

WISCONSIN DEPARTMENT OF SAFETY AND PROFESSIONAL SERVICES



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- ## CONCLUSIONS OF LAW

ORDER

NOW, THEREFORE, IT IS ORDERED that DANIEL M. LUZINSKI is GRANTED a LIMITED AUCTIONEER'S REGISTRATION subject to the following LIMITATIONS, TERMS AND CONDITIONS.

Practice Limitations

1. Applicant shall at all times practice as an auctioneer under the supervision of a registered auctioneer approved by the Department. Approval shall be obtained through correspondence with the Department Monitor.
2. Applicant shall provide a copy of this Final Decision and Order immediately to supervisory personnel at all settings where Applicant works or applies to work as an auctioneer.

Required Reporting

3. Applicant shall arrange for written reports from his supervisors to be provided to Department Monitor on a quarterly basis, as directed by Department Monitor. These reports shall assess Applicant's auctioneer work performance and verify that he is in compliance with all laws relating to the practice of auctioneering including, but not limited to, trust account requirements and the terms of this Order. If Applicant is not working as an auctioneer, he should so indicate on the quarterly report.
4. Applicant shall report to the Department any change of employment status, residence, address or telephone number within five (5) days of the date of a change.
5. Applicant is responsible for compliance with all of the terms and conditions of this Order, including the timely submission of reports by others. Applicant shall promptly notify Department Monitor of any suspected violations of any of the terms and conditions of this Order.
6. Applicant shall comply with all terms of probation and/or parole imposed upon him, and make arrangements with his probation/parole officer to notify the Department Monitor **within 10 calendar days** of any violation of probation/parole terms. In addition, Applicant shall make arrangements for the submission of quarterly reports from his probation/parole office attesting to the status of his participation in probation/parole. Applicant shall provide the Board with current releases complying with state and federal laws, authorizing release and access to his probation and parole records.

DEPARTMENT MONITOR

7. The Department Monitor is the individual designated by the Department as its agent to coordinate compliance with the terms of this Order. Any requests, petitions, reports and other information required by this Order shall be mailed, or delivered to:

DEPARTMENT MONITOR
Department of Regulation and Licensing
Division of Enforcement
1400 East Washington Ave., P.O. Box 8935
Madison, WI 53708-8935
Telephone: (608) 261-7904

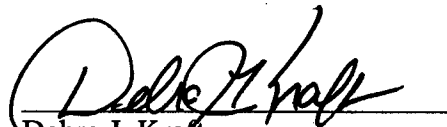
Petitions for Modification

8. Applicant may petition the Department for modification of the terms of this Order after two years of compliance with all terms and conditions of this Order. Applicant's petition must include his/her history of employment from the effective date of this Order that states the dates and names of all employers the applicant worked for during the two year period. Any such petition shall be accompanied by a written recommendation from Applicant's current employer expressly supporting the specific modifications sought and shall include, among other things, the dates of employment and scope of responsibility during such employment,. A denial of such a petition for modification shall not be deemed a denial of license under Wis. Stats. §§ 227.01(3), or 227.42, or Wis. Admin. Code Ch. RL 1, and shall not be subject to any right to further hearing or appeal.
9. Applicant shall be responsible for all costs and expenses incurred in conjunction with the monitoring, screening, supervision and any other expenses associated with compliance with the terms of this Order. Being dropped from a program for non-payment is a violation of this Order.

Summary Suspension / Additional Discipline

10. Failure by Applicant to timely comply with the terms of this limitation and/or any further criminal conviction shall result in the revocation of Applicant's limited license without further notice or hearing or other proceeding. Any other violation of this Order may be the basis for a summary suspension under Wis. Admin. Code ch. RL 6 or separate disciplinary action under Wis. Stat. § 440.26(6).

Dated at Madison, Wisconsin this 15 day of July, 2008.


Debra J. Kraft
On behalf of the Department of
Regulation and Licensing