

STATE OF MINNESOTA

PRIVATE DETECTIVE AND PROTECTIVE AGENT SERVICES BOARD

MEETING – October 31, 2011

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

MEMBERS PRESENT – Dave Bjerga, Jim Hessel, Pat Moen, Tom Spence 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 September 26, 2011, meeting were presented for approval. Eichhorst noted changes in two areas. Moen motioned adoption of the minutes as amended, second by Wohlman. The vote was unanimous.

New License Applicants

1. Bruce Olson
33996 641st Avenue
Gibbon, MN 55335
Individual Private Detective

Olson appeared indicating that his business plan is to work with local attorneys to conduct interviews and take statements. Ohman noted that during a previous licensing period for Olson, there was no record of discipline. Having been out of the field for more than three years, Olson had taken Preassignment training. Spence motioned to grant the license, second by Moen. The vote was unanimous.

2. Atif Mirza
dba/Securus Security Services
7540 Dupont Avenue South
Richfield, MN 55423
Individual Protective Agent

Mirza discussed with the Board his plan to provide patrol services, later branching into security officer services. His security experience came from working in Texas for two security firms, as well as in Pakistan for a bank. Spence motioned to grant the license, second by Wohlman. Prompted by Wohlman, Mirza explained his experience with security audits and surveys; reviewing both physical and systems analysis through post orders, staffing, responses, technology and working with property management. The vote was unanimous.

3. LP Innovations, Inc.
Hoda Ilyavi, Qualified Representative & Minnesota Manager
37 Birch Street
Milford, MA 01757
Regional: 3800 Venard Road
Downers Grove, IL 60515
Corporate/LLC Private Detective

Ilyavi discussed his prior experience in the retail loss prevention area. LP provides outsourced loss prevention services, with additional services for auditing to determine loss causes (internal/external). He has worked for LP for approximately 10-years. They will determine at a future time whether or not there will be LP employees in Minnesota, he noted his familiarity with required training. Spence motioned to grant the license, second by Moen. The vote was unanimous.

Change in Qualified Representative

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

Damery was present with Robert Miller, to discuss his candidacy for Qualified Representative. He reported that they are nearly complete with training for 2011, determined to ensure that they are current with training. Damery also reported that communications with their corporate office has improved. Damery's experience from the military was his introduction to the armored service industry, where he has worked for three different firms acquiring his experience for this role. Wohlman motioned to approve the change, second by Hessel. The vote was unanimous.

Training

A list of training courses and additional instructors was presented for Board review and approval. The Liaison Group had met on October 6, with member Hessel present. Having reviewed the information regarding the following items, Wohlman motioned the approval of those listed, second by Spence. The vote was unanimous.

1. **Dealer Services Group, Inc., ADS Protection** - Approval of:
Continuing Armed (Taser®) – 8-hours

2. **Midwest Protection Agency, Inc.** - Approval of:
 - Initial Armed (Firearm) – 6 hours
 - Continuing Armed (Firearm) – 6 hours

3. **MAPI (MN Assoc. of Private Investigators) 2011 Fall Conference** – Approval of (for their Fall 2011 Conference):
 - a. Continuing Training (PA) – “1st Aid & CPR” 4-hours
 - b. Continuing Training (PD) “Small Digital Devise Forensics” 2-hours
 - c. Continuing Armed Training – “Defensive Tactics – Part 1” 4-hours
 - d. Continuing Training (PD) – “Digital Forensics: Investigating Facebook, Myspace and Twitter crack cases” 1.5-hours
 - e. Continuing Training (PD) – “Basics of Civil Process” 4-hours

4. **MN Chapter IAAI** (International Association of Arson Investigators) approval of the 2011 Conference for Continuing Training for Private Detectives, 20-hours.

5. **DECO, Inc., DECO Security Services** – Approval of:
 - Preassignment (PA) 12-hours

6. **Be Safe With Guns** – Approval of:
 - Initial Armed (Firearm) 6-hours

7. **Pyramid Concepts, Inc.** – Add Michael D. Vik to:
 - Initial Armed (Firearm) 10-hours
 - Continuing Armed (Firearm) 6-hours

8. **Securitas Security Services** – Approval of:
 - Continuing (protective agent) Training – “1st Aid, CPR & AED” 6-hours
 - Continuing (protective agent) Training – “First Responder” 40-hours

9. **American Security, LLC** – Add the following instructors:
 - Andrew Thomas – to approved courses in Adult CPR 4-hours
 - CPR/AED 4-hours
 - Bloodborne Pathogen Refresher 6-hours
 - Initial Armed (Firearm)–1st Aid/CPR
 - Tim Knutsen – to approved Initial Armed (Firearm) 14-hours
 - Continuing Armed (Firearm) 3-hours
 - Continuing (protective agent) “Vehicle Patrol Tactics” 6-hrs

10. **Dunbar Armored, Inc.** – Add Ray Martin as instructor to approved Initial and Continuing Armed training courses.

11. **Advance Security** –
 - Initial Armed (Taser®) 8-hours
 - Continuing Armed (Taser®) 6-hours

Continuing (Protective Agent) Training – “Legal Powers and Limitations” 4-hours

Add instructors; Virgil Anderson, Bill Gordon and Kirby Sandvik to these approved courses:

Continuing (Protective Agent) Training: “Note Taking and Reporting Writing” 4-hrs

Continuing (Protective Agent) Training: “What is Security” 2-hrs

Continuing (Protective Agent) Training: “Public Relations” 2-hrs

Continuing (Protective Agent) Training: “General Duties” 4-hrs

Continuing (Protective Agent) Training: “Patrolling on Foot” 4-hrs

Continuing (Protective Agent) Training: “Special Problems of Security” 4-hrs

Preassignment (Protective Agent) - (Gordon and Sandvik are the candidates for this course):

License Reissuances

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

1. Michael Duchenes
dba/Duchenes Investigations
1074 Carmel Court
Shoreview MN 55126
Individual Private Detective
215 West Alameda Avenue
Burbank CA 91502
LOCAL: 10526 Kingsway Lane
Woodbury MN 55129
Corporate/LLC Private Detective
2. Frasco, Inc.
dba/Frasco Profiles
dba/Frasco Investigative Services
John Simmers, Qualified Representative
Jeff Thone, Minnesota Manager
3. Peter Dades
10505 Mississippi Blvd Northwest
Minneapolis MN 55433
Individual Private Detective
4. Inter-Con Security Systems, Inc.
James Hartung, Qualified Representative
& Minnesota Manager
210 South DeLacey Avenue
Pasadena CA 91105-2048
LOCAL: 212 3rd Avenue South #100
Minneapolis MN 55401
Corporate/LLC Protective Agent
5. IPC International Corp.
Donald P. Lantz, Qualified Representative
& Minnesota Manager
2111 Waukegan Road
Bannockburn IL 60015
Corporate/LLC Private Detective
6. Proulx Professional Research, Inc.
Douglas Proulx, Qualified Representative
14665 West Lisbon Avenue North #2D
Brookfield, WI 53008
Corporate/LLC Private Detective

7. Kolbach & Associates Investigations, Inc.
John Kolbach, Qualified Representative &
Minnesota Manager
806 East St. Patrick Street
Rapid City SD 57701
Corporate/LLC Private Detective

The following were contingently reissued (motion by Bjerga, second by Moen), pending review of information that Gilchrist delivered to the meeting:

8. EBG, Inc.
dba/Corporate Security & Investigations, LLC
dba/CSI
Elliott Gilchrist, Qualified Representative
8400 Normandale Lake Blvd #920
Minneapolis MN 55411
Corporate/LLC Private Detective

The following were contingently reissued (motion by Wohlman, second by Moen), pending receipt of noted items:

9. Securitas Security Services
Kip Sandoz, Qualified Representative & Minnesota Manager
Two Campus Drive
Parsippany NJ 07054
LOCAL: 2780 Snelling Avenue North #101
Roseville MN 55113
Corporate/LLC Private Detective

*Information on the affidavit of training, armed status information, criminal history record checks.

10. Mydatt Services, Inc.
dba/Valor Security Services
dba/Block by Block
Tony Heroff, Qualified Representative & Minnesota Manager
7135 Charlotte Pike #100
Nashville TN 37209
LOCAL: 1244 Baird Lane Northeast
Rochester MN 55906
Corporate/LLC Protective Agent

*Insurance documentation, training documentation for the Qualified Representative/Minnesota Manager, as well as affidavit of training questions.

11. Triangle Services, Inc.
dba/Viking Security
Brian Westphal, Qualified Representative & Minnesota Manager
10 West 5th Street, 2nd floor
Valley Stream NY 11581
LOCAL: 1611 County Road B #320
Roseville, MN 55113
Corporate/LLC Private Detective

*Many items of information needed on the affidavit of training.

Contingent matters

April:

Northland Investigative & Protective Services, Inc.
Robert Byman, Qualified Representative
Corporate/LLC Private Detective

Ohman noted that the bond rider document was still expected for this license holder, it apparently was misdirected. Bjerga motioned to extend the contingency, second by Spence. The vote was unanimous.

June:

Entertainment Protection Group, LLC
dba/EPG Security Group
Donald Moe, Qualified Representative
Corporate/LLC Private Detective

The Board discussed Moe's status with the company given a contract document received. Counsel noted that in review of the document, it appears that he is an independent contractor. For purposes of the Board the Qualified Representative may be either a corporate officer or employee. The Board directed further communication with the company, referring to statute 326.32, Subd. 12, inviting them to correct the circumstance or to provide further clarifying information. Spence motioned to extend the contingency, second by Moen. The vote was unanimous.

Combined Investigative Services, Inc.
dba/Combined Services, Inc.
Gary Wait, Qualified Representative
Amy Westgaard, Minnesota Manager
Corporate/LLC Private Detective

Westgaard appeared indicating that the BCA and Wait is finished, they are awaiting the FBI response. She understood that a letter of completion for Wait's 2010 training was still needed. Spence motioned to extend the contingency, second by Moen. The vote was unanimous.

DECO, Inc.
dba/DECO Security Services
Andrew Pierucki, Qualified Representative
Corporate/LLC Private Detective

Ohman reported that several issues of training compliance were noted in late Preassignment training, 2 employees with no 2010 Continuing Training, and Pierucki did not take Preassignment Training. Bjerga motioned that the contingency be extended, and that the November meeting will include discussion of penalty for DECO, second by Hessel. The vote was unanimous. .

AER Investigations, Inc.
Brent Erdman, Qualified Representative
Corporate/LLC Private Detective

Ohman noted that Qualified Representative training was still needed for 2010, and criminal history completion dates. Bjerga motioned to extend the contingency, if they are not completed prior to the November meeting, Erdman must attend the meeting, second by Spence. The vote was unanimous.

July:

Fact Investigations, Inc.
Bradley Lang, Qualified Representative
Corporate/LLC Private Detective

The BCA and FBI record check completion dates are needed. Spence motioned to extend the contingency, second by Hessel. The vote was unanimous.

Paradis' Mail Service, Inc.
Bryan Paradis, Qualified Representative
Corporate/LLC Protective Agent

Ohman noted that there had been no communication received from the company. Bjerga motioned that the contingency be extended to the November meeting, that they be advised they must have outstanding items completed prior to the November meeting, if not the Board will not extend the contingency and the license will fall into a lapsed status. The motion was seconded by Hessel. The vote was unanimous.

**Pinkerton Government Services, Inc.
Nicholas Re, Qualified Representative
_____, Minnesota Manager
Corporate/LLC Protective Agent**

Ohman noted several outstanding training issues requiring response. Bjerga motioned to extend the contingency, second by Spence. The vote was unanimous.

**PT & C Forensic Consulting Services, PA
Benjamin Wilkerson, Qualified Representative
Philip Minell, Minnesota Manager
Corporate/LLC Private Detective**

Ohman reported that there are several issues that continue to require response, including information on the affidavit of training, with the inclusion of the Qualified Representative, as well as filing a workers' compensation compliance form. There has not been any known involvement by the Qualified Representative or Minnesota Manager. Bjerga motioned that correspondence be sent that all items must be completed by the November meeting, if there has not been substantial completion, Minell must be present at the meeting or the license will lapse. The motion was seconded by Moen. The vote was unanimous.

Penalty Considerations

**Whitemore Fire Consultants, Inc.
Robert Whitemore, Qualified Representative
Corporate/LLC Private Detective**

The firm has several issues requiring response including training and insurance documentation. After a contingent license and extension of same, the material was finally received. It was noted that the company has a previous disciplinary history. Bjerga motioned a \$250.00 administrative penalty for potential harm, culpability and prior history, second by Spence. The vote was unanimous.

**K. Bares & Associates, Inc.
Kirk Bares, Qualified Representative
Corporate/LLC Private Detective**

Bares had several issues related to filing and content of the reissuance application. There were continuing issues of attempts to gain response, now all items have been received and reviewed. Wohlman motioned that a Letter of Education and Conciliation be sent, evaluating potential/actual harm, culpability and frequency, second by Hessel. The vote was unanimous.

Discussion

Timmy Mundy
dba/Metro Protection & Investigation
Individual Private Detective

The Board, at the September meeting, had finally lifted Mundy's contingent license status; however there was still need to submit a bond rider (related to a change in address) and now a notice of insurance cancellation. The Board had voted to impose a \$100.00 administrative penalty. Bjerga motioned correspondence be sent to Mundy notifying him that the Board will be beginning license suspension proceedings, and that he is urged to supply all necessary documentation, second by Hessel. The vote was unanimous.

The Board met briefly with Catherine Perme of C. M. Perme and Associates, who will be working with the Board regarding process improvements to license practices to better time frames for processing. The Board will be meeting on November 14 to begin discussions that will result in identifying issues that will lead to mapping of current processes, identify revisions and possible statute/rule changes.

The next meeting of the board will be Monday, November 28, 2011, 8:30 a.m., at 1430 Maryland Avenue East, St. Paul, Minnesota.

The meeting adjourned at approximately 11:15 a.m.