

# 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	:	FINAL DECISION AND
THE UNLICENSED PRACTICE BY	:	SPECIAL ORDER OF INJUNCTION
	:	WIS. STAT. § 440.21
KEITH H. BURRELL and KELLI	:	
HARRINGTON,	:	LS0902011UNL
	:	
RESPONDENTS.	:	

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Division of Enforcement Case File Number: 08 UNL 102

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

Keith H. Burrell  
3005 Todd Drive  
Madison, Wisconsin 53708

Kelli Harrington  
3005 Todd Drive  
Madison, Wisconsin 53708

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

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

**PROCEDURAL HISTORY**

A Petition for an Administrative Injunction has been filed. 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 Secretary of the Department of Regulation and Licensing, without hearing. The Secretary of the Department of Regulation and Licensing has reviewed this Stipulation and considers it acceptable.

Accordingly, the Secretary of the Department of Regulation and Licensing in this matter adopts the attached Stipulation and makes the following:

**FINDINGS OF FACT**

1. Respondent Keith H. Burrell (Burrell), whose date of birth is January 22, 1971, currently resides at 3005 Todd Drive, Madison, Wisconsin 53708. Mr. Burrell was previously licensed as a private security person (license number 108-3891), which was first granted on July 1, 1997, and which expired on August 31, 2000. Mr. Burrell has never been an owner or operator of a licensed detective agency.

2. Respondent Kelli Harrington (Harrington), who currently resides at 3005 Todd Drive, Madison, Wisconsin,

53708, has never been previously licensed by the State of Wisconsin as a private security person or been an owner or operator of a licensed detective agency.

3. On October 23, 2008, Mr. Burrell and Ms. Harrington were observed providing security services at 16 Langdon Street, Madison, Wisconsin, a building owned by the Phi Gamma Delta fraternity. Mr. Burrell and Ms. Harrington were observed wearing black tee shirts with white lettering on the back reading, "SECURITY." Mr. Burrell and Ms. Harrington were hired to provide security person services by the Sigma Pi fraternity at a private party, and represented themselves to members of the fraternity as a detective agency.

4. Per Wis. Stat. § 440.26(1)(a), "No person may do any of the following unless he or she has a license or permit issued under this section: 1. Advertise, solicit or engage in the business of operating a detective agency. 2. Act as a... private security person...."

### CONCLUSIONS OF LAW

1. The Wisconsin Department of Regulation and Licensing has jurisdiction over this matter pursuant to Wis. Stat. § 440.21(1) and (2).

2. The Wisconsin Department of Regulation and Licensing is authorized to enter into the attached stipulation pursuant to Wis. Stat. § 227.44(5).

3. By soliciting to provide private security services and by providing private security services, Respondents **Keith H. Burrell** and **Kelli Harrington** have operated a detective agency without a license, and acted as private security persons without licenses, in violation of Wis. Stat. § 440.26(1)(a)1 and 2.

### ORDER

**NOW, THEREFORE, IT IS HEREBY ORDERED** that **Keith H. Burrell** and **Kelli Harrington** are each jointly and severally hereby ENJOINED and PROHIBITED from soliciting or otherwise engaging in the business of a detective agency, and from acting as private security persons, until and unless they are duly licensed to do so by the Wisconsin Department of Regulation and Licensing.

This Order shall become effective upon the date of its signing.

WISCONSIN DEPARTMENT OF REGULATION AND LICENSING

By: Celia M. Jackson, Secretary

2/1/09

Date

STATE OF WISCONSIN  
BEFORE THE DEPARTMENT OF REGULATION AND LICENSING

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IN THE MATTER OF :  
THE UNLICENSED PRACTICE BY : STIPULATION  
 :  
KEITH H. BURRELL and KELLI :  
HARRINGTON, : LS # \_\_\_\_\_ UNL  
 :  
RESPONDENTS. :

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Division of Enforcement Case File Number: 08 UNL 102

It is hereby stipulated between Keith H. Burrell, Respondent; Kelli Harrington, Respondent; and Mark A. Herman, 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 litigation by the Division of Enforcement (08 UNL 102). Respondent consents to the resolution of this matter by stipulation and without proceeding to hearing.
2. Respondents understand that by the signing of this Stipulation they voluntarily and knowingly waive their rights, including: the right to a hearing on the allegations against them, 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 them; the right to call witnesses on their behalf and to compel their attendance by subpoena; the right to testify themselves; 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 them under the United States Constitution, the Wisconsin Constitution, the Wisconsin Statutes and the Wisconsin Administrative Code. Respondents deny the allegations found in the attached Final Decision and Special Order of Injunction, but admit that there is evidence from which the Secretary can make the Findings of Fact and reach the Conclusions of Law contained therein.
3. Respondents have been provided an opportunity to obtain legal counsel prior to signing this stipulation.
4. Respondents agree to the adoption of the attached Final Decision and Special Order of Injunction by the Secretary of the Department of Regulation and Licensing (hereafter "Secretary"). The parties to the Stipulation consent to the entry of the attached Final Decision and Special Order of Injunction without further notice, pleading, appearance or consent of the parties. Respondents waive all rights to any appeal of the attached order, if adopted in the form as attached.
5. If the terms of this Stipulation are not acceptable to the Secretary, the parties shall not be bound by the contents of this Stipulation, and the matter shall be returned to the Division of Enforcement for further proceedings. In the event that this Stipulation is not accepted by the Secretary, the parties agree not to contend that the Secretary 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 Secretary, without the presence of the Respondents or their attorney, for purposes of speaking in support of this agreement and answering questions that the Secretary may have in connection with the Secretary's deliberations on the Stipulation.
7. Respondents are informed that should the Secretary adopt this stipulation, the Secretary's Final Decision and Order is a public record and will be published in accordance with standard Department policy.
8. The Division of Enforcement joins Respondents in recommending that the Secretary adopt this Stipulation and issue the attached Final Decision and Order.

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**Keith H. Burrell**  
Respondent  
3005 Todd Drive  
Madison, Wisconsin 53713

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Date

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**Kelli Harrington**  
Respondent  
3005 Todd Drive  
Madison, Wisconsin 53713

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Date

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**Mark A. Herman**  
Attorney  
Division of Enforcement  
Wisconsin Department of Regulation and Licensing  
Post Office Box 8935  
Madison, Wisconsin 53708-8935

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Date