

WISCONSIN DEPARTMENT OF REGULATION & LICENSING



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IN THE MATTER OF DISCIPLINARY :
PROCEEDINGS AGAINST : **FINAL DECISION AND ORDER**
:
EUGENE N. GUIBORD Jr., : LS0909243RSG
RESPONDENT. :

Division of Enforcement Case #09 RSG 3

The parties to this action for the purposes of Wis. Stat. § 227.53, are:

Eugene N. Guibord Jr.
8215 S. Wildwood Dr.
Oak Creek, WI 53154

Department of Regulation and Licensing
Division of Enforcement
P.O. Box 8935
Madison, WI 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 Secretary or designee has reviewed this Stipulation and considers it acceptable.

Accordingly, the Department adopts the attached Stipulation in this matter, and makes the following:

FINDINGS OF FACT

1. Respondent Eugene N. Guibord, Jr., (d.o.b. 10/5/71), is a private detective licensed in the State of Wisconsin pursuant to license #11218-63, originally granted on 11/17/06.
2. On 1/8/09, Respondent was convicted in the Circuit Court for Dane County of 2 counts of Fourth Degree Sexual Assault, and one count of Disorderly Conduct, for conduct which occurred on 7/26/07. Sentence was withheld and Respondent was placed on probation for 18 months. In addition to the usual conditions of probation, Respondent was ordered to maintain absolute sobriety and comply with any recommended treatment following an evaluation. He was not placed on the sex offender registry.
3. The conduct arose when Respondent was influenced by alcoholic beverages, and consisted of his engaging in offensive and explicitly sexual conduct with two women who were attending a professional meeting with Respondent; the events occurred during the evening hours and included groping while fully clothed. Respondent has complied with all conditions of probation to date, and represents to the Department that he has maintained absolute sobriety, and intends to continue to do so.

CONCLUSIONS OF LAW

- A. The Wisconsin Department of Regulation and Licensing has jurisdiction to act in this matter pursuant to Wis. Stat. §440.26(6), and is authorized to enter into the attached Stipulation pursuant to §227.44(5), Wis. Stats.
- B. The conduct described in paragraph 2, above, violated Wis. Adm. Code § 35.01(2). Such conduct constitutes unprofessional conduct within the meaning of the Code and statutes.

ORDER

NOW, THEREFORE, IT IS HEREBY ORDERED, that the attached Stipulation is accepted.

IT IS FURTHER ORDERED, that Eugene N. Guibord, Jr., is REPRIMANDED for his unprofessional conduct in this matter.

IT IS FURTHER ORDERED, that Respondent's license is LIMITED in the following respect: Respondent shall maintain absolute sobriety with respect to the use of ethyl alcohol. Respondent shall submit to a chemical test of his breath, blood, or urine, at any time at the request of the Department, its staff or agents, including any request conveyed through a law enforcement officer.

IT IS FURTHER ORDERED, that Respondent shall pay COSTS in this matter in the amount of \$300, no later than July 5, 2010.

IT IS FURTHER ORDERED, that pursuant to Wis. Stat. § 227.51(3), and Wis. Adm. Code ch. RL 6, violation of any of the terms of this Order may be construed as conduct imperiling public health, safety and welfare and may result in a summary suspension of Respondent's license. The Department in its discretion may in the alternative impose additional conditions and limitations or other additional discipline for a violation of any of the terms of this Order. In the event Respondent fails to timely submit any payment of the costs as ordered, Respondent's license SHALL BE SUSPENDED, without further notice or hearing, until Respondent has paid them in full, together with any accrued interest.

Dated this 24th day of September, 2009.

WISCONSIN DEPARTMENT OF REGULATION AND LICENSING, by:

Celia M. Jackson, Secretary