

PRIVATE PROTECTIVE SERVICES NEWSLETTER

North Carolina Private Protective Services Board

January 2013

Director's Comments

This newsletter contains information regarding actions taken by the Private Protective Services Board (PPSB), as well as important industry information. When unlicensed activity is reported to the PPSB, the matter is investigated by the field staff and a report is generated. When there is credible evidence that an unlicensed individual or a company is providing PPS services or advertising that they can provide such services without being licensed, PPSB issues a Cease and Desist Order and Notice of Hearing is sent to the violator.

During 2012 PPS received a total of 29,732 applications, issued 24,419 registration cards, investigated 51 complaints and conducted 300 background investigations.

Grievance Committee

The Grievance Committee is made up of 7 members of the Board to review complaints, audits and activities that may violate North Carolina General Statute 74C and the administrative rules. The Board conducts an investigation and the Committee holds an informal hearing to review the report and to allow the licensee to respond. The Committee then makes a preliminary decision and recommends whether the case should be closed or whether some action is warranted. The licensee may appeal the recommended decision and a formal hearing will then be held in the Office of Administrative Hearings. It is important to note that the Committee is merely making an informal recommendation and the decision is not final until all appeals have been completed.

The Grievance Committee made the following recommendations to the Private Protective Services Board (PPSB) during the August 30, 2012 Board meeting:

Consent Agreement

Case Number: 2011-PPS-041A

Lynn Allen Hoosier
Metro Security & Investigative Services, Inc.

Allegation: Violation of G.S. 74C-11(a), 12 NCAC 07D .0701, 12 NCAC 07D .0706, 74C-13(a), 12 NCAC 07D .0801, 12 NCAC 07D .0806.

Recommendation: Mr. Lynn Allen Hoosier and Metro Security & Investigative Services, Inc. enter into and pay a consent in the amount of \$999.60 for 25 registration violations.

Case Number: 2011-PPS-039

Dya Singh Khalsa
Akai Security, Inc.

Allegation: Violation of G.S. 74C-2(a), 74C-8(a), 74C-9(b), 12 NCAC 07D .0203, 74C-13(a), 12 NCAC 07D .0801, 12 NCAC 07D .0806

Recommendation: Mr. Khalsa and Akai Security, Inc. enter into and pay a consent in the amount of \$1,836.00 for providing security guard and patrol services without being properly licensed. .

Case Number: 2012-PPS-004

Brandon James Dean
Silbar Security Corporation.

Allegation: Violation of G.S. 74C- Recommendation: Mr. Dean and Silbar Security Corporation enter into and pay a consent in the amount of \$612.00 for 5 registration violations.

Case Number: 2012-PPS-012

Lance Adrian Jones Sr.
Safe & Secure Worldwide Protection Group, LLC.

Allegation: Violation of G.S. 74C-11(a), 74C-13(a)

Recommendation: Mr. Jones and Safe & Secure Worldwide Protection Group, LLC enter into and pay a consent in the amount of \$795.65 for 5 registration violations.

Cease and Desist

Case Number: 2011-PPS-027

Stephen Howard Solomon
Intercounty Public Safety Traffic Patrol

Allegation: Violation of G.S. 74C-2(a), 74C-13(a)
Recommendation: Mr. Stephen Howard Solomon and Intercounty Public Safety Traffic and Patrol be issued a Cease and Desist for holding himself out as security guard and patrol company without being properly licensed. Carrying a firearm in the course of performing security guard and patrol duties without having first met the qualifications of the Board.

The Grievance Committee made the following recommendations to the Private Protective Services Board (PPSB) during the October 25, 2012 Board meeting:

Consent Agreement

Case Number: 2012-PPS-024

Lewis Glover Jr.
Knight Protective Services

Allegation: Violation of G.S. 74C-13(a), 12 NCAC 07D .0701(a), 12 NCAC 07D .0706(a)
Recommendation: Mr. Lewis Glover Jr. and Knight Protective Services enter into and pay a consent in the amount of \$1,288.20. for 10 registration violations.

Case Number: 2012-PPS-028

Cleveland Lamar Bridges
American Citadel Guard, Inc.

Allegation: Violation of G.S. 74C-11(a), 12 NCAC 07D .0701(a), 12 NCAC 07D .0706(a)
Recommendation: Mr. Cleveland Lamar Bridges and American Citadel Guard, Inc. enter into and pay a consent in the amount of \$7,711.20 for 63 registration violations.

Case Number: 2012-PPS-054A

Stephen Anthony Tarsitano
Crime Prevention Security Patrol

Allegation: Violation of G.S. 74C-13(a), 74C-13(b), 12 NCAC 07D .0806(a)
Recommendation: Mr. Stephen Anthony Tarsitano and Crime Prevention Security Patrol enter into and pay a consent in the amount of \$489.60 for 4 registration violations.

Cease and Desist

Case Number: 2012-PPS-022

Justin Boram
Aramark Corporation

Allegation: Violation of G.S. 74C-2(a)
Recommendation: Mr. Justin Boram and Aramark Corporation be issued a Cease and Desist for providing security guard and patrol services without being properly licensed.

The Grievance Committee made the following recommendations to the Private Protective Services Board (PPSB) during the December 13, 2012 Board meeting:

Consent Agreement

Case Number: 2012-PPS-018

Robin Brewer Johnson
Imperial Guard and Detective Service, Inc.

Allegation: Violation of 12 NCAC 07D .0203, 74C-11(a), 12 NCAC 07D .0701, 12 NCAC 07D .0706, 74C-13(a), 12 NCAC 07D .0806.

Recommendation: Mr. Robin Brewer Johnson and Imperial Guard and Detective Service, Inc. enter into and pay a consent in the amount of \$9,628.80 for 68 registration violations and one unlicensed period.

Case Number: 2012-PPS-027

Roger Lee Ladd
N.C. Detective Agency, Inc.

Allegation: Violation of G.S. 74C-13(a), 12 NCAC 07D .0806(a), 12 NCAC 07D .0701(a), 12 NCAC 07D 0706(a).

Recommendation: Mr. Roger Lee Ladd and N.C. Detective Agency, Inc. enter into and pay a consent in the amount of \$2,631.60. for 20 registration violations.

Cease and Desist

Case Number: 2012-PPS-025

Christopher E. Lee
Pipeline Event Management, LLC

Allegation: Violation of G.S. 74C-2(a)
Recommendation: Mr. Christopher E. Lee and Pipeline Event Management, LLC be issued a Cease and Desist for engaging in the security guard and patrol profession without being properly licensed.

Case Number: 2012-PPS-026

Theodore Tracy Walker
Securemaxx

Allegation: Violation of G.S. 74C-2(a), 74C-13(a)
Recommendation: Mr. Theodore Tracy Walker, Andre Hatcher, Paul Monahan and Securemaxx be issued a Cease and Desist for providing security guard and patrol services without being properly licensed.

Case Number: 2012-PPS-032

Melvin Dewitt Downing
Triton Security Services, Inc.

Allegation: Violation of G.S. 74C-2(a)
Recommendation: Mr. Melvin Dewitt Downing and Triton Security Services, Inc. be issued a Cease and Desist for engaging in the security guard and patrol profession without being properly licensed.

Case Number: 2012-PPS-035

Cameron Hughes
C-Side Event Security, LLC

Allegation: Violation of G.S. 74C-2(a)
Recommendation: Mr. Cameron Hughes and C-Side Event Security, LLC be issued a Cease and Desist for engaging in the security guard and patrol profession without being properly licensed.

Revocation

Not listed
Currently under appeal

Note: To read more about disciplinary action taken by PPSB go to www.ncdoj.gov/PPS.aspx. Click meetings and minutes and read the Grievance and/or Screening report of your choice.

For Your Information

North Carolina House Bill 799

An Act to Allow Licensing by Endorsement for Military Personnel and Military Spouses

North Carolina House Bill 799 states that occupational licensing Boards shall issue a license, certification, or registration to a military-trained applicant to allow the applicant to lawfully practice the applicant's occupation in this state **if the applicant's specialty is substantially equivalent to or exceeds** the State's requirements and upon application the applicant satisfies the conditions in Section 1(a).

The Bill also states that occupational licensing Boards shall issue a license, certification, or registration to a military spouse to allow the military spouse to lawfully practice the military spouse's occupation in this state **if the applicant's specialty is substantially equivalent to or exceeds the states requirements and** upon application the applicant satisfies the conditions in Section 1(b).

To read **House Bill 799** in its entirety go to the North Carolina General Assembly's website at: <http://www.ncleg.net/>

Public Comment Period

The Private Protective Services Board has adopted a Public Comment Period that will be held at each regular Board meeting. The comment period will give members of the public the opportunity to offer comments and suggestions to the Board. The discussion may include topics not appearing on the Board's agenda.

Citizens will be held to time limits. For example, each individual may speak for a maximum of five minutes during the Public Comment period. Subjects requiring more time for discussion may be added by unanimous consent of the

Board to the Board's agenda. Citizens who wish to speak during the Public Comment period will be required to register to speak on a form provided by the Board at the beginning of the Board meeting.

Licensee's Statement of Continuing Education

All licensees who have a license that is scheduled to be renewed must provide the PPS Licensing Section the original continuing education attendance certification form and the original licensee's statement of continuing education hour's form. The CE attendance certification form is provided by the instructor and the licensee's statement of continuing education hours is located on the PPS web site at www.ncdoj.gov/PPS.aspx. Once you have accessed the website, you will need to click on continuing education. If the licensee fails to submit documentation verifying 12 hours of CE credit within 90 days of the expiration of the license, per G.S. 74C, the license can't be renewed.

Training & Education Committee

Firearms Trainers: At the December 2010 T & E committee meeting Mr. Stevens stated that an issue had come up regarding the language for the sequence of Armed Certification in the Training Manual. Mr. Johnson recommended that the following language be inserted under number 11 in the Training Manual:

As it concerns yearly requalification for the Armed recertification class, the PPSB would prefer all classroom topics be taught prior to any live fire exercises or qualification. However, it is a requirement that the certified trainer present, at a minimum, the blocks concerning Safety and Marksmanship before any live fire is conducted.

MOTION BY SHERIFF ASHE TO ACCEPT THE CHANGE; SECONDED BY MR. JOHNSON; MOTION CARRIED.

At the December 13, 2012 T & E committee meeting firearms trainers who fail to renew their unarmed guard trainer certification was discussed. The committee ruled that a firearms trainer must maintain his/her unarmed guard trainer certification in order to teach the unarmed guard course.

Equifax Credit Check

Application for Licenses Rule Update: 12 NCAC 07D .0201(a) (6) has been amended to require applicants for licenses to submit an Equifax credit check. The credit check must have been run within thirty days of the application submission date.

The rule requires the credit check for the initial application. There is no requirement for the renewal of the license. Furthermore, the rule applies to those individuals applying for a license only. Credit checks **are not** required for individuals applying for unarmed or armed registrations or instructor certifications. The applicant must review, sign and date the Equifax credit check verifying its authenticity and the applicant's approval of items listed on the credit check.

Photographs

The Private Protective Services Registration section has been experiencing problems with the PPSASL-Photo account. According to the Department of Justice IT section companies are sending in photos that exceed the megapixels, 320X240 or 1280x960. Please follow the instructions below when submitting photos.

Applicants are **required** to submit digital photos in JPG format by e-mail. Submit digital photos in JPG format by e-mail (PPSASL-Photos@ncdoj.gov) or by submitting them on a compact disc (CD). **E-mail is the preferred method.** If you are submitting photos on CD or diskette they should always be sent along with the application(s) in which the photograph(s) will be used with. Please utilize the following format when naming the photo on e-mail, CD or diskette:

Doe.John.Joseph.2587.type.jpg., which is the last name, first name, middle name, last four digits of their social security number and the type should be either licensee or registrant.

N.C.G.S. 14-269.2

Over the past few weeks, the PPS Section has received several calls from licensees regarding armed guards on school property. Please note that G.S.14-269.2 prohibits armed guards on educational property unless they meet the following exemptions:

A person registered under Chapter 74C of the General Statutes as an armed armored car service guard or an armed courier service guard when acting in the discharge of the guard's duties and with the permission of the college or university.

A person registered under Chapter 74C of the General Statutes as an armed security guard while on the premises of a hospital or health care facility located on educational

property when acting in the discharge of the guard's duties with the permission of the college or university.

2013 Board Meeting Dates

The PPS Board has set the following dates and locations for its regularly scheduled meetings through December 2013. Please note that the 2013 Private Protective Services Board meetings that will be held in Raleigh will convene at the Holiday Inn, Crabtree Valley, 4100 Glenwood Ave. Raleigh, NC 27612, (919) 782-8600.

<u>Date</u>	<u>Location</u>
Feb 19-21	Raleigh (3 days)
April 17-18	Wilmington
June 19-20	Raleigh
August 21-22	Asheville
October 22-24	Raleigh (3 days)
December 11-12	Raleigh

2013 Board CEU Training Dates

The PPS Board has set the following continuing education training dates for the industry:

<u>Date</u>	<u>Location</u>	<u>Time</u>
Apr 18	Wilmington	1:00 p.m.
Aug 22	Asheville	1:00 p.m.
Dec 12	Raleigh	1:00 p.m.

Note: Additional training dates in Charlotte & Greensboro will be announced and posted on the PPSB website.

Website

The PPS Board can be located at www.ncdoj.gov/PPS.aspx.

The website is a valuable tool in fulfilling the mission of Private Protective Services, as it enables us to improve our outreach and provides PPS professionals with detailed information. The website also contains important Board information such as, meeting schedules, minutes and reports, as well as registration and licensing information to include applications and fee amounts. The website also facilitates the search for specific disciplinary actions taken by the Private Protective Services Board. Feel free to explore the website and review all its valuable resources. Staff is constantly working with the Department's Information Technology Office to upgrade and enhance the site to keep you informed of upcoming PPS issues.

The e-mail address for PPS is PPSASL@ncdoj.gov and should be utilized for general information. Any requests and/or questions will be forwarded to the appropriate person or persons for response.

PPS Board

Richard B. Allen
Chairman

Marcus T. Benson

William Booth (Bill)

Ronald W. Burris
Chairman, Grievance Committee
Chairman, 74C Rewrite Committee

Robert Clark (Monty)
Chairman, Screening Committee
Chairman, Finance Committee

Edward Cobbler

Clyde Cook
Ethics Liaison

Richard Epley

Robert Graham (Bob)

William MacRae

Denise Martin

James C. Stevens (Jim)
Vice-Chairman
Chairman, Training and Education Committee

Eric Weaver Sr.

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