

# WISCONSIN DEPARTMENT OF REGULATION & LICENSING



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STATE OF WISCONSIN  
BEFORE THE DEPARTMENT OF REGULATION AND LICENSING

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IN THE MATTER OF THE APPLICATION:

FOR A PRIVATE SECURITY PERMIT OF :	<b>PROPOSED FINAL DECISION</b>
:	<b>AND ORDER</b>
KENNETH C. HILL,	:
APPLICANT,	: LS0608011RSG

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Division of Enforcement Case No. 06RSG028

The State of Wisconsin, Department of Regulation and Licensing, having considered the above-captioned matter and having reviewed the record and the Proposed Decision of the Administrative Law Judge, makes the following:

ORDER

NOW THEREFORE, it is hereby ordered that the Proposed Decision annexed hereto, filed by the Administrative Law Judge, shall be and hereby is made and ordered the Final Decision of the State of Wisconsin, Department of Regulation and Licensing.

The rights of a party aggrieved by this Decision to petition the department for rehearing and the petition for judicial review are set forth on the attached "Notice of Appeal Information."

Dated this 25<sup>th</sup> day of January, 2007.

Celia M. Jackson  
Secretary  
Department of Regulation and Licensing

IN THE MATTER OF THE :  
APPLICATION FOR A PRIVATE : **PROPOSED FINAL DECISION**  
SECURITY PERMIT OF : **AND ORDER**  
KENNETH C. HILL, :  
APPLICANT, : LS0608011RSG

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(Division of Enforcement 06RSG028)

TO: Kenneth C. Hill  
101 High Street  
Spooner, WI 54801

John N. Schweitzer, Attorney at Law  
Division of Enforcement  
1400 East Washington Avenue  
P.O. Box 8935  
Madison, WI 53708-8935

The hearing in this matter was scheduled for September 29, 2006. The day prior to the hearing, the undersigned was informed by Attorney John Schweitzer that the applicant wished to withdraw his request for a hearing. Based upon this information, the hearing in this matter was adjourned on September 28, 2006. The applicant subsequently confirmed in writing to the Department that he wished to withdraw his application for licensure.

#### FINDINGS OF FACT

1. The applicant, Kenneth C. Hill, (d/o/b: 11/29/75), applied for a private security permit on or about April 20, 2006.
2. Mr. Hill's latest address on file with the Department of Regulation and Licensing ("Department") is 101 High Street, Spooner, Wisconsin, 54801.
3. On July 14, 2006, the Department denied Mr. Hill's application for a private security license was denied on the basis that he had been convicted of misdemeanor crimes which were substantially related to the private security profession; that he did not disclose all of his convictions to the Department; and that he did not submit all required documentation to complete his application.
4. The convictions of record for Mr. Hill included the following:
  - May 24, 1995, Misdemeanor Theft, Check Forgery
  - May 30, 1995, Misdemeanor Check Forgery
  - June 21, 1995, Misdemeanor Sexual Conduct Third Degree
5. The application for a private security license requires that the applicant answer question "A" under "Statement of Arrest or Conviction" that states:

"Have you ever been convicted of a misdemeanor or felony or driving while intoxicated (DWI) in this or any other state, or are criminal charges currently pending against you? If yes, complete and attach Form #2252.
6. Mr. Hill's response to the question was to check the box marked "Yes."
7. Mr. Hill reported on Form #2252 that he had a conviction for "3<sup>rd</sup> Degree Gross Misdemeanor Criminal Sexual Conduct."

8. The Department notified Mr. Hill by letter dated May 5, 2006, that he was required to submit a photograph of himself. Mr. Hill's application is deemed incomplete because he did not submit the required photograph.
9. On July 14, 2006, Mr. Hill made a timely request for a hearing to challenge the denial of his application for licensure.
10. On November 2, 2006, the Department received a letter from Mr. Hill which stated that he would like to withdraw his request for a hearing to challenge the denial of his application for a private security permit.

#### CONCLUSIONS OF LAW

1. The Department of Regulation and Licensing has jurisdiction in this matter under sec. §§111.335(1)(c), 227. 42, 227.44, 440.03, (13), 440.25 (5m), Wis. Stats. and Wis. Admin. Code §§ RL 1 and RL 31.02(3).

#### ORDER

NOW, THEREFORE, it is hereby proposed that the decision of the Department of Regulation and Licensing, dated July 14, 2006, be adopted as the Final Decision and Order in this matter and that this proceeding be DISMISSED.

Dated this \_\_\_\_\_ day of January 2007.

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Colleen M. Baird  
Administrative Law Judge  
P.O. Box 8935  
Madison, WI 53708