

BEFORE THE DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSING
OF THE DEPARTMENT OF COMMERCE
OF THE STATE OF UTAH

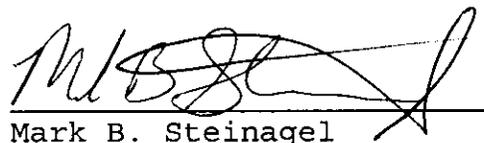
IN THE MATTER OF THE LICENSE OF	:	
JARED RHEES STANTYN	:	DEFAULT ORDER
TO PRACTICE AS AN	:	
ARMED PRIVATE SECURITY OFFICER	:	Case No. DOPL-2009-172
IN THE STATE OF UTAH	:	

The attached Notice of Entry of Default and Recommended Order is hereby adopted by the Director of the Division of Occupational and Professional Licensing of the State of Utah. Respondent's license to practice as an armed private security officer is thus revoked, effective the date of this Order.

IT IS FURTHER ORDERED that the revoked license, both wall and wallet sizes, as well as any embossed certificate, thus be surrendered to the Division of Occupational and Professional Licensing.

Dated this 17 day of August, 2009.




Mark B. Steinagel
Director

Pursuant to Subsection 63G-4-209(3), Respondent may seek to set aside the above-stated default order by filing such a request with the Division consistent with the procedures outlined in the Utah Rules of Civil Procedure.

BEFORE THE DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSING
OF THE DEPARTMENT OF COMMERCE
OF THE STATE OF UTAH

IN THE MATTER OF THE LICENSE OF	:	
JARED RHEES STANTYN	:	NOTICE OF ENTRY
TO PRACTICE AS AN	:	OF DEFAULT AND
ARMED PRIVATE SECURITY OFFICER	:	RECOMMENDED ORDER
IN THE STATE OF UTAH	:	Case No. DOPL-2009-172

BY THE ADMINISTRATIVE LAW JUDGE:

This adjudicative proceeding was initiated pursuant to the issuance of a June 4, 2009 notice of agency action. The notice recites Respondent was required to file a response within thirty (30) days of the mailing date of the notice.

The June 4, 2009 notice was sent to Respondent's last known address of [REDACTED], Riverton, Utah 84065 by certified and first class mail. The certified mailing was thus received on June 6, 2009. Respondent has not filed a response to the June 3, 2009 Petition.

The Division filed a July 13, 2009 motion for entry of default based on Respondent's failure to have filed a response. Utah Code Ann. §63G-4-209(1)(c) provides an order of default may enter if a respondent in a formal adjudicative proceeding fails to file a response.

Given Respondent's failure to have filed a response to the June 3, 2009 Petition, the Court concludes a proper basis exists

to enter Respondent's default and it is so entered. After the entry of a default order, §63G-4-209(4)(a) provides the presiding officer shall conduct further proceedings as necessary to complete the adjudicative proceeding without the participation of the party in default. §63G-4-209(4)(a) also provides a determination shall be made of all issues in the adjudicative proceeding, including those affecting the defaulting party.

The Court thus adopts the allegations set forth in Paragraph 4 of the June 3, 2009 Petition as its Findings of Fact. The Court also adopts Paragraph 8 of that Petition as its Findings of Fact and Conclusions of Law.

Specifically, the Court concludes Respondent engaged in unprofessional conduct based on his June 17, 2008 plea in abeyance to the charge of Communications Fraud. Respondent has engaged in conduct which adversely relates to his ability to safely practice his profession. The Court thus concludes a proper factual and legal basis exists to enter a disciplinary sanction as to Respondent's license. Absent any matters offered in defense or mitigation, the Court concludes the following Recommended Order is warranted:

RECOMMENDED ORDER

WHEREFORE, IT IS ORDERED Respondent's license to practice as an armed private security officer in this state shall be revoked, effective the date this Recommended Order may be adopted.

I hereby certify the foregoing Notice of Entry of Default, Findings of Fact, Conclusions of Law and Recommended Order were submitted to Mark B. Steinagel, Director of the Division of Occupational and Professional Licensing, on the 17th day of August 2009 for his review and action.




J. Steven Eklund
Administrative Law Judge