

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

JACK F. JANUSZ	FINAL DECISION AND ORDER
RESPONDENT	98 RSG 039
	LS9908242RSG

The Parties to this action for the purposes of Wis. Stats. sec. 227.53 are:

*Jack F. Janusz
2621 W. Michigan #6
Milwaukee, WI 53233*

*Department of Regulation and Licensing
P.O. Box 8935
Madison, WI 53708-8935*

*Department of Regulation and Licensing
Division of Enforcement
P.O. Box 8935
Madison, WI 53708-8935*

The Department of Regulation and Licensing, having considered the Stipulation Agreement Annexed-hereto of the parties, in resolution of the captioned-matter makes the following:

ORDER

NOW, THEREFORE, IT IS HEREBY ORDERED pursuant to jurisdiction and authority granted to the Department, that the Stipulation Agreement annexed hereto, filed by Complainant’s Attorney, shall be and hereby is incorporated, made and ordered the Final Decision and Order of the State of Wisconsin, Department of Regulation and Licensing.

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Let a copy of this Order be served on Respondent by certified mail.

Dated this 17th day of August1999.

Marlene Cummings

IN THE MATTER OF THE DISCIPLINARY :

PROCEEDINGS AGAINST

JACK F. JANUSZ,

STIPULATION

RESPONDENT.

98 RSG 039

Respondent Jack F. Janusz, and Complainant's Attorney, Henry E. Sanders, Division of Enforcement, having reached agreement for disposition of the captioned-matter, stipulate and agree as follows:

1. Respondent Jack F. Janusz (Janusz), of 2621 West Michigan #6, Milwaukee, Wisconsin, was at all time material to the complaint, registered as a private security person, and has been so registered under the provisions of Ch. 440.26, Wis. Stats., since April 15, 1998.

2. On September 28, 1998, the Department received an application for a private detective agency license from Janusz, as the sole proprietor of J and J On Site Security. The Department did not receive a mandated photograph with the application and did not issue the requested credential.

3. The Stipulation shall be submitted to the Department of Regulation and Licensing (Department) for approval and disposition of the matter. If the terms of the Stipulation are not acceptable to the Department, then the parties shall not be bound by any of the provisions of the Stipulation.

a. This Stipulation is dispositive of Investigative Complaint # 98 RSG 039.

4. Respondent has been advised of his right to a public hearing on each and every allegation of the complaint, but hereby freely and voluntarily waives his right to a hearing in this matter, on the condition that all provisions of this Stipulation be acceptable to and approved by the Department.

a. Respondent further agrees to waive any appeal of the Department's Final Decision and Order adopting the Stipulation Agreement.

5. On December 2, 1998, Leo E. Doran, Director of Loss Prevention, Factory Card Outlet (FCO), 10328 West Silver Spring Road, Milwaukee, Wisconsin, provided copies of invoices, paychecks and a written narrative stating that the Respondent was employed by FCO from August 20, 1998 through September 28, 1998 as a "private contractor" providing security, while falsely representing himself as sole proprietor of J and J On Site Security.

6. On March 10, 1999, the Respondent provided original invoices, paycheck stubs, and a written narrative indicating he was employed by FCO from August 20, 1998 through September 28, 1998, while doing business as J and J On Site Security, an unregistered private detective agency.

7. By virtue of the above enumerated acts and/or omissions Respondent, Jack F. Janusz, has violated chapter 440.26(1)(a)1, Wis. Stats., License or Permit Required. (a) No person may do any of the following unless he or she has a license or permit issued under this section: 1. Advertise, solicit or engage in the business of operating a private detective agency.

8. Based upon the above and in settlement of these matters, Respondent, Jack F. Janusz hereby consents and agrees to a one (1) month suspension of his Private Security Person credential, effective ten (10) days after this stipulation is signed by the Department's Secretary, or her designee; and that the Department will hold any Private Detective Agency credential that Respondent applies for, for a period of one (1) month after the Department determines Respondent is eligible for the credential.

9. On or before the effective date of the Department's order, Respondent shall submit all certificates/credentials previously issued to him, to the attention of the Department's monitor, Michelle Neverman, P.O. Box 8935, Madison, WI 53708-8935. After serving the ordered suspension, his certificates/credentials will be returned to him and he may commence performing private security person related activities, as permitted by law.

10. Respondent further agrees that this stipulation agreement may be incorporated into the Department's Final

Decision and Order adopting the stipulation agreement.

11. Respondent further agrees that Complainant’s attorney Sanders may appear at any closed-deliberative meeting of the Department with respect to this stipulation, but that appearance is limited solely to clarification, justification, and to statements in support of the stipulation and for no other purpose.

<u>Jack F. Janusz</u>	<u>July 7, 1999</u>
Respondent	Date
-	
<u>Henry E. Sanders</u>	<u>July 13, 1999</u>
Complainant’s Attorney	Date