

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

CARL E. RUCKER AND
RUCKER DETECTIVE AGENCY,
RESPONDENTS.

:
:
ORDER FIXING COSTS
LS0404303RSG
:
:

Division of Enforcement Case File No. 00 RSG 040

PROCEDURAL HISTORY

On July 18, 2005, the Department of Regulation and Licensing filed its Final Decision and Order in the above-captioned matter. The Final Decision and Order included a provision imposing costs of the proceedings against Respondents.

Administrative Law Judge Colleen M. Baird filed with the Department an Affidavit of Costs in the amount of \$1,160.58 on or about July 26, 2005.

On or about July 29, 2005, Division of Enforcement Attorney Claudia Berry Miran filed an Affidavit of Costs with the Department of Regulation and Licensing in the amount of \$30,870.70.

On or about August 1, 2005, Administrative Law Judge William L. Dusso filed an Affidavit of Costs in the amount of \$7,778.05 with the Department.

On or about August 16, 2005, Respondents' attorney filed objections to the imposition of costs. Further Department action on the matter of costs in these proceeding was tabled, in light of the Respondent's appeal of the underlying disciplinary order. The reviewing court issued an order staying imposition of the Department's order on or about September 7, 2005.

On September 18, 2006, Milwaukee Circuit Court Branch 14 Judge Christopher R. Foley filed an Order affirming the July 18, 2005 Order of the Department.

CONCLUSIONS OF LAW

Wis. Stat. § 440.22 grants the Department authority, in addition to imposing discipline, to assess all or part of the costs of the proceedings in any disciplinary proceeding in which the Department orders suspension, limitation or revocation of the credential or reprimands the credential holder.

ORDER

Having now considered the affidavits of costs filed and any objections received, the Department of orders as follows:

NOW, THEREFORE, IT IS ORDERED that

1. Within thirty days from the date of signing of this Order, Respondents shall pay the costs of this proceeding in the amount of \$39,809.33. Respondent are jointly and severally liable for payment of costs. Payments shall be made by *certified check or money order*, payable to the Wisconsin Department of Regulation and Licensing and sent to:

Department Monitor
Division of Enforcement
Department of Regulation and Licensing
P.O. Box 8935
Madison, WI 53708-8935
Telephone (608) 261-7904
Fax (608) 266-2264

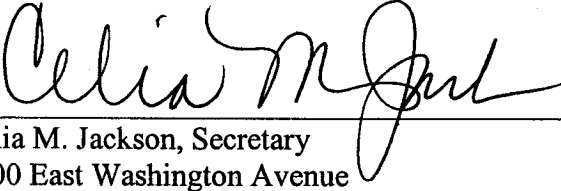
2. Failure of Respondents to make timely payment in full on or before thirty days from the date of signing of this Order shall constitute a violation of this Order.

3. The Department of Regulation and Licensing may not restore, renew or otherwise issue any credential to the respondents until respondents have made payment to the Department in the full amount assessed. Wis. Stat. § 440.22 (3).

Dated 10/26/06 2006.

DEPARTMENT OF REGULATION AND LICENSING

By:



Celia M. Jackson, Secretary
1400 East Washington Avenue
PO Box 8935
Madison WI 53708-8935