

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 :
 :
 : FINAL DECISION AND ORDER
PAUL A. VENEMA and AM-KOR AGENCY, : LS0401052RAL
RESPONDENTS. :

Division of Enforcement Case No. 01 RAL 011

The parties to this action for the purposes of Section 227.53 of the Wisconsin statutes are:

Paul A. Venema
PO Box 1001
Delevan, WI 53115

Am-Kor Agency
PO Box 1001
Delevan, WI 53115

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

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. 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. Paul A. Venema (Date of Birth: January 19, 1950) is licensed as a Private Detective (license #63-9602) in the state of Wisconsin. Mr. Venema’s latest address on file with the Department is Post Office Box 1001, Delevan, WI 53115. The Department has learned that Mr. Venema is incarcerated at the Walworth County Law Enforcement Center, Huber Section, W4045 County Road NN, Elkhorn, WI 53121. The license was first granted on July 6, 1995. The license expired on September 1, 2000. Mr. Venema has the right to renew this license upon payment of a late fee and the renewal credential fee pursuant to Sec. 440.08(3), Stats. Mr. Venema has not as this date submitted any renewal fees and late fees for his Private Detective license.
2. Am-Kor Agency is licensed as a Private Detective Agency (license #62-15593) in the state of Wisconsin. The latest address on file with the Department for Am-Kor Agency is Post Office Box 1001, Delevan, WI 53115. The license was first granted on July 6, 1995. Paul A. Venema is identified in Department of Regulation and Licensing records as the sole proprietor of Am-Kor Agency. The license expired on September 1, 2000. Prior to September 1, 2000, Am-Kor Agency's license had been put on Hold status by the Department. The reason for the Hold was that Am-Kor's bond or liability policy had expired and no new bond or liability policy was in place, contrary to Secs. 440.26(3) and (4), Stats., and Wis. Admin. Code § RL 31.034. The Am-Kor Agency has the right to renew this license upon payment of a late fee and the renewal credential fee pursuant to Sec. 440.08(3), Stats. As of this date, no renewal fees and late fees have been received for Am-Kor Agency. No license can be issued, however, until a bond or liability policy, which shall be approved by the Department, has been executed or filed with the Department.

3. On or about July 30, 1990, Mr. Venema was convicted of Driving While Intoxicated in the City of Sunland Park, New Mexico Municipal Court. True and correct copies of the Criminal Complaint, DWI Citation, Waiver of Counsel, Guilty Plea Proceedings and Judgement and Sentence are attached as Exhibit A and are incorporated herein by reference.
4. On or about March 24, 1992, Mr. Venema was convicted in the City of Delavan Municipal Court of one charge of Operating Under Influence of Intoxicant or Other Drug. A true and correct copy of the City of Delavan Municipal Court Citation Screen Listing is attached as Exhibit B and is incorporated herein by reference.
5. On or about June 28, 1995, Mr. Venema filed with the Department of Regulation and Licensing an Application for Private Detective License. A copy of the Application for Private Detective License is attached as Exhibit C and is incorporated herein by reference.
6. The application contained the following language on Page 2 of the form:

"a. Have you ever been convicted of a misdemeanor or a felony? **If Yes, attach a sheet providing details about the crime, including date of conviction, court and penalty.** (Please do not give details on minor traffic convictions, but do include information relating to Driving While Intoxicated (DWI) convictions.)"

Mr. Venema indicated "NO" to the above question.

7. On or about June 28, 1995, Mr. Venema filed with the Department of Regulation and Licensing an Application for Private Detective Agency License concerning Am-Kor Agency. A copy of the Application for Private Detective License Agency License is attached as Exhibit D and is incorporated herein by reference.
8. The application contained the following language on Page 4 of the form:

"a. Has the applicant ever been convicted of a misdemeanor or a felony? **If Yes, attach a sheet providing details about the crime, including date of conviction, court and penalty.** (Please do not give details on minor traffic convictions, but do include information relating to Driving While Intoxicated (DWI) convictions.)"

Mr. Venema indicated "NO" to the above question.

9. On or about January 1996, Mr. Venema filed with the Department of Regulation and Licensing, Bureau of Direct Licensing and Real Estate, a Loan Solicitor Registration Application. The application contained the following language:

"Has the applicant ever been convicted of a misdemeanor or a felony? **If YES, attach a sheet providing details about the crime, including date of conviction, court and penalty.** (Please do not give details on minor traffic convictions, but do include information relating to Driving While Intoxicated (DWI) convictions.)"

Mr. Venema indicated "No" to the above question.

A copy of the Department of Regulation and Licensing, Bureau of Direct Licensing and Real Estate, Loan Solicitor Registration Application is attached and incorporated herein as Exhibit E.

10. Based on the information on his Registration Application, Respondent was granted a certificate of registration as a Loan Solicitor by the Wisconsin Department of Regulation and Licensing on January 10, 1996. The certificate of registration expired on January 1, 1999, and has not been renewed.
11. On or about July 25, 2001, Mr. Venema was convicted in Walworth County, Wisconsin Circuit Court of one count of felony Private Interest in a Public Contract Prohibited. Mr. Venema appealed the verdict to the Wisconsin Court of Appeals, District II. On or about July 31, 2002, the Court of Appeals issued an opinion that reversed the conviction and cause remanded with directions.

12. On or about January 29, 2003, Mr. Venema was convicted in Walworth County, Wisconsin Circuit Court of two felony charges of Bail Jumping, three misdemeanor charges of Fourth Degree Sexual Assault, and two misdemeanor charges of Disorderly Conduct. True and correct copies of the Criminal Complaints and Judgments of Conviction in Walworth County Cases 02 CF 407 and 02 CF 509 are attached as Exhibit F and are incorporated herein by reference.

13. On or about June 10, 2003, Mr. Venema pled no contest in Walworth County, Wisconsin Circuit Court to one count of felony Private Interest in a Public Contract Prohibited. A true and correct copy of the Criminal Complaint, Information and Judgment of Conviction in Walworth County Case 01 CF 00005 is attached as Exhibit G and is incorporated herein by reference.

14. In resolution of this matter, Mr. Venema and the Am-Kor Agency consents to the entry of the following Conclusions of Law and Order.

CONCLUSIONS OF LAW

1. Sec. 440.26(6)(b), Stats., indicates that the Department shall revoke the license or permit of any person who has been convicted of a felony in this state.
2. Sec. 440.26(6)(a)3, Stats., and Wis. Admin. Code § RL 35.01(17) indicates that the Department may reprimand the holder of a license or permit issued under this section or revoke, suspended or limit the license or permit of a person who has made a false statement in connection with any application for a license or permit under this section.

ORDER

NOW, THEREFORE, **IT IS HEREBY ORDERED** that

1. The Department of Regulation and Licensing **ACCEPTS** the **SURRENDER** of the Private License of Paul A. Venema (license # 63-9602) and the **SURRENDER** of the Private Detective Agency License of the Am-Kor Agency (license # 62-15593).
2. **IT IS FURTHER ORDERED** that should Mr. Venema reapply for a Wisconsin Private Detective license and/or a Private Detective Agency license, the Department of Regulation and Licensing may in its sole discretion determine, whether, and under what terms and conditions, this permit may be issued.
3. This Order shall become effective upon the date of its signing.

THE DEPARTMENT OF REGULATION AND LICENSING

By: Mary Woolsey Schlaefer	1-5-04
Deputy Secretary	Date