

WISCONSIN DEPARTMENT OF REGULATION & LICENSING



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STATE OF WISCONSIN
BEFORE THE DEPARTMENT OF REGULATION AND LICENSING

IN THE MATTER OF
DISCIPLINARY PROCEEDINGS AGAINST

DONALD A. NEUMANN,
RESPONDENT.

:
:
: FINAL DECISION AND ORDER
:
: ORDER 0000638
:

Division of Enforcement Case Number 10 RSG 033

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

Donald A. Neumann
1200 9th Avenue
Antigo, WI 54409

Wisconsin Department of Regulation and Licensing
P.O. Box 8935
Madison, WI 53708-8935

Wisconsin Department of Regulation and Licensing
Division of Enforcement
P.O. Box 8935
Madison, WI 53708-8935

The parties in this matter agree to the terms and conditions of the attached Stipulation as the final disposition of this matter, subject to the approval of the Wisconsin Department of Regulation and Licensing ("Department"). The Department Secretary or Designee has reviewed this Stipulation and considers it acceptable.

Accordingly, the Department adopts the attached Stipulation and makes the following:

FINDINGS OF FACT

1. Respondent Donald A. Neumann (dob 01/21/1946) is licensed in the State of Wisconsin as a Private Security Person, having license number 108-37282, first issued on 11/07/2008 and current through 08/31/2012. Mr. Neumann's most recent address on file with the Department is 1200 9th Avenue, Antigo, WI 54409.

2. On or about July 6, 2010, Mr. Neumann submitted a renewal application and answered "No" to the following question:

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.)

3. A Criminal Information Bureau check revealed convictions for Mr. Neumann within the two years preceding July 6, 2010. The Department subsequently opened a case for investigation.

4. Court records obtained during the course of the Department's investigation revealed that on or about November 17, 2009, Mr. Neumann was convicted of a forfeiture offense, Disorderly Conduct.

5. Court records obtained during the course of the Department's investigation revealed that on or about March 1, 2010, Mr. Neumann was convicted of a forfeiture offense, Disorderly Conduct.

6. Court records obtained during the course of the Department's investigation revealed that on or about August 17, 2010, Mr. Neumann was convicted of a misdemeanor offense, Disorderly Conduct.

7. Mr. Neumann failed to notify the Department of the convictions within 48 hours after the entry of the judgments of conviction.

8. In resolution of this matter, Respondent Donald A. Neumann consents to the entry of the following Conclusions of Law and Order.

CONCLUSIONS OF LAW

1. The State of 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 Wis. Stat. § 227.44(5).

2. By the conduct described in paragraph 2 of the Findings of Fact, Respondent Donald A. Neumann has engaged in conduct reflecting adversely on his professional qualification pursuant to Wis. Admin. Code § RL 35.01(17) by providing false information in the application for a credential.

3. By the conduct described in paragraphs 4-6 of the Findings of Fact, Respondent Donald A. Neumann has engaged in conduct reflecting adversely on his professional qualification pursuant to Wis. Admin. Code § RL 35.01(2) by violating laws the circumstances of which substantially relate to the practice of a private security person.

4. By the conduct described in paragraph 7 of the Findings of Fact, Respondent Donald A. Neumann has violated Wis. Stat. § 440.26(4m)(b) and Wis. Admin. Code § RL 35.01(2) by failing to report his convictions within 48 hours of the judgments of conviction.

5. As a result of the violations noted in the Conclusions of Law, Respondent Donald A. Neumann is subject to discipline pursuant to Wis. Stat. § 440.26(6)(a)1, 2, 3, and 4.

ORDER

NOW, THEREFORE, IT IS HEREBY ORDERED that:

1. The private security license of Respondent Donald A. Neumann, license number 108-37282, is hereby **SUSPENDED** for a period of fifteen (15) days, beginning 10 days after the date of this Order.

2. Within ninety (90) days following the date of this Order, Respondent Donald A. Neumann shall pay COSTS in the amount of ONE HUNDRED AND FIVE DOLLARS (\$105.00).

3. Payment of the costs shall be made by check payable to the Wisconsin Department of Regulation and Licensing and sent to:

Department Monitor
Division of Enforcement
Department of Regulation and Licensing
P.O. Box 8935, Madison, WI 53708-8935
Telephone (608) 267-3817, Fax (608) 266-2264

4. 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 Donald A. Neumann fails to timely submit payment of the costs as ordered and as set forth above, Respondent Neumann's license (number 108-37282) may, in the discretion of the Department or its designee, be **SUSPENDED**, without further notice or hearing, until Respondent has complied with payment of the costs.

5. This Order is effective on the date of its signing.

THE WISCONSIN DEPARTMENT OF REGULATION AND LICENSING

By 
Secretary or Designee
Department of Regulation and Licensing

11/27/11
Date