

WISCONSIN DEPARTMENT OF REGULATION & LICENSING



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STATE OF WISCONSIN

BEFORE THE DEPARTMENT OF REGULATION AND LICENSING

IN THE MATTER OF THE DISCIPLINARY

PROCEEDINGS AGAINST:

LOGAN M. KROLL,

FINAL DECISION AND ORDER

RESPONDENT

LS0110122RSG

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

Logan M. Kroll

3756 Glenhurst

Oshkosh, WI 54901

Department of Regulation and Licensing

P.O. Box

Madison, WI 53708-8935

Department of Regulation and Licensing

Division of Enforcement

P.O. Box 8935

Madison, WI 53708-8935

The state of Wisconsin, Department of Regulation and Licensing, having considered the Stipulation Agreement annexed-hereto of the parties, in resolution of the captioned-matters, 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.

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

Dated this 12th day of October, 2001.

Oscar Herrera

Secretary or his designee

Department of Regulation and Licensing

IN THE MATTER OF THE DISCIPLINARY

PROCEEDINGS AGAINST:

LOGAN M. KROLL,

STIPULATION

RESPONDENT

99 RSG 046

Respondent Logan M. Kroll (Kroll) 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 Kroll, whose last address of record with the Department is 507 Janesville Street, Oregon, Wisconsin 53575, is and was at all time material to the complaint, issued a permit as a private security person (108-#7332), and had been so licensed under the provisions of subchapter II, sec. 440.26, Wis. Stats., and ch. RL 31, WIS. Adm. Code, since April 3, 1998.

a. Respondent's private security person's permit is currently expired, but he has the right to renewal, thusly, is still subject to the jurisdiction of the Department.

2. This Stipulation, shall be submitted to the Department of Regulation and Licensing (department) for approval and disposition of the matters. If the terms of the Stipulation are not acceptable to the Department, then the parties shall not be bound by any provision of the Stipulation.

a. This Stipulation is dispositive of Investigative Complaint #99 RSG 046.

3. Respondent has been advised of his right to a public hearing on each and every allegation of the complaint, but hereby freely and voluntarily waive his right to a hearing in these matters 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.

4. The Department received a Madison, Wisconsin Police Department Press Release dated November 7, 1999, involving Respondent Kroll which indicated that Respondent had been arrested on State Street in Madison, Wisconsin, and was in jail for two (2) counts of carrying concealed weapons, to wit:

"Police received a report of a man carrying a concealed knife who was overheard threatening to use it to stab someone. The man, Kroll, was easily distinguishable by his description of wearing all black, sporting an eye patch. The officer asked him if he had any weapons and he replied yes and started to reach for one to show officers. The officers assumed that task for him and found a double edged knife concealed in a sheath attached to a homemade shoulder holster. He also had a Wesson .22 semi-automatic handgun containing 46 rounds of ammunition in his rear waist band. Kroll, arrested in Middleton (WI.) in 4/99 indicated that he is a bodyguard."

5. The Department opened a subject complaint against Respondent Kroll, to investigate the matters and determined that on October 4, 1999, in Dane County Circuit Court, Case #99 CM 003487, the Honorable Judge Angela B. Bartell presiding, Respondent Kroll, pursuant to a plea agreement pled No Contest to two (2) counts of carrying a concealed weapon in violation of sec. 941.23, WIS. Stats., Class A Misdemeanors, and on October 4, '99, was sentenced to 2 years in prison on each count, to run concurrently, which sentences were withheld, and he was ordered probation. See Exhibit "A", certified copy of Judgment of Conviction, Sentence Withheld, Probation Ordered dated October 5, 1999.

6. That attached hereto as Exhibit "A1" is a certified copy of the Criminal Complaint pursuant to which Respondent Kroll plea bargained and based his plea of No Contest to counts 1 & 2, dated September 8, 1999.

7. Pursuant to investigating the above matter, it was determined that Respondent had also on October 5, 1999, pled No Contest to a one (1) count violation of sec 941.23, WIS. Stats., carrying a concealed weapon, a class A misdemeanor, occurring on April 7, 1999. Respondent was sentenced to two (2) years in prison to run concurrent with the sentences ordered and enumerated in paragraph 5 supra, which sentence was withheld and Respondent was placed on 2 years probation. See Exhibit "B," certified copy of Judgment of Conviction, Sentence Withheld, Probation Ordered dated October 5, 1999.

8. That attached hereto as Exhibit "B1" is a certified copy of the Criminal Complaint pursuant to which Respondent plea-bargained and based his plea of No Contest, dated April 7, 1999.

9. Respondent Kroll had no authority to carry a weapon pursuant to his permit as a private security person, and he failed to notify the Department of Regulation and Licensing of the above mentioned convictions.

10. By virtue of the acts enumerated in Exhibits "A-A1" & "B-B1," Respondent Kroll has violated sec. 440.11(1), Wis. Stats., change of name or address; violated subchapter II, secs. 440.26(4m)(a)-(b), Wis. Stats., Reporting violations of law. (b) Reporting requirement. A person who holds a license or permit issued under this section and who is convicted of a felony or misdemeanor, or is found to have committed a violation, in this state or elsewhere, shall notify the Department in writing of the date, place and nature of the Conviction or Finding within 48 hours after the entry of the Judgement of Conviction or the Judgment Finding that the person committed the violation; violated secs. 440.26(6)(a)(1)-(2); (6)(a)(1). Been convicted of a misdemeanor or found to have violated any state or local law that is punishable by a forfeiture, and (2), engaged in conduct reflecting adversely on his/her professional qualifications; violated sec. RL 35.01(2),(8), Wis. Adm. Code. Unprofessional Conduct. (2) violating, or aiding or abetting the violation of, any law the circumstances of which relates substantially to the practice of a private security person, ... been convicted of a felony, misdemeanor or ordinance violation, as defined in sec. 440.26(4m), Stats., shall send to the Department within 48 hours after the Judgement of Conviction or the Judgment finding that the person committed the violation, a copy of the complaint or other information which describes the nature of the crime or conviction and the Judgment of Conviction in order that the Department may determine whether disciplinary action must or should be taken against credential holder, and (8) violating state or federal law rules or regulations related to the care, handling or use of firearms or other dangerous weapons.

11. Based upon the above and in settlement of these matters, Respondent Kroll hereby consents, accepts and agrees to voluntarily surrender his private security person permits, and or his right to renew same.

12. Upon receipt of the Final Decision and Order adopting the Stipulation Agreement, Respondent shall submit all original private security person permits or licenses previously issued to him to:

Marlene Meyer

Monitor

Division of Enforcement

P.O. Box 8935

Madison, WI 53708-8935

13. Respondent agrees that this Stipulation Agreement may be incorporated into the Department's Final Decision and Order adopting the Stipulation Agreement.

14. Respondent further agrees that Complainant's Attorney Sanders, and Bureau Director Clete Hansen, may appear at any closed-deliberative meeting of the Department with respect to the Stipulation, but those appearances shall be limited solely to clarification, justification, and to statements in support of the Stipulation and for no other purpose.

Logan M. Kroll	10-6-01
Respondent	Date
Henry E. Sanders	10-10-01
Complainant's Attorney	Date