

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**
: **LS0806196RSG**
SSA SECURITY, INC., D/B/A :
SILVERHAWK SECURITY, :
RESPONDENT. :

Division of Enforcement File: 07 RSG 010

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

SSA Security, Inc., d/b/a Silverhawk Security
160 Pacific Avenue
Number 222
San Francisco, California 94111

Department of Regulation and Licensing
Division of Enforcement
Post Office Box 8935
Madison, Wisconsin 53708-8935

PROCEDURAL HISTORY

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. SSA Security, Inc., d/b/a Silverhawk Security is duly licensed as a Private Detective Agency in the state of Wisconsin (license #62-16391) by the Wisconsin Department of Regulation and Licensing (Department). The license was first granted on July 2, 2004, and is current through August 31, 2009. The last address SSA Security, Inc., d/b/a Silverhawk Security reported to the Department is 160 Pacific Avenue, Number 222, San Francisco, California 94111.

2. SSA Security, Inc., d/b/a Silverhawk Security has informed the Department that in 2006 and 2007 it employed approximately 90 security guards at various work sites in the Milwaukee, Wisconsin, area who were allowed to work without private security permits.

3. SSA Security, Inc., d/b/a Silverhawk Security has informed the Department that has instituted a system to verify that employees have current private security permits.

4. In resolution of this matter, SSA Security, Inc., d/b/a Silverhawk Security consents to the entry of the following Conclusions of Law and Order.

CONCLUSIONS OF LAW

1. The Wisconsin Department of Regulation and Licensing is authorized to enter in the attached Stipulation pursuant to Wis. Stat. sec. 227.44(5).

2. By the conduct referred to in Findings of Fact 2., SSA Security, Inc., d/b/a Silverhawk Security violated Wis. Stat. sec. 440.26(6)(a)2. The Department may limit, suspend, revoke or reprimand a credential holder who engaged in conduct reflecting adversely on his or her professional qualification.

3. By the conduct referred to in Findings of Fact 2., SSA Security, Inc., d/b/a Silverhawk Security violated Wis. Stat. sec. 440.26(6)(a)4. The Department may limit, suspend, revoke or reprimand a credential holder who has violated this section or any rule promulgated or order issued under this section.

4. By the conduct referred to in Findings of Fact 2., SSA Security, Inc., d/b/a Silverhawk Security violated Wis. Admin. Code § RL 35.01(9). The department may deny an application for renewal, limit, suspend or revoke a credential, or reprimand a credential holder upon proof that the credential holder or any owner of an agency has engaged in conduct reflecting adversely on professional qualification. Conduct reflecting adversely on professional qualification includes, but is not limited to, any of the following:

(9). Violating any rule in chs. RL 30 to 35.

5. By the conduct referred to in Findings of Fact 2., SSA Security, Inc., d/b/a Silverhawk Security violated Wis. Admin. Code § RL 35.01(13). The department may deny an application for renewal, limit, suspend or revoke a credential, or reprimand a credential holder upon proof that the credential holder or any owner of an agency has engaged in conduct reflecting adversely on professional qualification. Conduct reflecting adversely on professional qualification includes, but is not limited to, any of the following:

(13). Assigning any person to perform private detective or security personnel duties who has not been issued a license or permit prior to performing the services or who has not properly notified the department of an employment transfer pursuant to s. RL 32.05.

ORDER

NOW, THEREFORE, IT IS HEREBY ORDERED that SSA Security, Inc., d/b/a Silverhawk Security (license #62-16391) is **REPRIMANDED**.

IT IS FURTHER ORDERED that SSA Security, Inc., d/b/a Silverhawk Security pay costs in the amount of **ONE THOUSAND** dollars (\$1,000.00) in this matter.

All payments shall be submitted within 120 days from the date of this order. Payment 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
Post Office Box 8935
Madison, Wisconsin 53708-8935
608-261-7904

IT IS FURTHER ORDERED that in the event that SSA Security, Inc., d/b/a Silverhawk Security fails to timely complete any and all of the terms of this Order, the Private Detective Agency license of SSA Security, Inc., d/b/a Silverhawk Security (license #62-16391) **SHALL BE SUSPENDED**, without further notice or hearing, until SSA Security, Inc., d/b/a Silverhawk Security has complied with the terms of this Order.

The effective date of this Order shall be the date the order is signed by the Secretary or her designee.

THE DEPARTMENT OF REGULATION AND LICENSING

By Celia M. Jackson
Secretary

6/19/08

**STATE OF WISCONSIN
BEFORE THE DEPARTMENT OF REGULATION AND LICENSING**

IN THE MATTER OF THE :

DISCIPLINARY PROCEEDINGS :

AGAINST :

STIPULATION

LS#08 _____ RSG

SSA SECURITY, INC., D/B/A :

SILVERHAWK SECURITY, :

RESPONDENT. :

Division of Enforcement File: 07 RSG 010

It is hereby stipulated between SSA Security, Inc., d/b/a Silverhawk Security (hereinafter Respondent), and Claudia Berry Miran, attorney for the Department of Regulation and Licensing, Division of Enforcement, as follows:

1. This Stipulation is entered into as a result of a pending investigation of Respondent's licensure by the Division of Enforcement (07 RSG 010). Respondent consents to the resolution of this investigation by Stipulation and without the issuance of a formal complaint.
2. Respondent understands that by signing this Stipulation that it voluntarily and knowingly waive its rights, including: the right to a hearing on the allegations against it, at which time the state has the burden of proving those allegations by a preponderance of the evidence; the right to confront and cross-examine the witnesses against it; the right to call witnesses on its behalf and to compel their attendance by subpoena; the right to testify itself; the right to file objections to any proposed decision and to present briefs or oral arguments to the officials who are to render the final decision; the right to petition for rehearing; and all other applicable rights afforded to it under the United States Constitution, the Wisconsin Constitution, the Wisconsin Statutes, the Wisconsin Administrative Code, and other provisions of state or federal law.
3. Respondent has been provided the opportunity to obtain legal counsel prior to signing this Stipulation.
4. Respondent agrees to the adoption of the attached Final Decision and Order by the Department of Regulation and Licensing (Department). The parties to the Stipulation consent to the entry of the attached Final Decision and Order without further notice, pleading, appearance or consent of the parties. Respondent waives all rights to any appeal of the Department's order, if adopted in the form as attached.
5. If the terms of this Stipulation are not acceptable to the Department, the parties shall not be bound by the contents of this Stipulation, and the matter shall then be returned to the Division of Enforcement for further proceedings. In the event that the Stipulation is not accepted by the Department, the parties agree not to contend that the Department has been prejudiced or biased in any manner by the consideration of this attempted resolution.
6. The parties to this Stipulation agree that the attorney or other agent for the Division of Enforcement may appear before the Department in open or closed session, without the presence of Respondent or Respondent's attorney, for purposes of speaking in support of this agreement and answering questions that the Department may have in connection with the Department's deliberations on the Stipulation.
7. Respondent is informed that should the Department adopt this Stipulation, the Department's Final Decision and Order is a public record and will be published in accordance with standard Department procedure.
8. The Division of Enforcement joins SSA Security, Inc., d/b/a Silverhawk Security, in recommending the Department adopt this Stipulation and issue the attached Final Decision and Order.

Security
Respondent
160 Pacific Avenue
Number 222
San Francisco, California 94111
License Number 62-16319

Date

Claudia Berry Miran
Attorney
Division of Enforcement
Post Office Box 8935
Madison, Wisconsin 53708-8935

Date