# STATE OF MINNESOTA

# PRIVATE DETECTIVE AND PROTECTIVE AGENT SERVICES BOARD

# MEETING – March 28, 2011

LOCATION - 1430 Maryland Avenue East, St. Paul, Minnesota.

MEMBERS PRESENT – Jim Hessel, Pat Moen, Dave Bjerga and Steve Wohlman.

# ATTORNEY GENERAL REPRESENTATIVE - Joan Eichhorst

# **EXECUTIVE DIRECTOR** – Marie Ohman

The meeting was called to order at 8:35 a.m. The minutes of the January 31, 2011 meeting were briefly discussed and postponed for further review at the April 25, 2011 meeting. The minutes of the February 28, 2011 minutes were presented for approval. Moen motioned adoption of the minutes as prepared, second by Wohlman. The vote was unanimous.

### License Reissuances

Finding all materials in order, the following license reissuance candidates were reissued unanimously (motion by Wohlman, second by Moen):

- Leonard Christ, Jr. 7289 East Ramsey Parkway Northwest Ramsey, MN 55303 Individual Private Detective
- Thomas M. Goodpaster dba/Thomas M. Goodpaster & Associates dba/Blue Heron Investigations 4933 200<sup>th</sup> Street North Forest Lake, MN 55025 Individual Private Detective
- Premier Security, Inc. Daniel Walter, Qualified Representative 111 South Broadway Rochester, MN 55904 Corporate/LLC Protective Agent

- Pinnacle Personnel Screening, Inc. Craig Anglin, Qualified Representative 3920 Regal Path NW Prior Lake, MN 55372 Corporate/LLC Private Detective
- Rgnonti, Blevins & Associates, Inc. Nathan Blevins, Qualified Representative 21064 Istria Path Lakeville, MN 55044 Corporate/LLC Private Detective
- Metropolitan Courier Corporation William Dolieslager, Qualified Rep. 8621 Wyoming Avenue North Brooklyn Park, MN 55445 Corporate/LLC Protective Agency

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The following were unanimously issued contingent licenses, pending receipt of noted material (motion by Wohlman, second by Hessel):

- Schroeder Fire, Inc. Robert Schroeder, Qualified Representative 2110 West 53<sup>rd</sup> Street Minneapolis, MN 55419 Corporate/LLC Private Detective
- Sturm Consulting and Investigations, LLC Jason Strum, Qualified Representative 8399 Corcoran Circle Inver Grove Heights, MN 55076 Corporate/LLC Private Detective
- Inpro, LLC Craig S. Larson, Qualified Representative 14870 Granada Avenue – Suite 323 Apple Valley, MN 55124-5514 Corporate/LLC Private Detective
- 10. Examination Management Services, Inc. dba/ICS-Merrill Bruce Sederstrom, Qualified Representative Minnesota Manager
  3050 Regent Blvd., Suite 400 Irving, TX 75063 LOCAL: 2527 134<sup>th</sup> Avenue Northwest Andover, MN 55304 Corporate/LLC Private Detective
- American Security, LLC dba/ American Security & Investigations Steve Klein, Qualified Representative Minnesota Manager
  1717 University Avenue St. Paul, MN 55104 Corporate/LLC Private Detective
- R & R Detective Agency, LLC Richard Duncan, Qualified Representative 28279 Jeffrey Avenue Chisago City, MN 55013 Corporate/LLC Private Detective

\*Insurance certificate.

\*Criminal history completion dates and armed status.

\*Possible further fee, armed status and criminal history completion dates.

\*Role of Qualified Representative & Minnesota Manager oversight, return of original license, current insurance certificate (in correct form), numerous training responses.

\*Current insurance certificate, completed training affidavit, 2010 training for QR/MN, 2009 training for QR/MN & several employees, numerous training questions, and completed CFO documentation.

\*Role of Qualified Representative in oversight, potentially more fee, armed status and POST license document for QR, 2010 training for employee, criminal history record check completion dates and company registration. Meeting Minutes – March 28, 2011 -3-

#### **Contingent License Matters**

### The Acumen Group, Inc. Winfield Erickson, Qualified Representative Corporate/LLC Private Detective

Present at the meeting was company representative, Billy Waters, who explained that the former Chief Financial Officer of the company had not kept accurate records and Waters had taken over the role and was finding it difficult to locate documentation for license compliance. He noted working with Ohman to ensure what needed to be done regarding criminal history checks, which they have now performed on all persons reflected on the company affidavit. Waters noted the company's understanding of being responsive to communication with the Board. Upon considering prior history, actual and potential harm and culpability factors, Bjerga motioned that a letter of education and conciliation be issued to The Acumen Group, Inc., second by Wohlman. The vote was unanimous.

### Claims Bureau Brain Landry, Qualified Representative Craig Anglin, Minnesota Manager Corporate/LLC Private Detective

The Board discussed the lack of response from Claims Bureau regarding completed BCA and FBI record checks and issuance of identification for all those listed on the company's affidavit. Bjerga motioned that the matter be extended to the April meeting of the Board, however, Claims Bureau will have to respond well in advance of that meeting, second by Hessel. Discussion included notice to Claims Bureau that the Board will consider penalty at the April meeting. The vote was unanimous.

#### Pendum, LLC

#### \_\_\_\_\_, Qualified Representative \_\_\_\_\_, Minnesota Manager Corporate/LLC Protective Agent

Ohman requested that the Board extend this contingency in their response to some of the outstanding items may relate to the change in positions that are being proposed. Moen motioned extension, second by Hessel. The vote was unanimous.

### Talon Investigations Limited John Scott Hielsberg, Qualified Representative Corporate/LLC Private Detective

Ohman reported that numerous issues of compliance that are necessary for this reissuance candidate that has received an extension. Hessel motioned extension of the matter to the next meeting, second by Wohlman. Discussion included the serious nature of compliance issues being examined and failure to promptly respond by the company. The vote was unanimous.

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Garda CL Great Lakes, Inc. \_\_\_\_\_\_, Qualified Representative Robert Miller, Minnesota Manager 201 Schofield Drive Whitehall, OH 43213 LOCAL: 527 Aldine Street St. Paul, MN 55104 Corporate/LLC Protective Agent

The Board had directed Miller's presence at this meeting; he did appear with branch manager, William Damery and Ron Bradley (training officers). The Board was briefed on the matters concerning Garda's failure to promptly respond to the reissuance process as well as failure to report applicant documentation on a new Qualified Representative candidate.

Damery explained that Bradley had been the candidate they proposed in January, they did not initially see that he is not involved in the daily management of operations, and they are now looking at a different candidate. Damery indicated that their corporate office has had several changes, but that recent discussion with them indicated that Garda will present him (Damery) as the Qualified Representative candidate. He explained that their Minnesota operations includes 35 cars operating a day with 103 employees.

Ohman noted the compliance concerns with their training materials received thus far; a number of employees without 2009 and 2010 training (general and/or armed). Bradley indicated that to be true. Miller indicated that they have been working to get all employees caught up with training.

In regard to use of another company name (Garda Cash Logistics) Damery indicated that it was out of habit that the name has been used. Damery indicated that their corporate officers are Chief Executive Officer is Chris Jamros and the Chief Financial Officer is Richard Uy. Ohman noted that these are not the corporate officers reported to the Board for Garda CL Great Lakes, Inc. Damery indicated that Garda CL Great Lakes, Inc. is located in Ohio, but the Chief Executive and Chief Financial Officers are in California.

In regard to the change in Qualified Representative, Damery had no comment regarding the former person in that position. He stated that they must deal with the company's legal department on everything which has taken quite some time. Moen noted that the contingent license will expire at the Board's April meeting, she is very concerned regarding the lack of communication and responsiveness to both the reissuance and change in Qualified Representative matters, and that the lack of continuing armed training for employees is very serious. Counsel affirmed for Board members the several disciplinary responses available to the Board.

#### Timmy Mundy dba/Metro Protection & Investigation Individual Private Detective

Ohman referred the Board to issues related to an address change and accompanying documentation that is needed for both that process as well as the numerous items needed for his reissuance, including training documentation. It was noted that there had been a lapse in insurance and bonding for Mundy as well.

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The Board directed that Mundy fully respond to all outstanding matters, if a complete reply is not received, Mundy will need to be present at the April meeting of the Board. The Board will consider penalty at the April meeting in connection with these matters.

### **Penalty Recommendation**

US Investigation Services, LLC had filed late information for a change in corporate officer and also failed to respond promptly to communication regarding the matter. The Board considered culpability, actual and potential harm and prior history. Moen motioned a letter of education and conciliation be issued, second by Hessel. The vote was unanimous.

#### Guest

Robert Hines expressed to the Board his concern as to issuance of a license to Troy Nadeau, having a concern with his past practices. The Board noted that if there is a violation of statute or administrative rule that Hines can provide through registration of a complaint that would be examined accordingly.

The next meeting of the Board will be Monday, April, 2011, 8:30 a.m. at 1430 Maryland Avenue East, St. Paul, MN.

The meeting adjourned at 11:15 a.m.