

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
LEONARD K. BROWN,	:	
RESPONDENT.	:	ORDER 0001516

Division of Enforcement Case No. 11 RSG 027

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

Leonard K. Brown
10415 W. Plum Tree Circle, Apt. 102
Hales Corners, WI 53130

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 Leonard K. Brown (dob 05/01/1957) is licensed in the State of Wisconsin as a Private Security Person, having license number 108-4642, first issued on 08/13/1997 and current through 08/31/2012. Mr. Brown's most recent address on file with the Department is 10415 W. Plum Tree Circle, Apt. 102, Hales Corners, WI 53130.

2. Mr. Brown was granted a limited private security person license on August 31, 1997. The license limitation was due Mr. Brown's past criminal convictions. Mr. Brown's

private security person license was revoked on November 29, 1999 for Mr. Brown's failure to comply with the terms of his license limitation.

3. Mr. Brown was issued a limited private security person license on February 14, 2001. The license limitation was due to Mr. Brown's past criminal convictions and his failure to comply with the previous license limitation. On October 10, 2001, Mr. Brown's private security person license was revoked for Mr. Brown's failure to comply with the terms of his license limitation.

4. Mr. Brown was issued a limited private security person license on November 5, 2001. The license limitation was due to Mr. Brown's past criminal convictions and his failure to comply with the terms of previous license limitations. On December 3, 2001, Mr. Brown's private security person license was revoked due to Mr. Brown's failure to be employed by a private detective agency.

5. Mr. Brown's limited private security person license was reinstated on September 30, 2002 and was changed to full active status on November 5, 2002.

6. Mr. Brown's private security person license expired on September 1, 2010. In July 2011, Mr. Brown submitted a renewal application for his private security person license 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.)

7. A subsequent Criminal Information Bureau check revealed a conviction for Mr. Brown within the two years preceding July 2011. Division of Enforcement case number 11 RSG 027 was subsequently opened for investigation.

8. Court records obtained during the course of the Department's investigation revealed that on March 24, 2010, Mr. Brown was issued a citation for impersonating a peace officer (Greendale, Wisconsin Police Department). On July 22, 2010, Mr. Brown was convicted of the offense.

9. Mr. Brown failed to notify the Department of the conviction within 48 hours after the entry of the judgment of conviction.

10. In resolution of this matter, Respondent Leonard K. Brown consents to the entry of the following Conclusions of Law and Order.

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 engaged in conduct which reflects adversely on his professional qualification pursuant to Wis. Admin. Code § RL (now SPS) 35.01(2) by violating a law the circumstances of which substantially relate to the practice of a private security person.

3. By the conduct described in the Findings of Fact, Respondent violated Wis. Stat. § 440.26(4m)(b) and engaged in conduct which reflects adversely on his professional qualification pursuant to Wis. Admin. Code § RL (now SPS) 35.01(2) by failing to report a conviction to the Department within 48 hours of the judgment of conviction.

4. By the conduct described in the Findings of Fact, Respondent engaged in conduct which reflects adversely on his professional qualification pursuant to Wis. Admin. Code § RL (now SPS) 35.01(5) by pretending to be a peace officer.

5. By the conduct described in the Findings of Fact, Respondent engaged in conduct which reflects adversely on his professional qualification pursuant to Wis. Admin. Code § RL (now SPS) 35.01(17) providing false information in the application for a credential.

6. As a result of the violations noted above, Respondent Leonard K. Brown is subject to discipline pursuant to Wis. Stat. § 440.26(6)(a) and Wis. Admin. Code § RL (now SPS) 35.01.

ORDER

NOW, THEREFORE, IT IS HEREBY ORDERED that:

1. The Private Security Person license of Leonard K. Brown (license number 108-4642) is hereby SUSPENDED for a period of 60 days beginning 15 days after the date of this Order.

2. Within 90 days of the date of this Order, Respondent Brown shall pay COSTS of this matter in the amount of \$447.00.

3. Costs in this matter shall be made payable to the Wisconsin Department of Safety and Professional Services and shall be sent to the Department Monitor at the address below:

Department Monitor
Division of Enforcement
Department of Safety and Professional Services
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 fails to timely submit payment of the costs in this matter as ordered and as set forth above, Respondent's license (no. 108-4642) may, in the discretion of the

Department, 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.

WISCONSIN DEPARTMENT OF SAFETY AND PROFESSIONAL SERVICES

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

5/2/12
Date