

WISCONSIN DEPARTMENT OF SAFETY AND PROFESSIONAL SERVICES



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STATE OF WISCONSIN
BEFORE THE DEPARTMENT OF SAFETY AND PROFESSIONAL SERVICES

IN THE MATTER OF :
DISCIPLINARY PROCEEDINGS AGAINST :
 : FINAL DECISION AND ORDER
KEMAL MIFTARO, :
RESPONDENT. : ORDER 0001292

Division of Enforcement Case No. 10 RSG 050

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

Kemal Miftaro
3157 S. 84th Street
Milwaukee, WI 53227

Wisconsin Department of Safety and Professional Services
P.O. Box 8935
Madison, WI 53708-8935

Division of Enforcement
Wisconsin Department of Safety and Professional Services
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 Safety and Professional Services (Department). The Department has reviewed this Stipulation and considers it acceptable.

Accordingly, the Department adopts the attached Stipulation and makes the following Findings of Fact, Conclusions of Law and Order.

FINDINGS OF FACT

1. Respondent Kemal Miftaro is licensed in the State of Wisconsin as a Private Security Person, having license number 108-40227, first issued on 03/29/2010 and current through 08/31/2012. Kemal Miftaro's most recent address on file with the Department is 3157 S. 84th Street, Milwaukee, WI 53227.

2. On or about December 27, 2010, the Department received a complaint alleging that Respondent had been terminated from employment for stealing money from a wallet which had been found and turned in to him while he was on duty providing security services.

3. Respondent admits to the allegation in the complaint.

CONCLUSIONS OF LAW

1. The Wisconsin Department of Safety and Professional Services 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 the Findings of Fact, Respondent Kemal Miftaro engaged in conduct which reflects adversely on his professional qualification pursuant to Wis. Admin. Code § RL 35.01(2) by violating a law, the circumstances of which substantially relate to the practice of a private security person.

3. As a result of the violation noted in the Conclusions of Law, Respondent Kemal Miftaro is subject to discipline pursuant to Wis. Stat § 440.26(6)(a)2 and Wis. Admin. Code § RL 35.01.

ORDER

NOW, THEREFORE, IT IS HEREBY ORDERED that:

1. The VOLUNTARY SURRENDER of Kemal Miftaro's Wisconsin private security person license (number 108-40227) is hereby accepted.

2. Respondent shall not seek to reinstate or apply for a private security person license with the State of Wisconsin within 5 years of the date of this Order.

3. If Respondent ever seeks to renew or reinstate his license or applies for any other credential regulated by the Department, then he shall pay the costs of investigating and prosecuting this matter, in the amount of TWO HUNDRED FIFTY-EIGHT DOLLARS (\$258.00), before any such application may be considered. Payment of the costs shall be made payable to the Wisconsin Department of Safety and Professional Services and sent to:


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

4. In the event that Respondent seeks to renew or reinstate his license or applies for any other license, he shall submit a new application for licensure and meet all requirements for licensure then existing at the time of his request.

5. Should Respondent seek to renew or reinstate his license or apply for any other license, the Wisconsin Department of Safety and Professional Services may in its sole discretion determine whether, and under what circumstances, a license may be issued.

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

WISCONSIN DEPARTMENT OF SAFETY AND PROFESSIONAL SERVICES

By: 
Michael J. Berndt, Chief Legal Counsel
On Behalf of the Department

12/29/11
Date