license number 4058, to be kept in abeyance and transferred  
7 so that he may become the qualifying agent, subject to all  
8 statutory and regulatory requirements.

9 CHAIRPERSON NIXON: We have a motion. Do we have  
10 a second?

11 MEMBER BROWN: This is Board Member Brown. I'll  
12 second.

13 CHAIRPERSON NIXON: We have a motion and we have  
14 a second. All in favor say aye.

15 (The vote was unanimously in favor of the motion)

16 CHAIRPERSON NIXON: We look forward to seeing you  
17 guys in March with your corporate officers. Thank you. Good  
18 luck.

19 MR. HUSTON: Thank you.

20 CHAIRPERSON NIXON: Okay. Corporate officer  
21 request, Agenda Item Number 28, Garda CL West, incorporate --  
22 incorporate. We're looking for Mr. Timothy R. Henry. Good  
23 morning, sir.

24 MR. HENRY: Good morning. How are you? Last

1 name Henry, H-e-n-r-y.

2 CHAIRPERSON NIXON: Good. And, you were sworn  
3 in; right?

4 MR. HENRY: Yes, ma'am.

5 CHAIRPERSON NIXON: So tell us a little bit about  
6 yourself and your intentions with the license.

7 MR. HENRY: Well, I've been, as of October, 40  
8 years in the industry. I actually started on an armored  
9 truck and worked my way up through the ranks. Very, very  
10 important to me that everybody does this job and does it  
11 correctly. I'm a very big stickler on rules and regulations.  
12 I actually do the collective bargaining agreements as well.  
13 And we are actually adding in extra pay for licenses because,  
14 regardless if it's their responsibility or not, bottom line  
15 is I want to make sure it's worthwhile. I don't mind paying  
16 extra as long as I get something for it.

17 And I want them to ensure that they do their  
18 licenses. It behooves them to do so. Because, at the end of  
19 the day, they could lose five, six, seven dollars an hour if  
20 they don't have them. So it's very important.

21 CHAIRPERSON NIXON: Are there any questions for  
22 Mr. Henry?

23 Hearing there are no questions, I'll move for a  
24 motion.

1                   MEMBER CORTEZ: This is Board Member Cortez. I'm  
2 motioning to approve Garda CL West, Inc., license number  
3 1496, for corporate officer status to Mr. Timothy R. Henry,  
4 subject to all statutory and regulatory requirements.

5                   CHAIRPERSON NIXON: We have a motion. Do we have  
6 a second?

7                   MEMBER BEZICK: Bezick seconds.

8                   CHAIRPERSON NIXON: We have a motion and a  
9 second. All in favor say aye.

10                   (The vote was unanimously in favor of the motion)

11                   CHAIRPERSON NIXON: Congratulations, sir. Good  
12 luck to you.

13                   MR. HENRY: Thank you. Have a good day.

14                   CHAIRPERSON NIXON: Thank you.

15                   Agenda Item Number 29, Rappaport Consulting. Do  
16 we have Robert B. Rappaport?

17                   MR. RAPPAPORT: Good morning.

18                   CHAIRPERSON NIXON: Good morning. How are you?

19                   MR. RAPPAPORT: Great. Great. Spelling of my  
20 last name is Rappaport, R-a-p-p-a-p-o-r-t.

21                   CHAIRPERSON NIXON: Thank you, sir. And you were  
22 sworn in?

23                   MR. RAPPAPORT: Yes.

24                   CHAIRPERSON NIXON: So please tell us a little

1 bit about yourself and your intentions with the license.

2 MR. RAPPAPORT: Sure. Well, last March, I  
3 retired after 30 years from the fire department as a chief  
4 officer in southern California. Along the way, I was an  
5 arson investigator. And then since we have some time off,  
6 along the side, I had a side business as a private  
7 investigator and consultant. I got my PI license in  
8 California at the beginning of 2010. And, so along the way,  
9 especially now after retiring from the career, I have a lot  
10 more time to do this.

11 One of my clients in California also has an  
12 office in Nevada. So I wanted to make sure I was properly  
13 licensed. So that's why I'm standing here in front of you  
14 today.

15 CHAIRPERSON NIXON: Thank you.

16 Board, are there any questions for Mr. Rappaport?  
17 Hearing there are no questions, I'll entertain a  
18 motion.

19 MEMBER BROWN: This is Board Member Brown. I  
20 move that we grant Rappaport Consulting, LLC the corporate  
21 private investigators license. Also move that Robert  
22 Rappaport be granted his individual private investigators  
23 license, which will be placed in abeyance, so that he may  
24 become the qualifying agent. This is subject to all

1 statutory and regulatory requirements.

2 CHAIRPERSON NIXON: And member.

3 MEMBER BROWN: Oh, and member status. I'm sorry.

4 CHAIRPERSON NIXON: No problem. So we have a  
5 motion. Do we have a second?

6 MEMBER BEZICK: Bezick. Second.

7 CHAIRPERSON NIXON: We have a motion and a  
8 second. All in favor say aye.

9 (The vote was unanimously in favor of the motion)

10 CHAIRPERSON NIXON: Congratulations. Good luck  
11 to you.

12 MR. RAPPAPORT: Thank you very much. I  
13 appreciate it.

14 CHAIRPERSON NIXON: Agenda Item Number 30,  
15 CalStar Unlimited, LLC. Is Bradley Pfanner --

16 MR. PFANNER: Pfanner. Pfanner spelled  
17 P-f-a-n-n-e-r.

18 CHAIRPERSON NIXON: Thank you, sir. Tell us a  
19 little bit about yourself and the intention with the license.

20 MR. PFANNER: Well, I've been a licensed private  
21 investigator in California since 2010 and I'm currently the  
22 president of CalStar Unlimited. I work full service  
23 investigative agency. We specialize in insurance defense,  
24 insurance fraud. We are looking to expand in to Nevada and

1 other states as well.

2 CHAIRPERSON NIXON: Okay. Are there any  
3 questions from the board?

4 Okay. Hearing there are no questions, I'll  
5 entertain a motion.

6 MEMBER CORTEZ: This is Board Member Cortez. I'm  
7 moving to approve the private investigator license for  
8 CalStar Unlimited, LLC. License to be kept in abeyance.  
9 Member and qualifying agent to be approved is Mr. Bradley A.  
10 Pfanner. Subject to all statutory and regulatory  
11 requirements.

12 CHAIRPERSON NIXON: So we have a motion. Do we  
13 have a second?

14 MEMBER BROWN: This is Board Member Brown. I'll  
15 second.

16 CHAIRPERSON NIXON: We have a motion and we have  
17 a second. All in favor say aye.

18 (The vote was unanimously in favor of the motion)

19 CHAIRPERSON NIXON: Thank you. Congratulations,  
20 sir.

21 MR. PFANNER: Thank you.

22 CHAIRPERSON NIXON: Good luck to you.

23 MR. PFANNER: All right. Thank you.

24 CHAIRPERSON NIXON: Agenda Item Number 31, RJP

1 Consulting. Nevermind. Just kidding.

2 And then I have something on 32 but I can't read  
3 it. Did he remove himself? Okay. Agenda Item Number 32,  
4 Cesar Enriquez-Donate.

5 MR. ENRIQUEZ-DONATE: Good morning. Last name is  
6 spelled E-n-r-i-q-u-e-z D-o-n-a-t-e.

7 CHAIRPERSON NIXON: Please tell us a little bit  
8 about yourself and the intentions with the license.

9 MR. ENRIQUEZ-DONATE: Yes, ma'am. Served in the  
10 military for 13 years. Four years active duty in the Marine  
11 Corps. The rest of it was National Guard here. Did four  
12 years in security. And now I'm applying to be the QA for  
13 Weiser Security Services. I have been the acting QA for the  
14 last year.

15 CHAIRPERSON NIXON: So, if I can ask Investigator  
16 Diaz, has his fingerprints come in?

17 MEMBER CORTEZ: This is Board Member Cortez.  
18 Investigator Diaz, do we have an update on the NHP case?

19 MR. DIAZ: This is Investigator Diaz. We do not.  
20 I spoke with Mr. Donate and the agency on 12-13-22, so two  
21 days ago. And, as of that date, there was still no decision  
22 yet.

23 MEMBER CORTEZ: Thank you.

24 Mr. Enriquez-Donate, what's the status?

1 MR. ENRIQUEZ-DONATE: I'm still waiting for the  
2 hearing officer to come up -- come back with their decision  
3 now. I haven't gotten any word yet.

4 MEMBER CORTEZ: What happened?

5 MR. ENRIQUEZ-DONATE: It was an officer-involved  
6 shooting between three jurisdictions, Metro, Henderson, and  
7 the Nevada Highway Patrol. Stolen vehicle at gunpoint. And,  
8 after the policy review by Nevada Highway Patrol, they deemed  
9 that myself, the use of force was excessive, so I was  
10 dismissed from service.

11 MEMBER CORTEZ: Was it just you or the other  
12 officers as well?

13 MR. ENRIQUEZ-DONATE: For the Nevada Highway  
14 Patrol, it was myself. The other officer he was in  
15 probation. He had other legal matters going on and so they  
16 dismissed him because of that. But for Nevada Highway Patrol  
17 it was myself. And, for the last two years, we've been going  
18 through the hearings.

19 MEMBER CORTEZ: Are you planning to go back?

20 MR. ENRIQUEZ-DONATE: Not currently, ma'am. I  
21 just kind of want to clear that from the record.

22 CHAIRPERSON NIXON: So that's why you're  
23 requesting it to be reviewed again?

24 MR. ENRIQUEZ-DONATE: Correct, correct. Just to

1 remove the dismissal.

2 CHAIRPERSON NIXON: Okay. Are there any further  
3 questions from the board? And I'm assuming even though it  
4 was use, and I'm not law enforcement, so I'm assuming there  
5 was no charges brought up on you or anything else?

6 MR. ENRIQUEZ-DONATE: No. Criminal side  
7 everything was cleared criminally. Metro did their  
8 investigation and everybody was cleared criminally. This was  
9 just through the Highway Patrol, their policies and what not,  
10 the administrative side.

11 CHAIRPERSON NIXON: Thank you for your service.

12 MR. ENRIQUEZ-DONATE: Thank you, ma'am.

13 CHAIRPERSON NIXON: Are there any questions from  
14 the board?

15 MEMBER CORTEZ: This is Board Member Cortez. I  
16 do have one last question for officer -- Investigator Diaz.  
17 Do we have the details of the actual incident?

18 MR. DIAZ: This is --

19 MEMBER CORTEZ: My concern is that -- I'm sorry.  
20 Go right ahead.

21 MR. DIAZ: This is Investigator Diaz. We do not.  
22 From what we understand, everything we heard was from  
23 Mr. Enriquez-Donate. When I did contact the agency, they  
24 could not speak of it because of the revocation hearing. But

1 they, essentially, said the same things that Mr. Donate has  
2 stated today.

3 MEMBER CORTEZ: Okay. Thank you. I'm  
4 assuming -- This is Board Member Cortez again asking the  
5 applicant. I'm assuming the excessive force was the  
6 discharge of the firearm?

7 MR. ENRIQUEZ-DONATE: Correct.

8 MEMBER CORTEZ: Got it. Thank you.

9 CHAIRPERSON NIXON: Any further questions from  
10 the board?

11 Okay. Hearing there are no further questions,  
12 I'll entertain a motion.

13 MEMBER BROWN: This is Board Member Brown. I'll  
14 state first that I have some serious reservations in  
15 approving this license because there is a pending decision to  
16 be made about excessive use of force on this. So I will  
17 motion that we deny the licensing for Cesar Enriquez-Donate.

18 CHAIRPERSON NIXON: We have a motion. Do we have  
19 a second?

20 MEMBER BEZICK: Bezick seconds.

21 CHAIRPERSON NIXON: We have a motion. We have a  
22 second. All in favor say aye.

23 (The vote was unanimously in favor of the motion)

24 CHAIRPERSON NIXON: So, unfortunately, at this

1 time, your license is being denied. You can work with the  
2 board -- the staff to work on next steps.

3 MR. ENRIQUEZ-DONATE: Yes, ma'am. Thank you.

4 MEMBER CORTEZ: You know you can come back;  
5 right?

6 MR. ENRIQUEZ-DONATE: What's that?

7 CHAIRPERSON NIXON: You can re-apply. They'll  
8 work with you. But, once you get this figured out, then you  
9 can come back.

10 MR. ENRIQUEZ-DONATE: I mean, they were supposed  
11 to come up with this decision this month. It just hasn't  
12 happened yet.

13 CHAIRPERSON NIXON: Yeah. So, once you get a  
14 decision, work with the board to -- or the staff to come  
15 back.

16 MR. ENRIQUEZ-DONATE: Okay, ma'am. Thank you.

17 CHAIRPERSON NIXON: Thank you. Good luck to you.

18 MR. ENRIQUEZ-DONATE: Thank you.

19 CHAIRPERSON NIXON: Agenda Item Number 33,  
20 Euclides Guerrero. On this one I'm going to have to recuse  
21 myself. Euclides or Cheech used to work for me at Allied, so  
22 I'm going to have to go ahead and recuse myself.

23 Sir, one, you look fantastic.

24 MR. GUERRERO: Thank you.

1 CHAIRPERSON NIXON: Congratulations. Two, tell  
2 us a little bit about yourself and the intentions with the  
3 license.

4 MR. GUERRERO: Again, my name is Euclides Cheech  
5 Guerrero. I've been doing security for well over 20 years.  
6 I started when I was 16 years old working at nightclubs back  
7 home in New York. Here in Las Vegas I was doing nightclubs  
8 back in the beginning of 2000, 2003, and I worked my way up  
9 in to the position I'm in now.

10 CHAIRPERSON NIXON: Are there any questions from  
11 the board?

12 MEMBER CORTEZ: The board's indulgence.

13 CHAIRPERSON NIXON: Hearing there are no  
14 questions, I'll entertain a motion.

15 MEMBER BROWN: Actually, I'm sorry, Madam Chair.  
16 This is Board Member Brown. I have a question for  
17 Mr. Guerrero. Would you -- Can you explain why you were  
18 dismissed from AUS?

19 MR. GUERRERO: The official reasoning was for I  
20 didn't do my job.

21 MEMBER BROWN: In what fashion didn't you do your  
22 job or did they say you didn't do your job?

23 MR. GUERRERO: I guess I didn't do it to their  
24 standards.

1 MEMBER BROWN: Okay. Thank you.

2 MR. GUERRERO: You're welcome.

3 CHAIRPERSON NIXON: Any further questions from  
4 the board? Hearing there are no further questions, I'll  
5 entertain a motion.

6 MEMBER BROWN: This is Board Member Brown. I  
7 move that we grant Mr. Euclides -- Am I saying that  
8 correctly -- Guerrero for his individual private patrol  
9 officer license, which will be placed in abeyance, so that he  
10 may become the qualifying agent for American Guard Services,  
11 Inc. This is subject to all statutory and regulatory  
12 requirements.

13 CHAIRPERSON NIXON: We have a motion. Do we have  
14 a second?

15 MEMBER CORTEZ: This is Board Member Cortez.  
16 I'll second that motion.

17 CHAIRPERSON NIXON: We have a motion and we have  
18 a second. All in favor say aye.

19 (The vote was unanimously in favor of the motion)

20 CHAIRPERSON NIXON: So three ayes and one  
21 abstain. Motion passes. And congratulations.

22 MR. GUERRERO: All right. Thank you. Have a  
23 great day.

24 MR. INGRAM: Christy, are you doing okay? Do you

1 need to take a break?

2 THE COURT REPORTER: I'm fine.

3 MEMBER BROWN: She said she's fine. Thank you.

4 CHAIRPERSON NIXON: Okay. Next agenda item is  
5 Agenda Item Number 34, JT Security Services. Is Teresa  
6 Ornellas --

7 MR. ORNELLAS: I'm here. Should I come up?

8 CHAIRPERSON NIXON: -- up north? Okay. Good  
9 morning.

10 MS. ORNELLAS: Good morning.

11 CHAIRPERSON NIXON: So I guess the question that  
12 I have is -- Well, tell us a little bit about yourself and  
13 your intention with the license.

14 MS. ORNELLAS: Well, my name is Teresa Ornellas,  
15 obviously. Our intention with the license is to do private  
16 patrol. I have worked in security previously for other  
17 companies. I have worked for a local county Department of  
18 Corrections. Not here but in Santa Clara County, sheriff's  
19 office in Santa Clara County. So kind of that's pretty much  
20 it. Just private patrol, just to do patrol services for some  
21 customers that we already have. We have clients but we don't  
22 do security for them. We only do strictly parking  
23 management. That's what I want to call it.

24 CHAIRPERSON NIXON: Okay. Are your other members

1 with you?

2 MS. ORNELLAS: Yeah.

3 CHAIRPERSON NIXON: Because I see --

4 MS. ORNELLAS: Yeah, they are. Do you want them  
5 to come up?

6 CHAIRPERSON NIXON: Yes, please. Good morning,  
7 gentlemen.

8 MR. THOMAS: Good morning. Jerry Thomas.

9 MR. RINALDO: Peter Rinaldo, R-i-n-a-l-d-o.

10 CHAIRPERSON NIXON: Thank you. Investigator  
11 Saladino, have the fingerprints -- I have one shown as no  
12 fingerprints.

13 Oh, Ornellas fingerprints have not come in.  
14 Thomas is in.

15 MR. SALADINO: Investigator Saladino for the  
16 record. We do have all of the fingerprints for this agenda  
17 item.

18 CHAIRPERSON NIXON: Okay. And they're all  
19 negative?

20 MR. SALADINO: Yes.

21 CHAIRPERSON NIXON: Okay. Gotcha.

22 Are there any questions from the board?

23 MEMBER BROWN: This is Board Member Brown.

24 Question for Mr. Thomas. You only listed three years of

1 employment history. What did you do prior to working for JT  
2 Enterprise?

3 MR. THOMAS: Worked with a couple of other  
4 security companies, local, and then Department of Corrections  
5 for quite a few years. But, no reason, I guess.

6 MEMBER BROWN: What is quite a few years with  
7 NDOC?

8 MR. THOMAS: Eight.

9 MR. INGRAM: I'm sorry to interrupt. This is  
10 Kevin Ingram. Can I ask you in the north to just get a  
11 little closer to the microphone. We're having a hard time  
12 hearing everyone that's spoken so far. Thank you.

13 MR. THOMAS: Sorry.

14 CHAIRPERSON NIXON: And can I ask the reason for  
15 not working for the Department of Corrections anymore?

16 MR. THOMAS: Yes. That's when the real estate  
17 market really took off and then I got offered a job with  
18 First American Title Company and then a mortgage company.  
19 And then the real estate market crashed.

20 CHAIRPERSON NIXON: So, I see here you guys  
21 have a -- you were cited for unlicensed activity in 2020. I  
22 guess you were originally first watch, is that what it was?

23 MR. THOMAS: No. It was fire watch. We did fire  
24 watch. And they said that that was considered observing and

1 reporting security. And I said -- Wow, when we were talking  
2 about it I questioned where it was in the NRS and they based  
3 it off of observe and report. That's what they said.

4 CHAIRPERSON NIXON: Investigator Saladino, can  
5 you tell us a little bit about that?

6 MR. SALADINO: Investigator Saladino for the  
7 record. So JT Enterprises was operating in a parking garage.  
8 When the investigator that was working in the north first met  
9 with the two applicants, they thought it was in regards to a  
10 business card that had security services on there. They were  
11 issued a cease and desist. At the time, they weren't able to  
12 prove private patrol services being provided.

13 This started in July of '19. So then September  
14 of '19 we received more information that JT Enterprises was  
15 still operating patrol services at the same parking garage.  
16 An investigator went back there and investigated it some  
17 more. Come to find out, they were providing private patrol  
18 services in the parking garage and an apartment complex.

19 During the course of the investigation, we  
20 acquired contracts from the apartment complex. I don't  
21 believe we acquired contracts from the parking garage. The  
22 unlicensed activity was an issue. There was questions in  
23 regards to parking services. Well, that doesn't fall under  
24 our purview. However, the private patrol services do.

1           At no time during the investigation was I ever  
2 made aware of fire watch. That was nothing that came up from  
3 the investigator's report. And my conversation with the two  
4 applicants it was strictly private patrol services that were  
5 being provided.

6           There was some misunderstanding, I guess, between  
7 the initial investigator and the applicants during this  
8 investigation. They were going to appeal the citation. And  
9 it seemed like it kept getting postponed or there was some  
10 kind of issues that I'm not a hundred percent sure of.  
11 However, when I did speak with them and explained to them,  
12 you know, what was going on and why this did require  
13 licensure, that's when the applicants decided they would go  
14 ahead and pay the citation and eventually move forward with  
15 licensure.

16           CHAIRPERSON NIXON: Have they been cooperative?

17           MR. SALADINO: In dealing with myself they have  
18 been. I can't speak to the other investigator that was  
19 dealing with it. I know at the time he was fairly new and no  
20 longer works with us now. He did do a great summary report.  
21 That's where I've gathered my information for today. But,  
22 when I dealt with them, they were very cooperative and we did  
23 have a very good conversation and that's why we're here  
24 today.

1 CHAIRPERSON NIXON: Okay. Are there any further  
2 questions from the board?

3 MEMBER BEZICK: Mr. Thomas and Ms. Ornellas, you  
4 both look befuddled.

5 MS. ORNELLAS: This is Vincent; right?

6 MEMBER BEZICK: Right.

7 MS. ORNELLAS: Okay. I spoke to him directly on  
8 the phone. We spoke about this whole initial thing. I was  
9 very cooperative. I provided a contract from the parking  
10 garage that they are saying that --

11 CHAIRPERSON NIXON: Ma'am, ma'am, ma'am.

12 MS. ORNELLAS: Yes.

13 CHAIRPERSON NIXON: Ma'am, this is Chairperson  
14 Nixon. He said that and this isn't an argument. We're  
15 trying to gather information.

16 MS. ORNELLAS: I know. I'm just trying to  
17 clarify.

18 CHAIRPERSON NIXON: Quite frankly, your attitude  
19 is why I asked whether or not it's been cooperative. So, if  
20 you wouldn't mind, we'll go through our process.

21 MS. ORNELLAS: Okay.

22 CHAIRPERSON NIXON: Thank you.

23 Are there any further questions from the board?

24 Hearing there are no further questions, I'll move

1 for a motion.

2 MEMBER BEZICK: This is Bezick. I move that JT  
3 Security Services be approved for a corporate private patrol  
4 officers license and that Peter Rinaldo also be approved for  
5 a private patrol officers license and his license be placed  
6 in abeyance so that he may become the qualifying agent and  
7 that Teresa Ornellas and Jerry Thomas be approved as members.

8 CHAIRPERSON NIXON: Okay. Hang on one second.

9 MR. INGRAM: Board Member Bezick. For some  
10 reason, your mic is cutting in and out again, so I don't know  
11 if you need to move a little bit closer. But, when you're  
12 speaking, it cuts in and out. It's weird.

13 CHAIRPERSON NIXON: But we understood the motion.  
14 We have a motion. Do we have a second?

15 MEMBER BROWN: This is Board Member Brown. I'll  
16 second.

17 CHAIRPERSON NIXON: All right. We have a motion  
18 and we have a second. All in favor say aye.

19 (The vote was unanimously in favor of the motion)

20 CHAIRPERSON NIXON: All opposed? Okay. So we  
21 have -- It's been unanimous. Your motion has been approved.  
22 Good luck to you. And please make sure you maintain Nevada  
23 standards in licensing. Thank you.

24 MS. ORNELLAS: Thanks.

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MEMBER BROWN: Thank you guys.

CHAIRPERSON NIXON: Okay. We have three more we'll get through and then we'll be able to move forward with a break.

Okay. Agenda Item Number 35, Coleman Security. Mr. Coleman, please come forward.

MR. COLEMAN: Good morning, Board.

CHAIRPERSON NIXON: Good morning.

MR. COLEMAN: Troy, last name Coleman, C-o-l-e-m-a-n.

CHAIRPERSON NIXON: Thank you. Tell us a little bit about yourself and the intention with your license.

MR. COLEMAN: I'm Troy Coleman and I have a security company in San Jose, California for the past 20 plus years, private investigator and security. And I'm looking for a license here to be able to travel here with my clients and the opportunity to provide them with security services while they're here in Nevada.

CHAIRPERSON NIXON: Have you been before us before?

MR. COLEMAN: Yes, ma'am.

CHAIRPERSON NIXON: Okay. Are there any questions from the board?

MEMBER BROWN: Yes. This is Board Member Brown.

1 Mr. Coleman, in looking at your application and some of the  
2 documents that have been presented, it looks like your  
3 references, some of your references, have all been filled out  
4 by the same person, although they are purported to be  
5 different people. And I'm trying to get to that section real  
6 quick here. I'm scrolling as I'm talking. The forms that  
7 I'm talking about -- Hang on one second. Sorry. I'm  
8 scrolling down further. There is a certificate in support of  
9 personal reference by an Elias Lopez. There is one by  
10 Vanessa Christini. They all appear to be filled out by the  
11 same person. And, if I look at your handwriting, they all  
12 appear to be your handwriting. Can you explain that for me?

13 MR. COLEMAN: Sorry. Is that a question?

14 MEMBER BROWN: Yes, sir. Can you explain why  
15 your references, although they purport to be from different  
16 people, are all in your handwriting?

17 MR. COLEMAN: They're not my handwriting. It's  
18 Vanessa's handwriting. And I believe because it was -- Yeah,  
19 she might have filled it out and they signed it. She might  
20 have just filled out the paperwork for them because it was an  
21 issue trying to get people to take the time out just to do a  
22 reference.

23 Were these the ones that are notarized, had to be  
24 notarized? Yeah. So, yeah, we ended up paying for the

1 notary just so they would get it done. So she might have  
2 filled it out just so it can be filled out and she sent it to  
3 them and had a notary to them and had them do it in person  
4 just to expedite the process.

5 MEMBER BROWN: And then she also filled out your  
6 fingerprint background waiver? That's why I was basing this  
7 believing that it was your handwriting because that is your  
8 background waiver but it is in the same print as those  
9 reference documents.

10 MR. COLEMAN: Yeah. She filled out all the  
11 paperwork for me. She did all the legwork. She used to work  
12 for me. And, so, whatever needed to be signed by myself, I  
13 would sign. Whatever needed to be signed by somebody else,  
14 it was signed. I told her, look, just do all the paperwork  
15 they're requesting that needs to be done, just get it done.  
16 And she did what I asked her to do.

17 MEMBER BROWN: Okay. Stand by. I'm looking for  
18 something else that I've got a note on for a question.

19 MEMBER CORTEZ: Board Member Brown, do you mind  
20 if I ask a question while you look?

21 MEMBER BROWN: No. Please do.

22 MEMBER CORTEZ: This is Board Member Cortez.  
23 Mr. Coleman -- No. Actually, Investigator Saladino, I  
24 understand that this is Mr. Coleman's second time in front of

1 the board and that he was denied. And the reason for the  
2 denial was the lack of information or consistency of  
3 employment. Is it my understanding that this round the  
4 application was filled out correctly?

5 MR. SALADINO: Investigator Saladino. That is  
6 correct. We did receive reports of the application where the  
7 applicant filled in those missing blanks for work history.  
8 We also spoke with the San Jose Police Department. The  
9 applicant had spoke of a knee injury. San Jose Police  
10 Department had nothing negative to say, provided -- the  
11 applicant provided a doctors note as well for the surgery,  
12 and those dates align with when he left San Jose.

13 MEMBER CORTEZ: Perfect. That's exactly what I  
14 wanted to hear. Thank you.

15 MEMBER BROWN: This is Board Member Brown.  
16 Mr. Coleman, I guess my next question was you have, other  
17 than the knee injury causing you to leave the agency, you  
18 have very little law enforcement type experience. What do  
19 you base your experience on to have this license?

20 MR. COLEMAN: Basically, initially, I didn't list  
21 my -- That was one of the questions that came up is I didn't  
22 list all of my law enforcement training and experience. But  
23 I have 20 plus years of security services. I've been doing  
24 this for 20 plus years in California. And that's what I base

1 it on, as a licensed private investigator and security.

2 MEMBER BROWN: Thank you.

3 CHAIRPERSON NIXON: Were you in the military?

4 MR. COLEMAN: Yes, I was in the military. And  
5 I --

6 CHAIRPERSON NIXON: In the Navy for six years?

7 MR. COLEMAN: Yes, ma'am, six years. And I also  
8 worked as base police as a volunteer. And I'm currently with  
9 the Santa Clara County Search and Rescue for the past year or  
10 so.

11 CHAIRPERSON NIXON: Thank you for your service.

12 Any further questions from the board?

13 Okay. Hearing there are no further questions,  
14 I'll entertain a motion.

15 MEMBER CORTEZ: This is Board Member Cortez. I'm  
16 motioning to approve Coleman Security Investigations, Inc.  
17 for a new corporate private patrol officer license. Mr. Troy  
18 E. Coleman to be approved as the individual private patrol  
19 officer and that the lines be -- that the license be placed  
20 in abeyance so that he may become the qualifying agent. And  
21 the corporate officer to be approved is Troy E. Coleman. All  
22 of such are subject to all statutory and regulatory  
23 requirements.

24 CHAIRPERSON NIXON: We have a motion. Do we have

1 a second?

2 MEMBER BEZICK: Bezick. Second.

3 CHAIRPERSON NIXON: We have a motion and we have  
4 a second. All in favor say aye.

5 (Three members voted in favor of the motion)

6 CHAIRPERSON NIXON: So three ayes. Any  
7 abstentions?

8 MEMBER BROWN: This is Board Member Brown. I  
9 vote nay based on the documentation filed. I don't like it.  
10 It seems shady to me. But I vote nay.

11 CHAIRPERSON NIXON: So the vote is three to one.  
12 Your license has been approved. Please work with the  
13 board -- or the office.

14 MR. COLEMAN: Thank you. I appreciate you guys.

15 CHAIRPERSON NIXON: Okay. Agenda Item Number 36,  
16 Secure Source Guards. I'm looking for Justin Roberts.

17 MR. ROBERTS: Yes. Good morning. Justin  
18 Roberts, R-o-b-e-r-t-s.

19 CHAIRPERSON NIXON: And Britton E. Black.

20 MR. BLACK: Britton Black, B-l-a-c-k.

21 CHAIRPERSON NIXON: Jay Leonard.

22 MR. LEONARD: Jay Leonard, L-e-o-n-a-r-d.

23 CHAIRPERSON NIXON: And Cooper Black.

24 MR. BLACK: Cooper Black, B-l-a-c-k.

1                   CHAIRPERSON NIXON: Gentlemen, tell us a little  
2 bit about yourselves and your intention with the license.

3                   MR. COOPER BLACK: We have been doing security  
4 camera installations and maintenance since 2006. We started  
5 in Arizona. And many of our clients we just try to help  
6 them. And, in 2019, we started Secure Source Guards to  
7 provide that type of service, because many of our clients  
8 were asking us for that service.

9                   And so, yeah, we're looking to get licensed in  
10 Nevada so that we can grow that part of our business. We're  
11 currently licensed in Utah, Arizona, and Texas. And we've  
12 learned a lot along the way.

13                   In fact, we're so excited to be here. Thank you  
14 so much for your time. We've made some mistakes. And, yeah,  
15 we're excited. We partnered up with this gentleman right  
16 here as our hopefully QA and we're excited to rectify some of  
17 the mistakes we've made in the past and move forward. So  
18 thank you.

19                   CHAIRPERSON NIXON: Thank you.

20                   Investigator Swarthout, I have here that we are  
21 missing fingerprints from Britton.

22                   MR. SWARTHOUT: Yes. We have received all three  
23 of their prints now and they were all negative.

24                   CHAIRPERSON NIXON: Okay. Awesome. Okay. Are

1 there any questions from the board?

2 MEMBER BROWN: Yes. This is Board Member Brown.  
3 I have a question for anybody that could answer it. Although  
4 reference documents are no longer required to be notarized,  
5 you guys opened yourself up for this question because you did  
6 have them notarized. I'm trying to figure out if you were  
7 all generous enough to fly your references to Arizona so that  
8 they could be notarized, if your notary went to Arizona to  
9 notarize these documents, or if these documents were simply  
10 mailed to your notary and were returned back to the people.

11 MR. COOPER BLACK: So we have a licensed notary  
12 that's -- she's our -- she's wonderful and she's a part of  
13 our organization. And so we filled out the documentation and  
14 we sat down with her and she notarized them. Her name is  
15 Erica Villareal.

16 MEMBER BROWN: Correct. There were references  
17 from Utah that their forms were notarized. How did that  
18 occur?

19 MR. COOPER BLACK: Yeah. I don't know the  
20 specifics. But, yeah, Erica actually was with and notarized  
21 each of the documents. She is the licensed notary that  
22 signed that.

23 MEMBER BROWN: Okay. So the company was generous  
24 enough to fly these people to Arizona? What I'm trying to

1 determine is were these notarized in violation of the law.  
2 Whether they mailed to her so she did not see these people,  
3 get identification from them, she just went ahead and  
4 notarized them? Were you generous enough to fly these people  
5 to Arizona so she could do that or did she go to Utah?

6 MR. COOPER BLACK: Yeah. Erica actually, which  
7 is great, we have operations in Arizona, Utah, and Texas.  
8 And so she moves them out. So, yeah, she was the one that  
9 notarized those documents.

10 MEMBER BROWN: Right. I'm trying to figure out  
11 how and where. If she flew to Utah and notarized them under  
12 her Arizona notary, that is against the law. If the  
13 documents were sent to her and she notarized them without the  
14 people seeing them sign their signatures and without viewing  
15 their identification, that is against the law. So I'm trying  
16 to determine how this was done. They're not required to be  
17 notarized, but you guys opened yourself up for this by doing  
18 it, and I'm trying to find out if it was done legally.

19 MR. COOPER BLACK: As far as I'm -- My awareness,  
20 I don't know that we made any mistakes. If there were, they  
21 weren't intentional. And, if we did make a mistake, we'll do  
22 whatever we can to rectify it.

23 MEMBER CORTEZ: Board Member Brown. This is  
24 Board Member Cortez. I actually have a little bit of

1 insight. I am a commissioned notary for the State of Nevada.  
2 Was this notary done electronically or in person?

3 MR. COOPER BLACK: Once again, I'm not entirely  
4 certain. But I believe it was done in person.

5 MEMBER CORTEZ: Okay. So here's what would work.  
6 It is illegal for any commissioned notary to notarize a  
7 document when the person is not in their presence. A  
8 signature is required in the presence if it's an oath. A  
9 signature can be done prior to if it's an acknowledgment. I  
10 don't know the forms that you guys notarized. However, the  
11 notary will lose her license if she did not perform her  
12 notarial acts as required.

13 So, that's something that can be reported to the  
14 State of Nevada. She could lose her license if she  
15 unethically and illegally performed a notarial act. That's  
16 really out of your jurisdiction. But, again, that will --  
17 that pretty much should answer the question as far as  
18 notarial acts. It will fall on her and she can be reported  
19 if, in fact, it was done. No notarial acts can be mailed and  
20 done outside of the presence of the applicant.

21 MR. COOPER BLACK: If I may. Yeah, as far as my  
22 understanding, I don't -- I'm not aware of the process. But  
23 I believe that she did follow the process. And, if that  
24 isn't is case, then, yeah, I don't know -- I'm not a notary.

1 CHAIRPERSON NIXON: Okay. Any further questions?  
2 Member Brown.

3 MEMBER BROWN: No. Thank you.

4 CHAIRPERSON NIXON: Okay. I do have some. It  
5 looks like you were cited for violations of unlicensed  
6 activity. Of course my computer just went down. And it  
7 looks like it wasn't just once. It was a couple of times.  
8 I'm on the wi-fi. Okay. So, I mean, not to be rude, but are  
9 you just hard-headed?

10 MR. COOPER BLACK: Yeah. If I may, to speak to  
11 that. So we got our first citation I believe it was towards  
12 the end of 2020 and it was COVID and we're a small company.  
13 We had some employees that were working in this capacity.  
14 And so our initial response was, like, oh, my gosh, we've  
15 been notified, we're in the wrong, let's rectify this. So we  
16 were, like, let's get licensed. Let's do what we need to do.  
17 And we didn't understand the process. It's a time-intensive  
18 process.

19 So we were attempting to get licensed and then we  
20 received a second citation and we were like, oh, my goodness,  
21 we just want to do right.

22 And one of the things that I wish that we had  
23 known is that the board is very communicative. We've spoken  
24 to Mr. Ingram. And the information that you guys have helped

1 us with has been tremendous.

2 So, once we got our second citation, we were,  
3 like, oh, my goodness, we need to make it right. So we  
4 attempted to find a licensed company to do this handoff.  
5 Because it was COVID, it was towards the end of the year, and  
6 there are people involved, like human beings. And we were  
7 just trying our best and we couldn't move quick enough. We  
8 truly were trying.

9 CHAIRPERSON NIXON: So, Investigator Swarthout,  
10 do you have any insight in to these -- because it's, gosh,  
11 what, three -- three or four unlicensed activities?

12 MR. SWARTHOUT: Yes. So, in September of 2020,  
13 at that board meeting, if the board remembers correctly, we  
14 had an individual that had been denied a work card who then  
15 brought up that he was working for the company. And then we  
16 opened an investigation based off of that. And then the  
17 following December they put somebody forward. And, when we  
18 were in conversation with her, she stated she was currently  
19 out there working at a job site for them, which then resulted  
20 in a second one. And then the third citation was in January  
21 of '21, towards the end of it, I want to say. Around the  
22 23rd, 26th area, without looking directly at my notes. And  
23 that one, when we went out to a job site that they were still  
24 at, they had entered a contract with the licensee who took

1 over all of their contracts and all of their employee staff  
2 for and was providing. That was a little bit after that  
3 January citation that that fully went in to effect.

4 CHAIRPERSON NIXON: So I understand -- And I  
5 don't know if this is just a typo. I understand the latter  
6 ones, right, and COVID and all of that. But it looks like  
7 you started working in June, July of 2012 in Nevada. So  
8 that's, you know, way pre-COVID and you should have kind of  
9 gotten clarification on what was needed to work in the state;  
10 right? So what's the gap there, the not understanding?

11 MR. COOPER BLACK: So, like I said, our  
12 primary -- Well, we're here for Secure Source Guards, LLC.  
13 That's the company. We want to focus on personnel that  
14 provides security services. We are an older company as  
15 Secure Source International. And it is camera installation  
16 and maintenance. And so we started that in Arizona and then  
17 Utah and then eventually we had some clients that said can  
18 you do work in Nevada.

19 And I know ignorance is not an excuse. But we're  
20 learning as we go. Anytime that we encounter a mistake that  
21 we're making, our effort is to rectify it as soon as we can.

22 CHAIRPERSON NIXON: So, but you were notified and  
23 received a citation in 2012 for unlicensed activity.

24 MR. SWARTHOUT: Investigator Swarthout. No, they

1 didn't. It wasn't issued until 2020 when we found out that  
2 the company was operating.

3 On the 2012, we had pulled ESD, which was the  
4 Employment Security Division. That's when we seen payments  
5 starting to employees. We just don't know if it was just  
6 camera installation or security at that point in time.

7 CHAIRPERSON NIXON: I see. Okay. So, just to  
8 make sure I understand it correctly, so in going back from  
9 2021, 2022, you went back all the way to the first time you  
10 found them unlicensed. But they weren't notified during that  
11 2012-2013 time frame, you just found out about it during the  
12 2022 time frame?

13 MR. SWARTHOUT: That is correct.

14 CHAIRPERSON NIXON: Understood. Okay.

15 MR. INGRAM: Madam Chair, at the time with the  
16 2012-2013, there was no evidence to show that they were  
17 having guard services, even though they were paying  
18 employees. But, as Mr. Black has said, they were doing  
19 camera installation at that time, which would not fall under  
20 that.

21 CHAIRPERSON NIXON: Okay. Got it. Are there any  
22 other questions from the board?

23 MEMBER CORTEZ: This is Board Member Cortez. I  
24 do have a question for the investigator. And you may have

1 already mentioned this. Are the fingerprints back?

2 MR. SWARTHOUT: Yes. And they were all negative.

3 MEMBER CORTEZ: Okay. Thank you.

4 MEMBER BROWN: This is Board Member Brown. A  
5 question for Mr. Roberts. Hopefully in the learning process  
6 you have now learned as the future qualifying agent that you  
7 are going to be responsible for all of these people working  
8 properly, wearing the proper uniforms, and having the proper  
9 licenses.

10 MR. ROBERTS: Yes, sir. Like Mr. Black said and  
11 Mr. Black and Mr. Leonard, working with them, I hope to be  
12 part of that trying to make things right.

13 Just real briefly, my background, retired law  
14 enforcement, retired out of the City of North Las Vegas as  
15 the assistant chief in 2019. Through mutual acquaintances, I  
16 got to know Mr. Britton Black, Mr. Cooper Black, and Mr. Jay  
17 Leonard and told me of their issues and so I've been working  
18 with them since December when we started this, working with  
19 Director Ingram. So, yes, we will make this right.

20 MEMBER BROWN: Thank you, sir.

21 CHAIRPERSON NIXON: Okay. Any further questions  
22 for the board? Okay. Hearing there are no further  
23 questions, I'll entertain a motion. And, just to note, Board  
24 Member Cortez left the room for just a moment, but we can go

1 ahead and move forward. I'll entertain a motion.

2 MEMBER BROWN: This is Board Member Brown. I  
3 move that we grant Secure Source Guards, LLC a corporate  
4 private patrol officer license, we grant Mr. Justin Roberts  
5 his individual private patrol officer license, which he will  
6 place in abeyance so that he may become the qualifying agent.  
7 I move that we approve Britton Black, Jay Leonard, and Cooper  
8 Black as members of the company, subject to all statutory and  
9 regulatory requirements.

10 CHAIRPERSON NIXON: We have a motion. Do we have  
11 a second?

12 MEMBER BEZICK: This is Bezick. I second.

13 CHAIRPERSON NIXON: We have a motion and we have  
14 a second. All in favor say aye.

15 (The vote was unanimously in favor of the motion)

16 CHAIRPERSON NIXON: The motion passes. One  
17 abstain. The motion passes. Congratulations, guys. Keep it  
18 clean.

19 MR. INGRAM: And, guys, just from me to you as  
20 well, I do appreciate, Britton, you and I had most of the  
21 interactions. I know you're in Utah. But you were very  
22 quick to respond. That's the way we do business in Nevada is  
23 we're available, we're approachable, and we expect phone  
24 calls. If you call us every day, you will not upset us. We

1 would much rather answer your questions and set you up for  
2 success than to have to have you before the board for  
3 citations.

4 MR. COOPER BLACK: Thank you very much.

5 CHAIRPERSON NIXON: Agenda Item Number 37, Elite  
6 Strategy Consulting and Risk Management. We have Christian  
7 M. Curry and Kimberly Rhodes and Holli Draines.

8 Okay. Tell us a little bit about yourselves and  
9 the intentions with the license.

10 MS. DRAINES: Good morning to the board. Holli  
11 Draines. Last name is spelled D-r-a-i-n-e-s.

12 Elite Strategy Global is a security and risk  
13 management consulting firm. My background is I started in  
14 law enforcement in the late nineties, 1998. I was a police  
15 officer there, went through that process, patrol officer,  
16 recruiting division.

17 During my time of getting my Master's degree in  
18 forensic science, I was recruited to the Secret Service.  
19 That's where I spent the majority of my tenure in the law  
20 enforcement space. That's how I met Christian Curry. I  
21 served on the presidential detail. And, due to a family  
22 tragedy, I stepped away from the Secret Service to raise my  
23 nephew. So that's where the company originated.

24 This is our director of accounting and finance,

1 Kimberly Rhodes.

2           What we seek to do is what we did in our time  
3 there, which is to provide good management and security  
4 solutions to our clients. We currently serve clients that  
5 are in various industries to include media and entertainment.  
6 And, so, when they do projects, they kind of span the United  
7 States. A lot of them are concentrated in California, some  
8 in New York. And so we've done our best to be properly  
9 licensed in those areas.

10           I will acknowledge that we did receive a citation  
11 from the board and I regret that. I thank Director Ingram  
12 personally. He called and he told me about it and I -- I was  
13 embarrassed. I was chagrined. I thought we had done our  
14 due diligence. And I apologize for that. We had a client  
15 that had to pivot quickly from an LA space to a Nevada space  
16 and so we missed it. And I apologize.

17           But I want to say in front of the board thank you  
18 for your candor. Thank you for your honesty. Because it  
19 also made us work harder at the subsequent licensures in  
20 other areas to make sure that we know what is required of us.  
21 So you actually made us better. So thank you for that.

22           We pivoted quickly. We engaged -- He's here to  
23 speak on our behalf if necessary -- Kenny from Invictus  
24 International, that has a good reputation and properly

1 licensed with the board. We all got our proper work cards.  
2 And the client was immediately transferred to Invictus  
3 International overseeing, and Matt took the helm with that  
4 and we worked under him. And then he also kind of gave us  
5 some good mentoring advice on this process so that we could  
6 do it properly moving forward.

7 CHAIRPERSON NIXON: Thank you. Thank you for the  
8 acknowledgment.

9 Any questions from the board?

10 MEMBER BROWN: Yes. This is Board Member Brown.  
11 A question for Ms. Rhodes. I'm a little concerned that  
12 you're going to be handling the finances for this company but  
13 you have a number of outstanding civil judgments. Can you  
14 tell me if you're working on dealing with those?

15 MS. RHODES: Yes, I can address those directly.  
16 Of the judgments that you see that I was working with one of  
17 your investigators within the State of Virginia, there are a  
18 number of those that were listed there that there are  
19 actually three other Kimberly Rhodes also in the area.

20 As we went to each of the locales that was given,  
21 two of which I have never lived in, for Arlington or Richmond  
22 are not mine. But when asked for support of the ones that  
23 were pulled within Virginia, all records purge after ten  
24 years. So they were able to provide me with a document

1 showing that their records had purged. And the ones that I  
2 did have at the time when I had left corporate America and  
3 started my own business and the funds were a little tighter,  
4 we had directly addressed. We're working on trying to find  
5 information for the others with purged records. And, those  
6 not belonging to me, I didn't have any files to support.

7 CHAIRPERSON NIXON: So if I can ask Investigator  
8 Swarthout, where are we with those judgments?

9 MR. SWARTHOUT: So she did provide a letter  
10 from -- I'm probably going to butcher that gentleman's  
11 name -- Enrico. It does state that they don't maintain civil  
12 proceedings after ten years. They do reference a Virginia  
13 code for, it's a state code, that it is in regards to. So it  
14 would probably stand for all the other ones. The most recent  
15 ones do show as being released on LexisNexis.

16 So my belief is probably when it was ran they  
17 didn't have anything on the records for those older records  
18 and maybe that's why there's no release for them.

19 CHAIRPERSON NIXON: So, if I can ask, you are  
20 working towards getting these resolved whether it's the other  
21 person in getting that cleared out?

22 MS. RHODES: Those that belong to me are resolved  
23 and I can provide proof if needed. Those that did not belong  
24 to me, since there isn't a record to show an address or how

1 they have been -- since it's been purged, it's kind of  
2 difficult to go back because I was not aware of them  
3 especially in the Arlington counties or the city until this  
4 was done.

5 CHAIRPERSON NIXON: Okay. So will you go back  
6 and try to -- Well, I guess you can't, because there's no  
7 records.

8 MS. RHODES: No. They've been purged because  
9 everything is over ten years old.

10 MEMBER CORTEZ: This is Board Member Cortez.  
11 It's my understanding that basically you have an identity  
12 theft situation going on. Somebody else is using your name.

13 MS. RHODES: Well, I don't know if it's  
14 necessarily identity theft, because within the City of  
15 Richmond and surrounding areas, there are people named  
16 Kimberly Rhodes with Rhodes spelled the exact same way.

17 CHAIRPERSON NIXON: And you can't go back and  
18 take care of it because they're closed.

19 MS. RHODES: No records.

20 CHAIRPERSON NIXON: So it will just stay on your  
21 record forever.

22 MS. RHODES: Well, as far as for, like, credit  
23 reports and for personal records and records with our  
24 business, it's all -- nothing appears there.

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CHAIRPERSON NIXON: I see.

MS. RHODES: So, it's just never come back as a ding, because the ones that were mine were handled and those I guess that weren't mine were cross-referenced maybe with a social security number, which is why they aren't affiliated with my file.

CHAIRPERSON NIXON: Got it. Okay. Are there any further questions from the board?

Okay. Hearing there are no further questions, I'll entertain a motion.

MEMBER BROWN: This is Board Member Brown. I move that we grant Elite Strategies Consulting and Risk Management, Incorporated a corporate private patrol officer license and that we grant Christian Curry his individual private patrol officer license, which will be placed in abeyance that he may become the qualifying agent. I also move that we approve Holly Draines and Kimberly Rhodes as corporate officers for the company, subject to all statutory and regulatory requirements.

CHAIRPERSON NIXON: So we have a motion. Do we have a second?

MEMBER BEZICK: Bezick seconds.

CHAIRPERSON NIXON: We have a motion and we have a second. All in favor say aye.

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(The vote was unanimously in favor of the motion)

CHAIRPERSON NIXON: Motion passes.

Congratulations. Thank you. Good luck to you.

MR. INGRAM: And I'll reiterate to you as well, thank you for taking care of that so quickly and being so professional about it. I appreciate it.

MS. DRAINES: Thank you. I appreciate you guys.

CHAIRPERSON NIXON: So we have one more under Agenda Item Number 38 and then we'll take a ten-minute recess and then we'll get everybody, all the registration appeals, sworn in.

So if we have Mr. Roderick F. Jordan here. Good morning, sir. Please tell us a little bit about yourself and the intentions with the license.

MR. JORDAN: I've got about 33 years in law enforcement. I was a deputy sheriff in Florida. And then I spent 26 years with the Georgia Bureau of Investigation. I retired from them. I finished that career with the last two years doing polygraphs. I went from there, I went to the Nevada Division of Investigation. I ran their northern division polygraph unit. I retired from there. And I've been in private practice since.

CHAIRPERSON NIXON: Thank you for your service. Board, are there any questions for Mr. Jordan?

1                   MEMBER BROWN: This is Board Member Brown. I  
2 need to recuse myself from the voting in this. I am well  
3 acquainted with Mr. Jordan. I worked with him at the  
4 Department of Public Safety here in Nevada. But I can say  
5 that he is one of the most experienced polygraph examiners  
6 that I've ever worked with.

7                   MR. JORDAN: Thank you.

8                   CHAIRPERSON NIXON: Thank you.

9                   Okay. Are there any questions from the board?  
10                  Hearing there are no questions, I'll entertain a  
11 motion.

12                  MEMBER CORTEZ: This is Board Member Cortez. I  
13 am motioning to approve Mr. Roderick F. Jordan for an  
14 individual polygraph examiner license and that it be subject  
15 to all statutory and regulatory requirements.

16                  CHAIRPERSON NIXON: Okay. We have a motion. Do  
17 we have a second?

18                  MEMBER BEZICK: Bezick seconds.

19                  CHAIRPERSON NIXON: We have a motion and a  
20 second. All in favor say aye.

21                  (The vote was unanimously in favor of the motion)

22                  CHAIRPERSON NIXON: So we have three and then one  
23 abstention. The motion passes. Congratulations, sir.

24                  MR. JORDAN: Thank you very much.

1 CHAIRPERSON NIXON: Thank you. Have a good day.  
2 Okay. So we're going to take a ten-minute break  
3 and then we'll go in to the appeals. Counsel Harris will  
4 swear everybody in that's here to appeal their guard card  
5 license.

6 (Recess was taken)

7 CHAIRPERSON NIXON: We'll go ahead and start the  
8 meeting. Counsel Harris, if you could please swear everybody  
9 in.

10 MS. HARRIS: For anyone on the agenda or who also  
11 plans to testify, can you please stand and raise your right  
12 hand.

13 (The witnesses were sworn in)

14 CHAIRPERSON NIXON: Okay. Agenda Item Number 39,  
15 Charles Fomby. Is Charles in the room? Nothing down south.  
16 Is there anybody up north in the room?

17 MEMBER BROWN: No, ma'am.

18 CHAIRPERSON NIXON: Okay. Charles Fomby. Okay.  
19 We will trail that.

20 Agenda Item Number 40, Muhammad Matthews. Good  
21 morning, sir.

22 Investigator Swarthout, if you can please tell us  
23 why we are here for Mr. Matthews.

24 MR. SWARTHOUT: The applicant was denied for

1 conviction of a felony and for failure to disclose arrest  
2 history. The applicant has a 2008, November 26th, 2008 out  
3 of New York misdemeanor conviction for internal possession  
4 of controlled substance. He did have probation that ran  
5 concurrent with another charge. He did not disclose this  
6 arrest.

7 November 13th, 2008, out of New York, felony  
8 conviction, robbery, third degree. Convicted, sentenced to  
9 five years. The applicant didn't disclose this one also. It  
10 was also found on his fingerprints.

11 July 25th, 1995, out of New Jersey, felony  
12 convicted. Possession controlled substance, analog schedule  
13 one, two, or three. Sentenced to 120 days confinement,  
14 probation three years. This one the applicant did disclose.

15 A February 3rd, 1991, out of New Jersey. This  
16 charge was dismissed. It was possession of weapons. It  
17 appears to only have been an arrest only. This one was not  
18 disclosed by the applicant.

19 And then April 6th, 1989, out of New Jersey,  
20 felony conviction, cocaine, convicted, sentenced four years  
21 confinement. This one also was not disclosed by the  
22 applicant.

23 CHAIRPERSON NIXON: Okay. Is there any questions  
24 from the board?

1                   MEMBER BROWN: This is Board Member Brown.  
2 Mr. Matthews, why did you fail to disclose some of your  
3 arrests and convictions?

4                   MR. MATTHEWS: It wasn't intentionally not put on  
5 there. It was, as you see, they found mine and the  
6 convictions, most of them. And they're old convictions. I  
7 wasn't hiding them. I put them there. I spoke to the lady.  
8 I knew they would come up in the fingerprints.

9                   CHAIRPERSON NIXON: So, sir, since you have your  
10 mask on, you're going to have to get a little bit closer to  
11 the mic so that we can hear you.

12                  MR. MATTHEWS: It's okay for me to take it off.  
13 Yeah, I wasn't trying to hide them. They're old convictions.  
14 That was the whole purpose of me being in front of you today  
15 to try to get a new chance on to do something different.

16                  As you see there, '96, '95, '08. Since then,  
17 leaving New York, I was also a counselor, a substance abuse  
18 counselor, and a criminal justice liaison for gang-related  
19 teens for eight years. And, since then, I took care of my  
20 father who is a retired sergeant from northern state prison  
21 for, like, the last ten years or so. He just passed away  
22 this year.

23                  But, before he passed away, I decided to come to  
24 Nevada to try to do something different. And that's why I'm

1 here. So I knew this was one of the processes and that's why  
2 I'm here today.

3 CHAIRPERSON NIXON: Okay. So, you know, thank  
4 you for turning it around and, you know, I'm sorry for your  
5 loss. But I guess, you know, with the board's indulgence  
6 here, the actual application doesn't say because it's been a  
7 long time ago don't put in, you know, that information. It  
8 clearly states several times put in everything.

9 And so that's where, you know, we kind of have to  
10 trust that you'll do that because we give you a provisional  
11 license. And, because you did not do that, then you were  
12 subsequently -- you lost that license; right?

13 MR. MATTHEWS: That opportunity?

14 CHAIRPERSON NIXON: No. You were --

15 MR. MATTHEWS: For being denied. I'm now finding  
16 that out now.

17 CHAIRPERSON NIXON: Okay.

18 MR. MATTHEWS: And, a lot of information, like I  
19 said, just memory. Not intentional.

20 CHAIRPERSON NIXON: Okay. Thank you. Are there  
21 any questions, further questions, from the board? Okay.  
22 Hearing there are no further questions, I'll entertain a  
23 motion.

24 MEMBER CORTEZ: This is Board Member Cortez. At

1 this time I am going to motion that we uphold the denial for  
2 failure to disclose one, two, three, four previous records.  
3 I understand it was a long time ago. However, you did list a  
4 1995 but you didn't list the '91, the '89, 2008, and a 2008.  
5 So that's a lot more current than the 1995. So at this time  
6 I am going to motion to uphold the denial.

7 CHAIRPERSON NIXON: We have a motion. Do we have  
8 a second?

9 MEMBER BROWN: This is Board Member Brown. I  
10 will second.

11 CHAIRPERSON NIXON: We have a motion and a  
12 second. All in favor say aye.

13 (The vote was unanimously in favor of the motion)

14 CHAIRPERSON NIXON: So your request to overturn  
15 has been denied. You can wait one year, apply again. Please  
16 make sure you -- And work with the board -- with the office.  
17 They will help you. Note all of your outstanding arrests  
18 and/or convictions, okay.

19 MR. MATTHEWS: Yeah. Do I get a copy of that so  
20 the next time when I fill out the application I can add those  
21 on?

22 CHAIRPERSON NIXON: Perfect. We look forward to  
23 seeing you next year.

24 MR. MATTHEWS: Okay. Thank you.

1 CHAIRPERSON NIXON: Agenda Item Number 41,  
2 Zachary Winningham. Investigator Swarthout, it looks like  
3 you're going to be busy.

4 MR. INGRAM: Madam Chair, if I may interrupt for  
5 just a second. For the record, Kevin Ingram. For those of  
6 you in the audience, if you are approved or denied, please do  
7 not stop and talk to our staff. We will be reaching out to  
8 you for further instructions. But it disrupts the meeting if  
9 you stop and talk to staff, so please do not do that.

10 (The court reporter interrupts)

11 CHAIRPERSON NIXON: Investigator Swarthout.

12 MR. SWARTHOUT: So the applicant was denied,  
13 because, at the time he applied, he was still on probation.

14 MEMBER BROWN: Excuse me, Investigator Swarthout.  
15 We need you to speak up please or get closer to the  
16 microphone.

17 MR. SWARTHOUT: Can you hear me better now?

18 MEMBER BROWN: Yes, sir.

19 MR. SWARTHOUT: The applicant was denied at the  
20 time he applied because he was still on probation. The  
21 applicant has a November 7th, 2021 arrest out of Nevada for  
22 domestic battery, misdemeanor. He was convicted of it. He  
23 did disclose this. At the time of this arrest and  
24 conviction, he was employed by Henderson PD as a police

1 officer.

2 CHAIRPERSON NIXON: Board, are there any  
3 questions? The board's indulgence.

4 MEMBER CORTEZ: This is Board Member Cortez.  
5 Mr. Winningham, are you still on probation?

6 MR. WINNINGHAM: No, ma'am.

7 MEMBER CORTEZ: Could I get your version of the  
8 story with what happened to HP, the incident, the DV  
9 incident?

10 MR. WINNINGHAM: Yeah. I just, really briefly,  
11 it was a verbal argument. The argument turned physical. I  
12 was actually the one that reported it because I wasn't the  
13 one that initiated the attack myself. After interviewing  
14 both parties, both of which were police officers, ultimately  
15 they sided with her and I was arrested.

16 During the adjudication process, just due to all  
17 the outside influence of things that the city wanted, the HR  
18 and the police department wanted, there was a lot of  
19 involvement and the adjudication was actually very abnormal  
20 in my experience. I wasn't really given great counsel at the  
21 time and I didn't realize the taking a no contest plea. I've  
22 never been on that side of it. I've actually never had  
23 police contact in my entire life, not even a moving violation  
24 or anything.

1 I wasn't aware how much it would affect  
2 employment, getting a work card, things like that, or I would  
3 have proceeded differently. I just had no idea. These last  
4 13 months I haven't been able to catch a break at all. But  
5 the six-month indirect supervision, I got on top of  
6 everything and finished that with flying colors, and the case  
7 is officially done.

8 MEMBER CORTEZ: So in November a search warrant  
9 happens and then in January of '22 you broke the no contact  
10 order. So what's the status of you and the victim now or the  
11 other party?

12 MR. WINNINGHAM: So that was actually a  
13 misunderstanding and a paperwork error by special programs  
14 and services. I had received the paperwork, and there's  
15 actually a report of this, that it was all cleared up. I had  
16 received paperwork stating that when there was a change to  
17 the case that the no contact order would be lifted. She had  
18 received paperwork that no contact order would end on a very  
19 specific day I believe in December, the month prior.

20 Before I went to my arraignment, I asked my  
21 lawyers is this going to be a change in the case, it's very  
22 vague. Technically this would be a change in the case. I  
23 pled no contest. They actually called the city attorney and  
24 the city attorney looked at the paperwork and saw that the no

1 contact order was set to end on, I think, December 7th, which  
2 reflected her paperwork as well. So I had multiple people  
3 telling me from my counsel, hey, we called the city attorney  
4 and it was lifted and then she had that same paperwork. So  
5 there was actually no action was taken on that because it was  
6 a paperwork error by special programs.

7 MEMBER CORTEZ: And, when you say that the matter  
8 turned physical, physical against who? Both parties or just  
9 yourself?

10 MR. WINNINGHAM: Both parties.

11 MEMBER CORTEZ: Because I have the report that it  
12 was mainly you and that the punching was caused by yourself.  
13 So what I'm seeing is that you're getting in to an argument  
14 and then there's some heated emotional issues going on, the  
15 relationship is going left, a lot of smack talking going on.  
16 And then you see each other and then all of a sudden, oh,  
17 yeah, you're going to go down baby. That's how it reads.  
18 And I am in law enforcement and I know very well that the  
19 egos get involved. And when you have relationships amongst  
20 your co-workers, a lot of smack talking is going to go on.  
21 I'm not doubting exactly what occurred.

22 So I am a little concerned that both of you guys  
23 are in law enforcement and for you to say that you didn't  
24 know that this incident was going to affect you, I'm going to

1 highly disagree, because you do know that anytime law  
2 enforcement is called out for a DV, somebody is going in,  
3 regardless, somebody is going in. So you should have known  
4 that the situation was going to go bad. I'm not sure I agree  
5 with the I didn't know it was going to get bad. We know.

6 MR. WINNINGHAM: I think what I meant more is I  
7 definitely knew something, it was a big situation. I think  
8 more what I was speaking to was the aftermath of after  
9 adjudication things. I didn't realize that it was going to  
10 affect if I pleaded no contest. That was the part I was  
11 unaware of was the aftermath. I definitely knew at the time.

12 In reference to the arm, she had punched me  
13 multiple times prior in the arm and I had visible bruising.  
14 I was referencing that, that I was -- hey, I'm going to tell  
15 them about this. And that was just that reference. And the  
16 bruising was pretty substantial from her and that's what I  
17 had brought forward initially to police. They did see that  
18 on the video where I tapped my arm. I was just referencing  
19 her, hey, don't forget about this. That was sort of the  
20 vibe, which I know is still not a great thing.

21 MEMBER CORTEZ: Unfortunately, unless I actually  
22 witness the incident, it's going to be a lot of he said she  
23 said.

24 I do have a question for Investigator Swarthout,

1 please. We have a 2021 incident, as we've heard. He did  
2 disclose. Thank you. But the conviction, are we currently  
3 on probation? Because the applicant said he is not.

4 MR. SWARTHOUT: He completed probation on 11-22  
5 of 2022.

6 MEMBER CORTEZ: Okay. So this is an error. Oh,  
7 as of November? Got it.

8 MR. SWARTHOUT: It would have been about the  
9 time. He was still on.

10 MEMBER CORTEZ: Got it. Okay. Thank you.

11 MEMBER BROWN: This is Board Member Brown for  
12 Investigator Swarthout. What type of work card was he  
13 applying for?

14 MR. SWARTHOUT: I believe it was to work  
15 security.

16 MEMBER BROWN: Armed or unarmed?

17 MR. SWARTHOUT: He would not be eligible to work  
18 armed with the DV conviction.

19 MEMBER BROWN: Yes. Did he apply to work armed  
20 though is what I'm asking?

21 MR. SWARTHOUT: No.

22 MEMBER BROWN: Okay. Thank you.

23 MR. WINNINGHAM: Just real quick, if I may, just  
24 one second. I had applied for some private investigative

1 firms to just be a private field investigator. I had gone  
2 through the interview process through two different companies  
3 that both offered me a job. The only hurdle was getting my  
4 work card. I had start dates and everything. I didn't  
5 realize when I applied that being on the six-month indirect  
6 supervision was going to prevent me from that. It wasn't for  
7 any sort of armed position. It was just for a private  
8 investigator firm.

9 CHAIRPERSON NIXON: Are there any further  
10 questions for Mr. Winningham?

11 Hearing there are no further questions, I'll  
12 entertain a motion.

13 MEMBER BROWN: This is Board Member Brown. I  
14 move that we uphold the denial for the work card based on the  
15 reports that we've been given, integrity issues, and moral  
16 character.

17 CHAIRPERSON NIXON: We have a motion. Do we have  
18 a second?

19 MEMBER BEZICK: This is Bezick. I second.

20 CHAIRPERSON NIXON: We have a motion and we have  
21 a second. All in favor say aye.

22 (The vote was unanimously in favor of the motion)

23 MEMBER CORTEZ: I struggle with this one. I'm  
24 going to agree with the board and say aye. For me it's more

1 time.

2 (The court reporter interrupts)

3 MEMBER BROWN: Madam Chair, I'm sorry. We were  
4 unable to hear what you just said. It was very quiet. I'm  
5 sorry.

6 CHAIRPERSON NIXON: Thank you for that. I didn't  
7 have my mic on. So I am going to agree with the board and  
8 vote aye to uphold the denial. Mine is based off of time and  
9 distance. So I was recommending to Mr. Winningham to apply  
10 again in one year. Thank you, sir. Good luck to you.

11 Agenda Item Number 42, Darius Leaks. Good  
12 morning, Mr. Leaks.

13 MR. LEAKS: Good morning.

14 CHAIRPERSON NIXON: It's still morning.  
15 Investigator Swarthout, please tell us.

16 MR. SWARTHOUT: The applicant was denied for a  
17 felony conviction and for failure to disclose arrest history.  
18 The applicant has a December 25th, 2008 arrest in California  
19 for felony receiving known stolen property. He was sentenced  
20 to 36 months probation, 260 days in jail, and restitution.

21 When we looked at the court documents that we  
22 were able to find, it does look like a 1203.4 and a 17(b)  
23 reduction to a misdemeanor were granted in the case. So it  
24 was first reduced under 17(b) and then dismissed under 1203.4

1 out of California. That was dismissed on 8-18 on 2015.

2 That applicant also has an August 13th 2009 out  
3 of California, felony. This one was dismissed. Obstruction  
4 of an officer, received known stolen property \$400 plus,  
5 burglary, conspiracy to commit crime and grand theft. This  
6 arrest was not disclosed.

7 The fingerprints also showed at least another six  
8 arrests that the applicant was a minor for.

9 CHAIRPERSON NIXON: Are there any questions from  
10 the board?

11 MEMBER CORTEZ: This is Board Member Cortez.  
12 Mr. Leaks, why did you fail to disclose until after you were  
13 advised?

14 MR. LEAKS: Because, when I filed the 1203.1,  
15 they stated that I didn't have to disclose any previous  
16 arrests. I didn't know I had to -- if I moved to Nevada that  
17 I still had to disclose it. So I was just going by the laws  
18 in California.

19 CHAIRPERSON NIXON: On the actual application for  
20 Nevada for your card, it does note on there that even if it  
21 was a 1203.4 that you have to disclose it. Did you not read  
22 that on the application?

23 MR. LEAKS: I must have just skipped over that  
24 part or just didn't see that part, to be honest with you.

1 When I got the denial letter and I did the appeal, then  
2 that's when I disclosed it because, like I said, it was --  
3 when you apply for it and then you go to court, they say you  
4 don't have to disclose it at all to any job or anything. So  
5 just a little confusion on my part with that.

6 CHAIRPERSON NIXON: Was he made provisional?

7 MR. SWARTHOUT: I do not believe so.

8 MEMBER CORTEZ: This is Board Member Cortez, if I  
9 may, Madam Chair. I also noticed that on your application,  
10 do you have any other arrests, citations, orders to appear in  
11 court not listed in question one, you indicated no. And  
12 right under that -- I believe you have a copy of it right in  
13 front of you -- it says list everything, regardless of  
14 disposition, regardless of dismissal, regardless of  
15 everything. So I can appreciate that you overlooked it. But  
16 I have a major problem with that and especially your  
17 application says no but it's a true story. You have had  
18 history. So I've got conflicting information. You said no  
19 on the application and then you failed to report all of it.

20 I do know for a fact that our staff is incredibly  
21 helpful. Now that you have this information, I'm definitely  
22 going to recommend that you do reach out to them if you have  
23 questions. What happens in another state has absolutely  
24 nothing to do with what you are applying for in the State of

1 Nevada. So I do need to caution everybody coming from a  
2 different state. It doesn't matter. Do your research on the  
3 State of Nevada laws.

4 MR. LEAKS: Okay.

5 MEMBER CORTEZ: Even though someone from whatever  
6 other court jurisdiction said, oh, no, you don't have to  
7 report it. This is a law enforcement kind of a situation.  
8 You have to disclose everything, everything. And, if in  
9 doubt, just disclose it or call an investigator.

10 MR. LEAKS: I disclosed the --

11 MEMBER CORTEZ: I understand. I understand. You  
12 did disclose one but not everything and then there's  
13 conflicting information in the application.

14 MR. LEAKS: Well, yeah, I want to be clear with  
15 that, because, for a number of years now, my brother has used  
16 my name and got arrested multiple times. I have all the  
17 documentation here about that.

18 CHAIRPERSON NIXON: Have you provided that  
19 documentation to the office?

20 MR. LEAKS: No. They never asked for it. When I  
21 told them, they never said bring it in or anything like that.  
22 But I do have police reports, stuff like that. I have to  
23 drive around with a letter from California Highway Patrol  
24 saying that I am Darius Leaks. And, if I don't have this

1 letter, then they can take me in and fingerprint me to make  
2 sure that I am who I am. So that's part of the reasons why  
3 I'm having an issue with my history. And then here with the  
4 public safety, when applied for a firearm here in Nevada,  
5 initially I was denied --

6 CHAIRPERSON NIXON: Okay. So, sir, that doesn't  
7 have anything to do with the board. We've got other folks in  
8 the audience.

9 MR. LEAKS: I was just telling you about that  
10 juvenile charge that they seen. And this is the one that I  
11 told you guys about when I did the appeal. So the other  
12 ones, like I said, I'm pretty sure that was my brother using  
13 my name. And I have paperwork to support that if you guys  
14 want to see it.

15 CHAIRPERSON NIXON: Okay. Thank you.

16 Board, are there any further questions?

17 Okay. Hearing there are no further questions,  
18 I'll entertain a motion.

19 MEMBER BEZICK: This is Bezick. I move that we  
20 uphold the denial for failure to disclose arrest history.

21 CHAIRPERSON NIXON: We have a motion. Do we have  
22 a second?

23 MEMBER BROWN: This is Board Member Brown. I'll  
24 second.

1                   CHAIRPERSON NIXON: We have a motion and we have  
2 a second. All in favor say aye.

3                   (The vote was unanimously in favor of the motion)

4                   CHAIRPERSON NIXON: Okay. So we're going to  
5 uphold the denial. But you can come back in a year. Please,  
6 you know, note everything on your application. And then  
7 bring any paperwork that you have to prove that those arrests  
8 were not you. That will all help you. And then you'll come  
9 back and see us in a year.

10                  MR. LEAKS: Okay. Thank you.

11                  CHAIRPERSON NIXON: Thank you, sir.

12                  Michael -- Agenda Item Number 43, Michael  
13 Carlson. Thank you, sir.

14                  Investigator Swarthout, could you please let us  
15 know why we're here for Michael.

16                  MR. SWARTHOUT: The applicant was denied for a  
17 conviction of illegal use or possession of a dangerous  
18 weapon. We have an October 18th, 2010 out of Nevada arrest  
19 and conviction for misdemeanor concealed weapons permit. The  
20 applicant did have to pay a fine in this case and had to do a  
21 work program for this arrest. This was disclosed by the  
22 applicant when he submitted.

23                  A May 11th, 2011 out of Nevada, misdemeanor  
24 conviction for domestic battery, first offense. This one

1 also was disclosed. It was a fine and a work program and  
2 indirect supervision.

3 CHAIRPERSON NIXON: Okay. Board, are there any  
4 questions for Mr. Carlson?

5 MEMBER CORTEZ: This is Board Member Cortez.  
6 Investigator Swarthout, have we received the fingerprints?

7 MR. SWARTHOUT: Yes, we did. And it does confirm  
8 the arrest history.

9 MEMBER CORTEZ: And everything else was clear?

10 MR. SWARTHOUT: Yes. There are no other arrests.

11 CHAIRPERSON NIXON: Are there any other questions  
12 from the board?

13 Okay. Hearing there are no further questions,  
14 I'll move for a motion.

15 MEMBER CORTEZ: This is Board Member Cortez. I  
16 motion to overturn the denial and grant Mr. Michael Carlson  
17 his work card pursuant to NRS 648.

18 CHAIRPERSON NIXON: We have a motion. Do we have  
19 a second?

20 MEMBER BEZICK: This is Bezick. I second.

21 CHAIRPERSON NIXON: Motion for the --

22 MEMBER CORTEZ: Motion for the overturn is time  
23 and distance. We're looking at ten and 12, approximately 12  
24 years on the incidents. And it was fully disclosed.

1 CHAIRPERSON NIXON: So we have a motion. We have  
2 a second. All in favor say aye.

3 (The vote was unanimously in favor of the motion)

4 CHAIRPERSON NIXON: The motion passes. The  
5 license office will give you a call and they'll work with you  
6 on getting your license.

7 MR. CARLSON: All right. Thank you very much.  
8 Have a good day.

9 CHAIRPERSON NIXON: You're welcome.  
10 Congratulations. Thank you very much.

11 Okay. Agenda Item Number 44, Dwight Jackson.  
12 Mr. Jackson, are you in the room? Okay. We'll trail Agenda  
13 Item Number 44.

14 Agenda Item Number 45, Damarise Serrano. Good  
15 morning.

16 Mr. Swarthout, you're going to be busy. Tell us  
17 why we're here.

18 MR. SWARTHOUT: The applicant was denied due to  
19 the conviction of a felony. The applicant has a February  
20 9th, 2017 arrest out of California for felony conviction for  
21 vandalism. Three years probation and one day in jail. The  
22 applicant did submit -- did disclose this arrest and did  
23 submit the documents showing that she has a 1203.4 for this  
24 case, that she had submitted, but we have not received the

1 documents that it was issued. And that is it.

2 CHAIRPERSON NIXON: So when you say you have not  
3 seen the document, that it was issued, that the 1203 was  
4 issued?

5 MR. SWARTHOUT: Yeah. So, when you go file it,  
6 they give you one sheet saying that it's been filed. But she  
7 didn't provide the one showing that it was actually granted.

8 CHAIRPERSON NIXON: Okay. But she did actually  
9 report all of this?

10 MR. SWARTHOUT: That is correct.

11 CHAIRPERSON NIXON: Okay. And, so, because of  
12 the felony, she was never given a provisional?

13 MR. SWARTHOUT: That is correct.

14 CHAIRPERSON NIXON: Okay. Any further questions  
15 from the board?

16 MEMBER CORTEZ: This is Board Member Cortez.  
17 Ms. Serrano, did you bring your court papers today?

18 MS. SERRANO: No, I did not. I'm actually still  
19 working on that. For some reason, they're needing proof of  
20 the -- they're showing on their end that I didn't pay the --

21 MEMBER CORTEZ: Fines and fees.

22 MS. SERRANO: The fines and fees, yeah. And so  
23 they're asking for proof. But, because I did pay it, I can't  
24 log on to the account to prove it. So I have to go back on

1 bank statements and stuff like that. So I'm working on  
2 getting all the paperwork to them so that they can grant it.

3 MEMBER CORTEZ: What were the circumstances  
4 behind the vandalism?

5 MS. SERRANO: It was an argument with another  
6 female in a parking lot and I did damage to her car.

7 MEMBER CORTEZ: You did what to the car?

8 MS. SERRANO: I keyed her car. I did some damage  
9 to her car.

10 CHAIRPERSON NIXON: Are there any further  
11 questions from the board?

12 So that I understand it, time, everything that  
13 was supposed to be done, the case is closed out, she just  
14 hasn't been granted the 1203?

15 MR. SWARTHOUT: That is correct.

16 CHAIRPERSON NIXON: Okay. Hearing no further  
17 questions, I'll entertain a motion.

18 MEMBER CORTEZ: This is Board Member Cortez. I'm  
19 sorry. I do have one more question. What do you plan to do  
20 with your work card?

21 MS. SERRANO: I have a job opportunity to be an  
22 administrative assistant for a security guard company. I've  
23 been working as a receptionist and administrative for the  
24 past 20 years in the medical field. My sister works as a

1 security guard and they offered me the position.

2 MEMBER CORTEZ: Understood. Thank you. And you  
3 just completed probation 2020?

4 MS. SERRANO: Yeah.

5 MEMBER CORTEZ: Thank you.

6 CHAIRPERSON NIXON: Any further questions?

7 I'll entertain a motion.

8 MEMBER BROWN: This is --

9 MEMBER CORTEZ: This is Board Member Cortez.

10 MEMBER BROWN: Go ahead, Board Member Cortez.

11 MEMBER CORTEZ: This is Board Member Cortez. I'm  
12 motioning to overturn the denial for Ms. Serrano and grant  
13 her the work card. She did disclose her criminal history.  
14 Time and distance. The incident occurred in 2017. I do  
15 realize she just terminated probation in 2020. However, she  
16 does have a plan set, and I would like to believe that she  
17 will be doing just fine.

18 CHAIRPERSON NIXON: We have a motion. Do we have  
19 a second?

20 MEMBER BROWN: This is Board Member Brown. I'll  
21 second.

22 CHAIRPERSON NIXON: We have a motion and we have  
23 a second. All in favor say aye.

24 (The vote was unanimously in favor of the motion)

1 CHAIRPERSON NIXON: Congratulations. Good luck  
2 to you.

3 MS. SERRANO: Thank you.

4 CHAIRPERSON NIXON: Thank you.

5 Agenda Item Number 46, Timothy Pearl, has been  
6 postponed.

7 Agenda Item Number 47, Owen Dumas. Thank you,  
8 sir. So, last one, Mr. Swarthout, tell us why we're here.

9 MR. SWARTHOUT: The applicant was denied for a  
10 felony conviction, April 14th, 2016, out of North Carolina.  
11 Sale schedule, is that four or six, controlled substance,  
12 conviction six months to 17 months and 18 months supervised  
13 probation.

14 A November 4th, 2014 out of Nevada arrest,  
15 misdemeanor for domestic battery, convicted, sentenced to  
16 classes.

17 If the board remembers, this is the individual at  
18 last board meeting that we could not tell if the warrant had  
19 been cleared or not. We were finally able to get a hold of  
20 Nevada P and P. And they said that they would not have  
21 released him from probation unless they got it. So that is  
22 why he's back here today.

23 CHAIRPERSON NIXON: Okay. Are there any  
24 questions for Mr. Dumas? Hearing there's no questions, I'll

1 entertain a motion.

2 MEMBER CORTEZ: This is Board Member Cortez. I'm  
3 motioning to overturn the denial and grant Mr. Dumas his work  
4 card based on him doing exactly what was asked and provided  
5 all the paperwork. He was incredibly forthcoming and  
6 cooperative with our investigators.

7 And, just as a side note, I'm surprised I did not  
8 speak on that. No one can get terminated from probation or  
9 parole unless -- with an active warrant. So that had to have  
10 been cleared before his discharge. And I'm sorry if I did  
11 not state on that prior to.

12 CHAIRPERSON NIXON: We have a motion. Do we have  
13 a second?

14 MEMBER BEZICK: Bezick. I second.

15 CHAIRPERSON NIXON: We have a motion and we have  
16 a second. All in favor say aye.

17 (The vote was unanimously in favor of the motion)

18 CHAIRPERSON NIXON: Congratulations.

19 MR. DUMAS: Thank you. I appreciate it.

20 CHAIRPERSON NIXON: Good luck to you. Thank you  
21 for doing the extra work.

22 Okay. Agenda Item Number 48, Qiana Jones. Qiana  
23 Jones.

24 Investigator Diaz, would you tell us why we're

1 here for Ms. Jones.

2 MR. DIAZ: Investigator Diaz for the record. The  
3 applicant was denied for a felony forgery conviction out of  
4 Los Angeles, California in 1998. The applicant received two  
5 years probation for the felony. She disclosed the felony and  
6 was aware she would be denied and submitted a written letter  
7 of appeal at the time of applying. The applicant was not  
8 made provisional and is here to appeal today.

9 CHAIRPERSON NIXON: Board, any questions for  
10 Ms. Jones?

11 Okay. Hearing there's no questions, I'll  
12 entertain a motion.

13 MEMBER CORTEZ: Board Member Cortez motioning to  
14 overturn the denial and grant Mrs. Jones her work card based  
15 on time and distance and her full disclosure of the incident.

16 CHAIRPERSON NIXON: We have a motion. Do we have  
17 a second?

18 MEMBER BEZICK: Bezick. I second.

19 CHAIRPERSON NIXON: So we have a motion. We have  
20 a second. All in favor say aye.

21 (The vote was unanimously in favor of the motion)

22 CHAIRPERSON NIXON: Congratulations.

23 MS. JONES: Thank you.

24 CHAIRPERSON NIXON: Good luck to you. And thank

1 you for disclosing.

2 Agenda Item Number 49, Deyone Moore. Deyone,  
3 okay. Thank you.

4 Investigator Diaz.

5 MR. DIAZ: This is Investigator Diaz. The  
6 applicant was denied for a felony attempted murder conviction  
7 out of Perris, California in 1997. The applicant was  
8 sentenced to 14 years in prison. He disclosed the felony and  
9 was aware he would be denied and submitted a written letter  
10 of appeal. At the time of applying, the applicant was not  
11 made provisional and is here to appeal today.

12 CHAIRPERSON NIXON: Any questions from the board?

13 MEMBER CORTEZ: This is Board Member Cortez. I  
14 do have a question. Mr. Moore, what were the -- who actually  
15 was the victim in the incident of 1997?

16 MR. MOORE: The guy was. The guy. The  
17 gentleman.

18 MEMBER CORTEZ: I understand that. Was he  
19 related to you? I don't have the circumstances of the  
20 incident.

21 MR. MOORE: Oh, no. It was somebody who lived  
22 there on the premises.

23 MEMBER CORTEZ: Okay. So give me the  
24 circumstances. What happened?

1 MR. MOORE: We got in to a verbal argument and he  
2 threatened to kill my wife and kids at the time and I  
3 reacted.

4 MEMBER CORTEZ: With what?

5 MR. MOORE: A gun.

6 MEMBER CORTEZ: A gun. So he was shot?

7 MR. MOORE: (Nods yes)

8 CHAIRPERSON NIXON: How long have you been out?

9 MR. MOORE: Since 2009.

10 CHAIRPERSON NIXON: What have you been doing with  
11 yourself since then?

12 MR. MOORE: Odd jobs here and there. Walmart.  
13 Baby-sitting jobs. Because it's been hard with a felony.  
14 Just stuff like that.

15 CHAIRPERSON NIXON: Okay. How long have you been  
16 in Nevada?

17 MR. MOORE: 2,000 and -- About six years.

18 CHAIRPERSON NIXON: Any other questions from the  
19 board?

20 MEMBER CORTEZ: This is Board Member Cortez. I  
21 do have a couple more questions. What do you want to do with  
22 the work card?

23 MR. MOORE: I just want to be able to provide for  
24 my family, get a job and provide for my family.

1           MEMBER CORTEZ: But doing what? I mean, you can  
2 provide for a family at any other job.

3           MR. MOORE: I'm trying to do security.

4           CHAIRPERSON NIXON: Sir, what kind of programs  
5 were you in while you were serving time?

6           MR. MOORE: AA, NA, stuff like that.

7           CHAIRPERSON NIXON: Any anger management also?

8           MR. MOORE: Yes, I did two anger management  
9 classes.

10          CHAIRPERSON NIXON: And did you do your full  
11 time?

12          MR. MOORE: Yes.

13          CHAIRPERSON NIXON: Any other questions from the  
14 board?

15          MR. INGRAM: I have a question, Madam Chair.  
16 Kevin Ingram for the record. What kind of work did you do  
17 while you were incarcerated?

18          MR. MOORE: I worked in the kitchen, the  
19 building, yard crew, stuff like that.

20          MR. INGRAM: Thank you.

21          CHAIRPERSON NIXON: Okay. Hearing there are no  
22 further questions, I'll entertain a motion.

23          MEMBER BEZICK: This is Bezick. I would make a  
24 motion that we overturn the denial and grant the work card

1 based on time and distance.

2 CHAIRPERSON NIXON: We have a motion. Do we have  
3 a second?

4 MEMBER BROWN: This is Board Member Brown. I'll  
5 second.

6 CHAIRPERSON NIXON: We have a motion and we have  
7 a second. All in favor say aye.

8 (The vote was unanimously in favor of the motion)

9 CHAIRPERSON NIXON: Congratulations, sir. Good  
10 luck to you.

11 MR. MOORE: Thank you. Thank you.

12 CHAIRPERSON NIXON: Agenda Item Number 50, David  
13 Burnett.

14 MR. BURNETT: Good afternoon.

15 CHAIRPERSON NIXON: Good afternoon, sir.  
16 Investigator Diaz.

17 MR. DIAZ: Investigator Diaz. The applicant was  
18 denied for a felony attempted grand larceny conviction out of  
19 Henderson, Nevada in 2001. The applicant received 36 months  
20 of probation. The applicant also has two other felony  
21 convictions that both lead to probationary periods, a March  
22 1996 felony for possession of a controlled substance with the  
23 intent to sell and received three years probation, and a May  
24 1994 felony conviction for transportation of marijuana over

1 one ounce and received two years probation. The applicant  
2 did disclose all arrests and was aware he would be denied and  
3 submitted a written letter of appeal at the time of applying.  
4 The applicant was not made provisional and is here to appeal  
5 today.

6 CHAIRPERSON NIXON: Are there any questions from  
7 the board?

8 Hearing there are no questions, I'll entertain a  
9 motion.

10 MEMBER CORTEZ: I'm sorry. This is Board Member  
11 Cortez. I do have a question. Mr. Burnett, what do you plan  
12 to do with your work card?

13 MR. BURNETT: It was given to me the opportunity  
14 through the Division of Welfare Services with a voucher to  
15 apply for the investigator card just because my case worker  
16 realized that I'm dedicating 70 hours a week to Uber and  
17 Lyft. She said, if you're putting in 70 hours a week, you  
18 should be doing multiple jobs, so why don't you try this. I  
19 told her about my felony. She said apply anyways. So I'm  
20 here just to stand up because you guys paid for the voucher  
21 for me to apply. The state paid for it. I'm here to  
22 represent myself. I've been judged before, so I don't mind  
23 standing before my peers.

24 CHAIRPERSON NIXON: I had a question.

1 Board Member Brown, did you have a question?

2 MEMBER BROWN: No. I was going to make a motion.  
3 I'm sorry.

4 CHAIRPERSON NIXON: Okay. Go ahead. I'm sorry.

5 MEMBER BROWN: This is Board Member Brown. I  
6 move to grant Mr. Burnett's appeal and give him the work card  
7 based on time and distance and his disclosures.

8 CHAIRPERSON NIXON: We have a motion. Do we have  
9 a second?

10 MEMBER CORTEZ: This is Board Member Cortez.  
11 I'll second that motion.

12 CHAIRPERSON NIXON: We have a motion and we have  
13 a second. All in favor say aye.

14 (The vote was unanimously in favor of the motion)

15 CHAIRPERSON NIXON: The motion passes. Thank you  
16 for disclosing everything.

17 MR. BURNETT: Thank you, Counsel Members.

18 CHAIRPERSON NIXON: Okay. So we are at the 11:30  
19 marker. Does anybody need to have a break or are we good?  
20 Okay. We'll keep going.

21 I just want to make sure if you do come up,  
22 please let us know whether or not you've been sworn in. I  
23 don't know if people have been walking in as we've already  
24 sworn folks in.

1                   So we're on to Agenda Number 51, Michael Harrell.  
2                   Is Mr. Harrell here? Okay. We'll trail that.

3                   Agenda Item Number 52, John Nevens. He  
4                   postponed.

5                   Agenda Item Number 53, Louis Carr, also  
6                   postponed.

7                   So now we're on Agenda Item Number 54, Raymond  
8                   Allen. Is Mr. Allen here? Okay. Come on up and we'll do  
9                   that.

10                  Is there anybody else in the room up north or  
11                  down south that has not been sworn in? Okay. Go ahead and  
12                  stand up and she'll swear you all in.

13                  MS. HARRIS: Please raise your right hand.

14                  (The witnesses were sworn in)

15                  CHAIRPERSON NIXON: Mr. -- Investigator Hubbel,  
16                  if you could please tell us why we're here for Mr. Allen.

17                  MR. HUBBEL: Investigator Hubbel for the record.  
18                  Mr. Allen's initial application he disclosed a couple of  
19                  arrests. But when I looked him up in Scope there was one  
20                  that was a misdemeanor that he didn't list, so I called him.  
21                  During our conversation, we discovered that he had some stuff  
22                  from a long, long time ago that he wanted to make sure that  
23                  he listed. So we kind of covered those. And some of those  
24                  were the reasons for his denial.

1           The number one listed on his report was an August  
2 26th of 1976 arrest out of Illinois for carrying, possessing  
3 a firearm in public. He received 18 months probation for  
4 that. His original charges were possession of controlled  
5 substance, unlawful use of a weapon, and illegal possession  
6 of a hypodermic, all pled down to the carry and possess of a  
7 firearm. Also -- And these were all taken from his  
8 fingerprint reports.

9           He called me a number of times and we went over  
10 these so that he made sure that he got them all listed.

11           Also listed on his arrest report is a November  
12 3rd, 1991 arrest out of Illinois. It's a felony arrest for  
13 theft of a display merchandise greater than \$150, which is a  
14 class three felony. He was sentenced to credit time served  
15 of two days. And, once again, that was out of Illinois.

16           In 1995, out of Tennessee, he had a misdemeanor  
17 arrest for a sexual assault. He served 60 days. The  
18 original charge was rape, possession of a controlled  
19 substance. Drug charge was dropped and the rape was reduced  
20 to a sexual assault.

21           In April of 1999, out of Tennessee, he had a  
22 misdemeanor arrest for criminal impersonation and forgery.  
23 He was convicted of that and did five days community service  
24 work.

1           In October of 2003, out of California, he had a  
2 misdemeanor arrest for theft. He got convicted in that. He  
3 had three years probation, \$20 fine, and a hundred dollar  
4 restitution. The original charges were burglary, theft. And  
5 the burglary was dismissed for the furtherance of justice  
6 according to the fingerprint reports.

7           And then arrest number six I've listed on my  
8 report is the one that we found on Scope, which was not  
9 listed either from January of 2012 out of Nevada for burglary  
10 and grand larceny. For the guilt -- I'm sorry. He -- For  
11 the guilty charge, he pled guilty from the burglary grand  
12 larceny to attend the petty larceny school, 40 hours of  
13 community service in lieu of the fine. The case was  
14 originally charged as a felony. But, through all the schools  
15 and the community service, it was dropped to a misdemeanor.

16           The two that were listed on his actual original  
17 report, October 30th of 2012 out of Nevada was a misdemeanor  
18 DUI petty larceny. He was convicted of that and completed  
19 the veterans court program in August of 2014.

20           March 9th of 2015, out of Nevada, he had a  
21 misdemeanor charge that was disclosed for petty larceny. He  
22 pled guilty and paid the \$600 fine and attended the school.

23           Mr. Allen called me a number of different times  
24 and I think he had somebody help him through the process of

1 the application. He and I went through the fingerprint  
2 report and he wanted to make sure that he listed everything  
3 so that he could get this license.

4 His original license, like -- His original  
5 application, like I said before, he listed the two from 2012  
6 and 2015, which are numbers seven and eight on the report.  
7 And, once I contacted him and asked him about others, he was  
8 forthcoming and he goes some of these happened so long ago I  
9 couldn't remember.

10 He was denied for the weapons violation and he's  
11 here today to appeal.

12 MEMBER BROWN: We can't hear you in the north. I  
13 don't know if your microphone is on or not.

14 CHAIRPERSON NIXON: Sorry. I asked Mr. Allen if  
15 he was a veteran and, of course, he said he was. So I was  
16 asking if there's any further questions from the board.

17 So that I'm clear, Mr. Hubbel, Investigator  
18 Hubbel, he did report the two more recent ones? The ones  
19 from 20, 25 years ago he did not report, those are the ones  
20 that were forgotten?

21 MR. HUBBEL: That is correct.

22 CHAIRPERSON NIXON: Hearing there are no further  
23 questions, I'll entertain a motion.

24 MEMBER CORTEZ: This is Board Member Cortez. I'm

1 motioning to overturn the denial and grant Mr. Allen his  
2 registration card based on time and distance and the fact  
3 that he was very forthcoming and did his due diligence  
4 working with the investigator trying to get everything done  
5 to our standards and requirements.

6 CHAIRPERSON NIXON: I have a motion. Do I have a  
7 second?

8 MEMBER BEZICK: Bezick seconds.

9 CHAIRPERSON NIXON: I have a motion and I have a  
10 second. All in favor say aye.

11 (The vote was unanimously in favor of the motion)

12 CHAIRPERSON NIXON: Okay. So your license has  
13 been approved. The office will get in touch with you.

14 MR. ALLEN: Okay. Thank you.

15 CHAIRPERSON NIXON: Thank you, sir. Thank you  
16 for your service.

17 Agenda Item Number 55, Thomas Turner.

18 Mr. Turner. Okay. We'll trail.

19 Agenda Item Number 56, Luis Cervantes. Good  
20 morning still.

21 MR. CERVANTES: Good morning.

22 CHAIRPERSON NIXON: Investigator Hubbel, please  
23 tell us why we're here for Mr. Cervantes.

24 MR. HUBBEL: The applicant was denied for a

1 September 9th, 2007 misdemeanor arrest that was not disclosed  
2 out of the State of Nevada. It was possession of a firearm,  
3 under the influence of alcohol, possession of marijuana with  
4 intent to sell, and possession of drug paraphernalia. The  
5 municipal court documents show guilty to the firearms charge.  
6 And the drug charges were all dropped. This was not listed  
7 on the original application. It was discovered on Scope.

8 When I called the applicant, we went ahead and  
9 updated it on August 23rd.

10 This is the only arrest listed on the applicant's  
11 fingerprint report. He pled no contest to the charge and the  
12 applicant was found guilty.

13 He's paid all of his fines and the case was  
14 closed on January 14th, 2009. And he's here today to appeal.

15 CHAIRPERSON NIXON: Okay. Are there any  
16 questions from the board?

17 MEMBER BROWN: This is Board Member Brown.  
18 Mr. Cervantes, why did you fail to disclose this?

19 MR. CERVANTES: I'm just -- I'm sorry. It was  
20 just so long ago when I actually applied for several  
21 different jobs that never disclosed that. I thought it was  
22 just a misdemeanor. When I found out from Mr. Hubbel that it  
23 was not a misdemeanor and it wasn't expunged like my lawyer  
24 said it was, that's the only reason why I didn't.

1                   MEMBER BROWN: Okay. And did you not see in your  
2 application that it states to list all arrests and  
3 convictions whether they were expunged, dismissed, reduced,  
4 anything like that?

5                   MR. CERVANTES: No, sir. I mean, I did read it.  
6 But I thought, like I said, I didn't think I had to put that  
7 on there when it was -- it was from my understanding that it  
8 was taken off of my record.

9                   MEMBER BROWN: Okay. Thank you.

10                  CHAIRPERSON NIXON: Okay. Any further questions  
11 from the board?

12                  Okay. So, you know, we're going to take a vote  
13 on it still. But I can tell you we're all struggling with it  
14 because on the paper that we have there -- And I don't know  
15 if it's posted up there -- but it says -- And this is the one  
16 that is in your license. It says application that you  
17 must --

18                  MR. CERVANTES: Yes, ma'am.

19                  MEMBER CORTEZ: It's very clear. I'm sorry,  
20 Madam Chair. List all charges regardless if they were  
21 expunged, dismissed, or denied, all charges regardless if  
22 they were dismissed, reduced --

23                  MR. CERVANTES: Yes, ma'am. I definitely didn't  
24 mean anything by it on the negative end. I just thought it

1 was long ago and I was expunged.

2 CHAIRPERSON NIXON: If there's no further  
3 questions from the board, I'll entertain a motion.

4 MEMBER CORTEZ: I do have a question. I'm sorry.  
5 This is Board Member Cortez. Mr. Cervantes, what were the  
6 circumstances behind the incident?

7 MR. CERVANTES: I was at a house party and we  
8 were just partying there and the police came to the door and  
9 I was at the door and I had my firearm and my stuff on me in  
10 possession.

11 MEMBER CORTEZ: Were you cooperative?

12 MR. CERVANTES: Yes, ma'am. They walked in the  
13 door, smelled -- The reason why they walked in was because of  
14 the smell, so I give them consent to come in.

15 MEMBER CORTEZ: The smell of marijuana?

16 MR. CERVANTES: Yeah. This was back in --

17 MEMBER CORTEZ: Oh, yes.

18 MR. CERVANTES: I'm sorry.

19 MEMBER CORTEZ: Understood. Thank you. That's  
20 all.

21 MR. CERVANTES: Yes, ma'am.

22 CHAIRPERSON NIXON: Any further questions? Okay.  
23 I'll entertain a motion.

24 MEMBER BROWN: This is Board Member Brown. I

1 move that we uphold the denial based on failure to disclose.

2 CHAIRPERSON NIXON: I have a motion. Do I have a  
3 second?

4 MEMBER BEZICK: Bezick seconds.

5 CHAIRPERSON NIXON: I have a motion and I have a  
6 second. All in favor say aye.

7 MEMBER BROWN: Aye.

8 MEMBER BEZICK: Aye.

9 CHAIRPERSON NIXON: All opposed?

10 MEMBER CORTEZ: Aye.

11 CHAIRPERSON NIXON: Aye. So we have a tie. So  
12 the motion doesn't pass because we can't agree. It's a  
13 little bit tough, because, even though it was a while ago, it  
14 was not disclosed. So, unfortunately, at this time, it is  
15 not going to pass. You see we have two that are struggling  
16 with that, because if you would have told us --

17 MR. CERVANTES: I mean, I definitely spoke with  
18 Mr. Hubbel on the phone and I explained the whole process.

19 MEMBER CORTEZ: Excuse me one second.

20 Madam Chair, could I ask Investigator Saladino a  
21 question before I finalize my -- I know I've already said it  
22 on the record, but I would like to ask another question. Is  
23 that possible?

24 Okay. Investigator Saladino, do we have more

1 information? I do see that an updated arrest history was  
2 completed August 23rd. So that's of this year. So,  
3 basically, that is a disclosure of it. Is that my  
4 understanding?

5 MR. SALADINO: Investigator Saladino for the  
6 record. And I was trying to get your attention, Chair.

7 CHAIRPERSON NIXON: Oh, sorry.

8 MR. SALADINO: In dealing with the applications  
9 as they come in, myself and the rest of the investigators, we  
10 try to make -- do our due diligence in contacting them. When  
11 Investigator Hubbel did the initial running of this  
12 individual and he saw this pop up, he did call him and gave  
13 him a chance to disclose at that time, which Investigator  
14 Hubbel said at that time they did, they updated the arrest  
15 history.

16 What we have been trying to do is to help assist  
17 the applicants through the process that, yeah, maybe  
18 initially it wasn't disclosed and then we reach out, we speak  
19 to them to get disclosure. We ask them if there's anything  
20 in state that we didn't see or out of state that might come  
21 up. For the most part, the investigators have been doing a  
22 great job in getting disclosures. Even though it might be  
23 after the fact, this individual was not made provisional.  
24 Spoke with Investigator Hubbel and now we're here for the

1 appeal. I know it says not disclosed. If I would have been  
2 doing this one, I would have put it down as disclosed, being  
3 that we didn't have a provisional registration issued at the  
4 time and, you know, explained the appeal process and that's  
5 why we would be here today, if that makes sense.

6 MR. CERVANTES: Thank you.

7 CHAIRPERSON NIXON: So we made a motion and we  
8 voted. We didn't agree. So that means the motion doesn't  
9 pass. Can she make another motion?

10 MS. HARRIS: With that additional information  
11 provided, the board can entertain another motion. So you  
12 would have to vote.

13 MEMBER CORTEZ: This is Board Member Cortez. I  
14 am moving to overturn the appeal -- overturn the denial and  
15 grant the appeal based on the additional information that the  
16 information technically was disclosed. So I motion to grant  
17 a work card.

18 CHAIRPERSON NIXON: So we have a motion. Do we  
19 have a second?

20 MEMBER BEZICK: Bezick seconds.

21 CHAIRPERSON NIXON: So we have a motion and we  
22 have a second. All in favor say aye.

23 (Three members voted in favor of the motion)

24 CHAIRPERSON NIXON: All opposed?

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MEMBER BROWN: Brown. Nay.

CHAIRPERSON NIXON: So now it's a three to one.  
The motion passes. You will get your guard card.

MR. CERVANTES: Thank you. I'm sorry for the  
inconvenience. I didn't mean nothing by it.

CHAIRPERSON NIXON: Just whenever you're asked  
anything, read all the way through the application. If you  
have questions, these guys are more than willing to help.  
And so, you know, I would just say disclosure is best.

MR. CERVANTES: Thank you. Thank you to you and  
Mr. Hubbel. Thank you guys.

CHAIRPERSON NIXON: These guys will help you.  
They'll get in contact with you.

Did I say motion passes?

MS. HARRIS: Yes.

CHAIRPERSON NIXON: Okay. Agenda Item Number 57,  
Malcolm Smith. Mr. Smith.

Mr. Hubbel, Investigator Hubbel, could you please  
tell us why we're here for Mr. Smith.

MR. HUBBEL: Investigator Hubbel for the record.  
Mr. Smith was denied for a June 4th, 2010 arrest out of  
California for carrying a concealed weapon. This was  
disclosed on the original application. He received 80 days  
in jail and he's here today to appeal the decision.

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CHAIRPERSON NIXON: Thank you.

Are there any questions for Mr. Smith?

MEMBER CORTEZ: This is Board Member Cortez. I do have a question. Mr. Smith, what do you plan to do with your work card if granted?

MR. SMITH: Do everything right. Take care of my family. I have a wife now. Since then I have two kids and a wife now. That's all I'm thinking about.

MEMBER CORTEZ: Where would you work? Do you have anything lined out?

MR. SMITH: Ma'am, I've been applying for security jobs, but every single one of them have reached back and asked if I had my guard card. And, until then, I'm on hold.

CHAIRPERSON NIXON: Understood. Thank you.

Any further questions from the board?

Okay. Hearing there are no further questions, I'll entertain a motion.

MEMBER CORTEZ: Board Member Cortez. I'm motioning to overturn the denial and grant Mr. Smith his work card based on the disclosure of his criminal history and cooperation with the staff.

CHAIRPERSON NIXON: We have a motion. Do we have a second?

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MEMBER BEZICK: Bezick seconds.

CHAIRPERSON NIXON: We have a motion and a second. All in favor say aye.

(The vote was unanimously in favor of the motion)

CHAIRPERSON NIXON: The motion passes. Congratulations, sir. Good luck to you.

MR. SMITH: Thank you.

CHAIRPERSON NIXON: Agenda Item Number 58. Court Reporter, can you still hear me?

THE COURT REPORTER: Yes.

CHAIRPERSON NIXON: Agenda Item Number 58, Aaron Korbel.

Okay. Investigator Hubbel, please let us know why we're here for Mr. Korbel.

MR. HUBBEL: Investigator Hubbel for the record. The applicant was denied for an April 2nd, 2017 arrest out of Ohio. It was a felony conviction for illegal manufacture of drugs, possession of controlled substance, use or possess drug paraphernalia, and drug trafficking. He received two years of incarceration for this.

In 2017, in Ohio, he also had a felony conviction for manufacture of drugs. He got two years, which ran -- of incarceration, which ran concurrent with the first arrest I listed.

1           In 2010, out of Ohio, he had a felony conviction  
2 that was also disclosed for non-support of dependants and  
3 there were four counts of this. The disposition was he  
4 received 180 days jail time, four years six months probation,  
5 and court costs.

6           Four counts occurring March 3rd of 2011, March  
7 14th, 2013, October 23rd of 2014, and October 9th of 2015.  
8 Also -- And these were all listed on his initial application.

9           In April of 2014, out of Ohio, he was convicted  
10 for a misdemeanor arrest for domestic violence, which was  
11 pled down to disorderly conduct. He paid \$85 court costs and  
12 a hundred dollar fine.

13           The applicant included his appeal letter with his  
14 application. He listed all of the arrests indicated on the  
15 fingerprint report. He was denied for having the felony  
16 convictions.

17           And, when I spoke with him, he is current on all  
18 of his child support as of when we spoke on November the 17th  
19 of this year. And he's here today to appeal.

20           CHAIRPERSON NIXON: Thank you. Any questions to  
21 Mr. Korbel?

22           MEMBER CORTEZ: This is Board Member Cortez. I  
23 do have a question. Mr. Korbel, what have you been doing  
24 since release from probation -- from incarceration?

1 MR. KORBEL: From prison. Well, I moved to  
2 Arizona just a week later just to get away from the nonsense  
3 back east and started my life over, been working, being a  
4 productive member of society.

5 MEMBER CORTEZ: And, if granted the work card,  
6 what would you do with it?

7 MR. KORBEL: Gain employment with some security  
8 type work.

9 MEMBER CORTEZ: Have you been applying?

10 MR. KORBEL: Absolutely. I've got all kinds of  
11 offers, but without this card.

12 MEMBER CORTEZ: Understood. All right. Thank  
13 you.

14 MR. KORBEL: Thank you.

15 MEMBER BROWN: This is Board Member Brown for  
16 Investigator Hubbel. Is there any probation associated with  
17 the 2017 conviction?

18 MR. HUBBEL: No, sir, there does not appear to be  
19 any.

20 MEMBER BROWN: Okay. Thank you.

21 CHAIRPERSON NIXON: Any further questions for  
22 Mr. Korbel?

23 Hearing there are no further questions, I'll  
24 entertain a motion.

1                   MEMBER BROWN: This is Board Member Brown. I  
2 move that we grant Mr. Korbel his appeal and allow him to get  
3 his work card, based on time and distance and disclosure.

4                   CHAIRPERSON NIXON: We have a motion. Do we have  
5 a second?

6                   MEMBER CORTEZ: This is Board Member Cortez.  
7 I'll second the motion.

8                   CHAIRPERSON NIXON: We have a motion and we have  
9 a second. All in favor say aye.

10                   (The vote was unanimously in favor of the motion)

11                   CHAIRPERSON NIXON: Congratulations, sir.

12                   MR. KORBEL: Thank you so much.

13                   CHAIRPERSON NIXON: Good luck to you.

14                   Agenda Item Number 59, Barbara Burton, has  
15 withdrawn.

16                   Agenda Item Number 60, Marquette Williams.

17 Marquette Williams. Good afternoon, sir.

18                   MR. WILLIAMS: Good afternoon.

19                   CHAIRPERSON NIXON: Investigator Hubbel.

20                   MR. HUBBEL: Investigator Hubbel for the record.  
21 At the time of my report, the fingerprint report was not  
22 received. It was received on November the 21st of this year.  
23 So there will be some additions here. The applicant was  
24 denied for a 1998 conviction out of California for possession

1 and sale of cocaine, which was a felony. He was sentenced to  
2 180 days in jail. He actually served that 180 days in jail  
3 and was given five years probation.

4 There's a conflict on the date. The fingerprint  
5 report shows that this occurred in October of 2000, instead  
6 of February of '98.

7 He also had a disclosed felony arrest in May of  
8 2000 out of California for grand theft. The original charge  
9 was robbery. And it was reduced down to grand theft. He was  
10 given probation -- Because he was on probation from the other  
11 one, he was given a probation violation and served two years  
12 in prison.

13 And the fingerprint report also shows a conflict  
14 of interest of the dates of being 11-3 of 2002 instead of May  
15 of 2000.

16 There was one that I discovered from the  
17 fingerprints after this report was initiated from November of  
18 2006 out of California. It was a misdemeanor for  
19 manufacture, sell, counterfeit mark. There was no  
20 disposition on the fingerprint report. I spoke with the  
21 applicant at great lengths about this. He doesn't remember  
22 the charge or he didn't do any time or appear in any court  
23 for it. And I can find no record of it through California.

24 The applicant was denied for the -- I'm sorry.

1 He was denied in December of 2021 for failure to disclose his  
2 felony arrest. He did list them this time and he is here  
3 applying today with the two listed arrests out of California  
4 and he's here today to appeal.

5 CHAIRPERSON NIXON: Thank you. On the last one  
6 that was found or listed, what was that again?

7 MR. HUBBEL: The actual charge listed on the  
8 fingerprint report was called manufacture or sell a  
9 counterfeit mark.

10 CHAIRPERSON NIXON: Counterfeit mark? Like  
11 counterfeit money?

12 MR. HUBBEL: That would be my assumption, yes.

13 CHAIRPERSON NIXON: Okay. All right. But you  
14 didn't find anything on that though?

15 MR. HUBBEL: That is correct. There's no  
16 disposition. I couldn't find anything in the records and the  
17 applicant had no idea what it was.

18 CHAIRPERSON NIXON: Okay.

19 Any further questions from the board?

20 Hearing there are no further questions, we'll  
21 entertain a motion.

22 MEMBER BROWN: This is Board Member Brown. I  
23 move that we grant Mr. Williams' appeal and allow him to get  
24 his work card, based on his disclosure and doing what we

1 asked a year ago.

2 CHAIRPERSON NIXON: We have a motion. Do we have  
3 a second?

4 MEMBER BEZICK: Bezick. Second.

5 CHAIRPERSON NIXON: Okay. We have a motion. We  
6 have a second. All in favor say aye.

7 (The vote was unanimously in favor of the motion)

8 CHAIRPERSON NIXON: Congratulations, sir.

9 MR. WILLIAMS: Thank you.

10 CHAIRPERSON NIXON: Good luck to you.

11 MR. WILLIAMS: All right.

12 CHAIRPERSON NIXON: They'll call you, okay.

13 Agenda Item Number 61, Philip Isabell. So Agenda  
14 Item Number 61, Philip Isabell, is postponed.

15 Agenda Item Number 62, Andrea Burrow, also  
16 postponed.

17 And then it looks like we are ahead of schedule.

18 MR. INGRAM: Madam Chair, for the record, do you  
19 want to go back and see if either Item 39, Charles Fomby, or  
20 Item 44, Dwight Jackson, are now present? They were trailed.

21 MEMBER CORTEZ: And due to be here at what time?

22 MR. INGRAM: 10:30. And then we also had Michael  
23 Harrell, Item Number 51, and Thomas Turner, Item Number 55,  
24 that were trailed.

1 CHAIRPERSON NIXON: I do see someone in the  
2 corner up north. Sir, up north, the person in the room, are  
3 you an agenda item?

4 MR. HUBBEL: You're Craig Harris; correct?

5 MR. HARRIS: Yeah.

6 MR. HUBBEL: Yes. One is Item Number 70 and the  
7 other is Number 73.

8 CHAIRPERSON NIXON: So there's two over there?

9 MR. HUBBEL: That's correct.

10 CHAIRPERSON NIXON: Okay. Okay. Do we want to  
11 take a break now and then get these guys their time? Let's  
12 do a 15-minute break. So we'll come back at 12:20 and we'll  
13 swear everybody in and move forward. Thank you.

14 (Recess was taken)

15 CHAIRPERSON NIXON: Okay. So the folks that we  
16 have in the room and up north, we're going to have you go  
17 ahead and swear in.

18 MS. HARRIS: Please stand and raise your right  
19 hand.

20 (The witnesses were sworn in)

21 CHAIRPERSON NIXON: Okay. I think since there's  
22 so few in the room right now and it's a little before 12:30  
23 when the other folks were supposed to show up, if the board  
24 will indulge, I'll go ahead and call -- ask you guys what

1 numbers you are. I think that will be easier than to trail.

2 So I think the two gentlemen were here first.

3 Sir, on the left-hand side, what's your name and what number  
4 are you?

5 MR. BRADLEY: Colin Bradley, Number 73.

6 CHAIRPERSON NIXON: Okay. Come up.

7 MEMBER BROWN: Mr. Bradley, why don't you go  
8 ahead and come up.

9 MR. BRADLEY: Yes, sir.

10 CHAIRPERSON NIXON: Mr. Saladino, if you could --  
11 Just come up. Mr. Saladino, if you could tell us why we're  
12 here for Mr --

13 MEMBER BROWN: I'm sorry, Madam Chair. We were  
14 confused. We thought you were referring to the gentleman  
15 sitting to the left up north. I've called him up.

16 Mr. Bradley, I'm sorry. Go ahead and sit back  
17 down.

18 CHAIRPERSON NIXON: Sorry about that.

19 MR. BRADLEY: That's all right.

20 MEMBER BROWN: Can you tell us who this is again  
21 since I made that mistake.

22 MR. BOLDEN: Zachary Bolden, B-o-l-d-e-n.

23 MR. INGRAM: Item Number 74.

24 MR. SALADINO: Investigator Saladino for the

1 record. The applicant was denied for a non-disclosure of a  
2 felony conviction. The applicant had a November 13th, 2015  
3 felony hit and run causing death or injury and first degree  
4 robbery, car jacking. He received probation for this.

5 The applicant did not disclose. Court documents  
6 showed the applicant completed probation on August 23rd of  
7 2019 and received his 1203.4 with a reduction to a  
8 misdemeanor on October 15th of 2019.

9 The applicant did not disclose. Court documents  
10 were reviewed on line and showed that probation was completed  
11 August 23 of '19 and his 1203.4 with the reduction was  
12 received on 10-15 of '19. The applicant was made provisional  
13 but was not added to a licensee's roster. The applicant is  
14 here to appeal.

15 CHAIRPERSON NIXON: Are there any questions from  
16 the board?

17 MEMBER CORTEZ: This is Board Member Cortez.  
18 Mr. Bolden, why did you fail to disclose your 2015 incident?

19 MR. BOLDEN: When I applied on line, it, like,  
20 had a part where I was supposed to, like, upload my stuff or  
21 type it in. I have the papers, like, physically, so I think  
22 I, like, submitted it and then tried to go down to Durango to  
23 give them the papers. I ended up giving them to the  
24 secretary lady at the front and she scanned them and then she

1 had me fill out an appeal paper at that time. So, like, all  
2 of this is new to me. I don't know. It's my first time.

3 CHAIRPERSON NIXON: So in the application it  
4 asked has there been an arrest, right, or conviction. In the  
5 application, regardless of whether or not you uploaded it on  
6 line, did you say yes and then put the information?

7 MR. BOLDEN: I'm not quite sure. I believe  
8 because when I first filled it out, like, I guess I took too  
9 long. I had to refill it out and so I was just like let me  
10 hurry up and push it through and then get all the other  
11 papers.

12 CHAIRPERSON NIXON: Okay. Any further questions  
13 from the board?

14 Hearing there are no further questions, I'll  
15 entertain a motion.

16 MEMBER BROWN: This is Board Member Brown. I  
17 move that we uphold the denial based on failure to disclose.

18 CHAIRPERSON NIXON: We have a motion. Do we have  
19 a second?

20 MEMBER BEZICK: Bezick. Second.

21 CHAIRPERSON NIXON: We have a motion and a  
22 second. All in favor say aye.

23 (The vote was unanimously in favor of the motion)

24 CHAIRPERSON NIXON: Okay. So your request has

1       been denied and the motion -- the judgment stands. You can  
2       apply in one year. I would encourage you to go down to the  
3       office. Bring your paperwork and have them help you make  
4       sure you get everything in there, okay.

5               MR. BOLDEN: All right. Thank you.

6               CHAIRPERSON NIXON: Thank you. We look forward  
7       to seeing you.

8               MEMBER BROWN: Madam Chair, I was going to ask if  
9       we could have Mr. Bradley come up. He's been here since 9:00  
10      o'clock this morning.

11              CHAIRPERSON NIXON: Yep. We'll go ahead with  
12      Mr. Bradley. What number are you, sir?

13              MR. BRADLEY: Thank you. Colin Bradley,  
14      B-r-a-d-l-e-y. Number 73.

15              CHAIRPERSON NIXON: 73, okay. Mr. Saladino, if  
16      you could update us on Mr. Bradley.

17              MR. SALADINO: Investigator Saladino. The  
18      applicant was denied for a failure to disclose a felony  
19      conviction. The applicant had a 2015, July 7th, felony  
20      conviction for theft where he received three years probation.  
21      This was not disclosed on the application. The applicant was  
22      made provisional and was working for Alert Security, license  
23      number 1492, and now he's here to appeal.

24              CHAIRPERSON NIXON: Are there any questions for

1 Mr. Bradley?

2 MEMBER BROWN: Yes. This is Board Member Brown.  
3 Mr. Bradley, the question of the day. Why did you fail to  
4 disclose?

5 MR. BRADLEY: Yes, sir. I stood before the judge  
6 and articulated what happened with this theft charge. I was  
7 never arrested nor convicted. The dispo was entered as a  
8 judgment before -- probation before judgment was the dispo  
9 and he required me to do a year of probation because it was  
10 required of him. I did that to the T, to the letter. I  
11 never even met with -- I was never arrested. I never met  
12 with any probation officer. I just was required to go in to  
13 the office and fill my name out in to a computer and get a  
14 slip. I did that every month for a year.

15 And he made it quite clear to me when I stood  
16 before him that once that year -- not three years, but one  
17 year, of probation was fulfilled that it would be expunged,  
18 that it would no longer exist, that the case would be closed.

19 Now, having said that, it was an overage, it was  
20 an overpayment for my mother-in-law's social security that I  
21 shared an account with. We assumed that they were survivor  
22 benefits. And so I was required to repay that money.

23 I'm a -- I'm a retired police officer. I  
24 honorably served with the United States capitol police, first

1 as an officer and then as a special agent. And having to  
2 appear before a judge for this was -- was just awful and  
3 humiliating.

4 But, the judge, once I was able to articulate  
5 what happened, he understood and just gave me that years  
6 probation.

7 And, like I said, he articulated quite clearly  
8 that once that year of probation was completed that it would  
9 be expunged.

10 Now, after receiving the denial from your office,  
11 I contacted my old lawyer back on the east coast and she said  
12 that it would be expunged after the year was -- I'm sorry.  
13 I'm nervous. The year -- Once the years probation was  
14 complete and the full restitution had been paid.

15 Now, I've whittled down the restitution from over  
16 \$17,000 to about \$4800, which is left on the debt. So, when  
17 that is fulfilled is when it will be expunged completely and  
18 forever.

19 So my hope is that you'll recognize this as a sin  
20 of omission rather than commission and grant me the  
21 opportunity to continue this work.

22 CHAIRPERSON NIXON: Thank you.

23 Any further questions from the board?

24 MEMBER CORTEZ: This is Board Member Cortez. I

1 do have a question. Mr. Bradley, you indicated you were ex  
2 police officer. So I'm assuming that you're pretty familiar  
3 with probationary terms. You indicated that you were only  
4 given one. I've got information saying three. Do you have  
5 any kind of court papers indicating that your case is  
6 completely closed? And, if so, did you provide that to the  
7 investigator?

8 MR. BRADLEY: All of my court records, all of my  
9 paperwork is in storage in Maryland. If you look up on  
10 Maryland judicial search, it says, quite clearly, that the  
11 case is closed and inactive.

12 MEMBER CORTEZ: Okay. Perfect. And did you  
13 provide that to the investigator?

14 MR. BRADLEY: I did not. But I could pull it up  
15 on my phone.

16 MEMBER CORTEZ: Okay. So here's the problem.  
17 That should have been done before today's meeting, especially  
18 after you received the denial letter. I can appreciate  
19 everything that you're saying. But the requirements are the  
20 requirements. And, as being a police officer, you should  
21 have known better. Again, I appreciate what your stance is.  
22 But, nonetheless, you failed to do what the requirements  
23 were.

24 MR. BRADLEY: Yes, ma'am. I own this 100

1 percent. It is my lack of due diligence that caused this and  
2 it's my mistake and I take full responsibility.

3 CHAIRPERSON NIXON: Thank you, sir. The other  
4 thing that I would note on here, and not to pile on, but it  
5 does say very clearly on the application, expunged or  
6 otherwise, please disclose.

7 So are there any further questions from the  
8 board?

9 Okay. Hearing there are no further questions,  
10 I'll entertain a motion.

11 MEMBER BROWN: This is Board Member Brown. This  
12 is a struggle for me. But, being consistent with board  
13 practices in the past, I'm going to move to uphold the denial  
14 based on failure to disclose.

15 CHAIRPERSON NIXON: I have a motion. Do I have a  
16 second?

17 MEMBER BEZICK: Bezick seconds.

18 MEMBER CORTEZ: This is Board Member Cortez. Go  
19 ahead, Mr. Bezick.

20 MEMBER BEZICK: Bezick seconds.

21 CHAIRPERSON NIXON: I have a motion and a second.  
22 All in favor say aye.

23 (The vote was unanimously in favor of the motion)

24 CHAIRPERSON NIXON: Sir, you have the opportunity

1 to apply again in a year. I would suggest that you read the  
2 application thoroughly. You know, I do feel that -- Provide  
3 court papers. You have an opportunity to get your request  
4 approved. So thank you and good luck to you, sir.

5 MR. BRADLEY: Thank you, ma'am.

6 MEMBER BROWN: And, Mr. Bradley, this is Board  
7 Member Brown. If you get this all taken care of and it is  
8 expunged, please disclose it. Because our paperwork requires  
9 even if it's expunged you need to disclose it.

10 MR. BRADLEY: Yes, sir.

11 MEMBER BROWN: Sorry, sir. Have a good day.

12 CHAIRPERSON NIXON: Okay. I think you're next,  
13 sir. What's your number?

14 MR. HARRIS: 70.

15 CHAIRPERSON NIXON: 71? Please come up to the --  
16 Oh, I'm sorry. No. I'm sorry. This is down south. We'll  
17 call you next, sir.

18 And you have been sworn in?

19 MR. GALINDO: Yeah.

20 CHAIRPERSON NIXON: Gotcha. Okay. Let me go  
21 back to this. Investigator Saladino.

22 MR. SALADINO: Investigator Saladino for the  
23 record. The applicant was denied for the illegal use or  
24 possession of a dangerous weapon, which was disclosed.

1           The applicant had a 2018, June 16th, out of  
2 California, for a misdemeanor DUI, where he served 120 days  
3 in jail, which was a suspended sentence, and four years  
4 probation.

5           2011 misdemeanor DUI out of California. Ten days  
6 in jail suspended. Three years probation.

7           2009 misdemeanor DUI. Four days in jail, three  
8 years probation.

9           2005 misdemeanor. This was the cause for the  
10 denial. It was a possession of a knife at a school. One  
11 year probation and a \$332 fine.

12           The applicant did disclose his arrest and  
13 convictions. Minutes from the March 8th 2022 were reviewed  
14 and the applicant was requested to provide court documents  
15 showing that he has completed probation from the 2018 DUI.  
16 That has been received and probation has been completed and  
17 he was not made provisional and is here now to appeal.

18           MR. INGRAM: Madam Chair, if I may. Investigator  
19 Saladino, I see on the report that he was previously denied  
20 at the appeal hearing on 3-9 of 2022. Is that correct or is  
21 that a typo? Because, if he was denied in March, he wouldn't  
22 be eligible to reapply until March of this year.

23           MR. SALADINO: When I reviewed the minutes from  
24 the meeting, he was requested to come back once the probation

1 was completed. We didn't give him a year. They wanted once  
2 probation was done to come back.

3 MR. INGRAM: Thank you for putting that on the  
4 record.

5 CHAIRPERSON NIXON: And then I'm not sure if I  
6 put on the record, this is Agenda Item Number 71, Joseph  
7 Galindo, just for the record. Okay. Thank you.

8 Okay. Are there any questions from the board?

9 Okay. Hearing there are no questions, I'll  
10 entertain a motion.

11 MEMBER BROWN: This is Board Member Brown. I  
12 move that we grant the appeal of Mr. Galindo and allow him to  
13 get his work card because he did what we asked.

14 MEMBER CORTEZ: This is Board Member Cortez. I  
15 am seconding that motion.

16 CHAIRPERSON NIXON: We have a motion and we have  
17 a second. All in favor say aye.

18 (The vote was unanimously in favor of the motion)

19 CHAIRPERSON NIXON: Congratulations. The motion  
20 passes. The office will get in touch with you for next  
21 steps, okay.

22 MR. GALINDO: Great. Thank you. Is there  
23 anything else I need to do? I appreciate it.

24 CHAIRPERSON NIXON: So, the gentleman up north, I

1 can see the top of your head, what's your number?

2 MR. HARRIS: 71.

3 CHAIRPERSON NIXON: And your name?

4 MR. HUBBEL: 70.

5 MR. HARRIS: Oh, 70, correct. 70.

6 CHAIRPERSON NIXON: 70, Craig Harris. Thank you,  
7 sir. So Agenda Item Number 70, Craig Harris.

8 Investigator Saladino.

9 MR. SALADINO: Investigator Saladino. I  
10 apologize, Madam Chair. I had my reports all in order by the  
11 agenda. And now you threw me a curve ball. Investigator  
12 Saladino for the record. The applicant was denied for felony  
13 convictions, illegal use of a weapon, and failure to  
14 disclose. The applicant had a 1976 conviction in California  
15 for possession of a dangerous weapon at a felony level. The  
16 applicant received a fine for this.

17 1999, out of California, he received a felony for  
18 possession of a firearm silencer. Received three years  
19 probation. The applicant -- He did receive a 1203.4 for the  
20 1999 possession of a silencer.

21 2005, misdemeanor out of Nevada for driving under  
22 the influence, reduced to reckless driving, where he pled  
23 guilty and received a fine and DUI school.

24 The applicant did not disclose his arrest

1 history. Once denied, he did provide the 1203.4 documents  
2 and disclosed his arrest history. The applicant was made  
3 provisional and was working for ESI Security and is here to  
4 appeal.

5 CHAIRPERSON NIXON: Any questions from the board?

6 MEMBER BROWN: This is Board Member Brown.

7 Mr. Harris, why did you fail to disclose these?

8 MR. HARRIS: Two reasons. One, the judge in  
9 California at this particular hearing for the silencer told  
10 me once I went through the procedure to get -- And I know it  
11 says, I read it on the application. But you asked me a  
12 question. Once I got a petition, which I have here, excuse  
13 me, and also the order from the court to dismiss, I was told  
14 by that judge that I didn't have to disclose it. I would get  
15 my firearms right back and I would get my voting rights back  
16 and I didn't have to put it on any documents anywhere at any  
17 time or disclose it. That's one. And, this was two or three  
18 decades ago, if not longer.

19 When I moved up here about 23 years ago, 24 years  
20 ago, I had retired four years ago, and there's been nothing  
21 on my record except for the incident that this other  
22 gentleman cited, which I think was 2003 or four or five.

23 But the wife wanted me to come out of retirement.  
24 She thought it would be good for me. I applied on line to a

1 security guard company. And I got a phone call three days  
2 later, come on down and fill out an application, so I did.  
3 My plan was to discuss this with what positions you have. So  
4 we can't get anything until we get you a card. Come with me.  
5 I didn't bring my reading glasses. Wasn't prepared for it.  
6 Didn't have the information with me. He says we'll help you  
7 if you need any problems -- if you have any problems.

8 So I told Dave when I met with Dave multiple  
9 times, I didn't have my glasses with me and I was told in the  
10 middle of that application, do you have anything on your  
11 record for the last seven years. No, I don't. And anything  
12 that was on my record I told Dave was decades and decades  
13 ago, number one. And, number two, they've all been resolved  
14 100 percent to the Court's satisfaction, be it fines, fees,  
15 penalties, dismissals, what have you. It's all taken care  
16 of. He says, okay, we don't need that, we only go back seven  
17 years.

18 I understand. I read the application. But  
19 here's a company that's affiliated with you people, work hand  
20 in hand on a daily basis, if not a weekly basis, and at the  
21 very least a monthly basis, who in my mind I thought, well,  
22 they would have the most current updated knowledge on rules,  
23 regulations, and protocols. So I read it. They said I  
24 didn't have to do it. And, to answer your question, sir,

1 that's why. I wasn't doing anything to try to flagrantly  
2 conceal, hide, or deceive this. But, based on counsel from  
3 the judge in another state and based on this company here, I  
4 apologize for not disclosing it.

5 I did meet with Dave multiple times. Everything  
6 was disclosed and put on paperwork with him. And that's  
7 about the extent of it.

8 MEMBER BROWN: Okay. Thank you. We just want to  
9 confirm. When you say that you were told that we don't go  
10 back more than seven years, was it the company that told you  
11 that? Not Investigator Hubbel?

12 MR. HARRIS: Yeah, employer. No, no, no, no.  
13 The employer at that company. And, kitty-corner from my  
14 house, I got a neighbor who works for the inspector general's  
15 office, 15 years, and I asked him about it. And he said,  
16 nope, State of Nevada is seven to ten years. Now, I don't  
17 know if he was talking about background checks or criminal  
18 checks, but he gave me a number to call. And so I called and  
19 talked to this federal lawyer and also a state lawyer and  
20 they said, yeah, State of Nevada is seven to ten years. And,  
21 if you find something within the first seven years, they'll  
22 go back ten. And then Dave said, no, it's longer than that.

23 Well, I was in California for most of my life and  
24 I even told Dave I didn't know that. I wasn't trying to be

1 deceiving. But, with the knowledge I had and the people I  
2 spoke with and from the company that's affiliated with the  
3 state, you guys license these people. That's what I was  
4 told.

5 CHAIRPERSON NIXON: Okay. Thank you, sir.

6 MR. HARRIS: Yes, ma'am.

7 CHAIRPERSON NIXON: Vinnie, do you have --  
8 Investigator Saladino, do you have any other information on  
9 that?

10 MR. SALADINO: Investigator Saladino for the  
11 record. This has been an issue with ESI in the past. I've  
12 spoken with the qualifying agent, Mr. Hindi, regarding this.  
13 We've had prior denials, past board meetings where this had  
14 come up before, where the gentleman is speaking correctly  
15 that he was told the seven years. He applied July 5th of  
16 this year. I believe January of this year we had spoke to --  
17 for the last December meeting we had spoke with Mr. Hindi  
18 regarding this about the seven years and that that's not how  
19 our board operates and anything that's, you know, on your  
20 background, disclose it and that board staff would, you know,  
21 help you through the process regarding that.

22 So, as far as I understood, Mr. Hindi had taken  
23 care of that issue. Apparently, it sounds like he did not.  
24 But we have spoke to ESI in the past about this.

1 CHAIRPERSON NIXON: Okay. So the gentleman that  
2 he's speaking about, I think I heard Dave, are we familiar  
3 with that employee or is that --

4 MR. HARRIS: Yeah. He's right here.

5 MR. HUBBEL: That's Investigator Dave Hubbel.

6 CHAIRPERSON NIXON: Oh, okay.

7 MEMBER BROWN: I don't know if you heard all of  
8 that. Because he's up here in the north, he had been  
9 speaking to Investigator Dave Hubbel.

10 CHAIRPERSON NIXON: Okay.

11 MEMBER CORTEZ: Okay. This is Board Member  
12 Cortez. Did Investigator Hubbel clearly explain what was  
13 told by a judge not in Nevada and an agency while under the  
14 register of licensees is not part of the PILB staff, was that  
15 explained by the investigator that it didn't matter? I mean,  
16 I've heard your judges, I've heard other employees, other  
17 companies. But was it a PILB staff member who said go ahead  
18 and fill out the no seven years or what not?

19 MR. HARRIS: No, no. This was after the fact,  
20 after I got the denial letter and spoke with Dave to come  
21 down to Carson City, meet with him, and go through the  
22 documents and the record and what have you and correct them.  
23 They didn't tell me.

24 MEMBER CORTEZ: Got it.

1 MR. HARRIS: Dave didn't tell me.

2 MEMBER CORTEZ: Okay. Thank you so much.

3 MR. INGRAM: And, also for the record, under the  
4 1203.4 decisions by the courts, there is specific verbiage at  
5 the bottom of the 1203.4 documentation that's given to the  
6 individuals that says they must disclose if they are applying  
7 for a license or privileged license, permit or certification,  
8 also if they're applying for a job with the lottery. So that  
9 language is on the 1203.4. Also, regardless of what a judge  
10 says, the paperwork clearly states that. Thank you.

11 CHAIRPERSON NIXON: If I can have the board's  
12 indulgence. That 1204. -- whatever. 1203.4 that he got was  
13 back in 1970, yes, no?

14 MEMBER BROWN: '99.

15 MR. HARRIS: '97.

16 MR. SALADINO: The 1203.4 dismissal was on the  
17 1999 possession of a firearm silencer.

18 CHAIRPERSON NIXON: Okay. So it -- Okay. Okay.  
19 Any other questions from the board?

20 Okay. Hearing there are no further questions,  
21 I'll entertain a motion.

22 MEMBER BEZICK: This is Bezick. I would make a  
23 motion that we uphold the denial based on failure to  
24 disclose.

1 CHAIRPERSON NIXON: I have a motion. Do I have a  
2 second? Okay. Hearing there's no second, I'll entertain  
3 another motion. Is that correct or no? Different motion or  
4 do we have to take that --

5 MS. HARRIS: With there not being a second, the  
6 motion fails, so you can also entertain another motion.

7 CHAIRPERSON NIXON: Okay. So, hearing that  
8 there's no second to the first motion, I'll entertain another  
9 motion.

10 MEMBER CORTEZ: This is Board Member Cortez. I  
11 am not happy that you did not disclose any of your  
12 information. However, based on time and distance and the  
13 information we have today, I am going to motion to overturn  
14 the denial and grant the work card. I would like to see this  
15 gentleman back at work.

16 MR. HARRIS: Thank you.

17 CHAIRPERSON NIXON: So I have a motion. Do I  
18 have a second?

19 MEMBER BROWN: This is Board Member Brown. I  
20 will second.

21 CHAIRPERSON NIXON: I have a motion and I have a  
22 second. All in favor say aye.

23 (Three members voted in favor of the motion)

24 CHAIRPERSON NIXON: All opposed?

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MEMBER BEZICK: No.

CHAIRPERSON NIXON: So, three to one, sir. You will get your license. Please work with the board -- or the office. They'll contact you to grant that.

Investigator Saladino, I think we do need to talk to ESI again. It sounds like we have someone that we need to rectify again. Okay.

Thank you, sir.

MR. HARRIS: Thank you kindly.

CHAIRPERSON NIXON: Congratulations.

MR. HARRIS: Thank you kindly. Thank you. Thank you very much for your help.

CHAIRPERSON NIXON: Okay. So let's go back to where we should be. So we're going to go ahead and go in order now. We should have started at Agenda Item Number 63. But I do see that we have new people in, so let's go ahead and have Counsel Harris go ahead and swear you in. If you were not previously sworn in, you should do so now.

MS. HARRIS: Please stand and raise your right hand.

(The witnesses were sworn in)

CHAIRPERSON NIXON: Okay. So, starting at Agenda Number 63, Rachied Santiago. Thank you, sir. Come on forward.

1           Okay. Investigator Hubbel, could you please let  
2 us know why we're here for Mr. Santiago.

3           MR. HUBBEL: Yes. The applicant was denied for a  
4 July 1st, 2000 felony arrest that he did disclose out of the  
5 State of New York for possession of a controlled substance.  
6 He received five years probation. It was listed on his  
7 original report. I have his fingerprint report in that came  
8 in December 12th. So it's not included on here. But this is  
9 the only arrest that's listed on his fingerprint report. He  
10 was denied because of this and he's here today to appeal.

11           CHAIRPERSON NIXON: Thank you.

12           Are there any questions for Mr. Santiago?

13           Thank you, sir, for doing it the right way and  
14 disclosing that information.

15           If I hear no further questions, I'll entertain a  
16 motion.

17           MEMBER BROWN: This is Board Member Brown. I  
18 move that we grant Mr. Santiago his appeal and allow him to  
19 get his work card based on his disclosure and time and  
20 distance.

21           CHAIRPERSON NIXON: Okay. We have a motion. Do  
22 we have a second?

23           MEMBER BEZICK: Bezick seconds.

24           CHAIRPERSON NIXON: I have a motion and I have a

1 second. All in favor say aye.

2 (The vote was unanimously in favor of the motion)

3 CHAIRPERSON NIXON: The motion passes. Sir, the  
4 office will contact you and you'll get your license, okay.

5 MR. SANTIAGO: Thank you.

6 CHAIRPERSON NIXON: Have a great day.

7 Agenda Item Number 64, Orlandes Green.

8 MR. GREEN: Good morning. How are you guys?

9 Yeah.

10 CHAIRPERSON NIXON: So, sir, hang on one second.

11 Investigator Saladino, could you please tell us  
12 why we're here for Mr. Green.

13 MR. SALADINO: For the record, Investigator  
14 Saladino. The applicant was denied for failure to disclose a  
15 felony conviction. The applicant had a 1979 felony assault  
16 by striking and an attempted theft where he received three  
17 years probation and one to three years suspended jail  
18 sentence.

19 There was also a 2021 in January out of Nevada  
20 for misdemeanor reckless driving. The applicant received a  
21 suspended jail sentence, DUI school, and fines. This case  
22 was closed on February 23rd of '22.

23 The applicant did not disclose the felony  
24 assault. He was made provisional and was working for Safe

1 Management. The applicant is here now to appeal.

2 CHAIRPERSON NIXON: Are there any questions for  
3 Mr. Green?

4 MEMBER BROWN: This is Board Member Brown.  
5 Mr. Green, why did you fail to disclose? I mean, I can  
6 understand the 1979, that being a number of years ago. But  
7 the 2021 you should have disclosed easily. Why did you fail  
8 to do so?

9 MR. GREEN: The reason why I didn't disclose  
10 because I haven't went to court. So I don't think that I  
11 should disclose something until the judge makes her final  
12 decision. It seemed like to me you guys accused me of  
13 something, of reckless DUI and all of this, even before the  
14 judge made her last determination whether or not I was guilty  
15 or not.

16 CHAIRPERSON NIXON: Okay. So, sir, it says on  
17 here that you were convicted.

18 MR. GREEN: I was convicted of reckless driving.

19 CHAIRPERSON NIXON: Okay. So then the decision  
20 has been made. We're not accusing you of anything that you  
21 haven't been convicted of; right?

22 MR. GREEN: Well, y'all sent me out the -- On  
23 what date was that when I got that?

24 CHAIRPERSON NIXON: You were convicted January

1 6th, 2021.

2 MR. GREEN: Uh-huh. My last court hearing was in  
3 February.

4 CHAIRPERSON NIXON: Okay. Yeah. February 23,  
5 2022, you were convicted; right?

6 MR. GREEN: Of reckless driving.

7 CHAIRPERSON NIXON: Yes, sir.

8 MR. GREEN: So all the other charges was dropped.

9 CHAIRPERSON NIXON: Okay. So you're saying that  
10 we're accusing you of reckless driving.

11 MR. GREEN: No. What I'm saying is you all found  
12 me guilty before the judge did.

13 CHAIRPERSON NIXON: No, sir. On February 23rd,  
14 2022, the judge found you and convicted you of reckless  
15 driving; right?

16 MR. GREEN: Yeah. But --

17 CHAIRPERSON NIXON: No, sir, no, no. Thank you.

18 So, that being said, why did you not disclose  
19 that? And, regardless, the paper says arrest or conviction;  
20 right? So, even if you hadn't had the conviction or you  
21 don't feel like you were convicted, it does ask you for  
22 arrest; right?

23 MR. GREEN: Yes. But --

24 CHAIRPERSON NIXON: Are there any questions from

1 the board?

2 MEMBER CORTEZ: This is Board Member Cortez. I  
3 do have a question. Were you clear that the all charges  
4 regardless of -- charges and/or citations? So, when you got  
5 pulled over for this reckless driving, were you placed in  
6 handcuffs?

7 MR. GREEN: Yes, I was.

8 MEMBER CORTEZ: Okay. So, before any judgment,  
9 before any court disposition, that's what's listed on the  
10 application that we wanted to know.

11 MR. GREEN: Okay.

12 MEMBER CORTEZ: And the fact that you didn't  
13 disclose it is the problem. I get it if the disposition is  
14 still in hearing, we're still waiting for the disposition.  
15 But the application states regardless of the disposition  
16 whether it's open or closed, happened, didn't happen, it's  
17 not your fault, your fault, we needed to know that. That's  
18 it. So that's what we are concerned about. It's not that we  
19 made the judgment and yes you are guilty regardless of judges  
20 or not. That's not our job. That's not what we're here to  
21 do. What we're here to do is to hear are you going be  
22 upfront and forthcoming of your criminal history and contact  
23 with law enforcement. So that's the clarification. I just  
24 want to make sure that you are clear on that. Because we're

1 not here to judge anybody. We have a lot of information,  
2 personal information, criminal history information. We're  
3 not here to judge. We're just here to get you guys employed.  
4 But we need to hear the type of character that we're about to  
5 get employed.

6 Now, if you want to sit here and argue and debate  
7 whether you're guilty or not guilty, are you going to have  
8 that same debate when somebody is being confrontational with  
9 you holding a work card?

10 MR. GREEN: No.

11 MEMBER CORTEZ: That's our concern. That's it.

12 MR. GREEN: Thank you.

13 CHAIRPERSON NIXON: Any other questions from the  
14 board?

15 Okay. Hearing there's no further questions, I'll  
16 entertain a motion.

17 MEMBER BEZICK: This is Bezick. I move that we  
18 uphold the denial based on failure to disclose an arrest.

19 CHAIRPERSON NIXON: Okay. We have a motion. Do  
20 we have a second?

21 MEMBER CORTEZ: This is Board Member Cortez. I  
22 am going to second the motion of the -- upholding the denial  
23 based on time and distance. You just -- It was a 2021 case  
24 and the case just closed in February of this year. It's a

1 little too close for us. Generally speaking, we do look at  
2 overall everything, we look all the case. That's way too  
3 close. I need a little bit of cool-off time.

4 CHAIRPERSON NIXON: We have a motion and we have  
5 a second. All in favor say aye.

6 (The vote was unanimously in favor of the motion)

7 CHAIRPERSON NIXON: You can come back in one year  
8 and apply. Please make sure that you note all arrests or  
9 contact with law enforcement and any convictions. If you  
10 have any questions about that, the office will help you do  
11 that.

12 MR. GREEN: Okay. Thank you.

13 CHAIRPERSON NIXON: Thank you, sir.

14 MEMBER CORTEZ: You got them all now. Everything  
15 here.

16 MR. GREEN: Okay. Thank you.

17 CHAIRPERSON NIXON: Agenda Item Number 65, Eric  
18 Caldwell. Eric.

19 MR. INGRAM: Are there currently any persons in  
20 attendance in the north?

21 MEMBER BROWN: No, sir.

22 MR. INGRAM: Thank you.

23 CHAIRPERSON NIXON: Okay. We're going to trail  
24 Agenda Item Number 65.

1                   Agenda Item Number 66, Trevon Conner. Is  
2 Mr. Conner here? Okay. We'll trail 66.

3                   Agenda Item Number 67, Donielle Donaldson. Okay.  
4 We'll trail Agenda Item Number 67.

5                   Agenda Item Number 68, Philip Wright. Trail  
6 Agenda Item Number 68.

7                   Agenda Item Number 69, Otis Smith. Good  
8 afternoon, sir.

9                   Investigator Saladino, would you tell us why  
10 we're here.

11                   MR. SALADINO: Investigator Saladino for the  
12 record. The applicant was denied for a non-disclosure of a  
13 felony conviction. The applicant had a November 12th, 2013  
14 felony conviction out of California for a failure to disclose  
15 origin, piracy. He received five years probation. The  
16 applicant stated that he had bought ten DVDs and was charged  
17 with piracy, because the courts tried to say he was selling  
18 them.

19                   The applicant has applied for his 1203.4  
20 dismissal this June. He has not received it yet.

21                   There is also a 2004 misdemeanor battery on  
22 spouse where the applicant received three years probation out  
23 of California.

24                   2000 misdemeanor for burglary out of California

1 where the applicant received probation.

2 1997 battery on a spouse out of California where  
3 the applicant received three years probation.

4 The applicant did not disclose his arrest history  
5 until he was denied. Currently the applicant has filed with  
6 the courts to have the felony piracy charge dismissed.  
7 However, the courts are backed up. And, at the time of this  
8 report, he has not received the dismissal. He was made  
9 provisional but was not working for a licensee. The  
10 applicant is here now to appeal.

11 MR. SMITH: I do have a -- It was dismissed and  
12 expunged. I think probably in to the office and I do have a  
13 copy with me now that it's been expunged from my record.

14 CHAIRPERSON NIXON: Okay. Are there any further  
15 questions from the board?

16 MEMBER CORTEZ: This is Board Member Cortez. I  
17 do have a question for Mr. Smith. Why did you fail to  
18 disclose any of your criminal history?

19 MR. SMITH: I thought it would go back to seven  
20 to ten years.

21 MEMBER CORTEZ: You're killing me.

22 MR. SMITH: I'm sorry. That's the truth. I  
23 thought it was expunged when I got off probation. When I  
24 found out it wasn't expunged, I went down and had it expunged

1 and I didn't know it. It was just taking a long time for  
2 them to give me a response back. So I didn't know that it  
3 wasn't expunged until they said it was on my record.

4 MEMBER CORTEZ: And, the court papers that you  
5 have, is that just for the piracy charge?

6 MR. SMITH: Yes.

7 MEMBER CORTEZ: Okay. So then my issue then is,  
8 well, all of it, there's just -- I've got five, seven, four  
9 law enforcement contacts.

10 MR. SMITH: I thought it was just a ten-year  
11 distance.

12 CHAIRPERSON NIXON: We understand. And, you  
13 know, sorry if we're getting a little whatever. It's the end  
14 of the day kind of.

15 MR. SMITH: I understand.

16 CHAIRPERSON NIXON: But the reality is there's  
17 paperwork that says everything, any contact with law  
18 enforcement. So we tried to make it as simple as possible so  
19 there's no thinking involved. It just says everything. So  
20 it would not have mattered if you had gotten the 1203.4. You  
21 still have to, according to our request in the application,  
22 you have to disclose it.

23 MR. INGRAM: Madam Chair, if I may, can I have  
24 him bring his 1203.4 up to me and I want to point something

1 out to him on there as well. Thank you.

2 So I would like to read in to the record Section  
3 7A of this 1203.4 dismissal. It says, if this order is  
4 granted under the provisions of Penal Code Section 1203.4,  
5 1203.4(1) or 1203.4(2), Section A, the petitioner is required  
6 to disclose the above conviction in response to any direct  
7 questions contained in any questionnaire or application for  
8 public office or for licensure by any state or local agency  
9 or for contracting with the California State Lottery  
10 Commission.

11 So, regardless of whether this shows a California  
12 dismissal and expungement, it specifically states in there  
13 you still have to disclose it when applying for licensure.  
14 So I just wanted to put that on the record because a lot of  
15 people don't understand that. So, regardless of what a judge  
16 tells you, right in the paperwork it says you have to. And  
17 then as they're stating it even says on our application  
18 regardless of it being expunged. Thank you for coming  
19 forward and letting me read that. I appreciate it.

20 CHAIRPERSON NIXON: Are there any further  
21 questions from the board? Okay. Hearing there are no  
22 further questions, I'll entertain a motion.

23 MEMBER BROWN: This is Board Member Brown. I  
24 move that we uphold the denial for Mr. Smith based on failure

1 to disclose.

2 CHAIRPERSON NIXON: We have a motion. Do we have  
3 a second?

4 MEMBER BEZICK: Bezick seconds.

5 CHAIRPERSON NIXON: We have a motion and we have  
6 a second. All in favor say aye.

7 (The vote was unanimously in favor of the motion)

8 CHAIRPERSON NIXON: So, at this point, you will  
9 not get your license approved. But you have all the  
10 paperwork. You have, you know -- You can work with the  
11 office. Come and see us in one year. We really do encourage  
12 that. You know, had it not been for the disclosures, you  
13 would have gotten your license today.

14 MR. SMITH: My thing is that I'm trying to --  
15 I've been working since I've been out here. I have only been  
16 out here one year. And I've been working ever since I've  
17 been out here. I've been doing security at the airport,  
18 doing security at this car management, and trying to stay  
19 above water and pay the bills. I'm not -- I wasn't trying to  
20 not disclose something in order to fool society.

21 CHAIRPERSON NIXON: I understand.

22 MR. SMITH: It just hinders me now, because I'm  
23 being hindered now for another year, which I don't think I  
24 can stay out here that long without working a decent job.

1 Because most of the jobs is low-paying wages out here. And I  
2 really needed my PILB card to continue where I left off at.

3 CHAIRPERSON NIXON: I do understand. But,  
4 unfortunately, we have to maintain, you know, what we uphold  
5 to everybody else in accountability. So, you know, please  
6 work with the office if you do have the ability to wait for  
7 the one year and come back. They will help you get through  
8 that, okay.

9 MR. SMITH: Okay. All right. Thank you.

10 CHAIRPERSON NIXON: Good luck to you, sir.

11 Agenda Item Number 70, Craig Harris.

12 MR. INGRAM: That was already heard. 71 was  
13 heard.

14 CHAIRPERSON NIXON: 72. Agenda Item Number 72,  
15 Latanzania Cooper.

16 Okay. Investigator Saladino.

17 MR. SALADINO: For the record, Investigator  
18 Saladino. The applicant was denied for failure to disclose a  
19 felony conviction. The applicant was denied for an August  
20 7th, 2008 felony conviction out of California for assault  
21 with a deadly weapon, threaten crime, vandalism. The  
22 applicant received 36 months of formal probation, which  
23 started on December 15th of '08 and ended on December 15th of  
24 2011.

1           The applicant did not disclose. Once denied, she  
2 did provide her 1203.4 dismissal paperwork. On June 19th  
3 2012, the applicant received the dismissal with a 17(b)  
4 reduction to a misdemeanor for the assault with a deadly  
5 weapon.

6           The applicant did not initially disclose and was  
7 made provisional and was working for Allied Universal and now  
8 she's here to appeal.

9           CHAIRPERSON NIXON: Board, are there any  
10 questions for Ms. Cooper?

11           MEMBER CORTEZ: This is Board Member Cortez. Why  
12 did you fail to disclose the incident?

13           MR. COOPER: Well, like the others, I thought  
14 because I had my expungement I didn't have to. When I was  
15 working security in California and I went to get my guard  
16 card there, they told me I didn't have to put it. So when I  
17 came here, I thought the same thing. And that's just the  
18 honest truth. Or I would have. It was back in 2008. I  
19 don't have no reason to hide it. That was my first and only  
20 time ever being in jail in my life or ever getting in to any  
21 trouble. So, I didn't have, like -- I wasn't trying to hide  
22 it. I just really felt that I didn't have to do it because I  
23 didn't have to do it when I went to get my guard card in  
24 California. And that's just the honest truth.

1 CHAIRPERSON NIXON: Any further questions from  
2 the board?

3 Okay. Hearing there are no further questions,  
4 I'll entertain a motion.

5 MEMBER CORTEZ: This is Board Member Cortez. I  
6 am motioning to grant the appeal and overturn the denial --  
7 based -- I understand that she failed to disclose. Unlike  
8 the previous case, we have one incident, not four. And  
9 there's not a doubt in my mind that confusion with the  
10 California paperwork indicating that they don't have to  
11 disclose, the fine print is not being read. We do have time  
12 and distance. The incident occurred in 2008. I am motioning  
13 to overturn the denial and grant the appeal.

14 CHAIRPERSON NIXON: We have a motion. Do we have  
15 a second?

16 MEMBER BEZICK: Bezick seconds.

17 CHAIRPERSON NIXON: Okay. We have a motion and  
18 we have a second. All in favor say aye.

19 (Three members voted in favor of the motion)

20 CHAIRPERSON NIXON: Any abstentions -- opposed?

21 MEMBER BROWN: This is Board Member Brown.  
22 Opposed. Nay.

23 CHAIRPERSON NIXON: Okay. So it's three to one.  
24 So your motion does pass. You will get your guard card.

1 Please, when you renew, when you go through any of this  
2 process again, please make sure you note everything, okay,  
3 regardless of what happened in California.

4 MR. COOPER: Thank you.

5 MR. INGRAM: And how do you pronounce your first  
6 name?

7 MR. COOPER: Latanzania.

8 MR. INGRAM: Thank you very much.

9 MR. COOPER: Close enough.

10 MR. INGRAM: So board staff will be in contact  
11 with you.

12 MS. COOPER: Thank you so much. I appreciate it.

13 CHAIRPERSON NIXON: Make us proud.

14 MS. COOPER: I will.

15 CHAIRPERSON NIXON: Okay. We did 73; right? 74.  
16 75.

17 MR. INGRAM: 75 through 86 were told to be here  
18 at 1:30.

19 CHAIRPERSON NIXON: What's your name? Do you  
20 know your number? 80, okay. So we're going to go ahead and  
21 pull you. Come up front for us. And can you say your first  
22 name again.

23 MS. BELL: Francisquela.

24 CHAIRPERSON NIXON: Okay. So we're now doing

1 Agenda Item Number 80 because there's no one else in the  
2 room. It's Francisquela Bell.

3 Investigator Saladino, could you tell us why  
4 we're here on Ms. Bell.

5 MR. SALADINO: Investigator Saladino for the  
6 record. The applicant was denied for failure to disclose a  
7 felony conviction. The applicant had a 2008 from the DEA,  
8 sale of cocaine, where she received 12 months probation.

9 2011 out of California for a felony assault with  
10 a deadly weapon, not a firearm, causing great bodily injury.  
11 This case was dismissed.

12 2015, felony out of California for cruelty --  
13 willful cruelty to a child, assault with a deadly weapon, not  
14 a firearm, and inflict corporal injury to a spouse. The  
15 prosecution declined. The victim was unavailable.

16 The applicant did not disclose her arrest  
17 history. She was made provisional and was working for CSC.  
18 She's here to appeal.

19 CHAIRPERSON NIXON: Board, are there any  
20 questions for Ms. Bell?

21 MEMBER BROWN: This is Board Member Brown.  
22 Ms. Bell, why did you fail to disclose?

23 MS. BELL: Same thing. I never worked a day in  
24 my life. So I was just trying to achieve in life and stay

1 focused on taking care of the kids. But I put in two  
2 applications. And, I'm dyslexic, so I need help sometimes.  
3 So that was the reason why. And I haven't been in trouble  
4 since. I just been a mother, you know. And, for me to get  
5 back, I just try to help people.

6 CHAIRPERSON NIXON: What have you been doing  
7 since the last arrest?

8 MS. BELL: I got four degrees.

9 CHAIRPERSON NIXON: You're okay. Take your time.

10 MS. BELL: I have four degrees. I became an RN.  
11 And now I'm the victim of a hit and run and it happened in  
12 front of my kids. So I'm just trying to be a good role model  
13 and stay focused and making sure they get good grades and  
14 achieving in life what they're doing.

15 CHAIRPERSON NIXON: Okay. So you went back to  
16 school after 2015 and you were able to get your nursing  
17 degree?

18 MS. BELL: Yes. Four degrees. I'm a  
19 phlebotomist, a medical assistant, and I'm an RN.

20 CHAIRPERSON NIXON: Okay. Fantastic. And you're  
21 no longer doing that work because of your accident?

22 (The court reporter interrupts)

23 MEMBER BROWN: Could you repeat that answer,  
24 please? We couldn't hear you.

1 MS. BELL: I got hit by a car by a jealous female  
2 and she took my career.

3 MEMBER BROWN: Thank you.

4 MEMBER CORTEZ: This is Board Member Cortez.  
5 What do you plan to do with the work card if you are granted  
6 one?

7 MS. BELL: Just keep achieving. I would like to  
8 work for CIC. It was a good experience. And I'm permanently  
9 in a boot. And so I just push my body to achieve and stay  
10 focused and do what the job, you know, has been a team  
11 member.

12 CHAIRPERSON NIXON: And you say you were  
13 permanently what?

14 MS. BELL: In a boot.

15 CHAIRPERSON NIXON: Oh, in a boot. Disabled.  
16 Okay. Got you.

17 MS. BELL: In a boot.

18 CHAIRPERSON NIXON: Any other questions from the  
19 board? I have to ask the question that we've all asked and I  
20 appreciate your honesty and your situation. But why did you  
21 fail to disclose this information?

22 MS. BELL: Because I filled out two applications.  
23 I did one on line.

24 CHAIRPERSON NIXON: Oh, that's right.

1 MS. BELL: And then I did one in person. And I  
2 think I answered the one on line but it didn't go through, so  
3 I had to go in person. And, when they helped me in person, I  
4 guess I overlooked it and I didn't answer it. But she was,  
5 like, you did two applications, so I thought the one on line  
6 went through when I did the paperwork.

7 CHAIRPERSON NIXON: Okay. Do we have any  
8 information on that online application?

9 MS. BELL: They said they didn't get it. So she  
10 helped me with a paper one.

11 CHAIRPERSON NIXON: Okay. Do we have anything on  
12 that?

13 MR. SALADINO: Investigator Saladino. We don't  
14 have the online information. I do have the arrest history  
15 from the handwritten one.

16 CHAIRPERSON NIXON: But you got the arrest  
17 history afterwards?

18 MR. SALADINO: Correct.

19 MR. INGRAM: Madam Chair, just for the record,  
20 there are times when people apply on line that something with  
21 the payment or the submission does not go through. It gets  
22 hung up in there. So it shows there's something there but  
23 there's no information. So at that time we ask them to fill  
24 out a paper app. It doesn't happen very often, but, when it

1 does, it does cause some problems.

2 MEMBER BROWN: This is Board Member Brown. For  
3 Investigator Saladino. Just so I can confirm. When she  
4 filled out the paper application, she did disclose these  
5 items or she disclosed after you contacted her about the  
6 failure to disclose?

7 MR. SALADINO: The applicant did not disclose.

8 MEMBER BROWN: Thank you.

9 CHAIRPERSON NIXON: Okay. Any further questions  
10 from the board?

11 Okay. Hearing there's no further questions, I'll  
12 entertain a motion.

13 MEMBER BROWN: This is Board Member Brown. I  
14 move that we uphold the denial for failure to disclose.

15 CHAIRPERSON NIXON: Okay. We have a motion. Do  
16 we have a second?

17 MEMBER BEZICK: Bezick seconds.

18 CHAIRPERSON NIXON: We have a motion and we have  
19 a second. All in favor say aye.

20 (The vote was unanimously in favor of the motion)

21 CHAIRPERSON NIXON: So, unfortunately, because  
22 you didn't disclose, we're going to have to deny. But you  
23 have all the information now. If you can wait for one year,  
24 apply again with all of that information. You know, I think

1 we're more than willing to hear again and listen to you. I  
2 wish you all the best of luck. And I'm very sorry for the  
3 things that have happened.

4 MS. BELL: Have a nice day. I'll see you next  
5 year.

6 CHAIRPERSON NIXON: Yes. Please come see us.

7 There's no one here. Do we want to go through  
8 the trailed stuff?

9 All right. So we will go through the items that  
10 were trailed. There's -- We can go through --

11 MR. INGRAM: Okay. For the record, this is Kevin  
12 Ingram. I'll go ahead and read off the trailed items and see  
13 if they're present. Charles Fomby, are you present? Charles  
14 Fomby. Okay. The next one is item number --

15 CHAIRPERSON NIXON: Are we going to do it in a  
16 block?

17 MR. INGRAM: So the next one is Item Number 44,  
18 Dwight Jackson. Are you present, Dwight Jackson?

19 Item Number 51, Michael Harrell. Are you  
20 present, Michael Harrell?

21 Item number 55, Thomas Turner. Are you present?

22 Item Number 65, Eric Caldwell. Are you present?  
23 Eric Caldwell.

24 Item Number 66, Trevon Conner. Trevon Conner.



1 CHAIRPERSON NIXON: Counsel Harris, if you  
2 wouldn't mind swearing everybody in.

3 MS. HARRIS: For anyone that's on the agenda who  
4 plans to testify, please stand and raise your right hand.

5 (The witnesses were sworn in)

6 CHAIRPERSON NIXON: Okay. So we are on Agenda  
7 Item Number 75, David Dove. Is David Dove in the room?  
8 Okay. So we'll trail that item.

9 Agenda Item Number 76, Joshawn Anderson. We'll  
10 trail that.

11 Agenda Item Number 77, Joseph Handsome.  
12 Okay, Investigator Saladino.

13 MR. SALADINO: Investigator Saladino for the  
14 record. The applicant was denied for failure to disclose a  
15 felony conviction in the illegal use or possession of a  
16 dangerous weapon. The applicant had a 1993 carrying --  
17 misdemeanor carrying a firearm without a license and driving  
18 while suspended or revoked. He pled guilty, received fines  
19 and court costs.

20 1998, burglary, felony, where the applicant  
21 received a one to two-year prison sentence.

22 2005, unauthorized use of an auto, which was a  
23 misdemeanor. Received ten months in county jail.

24 2015 out of Nevada, a misdemeanor trespass not

1 amounting to burglary, pled guilty, received credit for time  
2 served.

3 The applicant did not disclose when he applied.  
4 The applicant did not disclose once the initial investigator  
5 had asked him and he was working for San Moritz and is here  
6 now to appeal.

7 CHAIRPERSON NIXON: Okay. Board, do you have any  
8 questions for Mr. Handsome?

9 MEMBER CORTEZ: This is Board Member Cortez. I  
10 have a question for Investigator Saladino. You indicated he  
11 disclosed after he was asked. But what I'm seeing is that he  
12 did not disclose the felony. So he did disclose some of it  
13 but then not all of it?

14 MR. SALADINO: Correct.

15 MEMBER CORTEZ: Mr. Handsome, is there a reason  
16 why you failed to disclose all of your law enforcement  
17 contacts and/or convictions?

18 MR. HANDSOME: This was in 1993. I was in the  
19 process of moving. I had my wife and children in the car and  
20 I got pulled over.

21 MEMBER CORTEZ: Okay. Hang on right there. I  
22 don't want the specifics of it just yet. But I do want to  
23 know why you failed to disclose. We have one, two, three,  
24 four. Yes, you disclosed afterwards, but you still failed to

1 disclose another one. So that's two times you failed to  
2 disclose. And I'm curious as to why.

3 MR. HANDSOME: The main thing when the guy was --  
4 when the officer or state trooper was pulling my car away in  
5 '93, my wife next to me said, oh, so you're going take our  
6 car away, tell him that you have a gun in the glove  
7 compartment.

8 MEMBER CORTEZ: Okay. Stop right there. You're  
9 not understanding my question.

10 CHAIRPERSON NIXON: Do you know what disclose  
11 means? Why didn't you tell us? Why didn't you put it in the  
12 application that you had these arrests?

13 MR. HANDSOME: Because I didn't think it was a  
14 felony.

15 MEMBER CORTEZ: Okay. Then let me reword my  
16 question. Did you receive any kind of jail time, fines or  
17 fees?

18 MR. HANDSOME: Fees.

19 MEMBER CORTEZ: And you paid for those, yes?

20 MR. HANDSOME: Yes, I did.

21 MEMBER CORTEZ: So you were convicted of certain  
22 crimes; correct?

23 MR. HANDSOME: Correct.

24 MEMBER CORTEZ: In the application it asks for

1 you to list all of those. The question is why did you fail  
2 to -- why did you not list all of those.

3 MR. HANDSOME: Because it was so long ago and  
4 I --

5 MEMBER CORTEZ: Now that's the answer that we can  
6 accept because it's probably the truth.

7 MR. HANDSOME: Yeah. I'm so sorry.

8 MEMBER CORTEZ: Now, here's the issue. It  
9 explains clearly multiple times throughout the entire  
10 application, it's posted in the lobby, it's posted on the  
11 internet, you have to list everything, regardless of the  
12 disposition, whether you're guilty, whether what you think  
13 the case came out or not. You have to list it. And,  
14 unfortunately, we have no listing of it. So that's all.

15 CHAIRPERSON NIXON: Any further questions from  
16 the board?

17 Okay. Hearing there are no further questions,  
18 I'll entertain a motion.

19 MEMBER CORTEZ: This is Board Member Cortez. I  
20 am going to motion to uphold the denial based on the  
21 non-disclosure of three incidents. I think Mr. Handsome has  
22 a clear understanding of what's needed this time.

23 CHAIRPERSON NIXON: We have a motion. Do we have  
24 a second?

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MEMBER BEZICK: Bezick seconds.

CHAIRPERSON NIXON: I have a motion and I have a second. All in favor say aye.

(The vote was unanimously in favor of the motion)

CHAIRPERSON NIXON: So you will not get your guard card -- your license -- registration this go-around. But, I would encourage you, sir, you have all of that information now in your application. You can come back in one year and apply again. When you apply again, the office will help you through the entire thing. The arrest that you have will not automatically make you not get a license, right. What we're looking for is just that you tell us what happened, okay. So, if you have any questions, please get with the office. They'll speak to you after the meeting, okay. They'll be in contact. Thank you, sir.

Okay. Agenda Item Number 78, Wilmor Miller. Good afternoon, sir. And you've been sworn in? Yeah, because I saw someone, okay.

Investigator Saladino.

MR. SALADINO: Investigator Saladino for the record. The applicant was denied for a non-disclosure of the felony conviction. The applicant had a 2001 felony conviction for forgery where he received 45 days in jail and 12 months probation. The applicant was made provisional and

1 was working for Allied Universal. The applicant is here now  
2 to appeal.

3 CHAIRPERSON NIXON: Are there any questions from  
4 the board?

5 MEMBER BROWN: This is Board Member Brown.  
6 Mr. Miller, why did you fail to disclose?

7 MR. MILLER: The truth is I didn't read the  
8 application thoroughly enough. And, just going through life,  
9 I really forgot about it. It was so long ago. And it never  
10 slowed me down from getting a job or an apartment. So it was  
11 just never there. And me thinking that multiple jobs that I  
12 apply say you go back seven years, 12 years. So just not  
13 really thinking it said the same thing and didn't read it  
14 thoroughly and just made the mistake of tripping up and  
15 didn't put it on my application.

16 MEMBER BROWN: Thank you.

17 CHAIRPERSON NIXON: Okay. Any further questions  
18 from the board?

19 No further questions, I'll entertain a motion.

20 MEMBER BEZICK: This is Bezick. I move we uphold  
21 the denial based on non-disclosure of arrest.

22 CHAIRPERSON NIXON: Okay. We have a motion. Do  
23 we have a second?

24 MEMBER BROWN: This is Board Member Brown. I'll

1 second.

2 CHAIRPERSON NIXON: Okay. We have a motion. We  
3 have a second. All in favor say aye.

4 (The vote was unanimously in favor of the motion)

5 CHAIRPERSON NIXON: So, just like the other  
6 gentleman, you have the information now. You're more than  
7 welcome to come back in a year and reapply. Please make sure  
8 you note everything down. The office will help you.

9 MR. MILLER: Okay. Thank you.

10 CHAIRPERSON NIXON: Thank you.

11 Agenda Item Number 79, Erick Fredrick.

12 Mr. Fredrick, are you here? Sir, were you sworn in?

13 MR. FREDRICK: Yes.

14 CHAIRPERSON NIXON: Investigator Saladino.

15 MR. SALADINO: Investigator Saladino for the  
16 record. The applicant was denied for non-disclosure for a  
17 felony conviction. The applicant had a 2006 felony  
18 possession of marijuana for sale out of California and  
19 received three years probation and a seven-day work -- jail  
20 and work program.

21 2010, misdemeanor out of California for  
22 fictitious check and burglary. He received 36 months  
23 probation and 30 days jail suspended.

24 The applicant did not disclose his arrest

1 history. He was made provisional and was working for  
2 Protective Force International. The applicant is here now to  
3 appeal.

4 CHAIRPERSON NIXON: Okay. Board, are there any  
5 questions for Mr. Fredrick?

6 MEMBER BROWN: This is Board Member Brown.  
7 Mr. Fredrick, I bet you can guess the question I'm going to  
8 ask. Why did you fail to disclose?

9 MR. FREDRICK: Well, it was so far back, I really  
10 didn't think it was, you know -- that it was going to affect  
11 me for my job. So I have my family out here and stuff like  
12 that. And I filled out the application and I didn't think  
13 that it was going to go that far back.

14 I have back in the past I was doing things I  
15 wasn't supposed to do. I'm 44 years old now and I really  
16 changed my life and I got my kids with me. I was at work.  
17 They pulled me off my job at work. But I didn't know that  
18 that was still over my head like that. And I just know that  
19 I just need another chance, you know. I've really been good  
20 for a long time. I haven't done anything prior to what I  
21 have done in the past. I'm very changed, a different person  
22 now. I do admit to it. But I have changed.

23 The reason why I didn't put it on there because I  
24 really didn't want to lose the job putting it on there. And,

1 at the same time, I didn't think it would come back in and,  
2 you know, stop me from working. But I do apologize.

3 MEMBER BROWN: Thank you.

4 CHAIRPERSON NIXON: Any further questions from  
5 the board?

6 Hearing there are no further questions, I'll  
7 entertain a motion.

8 MEMBER BROWN: This is Board Member Brown. I  
9 move that we uphold the denial for failure to disclose.

10 CHAIRPERSON NIXON: We have a motion. Do we have  
11 a second?

12 MEMBER BEZICK: Bezick seconds.

13 CHAIRPERSON NIXON: We have a motion and we have  
14 a second. All in favor say aye.

15 (The vote was unanimously in favor of the motion)

16 CHAIRPERSON NIXON: Opposed?

17 MEMBER CORTEZ: I'm going to say aye. Not  
18 opposed in favor of the uphold of denial.

19 CHAIRPERSON NIXON: Okay. So your motion is --  
20 Your request is denied. We're going to uphold the denial of  
21 your work registration. Look, we want to put everybody to  
22 work. We really do. So it hurts us to have to tell you  
23 this. So please come back and see us in a year. Please make  
24 sure you put all of your information in there. We won't deny

1 you based off of this type of information. You'll be held up  
2 for a little while. But then, you know, you come in front of  
3 us and we'll be able to move forward. So please come and see  
4 us again in a year. Work with the office to get all of your  
5 stuff in. And, good luck to you, sir.

6 MR. FREDRICK: Can I say something? Because --

7 CHAIRPERSON NIXON: Real quick, sir.

8 MR. FREDRICK: I moved out here four months ago.  
9 I live in Cali. And, this situation, I've never had to go  
10 through this, even though I did my mess out there. And they  
11 still let me work. I still have a guard card there and  
12 everything, you know. I moved out here to be better in life.  
13 I really need that card because this is my profession. I  
14 have no other -- I don't do anything else but security.  
15 That's been my -- That's my -- That's what I do over 15  
16 years. I'm 44 years old. That's all I do. And I live -- I  
17 got an apartment, I got a car. Now I got my kid out here.

18 CHAIRPERSON NIXON: I understand.

19 MR. FREDRICK: And, like, I can't -- I waited all  
20 of this time to get to this point and I really -- I really  
21 need that card. There's nothing else I can do right now.

22 MR. INGRAM: Sir, we understand. You know, this  
23 doesn't prevent you from applying for other security jobs in  
24 Nevada. You can't work for a licensed holder of ours. But,

1 if you were to put an application for maybe the Gaming  
2 Control Board to work security in a casino or work as  
3 in-house security for a company, they don't fall under our  
4 jurisdiction.

5 But what I'm going to tell you is exactly what  
6 everybody else has been telling you on the board. Disclose  
7 on your application. Disclose on your application. And  
8 there's a chance one of these other companies can still hire  
9 you here in Nevada. You just would have to come back before  
10 us in a year. Does that help you a little bit maybe?

11 MR. FREDRICK: I'm not sure.

12 CHAIRPERSON NIXON: I know the casinos are  
13 hiring. I know Nordstrom and all of those loss prevention  
14 people are hiring. I know for a fact they are. They steal  
15 our people all the time, so I get it. They don't have the  
16 same guard card. They have a different process. So go see  
17 those guys. See someone that doesn't have a company, like a  
18 guard company, a security company. Does that make sense?

19 MR. FREDRICK: Yeah.

20 CHAIRPERSON NIXON: Okay.

21 MR. FREDRICK: All right. Thank you.

22 MR. INGRAM: And come back and see us.

23 MR. FREDRICK: All right. Thank you.

24 CHAIRPERSON NIXON: So there's plenty of

1 opportunity in Nevada for that.

2 Agenda Item Number 81, Destiny Johnson. Is  
3 Destiny here?

4 Investigator Saladino.

5 MR. SALADINO: Investigator Saladino for the  
6 record. The applicant was denied for failure to disclose a  
7 felony conviction. The applicant had a 2020 felony  
8 conviction out of California for vandalism. These charges  
9 were reduced to a misdemeanor by the courts, where she  
10 received 36 months of summary probation, which started on  
11 September 14th of 2020 and will end on 9-13 of '23.

12 The applicant also has a 2001 misdemeanor  
13 domestic battery. This charge was in Nevada, which was  
14 dismissed.

15 The applicant did not disclose her arrest history  
16 when she applied. The investigator did contact her regarding  
17 her arrest history. She only disclosed the local DV battery,  
18 which was dismissed, and did not disclose the vandalism  
19 conviction, which, again, she's on probation still until  
20 September 13th of '23.

21 CHAIRPERSON NIXON: Board, are there any  
22 questions for Ms. Johnson?

23 MEMBER CORTEZ: This is Board Member Cortez.  
24 Ms. Johnson, why did you fail to disclose the second one, the

1 most current one?

2 MS. JOHNSON: Pretty much same thing that they're  
3 going through. I just didn't pay attention to that. And,  
4 like, this was my first time going through something like  
5 this and I didn't think it was going to fall back on not  
6 saying that that happened, you know, so that's pretty much  
7 it. I just didn't read it and I didn't know it was going to  
8 carry back on me.

9 CHAIRPERSON NIXON: Okay. Thank you.

10 Any further questions from the board?

11 Okay. Hearing there's no further questions, I'll  
12 entertain a motion.

13 MEMBER CORTEZ: This is Board Member Cortez. I  
14 am going to motion that we uphold the denial. We have  
15 Ms. Johnson still currently on probation that will not end  
16 until September of '23 and a failure to disclose.

17 CHAIRPERSON NIXON: We have a motion. Do we have  
18 a second?

19 MEMBER BROWN: This is Board Member Brown. I'll  
20 second.

21 CHAIRPERSON NIXON: We have a motion and we have  
22 a second. All in favor say aye.

23 (The vote was unanimously in favor of the motion)

24 CHAIRPERSON NIXON: Motion passes.

1 Unfortunately, you will not be getting your license,  
2 registration this time. Feel free to come back in one year.

3 MEMBER CORTEZ: Just FYI, when you do apply, take  
4 note that your probation does not end until September, so  
5 that is going to be something that we are going to consider.  
6 And you also heard that there are other options as well. So  
7 don't give up.

8 MS. JOHNSON: Okay.

9 CHAIRPERSON NIXON: Okay. Michael Gayles. Is  
10 there a Michael Gayles? Okay. We'll trail that.

11 Anita Miles. Is there an Anita Miles? Okay.  
12 We'll trail that.

13 Vernon Lowrey.

14 Okay. Investigator Saladino, could you let us  
15 know why we're here for Mr. Lowrey?

16 MR. SALADINO: Investigator Saladino. The  
17 applicant was denied for a failure to disclose a felony  
18 conviction. The applicant had a 2005 felony DUI with alcohol  
19 with priors out of California, where he received 36 months  
20 probation.

21 There was a 2001 felony for embezzlement out of  
22 New Mexico, where he received four months community  
23 confinement and four months home confinement and three years  
24 probation.

1           The applicant stated this charge was reduced to a  
2 misdemeanor upon completion of the court requirements.  
3 However, the applicant did not provide any court documents to  
4 show that.

5           2008, out of California, a misdemeanor DUI for  
6 alcohol, where he received 36 months probation. This charge  
7 was added to the applicant's 2005 DUI.

8           The applicant did disclose his arrest history.  
9 However, when the fingerprint report was received, it showed  
10 the DUI charge as a felony. Court documents from Riverside  
11 Superior Court show the felony DUI conviction and the 2008  
12 probation violation. The applicant is here now to appeal.

13           CHAIRPERSON NIXON: So, just so I understand,  
14 originally, the original application, he disclosed -- did he  
15 disclose any of this?

16           MR. SALADINO: Yes. He disclosed the misdemeanor  
17 DUI. Or, I'm sorry. He disclosed the DUI as a misdemeanor.  
18 However, when the fingerprints were received and court  
19 documents were reviewed, it showed it as a felony conviction.

20           CHAIRPERSON NIXON: And that was a 2005?

21           MR. SALADINO: Correct.

22           CHAIRPERSON NIXON: Are there any other questions  
23 from the board?

24           MEMBER BROWN: This is Board Member Brown for

1 Investigator Saladino. I just want to confirm the 2008  
2 misdemeanor DUI, is that a separate charge?

3 MR. SALADINO: Correct. That was a probation  
4 violation.

5 MEMBER CORTEZ: So, for clarification, this is  
6 Board Member Cortez. So he gets the charge. And, because of  
7 that, you've got your violation of probation. So were you on  
8 probation prior to this charge?

9 MR. LOWREY: No. Actually what -- what I can't  
10 figure out is until I got the paperwork back from PILB, okay,  
11 I wasn't even aware that that 2005 conviction was still on my  
12 record. The paperwork that I have from the State of  
13 California, I went back to veterans court. And on the second  
14 page here, okay, it shows that it was vacated and disposed  
15 of.

16 MEMBER CORTEZ: The 2008 or the 2005?

17 MR. LOWREY: 2005.

18 MEMBER CORTEZ: Well, it does indicate in 2008  
19 the 2005 was added to that and it was considered a violation  
20 of probation; is that correct, Investigator Saladino? I  
21 think that's what I'm understanding.

22 MR. SALADINO: Correct. That's what it's saying  
23 on the fingerprint report, DUI with drugs -- alcohol, drugs,  
24 with prior -- with priors, felony conviction.

1           MR. LOWREY: But then I went back to veterans  
2 court, all right, and I'm still working with California on  
3 this. Because their paperwork shows that this never went to  
4 veterans court. This clearly states that I did go back and  
5 do this in 2013. On March 17th of 2013, I had a veterans  
6 court eligibility where it was dismissed and vacated. I  
7 called California back. They still show it as a felony.

8           Now, at this point, I either have to go back to  
9 veterans court or try get it expunged from my record, okay.

10           In 2008, I had a misdemeanor DUI during that  
11 period. After that, I checked in to a VA facility for a  
12 halfway house at Loma Linda. At that point, I moved back to  
13 Las Vegas, okay. Had a breakdown, went in to a psych unit,  
14 okay. Went in to treatment program along with the VA. From  
15 that point on, I haven't had a drink, I haven't had a ticket,  
16 I haven't had anything.

17           But, again, if you look at the bottom of the page  
18 on the second page, it shows that it was vacated and  
19 disposed. So I'm going back and forth with the State of  
20 California going, well, one point you're telling me I've got  
21 a felony, I've got the paperwork that shows that this was  
22 vacated and dismissed, okay. What do I do?

23           CHAIRPERSON NIXON: So a couple -- So you  
24 didn't -- I understand the confusion there and I'll get to

1 that. On 2001, the felony embezzlement, was that disclosed?

2 MR. SALADINO: Yes, that was.

3 CHAIRPERSON NIXON: Okay. So, if I understand  
4 what you're saying correctly, you noted the felony, the 2001  
5 embezzlement, because you understood that one to be  
6 outstanding. The other two you were confused because your  
7 understanding is they are vacated; right?

8 MR. LOWREY: Right.

9 CHAIRPERSON NIXON: Okay. Just so you know, on  
10 our paperwork, it states that it doesn't matter whether or  
11 not it's been vacated or expunged, any of that, it says you  
12 have to disclose any law enforcement contact, okay. Does  
13 that make sense?

14 MR. LOWREY: Yes, it does. But, in 2001, okay,  
15 those charges were dismissed from a felony to a Class A  
16 federal misdemeanor, okay.

17 CHAIRPERSON NIXON: It doesn't matter what it was  
18 classified. If you were arrested --

19 MR. LOWREY: Yes.

20 CHAIRPERSON NIXON: -- you have to disclose it.

21 MR. LOWREY: Okay. At that point I didn't know  
22 that.

23 CHAIRPERSON NIXON: Okay. So that's what our  
24 paperwork says and that's why I'm trying to understand what

1 you disclosed and what you didn't.

2 I understand the confusion with the two DUI's.  
3 But bottom line, bottom line, bottom line, you have to  
4 disclose if you're arrested.

5 MR. LOWREY: Right, okay.

6 CHAIRPERSON NIXON: All right. Okay. Any  
7 further questions from the board?

8 MEMBER BROWN: Again, this is Board Member Brown.  
9 And, I'm sorry, but I'm still a little bit confused.  
10 Investigator Saladino, I want to confirm that he disclosed  
11 the 2005 DUI as a misdemeanor and disclosed the 2008 DUI as a  
12 misdemeanor but you later found out the '05 was a felony?

13 MR. SALADINO: Correct. The applicant did  
14 disclose. However, he had the level wrong, and that's where  
15 I'm seeing it on the fingerprint report when I received that,  
16 that it was a felony.

17 MEMBER BROWN: Thank you.

18 MR. INGRAM: Madam Chair, may I interject a  
19 little bit here? So, if it's found that he disclosed all  
20 three, there's an option here. With everything still in  
21 confusion and him trying to work with California courts to  
22 get that cleaned up, an option might be for this gentleman,  
23 Mr. Lowrey, to withdraw his appeal, go back and get this  
24 cleaned up, and as soon as he gets it cleaned up, provide the

1 board additional documentation to be able to come back before  
2 the board with clear distinct information for you.

3 The other option would be he moves forward with  
4 the appeal and if the board were to deny his appeal he would  
5 have to wait a whole year.

6 CHAIRPERSON NIXON: Okay.

7 MR. INGRAM: So that's something the board has  
8 deliberated on in the past.

9 CHAIRPERSON NIXON: Thank you. So, quick  
10 question, Investigator Saladino. Is everything done? He's  
11 served his time, paid his fines, everything is done? It's  
12 just a matter of classification of the --

13 MR. SALADINO: Correct.

14 CHAIRPERSON NIXON: Okay. Okay. Are there any  
15 further questions from the board? Okay. This is -- Let's  
16 get through this. I think you'll -- Okay. So, I'll take a  
17 motion, if there's no further questions. I'll entertain a  
18 motion.

19 MEMBER BROWN: This is Board Member Brown. Based  
20 on the information that we've received and the confusion, I  
21 move that we grant the appeal and allow Mr. Lowrey to get his  
22 work card.

23 MEMBER CORTEZ: This is Board Member Cortez. I  
24 will second that motion.

1                   CHAIRPERSON NIXON: I have a motion and I have a  
2 second. All in favor say aye.

3                   (The vote was unanimously in favor of the motion)

4                   CHAIRPERSON NIXON: There you go. Thank you very  
5 much. Get your paper work figured out just for yourself.  
6 But, because you disclosed, that's what we needed. Okay.

7                   MR. LOWREY: Thank you. I appreciate it. Thank  
8 you.

9                   CHAIRPERSON NIXON: Okay. Agenda Item Number 85,  
10 Hakeem Muhammad. Good afternoon, sir.

11                  MR. MUHAMMAD: Good afternoon. Hoorah.

12                  CHAIRPERSON NIXON: You missed our resident  
13 Marine. Okay.

14                  MR. MUHAMMAD: Marines are guilty; right?

15                  CHAIRPERSON NIXON: Yeah.

16                  Investigator Saladino, could you tell us why  
17 we're here for Mr. Muhammad.

18                  MR. SALADINO: The applicant was denied for  
19 failure to disclose felony convictions. The applicant had a  
20 1986 felony robbery, which was amended to possession of a  
21 controlled substance out of California. The applicant did  
22 complete a diversion program. The applicant was arrested for  
23 felony robbery. The Court amended the charge and the  
24 applicant completed a diversion program.

1                   1993, out of California, felony, possessed  
2 driver's license to commit forgery. Received 180 days in  
3 jail.

4                   2004, felony conviction out of California for  
5 inflicting corporal injury on spouse or cohabitant. Received  
6 365 days in jail suspended and 36 months probation.

7                   2005 out of California, felony conviction for  
8 possession of a controlled substance. Received three years  
9 probation and 170 days in jail suspended.

10                   1987, out of Hawaii, received a misdemeanor  
11 assault and harassment where he received a fine and six  
12 months jail suspended.

13                   The applicant did not disclose his arrest  
14 history. He was made provisional and was working for Allied  
15 Universal and is here now to appeal.

16                   CHAIRPERSON NIXON: Sir, if I could ask, when did  
17 you serve in the Marines?

18                   MR. MUHAMMAD: '77 to '79, Vietnam era.

19                   CHAIRPERSON NIXON: Hang on. Are there any  
20 questions from the board?

21                   MEMBER BROWN: This is Board Member Brown. Sir,  
22 thank you for your service. But, as a former veteran, would  
23 you remove your hat, please, as a sign of respect to the  
24 board? I'm sorry to be a jerk, sir. But I believe that

1 that's a sign of respect. Thank you.

2 MR. MUHAMMAD: Yes, sir.

3 CHAIRPERSON NIXON: Any further questions from  
4 the board?

5 MEMBER CORTEZ: This is Board Member Cortez. I  
6 do have a question. Mr. Muhammad, why did you fail to  
7 disclose any of your criminal history?

8 MR. MUHAMMAD: I never even knew I had any  
9 felonies.

10 MEMBER CORTEZ: Okay. Don't worry about the  
11 felony part.

12 MR. MUHAMMAD: I have no -- Okay. In other  
13 words, I'm already working for Allied. I transferred from  
14 California here.

15 MEMBER CORTEZ: Okay. Stop right there. Did you  
16 receive at any given moment 180 days in jail?

17 MR. MUHAMMAD: No.

18 MEMBER CORTEZ: You've never spent a day in jail?

19 MR. MUHAMMAD: No. I spent a day in jail but not  
20 for a felony.

21 MEMBER CORTEZ: Okay. So, once again, you did  
22 spend a day in jail, at least one day; correct?

23 MR. MUHAMMAD: What year?

24 MEMBER CORTEZ: Okay. Nevermind. My question is

1 why did you not disclose. You said you had no clue --

2 MR. MUHAMMAD: Because --

3 MEMBER CORTEZ: Hang on. You're admitting that  
4 you did spend a day in jail. So that right there, that  
5 alone, you were supposed to disclose that, but you didn't.

6 MR. MUHAMMAD: Okay.

7 MEMBER CORTEZ: That's all of my comments. Thank  
8 you.

9 MR. MUHAMMAD: Would you like to know why?

10 MEMBER CORTEZ: No.

11 MR. MUHAMMAD: I mean, I don't want to waste the  
12 Court's time.

13 CHAIRPERSON NIXON: Sir, sir.

14 MR. MUHAMMAD: Because I've seen the  
15 repetitiveness of people -- of your application process.  
16 Apparently, some of these people are not -- We all are saying  
17 the same thing.

18 CHAIRPERSON NIXON: Okay. Sir, sir.

19 MR. MUHAMMAD: I don't understand.

20 CHAIRPERSON NIXON: Sir.

21 MR. MUHAMMAD: Yes.

22 CHAIRPERSON NIXON: Okay. Let us ask our  
23 questions and we can get you through this. I would like to,  
24 you know, as a former veteran myself -- Many of us on this

1 board are -- we would like to help you and understand and  
2 direct you if we can, okay. But, if you're adversarial or  
3 you fight us, then we can't. We can't work through this,  
4 okay.

5 MR. MUHAMMAD: I appreciate the help that I get  
6 from the Corps to be here alive because of my behavioral  
7 reformations. So I appreciate you.

8 CHAIRPERSON NIXON: So, let's walk through this,  
9 okay.

10 MR. MUHAMMAD: Sure.

11 CHAIRPERSON NIXON: So in your -- And I  
12 understand you said you didn't commit any felonies. But you  
13 were arrested; right?

14 MR. MUHAMMAD: Yeah. But, that has to be  
15 explained, ma'am, because of the way you're asking the  
16 question. It's too --

17 CHAIRPERSON NIXON: No. It's very simple, sir.  
18 Were you arrested, yes or no?

19 MR. MUHAMMAD: I've been arrested in my life.  
20 But all of my arrests has been expunged in California.

21 CHAIRPERSON NIXON: Okay. I just want to talk  
22 you through this, okay.

23 MR. MUHAMMAD: Sure.

24 CHAIRPERSON NIXON: And you can't hear if you're

1 arguing.

2 MR. MUHAMMAD: I'm not arguing. I'm trying to  
3 defend myself.

4 CHAIRPERSON NIXON: I understand, sir. So, in  
5 the application, both on line and in person, it says very  
6 clearly whether or not it's been expunged, any contact with  
7 law enforcement. If you've been arrested, you need to note  
8 it down, okay. And I understand if there's a memory issue  
9 because some of those were a while ago. Hell, I have senior  
10 moments. I can walk out of this room and forget my name,  
11 right. So, I get that, I do.

12 But, the bottom line is the record says -- the  
13 application says you have to note them down, even if they've  
14 been expunged.

15 We understand that California is different. But  
16 you're not in California right now. You're in Nevada, okay.  
17 So on your paperwork and here it states that you have to  
18 actually note if you've been arrested.

19 MR. MUHAMMAD: Okay.

20 CHAIRPERSON NIXON: Okay?

21 MR. MUHAMMAD: Yes.

22 CHAIRPERSON NIXON: So we haven't made a decision  
23 yet. But -- We have not made a decision yet.

24 MR. MUHAMMAD: Okay, fine.

1                   CHAIRPERSON NIXON: But what I'm telling you is  
2 if you do get an opportunity to -- if you're denied and you  
3 do have an opportunity to come back --

4                   MR. MUHAMMAD: No, I won't.

5                   CHAIRPERSON NIXON: Okay. Well, you know what,  
6 you've made it really easy.

7                   Any further questions from the board?

8                   MR. MUHAMMAD: Can I say something?

9                   CHAIRPERSON NIXON: No, sir.

10                  Any further questions from the board?

11                  Okay. Hearing there's no further questions, I'll  
12 entertain a motion.

13                  MR. MUHAMMAD: Why did I bring this? I was told  
14 that when I come in --

15                  MEMBER CORTEZ: This is Board Member Cortez. I  
16 am motioning to uphold the denial based on the failure to  
17 disclose. We're not here to hear the incident, but we are  
18 here addressing the failure to disclose.

19                  CHAIRPERSON NIXON: I have a motion. Do I have a  
20 second?

21                  MR. MUHAMMAD: I have documents to support my  
22 argument.

23                  CHAIRPERSON NIXON: Sir, sir.

24                  MEMBER BEZICK: Bezick seconds.

1                   CHAIRPERSON NIXON: Sir, this is not an argument.  
2 This is not an argument. This is not a court. We tried to  
3 walk you through it and have a conversation and you're  
4 adversarial. I'm done. We're going to make a decision now.  
5 No, sir. No more. No more.

6                   We have a motion. We have a second. All in  
7 favor. Yes, we have a motion. We have a second.

8                   (The vote was unanimously in favor of the motion)

9                   CHAIRPERSON NIXON: So motion passes. You're  
10 denied. I would encourage you to come back in a year. When  
11 you do, please have a different attitude, so we can help you.

12                  MR. MUHAMMAD: Can I appeal this?

13                  CHAIRPERSON NIXON: No, sir. Thank you. Have a  
14 wonderful day.

15                  MR. MUHAMMAD: Can I have a question?

16                  CHAIRPERSON NIXON: Thank you. Have a wonderful  
17 day.

18                  MEMBER CORTEZ: Call the PILB and they will be  
19 able to answer all of your questions.

20                  MR. MUHAMMAD: Thank you guys. Keep up the good  
21 work while you can, because this system is rigged. That's  
22 what I want to say.

23                  CHAIRPERSON NIXON: Have a wonderful day, sir.  
24 Okay. Sorry for the disturbance.

1                   Agenda Item Number 86, is Mr. Hall in the room?  
2 Thank you, sir. Can I ask, sir, have you been sworn in?  
3 Okay. Thank you.

4                   Investigator Saladino.

5                   MR. SALADINO: The applicant was denied for a  
6 failure to disclose possession for illegal use of a dangerous  
7 weapon. The applicant had a 2005 misdemeanor driving under  
8 the influence of alcohol and carrying a loaded firearm in  
9 public out of California, where he received three years  
10 probation.

11                   This was not disclosed. The applicant was made  
12 provisional but was not working for any licensed company.  
13 Court documents were reviewed and confirmed the DUI and  
14 weapons conviction. The applicant is here now to appeal.

15                   CHAIRPERSON NIXON: Okay. Board, are there any  
16 questions for Mr. Hall?

17                   MEMBER CORTEZ: This is Board Member Cortez.  
18 Mr. Hall, why did you fail to disclose your criminal history?

19                   MR. HALL: Because it was back in 2005 and I  
20 really felt that it was in the --

21                   MEMBER CORTEZ: Can I ask why you thought that?

22                   MR. HALL: Because I was arrested back in  
23 California, St. Louis.

24                   MEMBER CORTEZ: So you weren't here earlier. But

1 this is the biggest problem for us.

2 MR. HALL: Right.

3 MEMBER CORTEZ: In the State of Nevada, we have  
4 our different rules, just like every other state.

5 MR. HALL: I understand.

6 MEMBER CORTEZ: This specific application is so  
7 clear.

8 MR. HALL: I know. But, see, I didn't understand  
9 it.

10 MEMBER CORTEZ: It's so clear and it's listed in  
11 two different places on the application, in the office. And  
12 I know for a fact that the PILB office is so helpful. Did  
13 you make a phone call to them?

14 MR. HALL: Yes.

15 MEMBER CORTEZ: And did they provide help? Did  
16 you ask what you should put down on the criminal history?

17 MR. HALL: No. I just came in and filled out the  
18 application.

19 MEMBER CORTEZ: I understand. You're being  
20 honest and forthright.

21 MR. HALL: Yes, I am.

22 MEMBER CORTEZ: But that is something that we  
23 have to consider and that is a huge technicality for us. So  
24 just please understand that whatever the outcome may be,

1 that's the reason. And, unlike the other gentleman, this is  
2 not the board's problem or fault. The applicant fills out  
3 the application. I cannot control what you do or do not  
4 read.

5 MR. HALL: Yeah. I overlooked it. I understand.

6 MEMBER CORTEZ: Okay. Thank you.

7 CHAIRPERSON NIXON: Any further questions from  
8 the board?

9 What have you been doing since the arrest in  
10 2005?

11 MR. HALL: Driving trucks. I have my card and I  
12 did security guard in St. Louis last year and I have my  
13 security guard card for that.

14 CHAIRPERSON NIXON: Okay.

15 MR. HALL: So I drove trucks for years.

16 CHAIRPERSON NIXON: Okay. How long have you been  
17 in Nevada?

18 MR. HALL: I've been in Nevada since March 28th  
19 of this year.

20 CHAIRPERSON NIXON: So you're new to the state?

21 MR. HALL: Yes, I am.

22 CHAIRPERSON NIXON: All right. If there's no  
23 further questions, I'll entertain a motion.

24 MEMBER BEZICK: This is Bezick. I move we uphold

1 the denial based on failure to -- based on failure to list  
2 his arrest record.

3 CHAIRPERSON NIXON: I have a motion. Do we have  
4 a second?

5 MEMBER BROWN: This is Board Member Brown. I'll  
6 second.

7 CHAIRPERSON NIXON: Okay. I have a motion and I  
8 have a second. All in favor say aye.

9 (The vote was unanimously in favor of the motion)

10 CHAIRPERSON NIXON: Opposed?

11 MEMBER CORTEZ: I vote aye for upholding the  
12 denial but --

13 (The court reporter interrupts)

14 MEMBER BROWN: Board Member Cortez, we need you  
15 to speak up or turn on your microphone, please. We can't  
16 hear you.

17 MEMBER CORTEZ: I'm in agreement. I'm a yay for  
18 the upholding of the denial.

19 (The court reporter interrupts)

20 MEMBER BROWN: Madam Chair, same thing. Your  
21 microphone is not on.

22 CHAIRPERSON NIXON: Sorry. My -- There's  
23 feedback from my microphone, so sorry about that. Again, I  
24 would encourage you to come back in a year. Please apply and

1 note that one thing. You can see two of us had a problem  
2 denying it because of the time that it happened. But you do  
3 have to disclose. And so we have --

4 MR. HALL: I understand. It was my mistake. I  
5 understand that.

6 CHAIRPERSON NIXON: Good luck to you.

7 MR. HALL: And I appreciate you all wanting to  
8 help me.

9 CHAIRPERSON NIXON: Yeah, we do. So come back in  
10 a year and reapply. Just note that down and you won't have a  
11 problem, okay.

12 MR. HALL: Thank you for everything. You all  
13 have a good day.

14 CHAIRPERSON NIXON: Thank you. You too. See you  
15 next year. We look forward to seeing you.

16 Okay. So the next group does not start until  
17 2:30, but we're going to go ahead and push through this. We  
18 know that we'll probably have to go out of agenda, out of  
19 order on the agenda, but we'll make it through that. Have  
20 you all that are in the room been sworn in? You haven't?  
21 You folks have not, have you?

22 And is there anybody up north now?

23 MEMBER BROWN: Yes, ma'am. We do have one person  
24 and he has not been sworn in.

1 CHAIRPERSON NIXON: Okay. You know what, so  
2 we're going to go through the last trailed items and then  
3 we'll go in to the 2:30 things and that way we can get some  
4 people in the room.

5 MR. INGRAM: Number 75, David Dove.

6 CHAIRPERSON NIXON: So you have not been sworn  
7 in, sir?

8 MR. DOVE: No, I haven't.

9 MS. HARRIS: Please raise your right hand.

10 (The witness was sworn in)

11 CHAIRPERSON NIXON: Okay. Investigator Saladino.

12 MR. SALADINO: Investigator Saladino for the  
13 record. The applicant was denied for a non-disclosure of the  
14 illegal use or possession of a dangerous weapon. The  
15 applicant had a 2005 misdemeanor conviction out of California  
16 for carrying a loaded firearm in public, where he received  
17 three years probation.

18 The applicant did not disclose his arrest. He  
19 was made provisional and is here now wishing to appeal.

20 CHAIRPERSON NIXON: Okay. Do we have any  
21 questions from the board?

22 MEMBER BROWN: This is Board Member Brown.

23 Mr. Dove, why did you fail to disclose?

24 MR. DOVE: I don't know what application you guys

1 are talking about. Are you talking about the application to  
2 apply for a job or --

3 CHAIRPERSON NIXON: So the application where you  
4 applied for your guard registration.

5 MR. DOVE: I went through Best Crowd Management  
6 and there was no -- I don't remember ever being asked about  
7 any convictions or anything like that.

8 CHAIRPERSON NIXON: So did you go in to the PILB  
9 office and submit your application or did Best Crowd?

10 MR. DOVE: Yeah. They came to Best Crowd and we  
11 just did it in a big room, took the little test, and there  
12 was no --

13 MR. INGRAM: Sorry. I was talking off the  
14 record. Kevin Ingram. Best must have done some kind of a  
15 job fair where they had people come down and were maybe  
16 helping them fill out their applications. That does happen  
17 on occasion. But it wouldn't have been any of our staff.

18 CHAIRPERSON NIXON: And at Best Crowd you were  
19 working with them for how long?

20 MR. DOVE: No, I never worked with Best Crowd.  
21 They said something about a felony or something -- I mean, a  
22 charge that was on my name where they couldn't hire me. But  
23 they put the process with the card, so I thought they were  
24 talking about in 2016 I had a possession of marijuana but the

1 case got -- the crime isn't a crime now. It's not an  
2 arrestable offense now. So I was trying to figure -- get  
3 that sworn out the courts or whatever the case may be. But  
4 that's not what they were talking about. It was something  
5 from 2005. But they never asked me on any application to  
6 disclose any of that information.

7 CHAIRPERSON NIXON: So walk me through when you  
8 were with Best Crowd filling out the application for the  
9 guard card license or registration. You took the test. Did  
10 you take it on line?

11 MR. DOVE: No. We took the test there at Best  
12 Crowd.

13 CHAIRPERSON NIXON: Okay. And then did you fill  
14 out the paper application?

15 MR. DOVE: All I remember is taking the test and  
16 then they called me two weeks later and told me that I had --  
17 that my card was there.

18 CHAIRPERSON NIXON: Do we have -- Do we have an  
19 application? Apparently we do.

20 MR. SALADINO: Madam Chair, Investigator Saladino  
21 for the record. It was done on line. I don't have any  
22 arrest history noted on the on-line application. The  
23 applicant was made provisional and was working for Universal  
24 Protection Services. I don't have anything in here about

1 Best.

2 MR. DOVE: That's just who I got the card -- I  
3 never got a check or anything from them. So I was never  
4 working for them per se. That's who I went through to get  
5 the --

6 MEMBER CORTEZ: This is Board Member Cortez.  
7 Investigator Saladino, do we have any information about the  
8 2016 that the applicant just disclosed?

9 MR. SALADINO: We don't. There was nothing on  
10 the fingerprint report about that. It stops at 2014.

11 MR. DOVE: Yes. There's no record in the -- Even  
12 the police officer, they say it says it on there, but there's  
13 no record of where to go or what to do about it.

14 CHAIRPERSON NIXON: Okay. So I want to work  
15 through this Best. Were they just there hiring you or they  
16 were hiring you for them to do a specific job?

17 MR. DOVE: Best Crowd. Yeah, I was supposed to  
18 be working for them. It was like an orientation-type thing,  
19 maybe like 15 to 20 people there.

20 CHAIRPERSON NIXON: Okay. And was this for an  
21 event?

22 MR. DOVE: Well, they do do events, but it wasn't  
23 for a specific event. It was just period.

24 CHAIRPERSON NIXON: Okay. So you're just going

1 to be event staff for them?

2 MR. DOVE: Yeah.

3 CHAIRPERSON NIXON: Okay. And did you -- You did  
4 not do the application on line? Did someone ask you  
5 questions and you answered them and they did it on line for  
6 you?

7 MR. DOVE: Yes. The worker that was working with  
8 me did it.

9 CHAIRPERSON NIXON: Okay. And did they ask you  
10 about your criminal history?

11 MR. DOVE: No.

12 CHAIRPERSON NIXON: Okay. And then they ran your  
13 fingerprints and submitted your fingerprints and everything?

14 MR. DOVE: I think I came back for that. Yeah.  
15 There at the place they did the fingerprints and the picture.

16 CHAIRPERSON NIXON: At the actual event?

17 MR. DOVE: At Best Buy. I mean Best Crowd  
18 Management.

19 CHAIRPERSON NIXON: Okay. Could they roll the  
20 prints?

21 MR. INGRAM: The only thing I can think of is  
22 they might have had a mobile company on site during the job  
23 fair. I mean, none of this really makes sense. But, if they  
24 were trying to help, it's not uncommon for companies when

1 they're getting ready for a large event like EDC or something  
2 like that, getting ready for Pro Bowl, you know, that's  
3 coming up, for them to bring individuals in, explain kind of  
4 an orientation of the company and have them sit down with  
5 individuals that will enter their applications on line for  
6 them, answer the questions and stuff. They then pay with a  
7 company credit card for the applicant. And then it's not  
8 uncommon for them to have mobile fingerprinting companies and  
9 pictures there on site. So it almost sounds like that's  
10 what's happening.

11 When you went to meet with -- Now, you worked for  
12 Universal Protection at one time?

13 MR. DOVE: Yes.

14 MR. INGRAM: Or you applied with them?

15 MR. DOVE: Yes.

16 MR. INGRAM: When you applied with Universal  
17 Protection did they assist you with applying on line or did  
18 you fill out a hard copy application with our board, our  
19 Private Investigators Licensing Board?

20 MR. DOVE: Well, I only applied with them after  
21 they told me I had the provisional card.

22 MR. INGRAM: The provisional?

23 MR. DOVE: The paper card. Yeah, the provisional  
24 card. So then I went and applied for Allied Universal,

1 because the company that I wanted to work for told me I had  
2 to go through them in order to get the job there.

3 CHAIRPERSON NIXON: Is that an event services  
4 group too, Allied Universal?

5 MR. DOVE: I guess they have different jobs all  
6 over the place, like, security wise.

7 MR. INGRAM: So he had to have completed it to  
8 get a provisional.

9 CHAIRPERSON NIXON: So he got it -- Did you --  
10 Okay. So, after you did all the paperwork with Best  
11 Services, did you get your provisional after that?

12 MR. DOVE: Yes. They sent me an e-mail stating  
13 that a paper card would be placed -- they was letting me know  
14 that I could work but the card, hard copy card, wouldn't come  
15 until, like, August or something like that.

16 CHAIRPERSON NIXON: Right. Okay.

17 So, Investigator Saladino, did you have  
18 something?

19 MR. SALADINO: Investigator Saladino for the  
20 record. It looked like he had done it through  
21 Fingerprinting, Inc., next door to us, where they have the  
22 job fairs and Best would have been there. They usually rent  
23 out the back room and help folks with their application.

24 CHAIRPERSON NIXON: Okay. Okay. So, if he's not

1 filling out the application, he's not asked the question.

2 Okay. Are there any further questions from the  
3 board?

4 Okay. Hearing there's no further questions, I'll  
5 entertain a motion.

6 MEMBER BROWN: This is Board Member Brown. Based  
7 on the circumstances that we have heard, I am comfortable  
8 with making a motion to grant the appeal to Mr. Dove and  
9 allow him to get his work card.

10 CHAIRPERSON NIXON: We have a motion. Do we have  
11 a second?

12 MEMBER CORTEZ: This is Board Member Cortez. I  
13 will second that motion.

14 CHAIRPERSON NIXON: Okay. We have a motion and  
15 we have a second. All in favor say aye.

16 (The vote was unanimously in favor of the motion)

17 CHAIRPERSON NIXON: Okay. So you'll get your  
18 registration card. Just make sure when you're -- if you're  
19 filling out your renewal or when you have to get your renewal  
20 that you do note this stuff. Because that can come back and  
21 get you if you don't, okay.

22 MR. DOVE: Okay.

23 CHAIRPERSON NIXON: Okay. So when you're doing  
24 it, even if they don't ask you the question, make sure that

1 you tell them that you have this charge against you and that  
2 you need to note it down, okay.

3 MR. DOVE: Okay.

4 MR. INGRAM: Or apply in our office and we'll do  
5 it right. Okay.

6 CHAIRPERSON NIXON: Thank you, sir. Good luck to  
7 you.

8 MR. DOVE: How do I --

9 CHAIRPERSON NIXON: They'll reach out to you when  
10 we're done with the meeting. So probably tomorrow or maybe  
11 Monday, okay.

12 Where are we at?

13 MEMBER BROWN: You would be at Number 76, Madam  
14 Chair.

15 CHAIRPERSON NIXON: Okay. Thank you. Agenda  
16 Item Number 76, Joshawn Anderson, are you in the audience?  
17 Okay. It's past -- Okay. So we have 76 that was trailed.  
18 82, that was trailed, Michael Gayles. Is Michael Gayles  
19 here? 76, 82. Anita Miles, are you in the audience? Okay.  
20 Vernon Lowrey. Oh, I'm sorry. I can't read my own writing.

21 So I'll take a motion on Agenda Item Number 75,  
22 76, 82, and 83. It is past their -- Oh, it's past their time  
23 frame to be here. And none of those applicants are in the  
24 audience.

1 MEMBER BROWN: This is Board Member Brown --

2 MEMBER CORTEZ: This is Board Member Cortez.

3 I --

4 MEMBER BROWN: Go ahead.

5 MEMBER CORTEZ: This is Board Member Cortez  
6 motioning to uphold the denial based on the no call no show.  
7 It is now 2:30 p.m.

8 MR. INGRAM: And that would be for Items 76, 82,  
9 and 83.

10 CHAIRPERSON NIXON: Okay. We have a motion. Do  
11 we have a second?

12 MEMBER BROWN: This is Board Member Brown. I'll  
13 second.

14 CHAIRPERSON NIXON: We have a motion and we have  
15 a second. All in favor say aye.

16 (The vote was unanimously in favor of the motion)

17 CHAIRPERSON NIXON: Okay. So we'll go on to the  
18 next agenda items, Agenda Item Number 87. But, before we do  
19 that, we'll have any -- Have all of you guys been sworn in?  
20 No. Okay. So Counsel Harris will swear you in.

21 MS. HARRIS: Please stand and raise your right  
22 hand.

23 (The witnesses were sworn in)

24 CHAIRPERSON NIXON: Agenda Item Number 87,

1 Trendell Gholar. Please come up front.

2 Investigator Saladino.

3 MR. SALADINO: Investigator Saladino for the  
4 record. The applicant was denied for a failure to disclose a  
5 felony conviction. The applicant had a 2015 felony  
6 conviction out of California for assault with a deadly weapon  
7 with possible great bodily injury. The applicant received  
8 five years probation. The applicant did not disclose. The  
9 investigator requested court documents for this charge. The  
10 applicant did provide the court documents. Court documents  
11 were reviewed and reported a felony conviction with five  
12 years probation. Probation was completed on 11-17 of '21.

13 The applicant was made provisional and was  
14 working for Marksman Security Corporation. The applicant is  
15 here now to appeal.

16 CHAIRPERSON NIXON: Are there any questions for  
17 Mr. Gholar?

18 MEMBER BROWN: This is Board Member Brown.  
19 Mr. Gholar, why did you fail to disclose this?

20 MR. GHOLAR: I thought that it would be off of my  
21 record after seven years.

22 MEMBER CORTEZ: This is Board Member Cortez.  
23 Mr. Gholar, did you read the application clearly where it  
24 indicated actually there is no time frame, list every

1 incident regardless of how long ago the incident occurred or  
2 what state?

3 MR. GHOLAR: No.

4 MEMBER CORTEZ: Okay. Fortunately, it's listed  
5 not only on the application on line, it's actually in the  
6 office.

7 MR. GHOLAR: I remember some questions where,  
8 like, in the last couple years, but not within the last seven  
9 years.

10 MEMBER CORTEZ: Correct. There's nothing on  
11 there that says anything about years. Literally, it states,  
12 all charges regardless of what state it occurred in and how  
13 long ago the incident occurred. So, literally, it states  
14 list everything whether it's dismissed, expunged, whether  
15 it's your opinion that it should have happened, not happened,  
16 any kind of law enforcement contact.

17 CHAIRPERSON NIXON: Are there any further  
18 questions for Mr. Gholar?

19 Hearing there are no further questions, I'll  
20 entertain a motion.

21 MEMBER BROWN: Board Member Brown. I move that  
22 we uphold the denial based on failure to disclose.

23 CHAIRPERSON NIXON: I have motion. Do I have a  
24 second?

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MEMBER BEZICK: Bezick seconds.

CHAIRPERSON NIXON: I have a motion and a second.  
All in favor say aye.

(The vote was unanimously in favor of the motion)

CHAIRPERSON NIXON: Okay. So, unfortunately, at this point you will not get your registration. But you are welcome to come back in one year and reapply. Make sure you note everything that's on your record. If you have any questions, feel free to work with the office.

MR. GHOLAR: Okay.

CHAIRPERSON NIXON: Thank you.

Agenda Item Number 88, Tynisha Mayberry, has been postponed.

Agenda Item Number 89, James Marshall. Good afternoon, sir.

Investigator Saladino.

MR. SALADINO: Investigator Saladino for the record. The applicant was denied for disclosure of a felony conviction. The applicant had a 1994 felony robbery out of Nevada where he received 18 months suspended prison sentence and received 18 months probation, community service, and counseling.

1996, out of Nevada, felony, attempted burglary. Received a minimum of 12 to 60 months in prison. Received

1 205 days time served.

2 2003, misdemeanor conviction out of Nevada for  
3 domestic battery, possession of drugs. Received a DV  
4 counseling, community service, and a fine. The applicant did  
5 disclose further court documents. This case was completed on  
6 October 5th of '04.

7 2004, November, out of Nevada, it was a felony  
8 for attempted burglary where he received 12 to 36 months  
9 prison, received credit for 97 days served.

10 The applicant did disclose his arrests and  
11 convictions at the time he applied. As of the date of this  
12 report, we did not have the fingerprint report. We do have  
13 that now and they do show these arrests.

14 The applicant's last law enforcement contact was  
15 2018 for failing to register. That was the last law  
16 enforcement contact. And, since then, he has been  
17 registered.

18 CHAIRPERSON NIXON: Registered for?

19 MR. SALADINO: For being a felon.

20 CHAIRPERSON NIXON: Gotcha.

21 Any questions from the board?

22 Sir, I have a question. What have you been doing  
23 since your last, I guess, contact?

24 MR. MARSHALL: With law enforcement?

1                   CHAIRPERSON NIXON:  What have you been -- How  
2 have you been working?

3                   MR. MARSHALL:  I currently work for Allegiant  
4 Stadium and I'm also working for Best Crowd Management as  
5 well.  And that's the reason why I -- I'm in guest services  
6 now and they want me to switch over and work security.

7                   When I went and applied for this PILB card,  
8 ma'am, I went with this.  This is everything I've been  
9 arrested for in Clark County.  And, before I put my name on  
10 the application, I asked the lady at the PILB board office on  
11 Durango, which one of these do I list, because I have a --  
12 and she went and she talked to someone and she came back with  
13 the little sticky and they said list four, the main four.  So  
14 I don't currently understand --

15                  CHAIRPERSON NIXON:  The 2018 citation?

16                  MR. MARSHALL:  Exactly.  Because it wasn't  
17 mentioned to me.  But, from 2004 until 2018, when I had got  
18 pulled over by the police and they ran my name and my address  
19 on my driver's license didn't match the address where I was  
20 registered at, he took me to jail for that and I bonded out.  
21 And then they already -- That was on a Thursday.  Monday I  
22 went and I registered.

23                  Ma'am, I have not been in no trouble with no law  
24 enforcement for 18, almost 19, years.  I'm just trying to

1 better my life.

2 CHAIRPERSON NIXON: Sure.

3 MR. MARSHALL: I gave my life to God and that's  
4 where I'm at today.

5 CHAIRPERSON NIXON: Before event services what  
6 did you do?

7 MR. MARSHALL: I was -- Actually I was a chef.

8 CHAIRPERSON NIXON: Oh, okay.

9 MR. MARSHALL: And then I left that and I worked  
10 in California and I was working as a machinist. I got hurt  
11 and I couldn't keep my job there, so I came back here to  
12 live. And I am currently on disability. But, you know, to  
13 get out of the house and be active again, I applied for  
14 Allegiant Stadium. I got the job. And then I -- Because we  
15 go in to a slow state where there's no events for, like, four  
16 months, so I picked up the job at Best Crowd Management doing  
17 guest services. And so I'm currently -- I'm very active.

18 CHAIRPERSON NIXON: Okay.

19 MR. MARSHALL: Just trying better my life.

20 CHAIRPERSON NIXON: Understood. Thank you.

21 Are there any further questions from the board?

22 Okay. Hearing there are no further questions,  
23 we'll move forward to entertain a motion.

24 MEMBER CORTEZ: This is Board Member Cortez. I'm

1 motioning to overturn the denial and grant Mr. Marshall a  
2 work card based on the full disclosure of his criminal  
3 record. Obviously we just learned about the 2018 failing to  
4 register. But, since then, he has registered. So I am  
5 motioning to overturn the denial and grant the work card.

6 CHAIRPERSON NIXON: We have a motion. Do we have  
7 a second?

8 MEMBER BEZICK: This is Bezick. I second.

9 CHAIRPERSON NIXON: We have a motion and we have  
10 a second. All in favor say aye.

11 (The vote was unanimously in favor of the motion)

12 CHAIRPERSON NIXON: Congratulations, sir. You  
13 will get your registration card. The PILB will get in  
14 contact with you.

15 MR. MARSHALL: Thank you so much.

16 CHAIRPERSON NIXON: All right. Thank you. Good  
17 luck to you.

18 All right. So, we're at Agenda Item Number 90,  
19 Eddie Harris. Hang on one second, sir. Were you sworn in  
20 with the rest of the group?

21 MR. HARRIS: No, I wasn't.

22 MS. HARRIS: Please raise your right hand.

23 (The witness was sworn in)

24 CHAIRPERSON NIXON: Investigator Saladino, tell

1 us why we're here for Mr. Harris.

2 MR. SALADINO: Investigator Saladino for the  
3 record. The applicant was denied for failure to disclose a  
4 felony conviction. The applicant received a felony out of  
5 California for possession of a controlled substance for sale  
6 while armed. The applicant received a six-year prison  
7 sentence. This was not disclosed. The applicant stated in  
8 his appeal that he had sent an appeal to the Ninth District  
9 Court to clear his record. However, the court document that  
10 he provided is attached so you guys can see it, and it wasn't  
11 expunged or appealed in the Ninth District Court. And he's  
12 here now to appeal.

13 CHAIRPERSON NIXON: Board, any questions for  
14 Mr. Harris?

15 MR. HARRIS: That's what the Court said in the  
16 ninth circuit.

17 MEMBER BROWN: Mr. Harris, this is Board Member  
18 Brown.

19 CHAIRPERSON NIXON: Hang on one second, sir.

20 MEMBER BROWN: This is Board Member Brown. Why  
21 did you fail to disclose this?

22 MR. HARRIS: Because to clear my name, I had  
23 brought it up to the ninth circuit court, because I had the  
24 community. I'm 61 years old and all I know how to do is work

1 since my teens in California. I actually was waiting for  
2 them to see, but they sent the denial. So I wasn't concerned  
3 about it. Because, when I moved out and discharged parole, I  
4 moved here to Las Vegas for a change of environment. I know  
5 they wasn't fixing to let me work there. They wasn't fixing  
6 to let me do anything that I'm doing here. I work. I'm part  
7 of the community. I'm a local now. I shook my mom's address  
8 just for that.

9 Because I've always been a target in my younger  
10 days. They tried to get me for car tampering, but I didn't  
11 have anything to do with that. I just was in the wrong place  
12 at the wrong time. They tried to put a toe tag on me.  
13 When -- I don't even know where they got that arm at,  
14 whatever that was. Because I was working for Heinz ketchup.

15 MEMBER BROWN: Okay. Sir, sir, thank you. You  
16 failed to disclose because you were in the appeal process to  
17 get this --

18 MR. HARRIS: Yes.

19 MEMBER BROWN: -- overturned? But did you read  
20 on our forms where it says you have to disclose all arrests  
21 and convictions regardless of whether it's been overturned,  
22 suspended, dismissed or you're in an appeal process you have  
23 to disclose it? Did you read that?

24 MR. HARRIS: I think I did read that. But I

1 wasn't sure about it.

2 CHAIRPERSON NIXON: Where did you fill out your  
3 application, sir? Did you go to the office?

4 MR. HARRIS: Yes.

5 CHAIRPERSON NIXON: You went to the office. And  
6 did you -- Because the office is really helpful. Did you ask  
7 them for assistance in filling that out so you could better  
8 understand it?

9 MR. HARRIS: I just filled it out. I kind of  
10 figured it was going to come up, probably come up anyways.  
11 Because I don't know how the Court was -- They already had  
12 denied it and then I was hoping that they would re-appeal it.  
13 I was hoping that they would clear my name.

14 CHAIRPERSON NIXON: Okay. So that we can be  
15 really, really clear for you, it doesn't matter if you had  
16 the appeal and they approved it, right. So, if they expunged  
17 it, it wouldn't have mattered. Okay. Our application notes  
18 that you have to list any charges or any arrests or any --  
19 So -- And it says even on there, even if it's been expunged  
20 and even if it's got the California PC 1203.4. So, even if  
21 it has all of that, you've done all of that work --

22 MR. HARRIS: I still have to?

23 CHAIRPERSON NIXON: Yeah, you still have to put  
24 it on your application, okay.

1                   So we'll go ahead and take a vote now. But, you  
2 know, you do have an opportunity to come back if the vote  
3 doesn't go your way. But we'll just go through that process  
4 first.

5                   Board, are there any other questions for  
6 Mr. Harris?

7                   Hearing there's no further questions, I'll  
8 entertain a motion.

9                   MEMBER BROWN: This is Board Member Brown.  
10 Mr. Harris, I commend you for wanting to continue working at  
11 your age. I hope that I'm able to do that when I'm your age.  
12 But I am going to have to move that we uphold the denial  
13 based on the failure to disclose.

14                   CHAIRPERSON NIXON: So we have a motion. Do we  
15 have a second?

16                   MEMBER BEZICK: Bezick. Second.

17                   CHAIRPERSON NIXON: I have a motion and I have a  
18 second. All in favor say aye.

19                   (The vote was unanimously in favor of the motion)

20                   CHAIRPERSON NIXON: So the motion passes. You  
21 will not get your cord. But please don't be discouraged.  
22 Like we said, you can come back in a year. Please work with  
23 that wonderful office. They'll help you get through all of  
24 that stuff. They'll help you. Because your actual incidents

1 would have not -- We wouldn't have turned you away had you  
2 disclosed, okay.

3 MR. HARRIS: All right.

4 CHAIRPERSON NIXON: So, good luck to you, sir,  
5 and please come back and see us in a year. We look forward  
6 to seeing you.

7 MR. HARRIS: In a year?

8 CHAIRPERSON NIXON: Yes, in one year.

9 MR. HARRIS: Okay. Thank you.

10 CHAIRPERSON NIXON: We look forward to seeing  
11 you.

12 MR. HARRIS: Thanks. I'll be back.

13 CHAIRPERSON NIXON: All right.

14 Agenda Item Number 91, Eugeneia Youngblood.  
15 Thank you.

16 Investigator Saladino, why are we here?

17 MR. SALADINO: Investigator Saladino for the  
18 record. The applicant was denied for failure to disclose a  
19 felony conviction. The applicant had a 2007 felony out of  
20 California for possession of a controlled substance for sale,  
21 cocaine. Received four years prison sentence.

22 This was not disclosed. The applicant did  
23 receive her 1203.4 California dismissal on 10-22 of '21.

24 2014, there was a misdemeanor conviction out of

1 California for shoplifting. The applicant received three  
2 years probation.

3 The applicant did not disclose and did receive  
4 her 1203.4 dismissal on October 22nd of 2021.

5 Once she was denied, she did provide her 1203.4  
6 dismissal paperwork. She was made provisional and she was  
7 working for CSC at the time and now she's here to appeal.

8 CHAIRPERSON NIXON: Okay. Board, is there new  
9 questions for Ms. Youngblood?

10 MEMBER BROWN: This is Board Member Brown.  
11 Ms. Youngblood, why did you fail to disclose?

12 MS. YOUNGBLOOD: I was really confused what the  
13 lady told me about the -- about, you know, the turnover.  
14 When she told me the process, I was confused. I thought I  
15 didn't have to report that. And, when I went through my  
16 paperwork, like, she keeps saying about the paperwork, I just  
17 went through it fast. I didn't really read it. You know, to  
18 know that I had to put that there anyway.

19 CHAIRPERSON NIXON: Okay. So what lady are you  
20 talking about?

21 MS. YOUNGBLOOD: You. When I said when you keep  
22 saying about -- I've been back there listening.

23 CHAIRPERSON NIXON: Okay. When you said when you  
24 were putting the application in, were you working with

1 somebody?

2 MS. YOUNGBLOOD: No, I wasn't working with nobody  
3 yet.

4 CHAIRPERSON NIXON: Okay. You just filled out  
5 the application on your own?

6 MS. YOUNGBLOOD: Uh-huh.

7 CHAIRPERSON NIXON: Are there any questions?

8 Hearing there are no further questions, I'll  
9 entertain a motion.

10 MEMBER BROWN: This is Board Member Brown.  
11 Again, being the bad guy, I move that we uphold the denial  
12 for failure to disclose.

13 CHAIRPERSON NIXON: We have a motion. Do we have  
14 a second?

15 MEMBER BEZICK: Bezick seconds.

16 CHAIRPERSON NIXON: We have a motion and we have  
17 a second. All in favor say aye.

18 (The vote was unanimously in favor of the motion)

19 CHAIRPERSON NIXON: Unfortunately, we're going to  
20 have to uphold the denial of your guard registration. Again,  
21 work with that group. You can come see us in a year and they  
22 will help you get through the process, okay.

23 MS. YOUNGBLOOD: Okay.

24 CHAIRPERSON NIXON: It's tough because it was a

1 long time ago, so --

2 MS. YOUNGBLOOD: Well, no. It's just that I was  
3 confused about the expungement process.

4 CHAIRPERSON NIXON: Yep.

5 MS. YOUNGBLOOD: A lot of people are.

6 CHAIRPERSON NIXON: All right. Thank you.

7 Okay. So, Agenda Item Number 92, Jaime Carvajal.  
8 Nope. Okay. I'll trail that one.

9 Agenda Item Number 93, Walter Rodriguez. There  
10 we go. Sir, have you been sworn in?

11 MR. RODRIGUEZ: I have.

12 CHAIRPERSON NIXON: Okay. Thank you.

13 Investigator Saladino, can you tell us why we're  
14 here with Mr. Rodriguez?

15 MR. SALADINO: Investigator Saladino for the  
16 record. The applicant was denied for failure to disclose.  
17 The applicant had a 1986 misdemeanor conviction for a DUI  
18 where he received three years probation and 45 days in jail.

19 1988, out of California, misdemeanor driving  
20 under the influence of a controlled substance, received three  
21 years probation.

22 Again, in 1988, under the influence of a  
23 controlled substance. Another three years probation and six  
24 months jail suspended.

1           Again in '88, misdemeanor for vandalism and  
2 disturbing the peace. Received three years probation and a  
3 suspended jail sentence.

4           1993, misdemeanor, inflict corporal injury to  
5 spouse, DV, out of California. Received two years probation,  
6 four months in jail.

7           2004, misdemeanor, inflict corporal injury to  
8 spouse, reduced to challenge fight in public place. Received  
9 36 months probation, 11 days jail.

10           2010, misdemeanor for grand theft. Received 36  
11 months probation, eight days in jail.

12           2014, misdemeanor for cruelty to animals. This  
13 was an arrest only. No formal charges were filed.

14           2018, misdemeanor out of California, battery DV  
15 and damage wireless communication device. Received 36 months  
16 probation. The DV charge was dismissed in this one.

17           The applicant failed to disclose his arrest  
18 history. The applicant was denied for serving approximately  
19 20 years of probation time in the State of California and  
20 finishing his last probation in 2021.

21           The applicant was made provisional and was  
22 working for United Protection Services and now he's here to  
23 appeal.

24           CHAIRPERSON NIXON: Okay.

1                   Mr. Rodriguez -- I'm sorry. Board, are there any  
2 questions for Mr. Rodriguez?

3                   MEMBER BROWN: This is Board Member Brown.  
4 Mr. Rodriguez, I bet you can guess what I'm going to ask.  
5 Why did you fail to disclose?

6                   MR. RODRIGUEZ: To be honest with you, they were  
7 so long ago, I really didn't remember all the dates and the  
8 arrest times. So I just, you know -- Plus, that was  
9 California. And so I figured I moved to Nevada and I thought  
10 they meant here, not California.

11                  MEMBER BROWN: Okay. As far as the times, some  
12 of those you have are quite a while ago. But you had one in  
13 2018. That's not too hard to forget.

14                  MR. RODRIGUEZ: I don't remember what the '18  
15 was, to be honest with you.

16                  MEMBER BROWN: It was battery, domestic violence,  
17 and damage to a wireless communication device. It sounds to  
18 me as a former policeman that you got in to some type of  
19 domestic violence situation and broke a phone to prevent  
20 somebody from calling.

21                  MR. RODRIGUEZ: There was no -- Right. We had an  
22 argument. It wasn't a battery or any kind of domestic. It  
23 was just an argument. She decided to call and I just tried  
24 to keep her phone from her. That was it. There was no

1 damage to the phone at all. So I don't even know why he even  
2 wrote the report.

3 MEMBER BROWN: Okay. But you didn't disclose it.  
4 It was in 2018.

5 MR. RODRIGUEZ: Yeah. Like I said, I'm not good  
6 on dates. I forget a lot of stuff lately.

7 MEMBER BROWN: Okay. And we're potentially going  
8 to give you a work card and put you in a position of trust  
9 but you forget things. That's kind of a problem for me.

10 MR. RODRIGUEZ: Just those dates, you know.

11 MEMBER BROWN: Is that because you don't want to  
12 remember those dates? Is that why you forget them?

13 MR. RODRIGUEZ: Well, I just figured they were in  
14 my past, to be honest. I didn't think I would have to write  
15 them down. I'm just being honest.

16 MEMBER BROWN: Okay.

17 MR. RODRIGUEZ: And I moved to Nevada and I just  
18 want to leave everything in the past, stay in the past. I  
19 want to start fresh. I got my grandbaby here.

20 MEMBER BROWN: Did you see on our forms that it  
21 says that you have to list all of these things regardless of  
22 any outcome, regardless if it was in California, and they're  
23 crazy and we're better here in Nevada, you have to list all  
24 of it?

1 MR. RODRIGUEZ: I seen that on the computer. I  
2 was on the computer at the time. So I thought they meant  
3 here, not my past. So that's why I didn't really disclose  
4 that and I just wrote no on the applications.

5 MEMBER BROWN: Okay. Thank you.

6 MR. RODRIGUEZ: It's my fault.

7 MEMBER BROWN: Thank you.

8 CHAIRPERSON NIXON: Okay. Any further questions?  
9 Hearing there's no further questions, I'll  
10 entertain a motion.

11 MEMBER BEZICK: This is Bezick. I move to uphold  
12 the denial based on failure to disclose arrests.

13 CHAIRPERSON NIXON: We have a motion. Do we have  
14 a second?

15 MEMBER BROWN: This is Board Member Brown. I'll  
16 second.

17 CHAIRPERSON NIXON: We have a motion and we have  
18 a second. All in favor say aye.

19 (The vote was unanimously in favor of the motion)

20 CHAIRPERSON NIXON: So, unfortunately, sir, you  
21 will not be getting your registration. You are more than  
22 welcome to come back in one year. Your application has --  
23 now has all of your arrests, convictions, history. You're  
24 more than welcome to work with the board -- with the office

1 to obtain that information. You document it down the second  
2 time, that go-around, and see if you can get that  
3 application. I encourage you to come back in one year.  
4 Thank you.

5 MR. RODRIGUEZ: Thank you.

6 CHAIRPERSON NIXON: Good luck to you.

7 Agenda Item Number 94, Jared Winters. Okay.  
8 Trail.

9 Agenda Item Number 95, Antwon Euwing. Trail.

10 And then Agenda Item Number 96, Javier Maldonado.

11 MEMBER BROWN: Sir, you started speaking before  
12 you got to the microphone. We didn't understand up here in  
13 the north. Could you repeat what you said.

14 MR. NADIG: I apologize. Attorney Ben Nadig on  
15 behalf of Mr. Maldonado, who is present, with me.

16 (The court reporter interrupts)

17 CHAIRPERSON NIXON: Investigator Saladino.

18 MEMBER BROWN: Sir, hang on one second. Sir,  
19 would you spell your name for the stenographer, please?

20 MR. NADIG: I will. It's N-a-d-i-g. First name  
21 Ben, B-e-n.

22 CHAIRPERSON NIXON: We good?

23 MEMBER BROWN: Yes. Thank you.

24 CHAIRPERSON NIXON: Thank you.

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Investigator Saladino.

MR. SALADINO: Investigator Saladino for the record. The applicant, he was denied his work card under NAC 648.344, number two, being in a provisional status after being added to our roster.

On September 26th, 2022, our office received information regarding Mr. Maldonado had been arrested on September 25th by the Las Vegas Metropolitan Police Department for possession of a gun under the influence of alcohol. At the time of the arrest, Mr. Maldonado was working for Kinetic Force, Inc., DBA Arcadia Security, license number 2644.

Based on the police report, Las Vegas Metro police officers were responding to a call for service where several juveniles were shooting each other with beebie guns.

When the officers made contact with Mr. Maldonado, they could smell a strong odor of alcohol coming from his breath. His speech was slurred and they noticed that he had an empty gun holster on the right side of his duty belt. The officers asked Mr. Maldonado where the gun was and he stated he did not have one.

While Mr. Maldonado was walking to the security office, LVMPD officers noticed he was swaying as he walked.

In the office, LV Metro police officers noticed

1 that Mr. Maldonado had removed the empty gun holster from his  
2 duty belt. They asked him why he took off the holster. And  
3 he responded by stating he did not know what they were  
4 talking about. The officers asked Mr. Maldonado that they  
5 knew why or they knew he had a holster and where was it. He  
6 responded by -- Mr. Maldonado responded by stating I effed  
7 up. Las Vegas Metro officers told him then he was being  
8 detained.

9 An Arcadia supervisor responded to the location  
10 and let the Las Vegas Metro officers in to the security  
11 office. At that time, LVMPD officers located Mr. Maldonado's  
12 holster with a silver Taurus nine millimeter handgun on the  
13 desk. Mr. Maldonado was asked if he took off the holster and  
14 placed his firearm in it, to which Mr. Maldonado stated yes.

15 He was then -- He was asked if he was in  
16 possession of a firearm while under the influence and he  
17 responded yes. And he stated that he got really drunk on  
18 September 24th and came to work drunk on September 25th.  
19 Mr. Maldonado then stated he's drunk right now.

20 Mr. Maldonado was then booked in to the Clark  
21 County Detention Center for suspicion of being intoxicated  
22 while in possession of a firearm.

23 Mr. Maldonado has held an active unarmed  
24 registered work card since October 27th of 2001 and was

1 employed by Arcadia Security from July 20 of 2022 until  
2 September 26th of 2022.

3 Based on the information received from LVMPD and  
4 Arcadia Security, Mr. Maldonado's registered work card was  
5 denied under NAC 648.344 number two.

6 He has since had court. He had a hearing on  
7 November 23, '22, at the Las Vegas Justice Court house. When  
8 I spoke with him he said the charges were going to be  
9 dismissed. As of today, court proceedings have been  
10 suspended until September of 2023.

11 MR. NADIG: That's the end of the statute of  
12 limitations. So, essentially, they set it out toward the end  
13 to see if they file in between.

14 (The court reporter interrupts)

15 MEMBER BROWN: If somebody is speaking, we can't  
16 hear you here in the north.

17 CHAIRPERSON NIXON: Sorry. Sorry. I just wanted  
18 to make sure I understood. Did they have an unarmed guard  
19 card?

20 MR. SALADINO: That is correct.

21 CHAIRPERSON NIXON: And so, sir, if you had an  
22 unarmed guard card, why were you in possession of a weapon on  
23 duty?

24 MEMBER BROWN: Sir, move closer to the

1 microphone.

2 MR. MALDONADO: There's a lot of crime. The  
3 crime rate is up around there. So for my profession I had my  
4 gun with me. But I wasn't using it at the shift. But I  
5 maintain the gun in the office.

6 CHAIRPERSON NIXON: Okay. So I'll let the board  
7 ask questions. This just pisses me off. I'm sorry. I'm in  
8 the business, so I have a real hard time. You have the  
9 opportunity to decline where you're assigned, right. So, to  
10 show up to a place and find out that you feel that it's  
11 dangerous, I completely understand if you're not comfortable  
12 being there. To bring a weapon with you to that location,  
13 you're putting everybody at risk. So, you know, I have a  
14 real issue with that.

15 But, Board, are there any other questions?

16 MEMBER BROWN: Yes. This is Board Member Brown.  
17 Mr. Maldonado, were you dealing with the juveniles and the  
18 beebie guns that LVMPD was responding to?

19 MR. MALDONADO: Yes. I received a call that  
20 there was juveniles and I went to investigate the thing --  
21 whatever they had told me when dispatch sent me to it there.  
22 I believe I didn't file a report with Arcadia on their  
23 laptop, but I was there. And, at the end of the shift,  
24 that's when everything happened. I was locking up the

1       laundromats and I was basically going to the office to clock  
2       out and that's when everything kind of started.

3               MEMBER BROWN:   Okay.  And, when you were dealing  
4       with the juveniles, did you have your firearm in your  
5       holster?

6               MR. MALDONADO:   No.

7               MEMBER BROWN:   Why did you even have the holster  
8       on then?

9                       (The court reporter interrupts)

10              MEMBER BROWN:   Can you repeat that?  We didn't  
11       understand that.

12              MR. MALDONADO:   I messed up on that.

13              MR. NADIG:   And, Ladies and Gentlemen, the police  
14       report -- And I'm sure Investigator Saladino will back me up  
15       on this -- is pretty clear that he did not have him at the  
16       time he was interacting with the juveniles.

17              CHAIRPERSON NIXON:  Sir, were you on driving  
18       patrol?

19              MR. MALDONADO:   No.  I was on foot.  On foot,  
20       yes.

21              MEMBER CORTEZ:   This is Board Member Cortez.  
22       Mr. Maldonado, based off what we heard from Investigator  
23       Saladino, is that all true?  Did you tell the officers, meh,  
24       I don't know what you're talking about, meh, I had the gun

1 but, meh, I don't?

2 MR. MALDONADO: When I made contact with the  
3 officer, there was an argument between one of the tenants.  
4 And, while I was going to the office, that's when he got  
5 himself involved and he asked me if I had a gun. He first  
6 observed me and then he asked me if I had a gun because he  
7 saw my holster. I told him no, you can talk to my supervisor  
8 about it. And I went to the office and that's when he  
9 followed me.

10 CHAIRPERSON NIXON: So who is he?

11 MR. MALDONADO: Vivos, Officer Vivos.

12 CHAIRPERSON NIXON: That was the police officer?

13 MR. MALDONADO: Yes.

14 MR. INGRAM: Madam Chair, Kevin Ingram for the  
15 record. So, from what your testimony was a little bit  
16 earlier, if I remember it correctly, you said all of this  
17 happened at the end of your shift?

18 MR. MALDONADO: Correct.

19 MR. INGRAM: As you're getting ready to go home.  
20 Did you show up on shift intoxicated under the influence?

21 MR. MALDONADO: To be honest, yes.

22 MR. INGRAM: Thank you.

23 CHAIRPERSON NIXON: And so how long was your  
24 shift?

1 MR. MALDONADO: Eight hours.

2 CHAIRPERSON NIXON: So that's one hell of a  
3 hangover. I mean, you were drunk for eight hours.

4 MR. MALDONADO: I drank a lot.

5 MEMBER CORTEZ: Okay. So you're highly  
6 intoxicated and you're walking around with a weapon and not  
7 even on you but then you just leave it on the desk. That's  
8 firearm safety 101. So I am incredibly concerned that you're  
9 walking around with a gun for your protection. I'm an ex  
10 juvenile probation officer and that's exactly what the kids  
11 say, for their protection. As an adult, I need a little  
12 more -- I need a little more maturity when an individual is  
13 carrying a gun.

14 Because, let me ask you this, are you prepared to  
15 take a life? Are you prepared to deal with killing someone?  
16 Just hold on to that question. You don't really need to  
17 answer it. I just need you to think about it. I have a  
18 problem with people walking around with guns but don't really  
19 understand what's going to happen when you pull the trigger.  
20 So why carry the gun? You didn't even have it on you and now  
21 look where we're at. And you were intoxicated. God forbid  
22 you pulled that trigger because your ego got in the way.  
23 Because when we're drunk, we think we can do all kinds of  
24 things.

1                   So those are my main concerns. And, you know,  
2 whether it was on you, not on you, you were there, you also  
3 showed up drunk. Those are grounds for immediate  
4 termination. I'm pretty surprised that you didn't get  
5 terminated right then and there. Done.

6                   CHAIRPERSON NIXON: Now, again, you weren't  
7 licensed to carry that weapon. Do you have a CCW?

8                   MR. MALDONADO: Not at the moment. I was about  
9 to take my test to become an armed guard. They had given me  
10 my paper.

11                  CHAIRPERSON NIXON: So, you didn't have an armed  
12 guard card, you don't have a CCW?

13                  MR. INGRAM: Mr. Maldonado, on top of it, even if  
14 you had your armed card, showing up to your job drunk, armed,  
15 that's even worse, you know. But, as Board Member Cortez  
16 said, you've got a firearm in an office sitting on a desk,  
17 nobody watching over it, that somebody could have gained  
18 access to, a kid could have gained access to that.

19                  CHAIRPERSON NIXON: And they're obviously  
20 shooting off beebie guns, so --

21                  MR. INGRAM: I think you got really lucky at the  
22 outcome. I really do.

23                  CHAIRPERSON NIXON: Any further questions from  
24 the board?

1                   Hearing no further questions, I'll entertain a  
2 motion.

3                   MEMBER CORTEZ: This is Board Member Cortez. I  
4 am going to motion to uphold -- I'm sorry -- uphold the  
5 revocation of the work card due to the information that was  
6 provided today and the fact that we have an outstanding court  
7 date not set until September of 2023.

8                   CHAIRPERSON NIXON: We have a motion. Do we have  
9 a second?

10                  MEMBER BROWN: This is Board Member Brown. I'll  
11 second.

12                  CHAIRPERSON NIXON: We have a motion and we have  
13 a second. We don't have an active -- We have a motion and a  
14 second. All in favor say aye.

15                  (The vote was unanimously in favor of the motion)

16                  CHAIRPERSON NIXON: So you're not going to get  
17 that back based off of your decision-making process. You put  
18 a lot of people in danger. And, you know, it's just not  
19 okay. So good luck to you.

20                  MR. NADIG: Thank you.

21                  CHAIRPERSON NIXON: Okay. Before we go on to the  
22 other agenda items, we'll go back to the ones that we  
23 trailed. I think we trailed from --

24                  MEMBER BROWN: I show Item Number 92, Madam

1 Chair.

2 CHAIRPERSON NIXON: Okay. So we trailed Agenda  
3 Item Number 92, Jaime Carvajal. Okay.

4 MR. CARVAJAL: I want to apologize for my  
5 appearance. I didn't think it was going to be this formal.

6 CHAIRPERSON NIXON: I appreciate that. Thank  
7 you, sir.

8 Investigator Saladino, can you tell us why we're  
9 here.

10 MR. SALADINO: Investigator Saladino for the  
11 record. The applicant was denied for a failure to disclose  
12 illegal use or possession of a dangerous weapon. The  
13 applicant had a 1988 misdemeanor conviction out of California  
14 for possession of a dangerous weapon, where he received three  
15 years probation.

16 The applicant was made provisional but was not  
17 added to any licensed company's roster. After the applicant  
18 was denied, he disclosed the arrest and conviction. The  
19 applicant stated that he was going to the range when he was  
20 pulled over. The officer noticed his shotgun was too short  
21 and that was the grounds for the arrest. The applicant  
22 stated that he has his California guard card and firearm  
23 permit. This was verified with the California Bureau of  
24 Security Investigative Services. The applicant is here today

1 to appeal.

2 CHAIRPERSON NIXON: Are there any questions for  
3 Mr. Carvajal?

4 MEMBER BROWN: Yes. This is Board Member Brown.  
5 Mr. Carvajal, the question of the day, why did you fail to  
6 disclose?

7 MR. CARVAJAL: The thing was is when I -- To be  
8 honest with you, I didn't see it on the computer asking me  
9 that question. I'm not that great at computers. In fact, my  
10 daughter helped me do that. And then another thing, too, is  
11 it didn't dawn on me that I would need it because I have my  
12 CCW for California, Arizona. So I just thought everything  
13 would be in a mix. That's bluntly. But I just didn't see it  
14 on my end.

15 MEMBER BROWN: Okay. Thank you.

16 CHAIRPERSON NIXON: Okay. Any further questions  
17 from the board?

18 MR. CARVAJAL: Can I add one thing too? If I  
19 would have saw it -- Because California is the same as  
20 Nevada, as I see it now, is that if you don't disclose that,  
21 you get denied. That's true. So I know I wouldn't have no  
22 problem in Nevada because I have Arizona and I had  
23 California. So it was just a miss. I just missed it. It's  
24 not that I was trying to hide it or anything.

1                   CHAIRPERSON NIXON: Thank you. Have you -- What  
2 have you been doing since the incident, I guess? How have  
3 you been supporting yourself?

4                   MR. CARVAJAL: I'm security in California.

5                   CHAIRPERSON NIXON: Okay.

6                   MR. CARVAJAL: And, for me to work down here, I  
7 got a couple of connections to work over here, but they don't  
8 want to hire me until I get my guard card.

9                   CHAIRPERSON NIXON: Okay. Are you currently  
10 living here?

11                  MR. CARVAJAL: No.

12                  CHAIRPERSON NIXON: Okay. You're living in  
13 California?

14                  MR. CARVAJAL: California.

15                  CHAIRPERSON NIXON: Any further questions?

16                  Hearing there are no further questions, I'll  
17 entertain a motion.

18                  MEMBER BROWN: This is Board Member Brown. I  
19 move that we uphold the denial based on failure to disclose.

20                  CHAIRPERSON NIXON: I have a motion. Do I have a  
21 second?

22                  MEMBER BEZICK: Bezick seconds.

23                  CHAIRPERSON NIXON: I have a motion and I have a  
24 second. All in favor say aye.

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MEMBER BEZICK: Aye.

MEMBER BROWN: Aye.

CHAIRPERSON NIXON: All opposed?

MEMBER CORTEZ: Aye.

CHAIRPERSON NIXON: Aye. And the reason I oppose is because of the time, the distance of this incident. It was in 1988 and he's had no further contact since then. So that's my reason.

MEMBER CORTEZ: I concur with that reason. Same, exactly the same reason.

This is Board Member Cortez. I would like to motion that we overturn the denial and grant Jaime Carvajal his guard card, citing the 1988 incident. I do understand that we have denied previous non-disclosures. However, again, time and distance. We're talking about an '88 case, not a 2000. And the applicant did come forth and tell us exactly what happened.

CHAIRPERSON NIXON: So I have a motion. Do we have a second? I'll second. We have a motion and a second. All in favor say aye.

MEMBER CORTEZ: Aye.

CHAIRPERSON NIXON: Aye.

Opposed?

MEMBER BROWN: Nay.

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MEMBER BEZICK: Nay.

CHAIRPERSON NIXON: So we can't pass it. It's tied. So, unfortunately, at this time.

MR. CARVAJAL: Can I just do one more plea?

CHAIRPERSON NIXON: No, sir.

MR. CARVAJAL: I can't?

CHAIRPERSON NIXON: So you can apply again in a year. This doesn't mean that you're completely out.

MR. CARVAJAL: This is my livelihood. I already had plans down here. This is what I only know how to do.

CHAIRPERSON NIXON: I understand.

MR. CARVAJAL: It's not like I was trying to hide it. There's no reason to.

CHAIRPERSON NIXON: Understood.

MR. CARVAJAL: I just --

CHAIRPERSON NIXON: Sir, so if you -- you can apply again in a year. But what I can also tell you is what the executive director explained to an applicant earlier is if you work under a proprietary security department, such as the casinos or loss prevention or companies for, like, a retail company, you don't have to have our license. You have to go through their licensing process, but you don't have to have ours. So you do have an opportunity to work and then come back and see us again in a year.

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MR. CARVAJAL: Okay.

CHAIRPERSON NIXON: So, just disclose, okay.

MR. CARVAJAL: Yeah.

CHAIRPERSON NIXON: All right. Thank you.

Agenda Item Number 94. That was trailed before.  
Jared Winters. Still nobody.

Agenda Item Number 95, Antwon Euwing. Still not  
here.

So I'll take a motion on all trailed items in the  
last session.

MEMBER CORTEZ: This is Board Member Cortez. I'm  
motioning to uphold the denial for items -- trailed items, 94  
and 95, due to the no call no show.

CHAIRPERSON NIXON: We have a motion. Do we have  
a second?

MEMBER BROWN: Board Member Brown. Second.

CHAIRPERSON NIXON: We have a motion and we have  
a second. All in favor say aye.

(The vote was unanimously in favor of the motion)

CHAIRPERSON NIXON: Okay. Okay. So the last  
couple of items is Agenda Item Number 97. And I think this  
one is going to have some questions for sure.

MR. INGRAM: Madam Chair, would you like me to go  
ahead and give an overview on this?

1                   CHAIRPERSON NIXON: I think that's probably best.

2                   MR. INGRAM: Okay. So, in 2016 and I believe it  
3 was 2019, the attorney general's office had approached us to  
4 talk to, me specifically, to talk to me about some of the  
5 problems that they were having with prisoner transports.

6                   The attorney general's office oversees all  
7 interstate compact transfers. They're responsible for  
8 gathering of bids, putting the RFPs out, and then selecting  
9 someone to take over those contracts.

10                  There were two companies back in 2016 that held  
11 licenses to do that here in Nevada. Since that time, it's  
12 dwindled down to one. By it being one company, they  
13 continually are raising the prices, because there's no  
14 competition. And it's making it to the point where it's a  
15 burden on the state.

16                  Local law enforcement a lot of times cannot do  
17 the transports. The marshal's office sometimes do the  
18 transports. It just makes it very difficult and it's very  
19 expensive to have them do it as well. With the dwindling  
20 population in law enforcement, a lot of people retiring, it's  
21 made it even more difficult.

22                  So they have proposed that we make a change to  
23 our law that instead of having to be licensed to bid on a  
24 contract, that the individuals be able to bid on a contract

1 for state or government contracts only, prior to getting  
2 licensed, and if they were then selected as the contract  
3 provider that they would have to go forward with the  
4 licensure.

5 The problem with that is it still delays the  
6 licensure process, because, as you know, it takes three to  
7 five months to get before the board for the actual license  
8 just based on backgrounds and things of that nature.

9 So, both times it came before the board and made  
10 that proposal, the board denied it, based on the fact that we  
11 have so many licensed entities in Nevada that could provide  
12 those services.

13 I had testified at the previous two boards that I  
14 had, surveyed all of our current license holders, and told  
15 them that there was going to be an RFP and for them to be  
16 prepared to bid on the contract.

17 It takes a special group of individuals to do  
18 prisoner transport and it takes buses and it takes special  
19 equipment that our licensees weren't -- didn't have the  
20 experience, nor did they want to get in the business side.

21 So both times in attempting to try to get our  
22 Nevada state licensees to bid on the contracts, there were  
23 none. So it still fell on one contract again.

24 So, the attorney general's office, out of

1 courtesy to me, provided me this BDR, this bill draft, that  
2 they are going to move forward with at the legislative  
3 session, regardless. They are moving forward with this.  
4 And, basically, what they're looking to do is to exempt  
5 prison transports in and out of the state. It's not talking  
6 about interstate -- intrastate. I'm talking about  
7 interstate. That those individuals be exempt from our  
8 licensing requirements under NRS 648.010 the applicability a  
9 chapter.

10 I can tell you there are several other states  
11 that have this exemption built in to their laws as well.  
12 Just because of some of the additional information that's out  
13 there, I didn't provide the board with everything. But I'll  
14 kind of give you an idea of what I'm talking about here.

15 There is a Interstate Transportation Act that was  
16 passed in 2000. And basically it -- I'm going to do my best  
17 to summarize. And please, Counsel, jump in if I misstate  
18 something or miss something. But, basically, what it says is  
19 the attorney generals of the state need to oversee the  
20 operations of these prison transports. They're responsible  
21 for setting the guidelines and holding these companies  
22 accountable. So that's what our attorney general's office  
23 does. And, in them trying to pass some changes in our laws  
24 to still abide by our laws, since that didn't work, that's

1 why they're moving forward with asking -- well, asking the  
2 legislature to remove them and place an exemption under the  
3 applicability law. Did I do well? Okay. Thank you.

4 So what I'm asking for -- The reason it's  
5 agendized is, again, they're moving forward regardless. With  
6 the legislative session coming up, my job is to represent the  
7 board in testimony before the legislature. I'm going to be  
8 asked to testify on this bill. So, my question to the board  
9 is does the board want me to take the stance that we, the  
10 board, support this BDR? Does the board want me to take the  
11 stance that we oppose it? I just need to know so that when  
12 the legislature goes in session, I'm representing the board  
13 the way the board wants me to.

14 Now, what the attorney general's office did say  
15 is if the board has a suggestion on an amendment to the  
16 actual language, which is on the last page, it's just the  
17 only change they're looking for is the last page of the BDR  
18 in blue. So, if we have suggestions that we want to propose  
19 to the AG, they will entertain that. But I will tell you  
20 this is pretty much in line with what the other states have.

21 Do you have anything you want to add on behalf of  
22 the AG?

23 MS. HARRIS: I would only just recommend that any  
24 concerns with how the language is written it could best be

1 addressed with any suggested amendments you would want to see  
2 at max. That way that whatever the board decides on on this  
3 action, that's also included with whatever concerns our ED  
4 brings forth during the legislative session.

5 CHAIRPERSON NIXON: And so the one question I  
6 have is you said that there's one entity that does it now in  
7 state. And they basically have driven their prices up. Are  
8 we able to ask who that entity is?

9 MS. HARRIS: Chricy Harris for the record. I  
10 don't see an issue with that.

11 MR. INGRAM: So E-Transport. So they're a  
12 license holder of ours.

13 CHAIRPERSON NIXON: And are they licensed  
14 throughout the United States? Do they transport around the  
15 United States or just in Nevada?

16 MR. INGRAM: I can't speak to other states of  
17 their license.

18 CHAIRPERSON NIXON: Okay. And so these folks  
19 would only transport -- they're just going to bring the folks  
20 in, drop them off and go?

21 MR. INGRAM: Or come in to the state and pick  
22 them up and take them back where they're being extradited to.

23 CHAIRPERSON NIXON: But they're not providing  
24 security at a hospital, waiting for the people, that type of

1 thing?

2 MR. INGRAM: No. It's strictly transporting in  
3 and out of the state based on extradition or hearings.

4 MS. HARRIS: Yeah. It's a very narrowly  
5 carved-out exception.

6 CHAIRPERSON NIXON: Okay. Any other questions  
7 from the board?

8 MEMBER BROWN: Yes. This is Board Member Brown.  
9 Director Ingram, if I'm understanding this correctly, the  
10 attorney general's office is hoping that by passing this,  
11 some of these other companies will then start bidding on  
12 these contracts and we can get some more stuff moving  
13 through.

14 MR. INGRAM: That is correct. You know, entities  
15 have -- they want to bid on these contracts but they don't  
16 want to go through the state licensing process to find out  
17 they're not going to get the contract because that's all they  
18 do. All they do is interstate compact transfers. And, so,  
19 if they were to get licensed and go through the process just  
20 to bid and not get it, it would cost them a lot of money to  
21 do that in every state. So I think that's why other states  
22 have, you know, provided this carve-out because it is a  
23 niche, you know, service that's provided.

24 CHAIRPERSON NIXON: So, if they were to get the

1 contract and then -- would they still go through the process?  
2 I mean, I know it wouldn't be immediate. But, at some point,  
3 would they still go through the process?

4 MR. INGRAM: If this BDR passes, there won't be  
5 that requirement. They would just be approved to do that  
6 outside of our licensure. Now, speaking from my experience,  
7 the Department of Corrections, and knowing how difficult this  
8 is and working with interstate compact within the attorney  
9 general's office for the ten years I've been working with  
10 them, it has really put the State of Nevada in a bad spot not  
11 being able to get other people to bid. It has cost us a lot  
12 of money. And, personally speaking as the executive  
13 director, I think it's a good bill.

14 CHAIRPERSON NIXON: Any other questions?  
15 So do we take a vote on it?

16 MS. HARRIS: It is listed for action, so, yeah,  
17 we're going to need a vote.

18 CHAIRPERSON NIXON: Okay. So if there's no  
19 other -- Hearing no further questions from the board, I'll  
20 entertain a motion.

21 MEMBER BROWN: This is Board Member Brown. I  
22 move that we accept the language and agree to have Director  
23 Ingram represent us as being for this BDR.

24 MEMBER CORTEZ: This is Board Member Cortez.

1 I'll second that motion.

2 CHAIRPERSON NIXON: Were you able to hear that?

3 MEMBER BROWN: Yes.

4 CHAIRPERSON NIXON: Okay. We have a motion. We  
5 have a second. All in favor say aye.

6 (The vote was unanimously in favor of the motion)

7 MR. INGRAM: Thank you, Board.

8 CHAIRPERSON NIXON: Yeah.

9 So that we don't get hot-mic'd, Agenda Item  
10 Number 98, board comment for future agenda items.

11 MEMBER BROWN: This is Board Member Brown. And I  
12 don't know if it's appropriate to do it at this time, but I  
13 have three questions. Hopefully they won't take too long for  
14 the folks hoping to get out of here early. One of the things  
15 that came up early on in some discussion up here with our  
16 investigators is based on a comment that Chief Investigator  
17 Saladino made, and one of the things where there was a denial  
18 for failure to disclose. But, Investigator Saladino stated  
19 that if it had been him, based on the way it was done, he  
20 would have said that it was a disclosure.

21 What I'm asking is are we having a change of view  
22 point because of some of the difficulties that we're having  
23 that if a person fails to disclose initially on the  
24 application but then they later disclose to the investigator,

1 are we considering that a disclosure and could that help  
2 change some of our viewpoints, particularly mine, on denials?  
3 I don't know if that's appropriate to ask at this time.

4 MS. HARRIS: I'll let Mr. Saladino go first to  
5 address. Because that was a very different circumstance with  
6 that.

7 MR. SALADINO: Investigator Saladino for the  
8 record. With that particular applicant, the investigator  
9 when he made the initial call, he saw what had come up, the  
10 running of the initial background. We've taken steps to get  
11 disclosure. We've also had individuals when we've contacted  
12 them not disclose. We've told them what we have found  
13 locally and we have asked them the same question, do you have  
14 any other arrest history that's going to come up, whether in  
15 state or out of state, this is what we're already seeing, you  
16 know, what says you. We've had applicants then just tell us  
17 the local stuff and not disclose anything out of state.

18 My comment with regards to that individual was  
19 very specific to him. Because Investigator Hubbel made the  
20 effort to call him prior to making him provisional or denying  
21 the application to get disclosure. In other words, we get a  
22 lot of folks that don't disclose and they get denied and then  
23 they come back in a year and they end up disclosing because  
24 the board has told them that.

1                   Everybody that I deny, I get the fingerprint  
2 report, I already have non-disclosure. You know, local stuff  
3 didn't pop up. The investigators had no reason to contact  
4 the individuals. When stuff pops up locally, the  
5 investigators go the extra step to ask them these questions.  
6 So I feel that if we didn't make them provisional, we then  
7 spoke to the applicant and said, hey, this is what's popped  
8 up, what else is coming up. And they disclose, yeah, well, I  
9 had this, this, and this. I didn't know that this was going  
10 to come up. I had a 1203.4. Okay. Well, now we get all the  
11 documents together, we can put together an appeal packet  
12 that's going to have all the questions answered for the  
13 board.

14                   So when I stated, you know, I wouldn't have -- I  
15 would have said we had disclosure, going that extra mile  
16 where he hasn't already been made provisional, he wasn't on  
17 anybody's roster, it hasn't cost any company any money for  
18 training and what not or any other additional work cards they  
19 might need, whether it be for the marijuana industry, whether  
20 it be tam cards, you know, to get it at the very forefront  
21 before they're made provisional then I would say, yes, I have  
22 disclosure, we've had this conversation, I have all the  
23 arrest history.

24                   It's been my experience that a lot of the folks

1 don't disclose, we've made efforts now to put signs up in the  
2 lobby. Every time the front desk folks speak to the  
3 individuals, they tell them list all of your arrests, whether  
4 it's in state, out of state, been denied or dismissed,  
5 anything, just put it down.

6 When they put stuff down, the investigators will  
7 then contact them, have them put notes in the record right as  
8 they input the application. The applicant wasn't sure of his  
9 dates. The investigators contact them and, you know, we go  
10 that extra step to help get disclosure. And, if it's stuff  
11 that we can approve at our level, then we do that. If not,  
12 now we've set them up for the appeal process and we move  
13 forward there.

14 Does that answer your question, Mr. Brown?

15 MEMBER BROWN: Yes, sir, it does. But it also  
16 brings up another question that I have. And I don't know if  
17 this is possible. I don't know if we even have a desire to  
18 do it. But is there a way that we can put in to our computer  
19 application and in our written applications for these folks a  
20 big red thing that says stop, before you do anything else,  
21 understand this, in case the print in the application is too  
22 small for these folks, in case they're just so scared when  
23 they come to the office, is there a way to do that? I'm not  
24 computer-savvy. If we could put that in there. I don't know

1       how much it would cost for printing to put this big red  
2       notice in the printed applications.  But if we could put  
3       something for the lowest common denominator, stop, before you  
4       do anything else, understand this.  And hopefully avoid some  
5       of this.  If we can't do that, we can't do that.  I just get  
6       extremely frustrated by this.

7                     And that's not a question for you, Investigator  
8       Saladino.  That's a question for the director, I guess.

9                     CHAIRPERSON NIXON:  And I agree with you.  I  
10       don't know, there seems -- I don't know if the common  
11       denominator is we've got to kind of figure it out.  And, you  
12       know, for I think us on the board it's short of coming out  
13       with a hammer and saying -- the anvil falling saying, you  
14       know -- And then like the last guy that was 88, I mean, good  
15       God.

16                    MEMBER CORTEZ:  If I may.

17                    CHAIRPERSON NIXON:  There's got to be something.

18                    MEMBER CORTEZ:  This is Board Member Brown.  I  
19       share the same concerns, you know, how we say yes to one and  
20       no to the other and they both failed to disclose.  I  
21       personally am taking in to consideration, there's one thing  
22       to not disclose because you're lazy, you had your girlfriend  
23       fill out the application or your daughter.

24                    MR. INGRAM:  I didn't think it was important.

1                   MEMBER CORTEZ: Yeah, right. I need the  
2 applicant to fill out their application. Now, if you're  
3 being too lazy on reading the fine print, then that's on you.  
4 These are grown individuals. You don't have to be, you know,  
5 some doctor to understand the application. It's in layman's  
6 terms. I have read it. I have looked at it. I'm pretty  
7 confident a teenager can fill out the application. It's just  
8 not an excuse to me. And what I'm hearing is that, oh, I was  
9 just doing it too fast, I overlooked it, my girlfriend did  
10 it.

11                   I'm also seeing a pattern where this 1203, I know  
12 for a fact other people tend to speak out of their lane so  
13 there is not a doubt in my mind that we have California  
14 personnel telling, oh, don't worry, you don't have to fill  
15 that out, oh no, it's expunged. Unfortunately, because these  
16 applicants don't work the field, I think they're trusting  
17 these court officials versus just asking the question in the  
18 actual department.

19                   And, you know, you said if we want to amend the  
20 application or put it in nice big red, stop, stop, read this  
21 before. I kind of would like to see the applicant on how  
22 much time they put in to reading the application and putting  
23 their history. I'm not okay if, oh, it's too late, oh, I  
24 thought it was expunged, or, eh, I didn't think it was

1 important. Okay. Well, I don't think it's important to give  
2 you an application at this point either. So come back, maybe  
3 you'll do better now that you have all the answers,  
4 fantastic.

5 It's that California 1203 situation that I have a  
6 hard time doing because I'm looking at the applicant and I  
7 know that they didn't get it. I know that they trusted the  
8 judge. Most people don't listen to what's being said in  
9 court and most of the time they don't understand it.

10 But, again, is it an excuse because you failed to  
11 read the very last sentence in your paper that states list  
12 it? They're getting conflicting information. I'm personally  
13 looking at the applicant. I'm listening to the excuses  
14 because some of them are. I won't take the excuse and agree  
15 with that.

16 But, if it's logical and I'm sensing that the  
17 individual did truly put forth their effort, again, like that  
18 1988 case, I'm with you, let's stay consistent. Or the 1988,  
19 he's over 60, I am with Board Member Nixon, I won't remember  
20 what I had for lunch.

21 MR. INGRAM: Well, and I think one of the biggest  
22 heartaches that we have as board staff, we talk about all the  
23 time, you know, these individuals are being given totally  
24 wrong information on 1203.4 because in California they don't

1 have to disclose it; right?

2 CHAIRPERSON NIXON: And they get a guard card.

3 MR. INGRAM: And they get a guard card. But, on  
4 the actual paperwork, it says -- I read it in to the  
5 record -- that they have to disclose it. And the courts are  
6 telling them -- I think the courts and I think that the  
7 lawyers are telling them otherwise, because we are time and  
8 time again, I've heard that for ten years now. It never  
9 changes. And I believe them. So I have heartache with these  
10 individuals that had dismissals under 1203.4. That's a  
11 difficult one for me to swallow.

12 To answer your question, Board Member Brown, yes,  
13 we could do that. I kind of, when you first said that, I  
14 thought what more can we do. You know, because it's so  
15 blatant on the application right now and people get in a  
16 hurry. And how many times do we hear well, I forgot, I just  
17 forgot? It happened three years ago. You went to prison.  
18 You forgot you went to prison? So it's frustrating for us as  
19 well.

20 And I think I've gotten to the point -- Maybe  
21 it's just my old age, maybe it's a good thing I'm retiring in  
22 a year. But it's, like, you know, why don't you just let me  
23 fill the application out for you so it's done right. I mean,  
24 we bend over backwards for these people. The front office

1 staff, we have Adriana with us today and she's now an  
2 investigative assistant. But, oh, my gosh, how many times a  
3 day do you have the same conversation over and over again and  
4 there's ten people deep in our lobby, we're talking to one  
5 person, and the next person walks up to the window and says,  
6 well, I didn't know. And we tell them the exact same thing.  
7 And the next person walks up. And we want to just shake them  
8 and say weren't you listening the nine times that I told the  
9 exact same thing to the people in front of you?

10 CHAIRPERSON NIXON: Is there a way to do a  
11 recording in the lobby? Seriously.

12 MR. INGRAM: Play it on speakers in the parking  
13 lot.

14 MEMBER BROWN: Like in the airport.

15 (The court reporter interrupts)

16 MEMBER BROWN: Sorry, guys. We're talking over  
17 each other like crazy. She needs a break.

18 I have one more question and it's regarding ESI.  
19 We've heard that ESI has been talked to several times about  
20 telling these people, you know, you don't have to put  
21 anything if it's over seven years old. Is that something  
22 that we can fine them for so that they do get the idea, hey,  
23 you can't tell people this?

24 MEMBER CORTEZ: Maybe the board should send --

1           MR. INGRAM: Well, you know, when we talk to --  
2           There's turnover in the office. I think that's a lot of the  
3           problem. It's not just ESI. The reason you hear ESI so much  
4           is they're kind of the premier in the north. But it's the  
5           same thing down here. We have companies now. We have  
6           fingerprint companies that are charging and they are  
7           completing -- the applications that are filled out are being  
8           handed in to these companies. They, in turn, are entering  
9           them in to our system and applying on line and they're paying  
10          for the application. They're providing a service now to do  
11          the application for people. So, if they aren't asking the  
12          questions or if they are mis-entering the information from  
13          the actual application, how do we know? You know, but  
14          they're making money on it, because they're providing  
15          services. And, it's gotten to be to a point where how do  
16          we -- who do we hold accountable? You know, and it's got to  
17          be the applicant. Because the applicant chose to go to the  
18          service to have that service do it.

19                 So I don't know. I guess -- I mean, it's not  
20          intentional. And I would have to defer to Chair Nixon. You  
21          know, if you've got people that are working for you that are  
22          helping people apply, which I believe you guys do, you know,  
23          who's going to be liable? You don't know if the staff that  
24          are helping or doing what they're supposed to do or not. So

1 where does the -- where does the liability fall? Who is  
2 responsible? I mean, is it you as the qualifying agent, you  
3 know?

4 CHAIRPERSON NIXON: The concern I have with, you  
5 know, with this particular case and ESI is I find that -- And  
6 I may be wrong. But, if I'm running an event services  
7 company, I'm going to hire in bulk during an event, and so  
8 that's when I've just got, you know, Jane that I pulled off  
9 the street and said, hey, I need you to start data entry and  
10 don't ask any questions, just do it. And that's where I find  
11 a little -- I don't -- I don't think I would hold the  
12 applicant. Because they're not asking the questions. Like  
13 the gentleman that we had here. They are not asking him the  
14 questions. They don't know if they're applying for a guard  
15 license or if they're applying for a job. Like he even said  
16 it, I don't know if I'm applying for a job, what's going on,  
17 I got a letter to come here. So it's those type of events  
18 that I worry about probably the most.

19 MS. HARRIS: I just wanted to -- Chrissy Harris  
20 for the record -- just to give the board additional -- I  
21 would just say a reminder of certain agency principles that  
22 do attach when you allow when there's a person or another  
23 company to fill out an application for you, if there's any  
24 benefits that you would derive from that, that's great. But

1 you also deal with the issues or any problems that stem from  
2 that.

3 So if you were required to disclose certain  
4 information and the person who is filling out the application  
5 didn't ask you that question, that's still on you. It's no  
6 different than any other -- someone was your -- It's almost  
7 similar to the services that any attorney would render for a  
8 client. Any mistakes, unfortunately, rendered by an attorney  
9 are still imputed on the client. So mistakes rendered by  
10 those who are filling out the applications don't take note  
11 of, hey, I need to ask the question. It's unfortunate. But  
12 it's still imputed on the app -- on the overall applicant.

13 CHAIRPERSON NIXON: Yeah. Which is difficult for  
14 me because, you know, we sit here and ask a couple of  
15 applicants why didn't you disclose. And, clearly, they don't  
16 know what that word means, you know what I mean. So I don't  
17 think, you know, just -- I don't think that --

18 MR. INGRAM: That's why we changed the apps to  
19 say please list --

20 CHAIRPERSON NIXON: I know we changed --

21 (The court reporter interrupts)

22 MEMBER BROWN: Guys, guys, we're talking over  
23 each other again. Christy can't keep up and can't keep us on  
24 the record.

1                   CHAIRPERSON NIXON: All right. So, again, I  
2 think they're good questions that we probably need to maybe  
3 think about and come up with a solution. I still think the  
4 recording might be an option. It might drive you nuts up  
5 front. I'm sorry. But it might be something that, you know,  
6 we just -- It doesn't matter if -- Any contact with law  
7 enforcement disclosed. You know, how often -- She would  
8 probably run out of the office stark raving mad.

9                   MR. INGRAM: And you've got to remember the  
10 office in Carson City, we have two investigators and we might  
11 have six people coming in to the office in a week up there.  
12 Down here we've got hundreds a day.

13                   And I can tell you I'll be glad I'm retiring if  
14 that recording goes forward, because I can't imagine working  
15 in the front office with that recording playing over and over  
16 and over again.

17                   CHAIRPERSON NIXON: And maybe it's a TV, to your  
18 point, because, you know, like when I go in the --

19                   MR. INGRAM: Do you want to spend money?

20                   CHAIRPERSON NIXON: I'll give you a TV. But I go  
21 to Navy Federal, right, and I sit there and read while I'm  
22 waiting in line and I read the stuff that's going on. It's a  
23 little sports news, it's a little thing, you know, by the  
24 way, if you've ever been arrested --

1           MEMBER CORTEZ: I don't think it's going to make  
2 a difference, to be quite honest with you. I think the  
3 applicants, if they're having somebody else fill it out --  
4 This is actually my favorite, when someone else fills it out,  
5 they need to look over it, and if they see that the criminal  
6 history wasn't reported and yet they know, perfect, now I got  
7 you up here saying, oh, I didn't know. Okay. It is your  
8 responsibility to look over the applicant of --

9           MR. INGRAM: We have big signs in the office that  
10 say reasons for denial. And we have a bulletin board that  
11 tells everybody. It's like -- Again, it's, like, what else  
12 can we do. I like what you said, we need to hit them in the  
13 head with a hammer.

14           MEMBER CORTEZ: I just don't have too much leeway  
15 on that. It's clear.

16           MR. INGRAM: It's clear --

17                   (The court reporter interrupts)

18           MEMBER BROWN: Okay. Folks, folks, still  
19 over-talking each other. Christy needs to take a break. If  
20 we're going to go any longer, Christy's got to take a break.

21           MR. INGRAM: Do you want me to add this as an  
22 agenda item for the future or we can have a full-blown  
23 discussion on it?

24           MEMBER CORTEZ: I don't. You know my position.

1 MR. INGRAM: Board Member Brown, what do you guys  
2 think?

3 MEMBER BROWN: No. I don't think we need to have  
4 it agendized. I think we've discussed it.

5 MR. INGRAM: Okay.

6 CHAIRPERSON NIXON: Okay. This is the section --  
7 We'll get you out of here, Christy. So sorry -- for public  
8 comment. Members of the general public may make comment on  
9 matters appearing on the agenda. For matters not appearing  
10 on the agenda, the board may discuss the matters but not  
11 appearing on the agenda but may not act on the matters.

12 We have no public in the south. Do you have any  
13 public up north?

14 MEMBER BROWN: No, we do not.

15 CHAIRPERSON NIXON: Okay. All right. So final  
16 action is adjournment. And happy holidays.

17 MR. INGRAM: I want to make a quick announcement.  
18 Congratulations to Enrique Diaz for graduating and completing  
19 his degree.

20 And, Christy, thank you so much for putting up  
21 with us. We are so glad to have you back. And we'll try to  
22 be better next time.

23 (Hearing concluded at 3:45 p.m.)

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STATE OF NEVADA        )  
                                  ) ss.  
COUNTY OF WASHOE     )

I, CHRISTY Y. JOYCE, Official Court Reporter for the State of Nevada, Private Investigators Licensing Board, do hereby certify:

That on Tuesday, the 15th day of December, 2022, I was present at the offices of the Nevada Gaming Control Board, Carson City, Nevada, for the purpose of reporting in verbatim stenotype notes the within-entitled public meeting;

That the foregoing transcript, consisting of pages 1 through 272, inclusive, includes a full, true, and correct transcription of my stenotype notes of said public meeting.

Dated at Reno, Nevada, this 14th day of January, 2023.

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CHRISTY Y. JOYCE, CCR  
Nevada CCR #625