

MINUTES

**UTAH
Security Services Licensing Board
MEETING**

November 7, 2012

**Investigations Conference Room – 9:00 a.m.
Heber Wells Building
Salt Lake City, UT 84111**

CONVENED: 9:09 A.M.

ADJOURNED: 01:33 P.M.

Bureau Manager:

April Ellis

Board Secretary:

Yvonne King

Board Members Present:

Sheriff Jeff Merrell
Perry Rose
John Tinsley
Jack Gardner

Guests:

Russ Shinrock, Securitas
Roger Ehni, Applicant
Steven Christopherson, Allegiance
Paul Nelson, Peak Guard
Larry Jones, Appointment
Eva Loomis, Appointment
Joseph Rubio, Appointment
Jonathan Jacobsmeyer, Appointment
Charles E. White, Appointment
Shawn Harman, Appointment
Jaiuce Sesuke, CSC
Brandon Bates, CSC
Dick Fisher, CSC
Siamak Darvish, Applicant
Andrew Amburn, Applicaant
Mike Chipman, SIS

DOPL Staff Present:

Connie Call, Compliance
David Furlong, Chief Investigator

ADMINISTRATIVE BUSINESS:

Approval of the August 9, 2012 Board Meeting Minutes

Mr. Rose, seconded by Mr. Tinsley, made a motion to approve the August 9, 2012 Board Meeting Minutes as written. The motion carried unanimously.

TOPICS FOR DISCUSSION

Investigations; David Furlong

Mr. Furlong reviewed a Security Company which had “Off

Duty Law Enforcement” on their car. Mr. Furlong explained to the Board that it is improper to use that type of advertising for Security Companies. Mr. Furlong also stated that investigations are pro-active in pursuing those types of problems and putting an end to it.

Board Survey on Disciplinary Actions

Ms. Ellis presented a survey concerning disciplinary actions for the Board to review. Ms. Ellis also stated that she would need a motion on the survey.

It was of the Board’s opinion to keep negative records within the Board/Division.

Mr. Tinsley, seconded by Mr. Gardner, made a motion to choose option # (1) which allows for DOPL to keep disciplinary documents searchable only on DOPL’s web-site. The motion carried unanimously.

In House Security

Mr. Rose asked if a security officer is not in the industry but is working in-house security, would the Board count that as working in the field.

Ms. Ellis replied by suggesting the Board review those types of circumstances on a case by case basis. The Board was in agreement to that.

Probationer Appointments

It was determined by the Board to have a licensee placed on probation come in for the initial first meeting, then the Board would determine on a case by case basis how often they should be seen by the Board. This would generally depend on if the probationer is compliant.

APPOINTMENTS

Steven Christopherson

Mr. Christopherson appeared before the Board for his scheduled appointment. Ms. Ellis reviewed Mr. Christopherson’s application, which included various criminal convictions. Mr. Christopherson explained the circumstances of those convictions.

After a review of the history, the Boards expressed concern that more time should pass before granting licensure.

Mr. Rose, seconded by Mr. Tinsley, made a motion to deny Mr. Christopherson licensure as a Security Officer at this time. The motion carried unanimously.

The Board suggested Mr. Christopherson keep going in the right direction and apply when more time has passed.

Roger Ehni

Mr. Ehni appeared before the Board for his scheduled appointment. Ms. Ellis reviewed his application which had

a conviction. Mr. Ehni explained the circumstances of his conviction.

Mr. Gardner, seconded by Mr. Rose, made a motion to approve Mr. Ehni for full licensure as an Unarmed Security Officer. The motion carried unanimously.

Timothy Nielson

Mr. Nielson appeared before the Board for his scheduled appointment per phone interview. Ms. Ellis reviewed the application which included a conviction.

Mr. Rose, seconded by Mr. Gardner, made a motion to approve Mr. Nielson for full licensure as an unarmed Security Officer. The motion carried unanimously.

Connie Call - Compliance

Ms. Call gave a brief overview of the licensees that were on probation.

Robert McIff

Mr. McIff failed to appear before the Board for his scheduled probationary appointment. Ms. Call reviewed his probationary status. Ms. Call also stated that she considers Mr. McIff to be non-compliant.

Sheriff Merrill, seconded by Mr. Rose made a motion to initiate an Order to Show Cause. The motion carried unanimously.

Anthony Rios

Mr. Rios failed to appear before the Board for his scheduled probationary appointment. Ms. Call reviewed his probationary status. Ms. Call also stated she considers Mr. Rios to be non-compliant.

Mr. Rose, seconded by Mr. Gardner made a motion to initiate an Order to Show Cause. The motion carried unanimously.

Joshua Kone

Mr. Kone failed to appear before the Board for his probationary appointment. Ms. Call stated that he was compliant for a year but then moved.

The Board determined that they would like to table this probationary review until the next Board meeting scheduled December 13, 2012 to determine if Mr. Kone renews his license.

Larry Jones

Mr. Jones appeared before the Board for his scheduled appointment. Ms. Call reviewed his probationary status. Ms. Call then asked if he had a copy of his order. He stated he did not know. Ms. Call stated that it is his responsibility to know what is on his order and to send in his employer reports. He stated that he has not been working in the industry for about a year. Mr. Jones also stated because of

his Memorandum requiring indirect supervision, it has made it hard for him to find work.

Ms. Ellis and the Board requested that Mr. Jones send all over-due employer reports to Compliance. Ms. Ellis also requested that Mr. Jones submit his renewal with the required continuing education. Mr. Jones would then be required to meet with the Board at the next scheduled meeting December 13, 2012.

Mr. Gardner, seconded by Mr. Tinsley, made a motion to amend Mr. Jones' Memorandum from indirect supervision to General Supervision, providing Mr. Jones submit all the items as discussed above to become compliant. The motion carried unanimously.

Thomas Adams

Mr. Adams did not appear before the Board for his scheduled probationary appointment. Mr. Adams had requested he surrender his license which compliance is in the process of doing.

Joseph Rubio

Mr. Rubio appeared before the Board for his scheduled appointment for his probationary review. Mr. Rubio stated that the last time he worked was in October of this year. It appeared he did not submit employer reports prior to October, 2012. Mr. Rubio was informed by the Board to go back to the employer and obtain reports from May to November. Sheriff Merrill stated he could have a consolidated employer report.

Sheriff Merrell, seconded by Mr. Gardner made a motion to require Mr. Rubio to submit the employer reports by November 16, 2012 and to meet with the Board at the next meeting scheduled December 13, 2012. The Motion carried unanimously.

Mr. Rubio, after the meeting with the Board quickly obtained his employer reports and submitted to the Board before the Board adjourned. Mr. Rubio was then considered compliant with his probation.

The Board then recommended that he complete his continuing education to go forward with his renewal.

Jonathan Jacobsmeyer

Mr. Jacobsmeyer appeared before the Board for his scheduled appointment for his probation review. Ms. Call reviewed his probationary status and considered him compliant with his probation.

Mr. Tinsley, seconded by Mr. Rose, made a motion to release him from probation. The motion carried unanimously.

Charles Cody White

Mr. White appeared before the Board for his probationary appointment. Ms. Call reviewed his probationary status with the Board and stated he was non-compliant at that time.

Mr. White obtained his employer reports for Ms. Call and the Board reviewed and stated he tried to contact compliance before but always hit a dead end. The Board then considered Mr. White compliant.

Mr. Tinsley, seconded by Mr. Rose, made a motion to release Mr. White from probation early. The motion carried unanimously.

Samson Mahana

Mr. Mahana did not appear for his probationary appointment with the Board. Mr. Mahana however requested to surrender his license. Compliance is in the process of fulfilling that request.

Eva Loomis

Ms. Loomis appeared before the Board for her scheduled appointment. Ms. Call reviewed her probationary status and considered her compliant with her probation.

Mr. Rose, seconded by Mr. Tinsley, made a motion to release Ms. Loomis from probation. The motion carried unanimously.

Leah Carpenter

Ms. Carpenter did not appear before the Board for her scheduled appointment. Ms. Call stated that she was not working in the field.

Mr. Rose, seconded by Mr. Tinsley, made a motion to initiate an Order to Show Cause. The motion carried unanimously.

William Bowyer

Mr. Bowyer failed to appear before the Board for his scheduled meeting. Ms. Call reviewed his probationary status. Ms. Call considers Mr. Bowyer non-compliant with his Memorandum.

Mr. Tinsley, seconded by Mr. Rose, made a motion to initiate an Order to show Cause, or let the license expire at the Division's discretion. The motion carried unanimously.

Anthony Santos

Mr. Santos did not appear before the Board for his scheduled appointment. Ms. Call reviewed his probationary status which was non-compliant.

Mr. Gardner seconded by Mr. Tinsley made motion for a non-compliance letter to be sent to Mr. Santos to required him to submit all employer reports prior to the December

Board meeting and appear at the December 13, 2012 Board meeting. The motion carried unanimously.

Shawn Harmon

Mr. Harmon appeared before the Board for his probationary appointment. It was noted that Mr. Harmon is compliant with his Memorandum but needs to send a therapist report by November 15, 2012. Mr. Harmon stated that his appointment is actually on the November 16th and if that is all right. The Board concurred that it would be acceptable.

Mr. Tinsley, seconded by Mr. Gardner made a motion to see Mr. Harmon only if he is non-compliant. The motion carried unanimously.

Kelsee Sargeant

Ms. Sargeant did not appear before the Board for her probationary appointment.

Mr. Gardner, seconded by Mr. Rose made a motion to table her appointment until December 13, 2012. The motion carried unanimously.

Siamak Darvish

Mr. Darvish appeared before the Board for his scheduled appointment. Ms. Ellis reviewed his application with the Board. Mr. Darvish explained the incident that led to his conviction.

Mr. Rose, seconded by Mr. Tinsley, made a motion to deny licensure. Mr. Rose withdrew his motion. The motion died.

Mr. Rose, seconded by Mr. Tinsley, made a motion to deny licensure at the current time, but to have Mr. Darvish furnish therapist report for a minimum of three months stating he would be fit for duty. The Board would then reconsider Mr. Darvish for licensure, after re-application. The motion carried unanimously.

Contemporary Services

Contemporary Services appeared before the Board for their scheduled appointment. Contemporary Services is seeking renewal of their company license. The company had answered yes to unprofessional conduct due to repercussions from out of state licensure. After further review of their documents, the Board made the following motion.

Mr. Gardner, seconded by Mr. Tinsley, made a motion to approve with renewal for Contemporary Services as long as the company remained in good standing. The motion carried unanimously.

Andrew Amburn

Mr. Amburn appeared before the Board for his scheduled appointment. He is seeking renewal of his license to be an unarmed security officer.

Ms. Ellis reviewed the renewal. It appeared that Mr. Amburn had a conviction and had lost his Post certification as a consequence of his conviction. Mr. Amburn explained the circumstances of the events leading to his Post revocation.

Mr. Tinsley, seconded by Mr. Gardner, made a motion to approve renewal of Mr. Amburn's license. Three members voted in favor. Sheriff Merrill opposed. Motion carried.

Next Scheduled Board Meeting

Ms. Ellis noted to that she would like to retain the original date of the Board meeting for December 13, 2012 because of possible informal proceedings for denial of renewal.

Note: These minutes are not intended to be a verbatim transcript but are intended to record the significant features of the business conducted in this meeting. Discussed items are not necessarily shown in the chronological order they occurred.

December 13, 2012	(ss) Sheriff Jeff Merrell
Date Approved	Chairperson, Security Services Licensing Board

December 13, 2012	(ss) April Ellis
Date Approved	Bureau Manager, Division of Occupational & Professional Licensing