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In The Matter Of:

STATE OF NEVADA PRIVATE INVESTIGATORS LICENSING BOARD

January 11, 2022

Capitol Reporters
628 E. John St # 3
Carson City, Nevada 89706
775 882-5322

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Min-U-Script® with Word Index

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4	TRANSCRIPT OF A TELECONFERENCE MEETING
5	OF THE
6	STATE OF NEVADA
7	PRIVATE INVESTIGATORS LICENSING BOARD
8	
9	
10	Tuesday, January 11, 2022 9:00 a.m.
11	Volume 2
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21	
22	Reported by: CAPITOL REPORTERS BY: KATHY JACKSON
23	Nevada CCR #402 628 E. John Street, #3
24	Carson City, Nevada 89706
	(775) 882-5322 CAPITOL REPORTERS (775)882-5322

1		APPEARANCES
2	Board	Members Present:
3	Dourd	Tammy Nixon, Chair
4		Timothy Bezick Rick Brown
5		Katherine Cortez Robert Gronauer
6	Also:	
7	AISO.	Executive Director
8		Sophia Long Deputy Attorney General
9		Board Counsel
10		Vincent Saladino Supervisory Investigator
11		Shelly Lancaster
12		Investigator
13		Jordan Jones Investigator
14		
15		
16		
17		
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24		CAPITOL REPORTERS (775)882-5322
		CAPIIOL REPORTERS (7/3)002-3322

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1	TUESDAY, JANUARY 11, 2022, CARSON CITY, NEVADA
2	-000-
3	BOARD CHAIR NIXON: So I'll go ahead and call the
4	meeting to order.
5	Executive Director, could you please do roll
6	call.
7	MR. INGRAM: Thank you, Madam Chair. We'll start
8	with Chair Nixon.
9	BOARD CHAIR NIXON: Here.
10	MR. INGRAM: Board Member Bezick?
11	BOARD MEMBER BEZICK: Here.
12	MR. INGRAM: Board Member Brown?
13	BOARD MEMBER BROWN: Here.
14	MR. INGRAM: Board Member Cortez?
15	BOARD MEMBER CORTEZ: Here.
16	MR. INGRAM: Board Member Gronauer?
17	BOARD MEMBER GRONAUER: Here.
18	MR. INGRAM: So all are present and accounted
19	for. We do have a quorum. We have counsel, Sophia Long from
20	the Attorney General's Office, representing the Board today.
21	BOARD CHAIR NIXON: Okay.
22	MR. INGRAM: Thank you.
23	BOARD CHAIR NIXON: Okay. So this is the section
24	where we'll entertain public comment. Members of the general CAPITOL REPORTERS (775)882-5322

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public may comment on matters appearing on the agenda or may
1
2
    bring up matters not appearing on the agenda to the attention
3
    of the Board.
4
                The Board may discuss the matters not appearing
5
    on the agenda but may not act on the matters at this meeting.
6
    If the Board desires, the matters may be placed on future
7
    agenda items or future meetings. Public comments may be
    limited to five minutes per person at the discretion of the
8
9
    Chairman. They will not be restricted according to
    viewpoint.
10
11
                So is there anybody down south that would like to
12
    have public comment? Okay. Seeing there's no public
    comment, is there any public comment up in the north?
13
14
                BOARD MEMBER BROWN:
                                     No, ma'am.
15
                BOARD CHAIR NIXON: So hearing there's no public
    comment we'll move on. The next agenda item is --
16
17
                MR. INGRAM: Mr. Welin, are you on the phone?
    Nils Welin?
18
19
                MR. WELIN:
                            Yes.
20
                MR. INGRAM: Excellent. Okay. So he is on the
            This is item number 15, the carryover from yesterday,
21
22
    where the Board has questions for him.
23
                BOARD CHAIR NIXON: Okay. So before we get
24
    started, I'm going to have Counsel Long go ahead and swear
```

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everybody in.
1
                MS. LONG: Mr. Welin, will you please raise your
2
3
    right hand and let me know when you've done so.
                MR. WELTN:
                            I've done so. Yes.
5
                (Whereupon, the oath was administered.)
                MS. LONG: Great.
                                   Thank you.
6
7
                BOARD CHAIR NIXON:
                                    Thank you, sir, for calling
        We appreciate it. We had -- some of the Board Members
8
9
    had questions on your application.
                Board, are there any questions for Mr. Welin?
10
11
                MR. INGRAM: For those that are calling in, if
12
    you're not speaking please mute your phone. Thank you.
                BOARD CHAIR NIXON: Sorry. Please hold. We're
13
    looking up some questions.
14
15
                BOARD MEMBER GRONAUER: Mr. Welin?
16
                MR. WELIN: Yes.
                BOARD MEMBER GRONAUER: Okay. This is
17
    Commissioner Gronauer. I just have a couple of questions for
18
19
    you, please. Do you have a license now?
20
                MR. WELIN: Can you be more specific.
                BOARD MEMBER GRONAUER: A license in Nevada for
21
22
    whatever your business is going to be or want it to be.
23
                MR. WELIN: Yeah, I have a license that's in --
24
    on hold right now.
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BOARD MEMBER GRONAUER: In abeyance?
 1
 2
                MR. WELIN: Yes.
 3
                BOARD MEMBER GRONAUER: Okay. So what do you
 4
    want to do with your license now?
 5
                MR. WELIN: I want to move to my new company that
    I have and be able to operate in Nevada.
 6
 7
                BOARD MEMBER GRONAUER: You don't operate in
    Nevada now?
 8
 9
                MR. WELIN: No, we do not.
                BOARD MEMBER GRONAUER: Okay. So why do you want
10
    to transfer -- I'm not understanding. Oh, from individual to
11
12
    corporate. I got it. Okay. So now if you're -- do you have
    any -- sorry for being a little bit back. Any business
13
    license for the State of Nevada?
14
15
                MR. WELIN: Yeah. I've applied for the licenses
    needed to be able to operate in Nevada, yes.
16
                BOARD MEMBER GRONAUER: No. No. A business
17
    license from the State of Nevada, not from the Investigator's
18
19
    Board, from the State of Nevada?
20
                MR. WELIN: No. No. Yes. Yes, I do.
21
                BOARD MEMBER GRONAUER: Okay.
22
                MR. WELIN: I applied for -- huh?
23
                BOARD MEMBER GRONAUER: Are you registered with
24
    the Secretary of State?
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MR. WELIN: Yes, I am. That's -- that was in my
1
2
    package that I submitted.
3
                BOARD MEMBER GRONAUER: Do you have a city or a
4
    county business license?
5
                MR. WELIN: Probably not at this point.
                BOARD MEMBER GRONAUER: You don't have a business
6
7
    license, a DBA for the city or the county?
8
                MR. WELIN:
                            No, because we haven't picked the
9
    city where we're operating out of. But I'm a little confused
    about the process because I'm following the steps that I've
10
    been instructed from your -- from your staff to get this in
11
12
    place. So I would be happy to answer any questions. But I'm
    a little confused on why there's confusion.
13
                MR. INGRAM: Madam Chair, if I could give a
14
15
    little back history. Kevin Ingram for the record.
    Mr. Welin has been licensed with us for quite some time now.
16
    He's currently not doing business in Nevada. He wants to
17
    move into Nevada with a corporate license now.
18
                                                    So he's
19
    applying for his corporate license. He did apply for the
20
    Nevada Secretary of State license. He was granted that.
21
                He's coming before us today to change from an
22
    individual to a corporation. And then once granted that then
23
    he would move forward with his city and county licenses to be
24
    able to operate in those jurisdictions.
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So this is just to maintain compliance with our
1
2
    laws right here in Nevada for him to transfer as an
3
    individual to a corporation. He is in good standing.
                BOARD MEMBER GRONAUER: I understand. Thank you.
5
                MR. INGRAM: You bet.
                                       Thank you.
                BOARD MEMBER GRONAUER: The thing is I think I'm
6
7
    in a little fog here. That's all. In my notes I didn't have
    it totally written out.
8
9
                Okay. Thank you, Mr. Welin. Thank you for your
    patience and calling in.
10
11
                BOARD CHAIR NIXON: Are there any further
12
    questions from the Board? Okay. If there's no further
    questions I'll entertain a motion.
13
                BOARD MEMBER GRONAUER: This is Gronauer.
14
                                                           I'11
15
    make the motion. I make the motion to grant ProGuard
    Security Services applying for a new corporate private
16
    patrolman license. If approved, Nils Welin, license number
17
    1856 is requesting that his individual license be placed in
18
19
    abeyance so that he may become a qualifying agent, member for
20
    Nils Welin. This is subject to all statutory and regulatory
    requirements is to approve it.
21
22
                BOARD CHAIR NIXON: We have a motion. Do we have
23
    a second?
24
                BOARD MEMBER BROWN:
                                     Brown.
                                             Second.
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BOARD MEMBER CORTEZ: Cortez. I'll second the
1
2
    motion.
3
                BOARD CHAIR NIXON: Okay. I have a motion.
4
    have a second. All in favor say aye.
5
                (The vote was unanimously in favor of the
    motion.)
6
7
                BOARD CHAIR NIXON: Okay. Motions passes.
                                                             Thank
    you very much, sir, for your patience. Congratulations.
8
9
                MR. INGRAM: And, Mr. Welin, Shelly will be
    reaching out to you to finalize all of this. And, again,
10
11
    thank you for calling in while you're abroad. We greatly
12
    appreciate it.
                BOARD CHAIR NIXON: Okay. So will Counsel Long,
13
    I think we need to swear in the rest of the group and then we
14
15
    can get started on the work card appeals.
                           So everyone in the audience, if you're
16
                MS. LONG:
    on the agenda today or will be providing testimony would you
17
18
    please raise your right hand.
19
                (Whereupon, the oath was administered.)
20
                MS. LONG: And I will go one by one because we do
    need an audible answer.
21
22
                (Everyone answered in the affirmative.)
23
                MS. LONG: Perfect. Thank you.
                             For the record, Madam Chair, number
24
                MR. INGRAM:
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75 has been postponed. Item number 76 is recently deceased.
1
2
    So that brings us to starting with agenda item 77.
3
                BOARD CHAIR NIXON: Okay. So for now agenda item
4
    number 77. Is Devonda Lawton here? Good morning. Go ahead
5
    and thank you for coming in. Good morning.
6
                MS. LAWTON: Thank you. Good morning.
7
                BOARD CHAIR NIXON: Investigator Saladino, could
8
    you tell us why we declined Ms. --
9
                MS. LAWTON: Lawton.
10
                BOARD CHAIR NIXON: -- Lawton's work card,
11
    please.
12
                INVESTIGATOR SALADINO: Investigator Saladino for
    the record. We denied the applicant's work card for
13
    failure -- failure to disclose a 2015 felony possession of a
14
15
    schedule controlled substance out of Nevada where she
    received five years probation. The applicant disclosed the
16
    arrest. However, during the initial background the arrest
17
    did not come up since it was out of Elko County, Nevada.
18
19
                In 1999 there was a gross misdemeanor out of
20
    Nevada for attempted receiving or transferring stolen
    vehicle.
              She received three years probation, suspended jail
21
22
    sentence, community service and restitution. The applicant
23
    did disclose the arrest. The applicant received a
24
    dishonorable discharge from probation on June 28th of '05.
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1	In 2005, in February there was a misdemeanor for
2	petty larceny. She received credit for time served. That
3	was also out of Nevada. I misspoke earlier. These were all
4	disclosed. However, being that it was out of Elko County,
5	Clark County doesn't pick it up when we run the initial
6	background. So once we got the fingerprints back that's when
7	we started conversations trying to figure out if it was a
8	felony, in fact. And the applicant was very helpful with it.
9	BOARD CHAIR NIXON: Okay. Board, are there any
10	questions for Ms. Lawton?
11	MS. LAWTON: Lawton, like Oklahoma, Lawton.
12	BOARD CHAIR NIXON: This is Board Member Cortez.
13	Investigator Saladino, you indicated that they were all
14	disclosed. I have the 2015 but it was disclosed?
15	INVESTIGATOR SALADINO: Yes, that is correct.
16	BOARD MEMBER CORTEZ: Okay. And I have 2005, but
17	it was not disclosed. So per your testimony they were all
18	disclosed?
19	INVESTIGATOR SALADINO: Yes, they were all
20	disclosed.
21	BOARD MEMBER CORTEZ: So a typo.
22	INVESTIGATOR SALADINO: Correct.
23	BOARD MEMBER CORTEZ: Got it. Thank you.
24	BOARD MEMBER GRONAUER: Good morning, Ms. Lawton. CAPITOL REPORTERS (775)882-5322

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MS. LAWTON: Good morning.
1
                BOARD MEMBER GRONAUER: How are you doing?
2
3
                MS. LAWTON:
                             I'm good.
4
                BOARD MEMBER GRONAUER: What do you do now?
5
                MS. LAWTON: Right now I'm not doing anything.
    I'm a stay-at-home mother for a four-year-old.
6
7
                BOARD MEMBER GRONAUER: What are you planning on
    doing with your work card?
8
9
                MS. LAWTON:
                             Working. I was working until it was
10
    denied. Like, I had a temporary provision card.
11
                BOARD MEMBER GRONAUER: Okay.
12
                MS. LAWTON: And I was working with the company
    until they stopped it. And once they stopped it they let me
13
    go. Once I am granted, if I am granted this opportunity I
14
15
    will continue to better my life. A lot of things have
    happened in the past, and some of the things I'm not proud
16
         I lost a lot of people, and now it's only me and my
17
    of.
    children. So I have to stand firm and move forward if
18
19
    possible.
20
                BOARD MEMBER GRONAUER: Have you been in any
    trouble at all since 2015?
21
22
                MS. LAWTON: No, sir.
23
                BOARD MEMBER GRONAUER: Your work, are they going
24
    to hire you back or be hired somewhere else?
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MS. LAWTON: I will be hired there and I have
 1
 2
    other obligations, I mean opportunities as well.
 3
                BOARD MEMBER GRONAUER: Okay.
 4
                MS. LAWTON: Thank you.
 5
                BOARD CHAIR NIXON: Are there any other questions
 6
    for Ms. Lawton? Okay. If there's no further questions I'll
 7
    entertain a motion.
 8
                BOARD MEMBER CORTEZ: This is Board Member
 9
    Cortez. I'm motioning to grant the appeal and overturn the
    denial for Ms. Lawton and grant her the work card.
10
11
                BOARD CHAIR NIXON:
                                    I have a motion. Do I have a
12
    second?
13
                BOARD MEMBER BROWN: Brown will second.
                BOARD CHAIR NIXON: I have a motion. I have a
14
15
    second. All in favor say aye.
                (The vote was unanimously in favor of the
16
    motion.)
17
                BOARD CHAIR NIXON: Congratulations, ma'am.
18
19
                MS. LAWTON: Thank you guys so much.
20
                BOARD MEMBER GRONAUER: Good luck to you.
21
                BOARD CHAIR NIXON: Yeah, good luck.
22
    will get in contact with you for the next steps, okay.
23
                Agenda item number 78 is Mr. Ricky O'Neal. Okay.
    We'll trail that.
24
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```
Okay. You know what throws me is I can see us in
1
2
    that little square so I think it's up north.
3
                       Item number 79, Christopher Purdum.
                Okay.
4
    sorry. We're trailing 78. Christopher Purdum? Okay.
                                                             We'll
    trail number 79 as well.
5
                And you said 80, oh, 80 is here.
6
7
                MR. INGRAM: 80 is here.
                BOARD CHAIR NIXON: Agenda item number 80, Jamell
8
9
    Jenkins. Are you here, sir?
10
                MR. JENKINS: Yes.
11
                BOARD CHAIR NIXON: Come on up.
12
                So I guess, Investigator Saladino, you are up
            Why did we decline Mr. Jenkins' guard card?
13
                INVESTIGATOR SALADINO: Investigator Saladino for
14
15
                 The applicant was denied for a failure to
    the record.
    disclose numerous arrests. We got a 2017 out of Nevada, a
16
    gross misdemeanor for attempt carrying a concealed firearm or
17
    other deadly weapon. He received nine months in CCDC
18
19
    suspended.
                Two years probation.
20
                The applicant was arrested on 3-23 of '18 for a
    probation violation. Probation was revoked on 5-17 of '18.
21
22
    The applicant did provide court documents for this case.
                2021, in October in Nevada was a felony for
23
24
    obtain or possess credit or debit card without cardholder's
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consent and theft. This case is ongoing. This case was
filed on the September 27th of 2021 and was for an incident
that happened in August 4th of '19. The case is currently
going back to court on 2-7 of '22.

The applicant, his condition of release is electronic monitoring for medium status. There's also a 2021, June in Nevada for felony possess or own a gun by a prohibited person. This was filed in the North Las Vegas Court with no charges filed.

2021, in June, again in Nevada, gross misdemeanor for conspiracy to commit larceny. The applicant was convicted and sentenced to credit for time served. He did provide court documents for this case as well.

2020, in December there was a dismissal for a solicit to promote or distribute imitation controlled substance and disorderly conduct. The D.A. denied all counts.

2020, in November, there was a felony dismissed for possess or sale, schedule one and obstructing of a public officer. The D.A. denied all counts.

March 8th of 2020 there was a misdemeanor conviction for petty larceny. Convicted. Stay out of trouble. Did 25 hours of community service in lieu of fine.

The original charge was grand larceny. On 7-7 of '21 the CAPITOL REPORTERS (775)882-5322

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case was closed with a note the defendant did not stay out of
1
2
    trouble.
3
                February of 2020, misdemeanor possession of
4
    controlled substance. Convicted and sentenced to time
    served. The D.A. dismissed the two and three counts for
5
    possession of a schedule one and buying or receiving stolen
6
7
    property.
8
                2019, misdemeanor trespass, not amounting to
9
    burglary. Credit for time served.
                2019, in October, misdemeanor trespass not
10
11
    amounting to burglary. The D.A. denied that charge.
12
                2012, misdemeanor possession of marijuana.
                                                             Was
    convicted. This was prior to his first work card being
13
    assigned. The applicant was arrested for warrants on this
14
    case on June 28th of '13 and 10-21 of '14. And, yes, all
15
    these were not disclosed.
16
17
                BOARD CHAIR NIXON:
                                    Thank you.
                Board, are there any questions for Mr. Jenkins?
18
19
                BOARD MEMBER GRONAUER: Good morning,
20
    Mr. Jenkins.
                MR. JENKINS: Hey, good morning.
21
22
                BOARD MEMBER GRONAUER: This is Gronauer.
                                                            Did
23
    you graduate high school?
24
                MR. JENKINS: No.
                                    I received my GED.
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BOARD MEMBER GRONAUER: You did receive your GED?
1
2
                MR. JENKINS: Yeah.
3
                BOARD MEMBER GRONAUER:
                                        So you read and write?
4
                MR. JENKINS: Correct.
                                        Yes.
5
                BOARD MEMBER GRONAUER: Did you read the
6
    application?
7
                MR. JENKINS: Yes.
                                    I was under the impression
    that like because I have zero felony convictions. In terms
8
9
    -- that's why the D.A. haven't filed that felony weapon
    because I'm not a felon. They made a mistake. So I was
10
    under the impression that, you know, because I come from
11
12
    California and their rules are if you're a convicted felon
    you disclose that. Anything else other than that is pretty
13
    much you got a chance at getting your card.
14
15
                So I wasn't maliciously not trying to disclose
16
         I just, I know I have zero felony convictions.
    that's why I didn't disclose them. I've had my work card in
17
    the state. I received it in 2016 and it just expired in
18
19
    2021. So that's the reason why I didn't disclose them
    because I thought that it was just strictly felony
20
    convictions, and I have zero felony convictions.
21
22
                BOARD CHAIR NIXON:
                                    So, sir?
23
                MR. JENKINS: Yes.
24
                BOARD CHAIR NIXON:
                                     If you can indulge me.
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MR. JENKINS: Yes. 1 2 BOARD CHAIR NIXON: And for everybody else that's 3 here, I'm going to read out, it's bolded and highlighted now in red. 5 MR. JENKINS: Yeah. BOARD CHAIR NIXON: It says list all charges 6 7 regardless of how long ago the incident occurred. If you do not recall the exact date then approximate date, so all. 8 9 doesn't say felonies. It says all. List all charges regardless if they were expunded, dismissed or denied. 10 11 that's, you know, all. 12 MR. JENKINS: Right. BOARD CHAIR NIXON: All charges regardless if 13 they were dismissed or reduced under California C1203.4. All 14 charges regardless of which state you put in. All charges 15 and citations regardless of if you were placed in handcuffs. 16 So, and I can continue because we tried to cover everything. 17 18 MR. JENKINS: Right. 19 BOARD CHAIR NIXON: So as the licensing Board we 20 don't want to waste your time and money. 21 MR. JENKINS: Right. 22 BOARD CHAIR NIXON: And we don't want to waste 23 You'll only be denied if it's a felony or if it's a 24 weapons charge, right. CAPITOL REPORTERS (775)882-5322

```
MR. JENKINS:
                              Right.
1
2
                BOARD CHAIR NIXON: That's one of the big ones
3
    that get denied. But not disclosing is an automatic.
4
    don't get it.
5
                So I just want to make sure it's clear to
6
    everybody here. You have to disclose. It doesn't matter
7
    when it happened. That's my soapbox moment.
8
                But anybody else have any questions?
9
                BOARD MEMBER GRONAUER: I have -- I have to
    finish up, Madam Chair.
10
11
                BOARD CHAIR NIXON:
                                    Okay.
12
                BOARD MEMBER GRONAUER: You applied for this work
13
    card --
                MR. JENKINS:
14
                              Yes.
15
                BOARD MEMBER GRONAUER: -- August 17th.
16
                MR. JENKINS:
                              Yes.
17
                BOARD MEMBER GRONAUER: Okay. And then you got
    arrested October.
18
19
                MR. JENKINS:
                             Yes.
20
                BOARD MEMBER GRONAUER: In '21, August.
21
                MR. JENKINS: Yeah. It was for charges that
22
    happened prior to this. They just eventually filed the
23
    complaint. So it made it seem like I just keep getting in
24
    trouble but it's just they filed the complaint.
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BOARD MEMBER GRONAUER: Okay. That's enough.
1
2
    But what I'm trying to get at, okay, you were arrested for
           And it says it was -- it happened in 19 -- in 2019, I
    get that, okay. But, again, I'll just reiterate, okay, as
5
    far as we have to read what you have to do on the
    application. And I think Madam Chair said it correct, want's
6
7
    to save you money, the applicant, wants to save time and
    effort for everybody.
8
9
                So the idea to me is that it was very well
    written, you should do, you shouldn't do. And saying I came
10
    from California. This is what California does. This is not
11
12
    California. This is Nevada. You seem like you're quite
    intelligent. So I just can't go over it. So that's all.
13
    You don't have to explain anything else. I'm just giving the
14
15
    background there. Thank you.
16
                BOARD CHAIR NIXON: Are there any other Board
17
    questions?
                Okay. If there's no other questions I'll
18
19
    entertain a motion.
20
                BOARD MEMBER BROWN: This is Board Member Brown.
    I move to --
21
22
                BOARD CHAIR NIXON:
                                    Sorry.
23
                BOARD MEMBER BROWN: I'm sorry? Am I good to go?
24
                BOARD CHAIR NIXON:
                                    You're good to go.
                                                        Sorry
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about that.
1
2
                BOARD MEMBER BROWN: Okay. I move that we uphold
3
    the denial for failure to disclose and also because we have
    one felony case that's still ongoing.
5
                BOARD CHAIR NIXON: Okay. I have a motion.
                                                              Do I
6
    have a second?
7
                BOARD MEMBER GRONAUER: Gronauer. Second.
                BOARD CHAIR NIXON: I have a motion.
8
9
    second. All in favor say aye.
                (The vote was unanimously in favor of the
10
11
    motion.)
12
                BOARD CHAIR NIXON: And when your cases are done
    and they're cleaned up, if you want to come back and apply,
13
    please get a list from the PILB of all of the stuff that's on
14
15
    there and they will help, right. So sit down with them.
    They will help you get through this, okay.
16
17
                MR. JENKINS: All right.
                BOARD CHAIR NIXON: All right.
18
                                                Thank you, sir.
19
                Item number 81, Andre Moore. We'll trail 81.
20
                Item number 82, Patrice Burnley. Good morning.
                Since people are walking in, I'm going to ask
21
22
    you, are you under oath?
23
                MS. BURNLEY:
                              Me?
                                    Yeah.
24
                BOARD CHAIR NIXON:
                                           Have you been sworn
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1 in? 2 MS. BURNLEY: Yes. 3 BOARD CHAIR NIXON: Okay. So, Investigator 4 Saladino, why did we decline her work card? 5 INVESTIGATOR SALADINO: Investigator Saladino for 6 the record. The applicant was denied for a 2015 felony, 7 cruelty to child with possible injury or death, obstruct or resist executive officer, DUI and traffic related. 8 9 five years probation. The probation was completed early on May 16th of 2018. The applicant was also granted a 1203.4, 10 17 (b) reduction and dismissal on this case on September 18th 11 12 of 2019. There was a 2011 misdemeanor vandalism and 13 obstruction. This case was dismissed by the courts. 14 15 2008 there was, April, out of California a misdemeanor DUI and with drugs and DUI with alcohol. 16 One was dismissed. And on Count Two she received 36 months 17 probation for the DUI. 18 19 The applicant did disclose this on her 20 application. She also stated in her appeal that she's been clean and sober for five years and seven months and that's 21 22 why we're here for the appeal. 23 BOARD CHAIR NIXON: Thank you. 24 Board, are there any questions? CAPITOL REPORTERS (775)882-5322

BOARD MEMBER BROWN: This is Board Member Brown.

Ma'am, can you give us a description of what the 2015 felony charge was for child cruelty.

MS. BURNLEY: Yes, sir. So in 2015, I believe it was in March, I actually recently reunited with my birth family. And my older sister had two kids. She was homeless. We actually ended up living in the same city. One night I got a phone call from her and her and the kids were on the side of the road. And I was at a friend's house at a barbecue. I let her know I had been drinking. Of course we were there all day.

And she had called a couple of people. I ended up getting someone to take me over to where they were located, and she was extremely tired and I get in the car and told her, you know, I'll drive. We actually went to go to a friend's house who was literally two blocks down to the right. Of course, giving them a call first, letting them know the situation.

And so instead of her driving, now mind you, they came from Sacramento down to Solano, the Fairfield Solano

County area. And she had already I guess fell asleep on the road and hit the side -- her side mirror was missing, things like that. So, of course, being put in that situation I had a choice to make, and I chose to drive them to a friend's CAPITOL REPORTERS (775)882-5322

house. And by the time I made it to the light I was pulled over. Once pulled over, you know, I definitely complied in every way.

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The -- the charge for I guess it was like they tried to give me child endangerment but it did not get filed against me until two months later because we ended up getting pulled over again but for no reason. My sister was actually driving her car. Her two kids were in the back. And the officer came up and said I'm going to file child endangerment against you. At that point he asked for their names and in that course that was filed against me.

BOARD MEMBER BROWN: Thank you.

MS. BURNLEY: Thank you.

BOARD CHAIR NIXON: What are you currently doing?

MS. BURNLEY: I currently work a couple of part-time jobs. I also own a record label. I'm an

entertainer, a mentor. I'm currently still in my sobriety.

18 I also, I run and design graphic arts and marketing for

19 different companies in Nevada. I've been here a year as a

couple of days ago. And I work also part-time as a cashier.

21 I do -- I do music constantly. I write. I work with

22 programs that are still with my hometown in San Diego,

building things around music for children, youth.

My sobriety and this, this happening in 2015, CAPITOL REPORTERS (775)882-5322

completely changed my life. Knowing that when odds are against you and you make choices sometimes you have to own them. And, you know, I literally got sentenced a year. And I was not expecting that, a county year. And because I was homeless myself because of that situation, the judge sat me down. I spent almost seven months and that whole time I chose to try to stay in solitude because literally there was no way around it.

Yes, I had alcohol in my system and yes, I knew that before even going there. I absolutely did. I did not try to fight the case. What I did try to do is tell the truth. My public defender let the Court know. They showed video. They said she was driving absolutely correct. You wouldn't have even know she was drunk. She signaled, did not crash, pulled over.

And just to be honest, you know, it's not about a race thing for me. I never played the race card. It's not. Some people are just very frustrated and they want to get you to a point that they have a reason, you know, and I'm not one of those people. I don't like to give you a reason. I would rather protect myself.

So this took off to a place that I ended up having three years probation, 18 months DUI, 52 weeks parenting class. And I did every single one of them. And I CAPITOL REPORTERS (775)882-5322

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paid all my restitution. And still to this day I have not
1
    even been in contact with a police officer.
2
3
                BOARD CHAIR NIXON:
                                    Fantastic. Thank you.
4
                MS. BURNLEY: Thank you.
                BOARD CHAIR NIXON: Any further questions for the
5
    Board? Hearing no further questions I'll entertain a motion.
6
7
                BOARD MEMBER CORTEZ: This is Board Member
8
    Cortez. First and foremost, congratulations on your
9
    sobriety. I know --
10
                MS. BURNLEY: Thank you so much.
                BOARD MEMBER CORTEZ: -- that that is difficult
11
12
    to overcome.
                MS. BURNLEY:
13
                BOARD MEMBER CORTEZ:
                                       I encourage you to stay on
14
15
    that path. For that reason I am going to motion that we
    grant the appeal and overturn the denial for Ms. Burnley and
16
    grant her the work card.
17
18
                MS. BURNLEY:
                              Thank you very much.
19
                BOARD CHAIR NIXON: Hang on. We have to vote on
20
    it.
                MS. BURNLEY:
21
                              Okay.
22
                BOARD CHAIR NIXON: I have a motion. Do we have
23
    a second?
24
                BOARD MEMBER BEZICK:
                                       This is Bezick.
                                                        I second.
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BOARD MEMBER GRONAUER: Gronauer. I second.
 1
 2
                BOARD CHAIR NIXON: Okay. I have a motion.
 3
    have a second. All in favor say aye.
 4
                (The vote was unanimously in favor of the
 5
    motion.)
                BOARD CHAIR NIXON: Thank you for being
 6
 7
    transparent on your application. Good luck to you.
 8
                              Thank you so much.
                MS. BURNLEY:
 9
                BOARD MEMBER GRONAUER: You're the example.
                                                              I'm
    just going to put this on. You're an example what we like to
10
11
    see. You put the paperwork together. You get with the
12
    investigators. You get this squared away because what we see
    on paper is not always what it is.
13
                MS. BURNLEY: Absolutely.
14
15
                BOARD MEMBER GRONAUER: Okay. But that's all we
16
    have to go on.
                MS. BURNLEY: Yes.
17
                BOARD MEMBER GRONAUER: So and in the environment
18
19
    in the music industry and everything else it's even harder to
    stay on that straight path.
20
21
                MS. BURNLEY: It is.
22
                BOARD MEMBER GRONAUER: It just is. It's the
23
    environment.
24
                MS. BURNLEY:
                              It is.
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BOARD MEMBER GRONAUER: So I applaud you for
1
2
           You're going to have to keep walking that straight
3
           It's hard.
    line.
4
                MS. BURNLEY: Yes.
                                    Yes.
5
                BOARD MEMBER GRONAUER: God bless you.
                MS. BURNLEY: Thank you so much.
6
7
                BOARD CHAIR NIXON:
                                    Thank you.
                Item number 83, Marvin Rogers. Is Marvin Rogers
8
9
    here?
           Okay. We'll trail that one.
                Item number 84, Rodney Hymon.
10
11
                MR. HYMON:
                            Hymon.
12
                BOARD CHAIR NIXON: Hymon, okay. Sorry about
13
    that.
                            Good morning, everyone.
14
                MR. HYMON:
15
                BOARD CHAIR NIXON: Good morning.
                Officer Saladino, excuse me, Investigator
16
    Saladino, can you list why we declined.
17
                INVESTIGATOR SALADINO: Investigator Saladino for
18
19
    the record. Madam Chair, there's quite an extensive arrest
20
    history here. The ones that did get him denied was the 2011
    felony for trafficking in cocaine. That was in Nevada.
21
22
    received a sentence, a minimum of 12 months to 30 months with
23
    Nevada Department of Corrections. This ran concurrent with
                   It looks like he was released from prison on
24
    another case.
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1
    2-17 of '13.
2
                2008, it was a felony possession, unlawful
3
    possession of controlled substance, not for sale, ex-felon in
4
    possession of a firearm, altered serial number. The
    applicant was hit with a probation violation on 2-15 of '11.
5
    The probation was revoked on 5-5 of '11. And the applicant
6
7
    was sent back to prison and released on that February date.
8
                And they continue to go. Do you want me to
9
    continue reading them or?
                BOARD CHAIR NIXON: Board, are there any
10
11
    questions for Mr. Hymon?
12
                BOARD MEMBER GRONAUER: This is Gronauer.
                                                            Good
    morning, Mr. Hymon.
13
14
                MR. HYMON: Good morning, sir.
15
                BOARD MEMBER GRONAUER: I appreciate you
    disclosed all that.
16
17
                MR. HYMON: Yes, sir.
                BOARD MEMBER GRONAUER: That was a big deal.
18
19
    you were released in 2013.
20
                MR. HYMON: Yes, sir.
21
                BOARD MEMBER GRONAUER: Okay. That was Nevada.
22
                MR. HYMON: Yes, sir.
23
                BOARD MEMBER GRONAUER: Department of
24
    corrections?
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MR. HYMON: Yes, sir.
1
2
                BOARD MEMBER GRONAUER: Since then what have you
3
    been doing?
4
                MR. HYMON:
                            Since then -- since I've been out I
5
    have been back to work in public service. I was a manager up
    there, head lead line --
6
7
                BOARD MEMBER GRONAUER: I can't understand you.
                            I said I was in public service.
8
                MR. HYMON:
9
    was the head lead. I stayed there for probably maybe about
    seven months. And then after that there I end up going to
10
    the doctor and finding out about I'm a diabetes and my bullet
11
12
    wounds and everything where I got shot back in 2006. So they
    completely put me on permanent disability.
13
                So at that time so I've just been laying around
14
15
    just trying to, you know, do little odds and ends at work I
    can. You know what I'm saying, trying to keep something
16
    coming in to the household.
17
                BOARD MEMBER GRONAUER: What are you -- I'm sorry
18
19
    to cut you off but I got it.
20
                MR. HYMON: Well, my intention --
                BOARD MEMBER GRONAUER: If you get approved what
21
22
    do you plan to do?
23
                MR. HYMON: Well, if I get approved my intention
    is right now I see that there's a lot of positions to open up
24
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for security work. And I'm not going to sit here and lie to you because I'm a man of God now. I preach the word now for Gospel Temple of Jesus Christ.

4

5

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21

I'm not going to lie to you. I had a couple of guys that has their own company. They pulled me to the side and had me work for them doing security work. And a lot of people that I work for have called me back. And I let them know and explain to them I do not have a guard card. I'm trying to work on getting that. You know what I'm saying. Once I get that then I can be able to come back and work for you guys at your banquet halls and special entertainments and special events for kids and stuff like that. So and then I've just been maintaining.

BOARD MEMBER GRONAUER: You're looking at armed or unarmed?

MR. HYMON: Unarmed. No armed. Unarmed. I want to stay like I am, unarmed.

BOARD MEMBER GRONAUER: How long have you been clean?

MR. HYMON: How long have I been clean? What ya mean clean?

BOARD MEMBER GRONAUER: With drugs.

MR. HYMON: I haven't used no drugs. If you want to you can piss me right now, do whatever you want to.

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1	BOARD MEMBER GRONAUER: No. No.
2	MR. HYMON: I haven't used no drugs. I haven't
3	to be honest I haven't used no drugs. I haven't been on
4	no drugs since 1983. 1993 I was a cocaine I was on
5	cocaine. I'm going to admit I did catch a DUI not too long
6	ago back in 2001, but I haven't had alcohol to drink since
7	then.
8	BOARD MEMBER GRONAUER: Okay. Congratulations.
9	BOARD CHAIR NIXON: So I just wanted to confirm,
10	I did notice in your application that you noted the felonies
11	but you did not disclose the misdemeanors.
12	Investigator Saladino, is that correct?
13	INVESTIGATOR SALADINO: Give me a second to
14	check.
15	MR. HYMON: I paid all that stuff off.
16	BOARD MEMBER CORTEZ: Madam Chair, can I ask a
17	question?
18	BOARD CHAIR NIXON: Sure.
19	BOARD MEMBER CORTEZ: This is Board Member
20	Cortez. Mr. Hymon, question. You indicated that you've been
21	sober. What was the 2020 DUI?
22	MR. HYMON: The 2020 DUI?
23	BOARD MEMBER CORTEZ: One count.
24	MR. HYMON: 2020 DUI, let me think back on that. CAPITOL REPORTERS (775)882-5322

I think that was -- wasn't that -- let me think. 1 2 BOARD MEMBER CORTEZ: Alcohol or drugs? 3 MR. HYMON: That was alcohol. Alcohol. Alcohol. 4 BOARD MEMBER CORTEZ: Alcohol again for the 2009 conviction. 5 6 2009, that's the misdemeanor, right? MR. HYMON: 7 BOARD MEMBER CORTEZ: Correct. MR. HYMON: That had to be for a DUI too. I 8 9 think on my record it should show about three DUI's that got all got broke back down to two DUI's or back down to a number 10 one. Everything has been paid off and time served for 11 12 everything. BOARD MEMBER CORTEZ: Thank you. 13 BOARD MEMBER BROWN: This is Board Member Brown. 14 15 Question for Investigator Saladino. On the arrest listed, number 8, 2020 DUI, I want to confirm that there are, there 16 17 were charges although they were dismissed, there were charges for possession of schedule one, two, three, four controlled 18 19 substances and use or under the influence of those same 20 controlled substances. INVESTIGATOR SALADINO: Yes, that is correct. 21 22 And the court documents show that he was only convicted on Count One for the DUI and sentenced to 120 days and a 685 23 dollar fine. 24

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1	MR. HYMON: Exactly.
2	INVESTIGATOR SALADINO: Counts Two through Four
3	were dismissed. Madam Chair, to answer your question
4	earlier, the applicant, when he came in in August he did
5	disclose felony arrests. So he knew going into the
6	application that he was going to be denied.
7	BOARD CHAIR NIXON: Okay.
8	INVESTIGATOR SALADINO: We would, you know, go
9	ahead with the appeal process.
10	BOARD CHAIR NIXON: Okay. So then you guys work
11	through after the the admission of the felonies you worked
12	through the actual misdemeanors?
13	INVESTIGATOR SALADINO: Correct.
14	BOARD CHAIR NIXON: Okay. Got it, okay.
15	Any further questions from the Board? Hearing no
16	further questions I'll entertain a motion.
17	BOARD MEMBER BEZICK: This is Bezick. I move to
18	overturn the denial and grant the work card.
19	MR. HYMON: Thank you, Lord.
20	BOARD CHAIR NIXON: I have a motion. Do I have a
21	second?
22	BOARD MEMBER GRONAUER: What's the motion?
23	BOARD CHAIR NIXON: He moved to grant the appeal.
24	BOARD MEMBER GRONAUER: Gronauer. I'll second. CAPITOL REPORTERS (775)882-5322

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BOARD CHAIR NIXON: I have a motion.
1
                                                       I have a
2
    second.
             All in favor say aye.
3
                BOARD MEMBER BEZICK:
                                       Aye.
4
                BOARD MEMBER GRONAUER: Aye.
5
                BOARD MEMBER BROWN:
                                      Nay.
                BOARD MEMBER CORTEZ:
6
                                      Nay.
7
                BOARD CHAIR NIXON:
                                    So you have two ayes and one
8
    -- I'm sorry, two ayes. No, I think --
9
                MR. INGRAM:
                             I have two ayes and three nays.
                BOARD CHAIR NIXON: Okay. So two ayes and three
10
           That means unfortunately the motion doesn't pass.
11
    nays.
                                                               I'm
12
    a nay because I think it's time and distance.
                MR. HYMON: Uh-huh.
13
                BOARD CHAIR NIXON: You know, clearly you have an
14
15
    issue with substance abuse. And your last actual incident
    with the law was in 2020. So for me it's a time and distance
16
    issue.
17
                            So what's the time frame?
18
                MR. HYMON:
19
                BOARD CHAIR NIXON: The time frame?
20
                MR. HYMON: Yeah, what's the time frame?
                BOARD CHAIR NIXON: Okay. So you can come back
21
22
    and reapply in one year. You know, don't have any issues
23
    with law enforcement. And for me that gives you a little bit
24
    more time and distance.
                             But you just had an incident in
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So it's a little too soon for me.
1
    2020.
2
                MR. HYMON:
                            Okay, ma'am.
3
                BOARD CHAIR NIXON:
                                    Thank you.
4
                MR. HYMON: So do I have to be -- while I'm here,
5
    since I went down to North Las Vegas Metro and got all my
    police reports, I mean everything that happened. And all I
6
7
    got a question to ask you.
                                I'm not going to get in no more
    trouble until next year this time and after next year this
8
9
    time I'm not going to get in no trouble. The Lord blessed
         I still have my health and strength with all the stuff
10
    that's going on right now today in this world.
11
12
                I just want to know, do I have to go back and put
13
    all of the stuff I had on my application, everything all over
14
    again?
15
                BOARD CHAIR NIXON:
                                    Yes, sir. But they will have
    your application and if you go and speak with them, they will
16
17
    help you through that process.
18
                MR. HYMON:
                            Okay.
                                    Thank you.
19
                BOARD CHAIR NIXON:
                                     Okay.
20
                MR. HYMON:
                            God bless you.
                BOARD CHAIR NIXON:
21
                                    Thank you. Take care.
22
                       Agenda item number 85.
                                                Steven Gumbus, are
                Okay.
    you in the room? Steven Gumbus, okay. We'll trail that.
23
24
                Agenda item number 86, Barry Chapman.
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- Chapman? Nope. Okay. We'll trail that. I'm sorry? 1 No, it's Barry Chapman? No. We'll trail that. 2 3 The next one is agenda item number 87, Mills, 4 Marquace Mills. Thank you, sir. Just to clarify, because 5 people have been walking in, are you under oath? Okay, 6 gotcha. 7 Investigator Saladino, will let us know why we 8 declined his work card. 9 INVESTIGATOR SALADINO: Investigator Saladino for The applicant was denied for failure to 10 the record. 11 disclose. In 2020, in August there was a felony arrest for 12 possession of a schedule one and or two counts of possession to sell. D.A. did deny this case. 13 2017, it was a gross misdemeanor conspiracy to 14 commit a crime. Convicted. Sentenced to nine months in CCDC 15 and three years probation. And the case also started as a 16 possession of schedule one, two, three and for sale. 17 He did receive a probation violation on 7-20 of 18 19 '18. He was dishonorably discharged from probation on 1-22 20 of 2020. 2016, there was a misdemeanor possession of 21
 - 2016, misdemeanor possession of drugs not for CAPITOL REPORTERS (775)882-5322

drugs. He was convicted on Counts One, Three and Four which

was a false statement. And I can't see the other one.

22

23

24

```
sale. 60 days jail suspended and drug counseling.
1
                2015 there was a felony, convicted for possession
2
3
    of marijuana.
                   There was a charge on there for possess or own
    firearm by a prohibited person, domestic battery and
5
    hindering or obstructing an officer.
                When the applicant was arrested for the 2015
6
7
    charge there was also five bench warrants for other cases.
8
                2020 there was a felony arrest for possession or
9
    sale of schedule one, two controlled substance. This was
    denied by the D.A.
10
11
                2017 in February in Nevada, gross misdemeanor
12
    conspiracy to commit a crime. I'm sorry page two is
    repeating itself over again.
13
                BOARD CHAIR NIXON: Okay. Board, are there any
14
15
    questions for Mr. Mills?
                BOARD MEMBER CORTEZ: This is Board Member
16
    Cortez. Mr. Mills, why did you fail to disclose?
17
                MR. MILLS: I didn't read it all the way through.
18
19
                BOARD MEMBER CORTEZ: Fair enough.
20
                MR. MILLS: And I'm -- I'm in the process of
    getting my record sealed right now.
21
22
                BOARD MEMBER CORTEZ:
                                      Okay.
23
                MR. MILLS: My record sealed. This is my SCOPE
24
    right here.
                 I have everything.
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BOARD MEMBER CORTEZ: Okay. I heard you say
1
2
    you're going to get your record sealed. But, again, should
3
    you be denied, you do understand you need to disclose
4
    everything regardless of what the status is of your criminal
5
    history.
6
                MR. MILLS: Uh-huh.
7
                BOARD MEMBER CORTEZ: Clear understanding?
                MR. MILLS: I understand now.
8
9
                BOARD MEMBER CORTEZ: Perfect.
                BOARD CHAIR NIXON: Okay. Any further questions
10
11
    from the Board? Hearing no further questions I'll entertain
12
    a motion.
                BOARD MEMBER CORTEZ: This is Board Member
13
    Cortez. I motion to uphold the denial based on failure to
14
    disclose a number of those.
15
                BOARD CHAIR NIXON: I have a motion. Do I have a
16
17
    second?
                BOARD MEMBER BROWN: This is Brown. I'll second.
18
19
    Also for recency, time and distance.
20
                BOARD CHAIR NIXON: I have a motion. I have a
21
    second. All in favor say aye.
22
                (The vote was unanimously in favor of the
23
    motion.)
24
                BOARD CHAIR NIXON:
                                    Okay.
                                           Motion to continue
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with the denial of your work card. So unfortunately it did
 1
 2
    not pass. You have an opportunity to work with PILB and come
 3
    and apply.
 4
                MR. MILLS: One year, okay. Thank you. Come
    back and fill this all out.
 5
 6
                BOARD CHAIR NIXON: Make sure you list
 7
    everything.
 8
                BOARD MEMBER CORTEZ: You still have to disclose.
 9
                MR. MILLS: Regardless?
                BOARD CHAIR NIXON: Yep.
10
                Item number 88, Timothy Baden?
11
12
                BOARD MEMBER CORTEZ: Baden, B-a-d.
                BOARD CHAIR NIXON: Okay. We'll trail that item.
13
                BOARD MEMBER GRONAUER: Sir, why don't you sit up
14
    front. You seem to have a hard time understanding us. Why
15
    don't you sit up front here so you can hear, okay, because he
16
17
    keeps asking. Thank you. I'm sorry.
                BOARD CHAIR NIXON: Item number 89, Anthony Hues?
18
19
    Anthony Hues? We'll trail number 89.
20
                Number 90, Lui Taulua.
21
                BOARD MEMBER CORTEZ: Taulua.
22
                BOARD CHAIR NIXON: There we go. There we go.
23
                BOARD MEMBER GRONAUER: I don't think he was
24
    sworn in.
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BOARD CHAIR NIXON: No.
                                          Yeah.
1
2
                MR. INGRAM: We have several different.
3
    anyone that's here that's going to be speaking today, if you
4
    have not already been sworn in, please stand. Raise your
5
    right hand.
                BOARD CHAIR NIXON: Mr. Taulua, you as well.
6
7
                (Whereupon, the oath was administered.)
8
                MS. LONG:
                           Thank you.
9
                BOARD CHAIR NIXON: Okay. You're good now.
    Thank you.
10
11
                Investigator Swarthout, can you please let us
12
    know why we declined --
13
                INVESTIGATOR SALADINO:
                                         Saladino.
                BOARD CHAIR NIXON:
14
                                     Huh?
15
                INVESTIGATOR SALADINO:
                                         Saladino.
                BOARD CHAIR NIXON: Watching people walk in is a
16
17
    mess.
           Okay. Go ahead.
                             Sorry.
                INVESTIGATOR SALADINO:
                                         Investigator Saladino for
18
19
    the record.
                 The applicant was denied for disclosure.
                                                            He did
20
    disclose a 2006 felony out of Hawaii for bail jumping.
    was sentenced to five years in prison for this.
21
22
                2006, promote dangerous drugs.
23
                1996, felony robbery. Felon, firearm possession.
24
    Convicted on all counts and was sentenced to 20 years in
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1 prison. 2 The applicant did disclose this. There was one 3 parole violation in December 7th of '06. 4 2006 there was a false impersonate. It showed up 5 on the fingerprints but there was no -- no record of it in the courts. 6 7 In 2006, carried a deadly weapon. 8 prosecution declined to prosecute. And that's it. 9 BOARD CHAIR NIXON: So is this the same where you got the original felonies that declined and then the rest of 10 11 them because I see -- this is a repeat. I see from six --12 from -- I'm sorry, from '05 through the end the disclosed was 13 no. INVESTIGATOR SALADINO: That's correct. 14 But we 15 had disclosure on the felony. So we knew we weren't going to issue the provisional and that's when we worked with the 16 17 applicant to make sure we had the arrest history noted 18 correctly. 19 BOARD CHAIR NIXON: Okay, perfect. 20 Are there any questions for, I'm going to call Sorry. Are there any more questions for Mr. T? 21 you Mr. T. 22 BOARD MEMBER BROWN: This is Board Member Brown. 23 And I know there's some confusion. I actually spoke with 24 Investigator Swarthout about this. For some reason there's a

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duplicate of the charges on another page. But as I see it,
1
2
    there was the felony bail jumping twice in 2006.
    that he did not disclose that, as well as the drugs from
    2006.
           There was the disclosure of the robbery. And then
5
    false impersonation and carrying a deadly weapon. Those also
    show disclosed on the report that I have, not disclosed on
6
7
    the report that I have.
                And then my question to Mr. T would be why did
8
9
    you not disclose those particular charges?
                BOARD CHAIR NIXON: So, Investigator Saladino, do
10
    you want to answer the first part of that.
11
                INVESTIGATOR SALADINO: That is correct the way
12
    it's written on the report.
13
                BOARD CHAIR NIXON: Okay. But --
14
15
                INVESTIGATOR SALADINO: Yeah, we have disclosure
    on the felony robbery --
16
                BOARD CHAIR NIXON:
17
                                    Uh-huh.
                INVESTIGATOR SALADINO: -- from 1996.
18
                                                       Then the
19
    other ones were not disclosed at the time of the application.
20
                BOARD CHAIR NIXON: Did he do his application
    on-line? I'm sorry. You need to answer Brown's, his first
21
22
    question to you.
23
                MR. TAULUA: Well --
24
                BOARD CHAIR NIXON:
                                    Could you repeat your
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1 question. 2 BOARD MEMBER BROWN: This is Board Member Brown 3 for the record. For, Mr. Taulua, why did you disclose some but failed to disclose other felonies. 5 MR. TAULUA: With the robbery? BOARD MEMBER BROWN: No. It shows that you 6 7 disclosed the robbery. There's two other felonies that I see on here that were not disclosed other than the robbery. 8 9 in 2006 involving the promotion of dangerous drugs, drug paraphernalia, DUI, reckless driving. And then another in 10 '96. I'm sorry, there was another one in 2006 for bail 11 12 jumping. It looks like there's two counts. Those were not disclosed. Why did you fail to disclose those? 13 MR. TAULUA: I was incarcerated at the time so I 14 15 don't know how --BOARD CHAIR NIXON: So during your application it 16 asks you about all of your arrests. Did you -- why did you 17 disclose some of them but not all of them. 18 19 MR. TAULUA: I thought it all came together. I 20 got sentenced for that case right there. It was all into 21 one. 22 BOARD CHAIR NIXON: So what do you call --23 MR. TAULUA: So I didn't know. 24 BOARD MEMBER BROWN: Were you -- were you in CAPITOL REPORTERS (775)882-5322

prison in 2006? 1 2 MR. TAULUA: Yes. 3 BOARD MEMBER BROWN: Okay. So I guess my 4 question there is how did you get charged with felonies when 5 you were in prison, bail jumping and promotion of dangerous drugs, DUI. I guess if you were in prison it's hard for you 6 7 to drive a car intoxicated. I'm a little confused. And you may not be able to explain it. I don't know if Investigator 8 9 Saladino can explain it. MR. TAULUA: It might have been because I was 10 11 incarcerated in '94 when this happened, when this case 12 happened. '95 I went in. I got sentenced in '96. I did almost ten years. I got out. And I went back in for -- for 13 the same thing. So violation of the parole. The DUI was 14 15 in -- was in L.A. BOARD CHAIR NIXON: So in 2006 or 2005 were you 16 17 on parole? MR. TAULUA: I was incarcerated. 18 19 BOARD CHAIR NIXON: You were incarcerated. 20 MR. TAULUA: Yes. BOARD CHAIR NIXON: When were you on parole? 21 22 MR. TAULUA: In 2002. 23 BOARD CHAIR NIXON: You were on parole in 2002. 24 BOARD MEMBER CORTEZ: This is Board Member CAPITOL REPORTERS (775)882-5322

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Cortez. I'm going to need some clarification.
1
2
                MR. TAULUA: That came from the same case, the
3
    violation.
4
                BOARD MEMBER CORTEZ: So it's my understanding
    you were charged in 1996, okay. And I'm seeing here that the
5
6
    parole violation occurred in '06, 2006, right?
7
                MR. TAULUA: No.
                                  2002.
8
                BOARD MEMBER CORTEZ: Okay. So I've got
9
    information that you were arrested for a parole violation
    based in 2006. In 2006 you were also convicted of bail
10
11
    jumping. You indicated that you were out of jail in 2005.
12
                MR. TAULUA: I think so.
13
                BOARD MEMBER CORTEZ: Okay.
                                             So after being
    released you picked up some more charges; is that correct?
14
15
                MR. TAULUA: I picked up a DUI in '86 in L.A.
                BOARD MEMBER CORTEZ: No.
                                                I'm talking about
16
                                           No.
    the 2006. If you were released from prison over in 2005,
17
    we've got convictions in 2006 that were not disclosed.
18
19
                MR. TAULUA: They picked me up for being a
20
    fugitive in Hawaii because I was wanted. I went to L.A.
    County before I went back to Hawaii. I went to go do the
21
22
    DUI.
23
                BOARD CHAIR NIXON:
                                    Okay. So in 2006 you were
24
    picked up for bail jumping, promoting dangerous drugs, a DUI,
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false impersonation, special circumstances, carrying a deadly
1
2
    weapon, bail jumping. Oh, so this is like a repeat.
3
                BOARD MEMBER BEZICK: Right.
4
                BOARD CHAIR NIXON: So page two is a repeat.
5
                BOARD MEMBER BEZICK:
                                      Right.
                BOARD CHAIR NIXON: So page one -- 2006 you were
6
7
    picked up for quite a few; is that correct?
8
                MR. TAULUA: Yes.
9
                BOARD CHAIR NIXON: Okay. Why did you not
    disclose the stuff that happened in 2006?
10
11
                MR. TAULUA: I don't know. Because I didn't go
12
    in for that.
                BOARD MEMBER CORTEZ: This is Board Member Cortez
13
            I'm a little confused about your statement because
14
    again.
15
    you had to know that you were convicted of additional
16
    charges.
                MR. TAULUA: I understand.
17
                BOARD MEMBER CORTEZ: So our confusion is why
18
19
    would you not disclose the most current charge even though
20
    you were convicted. I get what you're saying because you're
    under the impression that it was all lumped together.
21
22
    However, these occurred -- what you're trying to say is you
23
    got released from prison and then you picked up an additional
24
    charge literally within the year later.
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MR. TAULUA: Right. 1 2 BOARD MEMBER CORTEZ: My other concern is you 3 failed to disclose. It's a technicality that you've been --4 we've said over and over again. The application is very 5 clear regardless of the disposition of the situation. all I have. 6 MR. TAULUA: I understand because I didn't know 7 because I thought I went back in for the same case, the 8 9 robbery. That's what the parole board gave me. So I went 10 back in to do my eight years. 11 BOARD MEMBER GRONAUER: Sir, excuse me. Sir, 12 excuse me. Again, just trying to put it in chronological order, it all doesn't work together, okay, because in '96 is 13 when most of the charges came together, okay, not all of 14 15 them. So it's not the same case. '96 was you went to -- you went to prison for 16 17 robbery, felony firearm possession, possession of other weapons, and you were convicted of all counts, sentenced to 18 19 20 years. You disclosed that. I get that, okay. Now then you got out of prison at some time, right? 20 21 MR. TAULUA: Yes. 22 BOARD MEMBER GRONAUER: When did you get paroled? 23 Yeah, paroled. 24 MR. TAULUA: When did I get paroled? CAPITOL REPORTERS (775)882-5322

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BOARD MEMBER GRONAUER: Or probation, sorry.
1
2
                MR. TAULUA:
                              2016.
3
                BOARD MEMBER GRONAUER: 2018 you were in prison.
4
    '96 to 2018, that's 12 years.
5
                             2016 when they paroled me, January.
                MR. TAULUA:
                BOARD CHAIR NIXON: That's 20 years. So you did
6
7
    all your time.
8
                MR. TAULUA: I did eight. I was on the work
9
    credit program.
                BOARD MEMBER GRONAUER:
10
                                         Okay.
11
                MR. TAULUA: I went back in.
12
                BOARD MEMBER GRONAUER: All right. It's totally
    confusing because none of this seems to work exactly right.
13
    I mean, there's a charge for promoting dangerous drugs.
14
15
    doesn't fit in that time frame of you being in prison.
                                                             It's
    all over the place. So it's a whole different charge.
16
                                                             And
    you didn't -- you didn't -- you did not disclose that.
17
                So I suggest if you ever have to do this again on
18
19
    any application, whether it's here or for someone else, that
20
    you put it in chronological order and if there's years that
    you're in prison you parenthesize it or you talk to the
21
22
    investigators wherever that may be, okay, before you submit
23
    an application because it's very confusing, sir. I mean,
24
    it's even confusing to you, all right.
                                             So that's it.
                                                            Thank
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you. I appreciate it.

BOARD CHAIR NIXON: Investigator Saladino, were you able to get anything out of that, out of the paperwork?

INVESTIGATOR SALADINO: So looking over the fingerprint report it looks like he was sentenced originally for the robbery in January 16th of 1997. In doing the math it was ten years when they charged him with in April 26 of '07 for the bail jumping and stuff like that so that would meet that time frame from where he did his eight to ten years. Then was out and then was on probation, then picked up the other cases.

BOARD MEMBER GRONAUER: He picked up the other cases. They are not all stemming from the same case except the bail jumping, if he got bailed out. I don't know how he got out of prison. It might have been just you do half your time, all right.

BOARD CHAIR NIXON: Board, are there any further questions?

BOARD MEMBER BROWN: Yes, unfortunately. This is Board Member Brown. All that aside, in reading the applicant information work card history it appears by the report that this gentleman had been previously denied in 2018. So I'm wondering if this is a situation where we saw this and said there's too many felonies. Please come back in a year. He's CAPITOL REPORTERS (775)882-5322

waited multiple years. Is that what is occurring here? 1 I don't know if we have a record of that from 2 3 It doesn't show a date that he applied. But it shows that he had a work card or he applied in 2018, and we denied him because of the felonies. So I'm wondering if in all of 5 the confusion this is a gentleman that has done what we've 6 7 asked him to do and he has come back after a number of years to request a new work card. 8 9 INVESTIGATOR SALADINO: Investigator Saladino for the record. Looking at the record he was denied originally 10 11 in 2018. The denial was upheld at the March 2019 Board meeting where he was told to reapply in a year. So, yes, 12 Mr. Brown, you are correct. 13 BOARD CHAIR NIXON: And so he came back and 14 15 reapplied and still didn't get --BOARD MEMBER BROWN: Still failed to disclose. 16 INVESTIGATOR SALADINO: I'm not sure what 17 happened with the first denial but I think it was a failure 18 19 to disclose on the first. When he came back he already knew he was going to appeal because of the felony robbery. 20 21 BOARD CHAIR NIXON: 22 INVESTIGATOR SALADINO: I think the other ones, 23 you know, were added to it, to the denial report this go 24 around. CAPITOL REPORTERS (775)882-5322

BOARD CHAIR NIXON: So in his application is it 1 2 paper or on-line? Because just if I might, for the on-line 3 application, once you initially write down the robbery it 4 stops you and it has you call the office and work with the team to put in. So then it can be put down as a no 5 disclosure, right, because technically they did because they 6 7 stopped with a felony. If he did it on paper and didn't admit to all of 8 9 the other ones then that's different. So that's why I'm asking that question. 10 Is that? 11 MR. INGRAM: And for the record Kevin Ingram. 12 That is correct. BOARD CHAIR NIXON: 13 Okay. MR. INGRAM: And Board's indulgence. 14 Mr. Saladino is covering for Mr. Swarthout because of the 15 death in the family. So it takes him a little bit longer for 16 him to get this information for you, but he will get you the 17 information. 18 19 BOARD CHAIR NIXON: Yeah. MR. INGRAM: 20 Thank you. BOARD MEMBER CORTEZ: This is Board Member 21 22 Cortez. Mr. Taulua? 23 MR. TAULUA: Yes. 24 BOARD MEMBER CORTEZ: Did you apply on paper or CAPITOL REPORTERS (775)882-5322

```
1
    on-line?
2
                MR. TAULUA:
                             Excuse me?
3
                BOARD MEMBER CORTEZ: Did you apply on a paper or
4
    did you do it on-line?
5
                MR. TAULUA: I filed the paper. I went to the
6
    office.
7
                BOARD MEMBER CORTEZ: So you filed on paper?
8
                MR. TAULUA:
                             Yeah.
9
                BOARD MEMBER CORTEZ: I was not a Board Member in
    2019 I believe. Do you recall why you were denied?
10
11
                MR. TAULUA: Yeah. I was denied but they told me
12
    to come back in a year.
                BOARD MEMBER CORTEZ: Okay.
                                              And when you were
13
    told to come back in a year what specifically were you told
14
15
    to do, do you recall?
                MR. TAULUA: Well, because of the COVID.
16
17
                BOARD MEMBER CORTEZ: Okay. At any moment did
18
    they tell you to disclose everything?
19
                MR. TAULUA:
                             No.
20
                BOARD MEMBER CORTEZ: Okay. And when you applied
    on paper did you read the disclosure that says you need to
21
22
    disclose all of your criminal history regardless of the
23
    disposition? I just want to make sure you had a clear
24
    understanding of what the instructions were.
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MR. TAULUA: Yeah, I didn't know.
1
2
                BOARD MEMBER CORTEZ: Okay. No worries.
3
                MR. TAULUA: Because I thought it was just for
4
    that felony right there. I did not know. I apologize.
5
                BOARD CHAIR NIXON:
                                    Investigator Saladino,
6
    whenever you're ready.
7
                INVESTIGATOR SALADINO: The applicant did apply
8
    on paper, paper, and he did disclose the robbery where he
9
    served as a felon for 20 years.
10
                BOARD CHAIR NIXON:
                                    Okay.
11
                INVESTIGATOR SALADINO: That was the only one
12
    disclosed on the new application.
                BOARD CHAIR NIXON: Okay. So he did disclose the
13
    rest of them, the 2006 stuff?
14
15
                INVESTIGATOR SALADINO: No. Only -- we only had
    the felony robbery on there which would cause the denial.
16
17
    And then, you know, being that he was denied before we did
    put the felony down again.
18
19
                BOARD CHAIR NIXON: And so the rest -- the other
20
    ones, the 2006 and everything else is found by the
    fingerprints.
21
22
                INVESTIGATOR SALADINO: Correct.
23
                BOARD CHAIR NIXON: Anymore questions for the
                   If there's no more questions I'll entertain a
24
            Okay.
                  CAPITOL REPORTERS (775)882-5322
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motion.
1
2
                BOARD MEMBER GRONAUER: This is Gronauer.
3
    motion is to uphold the denial of Lui Taulua because of
    failure to disclose and that's it.
5
                BOARD CHAIR NIXON: I have a motion. Do I have a
6
    second?
7
                BOARD MEMBER CORTEZ: This is Board Member
             I am going to second the motion. I can't stress
8
9
    enough you have to read the fine print and it's actually
             So it's not even fine. This was the second round.
    bolded.
10
11
                BOARD CHAIR NIXON: We have a motion. We have a
12
    second.
             All in favor say aye.
                (The vote was unanimously in favor of the
13
    motion.)
14
15
                BOARD CHAIR NIXON: Motion passes. So you will
    not get your work card this time. And, look, if you have a
16
    hard time understanding the paperwork, this team over here,
17
    the office team, they will help you. So when you go to
18
19
    apply -- you can apply in one year. When you go to apply go
20
    sit down with them and talk to them. They will help you walk
    through it step by step. They have your record so they will
21
22
    walk through and make sure you get everything, okay, but they
23
    will help you. So just go sit down. They are a good team.
24
                MR. TAULUA:
                             So I have to go redo everything
                  CAPITOL REPORTERS (775)882-5322
```

```
again?
1
2
                BOARD CHAIR NIXON: Yes, sir, one year.
3
                BOARD MEMBER CORTEZ: Please disclose everything.
4
                MR. TAULUA: All right.
5
                BOARD MEMBER CORTEZ: That's the technicality
6
    that frustrates us the most.
7
                MR. TAULUA: All right.
                BOARD CHAIR NIXON: But work with that team.
8
9
    They will help you, okay?
10
                MR. TAULUA: All right.
11
                BOARD CHAIR NIXON: Okay. Thank you, sir.
12
                Okay. We're going to take a ten minute break,
           So come back at 10:25.
13
                (Whereupon, a brief recess was taken.)
14
                BOARD CHAIR NIXON: Okay. So we're on agenda
15
    item number 91, Cari Kramer. Are you here? Good morning.
16
17
                I just want to make sure since we had people
    walking in, are you under oath, ma'am?
18
19
                MS. KRAMER: Yes.
20
                BOARD CHAIR NIXON: You are.
                Investigator Saladino, please let us know why we
21
    declined Ms. Kramer.
22
23
                INVESTIGATOR SALADINO: Investigator Saladino for
                 The applicant was denied for disclosing a 2001
24
    the record.
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felony involuntary manslaughter, reckless homicide. 1 2 Convicted of six years in prison. The applicant was paroled on 8-10 of '05 and was discharged from parole on 8-10 of '07. That was out of Illinois. 1973 there was a felony out of Florida for 5 possession of barbiturates and disorderly intoxication. 6 7 adjudication was withheld with two years probation out of Florida. Court documents show that probation ended 8 9 January 31st of 2013. 1987 out of Illinois there was a misdemeanor for 10 11 prostitution. This appears to only be an arrest. The 12 applicant did list her arrest on her application. And she was forthright when asked about the reckless homicide and 13 about, you know, talked about the conviction and the prison 14 15 time and we're here today. BOARD CHAIR NIXON: Okay. Quick question for the 16 investigator. So I'm wondering if this is a typo. In 1973 17 she was arrested for a felony. It said she was suppose to be 18 19 withheld two years probation. But the Court docs found that

21 That's a lot more than two years.

20

22

23

INVESTIGATOR SALADINO: That's correct.

Florida -- from Florida show that probation ended in 2013.

BOARD CHAIR NIXON: Okay. Are there any

24 questions for Ms. Kramer?
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BOARD MEMBER GRONAUER: Good morning.

MS. KRAMER: Good morning.

BOARD MEMBER GRONAUER: This is Gronauer. What have you been doing since 2007?

MS. KRAMER: I went to a culinary school in Chicago called Greater Chicago Food Depository. I got my sanitation license. I went to work for Compass Group which is a corporate food service. I worked there for two years. And then I left there and went to a better job which is Wishbone Restaurants in Chicago. I baked for three restaurants. I was a baker. I baked for three restaurants there.

And then my old Compass Group called me back and said we have a great opportunity for you. We can give you your own kiosk called Carious Creations. It was a name I made up. And then I baked for them, for them in Chicago in Chase Bank and the basement with all of the kiosks of the food court.

And then when I was 58 I got -- I contracted plantar fascitis in my feet, you know, being on my feet, all that. And so I worked like that for two years and paid and then I said I'm done. I couldn't do it anymore. And that was the only profession I knew. And then I got on disability. And then I've been retired with my husband. We CAPITOL REPORTERS (775)882-5322

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moved here three years ago. So I'm 65 now. I was 58 when I
1
2
    stopped working.
3
                And now I want to go back to work. I found a job
4
    that I can do that won't require me being on my feet. It
5
    will be fun. It would bring us extra money because things
    are very tight now. We're both on social security.
6
7
    wanted to be a secret shopper.
8
                BOARD MEMBER GRONAUER: Excuse me, what job is
9
    that?
10
                MS. KRAMER: A secret shopper.
11
                BOARD MEMBER GRONAUER: Okay. All right.
12
                MS. KRAMER: You know, it's very part-time.
13
                BOARD MEMBER GRONAUER:
                                       Okay.
                MS. KRAMER: Very flexible.
14
15
                BOARD MEMBER GRONAUER: I'm sorry. I didn't mean
    to cut you off. I have the answer. So that's what you plan
16
17
    on doing if you get approved for the work card?
18
                MS. KRAMER:
                            Yes.
19
                BOARD MEMBER GRONAUER: Is this the first time
    you've applied for a work card?
20
21
                MS. KRAMER:
                             Yes.
22
                BOARD CHAIR NIXON: Can I ask why the probation
23
    went so long.
24
                MS. KRAMER:
                             What happened was I was very young.
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- I think I was 17 years old. And we were in Florida visiting
 my grandmother, my mother and I. And then I had this charge
 because I was reckless, young teenager. And then I was sent
 -- put on probation. And I said -- you know, they said you
 have to finish your probation in Chicago.

 Well, my mother said to me, oh, don't worry about
- it. It's in Florida. You don't have to do it. So I

 listened to my mother. And then we were on a cruise. And

 then they arrested me on the cruise for this 1974 conviction.

 And then, of course, that was let go. That was dismissed,

 and that's why the probation didn't end until then. I never

 did any probation for the 1974. I was young. I was

 listening to my mother.
 - BOARD CHAIR NIXON: Okay. Board, are there any other questions? Okay. Hearing no other questions I'll entertain a motion.
- BOARD MEMBER GRONAUER: This is Gronauer. I'll make a motion to approve the appeal of Ms. Cari Kramer and a reason for that is time and distance.
- BOARD CHAIR NIXON: We have a motion. Do we have a second?
- BOARD MEMBER BROWN: Brown. I'll second.
- BOARD CHAIR NIXON: So sorry.

14

15

16

BOARD MEMBER BROWN: Brown. Second. CAPITOL REPORTERS (775)882-5322

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BOARD CHAIR NIXON: Okay. I have a motion.
1
                                                              Τ
2
    have a second. All in favor say aye.
3
                (The vote was unanimously in favor of the
4
    motion.)
5
                BOARD CHAIR NIXON:
                                    Congratulations.
                MS. KRAMER: Thank you very much. I appreciate
6
7
    it.
                BOARD MEMBER GRONAUER: Thank you for following
8
9
    all of the rules. That's the biggest.
                BOARD CHAIR NIXON: Okay. Item number 92,
10
11
    Antonio Outten. Good morning.
12
                MR. OUTTEN: Good morning.
13
                BOARD CHAIR NIXON: Hang on one second.
                MR. OUTTEN:
14
                             Sure.
15
                BOARD CHAIR NIXON: Investigator Saladino, why
    did we move to decline Mr. Outten?
16
                INVESTIGATOR SALADINO: Investigator Saladino for
17
                 The applicant was denied for disclosing a 2000
18
    the record.
19
    felony grand theft conviction. The applicant was granted his
    California 1203.4 and 17 (b) reduction for this case on
20
    July 28th of 2021. The applicant provided the court
21
    documents. He was not made provisional, as he did disclose
22
23
    on his application, and he's here today for the appeal.
24
                BOARD CHAIR NIXON:
                                    Were there any questions for
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1
    Mr. Outten?
2
                BOARD MEMBER GRONAUER: You pronounce it
3
    Mr. Outten?
                MR. OUTTEN: Yes, sir.
5
                BOARD MEMBER GRONAUER: Mr. Outten, if you're
6
    approved what do you plan on doing with your card?
7
                MR. OUTTEN: A process server. That incident
    happened when I was a college student.
8
9
                BOARD MEMBER GRONAUER: I didn't understand.
10
                MR. OUTTEN: As a process server.
11
                BOARD MEMBER GRONAUER: Oh, okay.
12
                MR. OUTTEN: I've been a process server working
13
    in the legal field for like the last 20 plus years.
    incident happened when I was in college. I had my own
14
15
    process serving company in Los Angeles, working for various
    law firms, also in Arrowhead and in DC. And I moved here
16
17
    right before the pandemic hit.
                And I work for First Legal right now as a process
18
19
    server specialist running the servers in the middle part of
20
    the country. But I wanted to get my license back here.
    I knew that application had to disclose everything even if it
21
22
    was dismissed or not.
23
                BOARD MEMBER GRONAUER: I'm sorry.
                                                     Where are you
    working now?
24
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MR. OUTTEN: First Legal under Chris Dobb which
1
2
    is my supervisor. They do great legal work here. They're an
3
    attorney service.
4
                BOARD MEMBER GRONAUER: How long have you been
5
    working for First Legal?
                MR. OUTTEN: Two years now. I moved out here
6
7
    right before the pandemic hit in February. That was my goal
    to get with them and eventually process serve. But now I run
8
9
    the service right now so that's the next step up so I can
    serve for them.
10
11
                Also in the future I want to get my, well, near
12
    future my notary license and possibly my private
    investigator's license, you know.
13
                BOARD MEMBER GRONAUER: Mr. Ingram, First Legal,
14
15
    your license or the attorney office?
                MR. INGRAM: I have to defer to Investigator
16
17
    Saladino. He has access to those records, First Legal.
                                                              Не
18
    has to look that up.
19
                I have to address something. Mr. Outten?
20
                MR. OUTTEN: Yes, sir.
21
                MR. INGRAM: You are aware that what you're
22
    applying for is a registered work card, correct?
23
                MR. OUTTEN: Yes, sir.
24
                MR. INGRAM:
                             Not a license.
                                             Okay.
                                                     So the
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```
registered work card allows you to work for a licensed
1
2
    company --
3
                            Yes, sir.
                MR. OUTTEN:
4
                MR. INGRAM: -- only, not independent.
                             Yes, sir.
5
                MR. OUTTEN:
                MR. INGRAM: Okay. I just wanted to make sure.
6
7
                MR. OUTTEN: Uh-huh.
8
                BOARD CHAIR NIXON:
                                    Thank you.
9
                INVESTIGATOR SALADINO: What's the full name of
    the company?
10
11
                MR. OUTTEN: First Legal attorney service out of
12
    Henderson, Nevada, North Valley Parkway.
                INVESTIGATOR SALADINO: It sounds like it's an
13
    actual attorney's office. You don't have them in the
14
    database.
15
                MR. INGRAM: Can you verify that in the internet.
16
17
    Thank you.
                BOARD CHAIR NIXON: And what do you do for them
18
19
    now again?
20
                MR. OUTTEN: I'm a service and process
    specialist. I run the dispatch, all the work for the process
21
22
    servers in the middle part of the country from like Utah,
    Colorado, Chicago, Tennessee.
23
24
                BOARD CHAIR NIXON: Are you actually running the
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process servers here in Nevada?
1
2
                MR. OUTTEN: No. That's not my -- another
3
    co-worker runs the Nevada part. You know, I just run the
4
    middle part of the country, dispatching work to them.
5
                BOARD MEMBER GRONAUER: So you never served
6
    process here?
7
                MR. OUTTEN: No, not yet because I have to get my
8
    work card. You know, Nevada is pretty strict in their
9
    requirements.
10
                INVESTIGATOR SALADINO: It is a legal firm in
    Henderson, Nevada.
11
12
                BOARD CHAIR NIXON: Are there any further
    questions?
13
14
                BOARD MEMBER GRONAUER:
                                        Yeah.
                                                Investigator
15
    Saladino, they're a legal firm. Are they lawyers?
16
                MR. OUTTEN:
                             No.
17
                BOARD MEMBER GRONAUER: Are there attorneys?
18
                INVESTIGATOR SALADINO: Correct. Yes.
                                                         There are
19
    attorneys.
20
                MR. OUTTEN: They are an attorney service.
                INVESTIGATOR SALADINO: Attorney service?
21
22
                MR. OUTTEN: Yes.
23
                BOARD MEMBER GRONAUER: So you understand what
24
    I'm trying to get at.
                           If they're is served for a licensed
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firm, licensee or a straight attorney can serve.
1
2
                MR. OUTTEN: Yeah, they are licensed.
3
                BOARD MEMBER GRONAUER: Pardon?
4
                MR. OUTTEN: They are licensed. And their
5
    headquarters is based out of Cali but they have a big branch
6
    out of Nevada as well, I mean Henderson.
7
                BOARD CHAIR NIXON: While we're looking that up,
    are there any further questions for Mr. Outten?
8
9
                BOARD MEMBER BROWN: This is Board Member Brown.
    One quick question. Your conviction in 2000, was that
10
11
    involving a repossession? It states grand theft, money,
12
    labor, property?
                MR. OUTTEN:
                            It was a check when I was in
13
    college. I deposited a bad check into my account. You know,
14
15
    I needed rent. I just lost my mother, you know, young
    college student back then. That's no excuse for that. You
16
    know, I paid my restitution, probation. Paid everything I
17
    needed to on that. And, again, it was a mistake which
18
19
    followed me for a little while.
20
                BOARD MEMBER BROWN: Okay. Thank you. Nothing
21
    further.
22
                INVESTIGATOR SALADINO: Investigator Saladino for
    the record. So, yes, First Legal DBA, they are operating
23
    under the name American Legal Investigation Services, Nevada
24
                  CAPITOL REPORTERS (775)882-5322
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Inc. DBA First Legal, license number 1452. 1 2 BOARD MEMBER GRONAUER: Thank you. All right. 3 Mr. Executive Director, you understand what I was trying to 4 get at apparently? 5 MR. INGRAM: Oh, absolutely. And I apologize. My laptop is my tower at the office. So, therefore, I don't 6 7 have the ability to VP in --8 BOARD MEMBER GRONAUER: Yeah. 9 MR. INGRAM: -- to do the search. That's why I 10 have to defer to Investigator Saladino. 11 BOARD MEMBER GRONAUER: I appreciate you looking 12 that up. Absolutely. 13 MR. INGRAM: BOARD CHAIR NIXON: Okay. So if there's no 14 15 further questions, are there any further questions from the There's no further questions I'll entertain a motion. 16 Board? BOARD MEMBER BROWN: This is Board Member Brown. 17 18 I move that we grant the appeal and allow Mr. Outten to get 19 his work card. 20 BOARD MEMBER CORTEZ: This is Board Member I'll second that motion. 21 Cortez. 22 BOARD CHAIR NIXON: We have a motion. We have a 23 second. All in favor say aye.

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24

(The vote was unanimously in favor of the

```
1
    motion.)
2
                BOARD CHAIR NIXON: Congratulations, sir.
                                                            The
3
    motion passes.
                MR. OUTTEN: Thank you very much.
                BOARD CHAIR NIXON:
5
                                    Item number 93, Larson.
6
                MR. LARSON: Abe.
7
                BOARD CHAIR NIXON: Abe. That is easy.
                                                          Good
8
    morning.
9
                MR. LARSON: Good morning.
                BOARD CHAIR NIXON: Investigator Saladino, can
10
11
    you please let us know why we declined --
12
                BOARD MEMBER GRONAUER: Were you sworn in?
                BOARD CHAIR NIXON: Oh, I'm sorry. Were you
13
14
    sworn in?
15
                MR. LARSON: Yes.
                BOARD CHAIR NIXON: I saw that too. Yeah.
16
                                                             Thank
17
    you.
                INVESTIGATOR SALADINO: Investigator Saladino.
18
19
    The applicant was denied for failure to disclose a 2008
20
    felony possession of controlled substance for sale, transport
21
    controlled substance, possession of controlled substance
22
    paraphernalia. He was convicted on all counts. Sentenced to
23
    prison. He was stayed and placed on probation for three
    years out of California.
24
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On August 13th of '13 the applicant was granted a 1203.4 reduction and dismissal for this case. Documents were located.

2016, this one was disclosed for misdemeanor possession of a controlled substance paraphernalia. It has been yet to have been adjudicated because he has an active warrant for this case.

2002, felony arrest out of California for possession of controlled substance, possession of a controlled substance paraphernalia. This was dismissed. The applicant did enter a deferred entry of judgment program for this case for 18 months.

The applicant listed that he had an active warrant on the application. And he's also circled yes for being a convicted felon but did not disclose what the felony convictions were for.

BOARD CHAIR NIXON: Any questions from the Board?

BOARD MEMBER BROWN: This is Board Member Brown.

I'll ask the question we asked a lot of these folks. Why did you fail to disclose these arrests, sir?

MR. LARSON: I didn't -- I actually didn't mean to not disclose. The situation surrounding the application was a group -- was a group setting. It was sort of expedited. I didn't mean to actually just overlook it. I do CAPITOL REPORTERS (775)882-5322

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apologize for that. That is no excuse. But I wanted to make
1
2
    sure that I disclosed everything, you know, everything
    actually, just details were a little foggy.
4
                I knew I was going to actually probably -- I
5
    actually knew I was going to do this. So I was ready for it.
    So I apologize for that, you know, being negligent on the
6
7
    application process. But I didn't want to be responsible
8
    for.
9
                BOARD MEMBER BROWN:
                                     Okay. Going along with that
    you said you would be ready for this. Have you taken care of
10
11
    that warrant?
12
                MR. LARSON: Not yet. I'm sorry about that.
                                                              The
    situation around that time I was moving back and forth from
13
    California to here. So I just haven't gotten to it and --
14
15
                BOARD CHAIR NIXON: That was five or six years.
                                    Well, actually 2017.
16
                MR. LARSON: Four.
17
    dates are mixed up. Yeah, five years.
                BOARD CHAIR NIXON: 2016.
18
19
                MR. LARSON: Yes. Yeah, 2016 so, yeah, six
20
    years, I know. It's -- that's not right. I know I can take
21
    care of it now.
22
                BOARD CHAIR NIXON:
                                    Okay.
23
                BOARD MEMBER GRONAUER: This is Gronauer.
                                                           Ιf
24
    you're moving back and forth for five years, sooner or later
```

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you're going to be in somebody else's car moving back and
1
2
    forth just going one way.
3
                MR. LARSON: Yes.
4
                BOARD MEMBER GRONAUER: You have to get that
5
    taken care of.
6
                MR. LARSON: Yes, sir.
7
                BOARD MEMBER GRONAUER: I'm just going to leave
8
    it there. Thank you.
9
                BOARD CHAIR NIXON: Any further questions from
    the Board?
10
11
                MR. LARSON: Can I?
12
                BOARD CHAIR NIXON: Hearing no further questions
    I'll entertain a motion.
13
14
                BOARD MEMBER GRONAUER: This is Gronauer. My
15
    motion is to uphold the denial for Mr. Larson. And the
    reason is he has active warrants out and failed to disclose.
16
17
                BOARD CHAIR NIXON: I have a motion. Do I have a
18
    second?
19
                BOARD MEMBER BROWN: Brown. I'll second.
20
                BOARD CHAIR NIXON: I have a motion. I have a
21
    second. All in favor say aye.
22
                (The vote was unanimously in favor of the
23
    motion.)
24
                BOARD CHAIR NIXON:
                                    So your appeal is not
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granted. However, you do have the possibility to come back 1 2 later. 3 MR. LARSON: Uh-huh. 4 BOARD CHAIR NIXON: Please take care of that 5 warrant and make sure you disclose everything. 6 MR. LARSON: Okay. 7 BOARD CHAIR NIXON: And we'll be able to consider 8 it a little bit better. Thank you. 9 MR. LARSON: Uh-huh. BOARD CHAIR NIXON: Item number 94, Brett Smith. 10 11 Brett Smith? Okay. We'll trail that. 12 Item number 95, Vincent Stevenson. Vincent Stevenson? Okay. We'll trail 975. 13 Item number 96, Damon Deas. Damon? Good 14 15 morning, sir. MR. INGRAM: Madam Chair? 16 17 BOARD CHAIR NIXON: Are you under oath, sir? 18 MR. DEAS: Yes. 19 BOARD CHAIR NIXON: Investigator Saladino, can 20 you please let us know why we declined Mr. Deas. 21 MR. DEAS: Thank you. 22 INVESTIGATOR SALADINO: Investigator Saladino for 23 the record. The applicant was denied for a 2006 felony 24 trafficking in controlled substance out of Nevada. He was

convicted and placed in NSP for a minimum of 24 to

120 months. The original arrest had nine counts, all dealing

with drugs, transfer, sale. The applicant was granted parole

on 11-24 of '09 and was rearrested on 5-17 of '11 for parole

violation and sent back to High Desert State Prison.

2000 out of Nevada there was a felony where he was convicted for unlawful -- unlawful person to import, transport, manufacture controlled substance. He was also convicted to NSP again for 12 to 32 months.

1998, a felony out of Nevada for unlawful possession of sale substance classified as a schedule one. Convicted of 12 months to 24 months. Suspended. To be placed on three years probation.

The applicant was rearrested -- was arrested on 1-29, 2000 and 5-5 of 2000 for parole -- for probation violations. On 6-5 of 2000 the applicant's probation was revoked.

2012 there was a traffic offense where he wasn't registered as a felon. The D.A. denied that charge.

My notes here says the applicant did not disclose any of his arrests. And when he appealed he did disclose some of them. The applicant is required to register as a convicted person and appears to be currently registered. On the application he circled no if he had ever been convicted CAPITOL REPORTERS (775)882-5322

of a felony.

BOARD CHAIR NIXON: Any questions from the Board?

BOARD MEMBER BROWN: Sir, this is Board Member

Brown. Good morning to you. The simple first question is

why did you fail to disclose these arrests?

MR. DEAS: What happened was when I got the application, my fiance, if you look at the application, you can see her handwriting. And if you look at the answers on the test and also my signature you can tell that that's my handwriting.

Now she did tell me make sure you overlook the F before you turn it in. Two days went by because I had to take a test, and I was studying for the test. And then when I did, when I got done with the test, you know, put my name and I just turned it in, wasn't thinking to go back and make sure everything was in order. And, you know, because you can look. She put down with it's her handwriting. But the answers and everything was my handwriting. So I just messed up.

BOARD MEMBER BROWN: Okay. The second part of my question would be you have some trouble following rules that when you fail to follow them you can go to jail. What's going to give us the confidence -- what's going to give us the confidence you're going to follow the rules that we have CAPITOL REPORTERS (775)882-5322

- even though this is something that won't put you in jail if
 you fail to follow our rules.
- MR. DEAS: What's going to keep me there is, you
- 4 know, continuing to do the right thing. I stayed out of
- 5 trouble since, what, 2006. I haven't been in no trouble.
- 6 I'm working, taking care of home. My life has turned around
- 7 dramatically. I just bought a home. I'm a transporter at
- 8 Westgate which now currently I'm getting one day a week, two
- 9 days a week. So now I'm looking for ship parts, just trying
- other things to try to make up the other half of my job. I
- 11 currently lost my insurance. So, again, what's going to keep
- 12 me here is pushing for my family. Pushing for my kids.
- 13 Pushing for myself.
- 14 BOARD MEMBER BROWN: Okay. Sir, you say that
- 15 you've done well. You haven't had any trouble since 2006.
- 16 But we have arrests in 2010, 2011 and 2012. That's a number
- 17 of years after 2006.
- 18 MR. DEAS: I apologize. That was with drugs. I
- 19 haven't dealt with drugs since then.
- 20 BOARD MEMBER BROWN: Okay. But you have made
- 21 some mistakes since then.
- 22 MR. DEAS: Yeah, I haven't been no -- I stayed
- 23 away from drugs, selling drugs completely.
- BOARD MEMBER BROWN: Okay. Thank you.

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MR. DEAS: Again, my life has changed.
1
                                     Okay. Thank you. Nothing
2
                BOARD MEMBER BROWN:
3
    further.
4
                BOARD CHAIR NIXON: Any further questions?
                BOARD MEMBER CORTEZ: This is Board Member
5
             Did you really throw your girlfriend under the bus?
6
    Cortez.
7
                MR. DEAS: Huh?
                BOARD MEMBER CORTEZ: Did you really throw your
8
9
    girlfriend under the bus for your application?
                MR. DEAS: No. Listen, I'll prove to you right
10
11
    now.
12
                BOARD CHAIR NIXON: She doesn't know you have
13
    felonies?
                                I mean she knew that I went to
14
                MR. DEAS:
                           No.
15
    prison, but I don't know what she was thinking when she
    handed this to me.
16
17
                BOARD CHAIR NIXON: Okay.
                MR. DEAS: Listen to me. Listen to me.
18
                                                          Ι
19
    promise you I can call her. She's at work. If she answered
20
    that phone right now I can prove to you guys --
21
                BOARD MEMBER CORTEZ: Hang on one second.
22
                MR. DEAS: -- I'm telling the truth.
23
                BOARD MEMBER CORTEZ: I would prefer you just
    took responsibility instead. I made the mistake in having
24
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somebody else fill out my application.
 1
 2
                MR. DEAS: And I own up to that, seriously, I
 3
    really do.
 4
                BOARD MEMBER CORTEZ: All right. That's all I
 5
    have.
                BOARD CHAIR NIXON: Any questions from the Board?
 6
 7
                Yes, sir, go ahead.
 8
                MR. DEAS: If I may speak. I'm going to ask for
 9
    your guys' to help me out with my life. I'm just here trying
    to take care of my family and continue to be a better person
10
    and with you guys help that will put me in line to do that.
11
12
    Right now I'm trying to apply to get my license, and I need
    your guys' help. Please. Thank you.
13
14
                BOARD CHAIR NIXON: I appreciate that.
15
                Any questions from the Board?
                BOARD MEMBER GRONAUER: I have more of a
16
17
    statement than anything. Mr. Deas, you asked us for our
    help, okay.
18
19
                MR. DEAS:
                           Yes.
20
                BOARD MEMBER GRONAUER: And I understand that.
    But you were sitting here for a while and heard previous
21
22
    people of not reporting their things.
23
                MR. DEAS: Yes.
24
                BOARD MEMBER GRONAUER:
                                         All right.
                                                     It seems like
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you're putting yourself back on the right track and I 1 2 appreciate that. But you just have to understand, I think 3 Commissioner Brown said it best, you know, you have to learn how to follow all the rules. 5 MR. DEAS: Yes. BOARD MEMBER GRONAUER: No matter where you're 6 7 You have to help yourself, okay. at. 8 MR. DEAS: Yes. 9 BOARD MEMBER GRONAUER: Don't let anybody else fill out your application. I don't care what -- no. 10 Hold 11 I'm giving you some direction. That's all, all right. on. 12 MR. DEAS: Yes, sir. And so if you fill out an 13 BOARD MEMBER GRONAUER: application again anywhere, anywhere in the world, okay, you 14 15 make sure you fill it out. You answer the questions. Make no mistakes, and that way it will be better because right now 16 you saw earlier all of the things that we were talking about 17 18 to everybody. 19 MR. DEAS: Understood, yes. 20 BOARD MEMBER GRONAUER: Not particular to you or anything else what happens here, okay. 21 22 MR. DEAS: Yes.

23

24

BOARD MEMBER GRONAUER: Whatever happens here is But I'm just saying understand this whole particular to you. CAPITOL REPORTERS (775)882-5322

- process. It's not we don't like you or whatever you. 1 It has 2 to do with you have to help yourself. Thank you. 3 BOARD CHAIR NIXON: I can tell you, sir, as a 4 Board Member and we all feel the same way, we want nothing 5 more than to approve these licenses and put you to work. I mean, we do. 6 7 MR. DEAS: Yes. 8 BOARD CHAIR NIXON: We understand people have 9 hard times. MR. DEAS: Yes. 10 11 BOARD CHAIR NIXON: And unfortunately we have to 12 go through the voting process and there is a process to 13 follow. So are there any questions from the Board? Okay. 14 15 Hearing no further questions I'll entertain a motion. BOARD MEMBER GRONAUER: This is -- this is 16 Gronauer. As much as it is, I think a motion to deny the 17 18 appeal of Mr. Damon Deas, the reason for mainly not 19 disclosure. That's it. 20 BOARD CHAIR NIXON: We have a motion. Do we have a second? 21 BOARD MEMBER BROWN: This is Board Member Brown. 22
- BOARD CHAIR NIXON: I have a motion. I have a CAPITOL REPORTERS (775)882-5322

I will second.

23

```
second. All in favor say aye.
1
2
                (The vote was unanimously in favor of the
3
    motion.)
4
                BOARD CHAIR NIXON: Sir, come back in one year.
5
    Please note everything on your application.
                BOARD MEMBER GRONAUER: Meet with the
6
7
    investigators so you can get some information.
                BOARD CHAIR NIXON: I have number 97, Jeremy
8
9
    Webb.
           Is Jeremy Webb in? We'll trial number item is 97.
                Item number 98, Asia Clark-Moore. Good morning.
10
11
                MS. CLARK-MOORE: Good morning.
12
                BOARD CHAIR NIXON: Are you under oath, ma'am?
                MS. CLARK-MOORE: Yes, I am.
13
                BOARD CHAIR NIXON: Investigator Saladino, can
14
15
    you.
                INVESTIGATOR SALADINO:
                                         Investigator Saladino.
16
17
    The applicant want was denied for a 1998 felony assault with
    a deadly weapon. The applicant was granted a 1203.4
18
19
    reduction and dismissal on this conviction on November 23rd
20
    of 2020.
                There was also a 2005 misdemeanor battery that
21
22
    was dismissed. It was not disclosed but it was found on the
23
    fingerprints but it was dismissed.
                There was a 2000 misdemeanor for vandalism under
24
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\$400 out of California. That was also dismissed. 1 2 The applicant, once she applied, she provided the 3 1203.4 documents and disclosed the arrest for that 1998 conviction. 5 BOARD CHAIR NIXON: Are there any questions for 6 Ms. Moore? BOARD MEMBER CORTEZ: This is Board Member 7 8 Cortez. As we asked everybody else, Ms. Clark-Moore, why did 9 you fail to report the 2005 and the 2000 conviction or 10 arrest? 11 MS. CLARK-MOORE: Honestly, I recently filed for 12 custody for my niece because she was in the system. I wasn't going to do anything with the family. I've been making do. 13 Oh, I've been making do with it. So I was excited that they 14 15 allowed me to be a foster parent. Once I was able to get all of this disclosed -- all of that expunged. 16 So once I did that I was so excited about it that 17 honestly I didn't even remember those two because they were 18 19 dismissed in my life. I didn't even remember them. 20 dealing with the felony alone all these years and having to go back and talk about it so many times in order for me to 21 22 just live a normal life again, I honestly forgot about it. 23 BOARD MEMBER CORTEZ: Just so I'm clear, failed 24 to disclose because you applied or was granted a foster CAPITOL REPORTERS (775)882-5322

```
1
    parent.
2
                MS. CLARK-MOORE: Say that again. I'm sorry.
3
                BOARD MEMBER CORTEZ: You failed to disclose or
4
    you did not disclose it because you were in the process of
5
    being a foster parent?
                MS. CLARK-MOORE: No.
                                       No.
                                            No.
                                                  I didn't
6
7
    disclose it because I forgot about it. I totally, it's been
    so long even with the felony. The felony has always been the
8
9
    issue for me not being able to do a lot of things when it
    comes to licensing and things like that.
10
11
                And once I got the actual foster care license and
12
    passed all the backgrounds and everything I decided to fill
    out for this. I do need extra jobs. But for the most part I
13
    honestly forgot about them. I didn't even think about it.
14
15
    So I didn't even remember them honestly.
                BOARD MEMBER CORTEZ: So you recall the 1998
16
17
    felony but did not recall the 2005?
                                         When they just mentioned
                MS. CLARK-MOORE: Yeah.
18
19
    it right now I'm like oh, my God. So I didn't --
20
                BOARD MEMBER CORTEZ: Thank you.
                MS. CLARK-MOORE: Honestly I didn't even
21
22
    remember.
23
                BOARD CHAIR NIXON: And they were just arrests.
24
                INVESTIGATOR SALADINO:
                                        Correct.
                                                  No charges were
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filed.
            They were arrests only.
1
                BOARD CHAIR NIXON: Again, it was under $400.
2
3
                Any further questions from the Board? No further
4
    questions I'll entertain a motion.
                BOARD MEMBER CORTEZ: This is Board Member
5
             I do grant the appeal and overturn the denial based
6
    Cortez.
7
    on time and distance and that they were charges that were
    dismissed. However, you've heard it all this morning.
8
9
    Everything needs to be disclosed.
                MS. CLARK-MOORE: I definitely understand that.
10
    I do apologize.
11
12
                BOARD CHAIR NIXON: We have a motion. Do we have
13
    a second?
                                      This is Board Member Brown.
14
                BOARD MEMBER BROWN:
    I'll second.
15
                BOARD CHAIR NIXON: I have a motion. I have a
16
17
    second. All in favor say aye.
                (The vote was unanimously in favor of the
18
19
    motion.)
20
                BOARD CHAIR NIXON: It's granted. So the PILB
    will contact you for the next steps of getting your card,
21
22
    okay.
23
                MS. CLARK-MOORE: Thank you.
24
                BOARD CHAIR NIXON:
                                     You're welcome.
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Okay. So we'll go back to where we started. We
1
    had a few items that were trailed. We'll try to close that
2
    out. We started today at 77, right?
                BOARD MEMBER GRONAUER: Yes.
5
                BOARD CHAIR NIXON: Okay. So we've trailed item
    number 78. Is Ricky O'Neal here? Ricky O'Neal? Okay.
6
7
    Would it be easier to just do a motion for all of them now as
    we go through them and close them out?
8
9
                Okay. So we have item number 78, Ricky O'Neal.
    He is not present. I'll entertain a motion on this item.
10
11
                BOARD MEMBER CORTEZ: This is Board Member
12
    Cortez.
             I motion to uphold the denial. I just want to make
13
    note for the record there is an active case.
                BOARD CHAIR NIXON: I have a motion. Do we have
14
15
    a second?
                                     Brown. I'll second.
16
                BOARD MEMBER BROWN:
17
                BOARD MEMBER GRONAUER: I second.
                BOARD CHAIR NIXON: We have a motion. We have a
18
19
    second. All in favor say aye.
20
                (The vote was unanimously in favor of the
21
    motion.)
22
                BOARD CHAIR NIXON:
                                    Motion passes.
23
                Item number 79, Mr. Purdum, okay. Item 79,
24
    Mr. Purdum is not in the room.
                                    I'll entertain a motion.
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BOARD MEMBER GRONAUER: This is Gronauer.
                                                           I make
1
2
    a motion to uphold the denial, Christopher Purdum. He's a no
3
    show.
4
                BOARD CHAIR NIXON: We have a motion. Do we have
5
    a second?
6
                BOARD MEMBER BROWN: Brown will second.
7
                BOARD CHAIR NIXON: All in favor -- we have a
8
    motion. We have a second. All in favor say aye.
9
                (The vote was unanimously in favor of the
    motion.)
10
11
                BOARD CHAIR NIXON: Motion passes. Item number
12
    81, Andre Moore. Andre Moore? Okay. I'll entertain a
    motion for item number 81, Andre Moore.
13
                BOARD MEMBER CORTEZ: This is Board Member
14
15
    Cortez. I motion to uphold the denial. I also want to place
    on the record that it's my understanding Mr. Moore was
16
    incredibly unprofessional with the PILB staff. I wish he was
17
    here to explain himself.
18
19
                BOARD CHAIR NIXON: We have a motion. Do we have
20
    a second?
                BOARD MEMBER GRONAUER: Gronauer. Second.
21
22
                BOARD CHAIR NIXON: I have a motion. I have a
23
    second. All in favor say aye.
                (The vote was unanimously in favor of the
24
                  CAPITOL REPORTERS (775)882-5322
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motion.)
1
2
                BOARD CHAIR NIXON: The motion passes.
3
                Item number 83, Marvin Rogers. Marvin Rogers?
4
    He is not -- item number 83, Marvin Rogers is not in the
           I'll entertain a motion.
5
    room.
                BOARD MEMBER CORTEZ: Board Member Cortez.
6
7
    Motion to uphold the denial for the no show.
                BOARD CHAIR NIXON: I have a motion. Do I have a
8
9
    second?
                BOARD MEMBER BROWN:
10
                                     Brown.
                                              Second.
11
                BOARD MEMBER GRONAUER: Gronauer. Second.
12
                BOARD CHAIR NIXON: I have a motion. I have a
             All in favor say aye.
13
                (The vote was unanimously in favor of the
14
15
    motion.)
                BOARD CHAIR NIXON: Item number 85, Steven
16
    Gumbus.
17
                MR. INGRAM: Madam Chair, if I may.
18
19
                BOARD CHAIR NIXON:
                                    Yes.
20
                MR. INGRAM: For the record, everyone in the room
    will need to be sworn in prior to testimony.
21
                BOARD CHAIR NIXON: Okay. So we'll do that all
22
23
              If you could please stand and raise your right
    at once.
24
           You're going to get sworn in.
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(Whereupon, the oath was administered.) 1 2 MS. LONG: Okay. I heard them all. Thank you. 3 BOARD CHAIR NIXON: That's okay. 4 Investigator Saladino, would you please let us 5 know why we declined Mr. Gumbus' application. INVESTIGATOR SALADINO: Investigator Saladino for 6 7 the record. The applicant was denied for a 2001 carry concealed dirk or dagger out of California. Was sentenced to 8 9 nine days in jail and one year probation. This case was dismissed under 1203.4 on March 21st of '08. And the 10 applicant did provide court documents for this arrest. 11 12 1994, misdemeanor domestic violence out of California. This was dismissed. 13 1983, misdemeanor for receiving known stolen 14 15 property, take vehicle without owner's consent. Convicted on both counts and sentenced to 24 months probation. 16 applicant did provide court documents for this arrest as 17 well. 18 19 The applicant was originally denied and was 20 upheld on September 1st, 2020, for nondisclosure for the DV and the receiving known stolen goods. 21 22 The applicant disclosed all of the arrests at this time. He does have an active California or did have an 23 active California guard card from October 6th of '97 to 24 CAPITOL REPORTERS (775)882-5322

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October 31st of 2020. And he is back again. We have
1
2
    disclosure on all the arrests.
3
                BOARD CHAIR NIXON: Thank you, sir.
4
                Board, are there any questions for Mr. Gumbus.
5
    Everybody else hears that too.
6
                MR. INGRAM: Hears what?
7
                BOARD MEMBER GRONAUER: Mr. Gumbus?
                MR. GUMBUS: Yes, sir.
8
9
                BOARD MEMBER GRONAUER: Good morning.
10
                MR. GUMBUS: Good morning.
11
                BOARD MEMBER GRONAUER: Good morning to you, sir.
12
                MR. GUMBUS: Good morning to you, sir.
                BOARD MEMBER GRONAUER: I appreciate you coming
13
           If you get granted a card what will you be doing with
14
    back.
15
    it?
                MR. GUMBUS: I will be looking for employment in
16
    mobile patrol. I've worked over 33 years in Bell Air Mobile
17
    Patrol.
18
19
                BOARD MEMBER GRONAUER: Armed or unarmed?
20
                MR. GUMBUS: Armed, sir.
                BOARD MEMBER GRONAUER: You know you have to get
21
22
    a different card for armed security.
23
                MR. GUMBUS: Yes, sir.
24
                BOARD MEMBER GRONAUER:
                                        You haven't been in any
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```
1
    trouble at all.
 2
                MR. GUMBUS: No, sir.
 3
                BOARD MEMBER GRONAUER: Since the last --
 4
                MR. GUMBUS: No, sir, and never will be.
 5
                BOARD MEMBER GRONAUER: Okay. I appreciate that,
 6
    sir. Thank you.
 7
                BOARD CHAIR NIXON: Any further questions from
 8
    the Board?
 9
                BOARD MEMBER BEZICK: Mr. Gumbus, thank you for
    disclosing all of the information as requested. The Board
10
11
    certainly appreciates it. This is Bezick.
12
                BOARD CHAIR NIXON: Hearing no further questions
    I'll entertain a motion.
13
                BOARD MEMBER CORTEZ: This is Board Member
14
15
    Cortez. I motion to grant the appeal and overturn the
    denial. Thank you for doing exactly what.
16
17
                MR. GUMBUS: Thank you.
                BOARD CHAIR NIXON: I have a motion. Do we have
18
19
    a second?
20
                BOARD MEMBER GRONAUER: Gronauer. Second.
21
                BOARD CHAIR NIXON: I have a motion. I have a
22
    second. All in favor say aye.
23
                (The vote was unanimously in favor of the
24
    motion.)
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BOARD CHAIR NIXON: Congratulations. 1 2 MR. GUMBUS: Thank you. I would just like to say I relocated from California, and I've given up my California 3 4 I'm very proud to be now a resident in Las Vegas, 5 Nevada. And I had a whole year waiting for this moment so I just want to thank you guys. I'm really excited to be a 6 7 security officer in Las Vegas, Nevada. Thank you. BOARD CHAIR NIXON: Congratulations. And good 8 9 luck to you. MR. GUMBUS: Thank you guys very much. 10 11 BOARD CHAIR NIXON: We're going back to item 67. 12 Ms. Sheena Viewins was the one that was driving in from California to make it in time. She's here now, item 67. 13 MS. VIEWINS: I'm a travel nurse. So that's my 14 15 main job what I do. And I had -- when I came here in Nevada I'm in the process of trying to transfer. I'm working on 16 reciprocity from Oklahoma. My nursing license is originally 17 from Oklahoma. And I had applied in California when I was 18 19 there. And then I tried to transfer it here. And so in the 20 process of trying to do that you still gotta have some type of income coming in and so I applied for Safe Management. 21 22 And when I applied for Safe Management, you know, I would go to the ballpark and work the new stadium. And I 23 24 think where the mix up had came in is the board -- the CAPITOL REPORTERS (775)882-5322

licensor or I don't know what they are, but the investigator,
when he's looking at my file it doesn't originally show that
it's not a felony, and it's not a felony. I get all the time
for it and all that. But then he looked at my paperwork and
I think that's where the mix up came in.

BOARD CHAIR NIXON: Okay. We'll let

7 Mr. Saladino.

INVESTIGATOR SALADINO: Investigator Saladino for the record. So the applicant was originally denied for forgery in the second degree out of Oklahoma where she received a five-year deferred sentence, 40 hours of community service and supervised probation.

This wasn't originally disclosed on the application. However, when she applied in July she came back and brought the arrest history form in October. For some reason it didn't get uploaded correctly. So I didn't have a chance to see that she did disclose after, you know, being made provisional.

Reviewing the court documents and the fingerprint report it does show, the way the dates go they kind of went backwards. And once the deferred sentence was approved and restitution was paid, it was reduced to a misdemeanor. So I do have that in the fingerprint report that it did get reduced to a misdemeanor.

BOARD CHAIR NIXON: Okay. But regardless if it 1 2 was a misdemeanor or a felony, nothing was disclosed at the 3 time of the application. 4 INVESTIGATOR SALADINO: Correct. 5 BOARD CHAIR NIXON: Okay, got it. Are there any 6 questions from the Board? 7 BOARD MEMBER GRONAUER: Ms. Viewins? 8 MS. VIEWINS: Yes. 9 BOARD MEMBER GRONAUER: Good morning to you. 10 Were you sworn in? 11 MS. VIEWINS: Yes. 12 BOARD MEMBER GRONAUER: Okay. I thought I saw you sit back. I'm sorry. I didn't know. Okay. All right. 13 No problem. We have all of that. You say you're a traveling 14 15 nurse. MS. VIEWINS: Yes, sir. 16 17 BOARD MEMBER GRONAUER: Bless you. Thank you for 18 all of that. Okay. Thank you. That's all I have. 19 BOARD CHAIR NIXON: Are any other questions from 20 the Board? If there are no further questions I'll entertain 21 a motion. 22 BOARD MEMBER GRONAUER: This is Gronauer. Okay. 23 I make a motion to grant -- to grant the appeal of Sheena 24 Viewins' registration card. Do I have to give a reason. The

```
reason is time and distancing. Reporting seems to be proper
 1
 2
    in the end.
 3
                BOARD MEMBER CORTEZ: This is Board Member
 4
    Cortez. I'll second the motion.
 5
                BOARD CHAIR NIXON: We have a motion. We have a
    second. All in favor say aye.
 6
 7
                (The majority of the vote was in favor of the
 8
    motion.)
 9
                BOARD CHAIR NIXON: I'm going to vote -- so we
    have three, four in favor. I'm going to vote nay only
10
11
    because I'm going to stick with the fact it wasn't disclosed
12
    during the initial application which is a requirement.
    However, your appeal has been approved.
13
14
                MS. VIEWINS: Thank you so much.
15
                BOARD CHAIR NIXON: So work with the PILB and
    they will help you.
16
17
                MS. VIEWINS: Okay. Thank you, ma'am.
                When I got here I was trying to comply with the
18
19
    speeding rules. But when I got here at 4:00 I'm like in
20
            I'm like please tell me somebody is in there. And
    tears.
    she's like, well, they're going to meet tomorrow. I'm like
21
22
    thank God I can get some kind of rest. But then I'm all
23
    nervous because I'm like.
24
                BOARD CHAIR NIXON:
                                    Okay.
                                           So item number 86,
```

Barry Chapman. Are you in the room? Good morning. 1 2 still morning. You're under oath. 3 MR. CHAPMAN: Yes. 4 BOARD CHAIR NIXON: We just did that. So hang on 5 one second. We're going to have Investigator Saladino let us know why they declined your application. Okay. 6 7 Investigator Saladino. INVESTIGATOR SALADINO: Investigator Saladino for 8 9 the record. The applicant was denied for a 1994 misdemeanor, CCW on a person out of California and carrying a loaded 10 11 firearm in a public place. He was convicted on both counts. 12 Did two days in jail and 12 months probation. 1997, misdemeanor DUI. He was convicted and 13 listed this on his application. However this case was not 14 15 found on the fingerprint report. The applicant was not made provisional as he did disclose the arrest when he applied. 16 And the only other arrest is when he was a minor. 17 18 BOARD CHAIR NIXON: Does the Board have any 19 questions for? 20 BOARD MEMBER GRONAUER: Yes, Madam Chair. Again, good morning to you, sir. 21 22 MR. CHAPMAN: Good morning. 23 BOARD MEMBER GRONAUER: What do you do now? 24 MR. CHAPMAN: Warehouse manager, been with the CAPITOL REPORTERS (775)882-5322

```
same company for 23 years.
1
2
                BOARD MEMBER GRONAUER: Wow.
                                              Good record right
3
            If you get approved for this card what do you plan on
    doing with it?
5
                MR. CHAPMAN: Just extra income, event staffing
    part-time, event staffing, like working at the ballpark,
6
7
    things like that, yeah.
8
                BOARD MEMBER GRONAUER:
                                         I have nothing else.
9
                BOARD CHAIR NIXON: Any further questions from
    the Board? Hearing no further questions I'll entertain a
10
    motion.
11
12
                BOARD MEMBER GRONAUER: This is Gronauer.
                                                            I'11
    make a motion to grant the denial of Mr. Barry Chapman for
13
    reason time and distance.
14
15
                BOARD CHAIR NIXON: You're granting it or
    overturning it?
16
                BOARD MEMBER GRONAUER: That's what I meant.
17
                BOARD MEMBER CORTEZ: So this is Board Member
18
19
    Cortez. I second the motion to grant the appeal and overturn
20
    the denial.
21
                BOARD CHAIR NIXON: So we have a motion. We have
22
    a second. All in favor say aye.
23
                (The vote was unanimously in favor of the
    motion.)
24
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BOARD CHAIR NIXON: Thank you. Work with the
1
2
           They will get you to the next steps. Okay.
3
    very much.
                BOARD MEMBER GRONAUER: Isn't that what I said?
5
                BOARD CHAIR NIXON: Kind of.
                BOARD MEMBER CORTEZ: You granted the denial.
6
7
                MR. INGRAM: Madam Chair, for the record, I
    wasn't sure. Did we get both -- two ayes in the north.
8
9
                BOARD CHAIR NIXON: I heard two.
10
                MR. INGRAM: Okay.
                                    Thank you.
11
                BOARD CHAIR NIXON: Item number 88, Timothy
12
    Baden.
            Okay. Timothy Baden is not in the audience. So item
    number 88. I'll entertain a motion.
13
                BOARD MEMBER GRONAUER: I'm not touching it.
14
15
                BOARD MEMBER BROWN: This is Board Member Brown.
    I move to uphold the denial.
16
17
                BOARD CHAIR NIXON: I have a motion. I have a
18
    second.
19
                BOARD MEMBER CORTEZ: This is Board Member
20
    Cortez. I second the motion. I uphold the denial for a no
    show.
21
22
                BOARD CHAIR NIXON: We have a motion. We have a
23
    second. All in favor say aye.
24
                (The vote was unanimously in favor of the
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motion.)
1
2
                BOARD CHAIR NIXON: Okay. Motion passes.
3
                Item number 89, Anthony Hues. Good morning, sir.
4
                Investigator Saladino?
5
                INVESTIGATOR SALADINO: Investigator Saladino.
6
    The applicant was denied for a 1988 felony out of Illinois
7
    for manufacturing or delivering heroin. It was a conviction
    there. 1991 out of Illinois, misdemeanor criminal damage to
8
9
    property and battery. Both counts were dismissed.
                1991, possess look alike controlled substance
10
    which was also dismissed.
11
12
                1991, misdemeanor for disorderly conduct and
    resist public officer. Count One, disorderly conduct was
13
    dismissed and was convicted on the obstruct and resist public
14
    officer. That was a misdemeanor.
15
                1990, misdemeanor for possession with intent to
16
    cocaine based and possession of a firearm during drug
17
    trafficking in Illinois. This was also dismissed.
18
19
                1990, out of Tennessee, it was theft of property
20
                This appears to only be an arrest.
    over $500.
21
                1989, there was a misdemeanor out of Illinois for
22
    aggravated assault where he was convicted.
23
                1988, misdemeanor for obstruct or unlawful
                            Count One for the obstruction was
24
    possession of cannabis.
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dismissed. Convicted and served some jail time for the 1 possession of cannabis out of Illinois. 2 3 1988, misdemeanor theft, less than \$300, first 4 offense. There was a conviction. 1986, out of Illinois, criminal damage to 5 6 He was convicted. property. 7 The applicant came into the office and stated he did not remember all of his arrests that they were all from 8 9 the late '90s. Court staff did help him find the arrest out of Illinois which the applicant disclosed on his application. 10 I wish we could have used you 11 BOARD CHAIR NIXON: 12 as a poster child of how to do this and sit down with the Board or with the licensing. Poster child on how to do this, 13 right, because this was a long time ago. 14 15 I'm sorry. Any questions from the Board? BOARD MEMBER BROWN: This is Board Member Brown. 16 No questions. I don't know if it's something that we need to 17 be concerned with, but the report that we have shows the 18 19 first five charges then a repeat of those five charges. We 20 didn't see any of the other charges that Investigator Saladino said. Hopefully that can be corrected on the 21 22 official record. 23 INVESTIGATOR SALADINO: Investigator Saladino.

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We found a formatting issue when we were

24

That is correct.

saving them or moving them over into the file. We have since 1 2 then corrected that formatting issue. So hopefully moving 3 forward we won't have that repeat of the first page again. MR. CHAPMAN: Okay. Thank you. 5 And thank you, Mr. Hues, for doing the right 6 thing. 7 MR. HUES: Oh, you're welcome. BOARD MEMBER GRONAUER: So we should take and put 8 9 Mr. Saladino's card into a bank. BOARD CHAIR NIXON: Or Mr. Swarthout. 10 11 BOARD GRONAUER: Oh, Swarthout. 12 BOARD CHAIR NIXON: He's not even here. BOARD MEMBER GRONAUER: Well, do them both. 13 BOARD CHAIR NIXON: Okay. If there's no 14 15 question, further questions I'll entertain a motion. BOARD MEMBER BROWN: This is Board Member Brown. 16 17 I move to, I'm sorry, to overturn the appeal and grant Mr. Hues his work card or overturn the denial, sorry. 18 19 Bobby G. in my head. 20 BOARD MEMBER GRONAUER: Welcome aboard. BOARD CHAIR NIXON: Okay. We have a motion. 21 Do 22 we have a second? 23 BOARD MEMBER CORTEZ: This is Board Member 24 Cortez. I motion to second or to second granting the appeal

```
and overturning the denial.
 1
 2
                BOARD CHAIR NIXON: Okay. So we have a motion.
 3
    We have a second. All in favor say aye.
                (The vote was unanimously in favor of the
 4
 5
    motion.)
                BOARD CHAIR NIXON: Thank you. You will be
 6
 7
    granted your work card.
 8
                MR. HUES:
                           Thank you.
 9
                BOARD CHAIR NIXON: You did it right. So thank
10
    you for your patience.
11
                BOARD MEMBER CORTEZ: You get the applause.
12
                BOARD CHAIR NIXON: Yeah, so please work with the
           They will help you.
13
    PILB.
                MR. HUES: Thank you.
14
15
                BOARD CHAIR NIXON: Thank you, sir.
                BOARD MEMBER GRONAUER: Good luck to you.
16
17
                BOARD CHAIR NIXON: We'll still go through all
    the trails. We're going to close them out.
18
19
                Okay. Brett Smith, okay. I'll entertain a
20
    motion for item number, agenda item number 94, Brett Smith,
    who is not present.
21
22
                BOARD MEMBER CORTEZ: This is Board Member
23
    Cortez. I motion to uphold the denial for the no show.
24
                BOARD CHAIR NIXON:
                                    We have a motion. Do we have
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1
    a second?
2
                BOARD MEMBER BROWN: Brown will second.
3
                BOARD CHAIR NIXON: We have a motion. We have a
4
    second. All in favor say aye.
5
                (The vote was unanimously in favor of the
6
    motion.)
7
                BOARD CHAIR NIXON: Item number 95, Vincent
    Stevenson, okay. Vincent Stevenson is not in the room.
8
9
    entertain a motion.
                BOARD MEMBER CORTEZ: Board Member Cortez. I
10
11
    motion to uphold the denial for the no show.
12
                BOARD CHAIR NIXON: We have a motion. Do we have
13
    a second?
                BOARD MEMBER BROWN: Brown will second.
14
15
                BOARD CHAIR NIXON: We have a motion. We have a
16
    second. All in favor say aye.
17
                (The vote was unanimously in favor of the
    motion.)
18
19
                BOARD CHAIR NIXON: The only one left is 97,
20
           Item number 97, Jeremy Webb, who is not in the room.
    We'll entertain a motion.
21
22
                BOARD MEMBER BROWN: This is Board Member Brown.
23
    I move to uphold the denial for the no show.
24
                BOARD CHAIR NIXON:
                                     We have a motion. Do we have
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1	a second?
2	BOARD MEMBER CORTEZ: This is Board Member
3	Cortez.
4	BOARD CHAIR NIXON: Now we have a second.
5	BOARD MEMBER CORTEZ: I second the motion for the
6	denial on the no show.
7	BOARD CHAIR NIXON: We have a motion. We have a
8	second. All in favor say aye.
9	(The vote was unanimously in favor of the
10	motion.)
11	BOARD CHAIR NIXON: Okay. This section is, we
12	did Board comments and future agenda items yesterday.
13	So section for public comment, since we have no
14	public, that item is addressed and move on.
15	And so the next item is adjournment. Adjourned.
16	Thank you. Thanks, guys, for your patience.
17	MR. INGRAM: Good seeing everybody again. Take
18	care.
19	BOARD CHAIR NIXON: Take care.
20	
21	
22	
23	
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1	STATE OF NEVADA,)
2	CARSON CITY.)
3	
4	I, KATHY JACKSON, Official Court Reporter for the
5	State of Nevada Private Investigators Licensing Board, do
6	hereby certify:
7	That on Tuesday, the 11th day of January, 2022, I was
8	present at 1919 College Parkway, Carson City, Nevada, for the
9	purpose of reporting in verbatim stenotype notes the
10	within-entitled public meeting via Zoom;
11	That the foregoing transcript, consisting of pages 279
12	through 381, is a full, true and correct transcription of my
13	stenotype notes of said public meeting.
14	
15	Dated at Carson City, Nevada, this 24th day
16	of January, 2022.
17	
18	
19	KATHY JACKSON, CCR
20	Nevada CCR #402
21	
22	
23	
24	CAPITOL REPORTERS (775)882-5322

	380:15	altered (1)	365:7,11,17,19,22;	306:19;311:15;
\$	adjudicated (1)	307:4	369:9;372:9,15;	315:11;316:8;320:17;
	347:6	although (1)	375:6;376:7,10	335:11,12;347:8;
\$300 (1)	adjudication (1)	311:17	applicant's (2)	351:2;359:3,10;
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