

# WISCONSIN DEPARTMENT OF REGULATION & LICENSING



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STATE OF WISCONSIN  
BEFORE THE DEPARTMENT OF REGULATION AND LICENSING

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IN THE MATTER OF THE DISCIPLINARY :  
PROCEEDINGS AGAINST :  
 : FINAL DECISION AND ORDER  
MITCHELL ALAN LIPPEL, :  
RESPONDENT. : LS0903065RSG

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Division of Enforcement Case No. 06 RSG 083

The parties to this action for the purposes of Wis. Stat. § 227.53 are:

Mitchell Alan Lippel  
3338 S. 13<sup>th</sup> Street  
Milwaukee, WI 53215-5010

Department of Regulation and Licensing  
Division of Enforcement  
PO Box 8935  
Madison, WI 53708-8935

PROCEDURAL HISTORY

The parties in this matter agree to the terms and conditions of the attached Stipulation as the final decision of this matter, subject to the approval of the Department Secretary. The Department has reviewed this Stipulation and considers it acceptable.

Accordingly, the Department in this matter adopts the attached Stipulation and makes the following:

FINDINGS OF FACT

1. Respondent Mitchell Alan Lippel, D.O.B. 03/24/1968, held a permit as a private security person in the state of Wisconsin (permit # 108-22931) from 02/14/2003, the date it was granted, to 08/31/2008, the date it expired.
2. Mr. Lippel's most recent address on file with the Wisconsin Department of Regulation and Licensing is 3338 S. 13<sup>th</sup> Street, Milwaukee, WI 53215-5010.
3. Mr. Lippel renewed his private security permit on the Department's website on August 15, 2006. In doing so, he answered "No" to the question:

HAVE YOU BEEN CONVICTED WITHIN THE PAST TWO YEARS OF A FELONY, A MISDEMEANOR OR A VIOLATION OF ANY STATE OR LOCAL LAW (OTHER THAN TRAFFIC) THAT IS PUNISHABLE BY A FORFEITURE, OR, ARE CHARGES PENDING? (If YES, provide information).

4. A criminal background check and review of the Wisconsin Circuit Court Access website revealed that at the time of his renewal, Mr. Lippel had a pending misdemeanor charge in Milwaukee County Circuit Court Case No. 2006 CM 003901, for theft-movable property <=\$2500.
5. According to the criminal complaint and police reports, Mr. Lippel was alleged to have stolen \$ 40.00 and

two cameras from a storage room at the Coca-Cola Corporation where he was working as a security guard. Mr. Lippel admitted to police that he stole the \$40.00, but denied taking any cameras.

6. On September 7, 2006, Mr. Lippel pled guilty to, and was convicted of, theft-movable property <=\$2500 in Milwaukee County Circuit Court in violation of Wis. Stat. §943.20(1)(A).

7. A judgment of conviction was entered on November 09, 2006, whereby Mr. Lippel was ordered to pay a fine and court costs of \$ 476.00, and restitution in the amount of \$ 40.00.

8. In resolution of this matter, Mitchell Alan Lippel wishes to voluntarily surrender the right to renew his private security permit.

#### CONCLUSIONS OF LAW

1. The State of Wisconsin Department of Regulation and Licensing has jurisdiction to act in this matter pursuant to Wis. Stat. § 440.26(6), and is authorized to enter into the attached Stipulation pursuant to Wis. Stat. § 227.44(5).

2. Pursuant to Wis. Admin. Code § RL 35.01(2), the Department may discipline a credential holder who has engaged in conduct reflecting adversely on professional qualification. Conduct reflecting adversely on professional qualification includes “[v]iolating, or aiding or abetting the violation of, any law the circumstances of which substantially relate to the practice of a private detective or private security person.”

3. Mr. Lippel’s conviction for a theft of \$40.00 that occurred while working as a private security person is a violation of law the circumstances of which substantially relate to the practice of a private security person.

4. Mr. Lippel’s theft conviction also subjects him to discipline pursuant to Wis. Stat. § 440.26(6)(a).

#### ORDER

1. NOW, THEREFORE, IT IS ORDERED that the VOLUNTARY SURRENDER of the RIGHT TO RENEW the Private Security Permit issued to Mitchell Alan Lippel, permit number 108-22931, is hereby ACCEPTED.

2. If Mitchell Alan Lippel ever applies for reinstatement of his Wisconsin private security permit (#108-22931), or ever applies for any license administered by the Wisconsin Department of Regulation and Licensing in the future, then he shall pay the costs of investigating and prosecuting this matter, in the amount of THREE HUNDRED DOLLARS (\$300.00), before any such application may be considered. Payment shall be made by **certified check or money order**, payable to the Wisconsin Department of Regulation and Licensing and sent to:

Department Monitor  
Division of Enforcement  
Department of Regulation and Licensing  
P.O. Box 8935, Madison, WI 53708-8935  
Telephone (608) 267-3817, Fax (608) 266-2264

3. This Order shall become effective upon the date of its signing.

THE DEPARTMENT OF REGULATION AND LICENSING

By Celia M. Jackson, Secretary  
Department of Regulation and Licensing

3/6/09

