

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

BILLY B. HODGES,

ORDER REVOKING CONDITIONAL

PRIVATE SECURITY PERMIT

APPLICANT

LS0108211RSG

APPLICANT:

Billy B. Hodges

907 Redcross St.

Wilmington, NC 28401

APPLICANT'S AGENCY EMPLOYER:

Huffmaster Crisis Response, L.L.C.

1300 Combermere Dr.

Troy, MI 48083

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FINDINGS OF FACT

1. On or about November 8, 2001, the State of Wisconsin Department of Regulation and Licensing issued Conditional Private Security Permit No. 16040 to Billy B. Hodges, (Applicant), 907 Redcross Street, Wilmington, NC 28401. The Department issued this permit pursuant to a Stipulation and Order for Issuance of Conditional Permit executed by the Applicant. A copy of the Stipulation and Order is attached to this document as Exhibit A.

2. The Order for Issuance of Conditional Permit provides that the Applicant agrees to accept a conditional private security permit subject to the following terms and conditions:

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. Applicant indicated on his application "NO" To the question "Have you ever been convicted of a felony or misdemeanor ...in this or any other state....?"

4. The Department has received an adverse background report from the United States Department of Justice, Federal Bureau of Investigation, which indicates Applicant has an arrest and conviction record for Criminal Mischief (1990), Harassment (1995), Harassment (two counts in 1999) and Criminal Violation of a Restraining Order (1999). A copy of the adverse criminal history report is attached to this document as Exhibit B.

CONCLUSIONS OF LAW

A. Applicant has not met the condition requiring successful completion of a FBI background search set forth in the Order for Issuance of Conditional Permit.

B. Under sec, 440.26(6)(a)(1), (2) and (3), Stats., the department may impose discipline including revocation against a permit holder who has been convicted of a misdemeanor, engaged in conduct reflecting adversely on his or her professional qualification, or made a false statement in connection with any application for a license or permit.

C. On the basis of the criminal history report described in Findings of Fact paragraph 4, above, Applicant engaged in conduct reflecting adversely on his professional qualification and made a false statement in connection with his application for his permit.

D. 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:

1. The Conditional Private Security Permit No. 16040 of Billy B. Hodges is hereby REVOKED. Applicant Hodges shall cease and desist from acting as a private security person and from engaging in private security activities in Wisconsin.
2. Applicant shall have an opportunity to challenge the accuracy of the information contained in the criminal history report described above by submitting information to the Administrator, Division of Business Licensure and Regulation, PO Box 8935, Madison WI 53708-8935, within 10 days after the date of signing below.
3. Revocation of the Applicant's conditional private security permit shall become effective on the tenth day after the date of signing of this Order.
4. Upon revocation of the Applicant's permit, he shall immediately return the wallet size conditional private security permit and the 3 1/2 x 5 1/4 wall certificate to the Department of Regulation and Licensing, PO Box 8935, Madison, WI 53708-8935.

Dated this 21st day of August 2001.

STATE OF WISCONSIN

DEPARTMENT OF REGULATION AND LICENSING

Cletus J. Hansen, Administrator

Division of Business Licensure and Regulation