

**STATE OF MINNESOTA**

**PRIVATE DETECTIVE AND PROTECTIVE AGENT SERVICES BOARD**

**MEETING** – December 19, 2011

**LOCATION** – 1430 Maryland Avenue East, St. Paul, Minnesota.

**MEMBERS PRESENT** – Dave Bjerga, Jim Hessel, Pat Moen, Tom Spence, Steve Wohlman

**ATTORNEY GENERAL REPRESENTATIVE** – Sara Boeshans.

**EXECUTIVE DIRECTOR** – Marie Ohman

The meeting was called to order at 8:32 a.m. The minutes of the November 28, 2011, meeting were presented for approval. Spence motioned approval, after Bjerga noted a paging issue and grammatical item, second by Moen. The vote was unanimous.

**Change in Minnesota Manager**

1. Pinkerton Government Services, Inc.  
Nick Re, Qualified Representative  
\*Nathan Macho, Minnesota Manager  
6850 Versar Center, Suite 301  
Springfield, VA 22151  
LOCAL: 1985 Douglas Drive  
Golden Valley, MN 55422  
Corporate/LLC Protective Agent

Macho indicated he was the national account manager for the company's account with Honeywell. In serving as the Minnesota Manager he will work with two locations in Minnesota, the financial oversight and will be assuming the employee disciplinary responsibilities as well. Currently there are 57 employees in Minnesota that he manages. As he assisted in the recent reissuance process for the company, he will be placing more emphasis on training and needed record keeping for that component. Spence moved to approve Macho as the Minnesota Manager, second by Wohlman. The vote was unanimous.

The Board also considered compliance items for the company's contingent license reissuance; not having conduct criminal history record checks (or having a substantial delay in doing so) and conducting training on a timely basis. Spence motioned a \$100 administrative penalty for the noted compliance issues, noting the potential for harm, past penalty history and license holder culpability, second by Wohlman. The vote was unanimous.

**License Reissuances**

The following licenses were unanimously reissued (motion by Wohlman, second by Moen):

1. King Richard Cole  
dba/Moonlighting Investigations  
14109 Quebec Avenue South  
Savage MN 55378  
Individual Private Detective
2. Anthony Doppler  
dba/A Special Agent  
16526 West 78th Street #220  
Minneapolis MN 55346  
Individual Private Detective
3. Scott Andreasen  
dba/Scott Investigation  
9047 Crestview Drive  
St. Joseph MN 56374-8730  
Individual Private Detective
4. Gilbertson Investigations, LLC  
Dan Gilbertson, Qualified Rep.  
2501 Westcliffe Drive  
Burnsville, MN 55306  
Corporate/LLC Private Detective

The following were issued contingent licenses (motion by Spence, second by Moen) pending receipt of the noted item(s):

5. IPC International Corporation  
Donald Lantz, Qualified Representative  
James Morowczynski, MN Manager  
2111 Waukegan Road  
Bannockburn IL 60015  
LOCAL: 10 Rosedale Center  
Roseville MN 55113  
Corporate/LLC Protective Agent  
\*Armed status of employees, criminal history checks.
6. InfoPro Investigations, Inc.  
William Ojile, Qualified Representative  
752 140th Lane  
Andover MN 55304  
Corporate/LLC Private Detective  
\*Insurance certificate and 2009 training.
7. Peart & Associates, Inc.  
dba/P & A Security  
dba/P & A Data Central  
Darald Peart, Qualified Representative  
500 Industrial Drive Southwest  
Willmar MN 56201  
Corporate/LLC Private Detective  
\*Criminal history checks on two employees.
8. Signal 88 Franchise Group, Inc.  
dba/Signal 88 Security  
Walter Soto, Qualified Representative & Minnesota Manager  
3880 South 149th Street #108  
Omaha NE 68144  
LOCAL: 1316 Burlington Road  
Virginia Beach VA 23464  
Corporate/LLC Protective Agent  
\*Clarification on Chief Financial Officer, confirmation of employees (and where), training, criminal history checks, and training for all.

9. Ryan R. Robison & Company, Inc.  
Kenneth Kaczmarek, Qualified Rep.  
Guy Redman, Minnesota Manager  
3925 Rochester Road  
Royal Oak MI 48073  
LOCAL: 6800 West Old Shakopee  
Road #323  
Bloomington MN 55438  
Corporate/LLC Private Detective  
\*Clarification on training and completed  
workers' compensation insurance form.
10. ERMCO, L.P.  
Rodney Jackson, Qualified Rep.  
Scott Carter, Minnesota Manager  
6148 Lee Highway #300  
Chattanooga TN 37421  
LOCAL: 1178 Burnsville Center  
Burnsville MN 55306  
Partner: Russell Security Co., Inc.  
Partnership Protective Agent  
\*Training information needed for  
Qualified Representative and  
Minnesota Manager, as well  
as on employees.
11. Special Response Corporation  
Martin Herman, Qualified Rep.  
David Mars, Minnesota Manager  
10612 Beaver Dam Road  
Hunt Valley MD 21030  
LOCAL: 287 East 6th Street #280  
St. Paul MN 55101  
Corporate/LLC Protective Agent  
\*Training documentation for Minnesota  
Manager and criminal history record  
checks for Qualified Representative &  
Minnesota Manager.
12. Our Gang Staffing Services, Inc.  
David Zins, Qualified Representative  
c/o Polymet Mining  
6500 County Road 666  
Hoyt Lakes MN 55750  
LOCAL: 3125 14th Avenue East  
Hibbing MN 55746  
Corporate/LLC Protective Agent  
\*Completed reissuance application,  
confirmation on who employees are,  
record checks on at least one employee,  
bond rider (address change) and proof  
of financial responsibility
13. Gulf Northern, Inc.  
dba/Interstate Security Services  
Marcus Moore, Qualified Rep.  
10901 Red Circle Drive #130  
Minnetonka, MN 55343  
Corporate/LLC Protective Agent  
\*2010 training information for one  
employee, armed training clarification  
on one employee.

The following candidate did not submit a reissuance application until 12/16/11 (having been due on 12/2/11). The materials had not yet been reviewed. Spence motioned that a contingent license be granted, second by Hessel. Penalty will be considered at a future meeting. The vote was unanimous.

14. AKAL Security, Inc.

Dan Dunlevy, Qualified Representative & Minnesota Manager

7 Infinity Loop

Espanola, NM 87532

LOCAL: 15041 Summerhill Drive

Eden Prairie, MN 55346

Corporate/LLC Protective Agent

**Contingent License Reissuance Matters**

July:

Paradis' Mail Service, Inc.

Bryan Paradis, Qualified Representative

Corporate/LLC Protective Agent

Ohman noted that she had been working with the company regarding some training issues and the issuance of identification cards. As a result of discussion, it was learned that it may have been an error on the training provider's part regarding the training documentation; she will work with both Paradis and the trainer to resolve the matter. There was also an issue of not having conducted the required criminal history checks, they must report completion dates, and they have now corrected the identification cards. Hessel motioned that the contingency be lifted, however, Paradis must provide the information concerning completed record checks, and provide any assistance regarding the training matter, second by Wohlman. The vote was unanimous.

September:

Star Security, Inc.

Kou Vang, Qualified Representative

Corporate/LLC Protective Agent

It was noted that there had been a failure to promptly respond to the reissuance process, not having reported an accurate list of employees during the last reissuance (now being reported), and having one employee that did not receive armed training (that is no longer with the company). Wohlman motioned to reissuance the license and send a Letter of Education and Conciliation regarding the noted items, considering harm (potential and actual), culpability and prior penalty history; second by Spence. The vote was unanimous.

October:

Securitas Security Services

Kip Sandoz, Qualified Representative & Minnesota Manager

Corporate/LLC Private Detective

It was still necessary to have Sandoz on the affidavit document, criminal history dates are needed on several employees, as well as exploring what are term "legacy" employees that appear not to have had criminal history checks done. Spence motioned to extend the contingency, second by Moen. The vote was unanimous.

EBG, Inc.

dba/Corporate Security and Investigations

dba/CSI

Elliott Gilchrist, Qualified Representative

Corporate/LLC Private Detective

The license holder must submit evidence of insurance from December 2009 to present to evidence consistent coverage, provide a completed affidavit to include record check completion dates, 2010 continuing training documentation and clarification on the use of a business name. Bjerga moved to extend the contingency, second by Spence. The vote was unanimous.

Mydatt Services, Inc.

dba/Valor Security Services

dba/Block by Block

Tony Heroff, Qualified Representative & Minnesota Manager

Corporate/LLC Private Detective

There are criminal history completion dates for the Qualified Representative and Minnesota Manager needed. There were also six employees that received late Preassignment Training, with notable delays in conducting criminal history record checks. Bjerga motioned to reissuance the license, and provide further communication to them regarding reporting the criminal history data on Heroff, second by Spence. The vote was unanimous.

Moen motioned that a \$150 administrative penalty be imposed for the noted items, considering actual and potential harm, culpability and the license holder's prior penalty history. The motion was seconded by Wohlman. The vote was unanimous.

Triangle Services, Inc.

dba/Viking Security

Brian Westphal, Qualified Representative & Minnesota Manager

Corporate/LLC Private Detective

The company has yet to submit a completed affidavit that includes information on Qualified Representative and Minnesota Manager, there are criminal history dates needed on two additional employees, training information for two employees is needed. Bjerga motioned to extend the

contingency and to discuss possible penalty at the January meeting, seconded by Moen. The vote was unanimous.

### **Penalty Considerations**

Eide Bailly, LLP  
Jeremy Bendewald, Qualified Representative  
Jason Olson, Minnesota Manager  
Corporate/LLC Private Detective

The matter for Board consideration was a delay in connection with notifying the Board of a location change. Olson was aware that the notification was outside the seven [7] day time frame. The company had no penalty history. The Board considered factors of potential and actual harm as well as culpability. Spence motioned that a Letter of Education and Conciliation be sent, second by Hessel. The vote was unanimous.

### **Training Approval**

American Security, LLC sought approval of Daniel Casci as an additional instructor for their First Aid/CPR course. The Liaison Group had recommended approval once completed credentials for 1<sup>st</sup> Aid and CPR instruction were received. Wohlman motioned approval, second by Spence. The vote was unanimous.

### **Discussion**

Donan Engineering (applicant for license) representative Lance Furber was present with counsel, Susan Johnson. Johnson introduced herself as Donan's local counsel, also a license holder herself. She has been working with her client to help facilitate the application. Her client has been concerned about the time involved in the application process, including several communications between the Board office and her client. She had reviewed earlier correspondence, as well as one more recent item that noted her client did have items to respond to. Donan had resubmitted their application after the government shutdown and Johnson noted her understanding of what has occurred as a result of the Board office being closed. Johnson thought that the communication was perhaps labored and was concerned that the Board has sufficient staff resources. She inquired as to information on the application for prior employment history and its relevancy. She encouraged the Board to look at process and to perhaps make relevant changes. Johnson noted that her client is licensed in several other states.

Furber acknowledged that he'd recently learned that there were items still needed to be submitted. Johnson indicated that she will be working to ensure those last items are submitted.

The Board explained some of what they are examining in a process improvement project that they are currently engaged in, so comments from Johnson and Furber were timely. It was agreed that Donan will be prepared for Board review in January.

**Applications**

The Board discussed the receipt process of application, as to when the process begins. Ohman noted that on a list of current applications being processed the date referenced is the date that it was accepted for processing. She noted that several years ago the Board adopted a policy that if an application was substantively lacking, it would be returned to the candidate, along with the fee, and instructions of deficiencies, allowing the candidate their own timeline for completion and resubmission. Spence indicated that he believed that the first date was important to know. Moen noted this can be discussed during the process improvement process as well.

The meeting adjourned at Motion by Wohlman at 9:50 a.m.

The next meeting of the Board will be Monday, January 30, 2012, 8:30 a.m. at 1430 Maryland Avenue East, St. Paul, Minnesota.