

WISCONSIN DEPARTMENT OF REGULATION & LICENSING



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STATE OF WISCONSIN
BEFORE THE DEPARTMENT OF REGULATION AND LICENSING

In The Matter of Disciplinary Proceedings

Against:

DANIEL J. CARROLL,

ORDER REVOKING TEMPORARY

CONDITIONAL PRIVATE SECURITY
PERMIT

Applicant

LS0105151RSG

Applicant:

Daniel J. Carroll

178 Spangler Dr.

Raeford, NC 28376

Applicant's Agency Employer:

Special Response Corporation

c/o John R. Seals

10612 Beaver Dam Rd.

Hunt Valley, MD 21030

FINDINGS OF FACT

1. Daniel J. Carroll (Applicant) whose address is 178 Spangler Dr., Raeford, NC 28376 holds Temporary Conditional Private Security Permit No. 17443 which was issued by the State of Wisconsin Department of Regulation and Licensing (Department) under a Stipulation and Order for Issuance of Conditional permit, a copy of which is annexed hereto.

2. The Order for Issuance of Conditional Permit includes the following provisions:

"The Applicant agrees to accept a conditional private security permit subject to the terms and conditions set forth below:

"1) The permit is conditioned upon successful completion of a FBI background search on the Applicant.

"2) Upon receipt of an adverse background report, the Department may, without further notice, pleading, appearance or consent of the parties issue an Order revoking the conditional permit. An Order issued pursuant to this paragraph will be sent to Applicant's mailing address, and a copy shall be sent to Applicant's Agency Employer. Applicant waives all rights to any appeal of a Department order revoking the permit if adopted pursuant to the terms of this paragraph."

3. The Department received a criminal history report from the United States Department of Justice, Federal Bureau of Investigation, updated on May 9, 2001, which indicates Applicant has been convicted of the following crime in the State of North Carolina:

a. April 12, 1995 – Felony – Obtain controlled substances by altered prescriptions

A copy of the adverse criminal history report is attached hereto.

4. The Department has not received any evidence that Applicant has been pardoned for any felony conviction identified in the criminal history report described in paragraph 3, above.

CONCLUSIONS OF LAW

A. Applicant has not met the condition in the Order that requires successful completion of a FBI background search on the Applicant.

B. Under sec. 440.26(5m)2., Stats., an individual who has been convicted of a felony in this state or elsewhere and who has not been pardoned for that felony is not eligible for a permit under sec. 440.26, Stats.

C. On the basis of the criminal history report described in paragraph 3. of the FINDINGS OF FACT, above, Applicant has been convicted of a felony in this state or elsewhere and has not been pardoned for that felony.

D. Applicant is not eligible for a permit under sec. 440.26, Stats.

E. The Department has authority to issue the following Order under Chapter 440, Stats., and the provisions in the Stipulation and Order for Issuance of Conditional Permit.

ORDER

Now, Therefore, It Is Ordered That the Temporary Conditional Private Security Permit No. 17443 of Daniel J. Carroll is REVOKED and Applicant Daniel J. Carroll shall cease and desist from acting as a private security person and from engaging in private security activities in Wisconsin.

It Is Further Ordered That Applicant shall have an opportunity to challenge the accuracy of the information contained in the criminal history report described in paragraph 3. of the FINDINGS OF FACT, above by submitting information to the Administrator, Division of Business Licensure and Regulation, P.O. Box 8935, Madison WI 53708-8935 within 10 days after the date of signing, below.

It Is Further Ordered That Revocation of the Applicant's temporary conditional private security permit shall become effective on the tenth day after the date of signing, below.

It Is Further Ordered That Applicant shall im