

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
CHARLES V. HARGROVE,	:	
RESPONDENT.	:	ORDER 000153 1

Division of Enforcement Case No. 11 RSG 015

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

Charles V. Hargrove
9104 N. 75th St., #2A
Milwaukee, WI 53223

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 Charles V. Hargrove is licensed in the State of Wisconsin as a Private Security Person, having license number 108-23013, first issued on 02/27/2003 and current through 08/31/2012. Mr. Hargrove's most recent address on file with the Department is 9104 N. 75th St., #2A, Milwaukee, WI 53223.

2. Respondent Hargrove's private security person license expired on September 1, 2010. In March 2011, Respondent Hargrove submitted a license renewal application to the Department 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 subsequent Criminal Information Bureau check revealed a conviction for Respondent Hargrove within the two years preceding March 2011. Division of Enforcement case number 11 RSG 015 was subsequently opened for investigation.

4. Court records obtained during the course of the Department's investigation revealed that in April 2009, Respondent Hargrove was charged with Possess THC (Manitowoc County Case Number 2009CM000211). Respondent Hargrove was convicted of the charge on June 1, 2009.

5. Respondent Hargrove failed to notify the Department of the conviction within 48 hours after the judgment of conviction.

6. On January 24, 2012, the Department sent Respondent Hargrove a letter requesting additional information. Respondent Hargrove failed to respond to the letter.

7. In resolution of this matter, Respondent Charles V. Hargrove 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 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 violation to the Department within 48 hours of the judgment of conviction.

3. 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) by providing false information in the application for a credential.

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 § SPS 35.01(23) by failing to timely respond to a request of the Department.

5. As a result of the violations noted above, Respondent Charles V. Hargrove is subject to discipline pursuant to Wis. Stat. § 440.26(6)(a)2-4 and Wis. Admin. Code § RL (now SPS) 35.01.


ORDER

NOW, THEREFORE, IT IS HEREBY ORDERED that:

1. The attached Stipulation is hereby accepted.
2. Respondent Charles V. Hargrove is hereby REPRIMANDED.
3. Within 90 days of the date of this Order, Respondent Hargrove shall pay partial COSTS of this matter in the amount of \$146.00. Within 180 days of the date of this Order, Respondent Hargrove shall pay partial COSTS of this matter in the amount of \$146.00 for a total of \$292.00 in costs.
4. Payment of costs shall be made payable to the Wisconsin Department of Safety and Professional Services and 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
5. 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 as ordered and as set forth above, Respondent's license (no. 108-23013) may, in the discretion of the Department, be SUSPENDED, without further notice or hearing, until Respondent has complied with payment of the costs.
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

5/9/12
Date