

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

CALVIN M. LUCAS,
RESPONDENT.

ORDER 0000085

Division of Enforcement File #07 RSG 1

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

Calvin M. Lucas
4736 N. 74th St.
Milwaukee, WI 53218

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. Calvin Maurice Lucas (Date of Birth: June 22, 1982) is duly credentialed as a Private Security Person in the state of Wisconsin (Permit #108-24000) by the Wisconsin Department of Regulation and Licensing (Department).
2. Mr. Lucas was first issued a regular Private Security Permit on July 8, 2003. On September 1, 2004, Mr. Lucas' Private Security Permit expired. The Private Security Permit was not renewed until November 23, 2004.
3. On September 1, 2006, Mr. Lucas' Private Security Permit again expired. The Private Security Permit was not renewed until January 4, 2007. Mr. Lucas' Private Security Permit remains current until August 31, 2010.
4. Mr. Lucas was employed as a security guard with DBP Detective & Security Agency, L.L.C., a licensed Private Detective Agency in the state of Wisconsin from July 8, 2003, through to January 3, 2004.

5. Mr. Lucas was again employed by a security guard with DBP Detective & Security Agency, L.L.C., from approximately November 1, 2006, through January 8, 2008. Mr. Lucas' Private Security Permit was in expired status from September 1, 2006, through January 4, 2007.

6. On February 28, 2006, Mr. Lucas was convicted in Racine County, Wisconsin Circuit Court of one count of misdemeanor Possession of THC. Mr. Lucas did not inform the Department of this conviction within 48 hours of conviction.

7. On or about October 31, 2006, Mr. Lucas filed a Renewal Application for a Private Security Person Permit with the Department. That Private Security Person Renewal Application contains the following language, immediately above the line which Mr. Lucas was to date and sign:

HAVE YOU BEEN CONVICTED WITHIN THE PAST TWO YEARS OF A FELONY, A MISDEMEANOR, OR A VIOLATION OF ANY STATE OR LOCAL LAW (OTHER THAN TRAFFIC) THAT IS PUNISHABLE BY A FORFEITURE, OR, ARE CHARGES PENDING? (If YES, provide information)

That Private Security Person Renewal Application contains the following language immediately below the line which Mr. Lucas was to date and sign:

MAKING A FALSE STATEMENT IN CONNECTION WITH ANY APPLICATION FOR PERMIT IS GROUNDS FOR REVOCATION OR DENIAL.

8. Mr. Lucas checked the "NO" box concerning convictions; he then signed and dated the Application. There is no evidence or mention of the February 28, 2006, Possession of THC Conviction in his Renewal Application.

9. When he filed a renewal application, staff discovered the discrepancy, and Respondent was given an opportunity to explain why he failed to disclose the conviction. Respondent wrote that he misread the question, and that it was an honest mistake.

10. In resolution of this matter, Calvin M. Lucas consents to the entry of the following Conclusions of Law and Order.

CONCLUSIONS OF LAW

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

B. By the conduct referred to in Finding of Fact 5., Calvin M. Lucas has violated Wis. Stat. § 440.26(1)(a)2.

C. By the conduct referred to in Finding of Fact 6., Calvin M. Lucas has violated Wis. Stat. § 440.26(4m)(b), and (6)(a)1., and Wis. Admin. Code § RL 35.01(2).

D. By the conduct referred to in Findings of Fact 7. and 8., Calvin M. Lucas has violated Wis. Stat. § 440.26(6)(a)3. and Wis. Admin. Code § RL 35.01(17).

ORDER

NOW, THEREFORE, **IT IS HEREBY ORDERED** that Calvin M. Lucas (Permit #108-24000) is **REPRIMANDED** for his unprofessional conduct in this matter.

IT IS FURTHER ORDERED that Calvin M. Lucas shall pay Costs in the amount of FIVE HUNDRED AND FIFTY dollars (\$550) in this matter.

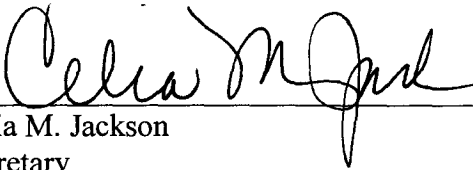
All payments shall be submitted no later than 7/5/10. Payment shall be made by ***certified check or money order***, payable to the Wisconsin Department of Regulation and Licensing and sent to:

Department Monitor
Division of Enforcement
Post Office Box 8935
Madison, Wisconsin 53708-8935
608-261-7904

IT IS FURTHER ORDERED that in the event Calvin M. Lucas fails to comply with all the terms of the Order as set forth above, the private security permit of Calvin M. Lucas (permit number 108-24000) **SHALL BE SUSPENDED**, without further notice or hearing, until Calvin M. Lucas has paid the assessed Costs, in full, together with any accrued interest.

This Order shall be effective on the date on which it is signed.

WISCONSIN DEPARTMENT OF REGULATION AND LICENSING

By 
Celia M. Jackson
Secretary

3/1/10
Date

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